

By: Representative Middleton

To: Fees and Salaries of
Public Officers;
Appropriations

HOUSE BILL NO. 1331

1 AN ACT TO AMEND SECTION 5-1-41, MISSISSIPPI CODE OF 1972, TO
 2 PROVIDE THAT EACH SENATOR AND REPRESENTATIVE OF THE LEGISLATURE
 3 SHALL RECEIVE AS COMPENSATION AN AMOUNT ESTABLISHED BY THE STATE
 4 PERSONNEL BOARD; TO AMEND SECTION 5-1-43, MISSISSIPPI CODE OF
 5 1972, TO PROVIDE THAT THE SALARY OF THE LIEUTENANT GOVERNOR AND
 6 SPEAKER OF THE HOUSE OF REPRESENTATIVES SHALL BE AN AMOUNT
 7 ESTABLISHED BY THE STATE PERSONNEL BOARD; TO AMEND SECTION 5-1-45,
 8 MISSISSIPPI CODE OF 1972, TO PROVIDE THAT THE PRESIDENT PRO
 9 TEMPORE OF THE SENATE SHALL RECEIVE AN ANNUAL SALARY IN AN AMOUNT
 10 ESTABLISHED BY THE STATE PERSONNEL BOARD; TO AMEND SECTION 5-1-46,
 11 MISSISSIPPI CODE OF 1972, TO PROVIDE THAT THE SALARY OF THE
 12 SPEAKER PRO TEMPORE OF THE HOUSE OF REPRESENTATIVES SHALL BE
 13 ESTABLISHED BY THE STATE PERSONNEL BOARD; TO AMEND SECTION 5-1-47,
 14 MISSISSIPPI CODE OF 1972, TO PROVIDE THAT EACH SENATOR AND
 15 REPRESENTATIVE OF THE LEGISLATURE AND THE LIEUTENANT GOVERNOR
 16 SHALL RECEIVE AN EXPENSE ALLOWANCE IN AN AMOUNT ESTABLISHED BY THE
 17 STATE PERSONNEL BOARD; TO AMEND SECTION 5-1-51, MISSISSIPPI CODE
 18 OF 1972, IN CONFORMITY THERETO; AND FOR RELATED PURPOSES.

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

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

22 5-1-41. Beginning with the 2007 Regular Session of the
 23 Legislature of the State of Mississippi, each Senator and
 24 Representative of the Legislature shall receive as compensation at
 25 each regular session an amount established by the State Personnel
 26 Board and the mileage allowance provided by Section 25-3-41, for
 27 each mile of the distance by the most direct route usually
 28 traveled in coming to and returning from the place where the
 29 Legislature sits. Beginning on April 16, 2007, each Senator and
 30 Representative shall receive for attending each extraordinary
 31 session or called session an amount established by the State
 32 Personnel Board and mileage at the same rate as per regular
 33 session. In addition to the above, beginning on April 16, 2007,
 34 each Senator and Representative and the Lieutenant Governor shall
 35 receive an amount established by the State Personnel Board for

36 expenses incidental to such office for every full month of the
37 Senator's or Representative's term, except any month or major
38 fraction thereof when the Legislature is convened in regular or
39 extraordinary session; and payments shall be made to each Senator
40 and Representative and the Lieutenant Governor by the State
41 Treasurer between the first and tenth day of each month following
42 the month for which the payments are due.

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

45 5-1-43. (1) Beginning July 1, 2006, the salary of the
46 Lieutenant Governor and of the Speaker of the House of
47 Representatives shall be an amount established by the State
48 Personnel Board, and they shall receive for attending each
49 extraordinary or called session the same compensation and mileage
50 as is provided for members of the Legislature. * * *

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

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

57 5-1-45. Beginning on July 1, 2006, the President Pro Tempore
58 of the Senate shall receive an annual salary in an amount
59 established by the State Personnel Board. The salary provided for
60 the President Pro Tempore under this section shall be in addition
61 to the compensation and expense allowance established for members
62 of the Legislature under Section 5-1-41.

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

65 5-1-46. Beginning on June 4, 1997, the Speaker Pro Tempore
66 of the House of Representatives shall receive an annual salary in
67 an amount established by the State Personnel Board. The salary
68 provided for the Speaker Pro Tempore under this section shall be

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

71 **SECTION 5.** Section 5-1-47, Mississippi Code of 1972, is
72 amended as follows:

73 5-1-47. (1) In addition to the regular salary and mileage
74 provided by law, an expense allowance in an amount established by
75 the State Personnel Board for each legislative day in actual
76 attendance at a session shall be paid to the Lieutenant Governor
77 and members of the Senate and House of Representatives, together
78 with an additional mileage allowance as provided by Section
79 25-3-41, for each mile of the distance by the most direct route
80 usually traveled in coming to and returning from the place where
81 the Legislature is in session, which said expense allowance and
82 additional mileage allowance shall be paid at the end of each
83 seven (7) day period while the Legislature is in session.

84 In addition to the mileage allowance provided for in the
85 above paragraph, an expense allowance in an amount established by
86 the State Personnel Board shall be paid to the Lieutenant Governor
87 and members of the Senate and House of Representatives * * * for
88 any day between legislative sessions while attending to
89 legislative duties, upon the approval of the appropriate
90 management committee of the Senate or House, as the case may be.

91 (2) The expense allowance and additional mileage allowance
92 provided by this section for the Lieutenant Governor and members
93 of the Senate shall be paid from the appropriate legislative fund
94 of the Senate as provided by law, and the expense allowance and
95 additional mileage allowance for members of the House of
96 Representatives shall be paid from the appropriate legislative
97 fund of said House of Representatives as provided by law, upon
98 warrants drawn for such purpose in the manner provided by law.

99 **SECTION 6.** Section 5-1-51, Mississippi Code of 1972, is
100 amended as follows:

101 5-1-51. * * * The mileage and one-third (1/3) of the salary
102 for a regular session may be received at the beginning of the
103 session. After thirty (30) days of the session have expired
104 another one-third (1/3) may be received and the remainder at the
105 close of the session. Provided that the remaining one-third (1/3)
106 of their salaries of any regular session and the remainder of the
107 unpaid salary of the * * * President Pro Tempore of the Senate
108 * * * be payable immediately upon both houses terminating the
109 consideration of all bills. * * *

110 * * *

111 **SECTION 7.** The Attorney General of the State of Mississippi
112 shall submit this act, immediately upon approval by the Governor,
113 or upon approval by the Legislature subsequent to a veto, to the
114 Attorney General of the United States or to the United States
115 District Court for the District of Columbia in accordance with the
116 provisions of the Voting Rights Act of 1965, as amended and
117 extended.

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