

By: Representative Baker (74th)

To: Juvenile Justice

HOUSE BILL NO. 571

1 AN ACT TO AMEND SECTION 93-13-2, MISSISSIPPI CODE OF 1972, TO
2 REVISE THE AMOUNT OF DAMAGES WHICH IS RECOVERABLE FROM THE PARENTS
3 OF A CHILD RESPONSIBLE FOR SUCH DAMAGES; AND FOR RELATED PURPOSES.

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

5 **SECTION 1.** Section 93-13-2, Mississippi Code of 1972, is
6 amended as follows:

7 93-13-2. (1) Any property owner shall be entitled to
8 recover damages * * *, plus necessary court costs, from the
9 parents of any minor under the age of eighteen (18) years and over
10 the age of ten (10), who maliciously and willfully damages or
11 destroys property belonging to such owner. However, this section
12 shall not apply to parents whose parental custody and control of
13 such child have been removed by court order or decree.

14 (2) The action authorized in this section shall be in
15 addition to all other actions which the owner is entitled to
16 maintain and nothing in this section shall preclude recovery in a
17 greater amount from the minor or from any person, including the
18 parents, for damages to which such minor or other person would
19 otherwise be liable.

20 (3) It is the purpose of this section to authorize recovery
21 from parents in situations where they are not otherwise liable and
22 to limit the amount of recovery. The provisions of this section
23 shall apply only to acts committed on and after July 1, 1978.

24 **SECTION 2.** This act shall take effect and be in force from
25 and after July 1, 2005.