

By: Chamberlin, Dawkins

To: County Affairs;  
Judiciary

## SENATE BILL NO. 3004

1 AN ACT TO REQUIRE THE DEPARTMENT OF PUBLIC SAFETY TO COMPILE  
2 A LIST OF RELIABLE SPEED DETECTION EQUIPMENT; TO REQUIRE THE  
3 DEPARTMENT OF PUBLIC SAFETY TO CONDUCT TRAINING COURSES FOR LOCAL  
4 LAW ENFORCEMENT PERSONNEL EMPLOYED BY CERTAIN SHERIFF'S IN THE USE  
5 OF SUCH EQUIPMENT; TO REQUIRE THE DEPARTMENT OF FINANCE AND  
6 ADMINISTRATION TO ESTABLISH A STATE CONTRACT PRICE FOR SUCH  
7 EQUIPMENT; TO AMEND SECTION 63-3-519, MISSISSIPPI CODE OF 1972, TO  
8 AUTHORIZE ALL COUNTIES TO ACQUIRE SPEED DETECTION EQUIPMENT FOR  
9 USE BY THEIR LAW ENFORCEMENT OFFICERS ON CERTAIN PUBLIC ROADS  
10 WITHIN THEIR JURISDICTION, PROVIDED THAT THE BOARD OF SUPERVISORS  
11 HAS APPROVED THE OPERATION BY TWO-THIRDS VOTE; AND FOR RELATED  
12 PURPOSES.

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

14 SECTION 1. (1) The Mississippi Department of Public Safety  
15 shall from time to time, by testing or from any other source or  
16 method which the commissioner of the department deems reliable,  
17 compile a list of speed detection equipment which the department  
18 determines will accurately measure the speed of motor vehicles.

19 (2) From and after July 1, 2000, the Department of Public  
20 Safety shall conduct training courses for law enforcement  
21 personnel employed by any sheriff in the use of speed detection  
22 equipment which the department has listed pursuant to subsection  
23 (1) of this section. The department may charge a reasonable  
24 tuition fee for such training, not to exceed Two Hundred Fifty  
25 Dollars (\$250.00) for each person trained. The sheriff's  
26 department which a law enforcement officer serves or by which he  
27 is employed is authorized to pay the officer's expenses, including  
28 tuition, incurred while attending such a training course.

29 (3) In order that the lowest and best prices on speed  
30 detection equipment will be available to local governing  
31 authorities, the Department of Finance and Administration shall

32 expeditiously determine a state contract price for the speed  
33 detection equipment listed pursuant to subsection (1) of this  
34 section. County boards of supervisors shall be notified of such  
35 prices at least annually.

36 (4) The Department of Public Safety shall annually notify  
37 all sheriffs of the time, location and duration of certification  
38 programs which the department plans to conduct pursuant to  
39 subsection (2) of this section. Such notification shall also  
40 contain a description of the type of speed detection equipment for  
41 which training will be offered.

42 SECTION 2. Section 63-3-519, Mississippi Code of 1972, is  
43 amended as follows:

44 63-3-519. It shall be unlawful for any person or peace  
45 officer or law enforcement agency, except the Mississippi Highway  
46 Safety Patrol, to purchase or use or allow to be used any type of  
47 radar speed detection equipment upon any public street, road or  
48 highway of this state. However, such equipment may be used:

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

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

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

59 4. By county law enforcement officers in any county  
60 having a population in excess of thirty-one thousand (31,000)  
61 according to the latest federal census on the public streets or  
62 roads of the county, including state highways, except for the  
63 following:

64 (a) Any public street or road in an incorporated  
65 municipality;

66 (b) Any street or road on any college or  
67 university campus; and

68 (c) Any federally designated highway.

69           No such operation shall be allowed until the board of  
70 supervisors of the county shall have deemed necessary the use of  
71 radar by county law enforcement officer and approved the same by a  
72 two-thirds (2/3) vote of all members.

73           The Mississippi Highway Safety Patrol will not set up radar  
74 on highways within municipalities with a population in excess of  
75 fifteen thousand (15,000) according to the latest federal census.

76           SECTION 3. This act shall take effect and be in force from  
77 and after July 1, 2000.