HOUSE BILL NO. 738

AN ACT TO AMEND SECTION 83-11-101, MISSISSIPPI CODE OF 1972,
TO MANDATE UNINSURED MOTORIST COVERAGE IN ALL AUTOMOBILE LIABILITY
INSURANCE POLICIES; AND FOR RELATED PURPOSES.

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

SECTION 1. Section 83-11-101, Mississippi Code of 1972, is
amended as follows:

83-11-101. (1) No automobile liability insurance policy or
contract shall be issued or delivered after January 1, 1967,
unless it contains an endorsement or provisions undertaking to pay
the insured all sums which he shall be legally entitled to recover
as damages for bodily injury or death from the owner or operator
of an uninsured motor vehicle, within limits which shall be no
less than those set forth in the Mississippi Motor Vehicle Safety
Responsibility Law, as amended, under provisions approved by the
Commissioner of Insurance; however, at the option of the insured,
the uninsured motorist limits may be increased to limits not to
exceed those provided in the policy of bodily injury liability
insurance of the insured or such lesser limits as the insured
elects to carry over the minimum requirement set forth by this
section. • • •

(2) No automobile liability insurance policy or contract
shall be issued or delivered after January 1, 1980, unless it
contains an endorsement or provisions undertaking to pay the
insured all sums which he shall be legally entitled to recover as
damages for property damage from the owner or operator of an
uninsured motor vehicle, within limits which shall be no less than
those set forth in the Mississippi Motor Vehicle Safety
Responsibility Law, as amended, under provisions approved by the Commissioner of Insurance; however, at the option of the insured, the uninsured motorist limits may be increased to limits not to exceed those provided in the policy of property damage liability insurance of the insured or such lesser limits as the insured elects to carry over the minimum requirement set forth by this section. ★ ★ ★

The property damage provision may provide an exclusion for the first Two Hundred Dollars ($200.00) of such property damage; however, the uninsured motorist provision need not insure any liability for property damage, for which loss the policyholder has been compensated by insurance or otherwise.

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SECTION 2. This act shall take effect and be in force from and after July 1, 2001.