

By: Representatives Read, Snowden, Banks,  
Beckett, Bennett, Boyd, Clarke, Cockerham,  
Hines, Watson, Sykes, Dixon

To: Appropriations

HOUSE BILL NO. 1634  
(As Sent to Governor)

1 AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF DEFRAYING  
2 THE EXPENSES OF THE MISSISSIPPI STATE SUPREME COURT WHICH IS  
3 COMPRISED OF THE SUPREME COURT, THE OFFICE OF THE SUPREME COURT  
4 CLERK AND THE STATE LAW LIBRARY AND TO PAY EXPENSES OF SPECIAL  
5 JUDGES, CHANCELLORS AND CIRCUIT JUDGES, AND FOR THE PURPOSE OF  
6 DEFRAYING THE EXPENSES OF THE ADMINISTRATIVE OFFICE OF COURTS AND  
7 CERTIFIED COURT REPORTERS, CONTINUING LEGAL EDUCATION, COURT OF  
8 APPEALS AND THE BOARD OF BAR ADMISSIONS, FOR THE FISCAL YEAR 2020;  
9 AND FOR RELATED PURPOSES.

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

11 **SECTION 1.** The following sum, or so much thereof as may be  
12 necessary, is appropriated out of any money in the State General  
13 Fund not otherwise appropriated, for the purpose of defraying the  
14 expenses of the Mississippi State Supreme Court for the fiscal  
15 year beginning July 1, 2019, and ending June 30, 2020.....  
16 .....\$ 6,741,513.00.

17 **SECTION 2.** The following sum, or so much thereof as may be  
18 necessary, is appropriated out of any money in any special fund in  
19 the State Treasury to the credit of the Mississippi State Supreme  
20 Court which is comprised of special source funds collected by or  
21 otherwise available to the Mississippi State Supreme Court, for



22 the purpose of defraying the expenses of the Mississippi State  
23 Supreme Court for the fiscal year beginning July 1, 2019, and  
24 ending June 30, 2020 .....\$ 937,470.00.

25 **SECTION 3.** Of the funds appropriated under the provisions of  
26 this act for the purpose of defraying the expenses of the  
27 Mississippi State Supreme Court, the following positions are  
28 authorized:

29 AUTHORIZED POSITIONS:

|    |               |                |    |
|----|---------------|----------------|----|
| 30 | Permanent:    | Full Time..... | 70 |
| 31 |               | Part Time..... | 0  |
| 32 | Time-Limited: | Full Time..... | 0  |
| 33 |               | Part Time..... | 0  |

34 **SECTION 4.** The following sum, or so much thereof as may be  
35 necessary, is appropriated out of any money in the State General  
36 Fund not otherwise appropriated to the Mississippi State Supreme  
37 Court for the purpose of defraying the expenses of special judges,  
38 chancellors and circuit judges for the fiscal year beginning  
39 July 1, 2019, and ending June 30, 2020.....  
40 .....\$ 26,160,740.00.

41 **SECTION 5.** The following sum, or so much thereof as may be  
42 necessary, is appropriated out of any money in any special fund in  
43 the State Treasury to the credit of the trial judges, for the  
44 purpose of defraying the expenses of special judges, chancellors  
45 and circuit judges for the fiscal year beginning July 1, 2019, and  
46 ending June 30, 2020.....\$ 4,192,368.00.



**SECTION 6.** Of the funds appropriated under the provisions of this act for the purpose of defraying the expenses of special judges, chancellors and circuit judges, the following positions are authorized:

**AUTHORIZED POSITIONS:**

|               |                |     |
|---------------|----------------|-----|
| Permanent:    | Full Time..... | 109 |
|               | Part Time..... | 0   |
| Time-Limited: | Full Time..... | 0   |
|               | Part Time..... | 0   |

Of the funds appropriated and allocated herein, Eight Million Seven Hundred Twenty Thousand Dollars (\$8,720,000.00) is provided for the purpose of employing support staff in an amount not to exceed Eighty Thousand Dollars (\$80,000.00) per fiscal year per judge.

**SECTION 7.** The following sum, or so much thereof as may be necessary, is appropriated out of any money in the State General Fund, not otherwise appropriated, for the purpose of funding the Administrative Office of Courts for the fiscal year beginning July 1, 2019, and ending June 30, 2020.....\$ 11,384,532.00.

