

By: Representative McInnis

To: Apportionment and  
Elections

## HOUSE BILL NO. 598

1 AN ACT TO AMEND SECTION 23-15-831, MISSISSIPPI CODE OF 1972,  
2 TO PROVIDE THAT ANY VACANCY CREATED IN CERTAIN STATE AND  
3 STATE-DISTRICT OFFICES SHALL BE FILLED BY APPOINTMENT UNTIL THE  
4 NEXT REGULAR GENERAL ELECTION; TO PROVIDE THAT DURING THE NEXT  
5 REGULAR GENERAL ELECTION AFTER A VACANCY OCCURS IN A STATE OR  
6 STATE-DISTRICT OFFICE THE VACANT OFFICE SHALL BE FILLED BY  
7 ELECTION FOR THE REMAINDER OF THE TERM; AND FOR RELATED PURPOSES.

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

9 SECTION 1. Section 23-15-831, Mississippi Code of 1972, is  
10 amended as follows:

11 23-15-831. When a vacancy other than in the Legislature  
12 shall occur, by death, resignation or otherwise, in any state or  
13 state district office, which is elective, and there is no special  
14 provision of law for the filling of the vacancy, the office shall  
15 be filled \* \* \* by appointment by the Governor. The person  
16 appointed to the vacant office shall hold the office until the  
17 next regular general election. At the next regular general  
18 election the office shall be filled by election and the person  
19 elected during the election shall hold the office for the  
20 remainder of the unexpired term.

21 SECTION 2. The Attorney General of the State of Mississippi  
22 shall submit this act, immediately upon approval by the Governor,  
23 or upon approval by the Legislature subsequent to a veto, to the  
24 Attorney General of the United States or to the United States  
25 District Court for the District of Columbia in accordance with the  
26 provisions of the Voting Rights Act of 1965, as amended and  
27 extended.

28 SECTION 3. This act shall take effect and be in force from

29 and after the date it is effectuated under Section 5 of the Voting  
30 Rights Act of 1965, as amended and extended.