MISSISSIPPI LEGISLATURE
REGULAR SESSION 2002

To: Fees, Salaries and Administration

By: Senator(s) Thames, Gordon, Harvey

S. B. No. 2754

COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 2754

AN ACT TO INCREASE THE SALARIES OF CERTAIN COUNTY OFFICIALS; TO AMEND SECTION 25-3-3, MISSISSIPPI CODE OF 1972, TO REVISE THE SALARY SCALE FOR TAX COLLECTORS AND TAX ASSESSORS; TO AMEND SECTION 25-3-9, MISSISSIPPI CODE OF 1972, TO INCREASE THE SALARIES OF THE COUNTY PROSECUTING ATTORNEYS IN CERTAIN COUNTIES; TO AMEND SECTION 25-3-13, MISSISSIPPI CODE OF 1972, TO INCREASE THE SALARIES OF MEMBERS OF COUNTY BOARDS OF SUPERVISORS; TO AMEND SECTION 25-3-25, MISSISSIPPI CODE OF 1972, TO INCREASE THE SALARIES OF SHERIFFS AND TO AUTHORIZE THE BOARD OF SUPERVISORS OF ANY COUNTY TO PAY AN ANNUAL SUPPLEMENT TO THE SHERIFF OF THE COUNTY UPON CERTAIN CONDITIONS; TO AMEND SECTION 25-3-36, MISSISSIPPI CODE OF 1972, TO INCREASE THE SALARIES OF JUDGE COURT JUDGES; TO AMEND SECTION 9-9-11, MISSISSIPPI CODE OF 1972, TO INCREASE THE SALARIES OF CERTAIN COUNTY COURT JUDGES; TO AMEND SECTION 41-61-59, MISSISSIPPI CODE OF 1972, TO INCREASE THE SALARY ALLOWABLE TO CHIEF COUNTY MEDICAL EXAMINERS AND CHIEF COUNTY MEDICAL EXAMINER INVESTIGATORS; TO AMEND SECTION 9-13-19, MISSISSIPPI CODE OF 1972, TO INCREASE THE SALARIES OF COURT REPORTERS; TO AMEND SECTION 19-25-31, MISSISSIPPI CODE OF 1972, TO INCREASE THE DAILY COMPENSATION AUTHORIZED FOR RIDING BAILIFFS; TO AMEND SECTION 25-11-125, MISSISSIPPI CODE OF 1972, TO AUTHORIZE BOARDS OF SUPERVISORS TO PAY THE REQUIRED EMPLOYER CONTRIBUTION TO THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM FOR ALL CIRCUIT AND CHANCERY CLERKS OF THE COUNTY; TO REPEAL SECTION 25-3-5, MISSISSIPPI CODE OF 1972, WHICH ESTABLISHES THE SALARIES OF TAX ASSESSORS AND TAX COLLECTORS IN COUNTIES WHERE THE TWO OFFICES HAVE BEEN SEPARATED; AND FOR RELATED PURPOSES.

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

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

25-3-3. (1) The term "total assessed valuation" as used in this section only refers to the ad valorem assessment for the county and, in addition, in counties where oil or gas is produced, the actual value of oil at the point of production, as certified to the counties by the State Tax Commission under the provisions of Sections 27-25-501 through 27-25-525, and the actual value of gas as certified by the State Tax Commission under the provisions of Sections 27-25-701 through 27-25-723.
(2) The salary of assessors and collectors of the various counties is **** fixed as full compensation for their services as county assessors or tax collectors, or both if the office of assessor has been combined with the office of tax collector. The annual salary of each assessor or tax collector, or both if the offices have been combined, shall be based upon the total assessed valuation of his respective county for the preceding taxable year in the following categories and for the following amounts:

(a) For counties having a total assessed valuation of One Billion Dollars ($1,000,000,000.00) or more, a salary of Sixty-five Thousand Dollars ($65,000.00);

(b) For counties having a total assessed valuation of at least Five Hundred Million Dollars ($500,000,000.00) but less than One Billion Dollars ($1,000,000,000.00), a salary of Sixty Thousand Dollars ($60,000.00);

(c) For counties having a total assessed valuation of at least Two Hundred Million Dollars ($200,000,000.00) but less than Five Hundred Million Dollars ($500,000,000.00), a salary of Fifty-five Thousand Dollars ($55,000.00);

(d) For counties having a total assessed valuation of at least Seventy-five Million Dollars ($75,000,000.00) but less than Two Hundred Million Dollars ($200,000,000.00), a salary of Fifty Thousand Dollars ($50,000.00);

(e) For counties having a total assessed valuation of at least Thirty-five Million Dollars ($35,000,000.00) but less than Seventy-five Million Dollars ($75,000,000.00), a salary of Forty-five Thousand Dollars ($45,000.00);

(f) For counties having a total assessed valuation of less than Thirty-five Million Dollars ($35,000,000.00), a salary of Forty Thousand Dollars ($40,000.00).

(3) In addition to all other compensation paid pursuant to this section, the board of supervisors shall pay to a person...
serving as both the tax assessor and tax collector in their county
an additional Five Thousand Dollars ($5,000.00) per year.

(4) The annual salary established for * * * assessors and
tax collectors shall not be reduced as a result of a reduction in
total assessed valuation. The salaries shall be increased as a
result of an increase in total assessed valuation.

(5) In addition to all other compensation paid to assessors
and tax collectors in counties having two (2) judicial districts,
the board of supervisors shall pay such assessors and tax
collectors * * * an additional Three Thousand Five Hundred Dollars
($3,500.00) per year. In addition to all other compensation paid
to assessors or tax collectors, in counties maintaining two (2)
full-time offices, the board of supervisors shall pay the assessor
or tax collector * * * an additional Three Thousand Five Hundred
Dollars ($3,500.00) per year.

(6) In addition to all other compensation paid to assessors
and tax collectors, the board of supervisors of a county shall
allow for such assessor or tax collector, or both, to be paid
additional compensation when there is a contract between the
county and one or more municipalities providing that the assessor
or tax collector, or both, shall assess * * * or collect taxes, or
both, for the municipality or municipalities; and such assessor or
tax collector, or both, shall be authorized to receive such
additional compensation from the county and/or the municipality or
municipalities in any amount allowed by the county and/or the
municipality or municipalities for performing those services.

(7) When any tax assessor holds a valid certificate of
educational recognition from the International Association of
Assessing Officers or is a licensed appraiser under Section
73-34-1 et seq., he shall receive an additional One Thousand Five
Hundred Dollars ($1,500.00) annually beginning the next fiscal
year after completion. When any tax assessor is a licensed state
certified Residential Appraiser (RA) or licensed state certified
Timberland Appraiser (TA) under Section 73-34-1 et seq., or when any tax assessor holds a valid designation from the International Association of Assessing Officers as a Cadastral Mapping Specialist (CMS) or Personal Property Specialist (PPS) or Residential Evaluation Specialist (RES), he shall receive an additional Six Thousand Five Hundred Dollars ($6,500.00) annually beginning the next fiscal year after completion. When any tax assessor holds the valid designation of Certified Assessment Evaluator (CAE) from the International Association of Assessing Officers or is a state certified General Real Estate Appraiser (GA) under Section 73-34-1 et seq., he shall receive an additional Eight Thousand Five Hundred Dollars ($8,500.00) annually beginning the next fiscal year after completion.

(8) The salaries provided for in this section shall be the total funds paid to the county assessors and tax collectors and shall be full compensation for their services, with any fees being paid to the county general fund.

