

By: Senator(s) Gordon, Ross

To: Fees, Salaries and Administration

SENATE BILL NO. 2479  
(As Sent to Governor)

1 AN ACT TO AMEND SECTION 25-3-33, MISSISSIPPI CODE OF 1972, TO  
2 INCREASE THE SALARY OF THE EXECUTIVE DIRECTOR OF THE PEARL RIVER  
3 VALLEY WATER SUPPLY DISTRICT; TO AMEND SECTION 37-3-9, MISSISSIPPI  
4 CODE OF 1972, TO PROVIDE THAT THE SALARY OF THE STATE  
5 SUPERINTENDENT OF PUBLIC EDUCATION SHALL BE AN AMOUNT EQUAL TO  
6 NINETY PERCENT OF THE SALARY OF THE COMMISSIONER OF HIGHER  
7 EDUCATION; TO AMEND SECTION 25-3-35, MISSISSIPPI CODE OF 1972, TO  
8 INCREASE THE SALARIES OF THE ELECTED JUDICIARY; TO AMEND SECTION  
9 25-31-10, MISSISSIPPI CODE OF 1972, TO INCREASE THE COMPENSATION  
10 OF CRIMINAL INVESTIGATORS EMPLOYED BY DISTRICT ATTORNEYS; TO AMEND  
11 SECTION 5-1-41, MISSISSIPPI CODE OF 1972, TO DELETE THE  
12 REQUIREMENT THAT LEGISLATORS SIGN A WRITTEN REQUEST FOR THE 1997  
13 EXPENSE ALLOWANCE INCREASE BEFORE JULY 1, 1997; AND FOR RELATED  
14 PURPOSES.

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

16 SECTION 1. Section 25-3-33, Mississippi Code of 1972, is  
17 amended as follows:

18 25-3-33. The annual salaries of the following appointive  
19 state and district officials and employees are fixed as follows:

20 Deputy Attorney General, not to exceed..... \$72,800.00

21 Assistant Attorneys General shall each

22 receive annual salaries in an amount

23 to be fixed by the Attorney General

24 but not to exceed..... 68,400.00

25 Military Department--National Guard:

26 Adjutant General..... 80,000.00

27 Department of Banking and Consumer Finance:

28 Commissioner..... 85,000.00

29 Chairman of the State Tax Commission

30 (Commissioner of Revenue)..... 91,000.00

31 Associate Commissioners, each..... 42,000.00

32 Director of Emergency Management Agency..... 65,000.00

33 Department of Public Safety:

34	Commissioner of Public Safety.....	80,000.00
35	Director, Office of Mississippi	
36	Highway Safety Patrol, or	
37	his successor.....	70,000.00
38	Director, Office of Support Services,	
39	or his successor.....	70,000.00
40	Department of Human Services:	
41	Director, not to exceed.....	85,000.00
42	Workers' Compensation Commission:	
43	Chairman.....	80,000.00
44	Members, each.....	78,000.00
45	Executive Director.....	75,000.00
46	Administrative Judge, each.....	75,000.00
47	Archives and History:	
48	Director, not to exceed.....	70,000.00
49	State Forester.....	70,000.00
50	State Oil and Gas Board:	
51	Secretary-Supervisor.....	70,000.00
52	Educational Television Authority:	
53	Executive Director.....	70,000.00
54	Director, Mississippi Library Commission,	
55	not to exceed.....	70,000.00
56	Executive Secretary, Public Service	
57	Commission.....	65,000.00
58	Parole Board:	
59	Chairman.....	50,000.00
60	Administrative Assistant for	
61	Parole Matters.....	42,000.00
62	Members, each.....	44,000.00
63	Governor's State Bond Advisory Division:	
64	Director .....	55,000.00
65	Employment Security Commission:	
66	Executive Director, not to exceed.....	70,000.00
67	Executive Director, Department of	

