

By: Representative Bondurant

To: Fees and Salaries of  
Public Officers

## HOUSE BILL NO. 1124

1 AN ACT TO AMEND SECTIONS 5-1-41, 5-1-43, 5-1-45, 5-1-46,  
2 MISSISSIPPI CODE OF 1972, TO REDUCE THE SALARIES OF MEMBERS OF THE  
3 LEGISLATURE UNTIL JUNE 30, 2005, UNTIL WHICH TIME THE SALARIES  
4 SHALL REVERT BACK TO THE AMOUNT IN EFFECT BEFORE SUCH DATE; TO  
5 BRING FORWARD SECTION 5-1-51, MISSISSIPPI CODE OF 1972, FOR  
6 PURPOSES OF AMENDMENT; TO AMEND SECTION 25-3-31, MISSISSIPPI CODE  
7 OF 1972, TO REDUCE THE SALARIES OF CERTAIN ELECTED OFFICIALS UNTIL  
8 JUNE 30, 2005, UNTIL WHICH TIME THE SALARIES SHALL REVERT BACK TO  
9 THE AMOUNT IN EFFECT BEFORE SUCH DATE; AND FOR RELATED PURPOSES.

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

11 **SECTION 1.** Section 5-1-41, Mississippi Code of 1972, is  
12 amended as follows:

13 **[Until June 30, 2006, this section shall read as follows:]**

14 5-1-41. Beginning with the 1986 Regular Session of the  
15 Legislature of the State of Mississippi, each Senator and  
16 Representative of the Legislature shall receive as compensation at  
17 each regular session the sum of Nine Thousand Dollars (\$9,000.00)  
18 and the mileage allowance provided by Section 25-3-41, for each  
19 mile of the distance by the most direct route usually traveled in  
20 coming to and returning from the place where the Legislature sits.  
21 Beginning on April 16, 1997, each Senator and Representative shall  
22 receive for attending each extraordinary session or called session  
23 the sum of Seventy-five Dollars (\$75.00) per day and mileage at  
24 the same rate as per regular session. In addition to the above,  
25 beginning on April 16, 1997, each Senator and Representative and  
26 the Lieutenant Governor shall receive the sum of One Thousand Five  
27 Hundred Dollars (\$1,500.00) per month for expenses incidental to  
28 his office for every full month of his term, except any month or  
29 major fraction thereof when the Legislature is convened in regular  
30 or extraordinary session; and payments shall be made to each

31 Senator and Representative and the Lieutenant Governor by the  
32 State Treasurer between the first and tenth day of each month  
33 following the month for which the payments are due.

34 **[From and after July 1, 2006, this section shall read as**  
35 **follows:]**

36 5-1-41. Beginning with the 1986 Regular Session of the  
37 Legislature of the State of Mississippi, each Senator and  
38 Representative of the Legislature shall receive as compensation at  
39 each regular session the sum of Ten Thousand Dollars (\$10,000.00)  
40 and the mileage allowance provided by Section 25-3-41, for each  
41 mile of the distance by the most direct route usually traveled in  
42 coming to and returning from the place where the Legislature sits.  
43 Beginning on April 16, 1997, each Senator and Representative shall  
44 receive for attending each extraordinary session or called session  
45 the sum of Seventy-five Dollars (\$75.00) per day and mileage at  
46 the same rate as per regular session. In addition to the above,  
47 beginning on April 16, 1997, each Senator and Representative and  
48 the Lieutenant Governor shall receive the sum of One Thousand Five  
49 Hundred Dollars (\$1,500.00) per month for expenses incidental to  
50 his office for every full month of his term, except any month or  
51 major fraction thereof when the Legislature is convened in regular  
52 or extraordinary session; and payments shall be made to each  
53 Senator and Representative and the Lieutenant Governor by the  
54 State Treasurer between the first and tenth day of each month  
55 following the month for which the payments are due.

56 **SECTION 2.** Section 5-1-43, Mississippi Code of 1972, is  
57 amended as follows:

58 **[Until June 30, 2006, this section shall read as follows:]**

59 5-1-43. (1) The salary of the Lieutenant Governor and of  
60 the Speaker of the House of Representatives shall be Fifty-four  
61 Thousand Dollars (\$54,000.00) annually, and they shall receive for  
62 attending each extraordinary or called session the same  
63 compensation and mileage as is provided for members of the

64 Legislature. However, in the event the Lieutenant Governor  
65 serving on the effective date of Laws, 1997, Chapter 577, shall be  
66 re-elected for the term beginning in the year 2000, he shall  
67 continue to receive an annual salary of Forty Thousand Eight  
68 Hundred Dollars (\$40,800.00).

