

HB 2095 Legislative Changes

- SECTION 1. ORS 810.438 is amended to read: 810.438. (1) ~~[The following jurisdictions may, at their own cost,]~~ **A city at its own cost may** operate photo radar. ~~[:] [(a) Albany.] [(b) Beaverton.] [(c) Bend.] [(d) Eugene.] [(e) Gladstone.] [(f) Medford.] [(g) Milwaukie.] [(h) Oregon City.] [(i) Portland.] [(j) Tigard.]~~ (2) A photo radar system operated under this section: (a) May be used on streets in residential areas or school zones. (b) May be used in other areas if the governing body of the city makes a finding that speeding has had a negative impact on traffic safety in those areas. ~~[(c) May not be used for more than four hours per day in any one location.] [(d)]~~ (c) May not be used on controlled access highways. ~~[(e)]~~ **(d) May not be used unless a sign is posted announcing “Traffic Laws Photo Enforced.”** The sign posted under this paragraph must: (A) Be on the street on which the photo radar unit is being used; (B) Be between 100 and 400 yards before the location of the photo radar unit; (C) Be at least two feet above ground level; and (D) If posted in a school zone not otherwise marked by a flashing light used as a traffic control device, indicate that school is in session. (3) A city that operates a photo radar system under this section shall, once each biennium, conduct a process and outcome evaluation for the purposes of subsection (4) of this section that includes: (a) The effect of the use of the photo radar system on traffic safety; (b) The degree of public acceptance of the use of the photo radar system; and Enrolled House Bill 2095 (HB 2095-A) Page 1 (c) The process of administration of the use of the photo radar system. (4) By March 1 of each odd-numbered year, each city that operates a photo radar system under this section shall present to the Legislative Assembly the process and outcome evaluation conducted by the city under subsection (3) of this section.

Signage Requirements - Change Due to HB 2095

- **(2)** A photo radar system operated under this section:
- **(a)** May be used on streets in residential areas or school zones.
- **(b)** May be used in other areas if the governing body of the city makes a finding that speeding has had a negative impact on traffic safety in those areas.
- ~~**(c)** May not be used for more than four hours per day in any one location.~~
- **(d)** May not be used on controlled access highways.
- **(e)** May not be used unless a sign is posted announcing “Traffic Laws Photo Enforced.” The sign posted under this paragraph must:
 - **(A)** Be on the street on which the photo radar unit is being used;
 - **(B)** Be between 100 and 400 yards before the location of the photo radar unit;
 - **(C)** Be at least two feet above ground level;
- **and (D)** If posted in a school zone not otherwise marked by a flashing light used as a traffic control device, indicate that school is in session.