

By: Representative Chism

To: Transportation

HOUSE BILL NO. 369

1 AN ACT TO AMEND SECTION 63-3-516, MISSISSIPPI CODE OF 1972,
2 TO REVISE THE PENALTY IMPOSED FOR OPERATING A MOTOR VEHICLE WITHIN
3 A HIGHWAY WORK ZONE IN EXCESS OF THE MAXIMUM SPEED LIMIT
4 SPECIFICALLY ESTABLISHED FOR THAT ZONE; AND FOR RELATED PURPOSES.

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

6 **SECTION 1.** Section 63-3-516, Mississippi Code of 1972, is
7 amended as follows:

8 63-3-516. (1) It shall be unlawful for any person to
9 operate a motor vehicle within a highway work zone at a speed in
10 excess of the maximum speed limit specifically established for the
11 zone whenever workers are present and whenever the zone is
12 indicated by appropriately placed signs displaying the reduced
13 maximum speed limit. Any person violating the provisions of this
14 section shall be punished, upon conviction, by a fine of not more
15 than double the maximum amount of the fine authorized to be
16 imposed under Section 63-9-11.

17 (2) For the purposes of this section the term "highway work
18 zone" means a construction or maintenance area that is located on
19 or along any public highway, road or street within this state and
20 that is marked by appropriate warning signs or other traffic
21 control devices indicating that work is in progress.

22 (3) Nothing in this section shall preclude the prosecution
23 or conviction for reckless driving of any motor vehicle operator
24 whose operation of a motor vehicle in a highway work zone, apart
25 from speed, demonstrates a reckless disregard for life, limb or
26 property.

27 **SECTION 2.** This act shall take effect and be in force from
28 and after July 1, 2003.

