

## Senate Amendments to House Bill No. 904

TO THE CLERK OF THE HOUSE:

THIS IS TO INFORM YOU THAT THE SENATE HAS ADOPTED THE AMENDMENTS SET OUT BELOW:

### AMENDMENT NO. 1

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

12           **SECTION 1.** Section 9-7-14, Mississippi Code of 1972, is  
13 amended as follows:

14           9-7-14. (1) There shall be three (3) judges for the Third  
15 Circuit Court District.

16           (2) The three (3) judgeships shall be separate and distinct  
17 and denominated for purposes of appointment and election only as  
18 "Place One," "Place Two" and "Place Three." \* \* \*

19           **SECTION 2.** Section 1 of this act applies to the regular  
20 judicial election to be held in November 2022 for the Third  
21 Circuit Court District, to any special election held before  
22 November 2022, and to any election that occurs thereafter for the  
23 Third Circuit Court District.

24           **SECTION 3.** Section 9-7-15, Mississippi Code of 1972, is  
25 amended as follows:

26           9-7-15. (1) The Fourth Circuit Court District shall be  
27 composed of the following counties:

28           (a) Leflore County;

29 (b) Sunflower County; and

30 (c) Washington County.

31 (2) The Fourth Circuit Court District shall be divided into  
32 four (4) subdistricts as follows:

33 (a) Subdistrict 4-1 shall consist of the following  
34 precincts in the following counties:

35 (i) Leflore County: Central Greenwood\*, Minter  
36 City, Mississippi Valley State University, Money, North Greenwood,  
37 Northeast Greenwood, Schlater, Southeast Greenwood, Southwest  
38 Greenwood\* and West Greenwood\* \* \* \* Precincts; and

39 (ii) Sunflower County: Boyer-Linn, Doddsville,  
40 Drew, Fairview-Hale\*, Rome, Ruleville, Ruleville North, Sunflower  
41 3\* and Sunflower Plantation \* \* \* Precincts.

42 (b) Subdistrict 4-2 shall consist of the following  
43 precincts in the following counties:

44 (i) Sunflower County: Fairview-Hale\*,  
45 Indianola \* \* \* 2 East\*, Indianola 3 North, Indianola 3 Northeast,  
46 Indianola 3 South\*, Indianola Southeast\*, Sunflower 3\* and  
47 Sunflower 4 Precincts; and

48 (ii) Washington County: Buster Brown Community  
49 Center\*, Darlove Baptist Church\*, Elks Club\*, Extension  
50 Building\*, \* \* \* Grace Methodist Church\*, Greenville Industrial  
51 College\*, Potter House Church\* and St. James Episcopal Church\*  
52 Precincts.

53 (c) Subdistrict 4-3 shall consist of the following  
54 precincts in the following counties:

55 (i) Leflore County: Central Greenwood\*, East  
56 Greenwood \* \* \*, Morgan City/Swiftown, North Itta Bena, Rising  
57 Sun, Sidon, \* \* \* South Greenwood, South Itta Bena, Southwest  
58 Greenwood\* and West Greenwood\* Precincts;

59 (ii) Sunflower County: Indianola 2 East\*,  
60 Indianola 2 West \* \* \*, Indianola 3 South\*, Indianola Southeast\*,  
61 Inverness \* \* \* and Moorhead \* \* \* Precincts; and

62 (iii) Washington County: Arcola City Hall\* \* \* \*  
63 and Darlove Baptist Church\* \* \* \* Precincts.

64 (d) Subdistrict 4-4 shall consist of the following  
65 precincts in Washington County: Arcola City Hall\*, Buster Brown  
66 Community Center\*, Elks Club\*, Extension Building\*, Grace  
67 Methodist Church\*, Greenville Industrial College\*, Potter House  
68 Church\*, St. James Episcopal Church\* \* \* \* and Ward's Recreation  
69 Center \* \* \* Precincts.

70 (3) The local contributions required for the maintenance of  
71 the Fourth Circuit Court District shall be paid on a pro rata  
72 basis each by Leflore, Sunflower and Washington Counties.

73 **SECTION 4.** The boundaries of the precincts described in  
74 Section 3 of this act shall be the boundaries of the precincts as  
75 those boundaries are contained in the Census Bureau's 2010  
76 TIGER/Line Shapefiles released in November 2010. Partial or split  
77 precincts are identified by an asterisk (\*).

78 **SECTION 5.** (1) The Standing Joint Legislative Committee on  
79 Reapportionment is directed to provide the counties census block  
80 equivalency files and maps necessary to assist the counties in

81 identifying the boundaries of any subdistricts within a chancery  
82 or circuit court district.

