

By: Representative Banks

To: Judiciary B

HOUSE BILL NO. 1328

1 AN ACT TO AMEND SECTION 9-9-21, MISSISSIPPI CODE OF 1972, TO  
2 INCREASE THE JURISDICTIONAL LIMIT OF COUNTY COURTS TO \$100,000.00;  
3 AND FOR RELATED PURPOSES.

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

5 **SECTION 1.** Section 9-9-21, Mississippi Code of 1972, is  
6 amended as follows:

7 9-9-21. (1) The jurisdiction of the county court shall be  
8 as follows: It shall have jurisdiction concurrent with the  
9 justice court in all matters, civil and criminal of which the  
10 justice court has jurisdiction; and it shall have jurisdiction  
11 concurrent with the circuit and chancery courts in all matters of  
12 law and equity wherein the amount of value of the thing in  
13 controversy shall not exceed, exclusive of costs and interest, the  
14 sum of One Hundred Thousand Dollars (\$100,000.00), and the  
15 jurisdiction of the county court shall not be affected by any  
16 setoff, counterclaim or cross-bill in such actions where the  
17 amount sought to be recovered in such setoff, counterclaim or  
18 cross-bill exceeds One Hundred Thousand Dollars (\$100,000.00).  
19 Provided, however, the party filing such setoff, counterclaim or  
20 cross-bill which exceeds One Hundred Thousand Dollars  
21 (\$100,000.00) shall give notice to the opposite party or parties  
22 as provided in Section 13-3-83, and on motion of all parties filed  
23 within twenty (20) days after the filing of such setoff,  
24 counterclaim or cross-bill, the county court shall transfer the  
25 case to the circuit or chancery court wherein the county court is  
26 situated and which would otherwise have jurisdiction. It shall  
27 have exclusively the jurisdiction heretofore exercised by the



28 justice court in the following matters and causes: namely,  
29 eminent domain, the partition of personal property, and actions of  
30 unlawful entry and detainer, provided that the actions of eminent  
31 domain and unlawful entry and detainer may be returnable and  
32 triable before the judge of said court in vacation.

33 (2) In the event of the establishment of a county court by  
34 an agreement between two (2) or more counties as provided in  
35 Section 9-9-3, it shall be lawful for such court sitting in one  
36 (1) county to act upon any and all matters of which it has  
37 jurisdiction as provided by law arising in the other county under  
38 the jurisdiction of said court.

39 **SECTION 2.** This act shall take effect and be in force from  
40 and after July 1, 2002.

