

Second Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO

REENGROSSED

*This Version Includes All Amendments
Adopted in the House of Introduction*

LLS NO. 26-0899.01 Renee Leone x2695

SENATE BILL 26-152

SENATE SPONSORSHIP

Ball and Pelton B., Coleman, Cutter, Hinrichsen

HOUSE SPONSORSHIP

Willford and Barron,

Senate Committees
Transportation & Energy

House Committees

A BILL FOR AN ACT

101 **CONCERNING CHANGES TO THE USAGE OF AUTOMATED VEHICLE**
102 **IDENTIFICATION SYSTEMS.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

The bill makes changes to the use of automated vehicle identification systems (AVIS), including:

- Modifying the public notice requirements that the state, a county, a city and county, a municipality, or an agency responsible for placing a new AVIS must provide before utilizing the new AVIS;

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

SENATE
Amended 3rd Reading
May 5, 2026

SENATE
Amended 2nd Reading
May 4, 2026

- Creating a procedure by which a registered owner of a motor vehicle may prove that they were not the driver of the motor vehicle at the time when a violation was detected by an AVIS and, thereby, under certain circumstances, relieving the registered owner from having to pay the civil penalty associated with the notice of violation;
- Requiring that, if a variable speed limit is in effect or a speed limit is otherwise temporarily lowered due to hazardous weather or other traffic conditions, the state, a county, a city and county, or a municipality may only issue a notice of violation and civil penalty for a speeding violation that exceeds the regular maximum posted speed limit for that location;
- Changing the penalty structure for different levels of speeding violations detected by an AVIS;
- Establishing that the compensation the state, a county, a city and county, or a municipality pays to a manufacturer or vendor of an AVIS must, in addition to other conditions, be a flat monthly rate; and
- Beginning January 1, 2035, increasing the civil penalties associated with notices of violations issued for violations captured by an AVIS.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1. Legislative declaration.** (1) The general assembly
 3 finds and declares that:

4 (a) Automated vehicle identification systems, referred to in
 5 section as "AVIS", are used for the limited purpose of enforcing specific
 6 traffic violations, including speeding and red-light violations, and are
 7 subject to statutory requirements, governing notice, signage, and due
 8 process;

9 (b) Conversely, automated license plate reader systems, referred
 10 to in this section as "ALPR systems", are distinct technologies from AVIS
 11 and are used primarily for law enforcement and investigative purposes,
 12 including to locate stolen vehicles or support criminal investigations;

13 (c) The provisions of this act apply only to AVIS and civil traffic

1 enforcement;

2 (d) This act does not regulate, limit, or otherwise affect the use of
3 ALPR systems and nothing in this act is intended to expand, restrict, or
4 modify existing law governing ALPR systems; and

5 (e) Given the differences between AVIS as a traffic enforcement
6 tool and ALPR systems as a broader surveillance technology, it is
7 important to maintain a simple distinction between the systems and make
8 clear that the provisions in this act are limited accordingly.

9 **SECTION 2.** In Colorado Revised Statutes, 42-4-110.5, **amend**
10 (2) introductory portion, (2)(d)(II)(B) (2)(e), (2)(g)(I.7), (2)(g)(IV), (2)(h),
11 (4), (4.5)(a), (4.6)(b), and (5); **repeal** (1.5); and **add** (1.1)(a)(III) and
12 (2)(i) as follows:

13 **42-4-110.5. Automated vehicle identification systems - school**
14 **buses - exceptions to liability - penalty - contracting - limits on use of**
15 **photographs and video - rules - legislative declaration - definitions -**
16 **repeal.**

17 (1.1) As used in this section, unless the context otherwise
18 requires:

19 (a) (III) "AUTOMATED VEHICLE IDENTIFICATION SYSTEM" DOES
20 NOT INCLUDE AUTOMATED LICENSE PLATE READER SYSTEMS.

