

1 (4) The speed-measuring instrument had been calibrated and tested for
2 accuracy in accordance with the standards established by the
3 Commission for that particular instrument.

4 (c) All radio ~~microwave~~ microwave, laser, and other electronic speed-measuring
5 instruments shall be tested for accuracy within a 12-month period prior to the alleged
6 violation by a technician possessing at least a ~~second-class or general radiotelephone~~
7 ~~license from the Federal Communications Commission or a certification issued by~~
8 ~~organizations or committees endorsed by the Federal Communications Commission~~
9 ~~within a period of 12 months prior to the alleged violation.~~ General Radiotelephone
10 Operator License from the Federal Communications Commissions or possessing a
11 Certified Electronics Technician certificate issued by a Federal Communications
12 Commission Commercial Operators License Examination Manager or by a laboratory
13 established by the International Association of Chiefs of Police. A written certificate by
14 ~~such the~~ technician or laboratory showing that the test was made within the required
15 period and that the instrument was accurate shall be competent and prima facie evidence
16 of those facts in any proceeding referred to in subsection (a) of this section.

17 All ~~laser~~ radio microwave, laser, and other speed enforcement instruments shall be
18 tested in accordance with standards established by the North Carolina Criminal Justice
19 Education and Training Standards Commission. The Commission shall provide for
20 certification of ~~laser~~ all radio microwave, laser, and other speed enforcement
21 instruments. ~~A written certificate by a technician certified by the Commission showing~~
22 ~~that a test was made within the required testing period and that the instrument was~~
23 ~~accurate shall be competent and prima facie evidence of those facts in any proceeding~~
24 ~~referred to in subsection (a) of this section.~~

25 (d) In every proceeding where the results of a radio microwave, laser, or other
26 speed-measuring instrument is sought to be admitted, judicial notice shall be taken of
27 the rules approving the use of the models and types of radio ~~microwave~~ microwave,
28 laser, and other speed-measuring instruments and the procedures for operation and
29 calibration or measuring accuracy of such instruments."

30 **SECTION 2.** This act becomes effective October 1, 2005.