

By: Representative Robinson (84th)

To: Judiciary B

HOUSE BILL NO. 361

1 AN ACT TO AMEND SECTION 45-6-5, MISSISSIPPI CODE OF 1972, TO
2 ADD A MEMBER TO THE BOARD ON LAW ENFORCEMENT OFFICER STANDARDS AND
3 TRAINING; AND FOR RELATED PURPOSES.

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

5 **SECTION 1.** Section 45-6-5, Mississippi Code of 1972, is
6 amended as follows:

7 45-6-5. (1) There is hereby created the Board on Law
8 Enforcement Officer Standards and Training, which shall consist of
9 twelve (12) members.

10 (2) The Governor shall appoint five (5) members of the board
11 from the following specified categories:

12 (a) Two (2) members, each to be a chief of police of a
13 municipality in this state, with one (1) of such municipalities
14 having a population of less than one thousand two hundred (1,200)
15 according to the latest federal decennial census.

16 (b) One (1) member shall be a sheriff in this state.

17 (c) One (1) member shall be a district attorney in this
18 state.

19 (d) One (1) member shall be a representative of higher
20 education.

21 The initial appointments to the board shall be made by the
22 Governor no later than twenty (20) days after the effective date
23 of this chapter, as follows: the chief of police and the
24 representative of higher education each shall be appointed for a
25 term of two (2) years; and the sheriff and the district attorney
26 each shall be appointed for a term of three (3) years. Upon the
27 expiration of the terms of the initial appointees to the board,

28 each subsequent appointment shall be made for a term of three (3)
29 years, beginning on the date of the expiration of the previous
30 term. A vacancy in any appointed position on the board prior to
31 the expiration of a term shall be filled by appointment of the
32 Governor only for the balance of the unexpired term.

33 (3) The remaining seven (7) members of the board shall be
34 the following:

35 (a) The Attorney General.

36 (b) The Director of the Mississippi Highway Safety
37 Patrol.

38 (c) The President of the Mississippi Municipal
39 Association or his designee.

40 (d) The President of the Mississippi Association of
41 Supervisors or his designee.

42 (e) The President of the Mississippi Constable
43 Association or his designee.

44 (f) The President of the Mississippi Campus Law
45 Enforcement Officers Association or his designee.

46 (g) The President of the Mississippi Police Benevolent
47 Association or his designee.

48 The Attorney General, the Director of the Mississippi Highway
49 Safety Patrol and the respective presidents of the foregoing
50 associations shall serve only for their respective terms of
51 office.

52 (4) Members of the board shall serve without compensation,
53 but shall be entitled to receive reimbursement for any actual and
54 reasonable expenses incurred as a necessary incident to such
55 service, including mileage, as provided in Section 25-3-41.

56 (5) There shall be a chairman and a vice chairman of the
57 board, elected by and from the membership of the board. The board
58 shall adopt rules and regulations governing times and places for
59 meetings and governing the manner of conducting its business, but
60 the board shall meet at least every three (3) months.

61 (6) The board shall report annually to the Governor and the
62 Legislature on its activities, and may make such other reports as
63 it deems desirable.

64 (7) The training officers of all police academies in the
65 state whose curricula are approved by the board shall be advisors
66 to the board. They shall be entitled to all privileges of the
67 board members, including travel expenses and subsistence, but
68 shall not be eligible to vote at board meetings.

69 **SECTION 2.** This act shall take effect and be in force from
70 and after July 1, 2004.