68	Mental Health, to be determined by the	
69	State Board of Mental Health, not	
70	to exceed.....	85,000.00
71	Director, Division of Medicaid,	
72	not to exceed.....	85,000.00
73	Director, State Department of Transportation,	
74	not to exceed.....	85,000.00
75	State Entomologist.....	65,000.00
76	Clerk of the Supreme Court.....	60,000.00
77	State Aid Engineer, Division of State	
78	Aid Road Construction.....	70,000.00
79	Executive Director, Judicial Performance	
80	Commission.....	65,000.00
81	Executive Director, Department of Finance	
82	and Administration.....	85,000.00
83	Superintendent, Mississippi School for the	
84	Blind, to be determined by the State	
85	Board of Education, not to exceed.....	65,000.00
86	Superintendent, Mississippi School for the Deaf,	
87	to be determined by the State Board	
88	of Education, not to exceed.....	65,000.00
89	Executive Director, State Fair Commission.....	65,000.00
90	Executive Director, Department of Wildlife,	
91	Fisheries and Parks.....	80,000.00
92	Executive Director, Department of Environmental	
93	Quality.....	85,000.00
94	Executive Director, Pat Harrison Waterway	
95	District.....	65,000.00
96	Executive Director, Pearl River Basin	
97	Development District.....	61,000.00
98	Executive Director, Pearl River Valley Water	
99	Supply District.....	<u>71,000.00</u>
100	Executive Director, Tombigbee River Valley	
101	Water Management District.....	61,000.00

102	Director, Soil and Water Conservation	
103	Commission.....	60,000.00
104	Commissioner, Mississippi Department of	
105	Corrections.....	85,000.00
106	Executive Director, Mississippi Department of	
107	Information Technology Services.....	85,000.00
108	Executive Director, Mississippi Industries	
109	for the Blind.....	60,000.00
110	Director, Mississippi Bureau of Narcotics.....	60,000.00
111	Executive Secretary, State Veterans Affairs	
112	Board.....	55,000.00
113	Executive Officer, Veterans' Home Purchase	
114	Board.....	65,000.00
115	Chief Administrative Officer, Motor Vehicle	
116	Commission.....	55,000.00
117	Stadium Manager, Mississippi Veterans	
118	Memorial Stadium.....	55,000.00
119	Executive Director, Mississippi Arts	
120	Commission.....	55,000.00
121	Director, Mississippi Board of Nursing.....	60,000.00
122	Director, State Board of Pharmacy.....	60,000.00
123	Director, State Board of Public Contractors.....	50,000.00
124	Director, Real Estate Commission.....	55,000.00
125	Director of Support Services, Department	
126	of Rehabilitation Services.....	80,000.00
127	Executive Director, State Fire Academy.....	55,000.00
128	Executive Director, Law Enforcement	
129	Officers Training Academy.....	50,000.00
130	Executive Director, State Board of	
131	Accountancy.....	60,000.00
132	Executive Director, Mississippi	
133	Gaming Commission.....	90,000.00
134	Executive Director, Mississippi	
135	Department of Marine Resources.....	70,000.00

136	Executive Director, State Board of	
137	Registration for Professional	
138	Engineers and Land Surveyors.....	55,000.00
139	Executive Director, Public Utilities	
140	Staff.....	85,000.00
141	State Law Librarian.....	60,000.00
142	State Personnel Director.....	75,000.00
143	Manager, Farmers Central Market,	
144	Department of Agriculture and	
145	Commerce.....	40,000.00
146	State Veterinarian.....	70,000.00
147	Executive Director, Mississippi Ethics	
148	Commission.....	70,000.00

149 SECTION 2. Section 37-3-9, Mississippi Code of 1972, is  
150 amended as follows:

151 37-3-9. (1) \* \* \* From and after July 1, 1984, there shall  
152 be a State Superintendent of Public Education who shall be  
153 appointed by the State Board of Education, with the advice and  
154 consent of the Senate, and serve at the board's will and pleasure.  
155 He shall be the chief administrative officer for the State  
156 Department of Education and shall administer the department in  
157 accordance with the policies established by the State Board of  
158 Education. He shall receive such compensation in an amount equal  
159 to ninety percent (90%) of the salary of the Commissioner of  
160 Higher Education. The State Superintendent of Public Education  
161 shall have at least a master's degree in any field and a minimum  
162 of five (5) years' experience in administration in the educational  
163 field.

164 (2) The state superintendent shall give bond in the penalty  
165 of Seventy-five Thousand Dollars (\$75,000.00), with sureties to be  
166 approved by the Governor, conditioned according to law. Said bond  
167 when approved shall be filed and recorded in the office of the  
168 Secretary of State.

