

State of South Dakota

EIGHTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2011

457S0598

HOUSE ENGROSSED NO. **HB 1161** - 2/8/2011

Introduced by: Representatives Gibson, Boomgarden, Elliott, Haggar, Kirkeby, Olson (Betty), Russell, and Turbiville and Senators Bradford, Cutler, Krebs, Lederman, Peters, and Tidemann

1 FOR AN ACT ENTITLED, An Act to prohibit the use of certain photo radar speed detection
2 systems and of certain photo monitoring devices to detect red light violations.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That chapter 32-25 be amended by adding thereto a NEW SECTION to read as
5 follows:

6 No state, county, municipal, or township authority may use photo radar speed detection to
7 determine compliance with any speed restriction imposed by this chapter or by any local
8 ordinance.

9 Section 2. That chapter 32-28 be amended by adding thereto a NEW SECTION to read as
10 follows:

11 No state, county, municipal, or township authority may use a photo monitoring device to
12 detect any red light violation.

13 Section 3. That chapter 32-25 be amended by adding thereto a NEW SECTION to read as
14 follows:



1 For the purposes of section 1 of this Act, the term, photo radar speed detection, means the
2 detection of a vehicle's speed by use of an automated radar device combined with photographic
3 identification of the vehicle by automatic number plate recognition technology. The term does
4 not apply to video cameras mounted in law enforcement vehicles.

5 Section 4. That chapter 32-28 be amended by adding thereto a NEW SECTION to read as
6 follows:

7 For the purposes of section 2 of this Act, the term, photo monitoring device, means a device
8 used with a lighted traffic control device to detect a red light violation combined with a
9 photographic identification of the vehicle.