69 (2) On the first day of each month, the Lieutenant Governor  
70 and the Speaker of the House of Representatives shall receive in  
71 twelve (12) equal monthly installments the compensation provided  
72 for pursuant to subsection (1) of this section.

73 **[From and after July 1, 2006, this section shall read as**  
74 **follows:]**

75 5-1-43. (1) The salary of the Lieutenant Governor and of  
76 the Speaker of the House of Representatives shall be Sixty  
77 Thousand Dollars (\$60,000.00) annually, and they shall receive for  
78 attending each extraordinary or called session the same  
79 compensation and mileage as is provided for members of the  
80 Legislature. However, in the event the Lieutenant Governor  
81 serving on the effective date of Laws, 1997, Chapter 577, shall be  
82 re-elected for the term beginning in the year 2000, he shall  
83 continue to receive an annual salary of Forty Thousand Eight  
84 Hundred Dollars (\$40,800.00).

85 (2) On the first day of each month, the Lieutenant Governor  
86 and the Speaker of the House of Representatives shall receive in  
87 twelve (12) equal monthly installments the compensation provided  
88 for pursuant to subsection (1) of this section.

89 **SECTION 3.** Section 5-1-45, Mississippi Code of 1972, is  
90 amended as follows:

91 **[Until June 30, 2006, this section shall read as follows:]**

92 5-1-45. Beginning on June 4, 1997, the President Pro Tempore  
93 of the Senate shall receive an annual salary in an amount equal to  
94 Thirteen Thousand Five Hundred Dollars (\$13,500.00). The salary  
95 provided for the President Pro Tempore under this section shall be

96 in addition to the compensation and expense allowance established  
97 for members of the Legislature under Section 5-1-41.

98 **[From and after July 1, 2006, this section shall read as**  
99 **follows:]**

100 5-1-45. Beginning on June 4, 1997, the President Pro Tempore  
101 of the Senate shall receive an annual salary in an amount equal to  
102 Fifteen Thousand Dollars (\$15,000.00). The salary provided for  
103 the President Pro Tempore under this section shall be in addition  
104 to the compensation and expense allowance established for members  
105 of the Legislature under Section 5-1-41.

106 **SECTION 4.** Section 5-1-46, Mississippi Code of 1972, is  
107 amended as follows:

108 **[Until June 30, 2006, this section shall read as follows:]**

109 5-1-46. Beginning on June 4, 1997, the Speaker Pro Tempore  
110 of the House of Representatives shall receive an annual salary in  
111 an amount equal to Thirteen Thousand Five Hundred Dollars  
112 (\$13,500.00). The salary provided for the Speaker Pro Tempore  
113 under this section shall be in addition to the compensation and  
114 expense allowance established for members of the Legislature under  
115 Section 5-1-41.

116 **[From and after July 1, 2006, this section shall read as**  
117 **follows:]**

118 5-1-46. Beginning on June 4, 1997, the Speaker Pro Tempore  
119 of the House of Representatives shall receive an annual salary in  
120 an amount equal to Fifteen Thousand Dollars (\$15,000.00). The  
121 salary provided for the Speaker Pro Tempore under this section  
122 shall be in addition to the compensation and expense allowance  
123 established for members of the Legislature under Section 5-1-41.

124 **SECTION 5.** Section 5-1-51, Mississippi Code of 1972, is  
125 brought forward as follows:

126 5-1-51. (1) The mileage and one-third (1/3) of the salary  
127 for a regular session may be received at the beginning of the  
128 session. After thirty (30) days of the session have expired

129 another one-third (1/3) may be received and the remainder at the  
130 close of the session. Provided that the remaining one-third (1/3)  
131 of their salaries of any regular session and the remainder of the  
132 unpaid salaries of the Lieutenant Governor, President Pro Tempore  
133 of the Senate and the Speaker of the House be payable immediately  
134 upon both houses terminating the consideration of all bills. If  
135 the member of the Legislature, or Lieutenant Governor, or Speaker  
136 of the House does not file a written authorization to have his  
137 salary paid as provided in subsection (2) of this section, his  
138 salary shall be paid at the time and in the manner provided in  
139 this subsection.

