

SENATE BILL NO. 381—SENATORS JAMES, RHOADS, PORTER,
WASHINGTON, NEAL, AMODEI, CARLTON AND WIENER

MARCH 11, 1999

JOINT SPONSOR: ASSEMBLYMAN PERKINS

Referred to Committee on Transportation

SUMMARY—Prohibits use of electronic device for observation and detection of moving traffic violations. (BDR 43-504)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State or on Industrial Insurance: No.

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EXPLANATION – Matter in ***bolded italics*** is new; matter between brackets ~~[omitted material]~~ is material to be omitted.

AN ACT relating to traffic; prohibiting the use of electronic devices for the observation and detection of moving traffic violations; providing that evidence obtained through the use of such a device is not admissible in a criminal or administrative proceeding; and providing other matters properly relating thereto.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN SENATE
AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 **Section 1.** Chapter 484 of NRS is hereby amended by adding thereto a
2 new section to read as follows:
3 ***1. A person or governmental entity shall not use, or cause to be used,***
4 ***for gathering evidence or for any other purpose, an electronic device for***
5 ***the observation and detection of violations of this chapter, the***
6 ***regulations adopted pursuant thereto or the laws, ordinances, resolutions***
7 ***or regulations of a local authority concerning moving traffic violations.***
8 ***2. Evidence obtained in violation of subsection 1 is not admissible in***
9 ***a criminal or administrative proceeding.***

1 3. *As used in this section, “electronic device for the observation and*
2 *detection of violations” means an electronic device or other system that*
3 *uses a photographic, video, digital or other method of capturing an*
4 *image to produce evidence of a moving traffic violation automatically,*
5 *without the aid of a person to operate the device.*

6 **Sec. 2.** This act becomes effective on July 1, 1999.

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