21 ~~(1.5) Nothing in this section applies to a violation detected by an~~
22 ~~automated vehicle identification system for driving twenty-five miles per~~
23 ~~hour or more in excess of the reasonable and prudent speed or twenty-five~~
24 ~~miles per hour or more in excess of the maximum speed limit of~~
25 ~~seventy-five miles per hour detected by the use of an automated vehicle~~
26 ~~identification system.~~

27 (2) A county, city and county, or municipality may adopt an

1 ordinance authorizing the use of an automated vehicle identification
2 system to detect violations of traffic regulations adopted by the county,
3 city and county, or municipality, or the state, a county, a city and county,
4 or a municipality may utilize an automated vehicle identification system
5 to detect traffic violations under state law, subject to ~~the following~~
6 ~~conditions and limitations and, as applicable,~~ the requirements for state
7 highways set forth in and any rules adopted by the department of
8 transportation pursuant to subsection (2.5) of this section, AS APPLICABLE,
9 AND THE FOLLOWING CONDITIONS AND LIMITATIONS:

10 (d) (II) Except as provided in subsection (2)(d)(I) of this section,
11 an automated vehicle identification system designed to detect
12 disobedience to a traffic control signal or another violation of this article
13 4 or a local traffic ordinance shall not be used unless the state, county,
14 city and county, or municipality using such system conspicuously posts
15 a sign notifying the public that an automated vehicle identification system
16 is in use immediately ahead. The sign shall:

17 (B) Use lettering that is at least four inches high for upper case
18 letters and ~~two and nine-tenths~~ THREE inches high for lower case letters.

19 (e) (I) If the state, A county, A city and county, or A municipality
20 implements a new automated vehicle identification system ~~after July 1,~~
21 ~~2023,~~ that is not a replacement of an EXISTING automated vehicle
22 identification system:

23 (A) The agency responsible for the automated vehicle
24 identification system shall publicly announce the implementation of the
25 system through its website AND SOCIAL MEDIA ACCOUNTS, IF ANY, for at
26 least thirty days prior to the use of the system; and

27 (B) For the first thirty days after the system is installed or

1 deployed, only warnings may be issued for violations of a county or
2 municipal traffic regulation or traffic violation under state law detected
3 by the system. SUCH WARNINGS MUST BE ISSUED AND DELIVERED IN
4 WRITING.

5 (II) ~~A~~ THE state, A county, A city and county, or A municipality
6 ~~may~~ SHALL conduct an extended public information campaign or warning
7 period for ~~systems~~ EACH NEW SYSTEM installed or deployed. ~~either before~~
8 ~~or after July 1, 2023~~ AS PART OF SUCH CAMPAIGN OR WARNING PERIOD,
9 THE STATE, COUNTY, CITY AND COUNTY, OR MUNICIPALITY SHALL POST A
10 SIGN ANNOUNCING THE UPCOMING USE OF AN AUTOMATED VEHICLE
11 IDENTIFICATION SYSTEM AT EACH LOCATION WHERE AN AUTOMATED
12 VEHICLE IDENTIFICATION SYSTEM WILL BE INSTALLED AT LEAST THIRTY
13 DAYS BEFORE THE AUTOMATED VEHICLE IDENTIFICATION SYSTEM IS
14 UTILIZED. THE SIGN MUST USE LETTERING THAT IS AT LEAST FOUR INCHES
15 HIGH FOR UPPERCASE LETTERS AND THREE INCHES HIGH FOR
16 LOWERCASE LETTERS.

17 (g) (I.7) Before the state, a county, A city and county, or A
18 municipality begins operation of an automated vehicle identification
19 system in an automated vehicle identification corridor, the state, county,
20 city and county, or municipality must:

21 (A) Post a permanent sign in a conspicuous place not fewer than
22 three hundred feet before the beginning of the corridor; ~~and~~

23 (B) Post a permanent sign not fewer than three hundred feet
24 before each static camera within the corridor ~~thereafter~~ or a temporary
25 sign not fewer than three hundred feet before any mobile camera; except
26 that, ~~for an automated vehicle identification corridor on which~~ IF an
27 automated vehicle identification system is used on transit vehicles for the

1 ~~purpose of detecting~~ WILL BE USED EXCLUSIVELY TO DETECT unauthorized
2 use of a transit-only lane, THE STATE, COUNTY, CITY AND COUNTY, OR
3 MUNICIPALITY MUST post permanent signs at one-half mile or more
4 frequent intervals WITHIN THE AUTOMATED VEHICLE IDENTIFICATION
5 CORRIDOR; and

