



# Photo Speed Monitoring Data Collection

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# Code of Virginia

## **§ 46.2-882.1. Use of photo speed monitoring devices in highway work zones, school crossing zones, and high-risk intersection segments; civil penalty.**

### Who

A state or local law-enforcement agency may place and operate a photo speed monitoring device

### What

Photo speed monitoring device is equipment that uses radar or LIDAR-based speed detection and produces one or more photographs, microphotographs, videotapes, or other recorded images of vehicles.

### Where

School crossing zone, Highway work zone, or High-risk intersection segment

### When

Motor Vehicle operators driving at speeds of at least 10 miles per hour above the posted speed limit

### How

Penalty shall not exceed \$100, and any prosecution conducted in the same manner as prosecution for traffic infractions



# Usage Protections

- Limited exclusively to that information that is necessary for the enforcement of vehicle speed violations
- Information provided to the operator of a photo speed monitoring device shall be protected in a database and used only for enforcement of vehicle speed violations and enforcement against individuals who violate the provisions of this section
- Any person who discloses personal information in violation of the provisions of this subsection shall be subject to a civil penalty of \$1,000 per disclosure
- Any law-enforcement agency using photo speed monitoring devices shall annually certify compliance with this section and make all records pertaining to such system available for inspection and audit by the Commissioner of Highways or the Commissioner of the Department of Motor Vehicles or his designee



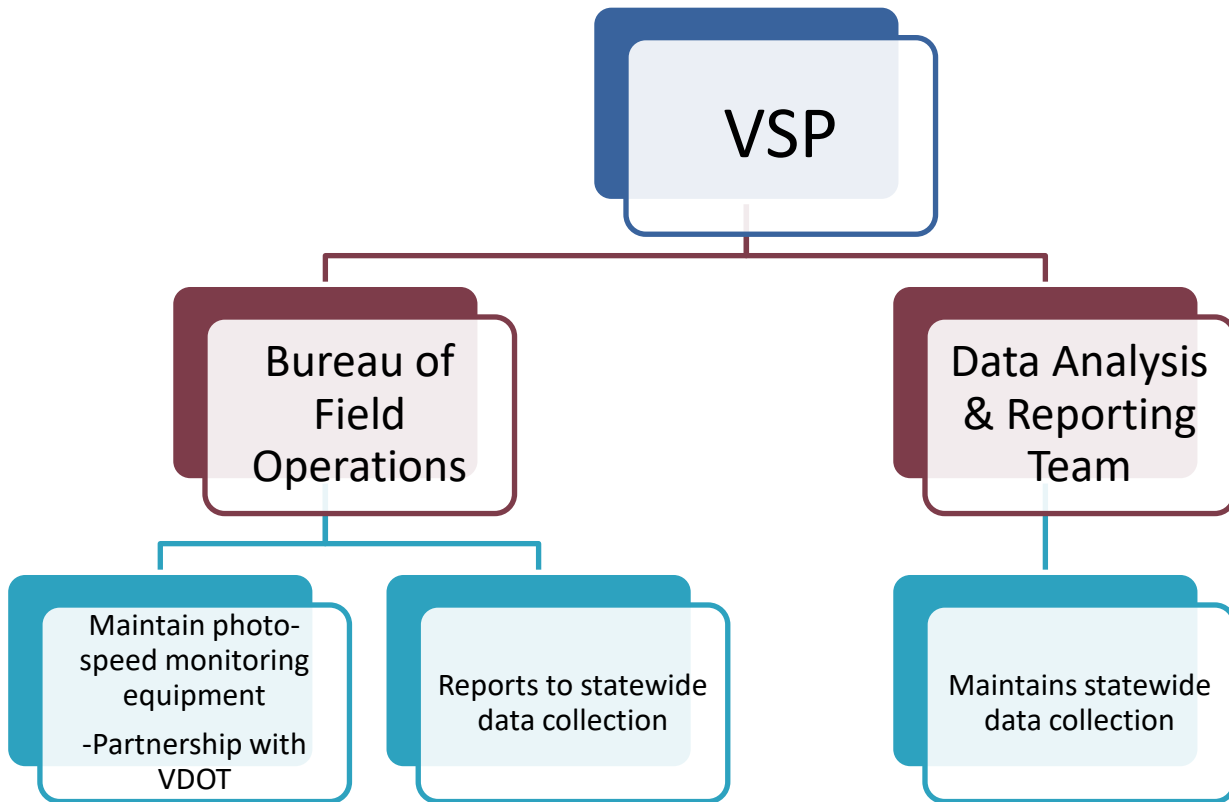
# Dissemination Protections

All photographs, microphotographs, videotapes, or other recorded images collected by a photo speed monitoring device shall be used exclusively for enforcing vehicle speed violations and shall **not** be:

