

SECOND REGULAR SESSION

SENATE BILL NO. 709

100TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR EIGEL.

Pre-filed December 1, 2019, and ordered printed.

ADRIANE D. CROUSE, Secretary.

3932S.01I

AN ACT

To amend chapter 304, RSMo, by adding thereto one new section relating to traffic enforcement.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapter 304, RSMo, is amended by adding thereto one new
2 section, to be known as section 304.288, to read as follows:

304.288. 1. As used in this section "traffic enforcement system"
2 **means a camera or optical device designed to record images that depict**
3 **the motor vehicle, the motor vehicle operator, the license plate of the**
4 **motor vehicle, or other images to establish evidence that the motor**
5 **vehicle or its operator is not in compliance with a state law, ordinance,**
6 **order, or other provision which is designated as a traffic offense. An**
7 **"automated traffic enforcement system" includes red light cameras and**
8 **other similar automatic photo devices. An "automated traffic**
9 **enforcement system" does not include any system or device that**
10 **captures visual signals that is capable of installation and being**
11 **installed in a vehicle or being worn or carried by personnel of a law**
12 **enforcement agency and that includes, at a minimum, a camera and**
13 **recording capabilities.**

14 **2. Beginning on August 28, 2020, no county, city, town, village,**
15 **municipality, state agency, or other political subdivision of this state**
16 **may enact, adopt, or enforce, or authorize any other entity to enact,**
17 **adopt, or enforce, any law, ordinance, regulation, order, or other**
18 **provision that authorizes the use of an automated traffic enforcement**
19 **system or systems to establish evidence that a motor vehicle or its**
20 **operator has not paid any user fee or is not in compliance with traffic**
21 **signals, traffic speeds, or other traffic laws, ordinances, rules, or**

22 regulations on any public street, road, or highway within this state or
23 to impose or collect any civil or criminal fine, fee, user fee, or penalty
24 for any such noncompliance, except as permitted under subsection 3 of
25 this section.

26 3. Any county, city, town, village, municipality, state agency, or
27 other political subdivision of this state that has an automated traffic
28 enforcement system installation or maintenance contract with a
29 company or entity on August 28, 2020, shall arrange to complete or
30 terminate the contract no later than August 28, 2021. The provisions of
31 subsection 2 of this section shall apply to the county, city, town, village,
32 municipality, state agency, or other political subdivision after the
33 termination or completion of such installation or maintenance
34 contracts.

35 4. Notwithstanding any provision of law to the contrary, no
36 county, city, town, village, municipality, state agency, or other political
37 subdivision of this state shall be exempted from the provisions of this
38 section except by explicit reference in state law to, or modification of,
39 this section.

40 5. This section shall not apply to any data or information
41 recorded at weigh stations managed by the department of
42 transportation or the highway patrol.

✓

Copy