

By: Representative Banks

To: Judiciary A

HOUSE BILL NO. 674

1 AN ACT TO AMEND SECTION 9-5-137, MISSISSIPPI CODE OF 1972, TO  
2 REVISE THE DUTIES OF THE CHANCERY CLERK; AND FOR RELATED PURPOSES.

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

4 **SECTION 1.** Section 9-5-137, Mississippi Code of 1972, is  
5 amended as follows:

6 9-5-137. It shall be the duty of the clerk to preserve and  
7 keep all records, files, papers and proceedings belonging to his  
8 office, and to record all last wills and testaments which may be  
9 probated; all letters testamentary, of administration, and  
10 guardianship; all accounts allowed; all inventories,  
11 appraisements, and reports duly returned; all instruments which  
12 are duly proved, and which by law are required to be recorded in  
13 his office, in well-bound books to be kept for that purpose, each  
14 class in a separate book or books, or by means of electronic  
15 filing or storage or both in addition to or in lieu of any such  
16 physical records as provided in Sections 9-1-51 through 9-1-57, as  
17 the clerk may elect; all records shall be properly indexed, and  
18 all social security numbers shall be removed from land transfer



19 deeds. He shall issue all process which may be required of him by  
20 law or by order of the court, or the chancellor in vacation; and  
21 shall discharge all other duties which may be required of him by  
22 law, or which properly appertain to the duties of his office. The  
23 clerk shall be under the direction of the court in termtime, and  
24 of the chancellor in vacation.

25         **SECTION 2.** This act shall take effect and be in force from  
26 and after July 1, 2018.

