

By: Senator(s) Jordan (18th)

To: Judiciary

SENATE BILL NO. 3008

1 AN ACT TO AMEND SECTION 97-17-70, MISSISSIPPI CODE OF 1972,
2 TO REVISE THE OFFENSE OF RECEIVING STOLEN PROPERTY; AND FOR
3 RELATED PURPOSES.

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

5 SECTION 1. Section 97-17-70, Mississippi Code of 1972, is
6 amended as follows:

7 97-17-70. (1) A person commits the crime of receiving
8 stolen property if he

9 (a) Intentionally possesses, receives, retains or
10 disposes of stolen property knowing that it has been stolen or
11 having reasonable grounds to believe it has been stolen, unless
12 the property is possessed, received, retained or disposed of with
13 intent to restore it to the owner; or

14 (b) Obtains or exerts control over property in the
15 custody of any law enforcement agency which is explicitly
16 represented to him by any law enforcement officer or any
17 individual acting on behalf of a law enforcement agency as being
18 stolen.

19 (2) The fact that the person who stole the property has not
20 been convicted, apprehended or identified is not a defense to a
21 charge of receiving stolen property.

22 (3) Any person who shall be convicted of receiving stolen
23 property which exceeds Two Hundred Fifty Dollars (\$250.00) in
24 value shall be committed to the custody of the State Department of
25 Corrections for a term not exceeding five (5) years or by a fine
26 of not more than One Thousand Dollars (\$1,000.00), or both.

27 (4) Any person who shall be convicted of receiving stolen
28 property which does not exceed Two Hundred Fifty Dollars (\$250.00)
29 in value shall be punished by imprisonment for not more than six
30 (6) months or by a fine of not more than One Thousand Dollars
31 (\$1,000.00), or both.

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