

By: Representative Banks

To: Judiciary A

HOUSE BILL NO. 1353

1 AN ACT TO AMEND SECTIONS 11-1-1 AND 89-3-3, MISSISSIPPI CODE
2 OF 1972, TO AUTHORIZE LEGISLATORS TO TAKE OATHS AND
3 ACKNOWLEDGMENTS; AND FOR RELATED PURPOSES.

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

5 SECTION 1. Section 11-1-1, Mississippi Code of 1972, is
6 amended as follows:

7 11-1-1. A judge of any court of record, clerk of such court,
8 court reporter of such court, master, legislator, member of the
9 board of supervisors, justice court judge, notary public, mayor,
10 or police justice of a city, town or village, clerk of a
11 municipality, and any officer of any other state, or of the United
12 States, authorized by the law thereof to administer oaths, the
13 judge of any court of record, or the mayor or chief magistrate of
14 any city, borough or corporation of a foreign country; may
15 administer oaths and take and certify affidavits whenever the same
16 may be necessary or proper in a proceeding in any court or under
17 any law of this state, or for the purpose of taking depositions of
18 any party of interest, or witnesses of any suit pending before any
19 such court, or for the perpetuation of testimony, as provided in
20 Section 13-1-57, Mississippi Code of 1972.

21 SECTION 2. Section 89-3-3, Mississippi Code of 1972, is
22 amended as follows:

23 89-3-3. Every conveyance, contract or agreement proper to be
24 recorded, may be acknowledged or proved before any judge of a
25 United States Court, any judge of the Supreme Court, any judge of
26 the circuit court, or any chancellor, or any judge of the county

27 court, or before any clerk of a court of record or notary public,
28 who shall certify such acknowledgment or proof under the seal of
29 his office, or before any justice court judges, or police justice,
30 or mayor of any city, town, or village, or clerk of a
31 municipality, or member of the Legislature, or member of the board
32 of supervisors, whether the property conveyed be within his county
33 or not.

34 SECTION 3. This act shall take effect and be in force from
35 and after July 1, 1999.