



General Assembly

February Session, 2024

Raised Bill No. 5328

LCO No. 2138



Referred to Committee on TRANSPORTATION

Introduced by:
(TRA)

***AN ACT CONCERNING AUTOMATED TRAFFIC SAFETY
ENFORCEMENT IN WORK ZONES AND MUNICIPALITIES.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 13a-261 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective July 1, 2024*):

3 For the purposes of this section and sections 13a-262 to 13a-268,
4 inclusive, as amended by this act:

5 (1) "Department" means the Department of Transportation.

6 [(2) "Limited access state highway" means any state highway so
7 designated under the provisions of section 13b-27.]

8 [(3)] (2) "Owner" means a person in whose name a motor vehicle is
9 registered under the provisions of chapter 246 or law of another
10 jurisdiction.

11 [(4)] (3) "Personally identifiable information" means information
12 created or maintained by the department or a vendor that identifies or
13 describes an owner and includes, but need not be limited to, the owner's

14 address, telephone number, number plate, photograph, bank account
15 information, credit card number, debit card number or the date, time,
16 location or direction of travel on a [limited access] highway.

17 [(5)] (4) "Vendor" means a person selected by the department (A) to
18 provide services to the department described in sections 13a-262 to 13a-
19 268, inclusive, as amended by this act; (B) who operates, maintains,
20 leases or licenses a work zone speed control system; or (C) is authorized
21 to review and assemble the recorded images captured by the work zone
22 speed control system.

23 [(6)] (5) "Highway work zone" has the same meaning as provided in
24 section 14-212d.

25 [(7)] (6) "Work zone speed control system" means a device having one
26 or more motor vehicle sensors connected to a camera system capable of
27 producing recorded images that indicate the date, time and location of
28 the image of each motor vehicle allegedly operating in violation of the
29 provisions of section 13a-263, as amended by this act.

30 [(8)] (7) "Work zone speed control system operator" means a person
31 who is trained and certified to operate a work zone speed control
32 system.

33 [(9)] (8) "Driver" and "number plate" have the same meanings as
34 provided in section 14-1.

35 Sec. 2. Section 13a-262 of the general statutes is repealed and the
36 following is substituted in lieu thereof (*Effective July 1, 2024*):

37 (a) The department may establish a [pilot] program to operate work
38 zone speed control systems in a highway work zone. [The pilot program
39 shall provide for such systems at not more than three locations in the
40 state at any one time.] A work zone speed control system may be used
41 to record the images of motor vehicles traveling on a [limited access]
42 highway (1) within a highway work zone, and (2) on which the speed
43 limit, established using generally accepted traffic engineering practices,

44 is forty-five miles per hour or greater. [The pilot program shall
45 commence on or before January 1, 2022, and terminate on December 31,
46 2023.]

47 (b) A work zone speed control system may be used provided (1) such
48 system is operated by a work zone speed control system operator, (2) if,
49 in accordance with the manual of uniform traffic control devices as
50 approved and revised by the Office of State Traffic Administration, at
51 least two conspicuous road signs are placed at a reasonable distance in
52 advance of a highway work zone notifying drivers that a work zone
53 speed control system may be in operation, (3) at least one of the signs
54 described in subdivision (2) of this subsection indicates that the work
55 zone speed control system is operational or is not operational, (4) an
56 appropriate sign is conspicuously placed at the end of a highway work
57 zone with a work zone speed control system that is operational, and (5)
58 a notice identifying the location of a work zone speed control system is
59 available on the Internet web site of the department.

60 (c) A work zone speed control system shall be used in a manner to
61 only record images of motor vehicles that are exceeding the posted
62 highway work zone speed limit by [fifteen] ten miles per hour or more
63 in violation of the provisions of section 13a-263, as amended by this act.
64 Any recorded images collected as part of a work zone speed control
65 system shall not be used for any surveillance purpose. The department
66 or work zone speed control system operator shall [certify to] notify the
67 Division of State Police when a work zone speed control system is
68 operational.

