

By: Representative Horne

To: Fees and Salaries of
Public Officers;
Appropriations

HOUSE BILL NO. 1409

1 AN ACT TO AMEND SECTION 25-3-39, MISSISSIPPI CODE OF 1972, TO
2 DELETE THE EXEMPTION OF CERTAIN PUBLIC OFFICERS, PUBLIC EMPLOYEES,
3 ADMINISTRATORS OR EXECUTIVE HEADS OF ANY ARM OR AGENCY OF THE
4 STATE, IN THE EXECUTIVE BRANCH OF GOVERNMENT, FROM THE PROHIBITION
5 AGAINST BEING PAID MORE THAN A CERTAIN AMOUNT; AND FOR RELATED
6 PURPOSES.

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

8 **SECTION 1.** Section 25-3-39, Mississippi Code of 1972, is
9 amended as follows:

10 25-3-39. (1) No public officer, public employee,
11 administrator, or executive head of any arm or agency of the
12 state, in the executive branch of government, except the Governor,
13 shall be paid a salary or compensation, directly or indirectly,
14 greater than One Hundred Twenty Thousand Dollars (\$120,000.00).
15 The salaries of all academic officials, members of the teaching
16 staffs and employees of the state institutions of higher learning,
17 the State Board for Community and Junior Colleges, and community
18 and junior colleges, and licensed physicians who are public
19 employees, who were paid more than One Hundred Twenty Thousand
20 Dollars (\$120,000.00) before the effective date of House Bill No.
21 _____, 2004 Regular Session, shall continue to receive such salary
22 but shall not receive an increase in the salary over the amount
23 such persons were receiving before the effective date of House
24 Bill No. _____, 2004 Regular Session. * * *

25 (2) No public officer, employee or administrator shall be
26 paid a salary or compensation, directly or indirectly, in excess
27 of the salary of the executive head of the state agency or
28 department in which he is employed. * * *

29 (3) No agency or institution funded in whole or in part or
30 by state funds shall pay a salary in excess of the salary provided
31 in subsection (1) of this section.

32 **SECTION 2.** The Attorney General of the State of Mississippi
33 shall submit this act, immediately upon approval by the Governor,
34 or upon approval by the Legislature subsequent to a veto, to the
35 Attorney General of the United States or to the United States
36 District Court for the District of Columbia in accordance with the
37 provisions of the Voting Rights Act of 1965, as amended and
38 extended.

39 **SECTION 3.** This act shall take effect and be in force from
40 and after the date it is effectuated under Section 5 of the Voting
41 Rights Act of 1965, as amended and extended.