(9) The salaries provided for in this section shall be payable monthly on the first day of each calendar month by chancery clerk's warrant drawn on the general fund of the county; however, the board of supervisors, by resolution duly adopted and entered on its minutes, may provide that such salaries shall be paid semimonthly on the first and fifteenth day of each month. If a pay date falls on a weekend or legal holiday, salary payments shall be made on the workday immediately preceding the weekend or legal holiday.

SECTION 2. Section 25-3-9, Mississippi Code of 1972, is amended as follows:

25-3-9. (1) Except as provided in subsections (2) and (3) of this section, the county prosecuting attorney may receive for his services an annual salary to be paid by the board of supervisors as follows:
(a) For counties with a total population of more than two hundred thousand (200,000), a salary not to exceed Thirty-one Thousand Three Hundred Fifty Dollars ($31,350.00).

(b) For counties with a total population of more than one hundred thousand (100,000) and not more than two hundred thousand (200,000), a salary not to exceed Twenty-nine Thousand One Hundred Fifty Dollars ($29,150.00).

(c) For counties with a total population of more than fifty thousand (50,000) and not more than one hundred thousand (100,000), a salary not to exceed Twenty-three Thousand Eight Hundred Seventy Dollars ($23,870.00).

(d) For counties with a total population of more than thirty-five thousand (35,000) and not more than fifty thousand (50,000), a salary not to exceed Twenty-two Thousand Four Hundred Forty Dollars ($22,440.00).

(e) For counties with a total population of more than twenty-five thousand (25,000) and not more than thirty-five thousand (35,000), a salary not to exceed Twenty-one Thousand Two Hundred Thirty Dollars ($21,230.00).

(f) For counties with a total population of more than fifteen thousand (15,000) and not more than twenty-five thousand (25,000), a salary not to exceed Nineteen Thousand Four Hundred Seventy Dollars ($19,470.00).

(g) For counties with a total population of more than ten thousand (10,000) and not more than fifteen thousand (15,000), a salary not to exceed Seventeen Thousand Seven Hundred Ten Dollars ($17,710.00).

(h) For counties with a total population of more than six thousand (6,000) and not more than ten thousand (10,000), a salary not to exceed Fifteen Thousand Nine Hundred Fifty Dollars ($15,950.00).

(i) For counties with a total population of six thousand (6,000) or less, the board of supervisors, in its
discretion, may appoint a county prosecuting attorney, and it may
pay such county prosecuting attorney an annual salary not to exceed Fourteen Thousand One Hundred Ninety Dollars ($14,190.00).

In all cases of conviction there shall be taxed against the convicted defendant, as an item of cost, the sum of Three Dollars ($3.00), which shall be turned in to the county treasury as a part of the general county funds; however, the Three Dollars ($3.00) shall not be taxed in any case in which it is not the specific duty of the county attorney to appear and prosecute.

* * * In addition to the salaries provided for in this subsection, the board of supervisors of any county, in its discretion, may pay the county prosecuting attorney an additional amount not to exceed ten percent (10%) of the maximum allowable salary prescribed in this subsection.

(2) In the following counties, the county prosecuting attorney shall receive for his services an annual salary to be paid by the board of supervisors, as follows:

(a) In any county bordering upon the Mississippi River and having a population of not less than thirty thousand (30,000) and not more than thirty-five thousand five hundred (35,500) according to the federal census of 1990, and in counties having a population of not more than thirty-seven thousand (37,000) according to the federal census of 1990 in which Interstate Highway 55 and U.S. Highway 98 intersect, the county prosecuting attorney shall receive a salary equal to the justice court judge of such county; and in any county wherein is located the state's oldest state-supported institution of higher learning and wherein Mississippi State Highways 7 and 6 intersect, the county prosecuting attorney shall receive an annual salary equal to that of a member of the board of supervisors of such county.

(b) In counties having a population in excess of fifty thousand (50,000) in the 1960 federal census, wherein is located a state-supported university and in which U.S. Highways 49 and 11
intersect, the salary of the county prosecuting attorney shall be
not less than Seventeen Thousand Four Hundred Dollars ($17,400.00)
per year. The Board of Supervisors of Forrest County,
Mississippi, may, in its discretion, and by agreement with the
county prosecuting attorney, employ the county prosecuting
attorney as a full-time elected official during his/her term of
office, designate additional duties and responsibilities of the
office and pay additional compensation up to, but not in excess
of, ninety percent (90%) of the annual compensation and salary of
the county court judge and the youth court judge of Forrest County
as authorized by law and provide a reasonable office and
reasonable office expenses to the county prosecuting attorney.
The salary authorized by this paragraph (b) for the county
prosecuting attorney shall be the sole and complete salary for
such prosecuting attorney in each county to which this paragraph
applies, notwithstanding any other provision of law to the
contrary.

(c) In any county wherein is housed the seat of state
government, wherein U.S. Highways 80 and 49 intersect, and having
two (2) judicial districts, the board of supervisors, in its
discretion, may pay the county prosecuting attorney an annual
salary equal to the annual salary of members of the board of
supervisors in the county.

(d) In any county which has two (2) judicial districts
and wherein Highway 8 and Highway 15 intersect, having a
population of greater than seventeen thousand (17,000), according
to the 1980 federal decennial census, the board of supervisors
shall pay the county prosecuting attorney a salary equal to that
of a member of the board of supervisors of such county; provided
that if such county prosecuting attorney is paid a sum for the
purpose of defraying office or secretarial expenses, then the
salary prescribed herein shall be reduced by that amount.
(e) In any county bordering the State of Tennessee and in which Mississippi Highways No. 4 and 15 intersect, and having a population of less than twenty thousand (20,000) in the 1970 federal census, the salary of the county prosecuting attorney shall be no less than Six Thousand Dollars ($6,000.00).

(f) In any county having a population of more than twenty-five thousand (25,000) and in which U.S. Highways 72 and 45 intersect, the salary of the county attorney shall be paid not less than Eight Thousand Dollars ($8,000.00).

In addition, such county prosecuting attorney shall receive the sum of One Thousand Five Hundred Dollars ($1,500.00) per month for the purpose of defraying secretarial expense.

(g) In any county wherein I-20 and State Highway 15 intersect; and in any county wherein I-20 and State Highway 35 intersect, the salary of the county prosecuting attorney shall be not less than Eight Thousand Four Hundred Dollars ($8,400.00).

(h) In any Class 1 county bordering on the Mississippi River, lying in whole or in part within a levee district, wherein U.S. Highways 82 and 61 intersect, bounded by the Sunflower River and Stales Bayou, the board of supervisors, in its discretion, may pay an annual salary equal to the annual salary of members of the board of supervisors in the county. In addition, such county prosecuting attorney shall receive the sum of One Thousand Dollars ($1,000.00) per month for the purpose of defraying secretarial expenses.

(i) In any county bordering on the Gulf of Mexico having two (2) judicial districts, and wherein U.S. Highways 90 and 49 intersect, the salary of the county prosecuting attorney shall be not less than Nineteen Thousand Dollars ($19,000.00) per year. The Board of Supervisors of Harrison County, Mississippi, may, in its discretion, and by agreement with the county prosecuting attorney, employ the county prosecuting attorney and his/her assistant during his/her term of office, and designate
additional duties and responsibilities of the office and pay
additional compensation up to, but not in excess of, ninety
percent (90%) of the annual compensation and salary of the county
court judges of Harrison County as authorized by law and provide
adequate office space and reasonable office expenses to the county
prosecuting attorney and his/her assistant. The salary authorized
by this paragraph (i) for the county prosecuting attorney and
his/her assistant shall be the sole and complete salary paid by
the county for such prosecuting attorney and his/her assistant in
each county to which this paragraph applies, notwithstanding any
other provision of law to the contrary.

