

## **BILL SUMMARY**

1<sup>st</sup> Session of the 58<sup>th</sup> Legislature

<b>Bill No.:</b>	<b>HB 1814</b>
<b>Version:</b>	<b>CS</b>
<b>Request Number:</b>	<b>7502</b>
<b>Author:</b>	<b>Rep. McBride</b>
<b>Date:</b>	<b>3/2/2021</b>
<b>Impact:</b>	<b>DPS: \$0, ODOT: Up to \$150,000 Absorbable</b>

### **Research Analysis**

The Committee Substitute to HB 1814 creates the "Automated Traffic Control Systems in Highway Construction or Maintenance Zones Act". The measure allows the Department of Public Safety to establish automated traffic control systems in construction or maintenance zones established by the Department of Transportation or the Oklahoma Turnpike Authority. The systems are only to operate when workers are present and when prosecutions are based upon evidence obtained through an automated system, the State must prove that one or more workers were present in the construction zone at the time of violation. The measure provides definitions used in the act. The measure provides that the penalty for a traffic violation recorded by an automated system is to be the same as otherwise provided by law. The measure requires the Department of Public Safety to conduct a public information campaign to inform drivers about the use of automated traffic control systems prior to their use and signs indicating the use of automated systems must be posted in the areas of use. The measure requires that the vehicle, vehicle operator, vehicle license plate, speed, date, time and location must be clearly visible on the photograph or other recorded images serving as the basis of a traffic violation citation. Traffic citations are to be mailed by certified mail or otherwise delivered to the registered owner of the vehicle associated with the violation within 14 business days of the alleged violation and be accompanied by a written document listing the alleged violator's rights and obligations. All photographs and other recorded images evidencing a violation are admissible in proceedings resulting from the issuance of a traffic violation citation. The measure exempts data, photographs and other recorded images collected by an automated traffic control device operated pursuant to the provisions of the Automated Traffic Control Systems in Highway Construction or Maintenance Zones Act from the Oklahoma Open Records Act. The measure provides a mechanism to dismiss traffic violation citations issued to a rental vehicle. The Department of Public Safety is directed to promulgate rules to implement the provisions of the act.

Prepared By: Brad Wolgamott

### **Fiscal Analysis**

HB 1814 provides that the Department of Public Safety, in coordination with the Oklahoma Department of Transportation, may establish automated traffic control systems in construction or maintenance zones.

The estimated cost for each automated traffic control system provided by ODOT officials is \$50,000. The devices may be leased or purchased and are expected to generate efficiencies that will make the program self-funding after startup. ODOT plans to deploy two or three such systems as a pilot project over the next two to five years.

Upon review and with consultation from DPS and ODOT, the costs of the measure are absorbable within existing budgetary resources. No additional appropriated funding is needed for the provisions of the measure

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**Other Considerations**

None.

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