MISSISSIPPI LEGISLATURE REGULAR SESSION 2021

By: Representative Massengill

To: Judiciary B;
Transportation

HOUSE BILL NO. 84

AN ACT TO AMEND SECTION 63-3-519, MISSISSIPPI CODE OF 1972, TO AUTHORIZE THE COUNTY BOARD OF SUPERVISORS OF ANY COUNTY TO AUTHORIZE THE SHERIFF AND HIS DEPUTIES IN SUCH COUNTY TO USE RADAR SPEED DETECTION EQUIPMENT UPON THE PUBLIC STREETS, ROADS AND HIGHWAYS OF THE COUNTY LYING OUTSIDE OF THE LIMITS OF ANY INCORPORATED MUNICIPALITY; AND FOR RELATED PURPOSES.

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

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

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

*** * ***(a) By municipal law enforcement officers within a municipality having a population of two thousand (2,000) or more, according to the latest federal decennial census, upon the public streets of the municipality;

*** * ***(b) By any college or university campus police force within the confines of any campus *** * *** in which more than two thousand (2,000) students are enrolled;

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

(d) (i) By the sheriff and his deputies in any county on any public road, street or highway 1. that is under the jurisdiction of the county board of supervisors for maintenance and construction, and 2. that is located outside the corporate limits of a municipality. The maximum fine that may be enforced under the provisions of this subparagraph (i) is One Hundred Dollars ($100.00).

(ii) Subparagraph (i) of this paragraph (d) is contingent on the unanimous vote of the county board of supervisors of a county authorizing the provisions of Section 63-3-519(c)(d)(i).

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

SECTION 2. This act shall take effect and be in force from and after July 1, 2021.