



1995 ASSEMBLY BILL 700

November 27, 1995 - Introduced by Representatives LEHMAN, MUSSER, R. YOUNG, LA FAVE, OWENS, NOTESTEIN, BLACK and AINSWORTH, cosponsored by Senator BURKE. Referred to Committee on Highways and Transportation.

1 **AN ACT to create** 347.483 of the statutes; **relating to:** prohibiting the use and
2 sale of radar detectors for motor vehicles.

Analysis by the Legislative Reference Bureau

This bill prohibits a motorist from operating a motor vehicle equipped with a device for detecting or interfering with electronic devices used by law enforcement officers to detect the speed of motor vehicles (radar detector). The presence of an operative radar detector in a motor vehicle creates a presumption of a violation. The bill also prohibits any person from selling a radar detector or offering a radar detector for sale in this state. The bill contains an exception for the transportation of inoperative radar detectors. The penalty for violating these prohibitions is a forfeiture of not more than \$200.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

3 **SECTION 1.** 347.483 of the statutes is created to read:
4 **347.483 Radar detectors. (1) DEFINITIONS.** (a) "Radar detection jamming
5 device" means a device that emits radiation for the purpose of interfering with,
6 diffusing or preventing the clear reception of emitted signals of a speed measuring
7 device used by law enforcement officers to measure the speed of motor vehicles.

1 (b) "Radar detector" means a device or mechanism which detects the emission
2 of radiation in the portion of the electromagnetic spectrum used by law enforcement
3 officers to measure the speed of motor vehicles.

4 (2) USE PROHIBITED. No person may operate upon a highway a motor vehicle
5 equipped with a radar detector or a radar detection jamming device. The presence
6 of any radar detector or radar detection jamming device in or upon a motor vehicle
7 upon a highway constitutes prima facie evidence of a violation of this subsection.

8 (3) SALE PROHIBITED. No person may sell or offer for sale in this state any radar
9 detector or radar detection jamming device.

10 (4) EXCEPTIONS. This section does not apply to:

11 (a) Any receiver of emitted radiation used or to be used for lawful purposes to
12 receive a signal from any frequency licensed by any federal agency or agency of this
13 state.

14 (b) Any radar detector or radar detection jamming device used or to be used by
15 law enforcement agencies in their official duties.

16 (c) The transportation of a radar detector or radar detection jamming device
17 for use or sale if the device is stored in an enclosed storage compartment of the vehicle
18 and the device is inoperative during transport.

19 **SECTION 2. Effective date.**

20 (1) This act takes effect on the first day of the 6th month beginning after
21 publication.

22 (END)