

By: Senator(s) Michel

To: Judiciary, Division B

SENATE BILL NO. 2193

1 AN ACT TO AMEND SECTION 63-1-23, MISSISSIPPI CODE OF 1972, TO  
2 ALLOW CANCELLATION OF THE DRIVER'S LICENSE OF A CHILD UNDER THE  
3 AGE OF 18 UNDER CERTAIN CIRCUMSTANCES; TO AMEND SECTIONS 63-1-25  
4 AND 63-1-27, MISSISSIPPI CODE OF 1972, TO CONFORM; AND FOR RELATED  
5 PURPOSES.

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

7 **SECTION 1.** Section 63-1-23, Mississippi Code of 1972, is  
8 amended as follows:

9 63-1-23. The application of any person under the age of  
10 eighteen (18) years for a temporary driving permit, intermediate  
11 license or license issued pursuant to this article shall be signed  
12 and verified before a person authorized to administer oaths by  
13 both the father and mother of the applicant, if both are living  
14 and have custody of him, or in the event neither parent is living  
15 then by the person or guardian having such custody or by an  
16 employer of him, or in the event there is no guardian or employer  
17 then by any other responsible person who is willing to assume the  
18 obligation imposed under Section 63-1-25 upon a person signing the  
19 application of a minor.

20 **SECTION 2.** Section 63-1-25, Mississippi Code of 1972, is  
21 amended as follows:

22 63-1-25. Except as otherwise provided in Section 63-1-27,  
23 any negligence or willful misconduct of a minor under the age of  
24 eighteen (18) years when driving a motor vehicle upon a highway  
25 shall be imputed to the person who has signed the application of  
26 the minor for a permit or license, which person shall be jointly  
27 or severally liable with the minor for any damages caused by the  
28 negligence or willful misconduct.

29           **SECTION 3.** Section 63-1-27, Mississippi Code of 1972, is  
30 amended as follows:

31           63-1-27. Any person who has signed the application of a  
32 minor for a license pursuant to Section 63-1-23 may thereafter  
33 file with the commissioner a verified written request that the  
34 license of the minor so granted be cancelled. Thereupon the  
35 commissioner shall cancel the license of the minor and the person  
36 who signed the application of the minor shall be relieved from the  
37 liability imposed under Section 63-1-25 by reason of having signed  
38 the application on account of any subsequent negligence or willful  
39 misconduct of the minor in operating a motor vehicle.

40           **SECTION 4.** This act shall take effect and be in force from  
41 and after July 1, 2005.