

By: Representative Reynolds

To: Apportionment and
ElectionsHOUSE BILL NO. 540
(As Sent to Governor)

1 AN ACT TO AMEND SECTION 5-3-93, MISSISSIPPI CODE OF 1972, TO
2 REQUIRE THE STANDING JOINT LEGISLATIVE COMMITTEE ON
3 REAPPORTIONMENT TO PREPARE A PLAN FOR APPORTIONING THE HOUSE AND
4 SENATE NO LATER THAN FIFTEEN DAYS PRIOR TO THE SCHEDULED
5 ADJOURNMENT OF THE REGULAR SESSION FOLLOWING THE DELIVERY OF THE
6 DECENNIAL CENSUS DATA TO THE STATE; TO AMEND SECTIONS 5-3-95 AND
7 5-3-125, MISSISSIPPI CODE OF 1972, TO REMOVE THE PROVISION THAT
8 PROHIBITS MEMBERS OF THE STANDING JOINT LEGISLATIVE COMMITTEE ON
9 REAPPORTIONMENT AND THE STANDING JOINT CONGRESSIONAL REDISTRICTING
10 COMMITTEE FROM BEING PAID PER DIEM COMPENSATION AND REIMBURSEMENT
11 FOR EXPENSES FOR MORE THAN 30 CALENDAR DAYS AND TO REVISE THE
12 COMPENSATION FOR ATTENDING MEETINGS OF SUCH COMMITTEES; AND FOR
13 RELATED PURPOSES.

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

15 SECTION 1. Section 5-3-93, Mississippi Code of 1972, is
16 amended as follows:

17 5-3-93. The members of the committee shall draw a plan to
18 apportion, according to constitutional standards, the membership
19 of the Mississippi Senate and the Mississippi House of
20 Representatives no later than fifteen (15) days prior to the
21 scheduled adjournment of the next regular session of the
22 Legislature following the delivery of the 2000 decennial census
23 data to the state and every ten (10) years thereafter and at such
24 other times as they may be directed by joint resolution of the
25 Mississippi Legislature.

26 Provided, however, the committee shall not be required to
27 present a plan to the Legislature prior to four (4) months after
28 the publication of census data.

29 SECTION 2. Section 5-3-95, Mississippi Code of 1972, is
30 amended as follows:

31 5-3-95. (1) The members of the committee shall be entitled
32 to receive compensation as follows:

33 (a) Per diem compensation for each day engaged in the
34 discharge of official duties at the same rate as compensated
35 during a special session of the Legislature and reimbursement for
36 all actual, necessary expenses incurred in the discharge of
37 official duties, including mileage as authorized by law * * *; or

38 (b) Per diem compensation for each day engaged in the
39 discharge of official duties in the amount authorized by Section
40 25-3-69 and a mileage allowance and an expense allowance in the
41 amount authorized by Section 5-1-47.

42 (2) Prior to receiving any compensation pursuant to
43 subsection (1) of this section, a member of the committee shall
44 give notice in writing to the Secretary of the Senate or the Clerk
45 of the House of Representatives, as the case may be, of the manner
46 in which he desires to be compensated pursuant to subsection (1)
47 of this section.

48 (3) No compensation shall be paid pursuant to this section
49 for attending meetings of the committee while the Legislature is
50 in session.

51 SECTION 3. Section 5-3-125, Mississippi Code of 1972, is
52 amended as follows:

53 5-3-125. (1) The members of the committee shall be entitled
54 to receive compensation as follows:

55 (a) Per diem compensation for each day engaged in the
56 discharge of official duties at the same rate as compensated
57 during a special session of the Legislature and reimbursement for
58 all actual, necessary expenses incurred in the discharge of
59 official duties, including mileage as authorized by law * * *; or

60 (b) Per diem compensation for each day engaged in the
61 discharge of official duties in the amount authorized by Section
62 25-3-69 and a mileage allowance and an expense allowance in the
63 amount authorized by Section 5-1-47.

64 (2) Prior to receiving any compensation pursuant to
65 subsection (1) of this section, a member of the committee shall
66 give notice in writing to the Secretary of the Senate or the Clerk
67 of the House of Representatives, as the case may be, of the manner
68 in which he desires to be compensated pursuant to subsection (1)
69 of this section.

70 (3) No compensation shall be paid pursuant to this section
71 for attending meetings of the committee while the Legislature is
72 in session.

73 SECTION 4. The Attorney General of the State of Mississippi
74 shall submit this act, immediately upon approval by the Governor,
75 or upon approval by the Legislature subsequent to a veto, to the
76 Attorney General of the United States or to the United States
77 District Court for the District of Columbia in accordance with the
78 provisions of the Voting Rights Act of 1965, as amended and
79 extended.

80 SECTION 5. This act shall take effect and be in force from
81 and after the date it is effectuated under Section 5 of the Voting
82 Rights Act of 1965, as amended and extended.