

By: Representative Smith

To: Appropriations

HOUSE BILL NO. 345

1 AN ACT TO AMEND SECTION 25-3-31, MISSISSIPPI CODE OF 1972, TO
2 INCREASE THE ANNUAL SALARIES OF THE STATE AND STATE DISTRICT
3 ELECTED OFFICIALS EXCEPT THE GOVERNOR; TO PROVIDE FOR AN INCREASE
4 TO THE SALARY OF THE GOVERNOR IN FOUR YEARS; TO BRING FORWARD
5 SECTION 25-3-39, MISSISSIPPI CODE OF 1972, FOR THE PURPOSE OF
6 POSSIBLE AMENDMENT; AND FOR RELATED PURPOSES.

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

8 **SECTION 1.** Section 25-3-31, Mississippi Code of 1972, is
9 amended as follows:

10 [Until January 1, 2020, this section shall read as follows:]

11 25-3-31. The annual salaries of the following elected state
12 and district officers are fixed as follows:

| | | | |
|----|--------------------------------------------|-------|-------------------|
| 13 | Governor..... | | \$122,160.00 |
| 14 | Attorney General..... | * * * | <u>175,000.00</u> |
| 15 | Secretary of State..... | * * * | <u>150,000.00</u> |
| 16 | Commissioner of Insurance..... | * * * | <u>150,000.00</u> |
| 17 | State Treasurer..... | * * * | <u>150,000.00</u> |
| 18 | State Auditor of Public Accounts..... | * * * | <u>150,000.00</u> |
| 19 | Commissioner of Agriculture and Commerce.. | * * * | <u>150,000.00</u> |
| 20 | Transportation Commissioners..... | * * * | <u>110,000.00</u> |



21 Public Service Commissioners..... * * * 110,000.00

22 * * *

23 [From and after January 1, 2020, this section shall read as
24 follows:]

25 25-3-31. The annual salaries of the following elected state
26 and district officers are fixed as follows:

27 Governor.....\$ * * * 200,000.00

28 Attorney General..... * * * 175,000.00

29 Secretary of State..... * * * 150,000.00

30 Commissioner of Insurance..... * * * 150,000.00

31 State Treasurer..... * * * 150,000.00

32 State Auditor of Public Accounts..... * * * 150,000.00

33 Commissioner of Agriculture and Commerce.... * * * 150,000.00

34 Transportation Commissioners..... * * * 110,000.00

35 Public Service Commissioners..... * * * 110,000.00

36 * * *

37 **SECTION 2.** Section 25-3-39, Mississippi Code of 1972, is
38 brought forward as follows:

39 25-3-39. (1) (a) Except as otherwise provided in this
40 section, no public officer, public employee, administrator, or
41 executive head of any arm or agency of the state, in the executive
42 branch of government, shall be paid a salary or compensation,
43 directly or indirectly, greater than one hundred fifty percent
44 (150%) of the salary fixed in Section 25-3-31 for the Governor,
45 nor shall the salary of any public officer, public employee,



46 administrator, or executive head of any arm or agency of the
47 state, in the executive branch of government, be supplemented with
48 any funds from any source, including federal or private funds.
49 Such salaries shall be completely paid by the state. All academic
50 officials, members of the teaching staffs and employees of the
51 state institutions of higher learning, the Mississippi Community
52 College Board, and community and junior colleges, and licensed
53 physicians who are public employees, shall be exempt from this
54 subsection. All professional employees who hold a bachelor's
55 degree or more advanced degree from an accredited four-year
56 college or university or a certificate or license issued by a
57 state licensing board, commission or agency and who are employed
58 by the Department of Mental Health shall be exempt from this
59 subsection if the State Personnel Board approves the exemption.
60 The Commissioner of Child Protection Services is exempt from this
61 subsection. From and after July 1, 2018, the Executive Director
62 of the Public Employees' Retirement System and the Chief
63 Investment Officer of the Public Employees' Retirement System
64 shall be exempt from this subsection.

65 (b) The Governor shall fix the annual salary of the
66 Executive Director of the Mississippi Development Authority, the
67 annual salary of the Commissioner of Child Protection Services,
68 and the annual salary of the Chief of Staff of the Governor's
69 Office. The salary of the Governor's Chief of Staff shall not be
70 greater than one hundred fifty percent (150%) of the salary of the



71 Governor and shall be completely paid by the state without
72 supplementation from another source. The salary of the Executive
73 Director of the Mississippi Development Authority may be greater
74 than one hundred fifty percent (150%) of the salary of the
75 Governor and may be supplemented with funds from any source,
76 including federal or private funds; however, any state funds used
77 to pay the salary of the Executive Director of the Mississippi
78 Development Authority shall not exceed one hundred fifty percent
79 (150%) of the salary of the Governor. If the executive director's
80 salary is supplemented with private funds, the Mississippi
81 Development Authority shall publish on its website the amount of
82 the supplement and the name of the donor of the private funds.

83 (2) No public officer, employee or administrator shall be
84 paid a salary or compensation, directly or indirectly, in excess
85 of the salary authorized to be paid the executive head of the
86 state agency or department in which he is employed. The State
87 Personnel Board, based upon its findings of fact, may exempt
88 physicians and actuaries from this subsection when the acquisition
89 of such professional services is precluded based on the prevailing
90 wage in the relevant labor market.

91 (3) The executive head of any state agency or department
92 appointed by the Governor, in such executive head's discretion,
93 may waive all or any portion of the salary or compensation
94 lawfully established for the position.



95 **SECTION 3.** This act shall take effect and be in force from
96 and after July 1, 2018.

