

By: Representatives Davis, Lott

To: Public Property;
Appropriations

HOUSE BILL NO. 1389

1 AN ACT TO AMEND SECTION 39-5-71, MISSISSIPPI CODE OF 1972, TO
2 PROVIDE THAT THE CONSTRUCTION OF THE MONUMENT HONORING MISSISSIPPI
3 LAW ENFORCEMENT OFFICERS WHO HAVE GIVEN THEIR LIVES IN THE
4 PERFORMANCE OF OFFICIAL DUTIES MAY BE FUNDED BY LEGISLATIVE
5 APPROPRIATION, IN ADDITION TO GIFTS FROM THE PRIVATE SECTOR; TO
6 NAME THE MONUMENT THE "MISSISSIPPI FALLEN OFFICERS MONUMENT"; TO
7 PROVIDE THAT THE MONUMENT SHALL BE LOCATED ON THE CAPITOL GROUNDS;
8 AND FOR RELATED PURPOSES.

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

10 SECTION 1. Section 39-5-71, Mississippi Code of 1972, is
11 amended as follows:

12 39-5-71. (1) The Board on Law Enforcement Officer Standards
13 and Training, in cooperation with the Department of Archives and
14 History and the Department of Finance and Administration, is * * *
15 authorized, subject to funds being made available from legislative
16 appropriation or the private sector, to cause to be constructed
17 and maintained * * * a monument containing the names and paying
18 tribute to all state, county and municipal law enforcement
19 officers, and all federal law enforcement officers employed and
20 residing in Mississippi at the time of death, who have given their
21 lives in the performance of their official duties. The monument
22 shall be known as the "Mississippi Fallen Officers Monument," and
23 it shall be located on the grounds of the Capitol or on
24 state-owned lands at a suitable and appropriate place in or near
25 the City of Jackson.

26 It is the intent of the Legislature that adequate space be
27 left on the monument to be available to add names of law
28 enforcement officers in the future who give their lives in the
29 performance of their official duties.

30 (2) The Board on Law Enforcement Officer Standards and
31 Training is * * * authorized to accept gifts, grants and donations
32 from individuals and organizations, to be deposited in the Law
33 Enforcement Officers Monument Fund which is hereby created as a
34 special fund in the State Treasury. The State Treasurer shall
35 invest all monies in the fund and any interest earned shall be
36 deposited into the fund. All funds deposited in the fund,
37 including interest earned thereon, shall be used for the purpose
38 of fund-raising, erecting and maintaining the monument as provided
39 in subsection (1) of this section. The funds may be used for any
40 fund-raising activity the board deems necessary for the
41 construction and maintenance of the monument. Any monies
42 remaining unexpended or unencumbered in the fund upon completion
43 of the monument shall revert to the Board on Law Enforcement
44 Officer Standards and Training for maintenance of the monument.

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