

REPORT OF CONFERENCE COMMITTEE

MADAM PRESIDENT AND MR. SPEAKER:

We, the undersigned conferees, have had under consideration the amendments to the following entitled BILL:

S. B. No. 2575: State Grand Jury Act; extend repealer.

We, therefore, respectfully submit the following report and recommendation:

1. That the House recede from its Amendment No. 1.
2. That the Senate and House adopt the following amendment:

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

10 **SECTION 1.** Section 99-11-3, Mississippi Code of 1972, is
11 reenacted and amended as follows:

12 99-11-3. (1) The local jurisdiction of all offenses, unless
13 otherwise provided by law, shall be in the county where committed.
14 But, if on the trial the evidence makes it doubtful in which of
15 several counties, including that in which the indictment or
16 affidavit alleges the offense was committed, such doubt shall not
17 avail to procure the acquittal of the defendant.

18 (2) The provisions of subsection (1) of this section shall
19 not apply to indictments returned by a state grand jury. The
20 venue of trials for indictments returned by a state grand jury
21 shall be as provided by the State Grand Jury Act. This subsection
22 shall stand repealed from and after July 1, 2011.

23 **SECTION 2.** Section 27, Chapter 553, Laws of 1993, as amended
24 by Chapter 382, Laws of 1998, as amended by Chapter 480, Laws of
25 1999, as amended by Chapter 471, Laws of 2002, is amended as
26 follows:

27 Section 27. This act shall take effect and be in force from
28 and after its passage, and, with the exception of Section 22,
29 shall stand repealed from and after July 1, 2011.

30 **SECTION 3.** Section 25-31-5, Mississippi Code of 1972,
31 is amended as follows:

32 25-31-5. (1) The following number of full-time legal
33 assistants are authorized in the following circuit court
34 districts:

35 (a) First Circuit Court District eight (8)
36 legal assistants.

37 (b) Second Circuit Court District nine (9)
38 legal assistants.

39 (c) Third Circuit Court District five (5)
40 legal assistants.

41 (d) Fourth Circuit Court District five (5)
42 legal assistants.

43 (e) Fifth Circuit Court District four (4)
44 legal assistants.

45 (f) Sixth Circuit Court District two (2)
46 legal assistants.

47 (g) Seventh Circuit Court District ten (10)
48 legal assistants.

49 (h) Eighth Circuit Court District two (2)
50 legal assistants.

51 (i) Ninth Circuit Court District two (2)
52 legal assistants.

53 (j) Tenth Circuit Court District four (4)
54 legal assistants.

55 (k) Eleventh Circuit Court District five (5)
56 legal assistants.

57 (l) Twelfth Circuit Court District three (3)
58 legal assistants.

59 (m) Thirteenth Circuit Court District two (2)
60 legal assistants.

61 (n) Fourteenth Circuit Court District three (3)
62 legal assistants.

63 (o) Fifteenth Circuit Court District five (5)

64 legal assistants.

65 (p) Sixteenth Circuit Court District four (4)

66 legal assistants.

67 (q) Seventeenth Circuit Court District six (6)

68 legal assistants.

69 (r) Eighteenth Circuit Court District two (2)

70 legal assistants.

71 (s) Nineteenth Circuit Court District four (4)

72 legal assistants.

73 (t) Twentieth Circuit Court District four (4)

74 legal assistants.

75 (u) Twenty-first Circuit Court District two (2)

76 legal assistants.

77 (v) Twenty-second Circuit Court District two (2)

78 legal assistants.

79 (2) In addition to any legal assistants authorized pursuant
80 to subsection (1) of this section, the following number of
81 full-time legal assistants are authorized (i) in the following
82 circuit court districts if funds are appropriated by the
83 Legislature to adequately fund the salaries, expenses and fringe
84 benefits of such legal assistants, or (ii) in any of the following
85 circuit court districts in which the board of supervisors of one
86 or more of the counties in a circuit court district adopts a
87 resolution to pay all of the salaries, supplemental pay, expenses
88 and fringe benefits of legal assistants authorized in such
89 district pursuant to this subsection:

90 (a) First Circuit Court Districttwo (2)

91 legal assistants.