6 (C) Illustrate, through ~~data collected within the past five years~~
7 QUANTITATIVE DATA COLLECTION, incidents of crashes, speeding, OR
8 reckless driving ~~or community complaints~~ WITHIN THE PAST FIVE YEARS
9 on a street designated as an automated vehicle identification corridor,
10 unless the automated vehicle identification system will be used
11 exclusively to detect unauthorized ~~usage of one or more transit-only lanes~~
12 USE OF A TRANSIT-ONLY LANE. COMMUNITY COMPLAINTS MAY ALSO BE
13 USED TO ILLUSTRATE THE NEED FOR AN AUTOMATED VEHICLE
14 IDENTIFICATION CORRIDOR IF COLLECTED WITH QUANTITATIVE DATA.

15 (IV) The state, a county, a city and county, or a municipality
16 implementing an automated vehicle identification corridor pursuant to
17 subsection (2)(g)(I) of this section shall ANNUALLY publish a report on its
18 website disclosing the number of citations and AMOUNT OF revenue
19 generated by the automated vehicle identification corridor.

20 (h) (I) ~~The state, a county, a city and county, or a municipality~~
21 ~~shall not require a registered owner of a vehicle to disclose the identity of~~
22 ~~a driver of the vehicle who is detected through the use of an automated~~
23 ~~vehicle identification system. However, the registered owner may be~~
24 ~~required to submit evidence that the owner was not the driver at the time~~
25 ~~of the alleged violation.~~ THE REGISTERED OWNER OF THE MOTOR VEHICLE
26 DETECTED BY THE AUTOMATED VEHICLE IDENTIFICATION SYSTEM IS
27 RESPONSIBLE FOR PAYING THE CIVIL PENALTY ASSOCIATED WITH THE

1 NOTICE OF THE VIOLATION UNLESS:

2 (A) THE REGISTERED OWNER ESTABLISHES THAT THE MOTOR
3 VEHICLE HAD BEEN SOLD PRIOR TO _____ THE TIME OF THE VIOLATION
4 DETECTED BY THE AUTOMATED VEHICLE IDENTIFICATION SYSTEM BY
5 PROVIDING A BILL OF SALE OR OTHER DOCUMENTATION TO SHOW THAT THE
6 MOTOR VEHICLE WAS SOLD OR TRANSFERRED BEFORE THE DATE AND TIME
7 OF THE VIOLATION;

8 (B) THE REGISTERED OWNER ESTABLISHES THAT THE MOTOR
9 VEHICLE HAD BEEN STOLEN PRIOR TO THE TIME OF THE VIOLATION
10 DETECTED BY THE AUTOMATED VEHICLE IDENTIFICATION SYSTEM BY
11 PROVIDING A COPY OF THE POLICE REPORT TO SHOW THAT THE OWNER'S
12 LICENSE PLATE OR MOTOR VEHICLE WAS STOLEN BEFORE THE DATE AND
13 TIME OF THE VIOLATION;

14 (C) THE REGISTERED OWNER ESTABLISHES THAT LAW
15 ENFORCEMENT ISSUED A SEPARATE TRAFFIC CITATION TO THE REGISTERED
16 OWNER OR DRIVER OF THE MOTOR VEHICLE FOR THE VIOLATION DETECTED
17 BY THE AUTOMATED VEHICLE IDENTIFICATION SYSTEM; _____

18 (D) A REPRESENTATIVE OF THE ESTATE OR A FAMILY MEMBER OF
19 THE REGISTERED OWNER ESTABLISHES THAT THE REGISTERED OWNER WAS
20 DECEASED PRIOR TO THE DATE OF THE VIOLATION DETECTED BY THE
21 AUTOMATED VEHICLE IDENTIFICATION SYSTEM; OR

22 (E) THE REGISTERED OWNER ESTABLISHES THAT THE MOTOR
23 VEHICLE WAS BEING RENTED TO SOMEONE OTHER THAN THE REGISTERED
24 OWNER.