140 (2) If, however, any member of the Legislature, or the  
141 Lieutenant Governor, or Speaker of the House files a written  
142 authorization with the Clerk of the House, or the Secretary of the  
143 Senate, as the case may be, depending upon the legislative body in  
144 which he holds office, authorizing the payment of his salary in  
145 the manner specified below, such authorization shall be binding  
146 upon him and his estate, and the method and manner of payment  
147 specified below shall not be changed, in any event, during the  
148 remainder of his term of office in which he has given such written  
149 authorization:

150 (a) A member of the House of Representatives, or a  
151 member of the Senate, giving such authorization, shall receive his  
152 pay as follows:

153 The mileage and One Thousand Dollars (\$1,000.00) at the  
154 beginning of the session; One Thousand Dollars (\$1,000.00) after  
155 thirty (30) days of the session have expired; Eight Hundred Fifty  
156 Dollars (\$850.00) shall be payable on April 2 of the year in which  
157 the regular session is held; Fifty Dollars (\$50.00) shall be  
158 payable on July 31, Fifty Dollars (\$50.00) shall be payable on  
159 October 31 of the year in which the regular session is held and  
160 Fifty Dollars (\$50.00) shall be payable on January 31 of the year  
161 following the year in which the regular session is held.

162 (b) The Lieutenant Governor, or the Speaker of the  
163 House, giving such authorization, shall receive their pay in the  
164 following manner:

165 The mileage and One Thousand Five Hundred Dollars (\$1,500.00)  
166 at the beginning of the regular session; One Thousand Five Hundred  
167 Dollars (\$1,500.00) after thirty (30) days of the session have  
168 expired; One Thousand Three Hundred Fifty Dollars (\$1,350.00)  
169 shall be payable on April 2 of the year in which the regular  
170 session is held; and Fifty Dollars (\$50.00) shall be payable on  
171 July 31, Fifty Dollars (\$50.00) shall be payable on October 31 of  
172 the year in which the regular session is held, and Fifty Dollars  
173 (\$50.00) shall be payable January 31 of the year next following  
174 the year in which the regular session was held.

175 **SECTION 6.** Section 25-3-31, Mississippi Code of 1972, is  
176 amended as follows:

177 **[Until June 30, 2006, this section shall read as follows:]**

178 25-3-31. The annual salaries of the following elected state  
179 and district officers are fixed as follows:

180	Governor.....	<u>\$109,944.00</u>
181	Attorney General.....	<u>98,064.00</u>
182	Secretary of State.....	<u>81,000.00</u>
183	Commissioner of Insurance.....	<u>81,000.00</u>
184	State Treasurer.....	<u>81,000.00</u>
185	State Auditor of Public Accounts.....	<u>81,000.00</u>
186	Commissioner of Agriculture and Commerce.....	<u>81,000.00</u>
187	Transportation Commissioners.....	<u>70,200.00</u>
188	Public Service Commissioners.....	<u>70,200.00</u>

189 \* \* \*

190 The above fixed salary of the Governor shall be the reference  
191 amount utilized in computing average compensation and earned  
192 compensation pursuant to Section 25-11-103(f) and Section  
193 25-11-103(k) and to related sections which require such  
194 computations.

195 This section shall stand repealed from and after January 1,  
196 2007.

197 **[From and after July 1, 2006, this section shall read as**  
198 **follows:]**

199 25-3-31. The annual salaries of the following elected state  
200 and district officers are fixed as follows:

201	Governor.....	\$122,160.00
202	Attorney General.....	108,960.00
203	Secretary of State.....	90,000.00
204	Commissioner of Insurance.....	90,000.00
205	State Treasurer.....	90,000.00
206	State Auditor of Public Accounts.....	90,000.00
207	Commissioner of Agriculture and Commerce.....	90,000.00
208	Transportation Commissioners.....	78,000.00
209	Public Service Commissioners.....	78,000.00

210 \* \* \*

211 The above fixed salary of the Governor shall be the reference  
212 amount utilized in computing average compensation and earned  
213 compensation pursuant to Section 25-11-103(f) and Section  
214 25-11-103(k) and to related sections which require such  
215 computations.

216 \* \* \*

217 **SECTION 7.** The Attorney General of the State of Mississippi  
218 shall submit this act, immediately upon approval by the Governor,  
219 or upon approval by the Legislature subsequent to a veto, to the  
220 Attorney General of the United States or to the United States  
221 District Court for the District of Columbia in accordance with the  
222 provisions of the Voting Rights Act of 1965, as amended and  
223 extended.

224 **SECTION 8.** This act shall take effect and be in force from  
225 and after the date it is effectuated under Section 5 of the Voting  
226 Rights Act of 1965, as amended and extended.