

By: Senator(s) Lee (35th), White, Ross, Jackson (15th), Davis, Hewes, Moffatt, Carmichael, Chassaniol, Flowers, Chaney, Clarke, Pickering, Michel, Kirby, Morgan, Burton, Albritton, Fillingane, Brown, Doxey, Gollott, Robertson, Nunnelee, Little, Bryan, Dearing, Thames, Tollison, Walley, Mettetal, King

To: Judiciary, Division B

SENATE BILL NO. 2459

1 AN ACT TO AMEND SECTION 97-37-37, MISSISSIPPI CODE OF 1972,  
2 TO REVISE THE ADDITIONAL TERM OF IMPRISONMENT FOR USE OF A FIREARM  
3 DURING COMMISSION OF ANOTHER FELONY BY A CONVICTED FELON; AND FOR  
4 RELATED PURPOSES.

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

6 **SECTION 1.** Section 97-37-37, Mississippi Code of 1972, is  
7 amended as follows:

8 97-37-37. (1) Except to the extent that a greater minimum  
9 sentence is otherwise provided by any other provision of law, any  
10 person who uses or displays a firearm during the commission of any  
11 felony shall, in addition to the punishment provided for such  
12 felony, be sentenced to an additional term of imprisonment in the  
13 custody of the Department of Corrections of five (5) years, which  
14 sentence shall not be reduced or suspended.

15 (2) Except to the extent that a greater minimum sentence is  
16 otherwise provided by any other provision of law, any convicted  
17 felon who uses or displays a firearm during the commission of any  
18 felony shall, in addition to the punishment provided for such  
19 felony, be sentenced to an additional term of imprisonment in the  
20 custody of the Department of Corrections of ten (10) years, to run  
21 consecutively, not concurrently, which sentence shall not be  
22 reduced or suspended.

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