83 (2) (a) The Split Precinct Block List developed in  
84 conjunction with House Bill No. 703, 2015 Regular Session, that  
85 details the portions of the partial or split precincts that are  
86 contained within a judicial subdistrict by census block number as  
87 that list is utilized to detail partial or split precincts for  
88 judicial subdistricts in this act is hereby incorporated into and  
89 shall be construed to be an integral part of Section 3 of this  
90 act. A partial or split precinct contained in Section 3 of this  
91 act is identified by an asterisk (\*) following its designation  
92 within any judicial subdistrict.

93 (3) (a) Section 3 of this act shall be liberally construed  
94 to effectuate the purposes hereof and to redistrict the trial  
95 courts of this state in compliance with constitutional  
96 requirements.

97 (b) It is intended that no subdistrict shall include  
98 any of the area included within the description of any other  
99 subdistrict.

100 (c) (i) If the district or subdistricts described in  
101 Section 3 of this act do not carry out the purposes hereof because  
102 of: omissions; duplication; overlapping areas; erroneous  
103 nomenclature; lack of adequate maps or descriptions of political  
104 subdivisions, wards or other divisions thereof, or of their  
105 boundary lines; then the Secretary of State, at the joint request  
106 of the Lieutenant Governor and the Speaker of the House, by order,

107 shall correct any omissions, overlaps, erroneous nomenclature or  
108 other defects in the description of the districts and subdistricts  
109 so as to accomplish the purposes and objectives of this act.

110 (ii) In promulgating any order under this  
111 subsection (3), the Secretary of State, in addition to ensuring  
112 that all areas of the state are completely and accurately  
113 encompassed in the districts and subdistricts, shall be guided by  
114 the following standards:

115 1. Gaps in the description of any district or  
116 subdistrict shall be completed in a manner that results in a total  
117 description of the district or subdistrict that is consonant with  
118 the description of adjacent districts or subdistricts and results  
119 in complete contiguity of districts and subdistricts;

120 2. In any allocation of area or correction of  
121 descriptions made pursuant to this subsection, the Secretary of  
122 State shall, consistent with the foregoing standards, preserve the  
123 contiguity and compactness of districts and subdistricts and avoid  
124 the unnecessary division of political subdivisions.

125 (d) A copy of any order issued under this subsection  
126 shall be filed by the Secretary of State in his own office and in  
127 the offices of the affected commissioners of election and  
128 registrars. The Secretary of State may adopt reasonable rules  
129 regulating the procedure for applications for orders under this  
130 act and the manner of serving and filing any notice or copy of  
131 orders. Upon the filing of an order, the description of any  
132 affected district or subdistrict shall be deemed to have been

133 corrected to the full extent as if the correction had been  
134 contained in the original description set forth in Section 3 of  
135 this act.

136         **SECTION 6.** House Bill No. 703, 2015 Regular Session: (a)  
137 did not update precinct names in the judicial redistricting  
138 legislation for the Fourth Circuit Court District due to pending  
139 litigation, and (b) retained all judicial subdistrict boundaries  
140 of the 1990 census as set forth in Sections 9-5-1 and 9-7-1,  
141 Mississippi Code of 1972.

142         **SECTION 7.** It being the intent of the Legislature that  
143 Section 3 of this act be retroactive, Sections 3, 4, 5 and 6 of  
144 this act shall take effect and be in force from and after April  
145 22, 2015. The remainder of this act shall take effect and be in  
146 force from and after its passage.

**Further, amend by striking the title in its entirety and  
inserting in lieu thereof the following:**

1         AN ACT TO AMEND SECTION 9-7-14, MISSISSIPPI CODE OF 1972, TO  
2 REMOVE THE RESIDENCY REQUIREMENTS FOR JUDGES IN THE THIRD CIRCUIT  
3 COURT DISTRICT; TO AMEND SECTION 9-7-15, MISSISSIPPI CODE OF 1972,  
4 TO UPDATE PRECINCTS AND PRECINCT NAMES IN THE FOURTH CIRCUIT COURT  
5 DISTRICT TO CONFORM TO THE 2010 CENSUS DATA; TO PROVIDE THAT  
6 REVISED PRECINCTS ARE FROM THE 2010 CENSUS, BUT THAT SUBDISTRICT  
7 BOUNDARIES CONFORM TO THE 1990 PRECINCTS AS REQUIRED BY LAW; TO  
8 REQUIRE THE STANDING JOINT LEGISLATIVE COMMITTEE ON  
9 REAPPORTIONMENT TO ASSIST THE COUNTIES IN IDENTIFYING THE  
10 BOUNDARIES OF SUBDISTRICTS; AND FOR RELATED PURPOSES.

SS02\HB904A.1J

Liz Welch  
Secretary of the Senate