(j) In any county bordering on the State of Alabama,
having a population in excess of seventy-five thousand (75,000)
according to the 1980 decennial census in which is located an
institution of higher learning and a United States military
installation and which is traversed by an interstate highway, the
salary of the county prosecuting attorney shall not be less than
Twelve Thousand Dollars ($12,000.00) nor more than the amount of
the annual salary received by a member of the board of supervisors
of that county.

(k) In any county with a land area wherein Mississippi
Highways 8 and 9 intersect, the salary of the county prosecuting
attorney shall be not less than Eight Thousand Five Hundred
Dollars ($8,500.00) per year.

(l) In any Class 2 county wherein Mississippi Highways
6 and 3 intersect, the salary of the county prosecuting attorney
shall be not less than Twelve Thousand Dollars ($12,000.00) per
year nor more than the amount of the annual salary received by a
member of the board of supervisors of that county.

(m) In any county wherein Interstate Highway 55 and
State Highway 8 intersect, the salary of the county prosecuting
attorney shall be not less than Twelve Thousand Dollars
($12,000.00) per year.
(n) In any county wherein U.S. Highway 51 intersects Mississippi Highway 6, and having two (2) judicial districts, the salary of the county prosecuting attorney shall be not less than Three Thousand Six Hundred Dollars ($3,600.00) per year.

(o) In any county bordering on the Alabama state line, having a population of greater than fifteen thousand (15,000) according to the 1970 federal decennial census, wherein U.S. Highway 45 and Mississippi Highway 18 intersect, the salary of the county prosecuting attorney shall be not less than Three Thousand Six Hundred Dollars ($3,600.00) nor greater than that of a member of the board of supervisors of such county. All prior acts, orders and resolutions of the board of supervisors of such county which authorized the payment of the salary in conformity with the provisions of this paragraph, whether or not heretofore specifically authorized by law are hereby ratified, approved and confirmed.

(p) In any county wherein is located a state-supported institution of higher learning and wherein U.S. Highway 82 and Mississippi Highway 389 intersect, the board of supervisors, in its discretion, may pay the county prosecuting attorney an annual salary equal to the annual salary of members of the board of supervisors in the county.

(q) In any county having two (2) judicial districts wherein Mississippi Highway 32 intersects U.S. Highway 49E, the salary of the county prosecuting attorney shall be not less than Twelve Thousand Seven Hundred Dollars ($12,700.00).

(r) In any county traversed by the Natchez Trace Parkway wherein U.S. Highway 45 and Mississippi Highway 4 intersect, the board of supervisors, in its discretion, may pay the county prosecuting attorney an annual salary equal to the annual salary of justice court judges in the county.

(s) In any county having a population of more than fourteen thousand (14,000) according to the 1970 census and which
county is bordered on the north by the State of Tennessee and on
the east by the State of Alabama and in which U.S. Highway No. 72
and Highway No. 25 intersect, the board of supervisors, in its
discretion, may pay the county prosecuting attorney an annual
salary equal to the annual salary of justice court judges in the
county.

(t) (i) In any county wherein Interstate Highway 55
and State Highway 22 intersect, and which is also traversed in
whole or part by U.S. Highways 49 and 51, and State Highways 16,
17, 43 and the Natchez Trace Parkway, and also containing a part
of a public lake or reservoir, in excess of thirty thousand
(30,000) acres, the board of supervisors, in its discretion, may
pay the county prosecuting attorney an annual salary in the amount
of Twenty-eight Thousand Dollars ($28,000.00).

(ii) From and after October 1, 1993, in addition
to the salary provided for subparagraph (i) of this paragraph, the
board of supervisors, in its discretion, may pay the county
prosecuting attorney an additional amount not to exceed ten
percent (10%) of the maximum allowable salary prescribed herein.

(u) In any county having a population in the 1970
census in excess of thirty-five thousand (35,000) and in which
U.S. Highways 49W and 82 intersect, and in which is located a
state penitentiary, the annual salary of a county prosecuting
attorney shall be Thirty Thousand Four Hundred Twenty Dollars
($30,420.00).

(v) In any county wherein Mississippi Highway 50
intersects U.S. Highway 45-Alternate, and having a population
greater than twenty thousand (20,000) according to the 1980
federal decennial census, a salary equal to that of a member of
the board of supervisors of such county; provided that if such
county prosecuting attorney is paid a sum for the purpose of
defraying office or secretarial expenses, then the salary
prescribed herein shall be reduced by that amount.
(w) In any county in which the 1975 assessed valuation was Forty Million Seven Hundred Thirty-nine Thousand Four Hundred Sixty-six Dollars ($40,739,466.00) and wherein U.S. Highway 45 and Mississippi Highway 8 intersect, the salary of the county prosecuting attorney shall be equal to that of a member of the board of supervisors of such county.

(x) In any county bordering on the Mississippi River having a population greater than fifty thousand (50,000) according to the 1980 federal decennial census and also having a national military park and national cemetery, an annual salary of Twenty-five Thousand Dollars ($25,000.00) or a salary equal to that of a member of the board of supervisors in such county, whichever is greater. In addition, such county prosecuting attorney shall receive the sum of One Thousand Dollars ($1,000.00) per month for the purpose of defraying secretarial expenses.

(y) In any county bordering on the Alabama state line, traversed by the Chickasawhay River, and wherein U.S. Highway 45 and U.S. Highway 84 intersect, a salary that shall be equal to the annual salary of a member of the board of supervisors of such county. All prior acts, orders and resolutions of the board of supervisors of such county which authorize the payment of the salary of the county prosecuting attorney in conformity with the provisions of this section as it existed immediately prior to the effective date of Chapter 506, Laws of 1985, are hereby ratified, approved, confirmed and validated.

(z) In any county having a population greater than sixty-five thousand five hundred eighty (65,580) but less than sixty-five thousand five hundred ninety (65,590) according to the 1990 federal decennial census, wherein U.S. Highway 45 intersects with Mississippi Highway 6, an annual salary equal to Thirty Thousand Dollars ($30,000.00).

(aa) In any county where an institution of higher learning is located and wherein U.S. Highway 82 and U.S. Highway
45 intersect, the salary of county prosecuting attorney shall be
not less than that of a member of the board of supervisors in such
county, and the board of supervisors may, in its discretion, pay
such county prosecuting attorney a salary in an amount not to
exceed the amount of the salary of the District Attorney for the
Sixteenth Judicial District of Mississippi.

(bb) In any county having a population greater than six
thousand (6,000) according to the federal decennial census and
wherein U.S. Highway 61 and Highway 24 intersect, the board of
supervisors, in its discretion, may pay the county prosecuting
attorney an annual salary equal to the annual salary of members of
the board of supervisors in the county.

(cc) In any county having a population greater than
thirty-one thousand (31,000) according to the 1990 federal
decennial census and wherein U.S. Highway 61 and U.S. Highway 49
intersect, a salary of not less than the annual salary of justice
court judges in the county.

(dd) In any county having a population greater than
eighty-seven thousand (87,000) but less than eighty-seven thousand
two hundred (87,200) according to the 1990 federal census, in
which is located an international airport, an annual salary of
Twenty-nine Thousand Dollars ($29,000.00). In addition, such
county prosecuting attorney shall receive the sum of One Thousand
Dollars ($1,000.00) per month for the purpose of defraying
secretarial expenses.

