F I S C A L   I M P A C T   R E P O R T

SPONSOR   Garcia, M. P.   **DATE TYPED** 02/01/05   **HB**   401

SHORT TITLE   Automated Traffic Citation Systems   **SB**

                                                          ANALYST   Peery

APPROPRIATION

Appropriation Contained		Estimated Additional Impact		Recurring or Non-Rec	Fund Affected
FY05	**FY06**	**FY05**	**FY06**		

(Parenthesis ( ) Indicate Expenditure Decreases)

SOURCES OF INFORMATION
LFC Files

Responses Received From
Department of Public Safety (DPS)
Administrative Office of the District Attorneys (AODA)

No Responses
Administrative Office of the Courts (AOC)
Bernalillo County Metro Court (BCMC)

SUMMARY

   Synopsis of Bill

House Bill 401 allows for the issuance of citations for certain traffic violations based on evidence gathered from automated traffic enforcement systems. The proposed legislation would authorize the use of cameras in recording and issuing citations for misdemeanor offenses. The proposed legislation also allows police departments to create forms to use in issuing these citations.

PERFORMANCE IMPLICATIONS

AODA states few District Attorneys' offices are involved in the prosecution of traffic citations. Many offices assist law enforcement agencies on a case by case basis. The AODA anticipates that there will be more requests for assistance.

OTHER SUBSTANTIVE ISSUES

AODA states they anticipate that many cases will be contested on the issue of identity of the driver.

DPS reports the proposed legislation is unclear as to when enforcement takes place in the event the violator does not respond within 30 days.

RLP/lg