

By: Representatives Wells-Smith, Ishee,
Snowden

To: Judiciary B

HOUSE BILL NO. 1386

1 AN ACT TO BAN POLICE PURSUITS FOR MISDEMEANOR TRAFFIC
2 VIOLATIONS; TO AMEND SECTION 63-3-205, MISSISSIPPI CODE OF 1972,
3 IN CONFORMITY THERETO; AND FOR RELATED PURPOSES.

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

5 **SECTION 1.** No law enforcement officer shall engage in a
6 pursuit in a motor vehicle to apprehend a violator of a
7 misdemeanor traffic offense. Motor vehicle pursuits are
8 authorized to apprehend felons who attempt to flee or elude a law
9 enforcement officer.

10 **SECTION 2.** Section 63-3-205, Mississippi Code of 1972, is
11 amended as follows:

12 63-3-205. The provisions of this chapter applicable to the
13 drivers of vehicles upon the highways shall apply to the drivers
14 of all vehicles owned or operated by the United States, this state
15 or any county, city, town, district, or any other political
16 subdivision of the state, subject to such specific exceptions as
17 are set forth in this chapter with respect to authorized emergency
18 vehicles.

19 The provisions of this chapter shall not apply to persons,
20 teams, motor vehicles and other equipment while actually engaged
21 in work upon the surface of a highway but shall apply to such
22 persons and vehicles when traveling to or from such work.

23 No driver of any authorized emergency vehicle shall assume
24 any special privilege under this chapter except when such vehicle
25 is operated in response to an emergency call or in the immediate
26 pursuit of an actual or suspected violator of the law, excluding
27 traffic violations.



28 **SECTION 3.** This act shall take effect and be in force from
29 and after July 1, 2003.

