

By: Senator(s) Tollison

To: Judiciary, Division B

SENATE BILL NO. 2597

1 AN ACT TO AMEND SECTION 63-3-401, MISSISSIPPI CODE OF 1972,
2 TO REVISE THE PENALTY IMPOSED UPON A HIT-AND-RUN DRIVER UNDER
3 CERTAIN CIRCUMSTANCES; AND FOR RELATED PURPOSES.

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

5 **SECTION 1.** Section 63-3-401, Mississippi Code of 1972, is
6 amended as follows:

7 63-3-401. (1) The driver of any vehicle involved in an
8 accident resulting in injury to or death of any person shall
9 immediately stop such vehicle at the scene of such accident or as
10 close thereto as possible but shall then forthwith return to and
11 in every event shall remain at the scene of the accident until he
12 has fulfilled the requirements of Section 63-3-405.

13 (2) Every stop under the provisions of subsection (1) of
14 this section shall be made without obstructing traffic or
15 endangering the life of any person more than is necessary.

16 (3) Except as provided in subsection (4) of this section, if
17 any driver of a vehicle involved in an accident that results in
18 injury to any person willfully fails to stop or to comply with the
19 requirements of subsection (1) of this section, then such person,
20 upon conviction, shall be punished by imprisonment for not less
21 than thirty (30) days nor more than one (1) year, or by fine of
22 not less than One Hundred Dollars (\$100.00) nor more than Five
23 Thousand Dollars (\$5,000.00), or by both such fine and
24 imprisonment.

25 (4) If any driver of a vehicle involved in an accident that
26 results in the death of another or the mutilation, disfigurement,
27 permanent disability or the destruction of the tongue, eye, lip,



28 nose or any other limb, organ or member of another willfully fails
29 to stop or to comply with the requirements under the provisions of
30 subsection (1) of this section, then such person, upon conviction,
31 shall be guilty of a felony and shall be punished by imprisonment
32 for not less than five (5) nor more than twenty (20) years, or by
33 fine of not less than One Thousand Dollars (\$1,000.00) nor more
34 than Ten Thousand Dollars (\$10,000.00), or by both such fine and
35 imprisonment.

36 (5) The commissioner shall revoke the driver's license of
37 any person convicted under this section.

38 **SECTION 2.** This act shall take effect and be in force from
39 and after July 1, 2010.