169 SECTION 3. Section 25-3-35, Mississippi Code of 1972, is

170 amended as follows:

171 25-3-35. (1) The annual salaries of the following judges  
172 are fixed as follows, to begin at the commencement of the next  
173 term of office immediately succeeding the existing term:

174 Chief Justice of the Supreme Court..... \$104,900.00

175 Presiding Justice of the Supreme Court..... 102,900.00

176 Associate Justices of the Supreme Court, each..... 102,300.00

177 However, in addition to their present official duties, there  
178 are imposed upon the Supreme Court Justices the extra duties of  
179 making a special study of existing laws and reporting to each  
180 regular session of the Legislature such constructive suggestions  
181 as they may deem necessary for the improvement of the  
182 administration of justice, and of advising and counseling with the  
183 State Librarian in the selection of law books for purchase and use  
184 in the State Law Library, advising with the librarian thereof upon  
185 the removal from the library of any books which may be the least  
186 frequently used, and for the placing of same in a convenient  
187 location so as to provide additional space for such books and  
188 other current publications which may be more frequently used or  
189 called for. For such extra services each justice, from and after  
190 the effective date of Senate Bill 2479, 1999 Regular Session,  
191 shall receive a sum sufficient when added to the present salaries  
192 of the justices to aggregate One Hundred Four Thousand Nine  
193 Hundred Dollars (\$104,900.00) for the Chief Justice, One Hundred  
194 Two Thousand Nine Hundred Dollars (\$102,900.00) for the Presiding  
195 Justice, and One Hundred Two Thousand Three Hundred Dollars  
196 (\$102,300.00) for Associate Justices, per annum. As each existing  
197 term expires and the above-captioned salaries become effective in  
198 due course, the extra duties and compensation provided for shall  
199 cease.

200 (2) The annual salaries of the judges of the Court of  
201 Appeals of Mississippi are fixed as follows:

202 Chief Judge of the Court of Appeals..... \$ 98,300.00

203 Associate Judges of the Court of Appeals, each..... 95,500.00

204 (3) The annual salaries of the chancery and circuit court  
205 judges are fixed as follows:

206 Chancery Judges, each..... \$94,700.00  
207 Circuit Judges, each..... 94,700.00

208 In addition to their present official duties, there are  
209 imposed upon the chancery and circuit court judges the extra  
210 duties of making a special study of existing laws relating to  
211 trial courts and reporting to the Supreme Court of the State of  
212 Mississippi such constructive suggestions as they may deem  
213 necessary for the improvement of the administration of justice,  
214 which shall be recommended to the Legislature by the Supreme Court  
215 in the manner provided by law. The judges shall advise and  
216 supervise in the purchase of law books for the libraries of each  
217 district, and shall study and evaluate the inventory of books and  
218 facilities now existing in the libraries of each district to  
219 effect the removal and relocation of obsolete publications so as  
220 to provide additional space for those books and current  
221 publications more frequently used. The judges shall study the  
222 existing rules promulgated by the circuit and chancery court  
223 judicial associations governing the operation of chancery and  
224 circuit courts, and revise the same pursuant to existing laws.  
225 For such extra services each judge, from and after the effective  
226 date of Senate Bill No. 2479, 1999 Regular Session, shall receive  
227 a sum sufficient when added to the present salaries of the judges  
228 to aggregate Ninety-four Thousand Seven Hundred Dollars  
229 (\$94,700.00) per annum for each judge. Upon the expiration of the  
230 existing term, the above-captioned salaries become effective in  
231 due course, and the extra duties and compensation provided for  
232 shall cease.

233 (4) The Supreme Court shall prepare a payroll for chancery  
234 judges and circuit judges and submit such payroll to the  
235 Department of Finance and Administration.

236 (5) The annual salary of the full-time district attorneys  
237 shall be Seventy-nine Thousand Eight Hundred Thirty Dollars

238 (\$79,830.00).

239 (6) The annual salary of the full-time legal assistants  
240 shall be not less than Fifteen Thousand Dollars (\$15,000.00) nor  
241 more than Sixty-seven Thousand Five Hundred Dollars (\$67,500.00),  
242 as established by the district attorney.

243 SECTION 4. Section 25-31-10, Mississippi Code of 1972, is  
244 amended as follows:

245 25-31-10. (1) Any district attorney may appoint a full-time  
246 criminal investigator.

247 (2) The district attorneys of the Third, Fifth, Ninth,  
248 Tenth, Eleventh, Twelfth, Fifteenth, Sixteenth, Seventeenth and  
249 Twentieth Circuit Court Districts may appoint one (1) additional  
250 full-time criminal investigator for a total of two (2) full-time  
251 criminal investigators.

252 (3) The district attorneys of the First, Second, Fourth and  
253 Seventh and Nineteenth Circuit Court Districts may appoint two (2)  
254 additional full-time criminal investigators for a total of three  
255 (3) full-time criminal investigators.

256 (4) No district attorney or assistant district attorney  
257 shall accept any private employment, civil or criminal, in any  
258 matter investigated by such criminal investigators.

