

By: Senator(s) Hamilton, Tollison

To: Fees, Salaries and  
Administration

## SENATE BILL NO. 2817

1       AN ACT TO AMEND SECTION 25-3-25, MISSISSIPPI CODE OF 1972, TO  
2 PROVIDE THAT THE BOARD OF SUPERVISORS OF ANY COUNTY WITH A  
3 UNIVERSITY STUDENT POPULATION OF MORE THAN 11,000 MAY PAY AN  
4 ANNUAL SUPPLEMENT TO THE SHERIFF OF THE COUNTY; AND FOR RELATED  
5 PURPOSES.

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

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

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

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

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

22               (b) For counties with a total population of more than  
23 one hundred thousand (100,000) and not more than two hundred  
24 thousand (200,000), a salary of Seventy Thousand Dollars  
25 (\$70,000.00).

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

28 thousand (100,000), a salary of Sixty-five Thousand Dollars  
29 (\$65,000.00).

30 (d) For counties with a total population of more than  
31 thirty-four thousand (34,000) and not more than forty-five  
32 thousand (45,000), a salary of Sixty Thousand Dollars  
33 (\$60,000.00).

34 (e) For counties with a total population of more than  
35 twenty-five thousand (25,000) and not more than thirty-four  
36 thousand (34,000), a salary of Fifty-two Thousand Dollars  
37 (\$52,000.00).

38 (f) For counties with a total population of more than  
39 fifteen thousand (15,000) and not more than twenty-five thousand  
40 (25,000), a salary of Fifty Thousand Dollars (\$50,000.00).

41 (g) For counties with a total population of more than  
42 nine thousand five hundred (9,500) and not more than fifteen  
43 thousand (15,000), a salary of Forty-seven Thousand Dollars  
44 (\$47,000.00).

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

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

52 (2) In addition to the salary provided for in subsection (1)  
53 of this section, the Board of Supervisors of Leflore County may,  
54 in its discretion, pay an annual supplement to the sheriff of the  
55 county in an amount not to exceed Ten Thousand Dollars  
56 (\$10,000.00). The Legislature finds and declares that the annual  
57 supplement authorized by this subsection is justified in such  
58 county for the following reasons:

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

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

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

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

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

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

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

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

93                         (c) Hudspeth Regional Center, a facility maintained for  
94 the care and treatment of the mentally retarded, is located within  
95 the county;

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

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

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

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

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

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

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

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

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

126 finds and declares that the annual supplement authorized by this  
127 subsection is justified in such county for the following reasons:

128                 (a) Hinds County has the greatest population of any  
129 county, two hundred fifty-four thousand four hundred forty-one  
130 (254,441) by the 1990 census, being almost one hundred thousand  
131 (100,000) more than the next most populous county;

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

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

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

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

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

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

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

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

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

157                 (k) Hinds County has the largest criminal population in  
158 the state, such that the Hinds County Sheriff's Department

159 operates the largest county jail system in the state, housing  
160 almost one thousand (1,000) inmates in three (3) separate  
161 detention facilities;

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

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

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

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

174 (7) In addition to the salary provided for in subsection (1)  
175 of this section, the Board of Supervisors of Wilkinson County, in  
176 its discretion, may pay an annual supplement to the sheriff of the  
177 county in an amount not to exceed Ten Thousand Dollars  
178 (\$10,000.00). The Legislature finds and declares that the annual  
179 supplement authorized by this subsection is justified in such  
180 county because the Mississippi Department of Corrections contracts  
181 for the private incarceration of state inmates at a private  
182 correctional facility within the county.

183 (8) In addition to the salary provided for in subsection (1)  
184 of this section, the Board of Supervisors of Marshall County, in  
185 its discretion, may pay an annual supplement to the sheriff of the  
186 county in an amount not to exceed Ten Thousand Dollars  
187 (\$10,000.00). The Legislature finds and declares that the annual  
188 supplement authorized by this subsection is justified in such  
189 county because the Mississippi Department of Corrections contracts  
190 for the private incarceration of state inmates at a private  
191 correctional facility within the county.

192                 (9) In addition to the salary provided in subsection (1) of  
193 this section, the Board of Supervisors of Greene County, in its  
194 discretion, may pay an annual supplement to the sheriff of the  
195 county in an amount not to exceed Ten Thousand Dollars  
196 (\$10,000.00). The Legislature finds and declares that the annual  
197 supplement authorized by this subsection is justified in such  
198 county for the following reasons:

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

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

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

209                 (10) The board of supervisors of any county with a  
210 university student population of more than eleven thousand  
211 (11,000) may pay an annual supplement to the sheriff of the county  
212 in an amount not to exceed Ten Thousand Dollars (\$10,000.00).

213                 (11) The salaries herein provided shall be payable monthly  
214 on the first day of each calendar month by chancery clerk's  
215 warrant drawn on the general fund of the county; however, the  
216 board of supervisors, by resolution duly adopted and entered on  
217 its minutes, may provide that such salaries shall be paid  
218 semimonthly on the first and fifteenth day of each month. If a  
219 pay date falls on a weekend or legal holiday, salary payments  
220 shall be made on the workday immediately preceding the weekend or  
221 legal holiday.

222                 SECTION 2. The Attorney General of the State of Mississippi  
223 shall submit this act, immediately upon approval by the Governor,  
224 or upon approval by the Legislature subsequent to a veto, to the

225 Attorney General of the United States or to the United States  
226 District Court for the District of Columbia in accordance with the  
227 provisions of the Voting Rights Act of 1965, as amended and  
228 extended.

229 SECTION 3. This act shall take effect and be in force from  
230 and after the date it is effectuated under Section 5 of the Voting  
231 Rights Act of 1965, as amended and extended.