

AMENDED IN ASSEMBLY JUNE 23, 1998

AMENDED IN SENATE APRIL 28, 1998

AMENDED IN SENATE APRIL 14, 1998

**SENATE BILL**

**No. 1964**

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**Introduced by Senator Costa**

February 19, 1998

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An act to amend Section 40000.15 of, and to add Article 17 (commencing with Section 28150) to Chapter 5 of Division 12 of, the Vehicle Code, relating to vehicles.

LEGISLATIVE COUNSEL'S DIGEST

SB 1964, as amended, Costa. Vehicles: ~~radar~~ jamming devices.

(1) Existing law prohibits vehicles from being equipped with certain equipment, including, among other things, theft alarm systems that emit the sound of a siren, studded tires, and certain prohibited lighting systems.

This bill would prohibit any vehicle from being equipped with any device that is designed for, or is capable of, jamming, scrambling, neutralizing, disabling, or otherwise interfering with radar, laser, or any other electronic device used by a law enforcement agency to measure the speed of moving objects.

The bill would also prohibit any person from using, buying, possessing, manufacturing, selling, or otherwise distributing any device that is designed for jamming, scrambling, neutralizing, disabling, or otherwise interfering with radar, laser, or any other electronic device used by a law enforcement agency to measure the speed of moving objects.

~~Because a violation of these prohibitions would be an infraction under other provisions of existing law~~

*The bill would make a violation of the above provisions an infraction, and a misdemeanor when a person possess 4 or more of the devices. Thus, the bill would impose a state-mandated local program by creating a new crime.*

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

*The people of the State of California do enact as follows:*

1 SECTION 1. Article 17 (commencing with Section  
2 28150) is added to Chapter 5 of Division 12 of the Vehicle  
3 Code, to read:

4  
5 Article 17. ~~Radar~~ Jamming Devices

6  
7 28150. (a) No vehicle shall be equipped with any  
8 device that is designed for, or is capable of, jamming,  
9 scrambling, neutralizing, disabling, or otherwise  
10 interfering with radar, laser, or any other electronic  
11 device used by a law enforcement agency to measure the  
12 speed of moving objects.

13 (b) No person shall use, buy, possess, manufacture,  
14 sell, or otherwise distribute any device that is designed for  
15 jamming, scrambling, neutralizing, disabling, or  
16 otherwise interfering with radar, laser, or any other  
17 electronic device used by a law enforcement agency to  
18 measure the speed of moving objects.

19 (c) *Except as provided in subdivision (d), a violation*  
20 *of subdivision (a) or (b) is an infraction.*

21 (d) *When a person possesses four or more devices in*  
22 *violation of subdivision (b), the person is guilty of a*  
23 *misdemeanor.*



1 SEC. 2. *Section 40000.15 of the Vehicle Code is*  
2 *amended to read:*

3 40000.15. A violation of any of the following provisions  
4 shall constitute a misdemeanor, and not an infraction:

5 Sections 23103 and 23104, relating to reckless driving.

6 Section 23109, relating to speed contests or exhibitions.

7 Section 23110, subdivision (a), relating to throwing at  
8 vehicles.

9 Section 23152, relating to driving under the influence.

10 Subdivision (b) of Section 23222, relating to possession  
11 of marijuana.

12 Subdivision (a) or (b) of Section 23224, relating to  
13 persons under 21 years of age knowingly driving, or being  
14 a passenger in, a motor vehicle carrying any alcoholic  
15 beverage.

16 Sections 23237 and 23244, relating to ignition interlock  
17 devices.

18 Section 23253, relating to officers on vehicular  
19 crossings.

20 Section 23332, relating to trespassing.

21 Section 24011.3, relating to vehicle bumper strength  
22 notices.

23 Section 27150.1, relating to sale of exhaust systems.

24 Section 27362, relating to child passenger seat  
25 restraints.

26 Section 28050, relating to true mileage driven.

27 Section 28050.5, relating to nonfunctional odometers.

28 Section 28051, relating to resetting odometer.

29 Section 28051.5, relating to device to reset odometer.

30 *Subdivision (d) of Section 28150, relating to possessing*  
31 *four or more jamming devices.*

32 SEC. 3. No reimbursement is required by this act  
33 pursuant to Section 6 of Article XIII B of the California  
34 Constitution because the only costs that may be incurred  
35 by a local agency or school district will be incurred  
36 because this act creates a new crime or infraction,  
37 eliminates a crime or infraction, or changes the penalty  
38 for a crime or infraction, within the meaning of Section  
39 17556 of the Government Code, or changes the definition



1 of a crime within the meaning of Section 6 of Article  
2 XIII B of the California Constitution.  
3 Notwithstanding Section 17580 of the Government  
4 Code, unless otherwise specified, the provisions of this act  
5 shall become operative on the same date that the act  
6 takes effect pursuant to the California Constitution.

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