

Senate Amendments to House Bill No. 1408

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:

7 **SECTION 1.** Section 25-3-25, Mississippi Code of 1972, is
8 amended as follows:

9 25-3-25. (1) Except as otherwise provided in subsections
10 (2) through (9), the salaries of sheriffs of the various counties
11 are fixed as full compensation for their services.

12 The annual salary for each sheriff shall be based upon the
13 total population of his county according to the latest federal
14 decennial census in the following categories and for the following
15 amounts; however, no sheriff shall be paid less than the salary
16 authorized under this section to be paid the sheriff based upon
17 the population of the county according to the most recent federal
18 decennial census:

19 (a) For counties with a total population of more than
20 one hundred thousand (100,000), a salary of * * * One Hundred Five
21 Thousand Dollars (\$105,000.00).

22 (b) For counties with a total population of more
23 than * * * forty-four thousand (44,000) and not more than one

hundred thousand (100,000), a salary of * * * Ninety-six Thousand Dollars (\$96,000.00).

(c) For counties with a total population of more than * * * thirty thousand (30,000) and not more than * * * forty-four thousand (44,000), a salary of * * * Ninety-one Thousand Dollars (\$91,000.00).

(d) For counties with a total population of more than * * * twelve thousand five hundred (12,500) and not more than * * * thirty thousand (30,000), a salary of * * * Eighty-six Thousand Dollars (\$86,000.00).

(e) For counties with a total population of not more than * * * twelve thousand five hundred (12,500), a salary of * * * Eighty-one Thousand Dollars (\$81,000.00).

(2) In addition to the salary provided for in subsection (1) of this section, the Board of Supervisors of Leflore County, in its discretion, may pay an annual supplement to the sheriff of the county in an amount not to exceed Ten Thousand Dollars (\$10,000.00). The Legislature finds and declares that the annual supplement authorized by this subsection is justified in such county for the following reasons:

(a) The Mississippi Department of Corrections operates and maintains a restitution center within the county;

(b) The Mississippi Department of Corrections operates and maintains a community work center within the county;

(c) There is a resident circuit court judge in the county whose office is located at the Leflore County Courthouse;

(d) There is a resident chancery court judge in the county whose office is located at the Leflore County Courthouse;

(e) The Magistrate for the Fourth Circuit Court District is located in the county and maintains his office at the Leflore County Courthouse;

(f) The Region VI Mental Health-Mental Retardation Center, which serves a multicounty area, calls upon the sheriff to provide security for out-of-town mental patients, as well as patients from within the county;

(g) The increased activity of the Child Support Division of the Department of Human Services in enforcing in the courts parental obligations has imposed additional duties on the sheriff; and

(h) The dispatchers of the enhanced E-911 system in place in Leflore County have been placed under the direction and control of the sheriff.

(3) In addition to the salary provided for in subsection (1) of this section, the Board of Supervisors of Rankin County, in its discretion, may pay an annual supplement to the sheriff of the county in an amount not to exceed Ten Thousand Dollars (\$10,000.00). The Legislature finds and declares that the annual supplement authorized by this subsection is justified in such county for the following reasons:

(a) The Mississippi Department of Corrections operates and maintains the Central Mississippi Correctional Facility within the county;

(b) The State Hospital is operated and maintained within the county at Whitfield;

(c) Hudspeth Regional Center, a facility maintained for the care and treatment of persons with an intellectual disability, is located within the county;

(d) The Mississippi Law Enforcement Officers Training Academy is operated and maintained within the county;

(e) The State Fire Academy is operated and maintained within the county;

(f) The Pearl River Valley Water Supply District, ordinarily known as the "Reservoir District," is located within the county;

(g) The Jackson-Medgar Wiley Evers International Airport is located within the county;

(h) The patrolling of the state properties located within the county has imposed additional duties on the sheriff; and

(i) The sheriff, in addition to providing security to the nearly one hundred thousand (100,000) residents of the county, has the duty to investigate, solve and assist in the prosecution of any misdemeanor or felony committed upon any state property located in Rankin County.

(4) In addition to the salary provided for in subsection (1) of this section, the Board of Supervisors of Neshoba County shall pay an annual supplement to the sheriff of the county an amount equal to Ten Thousand Dollars (\$10,000.00).

