

By: Representative Calhoun

To: Apportionment and  
Elections

HOUSE BILL NO. 855

1 AN ACT TO AMEND SECTION 23-15-217, MISSISSIPPI CODE OF 1972,  
2 TO REMOVE THE REQUIREMENT THAT AN ELECTION COMMISSIONER RESIGN ONE  
3 YEAR BEFORE QUALIFYING AS A CANDIDATE FOR ANOTHER OFFICE; AND FOR  
4 RELATED PURPOSES.

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

6 **SECTION 1.** Section 23-15-217, Mississippi Code of 1972, is  
7 amended as follows:

8 23-15-217. (1) An election commissioner of any county may  
9 be a candidate for any other office at any election held or to be  
10 held during the four-year term for which he or she has been  
11 elected to the office of election commissioner \* \* \*. The clerk  
12 for the board of supervisors must have actually received the  
13 resignation for it to be deemed submitted.

14 (2) In any case involving the election of a county election  
15 commissioner wherein there is a contest of any nature, including,  
16 but not limited to, the right of any person to vote or the  
17 counting of any challenge ballot, all the duties and powers of the  
18 commission in connection with the contest shall be performed by



19 the board of supervisors, as is contemplated by Section 23-15-215  
20 in cases where there are no election commissioners in the county.

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

