

By: Senator(s) Ross

To: Judiciary

SENATE BILL NO. 2495

1 AN ACT TO AMEND SECTION 11-51-31, MISSISSIPPI CODE OF 1972,  
2 TO PROVIDE THAT AN APPEALING PARTY SHALL NOT BE REQUIRED TO GIVE  
3 BOND ON THE AMOUNT OF THE JUDGMENT DESIGNATED AS PUNITIVE DAMAGES  
4 IN ORDER TO BE GRANTED A SUPERSEDEAS; AND FOR RELATED PURPOSES.

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

6 SECTION 1. Section 11-51-31, Mississippi Code of 1972, is  
7 amended as follows:

8 11-51-31. A supersedeas shall not be granted in any case  
9 pending before the Supreme Court, unless the party applying for it  
10 shall give bond as required by the Rules of the Supreme Court.  
11 However, the party shall not be required to give bond on more than  
12 twenty-five percent (25%) of the amount of the judgment designated  
13 as punitive damages. Notwithstanding any other provision of this  
14 section, the party shall not be required to give bond on any  
15 amount of a judgment in excess of One Hundred Million Dollars  
16 (\$100,000,000.00).

17 SECTION 2. This act shall take effect and be in force from  
18 and after July 1, 2001.