(ee) In any county having a population greater than
eight thousand (8,000) but less than eight thousand two hundred
(8,200) according to the 1990 federal census, and in which U.S.
Highway 61 and Mississippi Highway 4 intersect, the board of
supervisors may, in its discretion, pay the county prosecuting
attorney an amount not to exceed Fourteen Thousand Dollars
($14,000.00), in addition to the maximum allowable salary for that
attorney under subsection (1), beginning on April 1, 1997.
(ff) In any county having a population greater than thirty thousand three hundred (30,300) but less than thirty thousand four hundred (30,400) according to the 1990 federal census, and in which U.S. Highway 78 and Mississippi Highway 7 intersect, a salary of not less than the annual salary of a member of the board of supervisors in such county.

(gg) In any county having a population greater than thirteen thousand three hundred (13,300) but less than thirteen thousand four hundred (13,400) according to the 1990 federal census, and in which Mississippi Highway 24 and Mississippi Highway 48 intersect, the board of supervisors may, in its discretion, pay the county prosecuting attorney an additional amount not to exceed ten percent (10%) of the maximum allowable salary for that attorney under subsection (1).

(hh) In any county having a population greater than eight thousand three hundred (8,300) but less than eight thousand four hundred (8,400) according to the 1990 federal census, and in which U.S. Highway 84 and U.S. Highway 98 intersect, the board of supervisors may, in its discretion, pay the county prosecuting attorney an additional amount not to exceed ten percent (10%) of the maximum allowable salary for that attorney under subsection (1).

(ii) After September 30, 1993, in any county having a population of more than thirty thousand four hundred (30,400) and which is traversed in whole or part by I-59, U.S. Highways 98 and 11 and State Highway 13, the annual salary of the county prosecuting attorney shall be Twenty-five Thousand Dollars ($25,000.00). In addition, such county prosecuting attorney shall receive after September 30, 1993, the sum of Seven Hundred Fifty Dollars ($750.00) per month for the purpose of defraying office or secretarial expenses.

(jj) In any county having a population greater than twenty thousand (20,000) according to the 1990 federal census and
wherein U.S. Highway 78 and Mississippi Highway 25 intersect, the
board of supervisors, in its discretion, may pay the county
prosecuting attorney an annual salary equal to the annual salary
of justice court judges in the county.

(kk) In any county having a population greater than
twelve thousand four hundred (12,400) but less than twelve
thousand five hundred (12,500) according to the 1990 federal
census, and in which U.S. Highway 84 and Mississippi Highway 27
intersect, the board of supervisors may, in its discretion, pay
the county prosecuting attorney an additional amount not to exceed
ten percent (10%) of the maximum allowable salary for that
attorney under subsection (1).

(ll) In any county having a population greater than
thirty thousand two hundred (30,200) but less than thirty thousand
three hundred (30,300) according to the 1990 federal census, and
in which U.S. Interstate 55 and Mississippi Highway 84 intersect,
the board of supervisors may, in its discretion, pay the county
prosecuting attorney an additional amount not to exceed ten
percent (10%) of the maximum allowable salary for that attorney
under subsection (1).

(mm) In any county on the Mississippi River levee,
having a population greater than forty-one thousand eight hundred
(41,800) but less than forty-one thousand nine hundred (41,900)
according to the 1990 federal census wherein U.S. Highway 61 and
Mississippi Highway 8 intersect, the board of supervisors, in its
discretion, may pay the county prosecuting attorney an annual
salary equal to the annual salary of members of the board of
supervisors in the county. In addition, the board of supervisors,
in its discretion, may pay the county prosecuting attorney the sum
of One Thousand Dollars ($1,000.00) per month for the purpose of
defraying secretarial expenses.

(nn) In any county having a population greater than
twenty-four thousand seven hundred (24,700) and less than
twenty-four thousand nine hundred (24,900) according to the 1990 federal census, wherein Mississippi Highways 15 and 16 intersect, the board of supervisors, in its discretion, may pay the county prosecuting attorney an annual salary equal to the annual salary of members of the board of supervisors in the county.

(oo) In any county having a population greater than thirty-seven thousand (37,000) but less than thirty-eight thousand (38,000) according to the 1990 federal census, in which is located a state supported institution of higher learning, and in which U.S. Highway 82 and Mississippi Highway 7 intersect, the board of supervisors may, in its discretion, pay the county prosecuting attorney a salary in an amount not to exceed the amount of the salary of the District Attorney for the Fourth Judicial District of Mississippi.

(pp) In any county in which U.S. Highway 78 and Mississippi Highway 15 intersect and which is traversed by the Tallahatchie River, a salary equal to that of members of the board of supervisors of the county, which salary shall be in addition to any sums received for the purpose of defraying office or secretarial expenses and sums received as youth court prosecutor fees.

(qq) In any county bordering on the State of Tennessee and the State of Arkansas, wherein Interstate Highway 55 and Mississippi Highway 302 intersect, the board of supervisors, in its discretion, may pay the county prosecuting attorney an annual salary equal to the annual salary of justice court judges in the county.

(rr) In any county that is traversed by the Natchez Trace Parkway and in which Mississippi Highway 35 and Mississippi Highway 12 intersect, the board of supervisors, in its discretion, may pay the county prosecuting attorney an annual salary in the amount of the annual salary of justice court judges in the county.
(ss) In any county in which Mississippi Highway 14 and Mississippi Highway 25 intersect, the board of supervisors, in its discretion, may pay the county prosecuting attorney an annual salary in the amount of Twenty-four Thousand Two Hundred Dollars ($24,200.00).

(tt) In any county in which Interstate Highway 59 and U.S. Highway 84 intersect, the board of supervisors, in its discretion, may pay the county prosecuting attorney an annual salary equal to the annual salary of members of the board of supervisors in the county.

(3) In any case where a salary, expense allowance or other sum is authorized or paid by the board of supervisors pursuant to this section, that salary, expense allowance or other sum shall not be reduced or terminated during the term for which the county attorney was elected.

SECTION 3. Section 25-3-13, Mississippi Code of 1972, is amended as follows:

25-3-13. The salaries of the members of the boards of supervisors of the various counties are fixed as full compensation for their services.

The annual salary of each member of the board of supervisors shall be based upon the total assessed valuation of his respective county for the preceding taxable year in the following categories and for the following amounts:

(a) For counties having a total assessed valuation of less than Twenty Million Dollars ($20,000,000.00), a salary of Twenty-five Thousand Eight Hundred Eighty-two Dollars ($25,882.00);

(b) For counties having a total assessed valuation of at least Twenty Million Dollars ($20,000,000.00), but less than Twenty-five Million Dollars ($25,000,000.00), a salary of Twenty-six Thousand Five Hundred Fifty-one Dollars ($26,551.00);
(c) For counties having a total assessed valuation of
at least Twenty-five Million Dollars ($25,000,000.00), but less
than Thirty-five Million Dollars ($35,000,000.00), a salary of
Twenty-seven Thousand Two Hundred Nineteen Dollars ($27,219.00);

(d) For counties having a total assessed valuation of
at least Thirty-five Million Dollars ($35,000,000.00), but less
than Fifty Million Dollars ($50,000,000.00), a salary of
Twenty-nine Thousand Five Hundred Fifty-six Dollars ($29,556.00);

(e) For counties having a total assessed valuation of
at least Fifty Million Dollars ($50,000,000.00), but less than
Seventy-five Million Dollars ($75,000,000.00), a salary of Thirty
Thousand Eight Hundred Ninety-one Dollars ($30,891.00);

(f) For counties having a total assessed valuation of
at least Seventy-five Million Dollars ($75,000,000.00), but less
than One Hundred Twenty-five Million Dollars ($125,000,000.00), a
salary of Thirty-one Thousand Eight Hundred Ninety-three Dollars
($31,893.00);

(g) For counties having a total assessed valuation of
One Hundred Twenty-five Million Dollars ($125,000,000.00), but
less than Three Hundred Million Dollars ($300,000,000.00), a
salary of Thirty-six Thousand Nine Hundred Three Dollars
($36,903.00);

(h) For counties having a total assessed valuation of
Three Hundred Million Dollars ($300,000,000.00) or more, a salary
of Forty-one Thousand Seventy-seven Dollars ($41,077.00).