25 (II) (A) TO ESTABLISH THAT THE REGISTERED OWNER IS NOT
26 RESPONSIBLE FOR PAYING A CIVIL PENALTY ASSOCIATED WITH A NOTICE
27 OF VIOLATION, THE REGISTERED OWNER OR A REPRESENTATIVE OF THE

1 ESTATE OR A FAMILY MEMBER OF THE REGISTERED OWNER MUST, WITHIN
2 THIRTY DAYS AFTER THE DATE OF ISSUANCE OF THE NOTICE OF VIOLATION,
3 PROVIDE TO THE ENTITY THAT ISSUED THE NOTICE OF VIOLATION AN
4 AFFIDAVIT WITH INFORMATION SHOWING THAT ONE OF THE EXCEPTIONS
5 SET FORTH IN SUBSECTION (2)(h)(I) OF THIS SECTION APPLIES. THE
6 AFFIDAVIT MUST INCLUDE THE CIVIL PENALTY NUMBER.

7 ==
8 (B) THE REGISTERED OWNER OF A MOTOR VEHICLE THAT WAS
9 LEASED AT THE TIME OF THE VIOLATION IS NOT REQUIRED TO SUBMIT AN
10 AFFIDAVIT IF THE MOTOR VEHICLE WAS REGISTERED IN THE NAME OF THE
11 LESSEE AT THE TIME OF THE VIOLATION.

12 == ==
13 (III) IF THE REGISTERED OWNER TO WHOM A NOTICE OF VIOLATION
14 HAS BEEN ISSUED IS DECEASED, THE AFFIDAVIT MUST INCLUDE BOTH A
15 CERTIFIED COPY OF THE DEATH CERTIFICATE SHOWING THAT THE DEATH
16 OF THE REGISTERED OWNER OCCURRED BEFORE THE DATE OF THE
17 VIOLATION AND ONE OF THE FOLLOWING:

18 (A) A BILL OF SALE OR OTHER DOCUMENT SHOWING THAT THE
19 MOTOR VEHICLE WAS SOLD OR TRANSFERRED AFTER THE DATE OF THE
20 REGISTERED OWNER'S DEATH AND BEFORE THE DATE OF THE VIOLATION;

21 (B) DOCUMENTED PROOF THAT THE REGISTERED LICENSE PLATE
22 BELONGING TO THE REGISTERED OWNER WAS RETURNED TO THE
23 DEPARTMENT OR ANOTHER OFFICE OR AUTHORIZED AGENT OF THE
24 DEPARTMENT AFTER THE DATE OF THE REGISTERED OWNER'S DEATH AND
25 BEFORE THE DATE OF THE VIOLATION; OR

26 (C) A COPY OF THE POLICE REPORT SHOWING THAT THE
27 REGISTERED OWNER'S LICENSE PLATE OR MOTOR VEHICLE WAS STOLEN

1 AFTER THE DATE OF THE REGISTERED OWNER'S DEATH AND BEFORE THE
2 DATE OF THE VIOLATION.

3 (IV) UPON RECEIPT OF THE AFFIDAVIT AND SUFFICIENT
4 SUPPORTING DOCUMENTATION PURSUANT TO THIS SUBSECTION (2)(h), THE
5 STATE, A COUNTY, A CITY AND COUNTY, OR A MUNICIPALITY SHALL
6 DISMISS THE NOTICE OF VIOLATION AND PROVIDE PROOF OF THE DISMISSAL
7 TO THE REGISTERED OWNER OR OTHER PERSON THAT SUBMITTED THE
8 AFFIDAVIT.

9 =====

10 (V) A PERSON THAT SUBMITS A FALSE AFFIDAVIT COMMITS A
11 CLASS 2 MISDEMEANOR TRAFFIC OFFENSE AND, UPON CONVICTION, SHALL
12 BE PUNISHED AS PROVIDED IN SECTION 42-4-1701 (3).