- (i) open to the public;
- (ii) sold or used for sales, solicitation, or marketing purposes;
- (iii) disclosed to any other entity except as may be necessary for the enforcement of a vehicle speed violation or to a vehicle owner or operator as part of a challenge to the violation; or
- (iv) used in a court in a pending action or proceeding unless the action or proceeding relates to a vehicle speed violation or a violation of this section, or such information is requested upon order from a court of competent jurisdiction



# VSP Responsibilities



# Bureau of Field Operations

- Requested by VDOT to partner with them to deploy photo speed enforcement (PSE) in work zones
- Procurement process is still open
- No VSP Program currently



# Data Collection Reporting

## §46.2-882.1(K)

K. Any state or local law-enforcement agency that places and operates a photo speed monitoring device pursuant to the provisions of this section shall report to the Department of State Police, in a format to be determined by the Department of State Police, by January 15 of each year on the number of traffic violations prosecuted, the number of successful prosecutions, and the total amount of monetary civil penalties collected. The Department of State Police shall aggregate such information and report it to the General Assembly by February 15 of each year.



# Data Collection Process

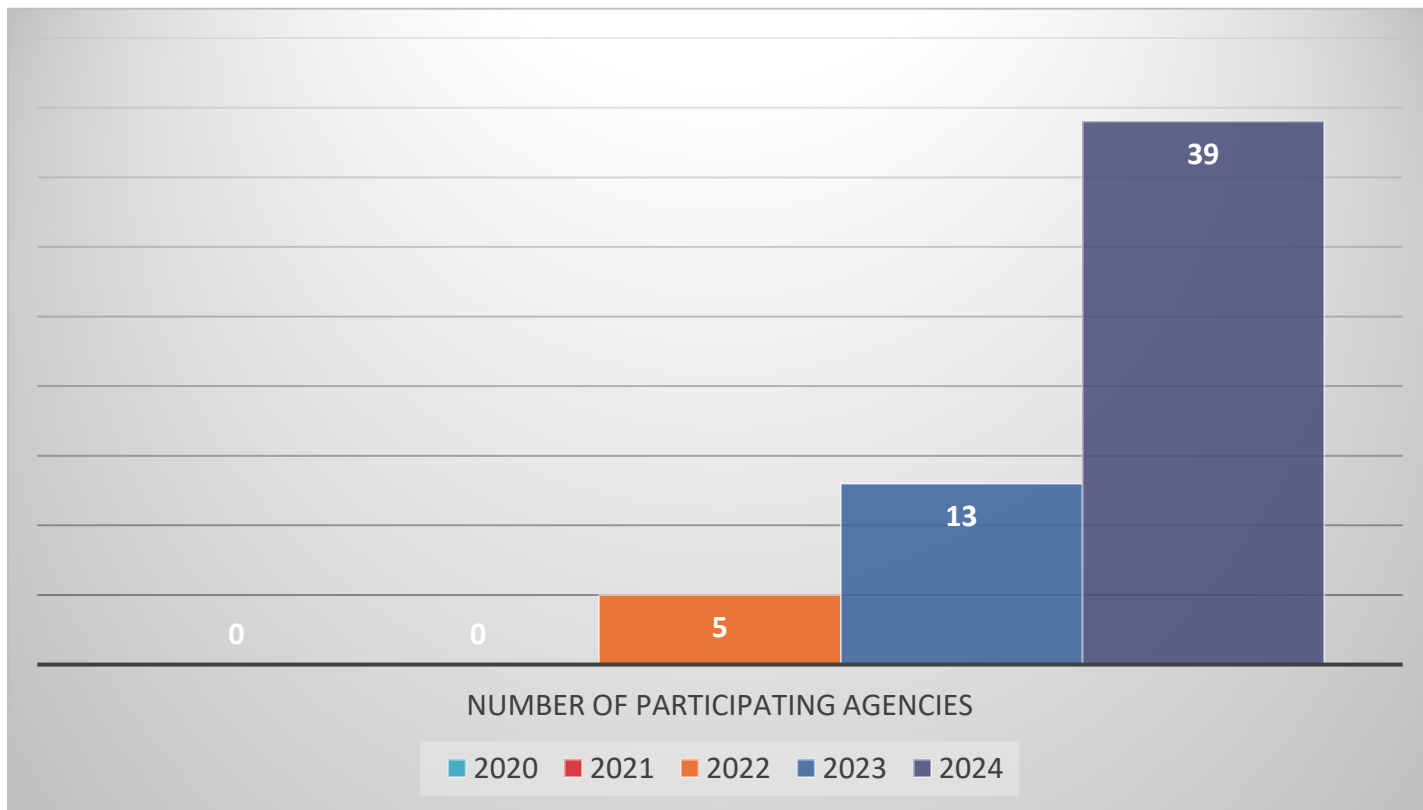


|                        |                                                                                                                                                                                                                                                                                                                                         |
|------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| DATA SOURCES           | Database extract provided by vendor contracted with the law enforcement agency. Vendor must provide the data as indicated in the content requirements.                                                                                                                                                                                  |
| DATA COLLECTION METHOD | Annual online entry of data into SP-334 form or email .csv or .xlsx based on content requirements below. If data extracted from system, must be emailed to <a href="mailto:dart@vsp.virginia.gov">dart@vsp.virginia.gov</a> . Either form entry or email may be submitted by the Law Enforcement Agency or the Vendor/Service Provider. |
| DATA UPDATE FREQUENCY  | Annual; Data for report year is due by January 15th of the following year (eg. 2025 data due by January 15, 2026).                                                                                                                                                                                                                      |