The salary of the members of the board of supervisors shall
not be increased under this section until the board of supervisors
shall have passed a resolution stating the amount of the increase
and spread it on its minutes.

SECTION 4. Section 25-3-25, Mississippi Code of 1972, is
amended as follows:
25-3-25. (1) Except as otherwise provided in subsections (2) through (9), the salaries of sheriffs of the various counties are fixed as full compensation for their services.

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

(a) For counties with a total population of more than two hundred thousand (200,000), a salary of Eighty-two Thousand Five Hundred Dollars ($82,500.00).

(b) For counties with a total population of more than one hundred thousand (100,000) and not more than two hundred thousand (200,000), a salary of Seventy-seven Thousand Dollars ($77,000.00).

(c) For counties with a total population of more than forty-five thousand (45,000) and not more than one hundred thousand (100,000), a salary of Seventy-one Thousand Five Hundred Dollars ($71,500.00).

(d) For counties with a total population of more than thirty-four thousand (34,000) and not more than forty-five thousand (45,000), a salary of Sixty-six Thousand Dollars ($66,000.00).

(e) For counties with a total population of more than twenty-five thousand (25,000) and not more than thirty-four thousand (34,000), a salary of Fifty-seven Thousand Two Hundred Dollars ($57,200.00).

(f) For counties with a total population of more than fifteen thousand (15,000) and not more than twenty-five thousand (25,000), a salary of Fifty-five Thousand Dollars ($55,000.00).
(g) For counties with a total population of more than nine thousand five hundred (9,500) and not more than fifteen thousand (15,000), a salary of Fifty-one Thousand Seven Hundred Dollars ($51,700.00).

(h) For counties with a total population of more than seven thousand five hundred (7,500) and not more than nine thousand five hundred (9,500), a salary of Forty-nine Thousand Five Hundred Dollars ($49,500.00).

(i) For counties with a total population of not more than seven thousand five hundred (7,500), a salary of Forty-six Thousand Two Hundred Dollars ($46,200.00).

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

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

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

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

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

(e) The Magistrate for the Fourth Circuit Court District is located in the county and maintains his office at the Leflore County Courthouse;

(f) The Region VI Mental Health-Mental Retardation Center, which serves a multicounty area, calls upon the sheriff to provide security for out-of-town mental patients, as well as patients from within the county;
(g) The increased activity of the Child Support Division of the Department of Human Services in enforcing in the courts parental obligations has imposed additional duties on the sheriff; and

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

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

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

(b) The State Hospital is operated and maintained within the county at Whitfield;

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

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

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

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

(g) The Jackson International Airport is located within the county;
(h) The patrolling of the state properties located within the county has imposed additional duties on the sheriff; and

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

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

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

(6) In addition to the salary provided for in subsection (1) of this section, the Board of Supervisors of Hinds County shall pay an annual supplement to the sheriff of the county in an amount equal to Fifteen Thousand Dollars ($15,000.00). The Legislature finds and declares that the annual supplement authorized by this subsection is justified in such county for the following reasons:

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

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

(c) Hinds County is the third largest county in geographic area, containing eight hundred seventy-five (875) square miles;
(d) Hinds County is comprised of two (2) judicial districts, each having a courthouse and county office buildings;

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

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

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

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

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

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

(k) Hinds County has the largest criminal population in the state, such that the Hinds County Sheriff's Department operates the largest county jail system in the state, housing almost one thousand (1,000) inmates in three (3) separate detention facilities;

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

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

(n) The Mississippi Department of Corrections regularly houses as many as one hundred (100) state convicts within the Hinds County jail system; and
(o) The Hinds County Sheriff's Department is regularly asked to provide security services not only at the Fairgrounds and Memorial Stadium, but also for events at the Mississippi Museum of Art and Jackson City Auditorium.

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

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

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

(a) The Mississippi Department of Corrections operates and maintains the South Mississippi Correctional Facility within the county;
(b) In 1996, additional facilities to house another one thousand four hundred sixteen (1,416) male offenders were constructed at the South Mississippi Correctional Facility within the county; and

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

(10) In addition to the salary provided in subsection (1) of this section, the board of supervisors of any county, in its discretion, may pay an annual supplement to the sheriff of the county in an amount not to exceed Ten Thousand Dollars ($10,000.00) if within the county there is located a facility or institution that has imposed additional duties on the sheriff. The board of supervisors shall not pay the annual supplement to the sheriff until it has passed a resolution stating the justifications for the supplement and has spread it on its minutes. The annual supplement authorized in this subsection shall not be in addition to the annual supplements authorized in subsections (2) through (9).

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

SECTION 5. Section 25-3-36, Mississippi Code of 1972, is amended as follows:

25-3-36. (1) From and after October 1, 1998, every justice court judge shall receive as full compensation for his or her services and in lieu of any and all other fees, costs or
compensation heretofore authorized for such justice court judge, an annual salary based upon the population of his or her county according to the 1990 federal decennial census; however, no justice court judge shall be paid less than the salary authorized under this section to be paid the justice court judge based upon the population of the county according to the 1980 federal decennial census. The amount of which salary shall be determined as follows:

(a) In counties with a population of more than two hundred thousand (200,000), a salary of Fifty Thousand Nine Hundred Twenty-nine Dollars ($50,929.00).

(b) In counties with a population of more than one hundred fifty thousand (150,000) but not more than two hundred thousand (200,000), a salary of Forty-six Thousand Seven Hundred Fifty-five Dollars ($46,755.00).

(c) In counties with a population of more than seventy-five thousand (75,000) but not more than one hundred fifty thousand (150,000), a salary of Forty-two Thousand Five Hundred Eighty Dollars ($42,580.00).

(d) In counties with a population of more than forty-nine thousand (49,000) but not more than seventy-five thousand (75,000), a salary of Thirty-six Thousand Seven Hundred Thirty-six Dollars ($36,736.00).

(e) In counties with a population of more than thirty-four thousand (34,000) but not more than forty-nine thousand (49,000), a salary of Thirty-one Thousand Seven Hundred Twenty-six Dollars ($31,726.00).

(f) In counties with a population of more than twenty-four thousand five hundred (24,500) but not more than thirty-four thousand (34,000), a salary of Thirty Thousand Fifty-six Dollars ($30,056.00).

(g) In counties with a population of more than twenty-one thousand (21,000) but not more than twenty-four thousand five hundred (24,500), a salary of Twenty-six Thousand Five Hundred Eighty Dollars ($26,580.00).
thousand five hundred (24,500), a salary of Twenty-six Thousand
Seven Hundred Seventeen Dollars ($26,717.00).

(h) In counties with a population of more than sixteen
thousand five hundred (16,500) but not more than twenty-one
thousand (21,000), a salary of Twenty-three Thousand Three Hundred
Seventy-seven Dollars ($23,377.00).

(i) In counties with a population of more than twelve
thousand (12,000) but not more than sixteen thousand five hundred
(16,500), a salary of Twenty Thousand Thirty-eight Dollars
($20,038.00).

