

By: Representative Fleming

To: Apportionment and Elections

HOUSE BILL NO. 173

1 AN ACT TO REVISE THE TERMS OF CERTAIN PUBLIC OFFICIALS
2 ELECTED IN 2003; TO AMEND SECTION 23-15-193, MISSISSIPPI CODE OF
3 1972, TO PROVIDE THAT OFFICERS ELECTED AT THE GENERAL STATE
4 ELECTION SHALL BE ELECTED AT THE SAME TIME AS THE GENERAL
5 PRESIDENTIAL ELECTION IN 2008 AND EVERY FOUR YEARS THEREAFTER; AND
6 FOR RELATED PURPOSES.

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

8 **SECTION 1.** Those elected officials enumerated in Section
9 23-15-193 who are elected in the general election in 2003 shall
10 serve a term of five (5) years, and until their successors are
11 elected and qualified, which shall expire upon election and
12 qualification of their successors at the general election in 2008.
13 Thereafter, the terms of such elected officials shall be as
14 provided in Section 23-15-193.

15 **SECTION 2.** Section 23-15-193, Mississippi Code of 1972, is
16 amended as follows:

17 23-15-193. At the election in 2008, and every four (4) years
18 thereafter, there shall be elected a Governor, Lieutenant
19 Governor, Secretary of State, Auditor of Public Accounts, State
20 Treasurer, Attorney General, three (3) public service
21 commissioners, three (3) Mississippi Transportation Commissioners,
22 Commissioner of Insurance, Commissioner of Agriculture and
23 Commerce, Senators and members of the House of Representatives in
24 the Legislature, district attorneys for the several districts,
25 clerks of the circuit and chancery courts of the several counties,
26 as well as sheriffs, coroners, assessors, surveyors and members of
27 the boards of supervisors, justice court judges and constables,
28 and all other officers to be elected by the people at the general
29 state election. All such officers shall hold their offices for a

30 term of four (4) years, and until their successors are elected and
31 qualified. The state officers shall be elected in the manner
32 prescribed in Section 140 of the Constitution.

33 **SECTION 3.** The Attorney General of the State of Mississippi
34 shall submit this act, immediately upon approval by the Governor,
35 or upon approval by the Legislature subsequent to a veto, to the
36 Attorney General of the United States or to the United States
37 District Court for the District of Columbia in accordance with the
38 provisions of the Voting Rights Act of 1965, as amended and
39 extended.

40 **SECTION 4.** This act shall take effect and be in force from
41 and after the date it is effectuated under Section 5 of the Voting
42 Rights Act of 1965, as amended and extended, provided that House
43 Concurrent Resolution No. _____, 2004 Regular Session, is ratified
44 by the electorate.