

By: Representative Coleman (29th)

To: Judiciary A;
Appropriations

HOUSE BILL NO. 782

1 AN ACT TO AMEND SECTION 25-31-8, MISSISSIPPI CODE OF 1972, TO
2 CLARIFY THE OFFICE OPERATING ALLOWANCE OF THE DISTRICT ATTORNEY;
3 AND FOR RELATED PURPOSES.

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

5 **SECTION 1.** Section 25-31-8, Mississippi Code of 1972, is
6 amended as follows:

7 25-31-8. From and after July 1, 2006, in all circuit court
8 districts in this state existing now or hereafter created, the
9 district attorney shall receive from sums appropriated for such
10 purpose from the General Fund or any special fund of the State of
11 Mississippi, an office operating allowance for the necessary
12 expenses of operating the office of the district attorney,
13 including stenographic help, and other items and expenditures
14 necessary and incident to the investigation of criminal cases, the
15 general expenses of the office of the investigation of criminal
16 cases, the general expenses of the office of the district attorney
17 for preparing and/or trying felony cases and all other cases
18 requiring the services of the district attorney, the sum of
19 Thirty-five Thousand Dollars (\$35,000.00) for each district, and
20 an additional Four Thousand Dollars (\$4,000.00) for each assistant
21 authorized by Section 25-31-5(1) * * *. All expenditures made
22 from such office operating allowances shall be upon written
23 requisition of the duly elected district attorney to the State
24 Auditor, as otherwise provided by law. The district attorney may
25 delegate to the board of supervisors of any county in his district
26 the responsibility and authority to employ and set the salary of
27 not more than one (1) employee for the office of such district

28 attorney, such salary to be paid as other expenditures are paid
29 from the funds provided by this section. Such employee shall be
30 deemed to be appointed and employed by the board of supervisors
31 and the salary shall not be deemed to be a pecuniary benefit
32 provided by the district attorney's office.

33 **SECTION 2.** This act shall take effect and be in force from
34 and after July 1, 2007.