

By: Representative Bain

To: Judiciary B

HOUSE BILL NO. 1310

1 AN ACT TO AUTHORIZE AN ATTORNEY TO ISSUE A SUBPOENA IF THAT
2 ATTORNEY IS AUTHORIZED TO PRACTICE LAW IN THE ISSUING COURT; TO
3 REQUIRE THAT AN ATTORNEY ENTER AN APPEARANCE IN THE CAUSE OF
4 ACTION BEFORE HE OR SHE ISSUES A SUBPOENA IN THE ACTION; AND FOR
5 RELATED PURPOSES.

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

7 **SECTION 1.** The clerk of the court with jurisdiction of any
8 cause of action must issue a subpoena, signed but otherwise in
9 blank, to a party who requests it. That party must complete it
10 before service. An attorney also may issue and sign a subpoena if
11 the attorney is authorized to practice law in the issuing court;
12 and if the attorney has entered an appearance in the cause of
13 action before issuing the subpoena.

14 **SECTION 2.** This act shall take effect and be in force from
15 and after July 1, 2022.

