

State of South Dakota

EIGHTY-NINTH SESSION
LEGISLATIVE ASSEMBLY, 2014

945V0417

SENATE JUDICIARY ENGROSSED NO. **HB 1122** -
03/06/2014

This bill has been extensively amended (hoghoused) and may no longer be consistent with the original intention of the sponsor.

Introduced by: Representatives Hajek, Anderson, Erickson, Gibson, Gosch, Hoffman, Killer, Kopp, Latterell, Stevens, and Westra and Senators Lederman, Holien, Jones (Chuck), Maher, Rave, and White

1 FOR AN ACT ENTITLED, An Act to define the limitations of interstate compacts relating to
2 the collection of civil fines.

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

4 Section 1. Terms used in this Act mean:

5 (1) "Interstate compact," a voluntary arrangement between two or more states that
6 becomes the law of each state;

7 (2) "Red light camera," an automated camera used to capture an image of a vehicle
8 entering an intersection when the traffic light is signaling red;

9 (3) "Speed camera," an automated camera used to measure and record the speed of
10 vehicles for the purpose of capturing an image of a vehicle that is traveling in excess
11 of the posted speed limit;

12 (4) "Civil fine," a financial penalty imposed by a governmental entity that is imposed
13 without proving the violation, beyond a reasonable doubt, to a court of law or duly



1 impaneled jury.

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

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