**SECTION 8.** The following sum, or so much thereof as may be necessary, is appropriated out of any money in any special fund in the State Treasury to the credit of the Administrative Office of Courts for the purpose of defraying the expenses of the Administrative Office of Courts and the Board of Certified Court



71 Reporters for the fiscal year beginning July 1, 2019, and ending  
72 June 30, 2020.....\$ 28,141,190.00.

73 **SECTION 9.** Of the funds appropriated under the provisions of  
74 this act for the purpose of funding the Administrative Office of  
75 Courts, the following positions are authorized:

76 AUTHORIZED POSITIONS:

|    |               |                |    |
|----|---------------|----------------|----|
| 77 | Permanent:    | Full Time..... | 33 |
| 78 |               | Part Time..... | 0  |
| 79 | Time-Limited: | Full Time..... | 0  |
| 80 |               | Part Time..... | 0  |

81 **SECTION 10.** The following sum, or so much thereof as may be  
82 necessary, is appropriated out of any money in the Continuing  
83 Legal Education Fund, a special fund hereby created in the State  
84 Treasury, for the purpose of defraying the expenses of providing  
85 continuing legal education programs to lawyers in Mississippi, for  
86 the fiscal year beginning July 1, 2019, and ending June 30, 2020..  
87 .....\$ 149,338.00.

88 It is the intention of the Legislature that interest earned  
89 from any investment or deposit to the Continuing Legal Education  
90 Fund made pursuant to Section 27-105-33, Mississippi Code of 1972,  
91 shall be credited by the State Treasurer to the Continuing Legal  
92 Education Fund and shall not be paid into the General Fund of  
93 Mississippi.



**SECTION 11.** Of the funds appropriated under the provisions of this act for the purpose of providing continuing legal education programs, the following positions are authorized:

**AUTHORIZED POSITIONS:**

|               |                |   |
|---------------|----------------|---|
| Permanent:    | Full Time..... | 2 |
|               | Part Time..... | 0 |
| Time-Limited: | Full Time..... | 0 |
|               | Part Time..... | 0 |

**SECTION 12.** The following sum, or so much thereof as may be necessary, is appropriated out of any money in the State General Fund not otherwise appropriated to the Mississippi State Supreme Court for the purpose of defraying the expenses of the Court of Appeals for the fiscal year beginning July 1, 2019, and ending June 30, 2020.....\$ 4,424,396.00.

**SECTION 13.** The following sum, or so much thereof as may be necessary, is appropriated out of any money in the special fund in the State Treasury to the credit of the Mississippi State Supreme Court, for the purpose of defraying the expenses of the Court of Appeals for the fiscal year beginning July 1, 2019, and ending June 30, 2020.....\$ 1,588,856.00.

**SECTION 14.** Of the funds appropriated under the provisions of this act for the purpose of defraying the expenses of the Court of Appeals, the following positions are authorized:

**AUTHORIZED POSITIONS:**

|            |                |    |
|------------|----------------|----|
| Permanent: | Full Time..... | 58 |
|------------|----------------|----|



119                   Part Time..... 0  
120       Time-Limited: Full Time..... 0  
121                   Part Time..... 0

122       **SECTION 15.** The following sum, or so much thereof as may be  
123 necessary, is appropriated out of any money in the special fund in  
124 the State Treasury to the credit of the Board of Bar Admissions,  
125 for the purpose of defraying the expenses of the board for the  
126 fiscal year beginning July 1, 2019, and ending June 30, 2020.....  
127 .....\$       346,100.00.

128       It is the intention of the Legislature that interest earned  
129 from any investment or deposit to the Board of Bar Admissions Fund  
130 made pursuant to Section 27-105-33, Mississippi Code of 1972,  
131 shall be credited by the State Treasurer to the Board of Bar  
132 Admissions Fund and shall not be paid into the General Fund of  
133 Mississippi.

134       **SECTION 16.** Of the funds appropriated under the provisions  
135 of this act for the purpose of funding the Board of Bar  
136 Admissions, the following positions are authorized:

137       AUTHORIZED POSITIONS:

138       Permanent: Full Time..... 3  
139                   Part Time..... 0  
140       Time-Limited: Full Time..... 0  
141                   Part Time..... 0

142       Any transfers or escalations shall be made in accordance with  
143 the terms, conditions and procedures established by law.



144 No general funds authorized to be expended herein shall be  
145 used to replace federal funds and/or other special funds which are  
146 being used for salaries authorized under the provisions of this  
147 act and which are withdrawn and no longer available.

148 **SECTION 17.** No part of the funds herein appropriated shall  
149 be used in the payment of attorney's fees, nor shall any of such  
150 funds be used, either directly or indirectly, for the purpose of  
151 paying any clerk, stenographer, assistant, deputy or other person  
152 who may be related by blood or marriage within the third degree,  
153 computed by the rules of civil law, to the official employing or  
154 having the right of employment or selection thereof; and in the  
155 event of any such payment, then the official or person approving  
156 and making or receiving such payment shall be jointly and  
157 severally liable to return to the State of Mississippi and to pay  
158 into the State Treasury three (3) times any such amount so paid or  
159 received, to be recovered at suit of the Attorney General;  
160 however, when the relationship is by affinity and the person  
161 through whom the relationship was established is dead, this  
162 provision shall not apply.

