

SENATE BILL SUMMARY

Prepared by the Division of Legislative Information for the Senate Bill **AS ORIGINALLY FILED**. For more detail, see Senate Bill Analyses, if available, prepared by the Senate's professional committee staff.

SB 816 Uniform Traffic Control by Senator Bennett

Creates the "Mark Wandall Traffic Safety Act." Creates the Mark Wandall Traffic Safety Program to govern the operation of traffic infraction detectors. Requires that a county or municipality must enact an ordinance that provides for the use of a detector to enforce the provisions for failure to stop at a traffic control signal steady red light. Authorizes a traffic infraction enforcement officer to issue a ticket for a violation and to enforce the payment of such tickets.

Requires that signs be posted stating that a traffic infraction detector may be in use. Requires that the county or municipality make a public announcement and conduct a public awareness campaign of the proposed use of detectors at least 30 days before commencing the enforcement program.

Provides that a fine shall be imposed but such violation shall not be made part of the driving record of the operator or points assessed based upon such enforcement. Requires that a ticket shall contain, including, but not limited to, the date by which the fine must be paid, the procedure for contesting the violation alleged in the ticket, a warning that failure to contest the violation in the manner and time provided is deemed an admission of the liability and that a default may be entered.

Provides that a person may establish his or her innocence by providing proof that the vehicle was yielding to an emergency vehicle or funeral procession, they were given permission by a law enforcement officer to proceed, the vehicle was stolen, or a ticket had already been issued for the infraction. Provides that a person may contest the determination for failing to stop at a red traffic control light as evidenced by the detector by electing to appear before a judge.

Provides that the names of persons who have one or more of these outstanding violations may be included on the list for liability for payment of parking ticket and other parking violations. (See bill for details)