

By: Representative Moore

To: Juvenile Justice

HOUSE BILL NO. 99  
(As Sent to Governor)

1 AN ACT TO AMEND SECTION 93-13-2, MISSISSIPPI CODE OF 1972, TO  
2 REVISE THE CIVIL LIABILITY OF PARENTS FOR CRIMINAL ACTS OF MINOR  
3 CHILDREN; AND FOR RELATED PURPOSES.

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

5 SECTION 1. Section 93-13-2, Mississippi Code of 1972, is  
6 amended as follows:

7 93-13-2. (1) Any property owner shall be entitled to  
8 recover damages in an amount not to exceed Five Thousand Dollars  
9 (\$5,000.00), plus necessary court costs, from the parents of any  
10 minor under the age of eighteen (18) years and over the age of ten  
11 (10), who maliciously and willfully damages or destroys property  
12 belonging to such owner. However, this section shall not apply to  
13 parents whose parental custody and control of such child have been  
14 removed by court order or decree.

15 (2) The action authorized in this section shall be in  
16 addition to all other actions which the owner is entitled to  
17 maintain and nothing in this section shall preclude recovery in a  
18 greater amount from the minor or from any person, including the  
19 parents, for damages to which such minor or other person would  
20 otherwise be liable.

21 (3) It is the purpose of this section to authorize recovery  
22 from parents in situations where they are not otherwise liable and  
23 to limit the amount of recovery. The provisions of this section  
24 shall apply only to acts committed on and after July 1, 1978.

25 SECTION 2. This act shall take effect and be in force from  
26 and after July 1, 1999, and shall apply only to acts committed on  
27 and after July 1, 1999.