(j) In counties with a population of more than eight
thousand (8,000) but not more than twelve thousand (12,000), a
salary of Sixteen Thousand Five Hundred Dollars ($16,500.00).

(k) In counties with a population of eight thousand
(8,000) or less, a salary of Thirteen Thousand Two Hundred Dollars
($13,200.00).

The board of supervisors of any county having two (2)
judicial districts and two (2) justice court judges for the county
shall pay each justice court judge an amount equal to that ** provided in this subsection for judges in the next higher
population category per year, if the justice court judge maintains
regular office hours and is personally present in the office they
maintain for at least thirty (30) hours per week.

In any county having a population greater than eight thousand
(8,000) but less than eight thousand five hundred (8,500)
according to the 1990 federal decennial census and in which U.S.
Highway 61 and Mississippi Highway 4 intersect, the board of
supervisors **, in its discretion, may pay such justice court
judges an additional amount not to exceed the sum of Eleven
Thousand Five Hundred Fifty Dollars ($11,550.00) per year, payable
beginning April 1, 1997.

In any county having a population greater than ten thousand
(10,000) but less than ten thousand five hundred (10,500)
according to the 1990 federal decennial census and in which Mississippi Highway 3 and Mississippi Highway 6 intersect, the board of supervisors, in its discretion, may pay such justice court judges an additional amount not to exceed One Thousand Four Hundred Fifty Dollars ($1,450.00) per year, payable beginning April 1, 1997.

In any county having a population greater than twenty-four thousand seven hundred (24,700) and less than twenty-four thousand nine hundred (24,900), according to the 1990 federal census, wherein Mississippi Highways 15 and 16 intersect, the board of supervisors shall pay such justice court judge an additional amount equal to Two Thousand Five Hundred Dollars ($2,500.00) per year.

(2) Notwithstanding the provisions of subsection (1) of this section, in the event that the number of justice court judges authorized pursuant to Section 9-11-2(1) is exceeded pursuant to the provisions of Section 9-11-2(4), the aggregate of the salaries paid to the justice court judges of such a county shall not exceed the amount sufficient to pay the number of justice court judges authorized pursuant to Section 9-11-2(1), and such amount shall be equally divided among those justice court judges continuing to hold office under the provisions of Section 9-11-2(4).

(3) From and after January 1, 1984, all fees, costs, fines and penalties charged and collected in the justice court shall be paid to the clerk of the justice court for deposit, along with monies from cash bonds and other monies which have been forfeited in criminal cases, into the general fund of the county as provided in Section 9-11-19; and the clerk of the board of supervisors shall be authorized and empowered, upon approval by the board of supervisors, to make disbursements and withdrawals from the general fund of the county in order to pay any reasonable and necessary expenses incurred in complying with this section, including payment of the salaries of justice court judges as
provided by subsection (1) of this section. The provisions of this subsection shall not, except as to cash bonds and other monies which have been forfeited in criminal cases, apply to monies required to be deposited in the justice court clerk clearing account as provided in Section 9-11-18, Mississippi Code of 1972.

(4) The salaries provided for in * * * this section shall be payable monthly by warrant drawn by the clerk of the board of supervisors on the general fund of the county; however, the board of supervisors, by resolution duly adopted and entered on its minutes, may provide that such salaries shall be paid semimonthly on the first and fifteenth day of each month. If a pay date falls on a weekend or legal holiday, salary payments shall be made on the workday immediately preceding the weekend or legal holiday.

(5) * * * The salary of a justice court judge shall not be reduced during his term of office as a result of a population change following a federal decennial census.

(6) Any justice court judge who is unable to attend and hold court by reason of being under suspension by the Commission on Judicial Performance or the Mississippi Supreme Court shall not receive a salary while under such suspension.

SECTION 6. Section 9-9-11, Mississippi Code of 1972, is amended as follows:

9-9-11. (1) Except as otherwise provided in subsections (2) and (3), the county court judge shall receive an annual salary payable monthly out of the county treasury in an amount not to exceed One Thousand Dollars ($1,000.00) less than the salary which is now or shall hereafter be provided for circuit and chancery judges of this state, in the discretion of the board of supervisors of that county; * * * however, * * * the salary of such judge shall not be reduced during his term of office. * * * Further, * * * the office of county court judge in any county receiving an annual salary of Thirty-six Thousand Dollars
(2) In the event of the establishment of a county court by agreement between two (2) or more counties as provided in Section 9-9-3, the county judge of the court so established shall be paid a salary equal to one and one-half (1-1/2) times that salary that he would be paid if he were the judge of the smallest of such two (2) or more counties, such salary to be paid in monthly installments as provided by law; provided that such salary shall not exceed One Thousand Dollars ($1,000.00) less than the salary of the circuit and chancery judges of this state.

(3) The county court judge shall receive an annual salary payable monthly out of the county treasury as follows:

(a) In any county having a population of seventy thousand (70,000) or more according to the 1980 federal census, the county judge shall receive an annual salary of One Thousand Dollars ($1,000.00) less than that paid to a circuit court judge. The office of county judge shall be a full-time position, and the holder thereof shall not otherwise engage in the practice of law.

(b) In any county having a population of sixty thousand (60,000) or more but less than seventy thousand (70,000) according to the 1980 federal census, the county judge shall receive an annual salary of Forty-four Thousand Dollars ($44,000.00). The office of county judge shall be a full-time position, and the holder thereof shall not otherwise engage in the practice of law. The county judge shall not be eligible for any additional salary except as may be authorized in subsection (4).

(c) In any county having a population of twenty-seven thousand (27,000) or more but less than sixty thousand (60,000) according to the 1980 federal census, the county judge shall receive an annual salary of not less than Thirteen Thousand Two Hundred Dollars ($13,200.00) but not more than Forty-four Thousand Dollars ($44,000.00), in the discretion of the board of...
supervisors of that county. The county judge shall not be eligible for any additional salary except as may be authorized in subsection (4). In the event that the board of supervisors of said county elects to pay such county judge an annual salary of Thirty Thousand Dollars ($30,000.00) or more, the office of county judge shall be a full-time position, and the holder thereof shall not otherwise engage in the practice of law.

(d) In any county having a population of less than twenty-seven thousand (27,000) according to the 1980 federal census, the county judge shall receive an annual salary of not less than Four Thousand Six Hundred Twenty Dollars ($4,620.00) and not more than Nine Thousand Three Hundred Fifty Dollars ($9,350.00), in the discretion of the board of supervisors of that county. The county judge shall not be eligible for any additional salary except as may be authorized in subsection (4).

(4) The county judge of any county described in this subsection shall be paid the compensation, and he shall be subject to any restrictions, set forth in the following paragraphs:

(a) The county judge of any such Class 1 county with population according to the latest federal decennial census of forty-five thousand (45,000) or more and lying wholly within a levee district and having two (2) judicial districts, in the discretion of the board of supervisors of such county, shall receive an annual salary not exceeding Forty Thousand Dollars ($40,000.00), or a sum which is One Thousand Dollars ($1,000.00) less than the salary which is now or shall hereafter be provided for circuit and chancery judges of the state, whichever is greater.

(b) The county judge of any Class 1 county having an area in excess of nine hundred twenty-five (925) square miles shall receive an annual salary of not less than Thirty Thousand Dollars ($30,000.00) but, in the discretion of the board of supervisors of such county, such salary may be not more than Five
Hundred Dollars ($500.00) less than the annual salary of a circuit judge, payable monthly out of the county treasury, and the county judge shall not practice law.