69 (d) The Commissioner of Transportation may (1) enter into
70 agreements with vendors for the design, operation or maintenance, or
71 any combination thereof, of work zone speed control systems, and (2)
72 retain and employ consultants and assistants on a contract or other basis
73 for rendering legal, financial, professional, technical or other assistance
74 and advice necessary for the design, operation and maintenance of work
75 zone speed control systems. If a vendor provides, deploys or operates a
76 work zone control system, the vendor's fee may not be contingent on the

77 number of violations issued or fines paid pursuant to the provisions of
78 section 13a-263, as amended by this act.

79 Sec. 3. Section 13a-263 of the general statutes is repealed and the
80 following is substituted in lieu thereof (*Effective July 1, 2024*):

81 (a) No person operating a motor vehicle shall exceed the posted speed
82 limit by [~~fifteen~~] ten or more miles per hour, as detected by a work zone
83 speed control system, within a highway work zone where a work zone
84 speed control system is operational.

85 (b) [~~The~~] Except as provided in subsection (c) of this section, the
86 owner of a motor vehicle identified by a work zone speed camera
87 control system as violating the provisions of subsection (a) of this
88 section shall, (1) for a first violation, receive a written warning, and (2)
89 for a second violation within one year of the date of the first violation,
90 be fined seventy-five dollars. [, (3) for a subsequent violation, be fined
91 one hundred fifty dollars.]

92 (c) The owner of a motor vehicle identified by a work zone speed
93 camera control system as violating the provisions of subsection (a) of
94 this section and traveling at a rate of speed of eighty-five miles per hour
95 or greater shall be fined seventy-five dollars.

96 (d) The owner shall be liable for any [~~such~~] fine imposed pursuant to
97 subsection (b) or (c) of this section unless the driver of the motor vehicle
98 received a citation from a law enforcement officer at the time of the
99 violation.

100 [(c)] (e) All amounts received in respect to the violation of subsection
101 (a) of this section shall be deposited into the Special Transportation
102 Fund, established pursuant to section 13b-68 and maintained pursuant
103 to article thirty-second of the amendments to the Constitution of the
104 state.

105 Sec. 4. Subsection (d) of section 14-307c of the 2024 supplement to the
106 general statutes is repealed and the following is substituted in lieu

107 thereof (*Effective July 1, 2024*):

108 (d) Any ordinance adopted under this section may: (1) Establish a fine
109 to be imposed against the owner of a motor vehicle committing a
110 violation of such ordinance, provided the amount of such fine is not
111 more than fifty dollars for a first violation and not more than seventy-
112 five dollars for a second or subsequent violation within one year of the
113 date of the first violation, and (2) impose a reasonable fee, not to exceed
114 fifteen dollars, for the costs associated with the electronic processing of
115 the payment of any such fine. Any funds received by a municipality
116 from fines imposed pursuant to an ordinance adopted under this section
117 shall be used for the purposes of improving transportation mobility,
118 investing in transportation infrastructure improvements or paying the
119 costs associated with the use of automated traffic enforcement safety
120 devices in the municipality.

121 Sec. 5. Section 14-307f of the 2024 supplement to the general statutes
122 is repealed and the following is substituted in lieu thereof (*Effective July*
123 *1, 2024*):

124 (a) No personally identifiable information shall be disclosed by the
125 municipality or a vendor to any person or entity, including any law
126 enforcement unit, except where the disclosure is made in connection
127 with the charging, collection and enforcement of the fines imposed
128 pursuant to an ordinance adopted under section 14-307c, as amended
129 by this act.

130 (b) No personally identifiable information shall be stored or retained
131 by the municipality or a vendor unless such information is necessary for
132 the charging, collection and enforcement of the fines imposed pursuant
133 to an ordinance adopted under section 14-307c, as amended by this act.

134 (c) The municipality or a vendor shall destroy personally identifiable
135 information and other data that specifically identifies a motor vehicle
136 and relates to a violation of an ordinance adopted under section 14-307c,
137 as amended by this act, not later than thirty days after any fine is
138 collected or the resolution of a hearing conducted for the alleged

139 commission of such violation, whichever is later, except a municipality
140 or vendor may retain a portion of personally identifiable information for
141 the limited purpose of determining whether a person committed a
142 second or subsequent violation of such ordinance. The municipality or
143 vendor shall destroy any retained portion of personally identifiable
144 information not later than one year after the date of such person's first
145 violation.

