

By: Isett

H.B. No. 665

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the power of a local authority to enforce compliance
3 with a traffic-control signal on a highway under its jurisdiction
4 by a photographic traffic signal enforcement system.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. The heading to Section 542.203, Transportation
7 Code, is amended to read as follows:

8 Sec. 542.203. LIMITATIONS [~~LIMITATION~~] ON LOCAL
9 AUTHORITIES.

10 SECTION 2. Section 542.203, Transportation Code, is amended
11 by adding Subsections (d) and (e) to read as follows:

12 (d) A local authority may not implement or operate a
13 photographic traffic signal enforcement system with respect to a
14 highway under its jurisdiction. The attorney general shall enforce
15 this subsection.

16 (e) In this section, "photographic traffic signal
17 enforcement system" means a system that:

18 (1) consists of a camera system and vehicle sensor
19 installed to exclusively work in conjunction with an electrically
20 operated traffic-control signal;

21 (2) is capable of producing one or more recorded
22 photographic or digital images that depict the license plate
23 attached to the front or the rear of a motor vehicle that is not
24 operated in compliance with the instructions of the traffic-control

1 signal; and

2 (3) is designed to enforce compliance with the
3 instructions of the traffic-control signal by imposition of a civil
4 or administrative penalty against the owner of the motor vehicle.

5 SECTION 3. Section 542.202(b)(3), Transportation Code, is
6 repealed.

7 SECTION 4. This Act takes effect immediately if it receives
8 a vote of two-thirds of all the members elected to each house, as
9 provided by Section 39, Article III, Texas Constitution. If this
10 Act does not receive the vote necessary for immediate effect, this
11 Act takes effect September 1, 2005.