

AN ACT

ENTITLED, An Act to prohibit the use of certain photo monitoring devices to detect red light violations.

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

Section 1. That chapter 32-28 be amended by adding thereto a NEW SECTION to read as follows:

No state, county, municipal, or township authority may contract with any private corporation to provide for the use of any photo monitoring device to detect any red light violation.

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

For the purposes of this Act, the term, photo monitoring device, means a stationary, unmanned device used with a lighted traffic control device to detect a red light violation combined with a photographic identification of the vehicle which results in the issuance of a citation against the registrant, rather than the driver, of the vehicle.

Section 3. That chapter 32-28 be amended by adding thereto a NEW SECTION to read as follows:

This Act constitutes a general law of the state within the meaning of S.D. Const., Article IX, § 2.

An Act to prohibit the use of certain photo monitoring devices to detect red light violations.

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I certify that the attached Act
originated in the

HOUSE as Bill No. 1100

Chief Clerk

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Speaker of the House

Attest:

Chief Clerk

President of the Senate

Attest:

Secretary of the Senate

House Bill No. 1100
File No. _____
Chapter No. _____

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Received at this Executive Office
this ____ day of _____ ,

20__ at _____ M.

By _____
for the Governor

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The attached Act is hereby
approved this _____ day of
_____, A.D., 20__

Governor

=====

STATE OF SOUTH DAKOTA,
SS.
Office of the Secretary of State

Filed _____, 20__
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State

AN ACT

ENTITLED, An Act to define the limitations of interstate compacts relating to the collection of civil fines.

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

Section 1. Terms used in this Act mean:

- (1) "Interstate compact," a voluntary arrangement between two or more states that becomes the law of each state;
- (2) "Red light camera," an automated camera used to capture an image of a vehicle entering an intersection when the traffic light is signaling red;
- (3) "Speed camera," an automated camera used to measure and record the speed of vehicles for the purpose of capturing an image of a vehicle that is traveling in excess of the posted speed limit;
- (4) "Civil fine," a financial penalty imposed by a governmental entity that is imposed without proving the violation, beyond a reasonable doubt, to a court of law or duly impaneled jury.

Section 2. The Department of Public Safety and the Division of Motor Vehicles shall not enter into any compact to provide to another state, or governmental entity located in another state, information used to impose or collect a civil fine that results from an alleged violation captured by a red light camera or speed camera.

Section 3. The Department of Public Safety and the Division of Motor Vehicles shall not provide information used to impose or collect a civil fine that results from a violation captured by a red light camera or speed camera through any existing interstate compact that does not specifically allow, or require, information to be shared for that explicit purpose.

An Act to define the limitations of interstate compacts relating to the collection of civil fines.

I certify that the attached Act
originated in the

HOUSE as Bill No. 1122

Chief Clerk

Speaker of the House

Attest:

Chief Clerk

President of the Senate

Attest:

Secretary of the Senate

House Bill No. 1122

File No. _____

Chapter No. _____

Received at this Executive Office
this _____ day of _____ ,

20____ at _____ M.

By _____
for the Governor

The attached Act is hereby
approved this _____ day of
_____, A.D., 20____

Governor

STATE OF SOUTH DAKOTA,
ss.
Office of the Secretary of State

Filed _____, 20____
at _____ o'clock __ M.

Secretary of State

By _____
Asst. Secretary of State