

**\*\*\*Adopted\*\*\***

**AMENDMENT No. 1 PROPOSED TO**

**Senate Bill NO. 2837**

**By Senator(s) Dearing, Little, Minor**

**Amend by striking all after the enacting clause and inserting  
in lieu thereof the following:**

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

25-3-25. (1) Except as otherwise provided in subsections  
(2) through (9), the salaries of sheriffs of the various counties  
are hereby fixed as full compensation for their services.

From and after October 1, 1998, the annual salary for each  
sheriff shall be based upon the total population of his county  
according to the latest federal decennial census in the following  
categories and for the following amounts; however, no sheriff  
shall be paid less than the salary authorized under this section  
to be paid the sheriff based upon the population of the county  
according to the 1980 federal decennial census:

(a) For counties with a total population of more than  
two hundred thousand (200,000), a salary of Seventy-five Thousand  
Dollars (\$75,000.00).

(b) For counties with a total population of more than  
one hundred thousand (100,000) and not more than two hundred  
thousand (200,000), a salary of Seventy Thousand Dollars  
(\$70,000.00).

(c) For counties with a total population of more than  
forty-five thousand (45,000) and not more than one hundred

thousand (100,000), a salary of Sixty-five Thousand Dollars (\$65,000.00).

(d) For counties with a total population of more than thirty-four thousand (34,000) and not more than forty-five thousand (45,000), a salary of Sixty Thousand Dollars (\$60,000.00).

(e) For counties with a total population of more than twenty-five thousand (25,000) and not more than thirty-four thousand (34,000), a salary of Fifty-two Thousand Dollars (\$52,000.00).

(f) For counties with a total population of more than fifteen thousand (15,000) and not more than twenty-five thousand (25,000), a salary of Fifty Thousand Dollars (\$50,000.00).

(g) For counties with a total population of more than nine thousand five hundred (9,500) and not more than fifteen thousand (15,000), a salary of Forty-seven Thousand Dollars (\$47,000.00).

(h) For counties with a total population of more than seven thousand five hundred (7,500) and not more than nine thousand five hundred (9,500), a salary of Forty-five Thousand Dollars (\$45,000.00).

(i) For counties with a total population of not more than seven thousand five hundred (7,500), a salary of Forty-two Thousand Dollars (\$42,000.00).

(2) In addition to the salary provided for in subsection (1) of this section, the Board of Supervisors of Leflore County may, in its discretion, pay an annual supplement to the sheriff of the county in an amount not to exceed Ten Thousand Dollars (\$10,000.00). The Legislature finds and declares that the annual supplement authorized by this subsection is justified in such county for the following reasons:

(a) The Mississippi Department of Corrections operates and maintains a restitution center within the county;

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62           (b) The Mississippi Department of Corrections operates  
63 and maintains a community work center within the county;

64           (c) There is a resident circuit court judge in the  
65 county whose office is located at the Leflore County Courthouse;

66           (d) There is a resident chancery court judge in the  
67 county whose office is located at the Leflore County Courthouse;

68           (e) The Magistrate for the Fourth Circuit Court  
69 District is located in the county and maintains his office at the  
70 Leflore County Courthouse;

71           (f) The Region VI Mental Health-Mental Retardation  
72 Center, which serves a multicounty area, calls upon the sheriff to  
73 provide security for out-of-town mental patients, as well as  
74 patients from within the county;

75           (g) The increased activity of the Child Support  
76 Division of the Department of Human Services in enforcing in the  
77 courts parental obligations has imposed additional duties on the  
78 sheriff; and

79           (h) The dispatchers of the enhanced E-911 system in  
80 place in Leflore County has been placed under the direction and  
81 control of the sheriff.