(c) The office of county judge in any such Class 1 county with a population according to the 1970 federal decennial census of greater than thirty-nine thousand (39,000), and where U.S. Highway 61 and Mississippi Highway 6 intersect, shall receive an annual salary to be paid in monthly installments of not less than an amount equal to ninety percent (90%) of the annual salary which is now or shall hereafter be provided for circuit and chancery judges of the state, as follows: The salary of the county judge shall be increased by ten percent (10%) annually above the base salary of the preceding year until such time as the judge's salary is equal to the amount that is provided by this subsection. The office of county judge shall be a full-time position and the holder thereof shall not otherwise engage in the practice of law.

(d) In any Class 1 county bordering on the Mississippi River and which has situated therein a national military park and national military cemetery, the office of county judge shall be a full-time position and the holder thereof shall not otherwise engage in the practice of law. The salary for the county judge in said county shall be fixed at a sum which is One Thousand Dollars ($1,000.00) less than the salary which is now or shall hereafter be provided for circuit and chancery judges of this state.

(e) The county judge in any county having a population of at least forty-two thousand one hundred eleven (42,111), according to the 1970 census, and where U.S. Highway 49E and U.S. Highway 82 intersect, shall receive an annual salary to be paid in monthly installments of not less than Thirty Thousand Dollars ($30,000.00) but not more than Two Thousand Five Hundred Dollars ($2,500.00) less than the annual salary of the circuit judge, in the discretion of the board of supervisors of that county.
(f) The county judge in any Class 1 county bordering on the Mississippi River and having an area of less than four hundred fifty (450) square miles wherein U.S. Highways 84 and 61 intersect shall receive an annual salary of Four Thousand Dollars ($4,000.00) less than the annual salary of a circuit judge, and such county judge shall not practice law in any manner. The county judge in such county shall not be eligible to receive any additional salary authorized by this section or from any other source other than that set out and authorized by this paragraph.

(g) The county judge of any Class 1 county bordering on the Mississippi River on the west and the State of Tennessee on the north, and traversed north to south by Interstate Highway 55, shall receive an annual salary of One Thousand Dollars ($1,000.00) less than that paid to a circuit court judge ** * * * . The office of county judge shall be a full-time position, and the holder thereof shall not otherwise engage in the practice of law.

(h) The county judge of any Class 1 county with a population of greater than sixty-nine thousand (69,000) according to the 1980 federal decennial census, and wherein U.S. Highway 80 and Mississippi Highway 43 intersect, shall receive an annual salary in an amount not greater than the sum of Five Hundred Dollars ($500.00) less than the salary which is now or shall hereafter be provided for circuit and chancery judges of this state, in the discretion of the board of supervisors of that county.

(i) The county judge of any county having a population in excess of sixty-six thousand (66,000) according to the 1980 federal decennial census, wherein is located a state-supported university and in which U.S. Highways 49 and 11 intersect, shall receive an annual salary of One Thousand Dollars ($1,000.00) less than that paid to a circuit court judge. The office of such county judge shall be a full-time position, and the holder thereof shall not otherwise engage in the practice of law.
(j) The county judge of any county having two (2) judicial districts, having a population in excess of sixty-one thousand nine hundred (61,900) according to the 1980 federal decennial census, in which U.S. Interstate Highway 59 intersects with U.S. Highway 84, shall receive an annual salary of One Thousand Dollars ($1,000.00) less than the salary which is now or hereafter authorized to be paid circuit and chancery court judges of this state. The office of such county judge shall be a full-time position, and the holder thereof shall not otherwise engage in the practice of law.

(k) The office of county judge of any Class I county wherein U.S. Highway 51 and U.S. Highway 98 intersect shall be a full-time position and the holder thereof shall not otherwise engage in the practice of law. The annual salary for the office of county judge in that county may be fixed, in the discretion of the board of supervisors of the county, at a sum not to exceed Two Thousand Dollars ($2,000.00) less than the salary which is now or shall hereafter be provided for circuit and chancery judges of this state.

(l) The county judge of any county having a population of more than forty-one thousand six hundred (41,600) but less than forty-one thousand six hundred fifty (41,650) according to the 1980 federal census, and wherein U.S. Highway 49 intersects with Mississippi Highway 22, shall receive an annual salary in an amount established by the board of supervisors, but in no event to exceed the salary provided now or hereafter for circuit and chancery judges of this state.

(m) The county judge of any county having a population of more than fifty-seven thousand (57,000) but less than fifty-seven thousand one hundred (57,100) according to the 1980 federal census, wherein U.S. Highway 45 intersects with Mississippi Highway 6, shall receive an annual salary in an amount established by the board of supervisors, but in no event to exceed
the salary provided now or hereafter for circuit and chancery
judges of this state.

(n) The county judge of any county having a population
of more than fifty-seven thousand three hundred (57,300) according
to the 1980 federal decennial census, wherein is located a
state-supported university and wherein United States Highways 82
and 45 intersect, shall receive an annual salary in an amount
established by the board of supervisors, but in no event to exceed
the salary provided now or hereafter for circuit and chancery
judges of this state.

(5) The salary of a county court judge or justice court
judge shall not be reduced during his term of office as a result
of a population decrease based upon the 1990 federal decennial
census.

* * *

(6) From and after October 1, 1993, * * * in addition to the
salaries set forth in this section, the board of supervisors of
any county, in its discretion, may pay any county court judge
whose salary is not established herein in relation to the salary
paid to chancery and circuit court judges, an additional amount
not to exceed ten percent (10%) of the maximum allowable salary
for that judge.

SECTION 7. Section 41-61-59, Mississippi Code of 1972, is
amended as follows:

41-61-59. (1) A person’s death which affects the public
interest as specified in subsection (2) of this section shall be
promptly reported to the medical examiner by the physician in
attendance, any hospital employee, any law enforcement officer
having knowledge of the death, the embalmer or other funeral home
employee, any emergency medical technician, any relative or any
other person present. The appropriate medical examiner shall
notify the municipal or state law enforcement agency or sheriff
and take charge of the body.
(2) A death affecting the public interest includes, but is not limited to, any of the following:

(a) Violent death, including homicidal, suicidal or accidental death.

(b) Death caused by thermal, chemical, electrical or radiation injury.

(c) Death caused by criminal abortion, including self-induced abortion, or abortion related to or by sexual abuse.

(d) Death related to disease thought to be virulent or contagious which may constitute a public hazard.

(e) Death that has occurred unexpectedly or from an unexplained cause.

(f) Death of a person confined in a prison, jail or correctional institution.

(g) Death of a person where a physician was not in attendance within thirty-six (36) hours preceding death, or in prediagnosed terminal or bedfast cases, within thirty (30) days preceding death.

(h) Death of a person where the body is not claimed by a relative or a friend.

(i) Death of a person where the identity of the deceased is unknown.

(j) Death of a child under the age of two (2) years where death results from an unknown cause or where the circumstances surrounding the death indicate that sudden infant death syndrome may be the cause of death.

(k) Where a body is brought into this state for disposal and there is reason to believe either that the death was not investigated properly or that there is not an adequate certificate of death.

(l) Where a person is presented to a hospital emergency room unconscious and/or unresponsive, with cardiopulmonary resuscitative measures being performed, and dies within
twenty-four (24) hours of admission without regaining consciousness or responsiveness, unless a physician was in attendance within thirty-six (36) hours preceding presentation to the hospital, or in cases in which the decedent had a prediagnosed terminal or bedfast condition, unless a physician was in attendance within thirty (30) days preceding presentation to the hospital.

