

By: Representative Snowden

To: Judiciary B

HOUSE BILL NO. 1151

1 AN ACT TO AMEND SECTION 97-23-19, MISSISSIPPI CODE OF 1972,  
2 TO DEFINE INCORPORATED COMPANY FOR THE CRIME OF EMBEZZLEMENT; AND  
3 FOR RELATED PURPOSES.

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

5 **SECTION 1.** Section 97-23-19, Mississippi Code of 1972, is  
6 amended as follows:

7 97-23-19. (1) Any director, agent, clerk, servant, or  
8 officer of any incorporated company, or if any trustee or factor,  
9 carrier or bailee, or any clerk, agent or servant of any private  
10 person, shall embezzle or fraudulently secrete, conceal, or  
11 convert to his own use, or make way with, or secrete with intent  
12 to embezzle or convert to his own use, any goods, rights in  
13 action, money, or other valuable security, effects, or property of  
14 any kind or description which shall have come or been entrusted to  
15 his care or possession by virtue of his office, place, or  
16 employment, either in mass or otherwise, with a value of Five  
17 Hundred Dollars (\$500.00) or more, he shall be guilty of felony  
18 embezzlement, and, upon conviction thereof, shall be imprisoned in  
19 the Penitentiary not more than ten (10) years, or fined not more  
20 than Ten Thousand Dollars (\$10,000.00), or both. If the value of  
21 such goods, rights in action, money or other valuable security,  
22 effects, or property of any kind is less than Five Hundred Dollars  
23 (\$500.00), he shall be guilty of misdemeanor embezzlement, and,  
24 upon conviction thereof, shall be imprisoned in the county jail  
25 not more than six (6) months, or fined not more than One Thousand  
26 Dollars (\$1,000.00), or both.

27           (2) For the purposes of this section "incorporated company"  
28 includes all lawful entities created under Title 79.

29           **SECTION 2.** This act shall take effect and be in force from  
30 and after July 1, 2007.