92 (b) Second Circuit Court Districttwo (2)

93 legal assistants.

94 (c) Third Circuit Court Districttwo (2)

95 legal assistants.

96 (d) Fourth Circuit Court Districttwo (2)
97 legal assistants.

98 (e) Fifth Circuit Court Districttwo (2)
99 legal assistants.

100 (f) Sixth Circuit Court Districttwo (2)
101 legal assistants.

102 (g) Seventh Circuit Court Districttwo (2)
103 legal assistants.

104 (h) Eighth Circuit Court Districttwo (2)
105 legal assistants.

106 (i) Ninth Circuit Court Districttwo (2)
107 legal assistants.

108 (j) Tenth Circuit Court Districttwo (2)
109 legal assistants.

110 (k) Eleventh Circuit Court Districttwo (2)
111 legal assistants.

112 (l) Twelfth Circuit Court Districttwo (2)
113 legal assistants.

114 (m) Thirteenth Circuit Court Districttwo (2)
115 legal assistants.

116 (n) Fourteenth Circuit Court Districttwo (2)
117 legal assistants.

118 (o) Fifteenth Circuit Court Districttwo (2)
119 legal assistants.

120 (p) Sixteenth Circuit Court Districttwo (2)
121 legal assistants.

122 (q) Seventeenth Circuit Court Districttwo (2)
123 legal assistants.

124 (r) Eighteenth Circuit Court Districttwo (2)
125 legal assistants.

126 (s) Nineteenth Circuit Court Districttwo (2)
127 legal assistants.

128 (t) Twentieth Circuit Court Districttwo (2)
129 legal assistants.

130 (u) Twenty-first Circuit Court Districttwo (2)
131 legal assistants.

132 (v) Twenty-second Circuit Court Districttwo (2)
133 legal assistants.

134 (3) The board of supervisors of any county may pay all or a
135 part of the salary, supplemental pay, expenses and fringe benefits
136 of any district attorney or legal assistant authorized in the
137 circuit court district to which such county belongs pursuant to
138 this section.

139 **SECTION 4.** The Attorney General of the State of Mississippi
140 shall submit Section 3 of this act, immediately upon approval by
141 the Governor, or upon approval by the Legislature subsequent to a
142 veto, to the Attorney General of the United States or to the
143 United States District Court for the District of Columbia in
144 accordance with the provisions of the Voting Rights Act of 1965,
145 as amended and extended.

146 **SECTION 5.** Sections 1 and 2 of this act shall take effect
147 and be in force from and after its passage. The remainder of this
148 act shall take effect and be in force from and after the date it
149 is effectuated under Section 5 of the Voting Rights Act of 1965,
150 as amended and extended, or July 1, 2005, whichever is later.

**Further, amend by striking the title in its entirety and
inserting in lieu thereof the following:**

1 AN ACT TO AMEND SECTION 99-11-3, MISSISSIPPI CODE OF 1972, TO
2 EXTEND THE REPEALER ON VENUE FOR INDICTMENTS BY THE STATE GRAND
3 JURY; TO AMEND SECTION 27, LAWS OF 1993, AS AMENDED BY CHAPTER
4 382, LAWS OF 1998, AS AMENDED BY CHAPTER 480, LAWS OF 1999, AS
5 AMENDED BY CHAPTER 471, LAWS OF 2002, TO EXTEND THE REPEALER ON

6 THE STATE GRAND JURY ACT; TO AMEND SECTION 25-31-5, MISSISSIPPI
7 CODE OF 1972, TO REVISE THE NUMBER OF ASSISTANT DISTRICT ATTORNEYS
8 AUTHORIZED; AND FOR RELATED PURPOSES.

CONFEREES FOR THE SENATE

X (SIGNED)
Ross

X (SIGNED)
Doxey

X (SIGNED)
Frazier

CONFEREES FOR THE HOUSE

X (SIGNED)
Blackmon

X (SIGNED)
Coleman (29th)

X (SIGNED)
Simpson