

By: Senator(s) Ross

To: Judiciary

SENATE BILL NO. 2259

1 AN ACT TO REQUIRE THE DEPARTMENT OF PUBLIC SAFETY TO COMPILE  
 2 A LIST OF RELIABLE SPEED DETECTION EQUIPMENT; TO REQUIRE THE  
 3 DEPARTMENT OF PUBLIC SAFETY TO CONDUCT TRAINING COURSES FOR LOCAL  
 4 LAW ENFORCEMENT PERSONNEL EMPLOYED BY CERTAIN SHERIFFS IN THE USE  
 5 OF SUCH EQUIPMENT; TO REQUIRE THE DEPARTMENT OF FINANCE AND  
 6 ADMINISTRATION TO ESTABLISH A STATE CONTRACT PRICE FOR SUCH  
 7 EQUIPMENT; TO AMEND SECTION 63-3-519, MISSISSIPPI CODE OF 1972, TO  
 8 AUTHORIZE ALL COUNTIES TO ACQUIRE SPEED DETECTION EQUIPMENT FOR  
 9 USE BY THEIR LAW ENFORCEMENT OFFICERS ON PUBLIC ROADS WITHIN THEIR  
 10 JURISDICTION, PROVIDED THAT THE BOARD OF SUPERVISORS HAS SO  
 11 DIRECTED BY RESOLUTION DULY SPREAD ON THEIR MINUTES; AND FOR  
 12 RELATED PURPOSES.

13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

14 SECTION 1. (1) The Department of Public Safety shall from  
 15 time to time, by testing or from any other source or method which  
 16 the commissioner of the department deems reliable, compile a list  
 17 of speed detection equipment which the department determines will  
 18 accurately measure the speed of motor vehicles.

19 (2) From and after October 1, 2001, the Department of Public  
 20 Safety shall conduct training courses for law enforcement  
 21 personnel employed by any sheriff in the use of speed detection  
 22 equipment which the department has listed pursuant to subsection  
 23 (1) of this section. The department may charge a reasonable  
 24 tuition fee for such training, not to exceed Two Hundred Fifty  
 25 Dollars (\$250.00) for each person trained. The sheriff's  
 26 department which a law enforcement officer serves or by which he  
 27 is employed is authorized to pay the officer's expenses, including  
 28 tuition, incurred while attending such a training course.

29 (3) In order that the lowest and best prices on speed  
 30 detection equipment will be available to local governing  
 31 authorities, the Department of Finance and Administration shall  
 32 expeditiously determine a state contract price for the speed



33 detection equipment listed pursuant to subsection (1) of this  
34 section. County boards of supervisors shall be notified of such  
35 prices at least annually.

36 (4) The Department of Public Safety shall annually notify  
37 all sheriffs of the time, location and duration of certification  
38 programs which the department plans to conduct pursuant to  
39 subsection (2) of this section. Such notification shall also  
40 contain a description of the type of speed detection equipment for  
41 which training will be offered.

42 SECTION 2. Section 63-3-519, Mississippi Code of 1972, is  
43 amended as follows:

44 63-3-519. It shall be unlawful for any person or peace  
45 officer or law enforcement agency, except the Department of Public  
46 Safety, to purchase or use or allow to be used any type of radar  
47 speed detection equipment upon any public street, road or highway  
48 of this state. However, such equipment may be used:

49 1. By municipal law enforcement officers within a  
50 municipality having a population of two thousand (2,000) or more  
51 upon the public streets of the municipality;

52 2. By any college or university campus police force  
53 within the confines of any campus wherein more than two thousand  
54 (2,000) students are enrolled;

55 3. By municipal law enforcement officers in any  
56 municipality having a population in excess of fifteen thousand  
57 (15,000) according to the latest federal census on federally  
58 designated highways lying within the corporate limits;

59 4. By any sheriff or certified law enforcement officer  
60 employed by a sheriff who has met all requirements of Section 1 of  
61 Senate Bill No. 2259, 2001 Regular Session, provided that the  
62 county's board of supervisors has passed a resolution authorizing  
63 the sheriff to do so.



64           The Department of Public Safety will not set up radar on  
65 highways within municipalities with a population in excess of  
66 fifteen thousand (15,000) according to the latest federal census.

67           SECTION 3. Section 1 of this act shall take effect and be in  
68 force from and after October 1, 2001 and Section 2 of this act  
69 shall take effect and be in force from and after January 1, 2002.

