

By: Representative Moss

To: Judiciary A;
Appropriations

HOUSE BILL NO. 1005

1 AN ACT TO AMEND SECTION 25-31-8, MISSISSIPPI CODE OF 1972, TO
2 INCREASE THE OFFICE OPERATING ALLOWANCE PAID TO DISTRICT ATTORNEYS
3 FOR FULL-TIME LEGAL ASSISTANTS AND TO CLARIFY THE NUMBER OF
4 ASSISTANTS FOR WHOM THE ALLOWANCE IS PAID; AND FOR RELATED
5 PURPOSES.

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

7 SECTION 1. Section 25-31-8, Mississippi Code of 1972, is
8 amended as follows:

9 25-31-8. From and after July 1, 1979, in all circuit court
10 districts in this state existing now or hereafter created, the
11 district attorney shall receive from sums appropriated for such
12 purpose from the General Fund or any special fund of the State of
13 Mississippi, an office operating allowance for the necessary
14 expenses of operating the office of the district attorney,
15 including stenographic help, and other items and expenditures
16 necessary and incident to the investigation of criminal cases, the
17 general expenses of the office of the investigation of criminal
18 cases, the general expenses of the office of the district attorney
19 for preparing and/or trying felony cases and all other cases
20 requiring the services of the district attorney, the sum of
21 Twenty-six Thousand Dollars (\$26,000.00) for each district, and an
22 additional Five Thousand Dollars (\$5,000.00) for each assistant
23 authorized by Section 25-31-5(1) * * *. All expenditures made
24 from the office operating allowances shall be upon written
25 requisition of the duly elected district attorney to the State
26 Auditor, as otherwise provided by law. The district attorney may
27 delegate to the board of supervisors of any county in his district

28 the responsibility and authority to employ and set the salary of
29 not more than one (1) employee for the office of such district
30 attorney, such salary to be paid as other expenditures are paid
31 from the funds provided by this section. Such employee shall be
32 deemed to be appointed and employed by the board of supervisors,
33 and the salary shall not be deemed to be a pecuniary benefit
34 provided by the district attorney's office.

35 SECTION 2. This act shall take effect and be in force from
36 and after July 1, 1999.