

By: Senator(s) McLendon, England

To: Judiciary, Division B;
Finance

SENATE BILL NO. 2868

1 AN ACT TO AMEND SECTION 63-3-519, MISSISSIPPI CODE OF 1972,
2 TO AUTHORIZE THE SHERIFF AND HIS DEPUTIES IN ANY COUNTY HAVING A
3 POPULATION OF 140,000 OR MORE TO USE RADAR SPEED DETECTION
4 EQUIPMENT UPON THE PUBLIC STREETS, ROADS AND HIGHWAYS WITHIN THE
5 COUNTY, LYING OUTSIDE THE LIMITS OF ANY INCORPORATED MUNICIPALITY,
6 AND EXCLUDING ANY INTERSTATE HIGHWAY; TO FORBID THE LEVY OF ANY
7 FINE ASSOCIATED WITH THE ISSUANCE OF A CITATION WHERE A DRIVER IS
8 DETECTED TO HAVE BEEN TRAVELING IN EXCESS OF THE POSTED SPEED
9 LIMIT, AS DETECTED BY THE SHERIFF OR HIS DEPUTIES THROUGH THE USE
10 OF RADAR SPEED DETECTION EQUIPMENT; AND FOR RELATED PURPOSES.

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

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

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

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



22 (b) By any college or university campus police force
23 within the confines of any campus wherein more than two thousand
24 (2,000) students are enrolled;

25 (c) By municipal law enforcement officers in any
26 municipality having a population in excess of fifteen thousand
27 (15,000) according to the latest federal census on federally
28 designated highways lying within the corporate limits * * *;

29 (d) By the sheriff and deputy sheriffs of any county
30 having a population of one hundred forty thousand (140,000) or
31 more according to the 2020 federal decennial census, on any public
32 county road or highway within the county, excluding any interstate
33 or state highway, which is located outside the corporate limits of
34 any incorporated municipality. Under this paragraph (d):

35 (i) Each sheriff's department shall not purchase
36 more than two (2) radar guns;

37 (ii) Each sheriff's department shall not use radar
38 within five hundred (500) yards of:

- 39 1. The boundary line of a municipality;
40 2. The boundary line of the county; and
41 3. A speed limit change; and

42 (iii) Any funds received in association with the
43 issuance of a citation resulting from a speeding violation
44 detected by a sheriff or deputy sheriff through the use of radar
45 speed detection equipment under this paragraph shall be used by



46 the school district only for classroom purposes in the school
47 district where the violation was detected.

48 The Mississippi Highway Safety Patrol shall be immediately
49 notified by municipal law enforcement of any road blockages or
50 emergencies occurring on any federally designated limited-access
51 highways lying within the corporate limits.

52 **SECTION 2.** This act shall take effect and be in force from
53 and after July 1, 2022.

