

By: Senator(s) Hyde-Smith, Dearing, Chaney

To: Highways and Transportation

SENATE BILL NO. 2768

1 AN ACT TO AMEND SECTION 63-3-516, MISSISSIPPI CODE OF 1972,  
2 TO REVISE THE PENALTY IMPOSED FOR OPERATING A MOTOR VEHICLE WITHIN  
3 A HIGHWAY WORK ZONE IN EXCESS OF THE MAXIMUM SPEED LIMIT  
4 SPECIFICALLY ESTABLISHED FOR THAT ZONE; AND FOR RELATED PURPOSES.

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

6 **SECTION 1.** Section 63-3-516, Mississippi Code of 1972, is  
7 amended as follows:

8 63-3-516. (1) It shall be unlawful for any person to  
9 operate a motor vehicle within a highway work zone at a speed in  
10 excess of the maximum speed limit specifically established for the  
11 zone whenever workers are present and whenever the zone is  
12 indicated by appropriately placed signs displaying the reduced  
13 maximum speed limit. Any person violating the provisions of this  
14 section shall be punished, upon conviction, by a fine of not more  
15 than double the maximum amount of the fine authorized to be  
16 imposed under Section 63-9-11.

17 (2) For the purposes of this section the term "highway work  
18 zone" means a construction or maintenance area that is located on  
19 or along any public highway, road or street within this state and  
20 that is marked by appropriate warning signs or other traffic  
21 control devices indicating that work is in progress.

22 (3) Nothing in this section shall preclude the prosecution  
23 or conviction for reckless driving of any motor vehicle operator  
24 whose operation of a motor vehicle in a highway work zone, apart  
25 from speed, demonstrates a reckless disregard for life, limb or  
26 property.

27 **SECTION 2.** This act shall take effect and be in force from  
28 and after July 1, 2002.

