

By: Representatives Cameron, Baker, Barbour, Barnett (116th), Barnett (92nd), Bowles, Capps, Chism, Compretta, Creel, Cummings, Davis, Denny, Eads, Eakes, Eaton, Ellington, Ellzey, Fillingane, Flaggs, Formby, Gadd, Gibbs, Grist, Guice, Hamilton, Holland, Horne, Howell, Hudson, Ishee, Janus, Jennings, Ketchings, Livingston, Lott, Malone, Maples, Markham, Martinson, Masterson, Mayo, McCoy, Miles, Mitchell, Montgomery (15th), Montgomery (74th), Moody, Moore (100th), Moore (60th), Moss, Nettles, Nicholson, Pierce, Read, Reeves, Roberson, Robertson, Robinson (84th), Rogers, Rotenberry, Rushing, Ryals, Scott (17th), Shows, Smith (35th), Smith (39th), Smith (59th), Snowden, Stevens, Taylor, Ward, Warren, Weathersby, Wells-Smith, Woods, Zuber

To: Judiciary A

HOUSE BILL NO. 1405

1 AN ACT TO PROHIBIT POLITICAL SUBDIVISIONS OF THE STATE FROM
2 SUING GUN AND AMMUNITION MANUFACTURERS; AND FOR RELATED PURPOSES.

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

4 **SECTION 1.** (1) The governing authority of any political
5 subdivision or local or other governmental authority of the state
6 is precluded and preempted from bringing suit to recover against
7 any firearms or ammunition manufacturer, trade association, or
8 dealer for damages for injury, death, or loss or to seek other
9 injunctive relief resulting from or relating to the lawful design,
10 manufacture, marketing, or sale of firearms or ammunition. The
11 authority to bring such actions as may be authorized by law shall
12 be reserved exclusively to the state.

13 (2) This section shall not prohibit the governing authority
14 of a political subdivision or local or other governing authority
15 of the state from bringing an action against a firearms or
16 ammunition manufacturer, trade association, or dealer for breach
17 of contract as to firearms or ammunition purchased by the
18 political subdivision or local authority of the state.

19 **SECTION 2.** The provisions of this act shall be applicable to
20 all claims existing or actions pending on its effective date and
21 all claims arising or actions filed on and after its effective
22 date.

23 **SECTION 3.** This act shall take effect and be in force from
24 and after July 1, 2002.