163 **SECTION 18.** It is the intent of the Legislature that the  
164 Mississippi State Supreme Court shall charge the maximum amount  
165 allowable by law for services rendered where charges for such  
166 services are provided for by statute, and for any other services  
167 rendered, shall charge an amount consistent with the cost of  
168 providing such services. The funds derived from these charges



shall be deposited into a special fund account in the State Treasury to the credit of the Office of the Mississippi State Supreme Court.

**SECTION 19.** It is the intent of the Legislature that no part of the funds herein appropriated shall be required to be used for the payment of rent for the public space in the Law Library.

**SECTION 20.** It is the intention of the Legislature that whenever two (2) or more bids are received by this agency for the purchase of commodities or equipment, and whenever all things stated in such received bids are equal with respect to price, quality and service, the Mississippi Industries for the Blind shall be given preference. A similar preference shall be given to the Mississippi Industries for the Blind whenever purchases are made without competitive bids.

**SECTION 21.** Of the funds appropriated under the provisions of this act, an amount not to exceed Two Million Twelve Thousand Five Hundred Dollars (\$2,012,500.00) may be provided for the Comprehensive Electronic Court Systems Fund administered by the Administrative Office of Courts.

**SECTION 22.** It is the intention of the Legislature that the Mississippi State Supreme Court shall maintain complete accounting and personnel records related to the expenditure of all funds appropriated under this act and that such records shall be in the same format and level of detail as maintained for Fiscal Year 2019. It is further the intention of the Legislature that the



agency's budget request for Fiscal Year 2021 shall be submitted to the Joint Legislative Budget Committee in a format and level of detail comparable to the format and level of detail provided during the Fiscal Year 2020 budget request process.

**SECTION 23.** Of the funds appropriated under the provisions of this act, One Million Eight Hundred Seventy-five Thousand Dollars (\$1,875,000.00) shall be provided for the Youth Court Support Fund administered by the Administrative Office of Courts.

**SECTION 24.** Of the funds appropriated in Section 7, Six Million Five Hundred Thousand Dollars (\$6,500,000.00) is provided to defray the costs of the Drug Court Program.

**SECTION 25.** Of the funds appropriated under the provisions of Section 8, Five Hundred Forty Thousand Dollars (\$540,000.00), or so much thereof, shall be derived out of any money in the State Treasury to the credit of the Capital Expense Fund, as created in Section 27-103-303, Mississippi Code of 1972, and allocated in a manner as determined by the Treasurer's Office. These funds are provided for the Drug Court Case Management (DCCM) Program.

**SECTION 26.** The following sum, or so much thereof as may be necessary, and contingent upon the passage of House Bill No. 1352, 2019 Regular Session, is hereby appropriated under the provisions of Section 8, Two Hundred Fifty Thousand Dollars (\$250,000.00), or so much thereof, shall be derived out of any money in the State Treasury to the credit of the Capital Expense Fund, as created in Section 27-103-303, Mississippi Code of 1972, and allocated in a



manner as determined by the Treasurer's Office. These funds are provided for the Intervention Courts, including mental health courts, veterans courts and other intervention courts.

**SECTION 27.** It is the intention of the Legislature that in the event there are not sufficient funds in the Judicial System Operation Fund created under Section 9-21-45, Mississippi Code of 1972, in any given year with which to pay the annual salary supplements set forth in HB 484, 2012 Regular Session, then the county treasury shall not be obligated to fund such salary supplements and the salary of county court judges shall be that in place prior to the passage of HB 484, 2012 Regular Session.

**SECTION 28.** Of the funds appropriated in Section 7, it is the intention of the Legislature that an amount of Six Million Seven Hundred Thousand Dollars (\$6,700,000.00) may be allocated for the programs supported from General Fund court assessments as follows:

|                             |    |              |
|-----------------------------|----|--------------|
| Drug Courts.....            | \$ | 6,500,000.00 |
| Civil Legal Assistance..... | \$ | 200,000.00   |

**SECTION 29.** The money herein appropriated shall be paid by the State Treasurer out of any money in the State Treasury to the credit of the proper fund or funds as set forth in this act, upon warrants issued by the State Fiscal Officer; and the State Fiscal Officer shall issue his warrants upon requisitions signed by the proper person, officer or officers, in the manner provided by law.



243           **SECTION 30.** This act shall take effect and be in force from  
244 and after July 1, 2019.

