

By: Senator(s) Walls, Simmons, Horhn,
Gollott

To: Judiciary

SENATE BILL NO. 2956

1 AN ACT TO AMEND SECTION 75-76-311, MISSISSIPPI CODE OF 1972,
2 TO CONFORM THE PUNISHMENT FOR CHEATING AT GAMBLING TO LARCENY; AND
3 FOR RELATED PURPOSES. BE IT ENACTED BY THE LEGISLATURE OF THE
4 STATE OF MISSISSIPPI:

5
6 SECTION 1. Section 75-76-311, Mississippi Code of 1972, is
7 amended as follows:

8 75-76-311. (1) Except as otherwise provided in this
9 section, and in addition to any other penalty provided in this
10 chapter, any person who violates any provision of Sections
11 75-76-301 through 75-76-313, shall be punished:

12 (a) For the first offense, by imprisonment in the State
13 Penitentiary for not more than two (2) years, or by a fine of not
14 more than Ten Thousand Dollars (\$10,000.00), or by both such fine
15 and imprisonment.

16 (b) For a second or subsequent violation of any of
17 these provisions, by imprisonment in the State Penitentiary for
18 not more than ten (10) years, and may be further punished by a
19 fine of not more than Ten Thousand Dollars (\$10,000.00).

20 (2) Any person who violates Section 75-76-307 shall be
21 punished only as for grand or petit larceny according to the
22 amount unlawfully gained or attempted to be gained in the offense.

23 (3) In addition to any other penalty provided in this
24 chapter, any person who attempts, or two (2) or more persons who
25 conspire, to violate any provision of Sections 75-76-301 through
26 75-76-313 each shall be punished by imposing the penalty provided
27 in * * * this section for the completed crime, whether or not he

28 personally played any gambling game or used any prohibited device.

29 SECTION 2. This act shall take effect and be in force from

30 and after July 1, 1999.