13 (i) (I) EXCEPT AS PROVIDED IN SUBSECTION (2)(i)(II) OF THIS
14 SECTION, IF A VARIABLE SPEED LIMIT IS IN EFFECT OR A SPEED LIMIT IS
15 OTHERWISE TEMPORARILY LOWERED DUE TO HAZARDOUS WEATHER OR
16 OTHER TRAFFIC CONDITIONS, THE STATE, A COUNTY, A CITY AND COUNTY,
17 OR A MUNICIPALITY SHALL ONLY ISSUE A NOTICE OF VIOLATION AND CIVIL
18 PENALTY FOR A VIOLATION DETECTED BY AN AUTOMATED VEHICLE
19 IDENTIFICATION SYSTEM IF THE VIOLATION IS A SPEEDING VIOLATION THAT
20 EXCEEDS THE REGULAR MAXIMUM POSTED SPEED LIMIT FOR THAT
21 LOCATION THAT IS TYPICALLY IN EFFECT WHEN A VARIABLE SPEED LIMIT
22 IS NOT IN EFFECT AND THE SPEED LIMIT IS NOT OTHERWISE TEMPORARILY
23 LOWERED.

24 (II) SUBSECTION (2)(i)(I) OF THIS SECTION DOES NOT APPLY WHEN
25 A SPEED LIMIT IS TEMPORARILY LOWERED DUE TO THE NEED FOR A
26 TEMPORARY MAINTENANCE, REPAIR, OR CONSTRUCTION ZONE
27 DESIGNATED PURSUANT TO SECTION 42-4-614.

1 (4) (a) (I) If, THROUGH THE USE OF AN AUTOMATED VEHICLE
2 IDENTIFICATION SYSTEM, the state, a county, a city and county, or a
3 municipality detects a speeding violation of less than ~~ten~~ SIX miles per
4 hour over the reasonable and prudent speed under a county or municipal
5 traffic regulation or under state law, ~~through the use of an automated~~
6 ~~vehicle identification system and the violation is the first violation by the~~
7 ~~registered owner that the state, county, city and county, or municipality~~
8 ~~has detected using an automated vehicle identification system,~~ then the
9 state, county, city and county, or municipality may mail the registered
10 owner a warning regarding the violation. ~~but~~ The state, county, city and
11 county, or municipality shall not impose ~~any~~ A penalty or surcharge for
12 such ~~first~~ A violation UNLESS THE VIOLATION OCCURS WITHIN A SCHOOL
13 ZONE, AS DEFINED IN SECTION 42-4-615, OR WITHIN A MAINTENANCE,
14 REPAIR, OR CONSTRUCTION ZONE DESIGNATED PURSUANT TO SECTION
15 42-4-614, IN WHICH CASE THE MAXIMUM PENALTY THAT THE STATE,
16 COUNTY, CITY AND COUNTY, OR MUNICIPALITY MAY IMPOSE FOR SUCH
17 VIOLATION, INCLUDING ANY SURCHARGE, IS FORTY DOLLARS.

18 (II) IF, THROUGH THE USE OF AN AUTOMATED VEHICLE
19 IDENTIFICATION SYSTEM, THE STATE, A COUNTY, A CITY AND COUNTY, OR
20 A MUNICIPALITY DETECTS A SPEEDING VIOLATION OF AT LEAST SIX AND
21 LESS THAN TEN MILES PER HOUR OVER THE REASONABLE AND PRUDENT
22 SPEED UNDER A COUNTY OR MUNICIPAL TRAFFIC REGULATION OR UNDER
23 STATE LAW, AND THE VIOLATION IS THE FIRST VIOLATION BY THE
24 REGISTERED OWNER THAT THE STATE, COUNTY, CITY AND COUNTY, OR
25 MUNICIPALITY HAS DETECTED USING AN AUTOMATED VEHICLE
26 IDENTIFICATION SYSTEM, THEN THE STATE, COUNTY, CITY AND COUNTY,
27 OR MUNICIPALITY SHALL MAIL THE REGISTERED OWNER A WARNING

1 REGARDING THE VIOLATION. THE STATE, COUNTY, CITY AND COUNTY, OR
2 MUNICIPALITY SHALL NOT IMPOSE A PENALTY OR SURCHARGE FOR SUCH
3 FIRST VIOLATION.

