

119TH CONGRESS
1ST SESSION

H. R. 5394

To amend chapter 1 of title 23, United States Code, to withhold from a State certain highway funds if the State operates an automated speed enforcement system, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 16, 2025

Mr. HARRIGAN (for himself, Mr. CRENSHAW, Mr. MOORE of Alabama, Mr. PERRY, and Mr. RULLI) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

A BILL

To amend chapter 1 of title 23, United States Code, to withhold from a State certain highway funds if the State operates an automated speed enforcement system, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Freedom from Auto-
5 mated Speed Enforcement Act of 2025”.

1 **SEC. 2. AUTOMATED SPEED ENFORCEMENT SYSTEM.**

2 (a) IN GENERAL.—Chapter 1 of title 23, United
3 States Code, is amended by adding at the end the fol-
4 lowing:

5 **“§ 180. Automated speed enforcement system**

6 “(a) WITHHOLDING OF APPORTIONMENTS FOR NON-
7 COMPLIANCE.—The Secretary shall withhold 10 percent of
8 the amount required to be apportioned to any State under
9 each of paragraphs (1) and (2) of section 104(b) on the
10 first day of each fiscal year, beginning after September
11 30, 2026, in which the State fails to submit the certifi-
12 cation described in subsection (b).

13 “(b) ANNUAL CERTIFICATION.—

14 “(1) IN GENERAL.—To be in compliance under
15 subsection (a), the Governor of a State shall submit
16 to the Secretary a certification that no jurisdiction
17 in such State operates an automated speed enforce-
18 ment system.

19 “(2) AUDIT.—To verify such certification, the
20 Secretary may conduct an audit or require docu-
21 mentation as the Secretary determines necessary.

22 “(c) EXCEPTION FOR SCHOOL AND WORK ZONES.—
23 Notwithstanding subsection (b), a State may operate an
24 automated speed enforcement system in—

25 “(1) a designated school zone during posted
26 school hours; and

1 “(2) an active construction work zone—

2 “(A) for the duration of the construction
3 project; and

4 “(B) if—

5 “(i) when the location in which the
6 automated speed system is operating is not
7 an active construction work zone, the post-
8 ed speed limit is less than 55 miles per
9 hour; and

10 “(ii) such zone displays clear signage
11 indicating that—

12 “(I) the area is a construction
13 zone; and

14 “(II) there is an automated speed
15 enforcement system in use.

16 “(d) DEFINITION OF AUTOMATED SPEED ENFORCE-
17 MENT SYSTEM.—In this section, the term ‘automated
18 speed enforcement system’ means any device that—

19 “(1) captures an image of a vehicle for the pur-
20 pose of issuing a citation for exceeding a speed limit;
21 and

22 “(2) operates without the presence of a law en-
23 forcement officer.”.

24 (b) REGULATIONS.—The Secretary of Transportation
25 may issue such regulations as are necessary to carry out

1 section 180 of title 23, United States Code (as added by
2 this Act).

3 (c) CLERICAL AMENDMENT.—The analysis for chap-
4 ter 1 of title 23, United States Code, is amended by add-
5 ing at the end the following:

“180. Automated speed enforcement system.”.

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