

By: Senator(s) Turner

To: Judiciary

COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 2833

1 AN ACT TO AMEND SECTION 9-19-1, MISSISSIPPI CODE OF 1972, TO
2 REVISE THE APPOINTMENT OF MEMBERS TO THE COMMISSION ON JUDICIAL
3 PERFORMANCE; TO AMEND SECTION 23-15-977, MISSISSIPPI CODE OF 1972,
4 TO REVISE THE FILING OF INTENT TO BE A CANDIDATE FOR JUDICIAL
5 OFFICE; AND FOR RELATED PURPOSES.

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

7 SECTION 1. Section 9-19-1, Mississippi Code of 1972, is
8 amended as follows:

9 9-19-1. The Commission on Judicial Performance shall consist
10 of the following members:

11 (a) One (1) circuit court judge to be appointed by the
12 Chief Justice of the Mississippi Supreme Court upon the
13 recommendation of the Governor;

14 (b) One (1) chancellor to be appointed by the Chief
15 Justice of the Mississippi Supreme Court upon the recommendation
16 of the Lieutenant Governor;

17 (c) One (1) county court judge to be appointed by the
18 Chief Justice of the Mississippi Supreme Court upon the
19 recommendation of the Speaker of the House;

20 (d) One (1) justice court judge to be appointed by the
21 Chief Justice of the Mississippi Supreme Court;

22 (e) One (1) practicing attorney to be appointed by the
23 Chief Justice of the Mississippi Supreme Court upon the
24 recommendation of the Governing Board of The Mississippi Bar; and

25 (f) Two (2) lay persons who shall not be residents of
26 the same Supreme Court district to be appointed by the Chief
27 Justice of the Supreme Court of Mississippi. * * *

28 An alternate for each member shall be selected at the time
29 and in the manner prescribed for initial appointments in each
30 representative class to replace those members who might be
31 disqualified or absent.

32 SECTION 2. Section 23-15-977, Mississippi Code of 1972, is
33 amended as follows:

34 23-15-977. (1) All candidates for judicial office as
35 defined in Section 23-15-975 of this subarticle shall file their
36 intent to be a candidate with the proper officials not later than
37 5:00 p.m. on the first Friday after the first Monday in August
38 prior to the general election for judicial office and shall pay to
39 the proper officials the following amounts:

40 (a) Candidates for Supreme Court judge and Court of
41 Appeals, the sum of Two Hundred Dollars (\$200.00).

42 (b) Candidates for circuit judge and chancellor, the
43 sum of One Hundred Dollars (\$100.00).

44 (c) Candidates for county judge and family court judge,
45 the sum of Fifteen Dollars (\$15.00).

46 (2) Candidates for judicial offices listed in paragraphs (a)
47 and (b) of subsection (1) of this section shall file their intent
48 to be a candidate with, and pay the proper assessment made
49 pursuant to subsection (1) of this section to, the State Board of
50 Election Commissioners.

51 (3) Candidates for judicial offices listed in paragraph (c)
52 of subsection (1) of this section shall file their intent to be a
53 candidate with, and pay the proper assessment made pursuant to
54 subsection (1) of this section to, the circuit clerk of the proper
55 county. The circuit clerk shall notify the county commissioners
56 of election of all persons who have filed their intent to be a
57 candidate filed with, and paid the proper assessment to, such
58 clerk. Such notification shall occur within two (2) business days
59 and shall contain all necessary information.

60 SECTION 3. The Attorney General of the State of Mississippi
61 shall submit this act, immediately upon approval by the Governor,
62 or upon approval by the Legislature subsequent to a veto, to the
63 Attorney General of the United States or to the United States
64 District Court for the District of Columbia in accordance with the
65 provisions of the Voting Rights Act of 1965, as amended and
66 extended.

67 SECTION 4. This act shall take effect and be in force from
68 and after the date it is effectuated under Section 5 of the Voting
69 Rights Act of 1965, as amended and extended.