Lost
AMENDMENT NO 1 PROPOSED TO

Cmte Sub for Senate Bill No. 2859

BY: Senator(s) Tollison

1   **AMEND** by striking Section 5 in its entirety and renumber
2   subsequent sections, and insert in lieu thereof the following:

3   **SECTION 5.** Section 97-17-77, Mississippi Code of 1972, is

4   amended as follows:

5   97-17-77. If any person shall move, or cause to be removed,

6   or aid or assist in removing from the county in which it may be or

7   to any place beyond the jurisdiction of this state, any personal

8   property which shall at the time of such removal be under written

9   pledge, or mortgage, or deed of trust, or conditional sales

10   contract, or lien by judgment, or any other lien in this state,

11   with intent to defraud the pledgee, mortgagee, trustee, cestui que

12   trust, conditional vendor, or creditor, or who shall sell or

13   dispose of the property or any part thereof without the consent of

14   the holder of the lien, he shall be guilty of a misdemeanor and,

15   upon conviction, shall be fined not more than One Thousand Dollars

16   ($1,000.00) or imprisoned in the county jail not more than twelve

17   (12) months, or both. The removal with intent to defraud of such

18   property valued at Four Hundred Dollars ($400.00) or more shall be

19   a felony punishable upon conviction by a fine of not less than

20   Five Hundred Dollars ($500.00) nor more than Five Thousand Dollars

21   ($5,000.00), or by imprisonment in the penitentiary not less than

22   one (1) nor more than three (3) years, or by both.

23   **SECTION 6.** Section 97-17-75, Mississippi Code of 1972, which

24 provides a penalty for removing personal property subject to a

25 lien from the county, or selling it, is repealed.

26   **FURTHER amend the title on line 10 by changing "**SECTION
27 97-17-75**" to "**SECTION 97-17-77**" and on line 11 by inserting after**
28 **the semicolon the following:**

29 TO REPEAL SECTION 97-17-75, MISSISSIPPI CODE OF 1972, WHICH
30 PROVIDES A PENALTY FOR REMOVING PERSONAL PROPERTY SUBJECT TO A
31 LIEN FROM THE COUNTY, OR SELLING IT;