

By: Senator(s) Doxey

To: County Affairs; Fees,
Salaries and Administration

SENATE BILL NO. 2475

1 AN ACT TO AMEND SECTION 25-3-36, MISSISSIPPI CODE OF 1972, TO
2 REVISE THE SALARIES OF JUSTICE COURT JUDGES TO CORRELATE WITH THE
3 NUMBER OF JUDGES IN THE COUNTY; AND FOR RELATED PURPOSES.

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

5 **SECTION 1.** Section 25-3-36, Mississippi Code of 1972, is
6 amended as follows:

7 25-3-36. (1) Every justice court judge shall receive as
8 full compensation for his or her services and in lieu of any and
9 all other fees, costs or compensation heretofore authorized for
10 such justice court judge, an annual salary * * * determined as
11 follows:

12 (a) Until July 1, 2008:

13 (i) In counties having five (5) justice court
14 judges, Sixty-one Thousand One Hundred Fifteen Dollars
15 (\$61,115.00).

16 (ii) In counties having four (4) justice court
17 judges, Fifty-six Thousand One Hundred Six Dollars (\$56,106.00).

18 (iii) In counties having three (3) justice court
19 judges, Fifty-one Thousand Ninety-six Dollars (\$51,096.00).

20 (iv) In counties having two (2) justice court
21 judges, Thirty-four Thousand Dollars (\$34,000.00).

22 (b) From July 1, 2008, until July 1, 2009:

23 (i) In counties having five (5) justice court
24 judges, Sixty-seven Thousand Two Hundred Twenty Dollars
25 (\$67,220.00).

26 (ii) In counties having four (4) justice court
27 judges, Sixty-one Thousand Seven Hundred Dollars (\$61,700.00).

28 (iii) In counties having three (3) justice court
29 judges, Fifty-six Thousand Two Hundred Dollars (\$56,200.00).

30 (iv) In counties having two (2) justice court
31 judges, Thirty-seven Thousand Four Hundred Dollars (\$37,400.00).

32 (c) From and after July 1, 2009:

33 (i) In counties having five (5) justice court
34 judges, Seventy-three Thousand Nine Hundred Fifty Dollars
35 (\$73,950.00).

36 (ii) In counties having four (4) justice court
37 judges, Sixty-seven Thousand Eight Hundred Ninety Dollars
38 (\$67,890.00).

39 (iii) In counties having three (3) justice court
40 judges, Sixty-one Thousand Eight Hundred Twenty-six Dollars
41 (\$61,826.00).

42 (iv) In counties having two (2) justice court
43 judges, Forty-one Thousand One Hundred Forty Dollars (\$41,140.00).

44 * * *

45 (2) From and after January 1, 1984, all fees, costs, fines
46 and penalties charged and collected in the justice court shall be
47 paid to the clerk of the justice court for deposit, along with
48 monies from cash bonds and other monies which have been forfeited
49 in criminal cases, into the general fund of the county as provided
50 in Section 9-11-19; and the clerk of the board of supervisors
51 shall be authorized and empowered, upon approval by the board of
52 supervisors, to make disbursements and withdrawals from the
53 general fund of the county in order to pay any reasonable and
54 necessary expenses incurred in complying with this section,
55 including payment of the salaries of justice court judges as
56 provided by subsection (1) of this section. The provisions of
57 this subsection shall not, except as to cash bonds and other
58 monies which have been forfeited in criminal cases, apply to
59 monies required to be deposited in the justice court clerk

60 clearing account as provided in Section 9-11-18, Mississippi Code
61 of 1972.

62 (3) The salaries provided for in this section shall be
63 payable monthly by warrant drawn by the clerk of the board of
64 supervisors on the general fund of the county; however, the board
65 of supervisors, by resolution duly adopted and entered on its
66 minutes, may provide that such salaries shall be paid semimonthly
67 on the first and fifteenth day of each month. If a pay date falls
68 on a weekend or legal holiday, salary payments shall be made on
69 the workday immediately preceding the weekend or legal holiday.

70 (4) Provided, that the salary of any justice court judge
71 shall not be reduced during his term of office as a result of a
72 population change following a federal decennial census.

73 (5) Any justice court judge who is unable to attend and hold
74 court by reason of being under suspension by the Commission on
75 Judicial Performance or the Mississippi Supreme Court shall not
76 receive a salary while under such suspension.

77 **SECTION 2.** The Attorney General of the State of Mississippi
78 shall submit this act, immediately upon approval by the Governor,
79 or upon approval by the Legislature subsequent to a veto, to the
80 Attorney General of the United States or to the United States
81 District Court for the District of Columbia in accordance with the
82 provisions of the Voting Rights Act of 1965, as amended and
83 extended.

84 **SECTION 3.** This act shall take effect and be in force from
85 and after the date it is effectuated under Section 5 of the Voting
86 Rights Act of 1965, as amended and extended, or October 1, 2007,
87 whichever occurs later.