

By: Senator(s) Ross

To: Judiciary, Division B

SENATE BILL NO. 2104

1 AN ACT TO AMEND SECTION 63-3-519, MISSISSIPPI CODE OF 1972,
2 TO AUTHORIZE THE SHERIFF IN COUNTIES HAVING A CERTAIN POPULATION
3 TO USE RADAR SPEED DETECTION EQUIPMENT UPON THE STREETS, ROADS AND
4 HIGHWAYS THAT ARE UNDER THE JURISDICTION OF THE BOARD OF
5 SUPERVISORS AND LOCATED OUTSIDE THE CORPORATE LIMITS OF A
6 MUNICIPALITY; AND FOR RELATED PURPOSES.

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

8 **SECTION 1.** Section 63-3-519, Mississippi Code of 1972, is
9 amended as follows:

10 63-3-519. (1) (a) It shall be unlawful for any person or
11 peace officer or law enforcement agency, except the Mississippi
12 Highway Safety Patrol, to purchase or use or allow to be used any
13 type of radar speed detection equipment upon any public street,
14 road or highway of this state. However, such equipment may be
15 used:

16 (i) By municipal law enforcement officers within a
17 municipality having a population of two thousand (2,000) or more
18 upon the public streets of the municipality;

19 (ii) By any college or university campus police
20 force within the confines of any campus wherein more than two
21 thousand (2,000) students are enrolled;

22 (iii) By municipal law enforcement officers in any
23 municipality having a population in excess of fifteen thousand
24 (15,000) according to the latest federal census on federally
25 designated highways lying within the corporate limits;

26 (iv) By the sheriff of any county having a
27 population of seventy-four thousand (74,000) or more, according to
28 the latest federal decennial census, upon any public road, street
29 or highway that is:

30 1. Under the jurisdiction of the county board
31 of supervisors for maintenance and construction; and

32 2. Located outside the corporate limits of a
33 municipality.

34 (b) All fines for speed violations that are imposed as
35 a result of the use of radar authorized in subsection (1)(a)(iv)
36 shall be deposited into the State General Fund.

37 (2) The Mississippi Highway Safety Patrol shall not set up
38 radar on highways within municipalities with a population in
39 excess of fifteen thousand (15,000) according to the latest
40 federal census.

41 **SECTION 2.** This act shall take effect and be in force from
42 and after July 1, 2006.