4 (III) (A) NOTWITHSTANDING SUBSECTION (4)(a)(II) OF THIS
5 SECTION, IF, BEFORE JANUARY 1, 2035, THROUGH THE USE OF AN
6 AUTOMATED VEHICLE IDENTIFICATION SYSTEM, THE STATE, A COUNTY, A
7 CITY AND COUNTY, OR A MUNICIPALITY DETECTS A SPEEDING VIOLATION
8 OF AT LEAST SIX AND LESS THAN TEN MILES PER HOUR OVER THE
9 REASONABLE AND PRUDENT SPEED IN A SCHOOL ZONE AS DEFINED IN
10 SECTION 42-4-615, OR WITHIN A _____ MAINTENANCE, REPAIR, OR
11 CONSTRUCTION ZONE DESIGNATED PURSUANT TO SECTION 42-4-614, AND
12 THE VIOLATION IS THE FIRST VIOLATION BY THE REGISTERED OWNER, THE
13 MAXIMUM PENALTY THAT THE STATE, COUNTY, CITY AND COUNTY, OR
14 MUNICIPALITY MAY IMPOSE FOR SUCH VIOLATION, INCLUDING ANY
15 SURCHARGE, IS FORTY DOLLARS.

16 (B) THIS SUBSECTION (4)(a)(III) IS REPEALED, EFFECTIVE JANUARY
17 1, 2036.

18 (IV) NOTWITHSTANDING SUBSECTION (4)(a)(II) OF THIS SECTION,
19 BEGINNING JANUARY 1, 2035, IF, THROUGH THE USE OF AN AUTOMATED
20 VEHICLE IDENTIFICATION SYSTEM, THE STATE, A COUNTY, A CITY AND
21 COUNTY, OR A MUNICIPALITY DETECTS A SPEEDING VIOLATION OF AT
22 LEAST SIX AND LESS THAN TEN MILES PER HOUR OVER THE REASONABLE
23 AND PRUDENT SPEED IN A SCHOOL ZONE AS DEFINED IN SECTION 42-4-615,
24 OR WITHIN A _____ MAINTENANCE, REPAIR, OR CONSTRUCTION ZONE
25 DESIGNATED PURSUANT TO SECTION 42-4-614, AND THE VIOLATION IS THE
26 FIRST VIOLATION BY THE REGISTERED OWNER, THE MAXIMUM PENALTY
27 THAT THE STATE, COUNTY, CITY AND COUNTY, OR MUNICIPALITY MAY

1 IMPOSE FOR SUCH VIOLATION, INCLUDING ANY SURCHARGE, IS FIFTY
2 DOLLARS.

3 (b) (I) (A) If, BEFORE JANUARY 1, 2035, THROUGH THE USE OF AN
4 AUTOMATED VEHICLE IDENTIFICATION SYSTEM, the state, a county, a city
5 and county, or a municipality detects a second or subsequent speeding
6 violation BY A REGISTERED OWNER OF AT LEAST SIX AND LESS THAN TEN
7 MILES PER HOUR OVER THE REASONABLE AND PRUDENT SPEED under a
8 county or municipal traffic regulation or under state law, ~~by the registered~~
9 ~~owner, or a first such~~ SPEEDING violation by the registered owner ~~if the~~
10 ~~provisions of subsection (4)(a) of this section do not apply, through the~~
11 ~~use of an automated vehicle identification system~~ OF AT LEAST TEN AND
12 LESS THAN TWENTY-FIVE MILES PER HOUR OVER THE REASONABLE AND
13 PRUDENT SPEED, then, except as may be permitted in subsection (4)(b)(II)
14 of this section, the maximum penalty that the state, county, city and
15 county, or municipality may impose for such violation, including any
16 surcharge, is forty dollars.

17 (B) THIS SUBSECTION (4)(b)(I) IS REPEALED, EFFECTIVE JANUARY
18 1, 2036.

19 (I.5) BEGINNING JANUARY 1, 2035, IF, THROUGH THE USE OF AN
20 AUTOMATED VEHICLE IDENTIFICATION SYSTEM, THE STATE, A COUNTY, A
21 CITY AND COUNTY, OR A MUNICIPALITY DETECTS A SECOND OR
22 SUBSEQUENT SPEEDING VIOLATION BY A REGISTERED OWNER OF AT LEAST
23 SIX AND LESS THAN TEN MILES PER HOUR OVER THE REASONABLE AND
24 PRUDENT SPEED UNDER A COUNTY OR MUNICIPAL TRAFFIC REGULATION OR
25 UNDER STATE LAW, OR A SPEEDING VIOLATION BY THE REGISTERED OWNER
26 OF AT LEAST TEN AND LESS THAN TWENTY-FIVE MILES PER HOUR OVER THE
27 REASONABLE AND PRUDENT SPEED, THEN, EXCEPT AS MAY BE PERMITTED

