

**Adopted  
AMENDMENT NO 2 PROPOSED TO**

**Senate Bill No. 2174**

**BY: Representative Horan**

**Amend by striking all after the enacting clause and inserting  
in lieu thereof the following:**

6           **SECTION 1.** Section 97-17-42, Mississippi Code of 1972, is  
7 amended as follows:  
8           97-17-42. (1) Any person who shall, willfully and without  
9 authority, take possession of or take away a motor vehicle of any  
10 value belonging to another, with intent to either permanently or  
11 temporarily convert it or to permanently or temporarily deprive  
12 the owner of possession or ownership, and any person who knowingly  
13 shall aid and abet in the taking possession or taking away of the  
14 motor vehicle, shall be guilty of \* \* \* a felony and shall  
15 be \* \* \* fined not more than Ten Thousand Dollars (\$10,000.00), or



16 imprisoned in the custody of the Department of Corrections for a  
17 term of not less than five (5) years but not to exceed twenty (20)  
18 years, or both.

19 (2) Any person convicted under this section who causes  
20 damage to any motor vehicle shall be ordered by the court to pay  
21 restitution to the owner or owners of the motor vehicle or  
22 vehicles damaged in the amount of damages caused to the vehicle  
23 and reasonable repair costs.

24 (3) This section shall not apply to the enforcement of a  
25 security interest in a motor vehicle.

26 (4) Any person who shall be convicted for a second or  
27 subsequent offense under this section shall be fined not more than  
28 Twenty Thousand Dollars (\$20,000.00), or imprisoned in the \* \* \*  
29 custody of the Department of Corrections for a term \* \* \* of not  
30 less than ten (10) years but not to exceed forty (40) years, or  
31 both.

32 **SECTION 2.** This act shall take effect and be in force from  
33 and after July 1, 2024, and shall stand repealed on June 30, 2024.

**Further, amend by striking the title in its entirety and  
inserting in lieu thereof the following:**

1 AN ACT TO AMEND SECTION 97-17-42, MISSISSIPPI CODE OF 1972,  
2 TO PROVIDE THAT THE CRIME OF MOTOR VEHICLE THEFT SHALL BE A  
3 FELONY; TO REVISE THE PENALTIES FOR THE COMMISSION OF MOTOR  
4 VEHICLE THEFT; AND FOR RELATED PURPOSES.

