

By: Representative Cameron

To: Transportation;
Insurance

HOUSE BILL NO. 362

1 AN ACT TO CREATE SECTIONS 63-1-70 AND 63-1-91, MISSISSIPPI
2 CODE OF 1972, TO PROVIDE THAT IF ANY PERSON OPERATES A MOTOR
3 VEHICLE WITHOUT A VALID LICENSE AND AUTOMOBILE LIABILITY INSURANCE
4 AND THE VEHICLE IS INVOLVED IN AN ACCIDENT, THAT PERSON AND
5 CERTAIN OTHER PERSONS SHALL BE BARRED FROM ANY COURT ACTION FOR
6 RECOVERY OF DAMAGES RESULTING FROM THE ACCIDENT; AND FOR RELATED
7 PURPOSES.

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

9 SECTION 1. The following shall be codified as Section
10 63-1-70, Mississippi Code of 1972:

11 63-1-70. If any person operates a motor vehicle without a
12 valid license that is required under this article and a current
13 automobile liability policy and the vehicle is involved in an
14 accident, the person operating the vehicle, the owner of the
15 vehicle, any person, corporation or organization legally
16 responsible for the acts or omissions of the person operating the
17 vehicle or the owner of the vehicle, and any person, corporation
18 or organization who would otherwise have a claim through or on
19 behalf of the person operating the vehicle or the owner of the
20 vehicle as a result of the accident, shall be barred from any
21 action in any court in the state for recovery of damages for any
22 kind of loss resulting from the accident, regardless of who is at
23 fault in the accident.

24 SECTION 2. The following shall be codified as Section
25 63-1-91, Mississippi Code of 1972:

26 63-1-91. If any person operates a motor vehicle without a
27 valid license that is required under this article and a current
28 automobile liability policy and the vehicle is involved in an

29 accident, the person operating the vehicle, the owner of the
30 vehicle, any person, corporation or organization legally
31 responsible for the acts or omissions of the person operating the
32 vehicle or the owner of the vehicle, and any person, corporation
33 or organization who would otherwise have a claim through or on
34 behalf of the person operating the vehicle or the owner of the
35 vehicle as a result of the accident, shall be barred from any
36 action in any court in the state for recovery of damages for any
37 kind of loss resulting from the accident, regardless of who is at
38 fault in the accident.

39 SECTION 3. This act shall take effect and be in force from
40 and after January 1, 2000, provided that House Concurrent
41 Resolution _____, 1999 Regular Session, is ratified by the
42 electors of the state in the election held in November of 1999.