1 IN SUBSECTION (4)(b)(II) OF THIS SECTION, THE MAXIMUM PENALTY THAT
2 THE STATE, COUNTY, CITY AND COUNTY, OR MUNICIPALITY MAY IMPOSE
3 FOR SUCH VIOLATION, INCLUDING ANY SURCHARGE, IS FIFTY DOLLARS.

4 (II) If ~~any~~ A violation described in subsection (4)(b)(I) OR
5 (4)(b)(I.5) of this section occurs within a school zone as defined in
6 section 42-4-615, OR WITHIN A _____ MAINTENANCE, REPAIR, OR
7 CONSTRUCTION ZONE DESIGNATED PURSUANT TO SECTION 42-4-614, the
8 maximum penalty that may be imposed ~~shall be~~ IS doubled.

9 (III) ~~Subsection (4)(b)(I) of this section does not apply within a~~
10 ~~maintenance, construction, or repair zone designated pursuant to section~~
11 ~~42-4-614 or a school zone, as defined in section 42-4-615 (2).~~

12 (c) (I) (A) IF, BEFORE JANUARY 1, 2035, THROUGH THE USE OF AN
13 AUTOMATED VEHICLE IDENTIFICATION SYSTEM, THE STATE, A COUNTY, A
14 CITY AND COUNTY, OR A MUNICIPALITY DETECTS A SPEEDING VIOLATION
15 BY A REGISTERED OWNER OF TWENTY-FIVE MILES PER HOUR OR MORE
16 OVER THE REASONABLE AND PRUDENT SPEED UNDER A COUNTY OR
17 MUNICIPAL TRAFFIC REGULATION OR UNDER STATE LAW, THE MAXIMUM
18 PENALTY THAT THE STATE, COUNTY, CITY AND COUNTY, OR MUNICIPALITY
19 MAY IMPOSE FOR SUCH VIOLATION, INCLUDING ANY SURCHARGE, IS ONE
20 HUNDRED TWENTY DOLLARS.

21 (B) THIS SUBSECTION (4)(c)(I) IS REPEALED, EFFECTIVE JANUARY
22 1, 2036.

23 (II) BEGINNING JANUARY 1, 2035, IF, THROUGH THE USE OF AN
24 AUTOMATED VEHICLE IDENTIFICATION SYSTEM, THE STATE, A COUNTY, A
25 CITY AND COUNTY, OR A MUNICIPALITY DETECTS A SPEEDING VIOLATION
26 BY A REGISTERED OWNER OF TWENTY-FIVE MILES PER HOUR OR MORE
27 OVER THE REASONABLE AND PRUDENT SPEED UNDER A COUNTY OR

1 MUNICIPAL TRAFFIC REGULATION OR UNDER STATE LAW, THE MAXIMUM
2 PENALTY THAT THE STATE, COUNTY, CITY AND COUNTY, OR MUNICIPALITY
3 MAY IMPOSE FOR SUCH VIOLATION, INCLUDING ANY SURCHARGE, IS ONE
4 HUNDRED FIFTY DOLLARS.

5 (4.5) (a) (I) (A) If, BEFORE JANUARY 1, 2035, the state, a county,
6 a city and county, or a municipality detects a violation of a county, city
7 and county, or municipal traffic regulation or traffic violation under state
8 law for disobedience to a traffic control signal through the use of an
9 automated vehicle identification system, the maximum civil penalty that
10 the state, a county, a city and county, or a municipality may impose for
11 such violation, including any surcharge, is seventy-five dollars.

12 (B) THIS SUBSECTION (4.5)(a)(I) IS REPEALED, EFFECTIVE
13 JANUARY 1, 2036.

