

By: Representative Chaney

To: Judiciary A

HOUSE BILL NO. 640

1 AN ACT TO AMEND SECTION 11-7-15, MISSISSIPPI CODE OF 1972, TO  
2 PROHIBIT CERTAIN NEGLIGENT PLAINTIFFS FROM RECOVERY; AND FOR  
3 RELATED PURPOSES.

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

5 SECTION 1. Section 11-7-15, Mississippi Code of 1972, is  
6 amended as follows:

7 11-7-15. In all actions hereafter brought for personal  
8 injuries, or where such injuries have resulted in death, or for  
9 injury to property, including actions for damages caused by  
10 products, the fact that the person injured, or the owner of the  
11 property, or person having control over the property may have been  
12 guilty of contributory negligence shall not bar a recovery, unless  
13 the negligence or fault of the person injured, or the owner of the  
14 property, or person having control of the property is equal to or  
15 greater than fifty percent (50%) of the proximate cause of the  
16 injury or damage for which recovery is sought, but damages shall  
17 be diminished by the jury in proportion to the amount of  
18 negligence attributable to the person injured, or the owner of the  
19 property, or the person having control over the property.

20 SECTION 2. This act shall take effect and be in force from  
21 and after July 1, 1999.