

SECOND REGULAR SESSION

HOUSE BILL NO. 1754

100TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE SPENCER.

4287H.011

DANA RADEMAN MILLER, Chief Clerk

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 section, to be
2 known as section 304.288, to read as follows:

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

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

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18 or to impose or collect any civil or criminal fine, fee, user fee, or penalty for any such
19 noncompliance, except as permitted under subsection 3 of this section.

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

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

31 5. This section shall not apply to any data or information recorded at weigh stations
32 managed by the department of transportation or the Missouri state highway patrol.

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