

**Adopted
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

House Bill No. 1158

BY: Committee

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

5 **SECTION 1.** Section 9-4-7, Mississippi Code of 1972, is
6 amended as follows:

7 9-4-7. (1) The Court of Appeals shall be subject to the
8 administrative policies and procedures as may be established by
9 the Supreme Court, including docket control of the Court of
10 Appeals cases. Whenever feasible, and subject to approval of the
11 Supreme Court, the administrative structure of the Supreme Court
12 shall also support the Court of Appeals.

13 (2) The Clerk of the Supreme Court shall be the Clerk of the
14 Court of Appeals and appointment of employees by the Court of
15 Appeals shall be governed by personnel policies adopted and
16 approved by the Administrative Office of the Courts. Whenever
17 feasible and approved by the Supreme Court, employees of the
18 Supreme Court shall also serve the Court of Appeals. The records
19 of the Court of Appeals shall be kept by the Supreme Court Clerk
20 or a deputy of the clerk.

21 (3) The Chief Justice of the Supreme Court shall appoint a
22 Chief Judge of the Court of Appeals for a term of four (4) years,

23 and the person so named shall be eligible for reappointment,
24 subject to the discretion of the Chief Justice.

25 (4) The Chief Justice may assign one or more Court of
26 Appeals Judges to serve as lower court trial judges to provide
27 docket relief as he deems necessary.

28 (5) The Court of Appeals shall be authorized to employ an
29 Opinion Editor of the Court of Appeals. The employment of an
30 Opinion Editor shall be subject to the availability of funds
31 specifically appropriated therefor by the Legislature.

32 **SECTION 2.** Section 9-4-13, Mississippi Code of 1972, is
33 amended as follows:

34 9-4-13. (1) The judges of the Court of Appeals shall
35 receive salaries as provided for in Section 25-3-35, shall be
36 reimbursed for mileage expenses incurred in performing their
37 duties at the rate authorized by law for public officials and
38 employees as provided for in Section 25-3-41, and shall receive an
39 expense allowance as provided for in Section 25-3-43.

40 (2) Staff attorneys, law clerks, the opinion editor and all
41 other employees of the Court of Appeals shall be of the same grade
42 classification as Supreme Court employees performing the same or
43 similar duties.

44 **SECTION 3.** This act shall take effect and be in force from
45 and after July 1, 2007.

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

1 AN ACT TO AMEND SECTIONS 9-4-7 AND 9-4-13, MISSISSIPPI CODE
2 OF 1972, TO CREATE THE POSITION OF OPINION EDITOR; AND FOR RELATED
3 PURPOSES.