

By: Senator(s) Tollison, Albritton, Chaney,
Dawkins, Harden, Nunnelee, Ross, White,
Williamson

To: Judiciary, Division B

COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 2442

1 AN ACT TO AMEND SECTION 63-3-519, MISSISSIPPI CODE OF 1972,
2 TO AUTHORIZE THE SHERIFF IN CERTAIN COUNTIES TO USE RADAR SPEED
3 DETECTION EQUIPMENT UPON THE STREETS, ROADS AND HIGHWAYS THAT ARE
4 UNDER THE JURISDICTION OF THE BOARD OF SUPERVISORS AND LOCATED
5 OUTSIDE THE CORPORATE LIMITS OF A MUNICIPALITY; AND FOR RELATED
6 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 [From and after July 1, 2006, and until July 1, 2008, this
11 section shall read as follows:]

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

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

20 (b) By any college or university campus police force
21 within the confines of any campus wherein more than two thousand
22 (2,000) students are enrolled;

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

27 (d) By the sheriff of any of the counties listed in
28 paragraph (e) upon any public road, street or highway that is:

29 (i) Under the jurisdiction of the county board of
30 supervisors for maintenance and construction; and

31 (ii) Located outside the corporate limits of a
32 municipality; and

33 (iii) Upon which road, street or highway the speed
34 limit is clearly posted; or

35 (iv) In a posted school zone during school hours.

36 (e) This subsection shall apply to the following
37 counties: Harrison, Jackson, Tunica, Lamar, Hinds, Lowndes,
38 Rankin, Lauderdale, Adams, Jones, DeSoto, Warren, Oktibbeha, Pike,
39 Pearl River, Clay, Noxubee and Washington Counties.

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

44 **[From and after July 1, 2008, this section shall read as**
45 **follows:]**

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

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

54 (b) By any college or university campus police force
55 within the confines of any campus wherein more than two thousand
56 (2,000) students are enrolled;

57 (c) By municipal law enforcement officers in any
58 municipality having a population in excess of fifteen thousand
59 (15,000) according to the latest federal census on federally
60 designated highways lying within the corporate limits.

61 The Mississippi Highway Safety Patrol will not set up radar
62 on highways within municipalities with a population in excess of
63 fifteen thousand (15,000) according to the latest federal census.
64 **SECTION 2.** This act shall take effect and be in force from
65 and after July 1, 2006.