

By: Senator(s) Thames

To: Fees, Salaries and  
Administration; Judiciary

SENATE BILL NO. 2945  
(As Passed the Senate)

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

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

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

26 (2) Approval of an intergovernmental radio communication  
27 program shall be given by the Department of Information Technology  
28 Services when:

29                   (a) The program includes the sharing of support  
30 facilities (e.g., towers, shelters, microwave, etc.) by  
31 participating entities; or

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

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

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