82           (3) In addition to the salary provided for in subsection (1)  
83 of this section, the Board of Supervisors of Rankin County may, in  
84 its discretion, pay an annual supplement to the sheriff of the  
85 county in an amount not to exceed Ten Thousand Dollars  
86 (\$10,000.00). The Legislature finds and declares that the annual  
87 supplement authorized by this subsection is justified in such  
88 county for the following reasons:

89           (a) The Mississippi Department of Corrections operates  
90 and maintains the Central Mississippi Correctional Facility within  
91 the county;

92           (b) The State Hospital is operated and maintained  
93 within the county at Whitfield;

94           (c) Hudspeth Regional Center, a facility maintained for

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the care and treatment of the mentally retarded, is located within the county;

(d) The Mississippi Law Enforcement Officers Training Academy is operated and maintained within the county;

(e) The State Fire Academy is operated and maintained within the county;

(f) The Pearl River Valley Water Supply District, ordinarily known as the "Reservoir District," is located within the county;

(g) The Jackson International Airport is located within the county;

(h) The patrolling of the state properties located within the county has imposed additional duties on the sheriff; and

(i) The sheriff, in addition to providing security to the nearly one hundred thousand (100,000) residents of the county, has the duty to investigate, solve and assist in the prosecution of any misdemeanor or felony committed upon any state property located in Rankin County.

(4) In addition to the salary provided for in subsection (1) of this section, the Board of Supervisors of Neshoba County shall pay an annual supplement to the sheriff of the county an amount equal to Ten Thousand Dollars (\$10,000.00).

(5) In addition to the salary provided for in subsection (1) of this section, the Board of Supervisors of Tunica County may, in their discretion, pay an annual supplement to the sheriff of the county an amount equal to Ten Thousand Dollars (\$10,000.00), payable beginning April 1, 1997.

(6) In addition to the salary provided for in subsection (1) of this section, the Board of Supervisors of Hinds County shall pay an annual supplement to the sheriff of the county in an amount equal to Fifteen Thousand Dollars (\$15,000.00). The Legislature finds and declares that the annual supplement authorized by this

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subsection is justified in such county for the following reasons:

(a) Hinds County has the greatest population of any county, two hundred fifty-four thousand four hundred forty-one (254,441) by the 1990 census, being almost one hundred thousand (100,000) more than the next most populous county;

(b) Hinds County is home to the state capitol and the seat of all state government offices;

(c) Hinds County is the third largest county in geographic area, containing eight hundred seventy-five (875) square miles;

(d) Hinds County is comprised of two (2) judicial districts, each having a courthouse and county office buildings;

(e) There are four (4) resident circuit judges, four (4) resident chancery judges, and three (3) resident county judges in Hinds County, the most of any county, with the sheriff acting as chief executive officer and provider of bailiff services for all;

(f) The main offices for the clerk and most of the judges and magistrates for the United States District Court for the Southern District of Mississippi are located within the county;

(g) The state's only urban university, Jackson State University, is located within the county;

(h) The University of Mississippi Medical Center, combining the medical school, dental school, nursing school and hospital, is located within the county;

(i) Mississippi Veterans Memorial Stadium, the state's largest sports arena, is located within the county;

(j) The Mississippi State Fairgrounds, including the Coliseum and Trade Mart, are located within the county;

(k) Hinds County has the largest criminal population in the state, such that the Hinds County Sheriff's Department operates the largest county jail system in the state, housing

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almost one thousand (1,000) inmates in three (3) separate detention facilities;

(l) The Hinds County Sheriff's Department handles more mental and drug and alcohol commitments cases than any other sheriff's department in the state;

(m) The Mississippi Department of Corrections maintains a restitution center within the county;

(n) The Mississippi Department of Corrections regularly houses as many as one hundred (100) state convicts within the Hinds County jail system; and

(o) The Hinds County Sheriff's Department is regularly asked to provide security services not only at the Fairgrounds and Memorial Stadium, but also for events at the Mississippi Museum of Art and Jackson City Auditorium.

(7) In addition to the salary provided for in subsection (1) of this section, the Board of Supervisors of Wilkinson County, in its discretion, may pay an annual supplement to the sheriff of the county in an amount not to exceed Ten Thousand Dollars (\$10,000.00). The Legislature finds and declares that the annual supplement authorized by this subsection is justified in such county because the Mississippi Department of Corrections contracts for the private incarceration of state inmates at a private correctional facility within the county.