(3) The State Medical Examiner is empowered to investigate deaths, under the authority hereinafter conferred, in any and all political subdivisions of the state. The county medical examiners and county medical examiner investigators, while appointed for a specific county, may serve other counties on a regular basis with written authorization by the State Medical Examiner, or may serve other counties on an as-needed basis upon the request of the ranking officer of the investigating law enforcement agency. The county medical examiner or county medical examiner investigator of any county which has established a regional medical examiner district under subsection (4) of Section 41-61-77 may serve other counties which are parties to the agreement establishing the district, in accordance with the terms of the agreement, and may contract with counties which are not part of the district to provide medical examiner services for such counties. If a death affecting the public interest takes place in a county other than the one where injuries or other substantial causal factors leading to the death have occurred, jurisdiction for investigation of the death may be transferred, by mutual agreement of the respective medical examiners of the counties involved, to the county where such injuries or other substantial causal factors occurred, and the costs of autopsy or other studies necessary to the further investigation of the death shall be borne by the county assuming jurisdiction.

(4) The chief county medical examiner or chief county medical examiner investigator may receive from the county in which
he serves a salary of Eight Hundred Twenty-five Dollars ($825.00) per month, in addition to the fees specified in Sections 41-61-69 and 41-61-75, provided that no county shall pay the chief county medical examiner or chief county medical examiner investigator less than One Hundred Dollars ($100.00) per month as a salary, in addition to other compensation provided by law. In any county having one or more deputy medical examiners or deputy medical examiner investigators, each deputy may receive from the county in which he serves, in the discretion of the board of supervisors, a salary of not more than Eight Hundred Twenty-five Dollars ($825.00) per month, in addition to the fees specified in Sections 41-61-69 and 41-61-75. For this salary the chief shall assure twenty-four-hour daily and readily available death investigators for the county, and shall maintain copies of all medical examiner death investigations for the county for at least the previous five (5) years. He shall coordinate his office and duties and cooperate with the State Medical Examiner, and the State Medical Examiner shall cooperate with him.

(5) A body composed of the State Medical Examiner, whether appointed on a permanent or interim basis, the Director of the State Board of Health or his designee, the Attorney General or his designee, the President of the Mississippi Coroners' Association (or successor organization) or his designee, and a certified pathologist appointed by the Mississippi State Medical Association shall adopt, promulgate, amend and repeal rules and regulations as may be deemed necessary by them from time to time for the proper enforcement, interpretation and administration of Sections 41-61-51 through 41-61-79, in accordance with the provisions of the Mississippi Administrative Procedures Law, being Sections 25-43-1 through 25-43-19.

SECTION 8. Section 9-13-19, Mississippi Code of 1972, is amended as follows:
9-13-19. (1) Court reporters for circuit and chancery courts shall be paid an annual salary of **Forty-one Thousand Eight Hundred Dollars** ($41,800.00) payable by the Administrative Office of Courts. In addition, any court reporter performing the duties of a court administrator in the same judicial district in which the person is employed as a court reporter may be paid additional compensation for performing the court administrator duties. The annual amount of the additional compensation shall be set by vote of the judges and chancellors for whom the court administrator duties are performed, with consideration given to the number of hours per month devoted by the court reporter to performing the duties of a court administrator. The additional compensation shall be submitted to the Administrative Office of Courts for approval.

(2) The several counties in each respective court district shall transfer from the general funds of those county treasuries to the Administrative Office of Courts a proportionate amount to be paid toward the annual compensation of the court reporter, including any additional compensation paid for the performance of court administrator duties. The amount to be paid by each county shall be determined by the number of weeks in which court is held in each county in proportion to the total number of weeks court is held in the district. For purposes of this section, the term "compensation" means the gross salary plus all amounts paid for benefits, or otherwise, as a result of employment or as required by employment, but does not include transcript fees otherwise authorized to be paid by or through the counties. However, only salary earned for services rendered shall be reported and credited for retirement purposes. Amounts paid for transcript fees, benefits or otherwise, including reimbursement for travel expenses, shall not be reported or credited for retirement purposes.
For example, if there are thirty-eight (38) scheduled court weeks in a particular district, a county in which court is scheduled five (5) weeks out of the year would have to pay five-thirty-eighths (5/38) of the total annual compensation.

(3) The salary and any additional compensation for the performance of court administrator duties shall be paid in twelve (12) installments on the last working day of each month after it has been duly authorized by the appointing judge or chancellor and an order duly placed on the minutes of the court. Each county shall transfer to the Administrative Office of Courts one-twelfth (1/12) of the amount required to be paid pursuant to subsection (2) of this section by the twentieth day of each month for the salary that is to be paid on the last working day of the month. The Administrative Office of Courts shall pay to the court reporter the total amount of salary due for that month. Any county may pay, in the discretion of the board of supervisors, by the twentieth day of January of any year, the amount due for a full twelve (12) months.

(4) From and after October 1, 1996, all circuit and chancery court reporters will be employees of the Administrative Office of Courts.

(5) No circuit or chancery court reporter shall be entitled to any compensation for any special or extended term of court after passage of this section.

(6) No chancery or circuit court reporter shall practice law in the court within which he or she is the court reporter.

(7) For all travel required in the performance of official duties, the circuit or chancery court reporter shall be paid mileage by the county in which the duties were performed at the same rate as provided for state employees in Section 25-3-41. The court reporter shall file in the office of the clerk of the court which he serves a certificate of mileage expense incurred during
that term and payment of such expense to the court reporter shall be paid on allowance by the judge of such court.

SECTION 9. Section 19-25-31, Mississippi Code of 1972, is amended as follows:

19-25-31. Each judge of a circuit, chancery or county court, or a court of eminent domain may, in the judge's discretion, by order entered on the minutes of the court, allow the sheriff riding bailiffs to serve in the respective court of such judge, not to exceed four (4) bailiffs. Any such person so employed shall be paid by the county on allowances of the court on issuance of a warrant therefor in an amount of Sixty Dollars ($60.00) for each day, or part thereof, for which he serves as bailiff when the court is in session. No full-time deputy sheriff shall be paid as a riding bailiff of any court. County court judges shall be limited to one (1) bailiff per each court day.

SECTION 10. Section 25-11-125, Mississippi Code of 1972, is amended as follows:

25-11-125. The board of supervisors, in their discretion, may appropriate and include in its budget for public purposes a sufficient sum to pay the required employer contribution to the Public Employees' Retirement System for all fee-paid elected officials in judicial capacities of the county and supervisors districts, and for all circuit and chancery clerks of the county. Such contributions shall be included by the clerk of the board in his regular reports and remittals to the Executive Secretary of the Public Employees' Retirement System for other county officers and regular county employees whose employer contributions are not included in and paid from the annual county budget.

SECTION 11. Section 25-3-5, Mississippi Code of 1972, which establishes the salaries of tax assessors and tax collectors in counties where the two offices have been separated, is repealed.

SECTION 12. The Attorney General of the State of Mississippi shall submit this act, immediately upon approval by the Governor,
or upon approval by the Legislature subsequent to a veto, to the
Attorney General of the United States or to the United States
District Court for the District of Columbia in accordance with the
provisions of the Voting Rights Act of 1965, as amended and
extended.

SECTION 13. This act shall take effect and be in force from
and after October 1, 2002, if effectuated on or before that date
under Section 5 of the Voting Rights Act of 1965, as amended and
extended. If effectuated under Section 5 of the Voting Rights Act
of 1965, as amended and extended, after October 1, 2002, this act
shall take effect and be in force from and after the date
effectuated under Section 5 of the Voting Rights Act of 1965, as
amended and extended.