

By: Representative Gipson

To: Judiciary B

HOUSE BILL NO. 949
(As Sent to Governor)

1 AN ACT TO REPEAL SECTION 9-21-21, MISSISSIPPI CODE OF 1972,
2 WHICH CREATES THE MISSISSIPPI JUDICIAL ADVISORY STUDY COMMITTEE
3 AND SPECIFIES THE MEMBERSHIP THEREOF; TO REPEAL SECTION 9-21-23,
4 MISSISSIPPI CODE OF 1972, WHICH SETS THE PURPOSE OF THE STUDY
5 COMMITTEE; TO REPEAL SECTION 9-21-25, MISSISSIPPI CODE OF 1972,
6 WHICH PROVIDES FOR THE CONDUCT OF MEETINGS OF THE STUDY COMMITTEE;
7 TO REPEAL SECTION 9-21-27, MISSISSIPPI CODE OF 1972, WHICH
8 PROVIDES FOR THE FREQUENCY OF THE MEETINGS AND WHAT CONSTITUTES A
9 QUORUM; TO REPEAL SECTION 9-21-29, MISSISSIPPI CODE OF 1972, WHICH
10 REQUIRES THE ADMINISTRATIVE OFFICE OF COURTS TO PROVIDE SUPPORT TO
11 THE STUDY COMMITTEE; TO REPEAL SECTION 9-21-31, MISSISSIPPI CODE
12 OF 1972, WHICH REQUIRES AN ANNUAL REPORT AND AUTHORIZES STUDIES;
13 TO REPEAL SECTION 9-21-33, MISSISSIPPI CODE OF 1972, WHICH
14 AUTHORIZES THE STUDY COMMITTEE TO CALL UPON STATE AGENCIES AND
15 LOCAL GOVERNMENTS TO CALL FOR ASSISTANCE AND REQUIRES THOSE
16 ENTITIES TO COOPERATE WITH THE STUDY COMMITTEE AND RENDER SUCH
17 INFORMATION, DATA, AID AND ASSISTANCE AS MAY BE REQUESTED BY THE
18 STUDY COMMITTEE; TO REPEAL SECTION 9-21-35, MISSISSIPPI CODE OF
19 1972, WHICH AUTHORIZES THE STUDY COMMITTEE TO ENLIST THE SERVICES
20 OF ANY AGENCY, EITHER PUBLIC OR PRIVATE, OR ANY INDIVIDUAL OR
21 EDUCATIONAL INSTITUTION, BAR ASSOCIATION, RESEARCH ORGANIZATION,
22 FOUNDATION, OR EDUCATIONAL OR CIVIC ORGANIZATION FOR ASSISTANCE IN
23 ACCOMPLISHING THE PURPOSES OF THIS CHAPTER, CONDUCTING RESEARCH
24 STUDIES, GATHERING INFORMATION OR PRINTING AND PUBLISHING ITS
25 REPORTS, AND TO ENTER INTO CONTRACTS; TO REPEAL SECTION 9-21-37,
26 MISSISSIPPI CODE OF 1972, WHICH AUTHORIZES THE STUDY COMMITTEE TO
27 EMPLOY PERSONNEL; TO REPEAL SECTION 9-21-39, MISSISSIPPI CODE OF
28 1972, WHICH PROVIDES THAT MEMBERS OF THE STUDY COMMITTEE RECEIVE A
29 PER DIEM IN CERTAIN CIRCUMSTANCES; TO REPEAL SECTION 9-21-41,
30 MISSISSIPPI CODE OF 1972, WHICH AUTHORIZES THE STUDY COMMITTEE TO
31 RECEIVE AND EXPEND FUNDS APPROPRIATED; TO AUTHORIZE THE CHIEF
32 JUSTICE OF THE SUPREME COURT TO CONTINUE BY ORDER THE CONTINUANCE
33 OF THE WORK OF THE CRIMINAL CODE CONSULTING GROUP OF THE
34 MISSISSIPPI JUDICIAL ADVISORY STUDY COMMITTEE AND ANY OTHER GROUP



35 OR SUBCOMMITTEE OF THE JUDICIAL ADVISORY COMMITTEE AS HE SEES FIT;
36 AND FOR RELATED PURPOSES.

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

38 **SECTION 1.** Section 9-21-21, Mississippi Code of 1972, which
39 creates the Mississippi Judicial Advisory Study Committee and
40 specifies the membership thereof, is repealed.

41 **SECTION 2.** Section 9-21-23, Mississippi Code of 1972, which
42 sets the purpose of the study committee, is repealed.

43 **SECTION 3.** Section 9-21-25, Mississippi Code of 1972, which
44 provides for the conduct of meetings of the study committee, is
45 repealed.

46 **SECTION 4.** Section 9-21-27, Mississippi Code of 1972, which
47 provides for the frequency of the meetings and what constitutes a
48 quorum, is repealed.

49 **SECTION 5.** Section 9-21-29, Mississippi Code of 1972, which
50 requires the Administrative Office of Courts to provide support to
51 the study committee, is repealed.

52 **SECTION 6.** Section 9-21-31, Mississippi Code of 1972, which
53 requires an annual report and authorizes studies, is repealed.

54 **SECTION 7.** Section 9-21-33, Mississippi Code of 1972, which
55 authorizes the study committee to call upon state agencies and
56 local governments to call for assistance and requires those
57 entities to cooperate with the study committee and render such
58 information, data, aid and assistance as may be requested by the
59 study committee, is repealed.



60 **SECTION 8.** Section 9-21-35, Mississippi Code of 1972, which
61 authorizes the study committee to enlist the services of any
62 agency, either public or private, or any individual or educational
63 institution, bar association, research organization, foundation,
64 or educational or civic organization for assistance in
65 accomplishing the purposes of this chapter, conducting research
66 studies, gathering information or printing and publishing its
67 reports, and to enter into contracts, is repealed.

68 **SECTION 9.** Section 9-21-37, Mississippi Code of 1972, which
69 authorizes the study committee to employ personnel, is repealed.

70 **SECTION 10.** Section 9-21-39, Mississippi Code of 1972, which
71 provides that members of the study committee receive a per diem in
72 certain circumstances, is repealed.

73 **SECTION 11.** Section 9-21-41, Mississippi Code of 1972, which
74 authorizes the study committee to receive and expend funds
75 appropriated to it, is repealed.

76 **SECTION 12.** The Chief Justice of the Supreme Court is
77 authorized to order the continuance of the work of the Criminal
78 Code Consulting Group of the Mississippi Judicial Advisory Study
79 Committee and any other group or subcommittee of the Judicial
80 Advisory Committee as he sees fit.

81 **SECTION 13.** This act shall take effect and be in force from
82 and after its passage.

