SENATE BILL NO. 2945
(As Passed the Senate)

AN ACT TO AUTHORIZE COUNTIES WHICH PARTICIPATE IN AN
INTERGOVERNMENTAL RADIO COMMUNICATION PROGRAM APPROVED BY THE
DEPARTMENT OF INFORMATION TECHNOLOGY SERVICES TO ASSESS AN
ADDITIONAL SURCHARGE UPON ANY MOVING TRAFFIC VIOLATION; TO PROVIDE
THAT THE SURCHARGE SHALL BE USED BY THE COUNTY TO FUND ONLY THAT
COUNTY'S PARTICIPATION IN THE INTERGOVERNMENTAL RADIO
COMMUNICATION PROGRAM TO PURCHASE PUBLIC SAFETY WIRELESS
COMMUNICATIONS SYSTEMS; AND FOR RELATED PURPOSES.

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

SECTION 1. (1) In addition to any other monetary penalties
and any other penalties imposed by law, any county or municipality
which participates in an intergovernmental radio communication
program approved by the Department of Information Technology
Services may assess an additional surcharge in an amount not to
exceed Ten Dollars ($10.00) on each person upon whom a court
imposes a fine or other penalty for each violation of Title 63,
Mississippi Code of 1972, except offenses relating to vehicular
parking or registration. The proceeds from the surcharge shall
only be used by the municipality or county to fund that
municipality's or county's participation in the intergovernmental
radio communication program to fund public safety wireless
communications systems. The proceeds from the surcharge imposed
by this subsection (1) shall be paid to the municipality or county
in which the violation occurred and shall be then deposited in an
appropriate special account.

(2) Approval of an intergovernmental radio communication
program shall be given by the Department of Information Technology
Services when:
(a) The program includes the sharing of support facilities (e.g., towers, shelters, microwave, etc.) by participating entities; or

(b) The program includes the establishment of a mutual aid system using common radio frequency channels between participating entities; or

(c) The program sets forth a feasible methodology which utilizes the radio frequency spectrum in an efficient manner.

SECTION 2. This act shall take effect and be in force from and after its passage.