146 (d) Any information and other data gathered from automated traffic
147 enforcement safety devices shall be subject to disclosure under the
148 Freedom of Information Act, as defined in section 1-200, except no
149 personally identifiable information may be disclosed.

150 Sec. 6. Section 14-307g of the 2024 supplement to the general statutes
151 is repealed and the following is substituted in lieu thereof (*Effective July*
152 *1, 2024*):

153 (a) Not later than eighteen months following the date an automated
154 traffic enforcement safety device becomes operational in a municipality
155 pursuant to section 14-307c, as amended by this act, the municipality
156 shall submit a report to the Department of Transportation and to the
157 joint standing committee of the General Assembly having cognizance of
158 matters relating to transportation, in accordance with the provisions of
159 section 11-4a. Such report shall include, but need not be limited to: (1)
160 The number of violations of sections 14-218a and 14-219 and subdivision
161 (3) of subsection (b) of section 14-299 that occurred at the locations
162 where such automated traffic enforcement safety devices were installed
163 prior to the use of such devices; (2) the number of violations where a
164 motor vehicle exceeded the posted speed limit by ten or more miles that
165 were captured by such devices at such locations; (3) the number of
166 violations where a motor vehicle failed to comply with the provisions of
167 subdivision (3) of subsection (b) of section 14-299 when facing a steady
168 red signal on a traffic control signal that were captured by such devices
169 at such locations; (4) if available, the number and type of related traffic
170 violations and crashes that occurred at each location where an
171 automated traffic enforcement safety device was installed prior to such

172 installation and during the use of such devices; (5) the number of
173 violations of sections 14-218a and 14-219 and subdivision (3) of
174 subsection (b) of section 14-299 and related traffic violations and crashes
175 that occurred at locations where such devices were used and at similar
176 locations where such devices were not used; (6) a description of
177 situations where recorded images could not be used or were not used;
178 (7) the number of leased or rented motor vehicles, out-of-state motor
179 vehicles or other vehicles, including trucks, where enforcement efforts
180 were unsuccessful; (8) the amount of revenue from the fines and
181 associated fees retained by the municipality; and (9) the cost to the
182 municipality to use such devices.

183 (b) Not later than a year after a municipality submits a report
184 pursuant to subsection (a) of this section, and each year thereafter until
185 an automated traffic enforcement safety device is no longer operational
186 in the municipality, the municipality shall submit a report to the
187 Department of Transportation and to the joint standing committee of the
188 General Assembly having cognizance of matters relating to
189 transportation, in accordance with the provisions of section 11-4a. Such
190 annual report shall include, but need not be limited to, (1) the number
191 of motor vehicles that were subject to one citation, two citations, three
192 citations or four or more citations, (2) in the case of an automated traffic
193 enforcement safety device that records images of motor vehicles failing
194 to comply with the provisions of subdivision (3) of subsection (b) of
195 section 14-299 when facing a steady red signal on a traffic control signal,
196 the number of citations at each location that were issued to motor
197 vehicles making a right turn, proceeding through the intersection and
198 making a left turn, (3) a list of engineering and educational measures
199 undertaken by the municipality to improve safety in locations when
200 automated traffic enforcement safety devices are operational, and (4)
201 data regarding how many citations were issued, how many hearings
202 were requested and the results of any such hearings.

203 (c) The Department of Transportation shall make any report received
204 pursuant to the provisions of this section available on the department's
205 Internet web site.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2024</i>	13a-261
Sec. 2	<i>July 1, 2024</i>	13a-262
Sec. 3	<i>July 1, 2024</i>	13a-263
Sec. 4	<i>July 1, 2024</i>	14-307c(d)
Sec. 5	<i>July 1, 2024</i>	14-307f
Sec. 6	<i>July 1, 2024</i>	14-307g

Statement of Purpose:

To (1) expand the use of work zone speed control systems in work zones, and (2) permit a municipality to retain a portion of personally identifiable information to identify second and subsequent violations recorded by an automated traffic enforcement safety device.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]