259 (5) The full and complete compensation for all public duties  
260 rendered by said criminal investigators shall be not \* \* \* more  
261 than Forty-five Thousand Dollars (\$45,000.00) per annum, to be  
262 determined at the discretion of the district attorney based upon  
263 the qualifications, education and experience of the criminal  
264 investigator, plus necessary travel and other expenses, to be paid  
265 in accordance with Section 25-31-8. \* \* \* However, the maximum  
266 salary under this subsection for a criminal investigator who has a  
267 law degree may be supplemented by the district attorney from other  
268 available funds, but not to exceed the maximum salary for a legal  
269 assistant to a district attorney.

270 (6) Any criminal investigator may be designated by the  
271 district attorney to attend the Law Enforcement Officers Training



272 Program set forth in Section 45-6-1 et seq., Mississippi Code of  
273 1972. The total expenses associated with attendance by criminal  
274 investigators at the Law Enforcement Officers Training Program  
275 shall be paid out of the funds of the appropriate district  
276 attorney.

277 SECTION 5. Section 5-1-41, Mississippi Code of 1972, is  
278 amended as follows:

279 **[Until December 31, 1999, this section shall read as**  
280 **follows:]**

281 5-1-41. Beginning with the 1986 Regular Session of the  
282 Legislature of the State of Mississippi, each Senator and  
283 Representative of the Legislature shall receive as compensation at  
284 each regular session the sum of Ten Thousand Dollars (\$10,000.00)  
285 and the mileage allowance provided by Section 25-3-41, for each  
286 mile of the distance by the most direct route usually traveled in  
287 coming to and returning from the place where the Legislature sits.  
288 Beginning on April 16, 1997, each Senator and Representative shall  
289 receive for attending each extraordinary session or called session  
290 the sum of Seventy-five Dollars (\$75.00) per day and mileage at  
291 the same rate as per regular session. In addition to the above,  
292 beginning on April 16, 1997, each Senator and Representative shall  
293 receive the sum of One Thousand Five Hundred Dollars (\$1,500.00)  
294 per month for expenses incidental to his office for every full  
295 month of his term, except any month or major fraction thereof when  
296 the Legislature is convened in regular or extraordinary session;  
297 and payments shall be made to each Senator and Representative by  
298 the State Treasurer between the first and tenth day of each month  
299 following the month for which the payments are due. \* \* \*

300 **[From and after January 1, 2000, this section shall read as**  
301 **follows:]**

302 5-1-41. Beginning with the 1986 Regular Session of the  
303 Legislature of the State of Mississippi, each Senator and  
304 Representative of the Legislature shall receive as compensation at  
305 each regular session the sum of Ten Thousand Dollars (\$10,000.00)

306 and the mileage allowance provided by Section 25-3-41, for each  
307 mile of the distance by the most direct route usually traveled in  
308 coming to and returning from the place where the Legislature sits.  
309 Beginning on April 16, 1997, each Senator and Representative shall  
310 receive for attending each extraordinary session or called session  
311 the sum of Seventy-five Dollars (\$75.00) per day and mileage at  
312 the same rate as per regular session. In addition to the above,  
313 beginning on April 16, 1997, each Senator and Representative and  
314 the Lieutenant Governor shall receive the sum of One Thousand Five  
315 Hundred Dollars (\$1,500.00) per month for expenses incidental to  
316 his office for every full month of his term, except any month or  
317 major fraction thereof when the Legislature is convened in regular  
318 or extraordinary session; and payments shall be made to each  
319 Senator and Representative and the Lieutenant Governor by the  
320 State Treasurer between the first and tenth day of each month  
321 following the month for which the payments are due. \* \* \*

322 SECTION 6. The Attorney General of the State of Mississippi  
323 is directed to submit Sections 3 and 5 of this act, immediately  
324 upon approval by the Governor, or upon approval by the Legislature  
325 subsequent to a veto, to the Attorney General of the United States  
326 or to the United States District Court for the District of  
327 Columbia in accordance with the provisions of the Voting Rights  
328 Act of 1965, as amended and extended.

329 SECTION 7. Sections 1, 2 and 4 of this act shall take effect  
330 and be in force from and after July 1, 1999. Sections 3 and 5 of  
331 this act shall take effect and be in force from and after July 1,  
332 1999, if they are effectuated on or before that date under Section  
333 5 of the Voting Rights Act of 1965, as amended and extended. If  
334 Sections 3 and 5 are effectuated under Section 5 of the Voting  
335 Rights Act of 1965, as amended and extended, after July 1, 1999,  
336 Section 3 and Section 5 shall take effect and be in force from and  
337 after the date they are effectuated under Section 5 of the Voting  
338 Rights Act of 1965, as amended and extended.