

By: Senator(s) Robertson, King, Mettetal,  
White, Moffatt, Kirby, Michel, Scoper,  
Stogner, Dickerson, Browning, Walden,  
Nunnelee, Ross, Johnson (19th), Hyde-Smith,  
Minor, Hewes, Carmichael, Chaney, Little,  
Burton, Canon

To: Judiciary

SENATE BILL NO. 2567

1 AN ACT TO AMEND SECTION 11-11-3, MISSISSIPPI CODE OF 1972, TO  
2 PROVIDE THAT VENUE FOR CIVIL ACTIONS OF WHICH THE CIRCUIT COURT  
3 HAS ORIGINAL JURISDICTION SHALL BE IN THE COUNTY WHERE THE FIRST  
4 ACT OR OMISSION GIVING RISE TO THE CAUSE OF ACTION OCCURRED; TO  
5 REQUIRE VENUE TO BE PROPER AS TO EACH AND EVERY DEFENDANT AND  
6 PLAINTIFF; AND FOR RELATED PURPOSES.

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

8 **SECTION 1.** Section 11-11-3, Mississippi Code of 1972, is  
9 amended as follows:

10 11-11-3. \* \* \* Venue for civil actions of which the circuit  
11 court has original jurisdiction shall be \* \* \* in the county where  
12 the first \* \* \* act or omission giving rise to the cause of action  
13 occurred. Venue must be proper as to each and every defendant and  
14 each and every plaintiff. Where multiple claims or causes of  
15 action are combined in one (1) lawsuit, venue must be proper as to  
16 each separate claim or cause of action. If the venue is improper  
17 as to any claim or cause of action against any party, then the  
18 claims involving that party that are not in the proper venue shall  
19 be severed and transferred to the county where venue is proper as  
20 to such claims or causes of action. If there is no proper venue  
21 for a claim for any reason, including because the first act or  
22 omission giving rise to a claim did not occur within a Mississippi  
23 county, such claim shall be dismissed without prejudice.

24 \* \* \*

25 **SECTION 2.** This act shall take effect and be in force from  
26 and after July 1, 2003.