(8) In addition to the salary provided for in subsection (1) of this section, the Board of Supervisors of Marshall County, in its discretion, may pay an annual supplement to the sheriff of the county in an amount not to exceed Ten Thousand Dollars (\$10,000.00). The Legislature finds and declares that the annual supplement authorized by this subsection is justified in such county because the Mississippi Department of Corrections contracts for the private incarceration of state inmates at a private correctional facility within the county.

(9) In addition to the salary provided in subsection (1) of

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194 this section, the Board of Supervisors of Greene County, in its  
195 discretion, may pay an annual supplement to the sheriff of the  
196 county in an amount not to exceed Ten Thousand Dollars  
197 (\$10,000.00). The Legislature finds and declares that the annual  
198 supplement authorized by this subsection is justified in such  
199 county for the following reasons:

200 (a) The Mississippi Department of Corrections operates  
201 and maintains the South Mississippi Correctional Facility within  
202 the county;

203 (b) In 1996, additional facilities to house another one  
204 thousand four hundred sixteen (1,416) male offenders were  
205 constructed at the South Mississippi Correctional Facility within  
206 the county; and

207 (c) The patrolling of the state properties located  
208 within the county has imposed additional duties on the sheriff  
209 justifying additional compensation.

210 (10) In addition to the salary provided for in subsection  
211 (1) of this section, the Board of Supervisors of Franklin County,  
212 in its discretion, may pay an annual supplement to the sheriff of  
213 the county in an amount not to exceed Ten Thousand Dollars  
214 (\$10,000.00). The Legislature finds and declares that the annual  
215 supplement authorized by this subsection is justified in such  
216 county because the sheriff has certain contractual duties  
217 regarding a regional correctional facility within Jefferson County  
218 used for the private incarceration of state inmates.

219 (11) In addition to the salary provided for in subsection  
220 (1) of this section, the Board of Supervisors of Alcorn County, in  
221 its discretion, may pay an annual supplement to the sheriff of the  
222 county in an amount not to exceed Ten Thousand Dollars  
223 (\$10,000.00). The Legislature finds and declares that the annual  
224 supplement authorized by this subsection is justified in such  
225 county because a regional correctional facility used for the  
226 incarceration of state inmates is located within Alcorn County.

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227       (12) The salaries herein provided shall be payable monthly  
228 on the first day of each calendar month by chancery clerk's  
229 warrant drawn on the general fund of the county; however, the  
230 board of supervisors, by resolution duly adopted and entered on  
231 its minutes, may provide that such salaries shall be paid  
232 semimonthly on the first and fifteenth day of each month. If a  
233 pay date falls on a weekend or legal holiday, salary payments  
234 shall be made on the workday immediately preceding the weekend or  
235 legal holiday.

236       SECTION 2. The Attorney General of the State of Mississippi  
237 is directed to submit this act, immediately upon approval by the  
238 Governor, or upon approval by the Legislature subsequent to a  
239 veto, to the Attorney General of the United States or to the  
240 United States District Court for the District of Columbia in  
241 accordance with the provisions of the Voting Rights Act of 1965,  
242 as amended and extended.

243       SECTION 3. This act shall take effect and be in force from  
244 and after the date it is effectuated under Section 5 of the Voting  
245 Rights Act of 1965, as amended and extended, or October 1, 1999,  
246 whichever occurs later.

**Further, amend by striking the title in its entirety and  
inserting in lieu thereof the following:**

1       AN ACT TO AMEND SECTION 25-3-25, MISSISSIPPI CODE OF 1972, TO  
2 AUTHORIZE THE BOARD OF SUPERVISORS OF FRANKLIN COUNTY,  
3 MISSISSIPPI, TO PAY AN ANNUAL SUPPLEMENT TO THE SHERIFF OF THE  
4 COUNTY; TO AUTHORIZE THE BOARD OF SUPERVISORS OF ALCORN COUNTY,  
5 MISSISSIPPI, TO PAY AN ANNUAL SUPPLEMENT TO THE SHERIFF OF THE  
6 COUNTY; AND FOR RELATED PURPOSES.