

By: Representative Mayo

To: Judiciary B

HOUSE BILL NO. 426

1 AN ACT TO ALLOW LAW ENFORCEMENT TO PROVIDE ADVICE REGARDING  
2 LAW ENFORCEMENT MATTERS TO ATTORNEYS WHILE OFF DUTY; TO PROVIDE  
3 COMPENSATION FOR SUCH SERVICE; TO AMEND SECTION 25-7-49,  
4 MISSISSIPPI CODE OF 1972, IN CONFORMITY THERETO; AND FOR RELATED  
5 PURPOSES.

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

7 SECTION 1. Whenever a law enforcement officer is requested  
8 by a licensed attorney to provide advice on law enforcement  
9 matters, he may provide such advice during any time he is not  
10 required to report to work or perform the duties of his office. A  
11 law enforcement officer shall receive a minimum of Fifty Dollars  
12 (\$50.00) per hour for such service.

13 SECTION 2. Section 25-7-49, Mississippi Code of 1972, is  
14 amended as follows:

15 25-7-49. It shall be unlawful for any sheriff, deputy  
16 sheriff, constable, police officer, marshal, county patrolman, or  
17 any other state, county, or municipal peace or law enforcement  
18 officer to receive any fee as a witness in any criminal case in  
19 this state. The provisions of this section shall apply only when  
20 such officers are witnesses in the county or district in which  
21 such officer is serving.

22 Any person who shall violate the provisions of this law  
23 shall, upon conviction, be punished by a fine of not more than One  
24 Hundred Dollars (\$100.00).

25 The provisions of this section shall not apply to Section 1  
26 of this act.

27 SECTION 3. This act shall take effect and be in force from  
28 and after July 1, 2001.

