

*****Adopted***
AMENDMENT No. 2 PROPOSED TO**

Committee Sub. for SB NO. 2479

By Senator(s) Gordon

1 **AMEND by deleting lines 162 and 163, and inserting in lieu**
2 **thereof the following:**

3
4 SECTION 3. Section 25-3-35, Mississippi Code of 1972, is
5 amended as follows:

6 25-3-35. (1) The annual salaries of the following judges
7 are fixed as follows, to begin at the commencement of the next
8 term of office immediately succeeding the existing term:

9 Chief Justice of the Supreme Court..... \$108,400.00
10 Presiding Justice of the Supreme Court..... 106,400.00
11 Associate Justices of the Supreme Court, each..... 105,800.00

12 However, in addition to their present official duties, there
13 are imposed upon the Supreme Court Justices the extra duties of
14 making a special study of existing laws and reporting to each
15 regular session of the Legislature such constructive suggestions
16 as they may deem necessary for the improvement of the
17 administration of justice, and of advising and counseling with the
18 State Librarian in the selection of law books for purchase and use
19 in the State Law Library, advising with the librarian thereof upon
20 the removal from the library of any books which may be the least
21 frequently used, and for the placing of same in a convenient
22 location so as to provide additional space for such books and
23 other current publications which may be more frequently used or
24 called for. For such extra services each justice, from and after

25 the effective date of Senate Bill No. 2479, 1999 Regular Session,
26 shall receive a sum sufficient when added to the present salaries
27 of the justices to aggregate One Hundred Eight Thousand Four
28 Hundred Dollars (\$108,400.00) for the Chief Justice, One Hundred
29 Six Thousand Four Hundred Dollars (\$106,400.00) for the Presiding
30 Justice, and One Hundred Five Thousand Eight Hundred Dollars
31 (\$105,800.00) for Associate Justices, per annum. As each existing
32 term expires and the above-captioned salaries become effective in
33 due course, the extra duties and compensation provided for shall
34 cease.

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

37 Chief Judge of the Court of Appeals..... \$101,800.00
38 Associate Judges of the Court of Appeals, each..... 99,000.00

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

41 Chancery Judges, each..... \$96,200.00
42 Circuit Judges, each..... 96,200.00

43 In addition to their present official duties, there are
44 imposed upon the chancery and circuit court judges the extra
45 duties of making a special study of existing laws relating to
46 trial courts and reporting to the Supreme Court of the State of
47 Mississippi such constructive suggestions as they may deem
48 necessary for the improvement of the administration of justice,
49 which shall be recommended to the Legislature by the Supreme Court
50 in the manner provided by law. The judges shall advise and
51 supervise in the purchase of law books for the libraries of each
52 district, and shall study and evaluate the inventory of books and
53 facilities now existing in the libraries of each district to
54 effect the removal and relocation of obsolete publications so as
55 to provide additional space for those books and current
56 publications more frequently used. The judges shall study the

57 existing rules promulgated by the circuit and chancery court
58 judicial associations governing the operation of chancery and
59 circuit courts, and revise the same pursuant to existing laws.
60 For such extra services each judge, from and after the effective
61 date of Senate Bill No. 2479, 1999 Regular Session, shall receive
62 a sum sufficient when added to the present salaries of the judges
63 to aggregate Ninety-six Thousand Two Hundred Dollars (\$96,200.00)
64 per annum for each judge. Upon the expiration of the existing
65 term, the above-captioned salaries become effective in due course,
66 and the extra duties and compensation provided for shall cease.

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

70 (5) The annual salary of the full-time district attorneys
71 shall be Seventy-nine Thousand Eight Hundred Thirty Dollars
72 (\$79,830.00).

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

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

79 25-31-10. (1) Any district attorney may appoint a full-time
80 criminal investigator.

81 (2) The district attorneys of the Third, Fifth, Ninth,
82 Tenth, Eleventh, Twelfth, Fifteenth, Sixteenth, Seventeenth and
83 Twentieth Circuit Court Districts may appoint one (1) additional
84 full-time criminal investigator for a total of two (2) full-time
85 criminal investigators.

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

89 (3) full-time criminal investigators.

90 (4) No district attorney or assistant district attorney
91 shall accept any private employment, civil or criminal, in any
92 matter investigated by such criminal investigators.

93 (5) The full and complete compensation for all public duties
94 rendered by said criminal investigators shall be not * * * more
95 than Forty Thousand Dollars (\$40,000.00) per annum, to be
96 determined at the discretion of the district attorney based upon
97 the qualifications, education and experience of the criminal
98 investigator, plus necessary travel and other expenses, to be paid
99 in accordance with Section 25-31-8. Provided, however, the
100 maximum salary under this subsection for a criminal investigator
101 who has a law degree may be supplemented by the district attorney
102 from other available funds, but not to exceed the maximum salary
103 for a legal assistant to a district attorney.

104 (6) Any criminal investigator may be designated by the
105 district attorney to attend the Law Enforcement Officers Training
106 Program set forth in Section 45-6-1 et seq., Mississippi Code of
107 1972. The total expenses associated with attendance by criminal
108 investigators at the Law Enforcement Officers Training Program
109 shall be paid out of the funds of the appropriate district
110 attorney.

111 SECTION 5. The Attorney General of the State of Mississippi
112 is directed to submit Sections 3 and 4 of this act, immediately
113 upon approval by the Governor, or upon approval by the Legislature
114 subsequent to a veto, to the Attorney General of the United States
115 or to the United States District Court for the District of
116 Columbia in accordance with the provisions of the Voting Rights
117 Act of 1965, as amended and extended.

118 SECTION 6. Sections 3 and 4 of this act shall take effect
119 and be in force from and after July 1, 1999, if they are
120 effectuated on or before that date under Section 5 of the Voting

121 Rights Act of 1965, as amended and extended. If they are
122 effectuated under Section 5 of the Voting Rights Act of 1965, as
123 amended and extended, after July 1, 1999, Sections 3 and 4 of this
124 act shall take effect and be in force from and after the date they
125 are respectively effectuated under Section 5 of the Voting Rights
126 Act of 1965, as amended and extended.

127 SECTION 7. Sections 1 and 2 of this act shall take effect
128 and be in force from and after July 1, 1999.

129 **FURTHER, AMEND the title on line 7 by inserting the following**
130 **after the semicolon:**

131
132 TO AMEND SECTION 25-3-35, MISSISSIPPI CODE OF 1972, TO INCREASE
133 THE SALARIES OF THE ELECTED JUDICIARY; TO AMEND SECTION 25-31-10,
134 MISSISSIPPI CODE OF 1972, TO INCREASE THE COMPENSATION OF CRIMINAL
135 INVESTIGATORS EMPLOYED BY DISTRICT ATTORNEYS;