

REPORT OF CONFERENCE COMMITTEE

MR. PRESIDENT AND MR. SPEAKER:

We, the undersigned conferees, have had under consideration the amendments to the following entitled BILL:

S.B. No. 2597: Gasoline; suspend driver's license of those not paying for.

We, therefore, respectfully submit the following report and recommendation:

1. That the House recede from its Amendment No. 1.

2. That the Senate and House adopt the following amendment:

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

5 SECTION 1. Section 97-17-43, Mississippi Code of 1972, is
6 amended as follows:

7 97-17-43. (1) If any person shall feloniously take, steal
8 and carry away any personal property of another under the value of
9 Two Hundred Fifty Dollars (\$250.00), he shall be guilty of petit
10 larceny and, upon conviction, shall be punished by imprisonment in
11 the county jail not exceeding six (6) months or by fine not
12 exceeding One Thousand Dollars (\$1,000.00), or both.

13 (2) If any person shall feloniously take, steal and carry
14 away any property of a church, synagogue, temple or other
15 established place of worship under the value of Two Hundred Fifty
16 Dollars (\$250.00), he shall be guilty of petit larceny and, upon
17 conviction, shall be punished by imprisonment in the county jail
18 not exceeding one (1) year or by fine not exceeding Two Thousand
19 Dollars (\$2,000.00), or both.

20 (3) Any person who leaves the premises of an establishment
21 at which motor fuel offered for retail sale was dispensed into the
22 fuel tank of a motor vehicle by driving away in that motor vehicle
23 without having made due payment or authorized charge for the motor
24 fuel so dispensed, with intent to defraud the retail
25 establishment, shall be guilty of petit larceny and punished as
26 provided in subsection (1) of this section and, upon any second or
27 subsequent such offense, the driver's license of the person shall

28 be suspended as follows:

29 (a) The person shall submit the driver's license to the
30 court upon conviction and the court shall forward the driver's
31 license to the Department of Public Safety.

32 (b) The first suspension of a drivers's license under
33 this subsection shall be for a period of six (6) months.

34 (c) A second or subsequent suspension of a driver's
35 license under this subsection shall be for a period of one (1)
36 year.

37 (d) At the expiration of the suspension period, and
38 upon payment of a restoration fee of Twenty-five Dollars (\$25.00),
39 the suspension shall terminate and the Department of Public Safety
40 shall return the person's driver's license to the person. The
41 restoration fee shall be in addition to the fees provided for in
42 Title 63, Chapter 1, and shall be deposited into the State General
43 Fund in accordance with Section 45-1-23.

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

**Further, amend by striking the title in its entirety and
inserting in lieu thereof the following:**

1 AN ACT TO AMEND SECTION 97-17-43, MISSISSIPPI CODE OF 1972,
2 TO PROVIDE ADDITIONAL PUNISHMENT FOR LARCENY OF MOTOR FUEL FROM A
3 GASOLINE STATION; AND FOR RELATED PURPOSES.

CONFEREES FOR THE SENATE:

CONFEREES FOR THE HOUSE:

X _____
Bennie L. Turner

X _____
Edward Blackmon, Jr.

X _____
Grey F. Ferris

X _____
Jeffrey C. Smith

X _____
Charlie Ross

X _____
Willie Bailey