

By: Representatives Shanks, Newman, Powell,
Weathersby, Yancey

To: Judiciary B

HOUSE BILL NO. 780

1 AN ACT TO AMEND SECTION 99-19-25, MISSISSIPPI CODE OF 1972,
2 TO GRANT JUSTICE COURTS THE AUTHORITY TO SUSPEND FINES IN CASES
3 ARISING UNDER THE IMPLIED CONSENT LAW; AND FOR RELATED PURPOSES.

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

5 **SECTION 1.** Section 99-19-25, Mississippi Code of 1972, is
6 amended as follows:

7 99-19-25. The circuit courts and the county courts, in
8 misdemeanor cases, are * * * authorized to suspend a sentence and
9 to suspend the execution of a sentence, or any part * * * of a
10 sentence, on such terms as may be imposed by the judge of the
11 court. * * * The suspension of imposition or execution of a
12 sentence * * * under this section may not be revoked after a
13 period of five (5) years.

14 The justice courts, in misdemeanor cases, are * * * authorized
15 to suspend a sentence and to suspend the execution of a sentence,
16 or any part * * * of a sentence, on such terms as may be imposed
17 by the judge of the court. Subsequent to original sentencing, the
18 justice courts, in misdemeanor cases, are * * * authorized to



19 suspend a sentence and to suspend execution of a sentence, or any
20 part * * * of a sentence, on such terms as may be imposed by the
21 judge of the court, if: (a) the judge or his or her predecessor
22 was authorized to order such suspension when the sentence was
23 originally imposed; and (b) such conviction (i) has not been
24 appealed * * * or (ii) has been appealed and the appeal has been
25 voluntarily dismissed. * * * The suspension of imposition or
26 execution of a sentence * * * under this section may not be
27 revoked after a period of two (2) years. * * * However, the
28 justice courts in cases arising under Sections 49-7-81 * * * and
29 49-7-95 * * * shall not suspend any fine.

30 **SECTION 2.** This act shall take effect and be in force from
31 and after July 1, 2021.

