

By: Representatives Roberson, Bailey, Baria, To: Judiciary A  
Burnett, Clark, Dixon, Gipson, Jackson,  
McNeal, Sanford, Touchstone, White

HOUSE BILL NO. 1023

1 AN ACT TO AMEND SECTION 19-23-13, MISSISSIPPI CODE OF 1972,  
2 TO AUTHORIZE A COUNTY PROSECUTING ATTORNEY TO REPRESENT DEFENDANTS  
3 OUTSIDE OF THE COUNTY OF THE PROSECUTING ATTORNEY; AND FOR RELATED  
4 PURPOSES.

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

6 **SECTION 1.** Section 19-23-13, Mississippi Code of 1972, is  
7 amended as follows:

8 19-23-13. The county prosecuting attorney shall not  
9 represent or defend any person in any criminal prosecution in the  
10 name of the state, county or municipality of the county, nor shall  
11 he or she give any advice against the state, his or her county or  
12 in a criminal case against a municipality of his or her county,  
13 and shall not represent any person in any case against the state,  
14 his or her county, or in a criminal case arising in a municipal  
15 court of his or her county. Nothing herein shall prohibit any  
16 county prosecuting attorney from defending any person in any  
17 criminal prosecution \* \* \* outside the county prosecuting  
18 attorney's county.



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

