

By: Representative Taylor

To: Fees and Salaries of  
Public Officers;  
County Affairs

## HOUSE BILL NO. 386

1 AN ACT TO AMEND SECTION 9-11-31, MISSISSIPPI CODE OF 1972, TO  
2 ALLOW, IN THOSE COUNTIES HAVING LESS THAN FOUR JUSTICE COURT  
3 JUDGES, THE BOARD OF SUPERVISORS TO PAY, IN ITS DISCRETION, A  
4 JUSTICE COURT JUDGE ADDITIONAL COMPENSATION FOR SERVING DURING THE  
5 SUSPENSION OR DISABILITY OF ANOTHER JUSTICE COURT JUDGE; AND FOR  
6 RELATED PURPOSES.

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

8 SECTION 1. Section 9-11-31, Mississippi Code of 1972, is  
9 amended as follows:

10 9-11-31. (1) (a) Except as otherwise provided in  
11 subsection (2) of this section, when any justice court judge is  
12 unable, by reason of being under any suspension by the Commission  
13 on Judicial Performance or the Mississippi Supreme Court, or by  
14 reason of sickness or other disability, to attend and hold court  
15 at the time and place required by law to do so for a period of  
16 time in excess of thirty (30) consecutive days, and due to such  
17 inability to attend and hold court there is no judge to hold court  
18 in such county, the board of supervisors of the county in which  
19 such judge serves shall appoint another justice court judge of the  
20 county or an adjoining county or a municipal court judge to attend  
21 and hold said court and perform all the duties of such judge  
22 during such suspension or disability.

23 (b) Any presently sitting justice court judge appointed  
24 pursuant to paragraph (a) of this subsection shall receive no  
25 additional compensation for his or her service. Any other person  
26 so appointed shall receive, for the period of his service,  
27 compensation from the county for each day's service a sum equal to  
28 one and two hundred sixtieths (1/260) of the current salary in

29 effect for justice court judges.

30       (2) (a) In any county in which there are three (3) or less  
31 justice court judges, when any justice court judge is unable, by  
32 reason of being under any suspension by the Commission on Judicial  
33 Performance or the Mississippi Supreme Court, or by reason of  
34 sickness, disability or other reason, to attend and hold court at  
35 the time and place required by law to do so for a period of time  
36 in excess of thirty (30) consecutive days, the board of  
37 supervisors of the county may appoint another justice court judge  
38 of the county to attend and hold court and perform all the duties  
39 of the justice court judge during his suspension or disability.

40       (b) Any justice court judge appointed under paragraph  
41 (a) of this subsection shall receive, for the period of his  
42 service, compensation from the county for each day's service a sum  
43 equal to one and two hundred sixtieths (1/260) of the current  
44 salary in effect for justice court judges.

45       SECTION 2. This act shall take effect and be in force from  
46 and after October 1, 1999.