14 (II) BEGINNING JANUARY 1, 2035, IF THE STATE, A COUNTY, A CITY
15 AND COUNTY, OR A MUNICIPALITY DETECTS A VIOLATION OF A COUNTY,
16 CITY AND COUNTY, OR MUNICIPAL TRAFFIC REGULATION OR TRAFFIC
17 VIOLATION UNDER STATE LAW FOR DISOBEDIENCE TO A TRAFFIC CONTROL
18 SIGNAL THROUGH THE USE OF AN AUTOMATED VEHICLE IDENTIFICATION
19 SYSTEM, THE MAXIMUM CIVIL PENALTY THAT THE STATE, COUNTY, CITY
20 AND COUNTY, OR MUNICIPALITY MAY IMPOSE FOR SUCH VIOLATION,
21 INCLUDING ANY SURCHARGE, IS NINETY-FIVE DOLLARS.

22 (4.6) (b) (I) (A) If, BEFORE JANUARY 1, 2035, through the use of
23 an automated vehicle identification system, the state, a county, a city and
24 county, or a municipality detects a motor vehicle overtaking a stopped
25 school bus with actuated visual signal lights in violation of section
26 42-4-1903 (1)(a), the maximum civil penalty the state, county, city and
27 county, or municipality may impose for the violation is three hundred

1 dollars, including surcharges or fees.

2 (B) THIS SUBSECTION (4.6)(b)(I) IS REPEALED, EFFECTIVE
3 JANUARY 1, 2036.

4 (II) BEGINNING JANUARY 1, 2035, IF, THROUGH THE USE OF AN
5 AUTOMATED VEHICLE IDENTIFICATION SYSTEM, THE STATE, A COUNTY, A
6 CITY AND COUNTY, OR A MUNICIPALITY DETECTS A MOTOR VEHICLE
7 OVERTAKING A STOPPED SCHOOL BUS WITH ACTUATED VISUAL SIGNAL
8 LIGHTS IN VIOLATION OF SECTION 42-4-1903 (1)(a), THE MAXIMUM CIVIL
9 PENALTY THE STATE, COUNTY, CITY AND COUNTY, OR MUNICIPALITY MAY
10 IMPOSE FOR THE VIOLATION IS THREE HUNDRED SEVENTY-FIVE DOLLARS,
11 INCLUDING SURCHARGES OR FEES.

12 (5) If the state, a county, a city and county, or a municipality has
13 established an automated vehicle identification system for the
14 enforcement of county or municipal traffic regulations or state traffic
15 laws, then no portion of any fine collected through the use of such system
16 may be paid to the manufacturer or vendor of the automated vehicle
17 identification system equipment. The compensation paid by the state,
18 county, city and county, or municipality for such equipment AND RELATED
19 SERVICES shall:

20 (a) Be based upon the value of such equipment and the value of
21 any services provided to the state, county, city and county, or
22 municipality; ~~and may~~

23 (b) (I) Not be based upon the number of traffic citations issued or
24 the AMOUNT OF revenue generated by such equipment or services; OR

25 (II) BE STRUCTURED AS A FLAT MONTHLY FEE OR A FLAT HOURLY
26 RATE THAT IS NOT CONTINGENT UPON, AND DOES NOT VARY BASED ON,
27 THE NUMBER OF TRAFFIC CITATIONS ISSUED OR THE AMOUNT OF REVENUE

1 GENERATED; AND

2 (c) NOT INCLUDE ANY INCENTIVES, BONUSES, ESCALATORS, OR
3 OTHER PROVISIONS THAT ARE DIRECTLY OR INDIRECTLY TIED TO THE
4 NUMBER OF CITATIONS ISSUED OR THE AMOUNT OF REVENUE GENERATED.

5 **SECTION 3. Act subject to petition - effective date -**
6 **applicability.** (1) This act takes effect at 12:01 a.m. on the day following
7 the expiration of the ninety-day period after final adjournment of the
8 general assembly (August 12, 2026, if adjournment sine die is on May 13,
9 2026); except that, if a referendum petition is filed pursuant to section 1
10 (3) of article V of the state constitution against this act or an item, section,
11 or part of this act within such period, then the act, item, section, or part
12 will not take effect unless approved by the people at the general election
13 to be held in November 2026 and, in such case, will take effect on the
14 date of the official declaration of the vote thereon by the governor.

15 (2) This act applies to conduct occurring or contracts entered into
16 or renewed on or after the applicable effective date of this act.