

1 HB366
2 207809-1
3 By Representative Sorrell
4 RFD: Public Safety and Homeland Security
5 First Read: 09-FEB-21

SYNOPSIS: Existing local laws authorize certain municipalities to use automated traffic enforcement systems to detect red light and speeding violations.

This bill would prohibit the use of automated traffic enforcement systems and would repeal all local laws authorizing the use of automated traffic enforcement for red light or speeding violations.

A BILL
TO BE ENTITLED
AN ACT

Relating to automated traffic enforcement; to prohibit the use of automated traffic enforcement systems; to repeal all local laws authorizing the use of automated traffic enforcement for red light or speeding violations, including: Part 3, commencing with Section 45-24A-32, of Article 3 of Chapter 24A of Title 45; Part 2, commencing with Section

1 45-37A-331, of Article 33 of Chapter 37A of Title 45; Part 2,
2 commencing with Section 45-41A-41, of Chapter 41A of Article 4
3 of Title 45; Part 3, commencing with Section 45-37A-42, of
4 Article 4 of Chapter 37A of Title 45; Article 10, commencing
5 with Section 45-37A-100, of Chapter 37A of Title 45; and
6 Article 1, commencing with Section 45-21A-10, of Chapter 21A
7 of Title 45, Code of Alabama 1975; and Act 2009-740 of the
8 2009 Regular Session, Acts 2011-298 and 2011-337 of the 2011
9 Regular Session, Act 2010-711 of the 2010 Regular Session, Act
10 2012-326 of the 2012 Regular Session, and Act 2016-117 of the
11 2016 Regular Session.

12 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

13 Section 1. (a) For purposes of this section, the
14 term "automated traffic enforcement system" means any camera
15 system that is designed and installed to record violations of
16 traffic safety laws. The term includes, but is not limited to,
17 a system capable of producing at least two recorded images, at
18 least one of which is capable of clearly depicting the license
19 plate of a motor vehicle that is in violation of traffic law.
20 The term also includes, but is not limited to, a system that
21 may work in conjunction with an electronically operated
22 traffic-control device using vehicle sensors synchronized to
23 automatically record, either by conventional film or digital
24 imaging, sequenced photographs or full motion video of the
25 rear of a motor vehicle while proceeding through a signalized
26 intersection, or in conjunction with an electronically

1 operated speed detection device synchronized to automatically
2 record digital imaging of a motor vehicle while speeding.

3 (b) An automated traffic enforcement system may not
4 be used by the state, a county, a municipality, any of their
5 instrumentalities, or any other political subdivision of the
6 state to enforce traffic laws.

7 Section 2. All local laws authorizing the use of an
8 automated traffic enforcement system are repealed, including,
9 but not limited to, the following:

10 (1) Part 3, commencing with Section 45-24A-32, of
11 Article 3 of Chapter 24A of Title 45, Code of Alabama 1975,
12 relating to the City of Selma.

13 (2) Part 2, commencing with Section 45-37A-331, of
14 Article 33 of Chapter 37A of Title 45, Code of Alabama 1975,
15 relating to the City of Midfield.

16 (3) Part 2, commencing with Section 45-41A-41, of
17 Article 4 of Chapter 41A of Title 45, Code of Alabama 1975,
18 relating to the City of Opelika.

19 (4) Part 3, commencing with Section 45-37A-42, of
20 Article 4 of Chapter 37A of Title 45, Code of Alabama 1975,
21 relating to the City of Bessemer.

22 (5) Article 10, commencing with Section 45-37A-100,
23 of Chapter 37A of Title 45, Code of Alabama 1975, relating to
24 the City of Center Point.

25 (6) Article 1, commencing with Section 45-21A-10, of
26 Chapter 21A of Title 45, Code of Alabama 1975, relating to the
27 City of Brantley.

1 (7) Act 2009-740 of the 2009 Regular Session, Acts
2 2011-298 and 2011-337 of the 2011 Regular Session, and Act
3 2016-117 of the 2016 Regular Session, relating to the City of
4 Montgomery.

5 (8) Act 2012-326 of the 2012 Regular Session,
6 relating to Phenix City.

7 (9) Act 2010-711 of the 2010 Regular Session,
8 relating to the City of Tuscaloosa.

9 Section 3. This act shall become effective on the
10 first day of the third month following its passage and
11 approval by the Governor, or its otherwise becoming law.