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# Reporting Agencies



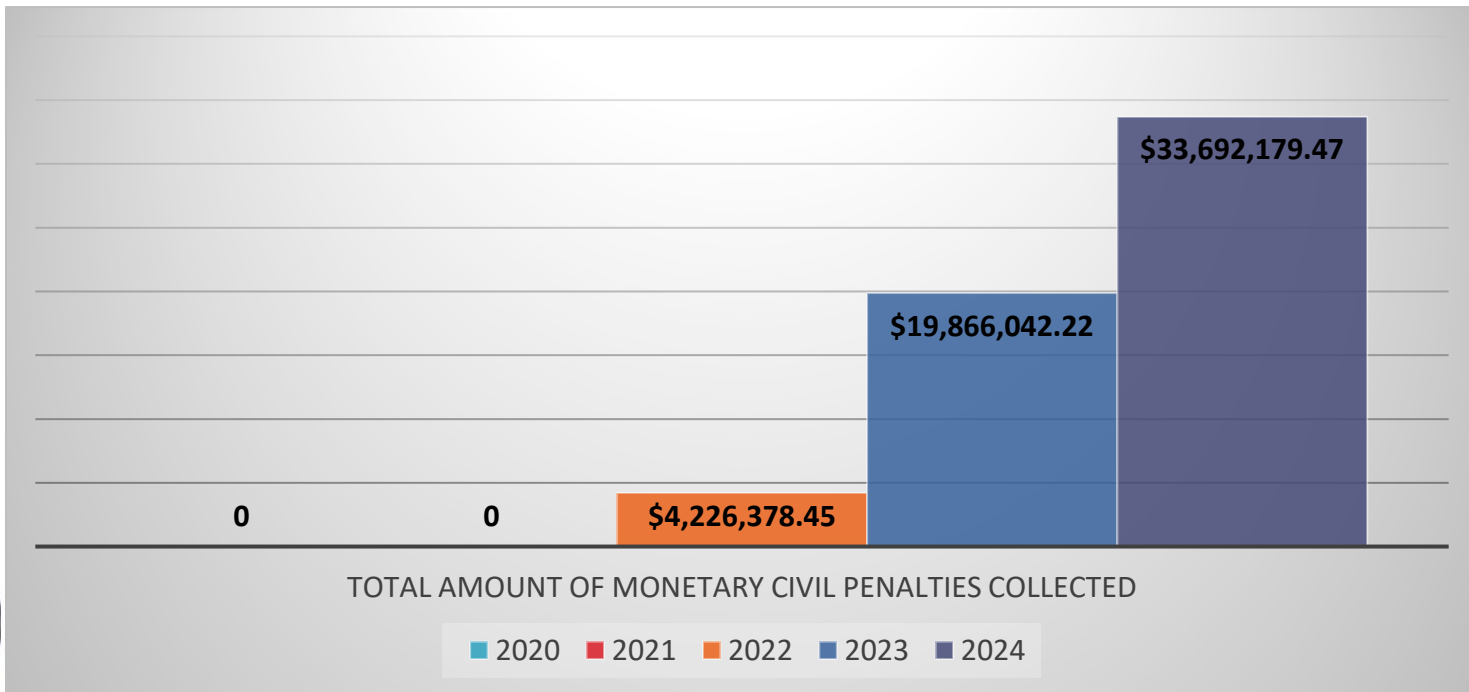
# Reported Prosecutions

|                                                   | <u>2020</u> | <u>2021</u> | <u>2022</u> | <u>2023</u> | <u>2024</u> |
|---------------------------------------------------|-------------|-------------|-------------|-------------|-------------|
| Successful Prosecutions<br>(Citations Paid)       | 0           | 0           | 44,970      | 220,573     | 357,954     |
| Total Violations Prosecuted<br>(Citations Issued) | 0           | 0           | 92,062      | 326,614     | 597,085     |

*There is a lag between prosecutions and ‘successful’ prosecutions as there is a delay between notification of citation and payment. In 2022, 49% of citations were paid at the time of the report, followed by 68% in 2023 and 60% in 2024.*



# Reported Penalties Collected



# Monetary Dissemination

Citation from Local  
Law Enforcement  
Agency

- Paid to the locality in where the violation occurred
- May be used to support local program

Citation from  
Department of  
State Police

- Literary Fund
- Not used to support VSP programs

All High-Risk  
Intersection  
Citations

- Commonwealth Transportation Board
- Virginia Highway Safety Improvement Program

