

HOUSE BILL NO. 1386

99TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE SPENCER.

4286H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To amend chapters 302 and 304, RSMo, by adding thereto two new sections relating to transportation regulations.

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

Section A. Chapters 302 and 304, RSMo, are amended by adding thereto two new sections, to be known as sections 302.335 and 304.288, to read as follows:

302.335. 1. Except as otherwise provided in subsection 2 of this section, any motorist charged with a traffic violation in this state or any county or municipality of this state shall receive notification, in person, within twenty-four hours of the violation from a law enforcement officer employed by the law enforcement agency issuing the violation.

2. The in-person notification requirement of subsection 1 of this section shall not apply to:

- (1) Parking tickets;**
- (2) Violations under section 577.060;**
- (3) Incidents requiring further investigation; or**
- (4) Any other situation in which in-person notification is not possible.**

304.288. 1. As used in this section "automated traffic enforcement system" means a camera or optical device designed to record images that depict the motor vehicle, the motor vehicle operator, the license plate of the motor vehicle, or other images to establish evidence that the motor vehicle or its operator is not in compliance with a state law, ordinance, order, or other provision which is designated as a traffic infraction.

2. Beginning August 28, 2018, no county, city, town, village, municipality, state agency, or other political subdivision of this state may enact, adopt, or enforce, or

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.

8 authorize any other entity to enact, adopt, or enforce, any law, ordinance, regulation,
9 order, or other provision that authorizes the use of an automated traffic enforcement
10 system or systems to establish evidence that a motor vehicle or its operator has not paid
11 any user fee or is not in compliance with traffic signals, traffic speeds, or other traffic laws,
12 ordinances, rules, or regulations on any public street, road, or highway within this state
13 or to impose or collect any civil or criminal fine, fee, user fee, or penalty for any such
14 noncompliance, except as permitted under subsection 3 of this section.

15 3. Any county, city, town, village, municipality, state agency, or other political
16 subdivision of this state that has an automated traffic enforcement system installation or
17 maintenance contract with a company or entity on the effective date of this section shall
18 arrange to complete or terminate the contract within one year after the effective date of
19 this section. The provisions of subsection 2 of this section shall apply to the county, city,
20 town, village, municipality, state agency, or other political subdivision after the termination
21 or completion of such installation or maintenance contracts.

22 4. This section shall not apply to any data or information recorded at weigh stations
23 managed by the department of transportation or the highway patrol.

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