

Department of Finance and Administration

Legislative Impact Statement

Bill: HB2158

Amendment Number: H1

Bill Subtitle: TO ALLOW A CITY OF THE FIRST CLASS TO USE AN AUTOMATED ENFORCEMENT DEVICE TO ENFORCE TRAFFIC CONTROL DEVICE LAWS.

Basic Change :

Representative E. Armstrong

The bill adds a new subchapter to the Arkansas Code to be known as the "Civil Penalties for Traffic Signal Violation Act". The bill as originally written provided that by ordinance, a first class city may use an automated enforcement device to impose a civil penalty for the violation of a traffic control laws set forth in the bill. Amendment H1 changes the provision from a first class city to a city with a population of at least fifty thousand (50,000).

The bill, as originally written, provides that a city would mail notice of a violation to a motor vehicle owner at the address as shown on the registration records of the Office of Motor Vehicle. H1 provides that notice may also be mailed from the records as of the Arkansas Crime Information Center.

The bill originally contained a section with the provision that failure to pay a penalty for, or contest liability for the penalty in a timely manner would have resulted in denial of motor vehicle registration or renewal, until the penalty is resolved. H1 deletes that provision in the section and replaces it with a provision that the DFA will work in conjunction with cities to evaluate the effectiveness of the use of automated enforcement devices and determine if additional enforcement steps can be utilized to improve effectiveness. DFA will be required to report its findings to the House and Senate Transportation Committees on the date of their last scheduled meetings before December of any year immediately prior to the next meeting of the Regular Session of the General Assembly. DFA is authorized to promulgate rules to carry out the responsibilities of the section.

Revenue Impact :

None

Taxpayer Impact :

The bill as originally written provided that taxpayers to whom a civil penalty has been imposed would not be allowed to register or renew their vehicle registrations. H1 removes this provision.

Resources Required :

With H1, there will be no additional resources required.

Time Required :

None

Procedural Changes :

DFA will work in conjunction with cities to evaluate the effectiveness of the use of automated enforcement devices and determine if additional enforcement steps can be utilized to improve effectiveness, and report its findings to the House and Senate Committees on Transportation.