102 (5) In addition to the salary provided for in subsection (1)
103 of this section, the Board of Supervisors of Tunica County, in its
104 discretion, may pay an annual supplement to the sheriff of the
105 county an amount equal to Ten Thousand Dollars (\$10,000.00),
106 payable beginning April 1, 1997.

107 (6) In addition to the salary provided for in subsection (1)
108 of this section, the Board of Supervisors of Hinds County shall
109 pay an annual supplement to the sheriff of the county in an amount
110 equal to Fifteen Thousand Dollars (\$15,000.00). The Legislature
111 finds and declares that the annual supplement authorized by this
112 subsection is justified in such county for the following reasons:

113 (a) Hinds County has the greatest population of any
114 county, two hundred fifty-four thousand four hundred forty-one
115 (254,441) by the 1990 census, being almost one hundred thousand
116 (100,000) more than the next most populous county;

117 (b) Hinds County is home to the State Capitol and the
118 seat of all state government offices;

119 (c) Hinds County is the third largest county in
120 geographic area, containing eight hundred seventy-five (875)
121 square miles;

122 (d) Hinds County is comprised of two (2) judicial
123 districts, each having a courthouse and county office buildings;

124 (e) There are four (4) resident circuit judges, four
125 (4) resident chancery judges, and three (3) resident county judges
126 in Hinds County, the most of any county, with the sheriff acting

as chief executive officer and provider of bailiff services for all;

(f) The main offices for the clerk and most of the judges and magistrates for the United States District Court for the Southern District of Mississippi are located within the county;

(g) The state's only urban university, Jackson State University, is located within the county;

(h) The University of Mississippi Medical Center, combining the medical school, dental school, nursing school and hospital, is located within the county;

(i) Mississippi Veterans Memorial Stadium, the state's largest sports arena, is located within the county;

(j) The Mississippi State Fairgrounds, including the Coliseum and Trade Mart, are located within the county;

(k) Hinds County has the largest criminal population in the state, such that the Hinds County Sheriff's Department operates the largest county jail system in the state, housing almost one thousand (1,000) inmates in three (3) separate detention facilities;

(l) The Hinds County Sheriff's Department handles more mental and drug and alcohol commitment cases than any other sheriff's department in the state;

(m) The Mississippi Department of Corrections maintains a restitution center within the county;

(n) The Mississippi Department of Corrections regularly houses as many as one hundred (100) state convicts within the Hinds County jail system; and

(o) The Hinds County Sheriff's Department is regularly asked to provide security services not only at the Fairgrounds and Memorial Stadium, but also for events at the Mississippi Museum of Art and Jackson City Auditorium.

(7) In addition to the salary provided for in subsection (1) of this section, the Board of Supervisors of Wilkinson County, in its discretion, may pay an annual supplement to the sheriff of the county in an amount not to exceed Ten Thousand Dollars (\$10,000.00). The Legislature finds and declares that the annual supplement authorized by this subsection is justified in such county because the Mississippi Department of Corrections contracts for the private incarceration of state inmates at a private correctional facility within the county.

(8) In addition to the salary provided for in subsection (1) of this section, the Board of Supervisors of Marshall County, in its discretion, may pay an annual supplement to the sheriff of the county in an amount not to exceed Ten Thousand Dollars (\$10,000.00). The Legislature finds and declares that the annual supplement authorized by this subsection is justified in such county because the Mississippi Department of Corrections contracts for the private incarceration of state inmates at a private correctional facility within the county.

(9) In addition to the salary provided in subsection (1) of this section, the Board of Supervisors of Greene County, in its discretion, may pay an annual supplement to the sheriff of the county in an amount not to exceed Ten Thousand Dollars (\$10,000.00). The Legislature finds and declares that the annual supplement authorized by this subsection is justified in such county for the following reasons:

(a) The Mississippi Department of Corrections operates and maintains the South Mississippi Correctional Facility within the county;

(b) In 1996, additional facilities to house another one thousand four hundred sixteen (1,416) male offenders were constructed at the South Mississippi Correctional Facility within the county; and

(c) The patrolling of the state properties located within the county has imposed additional duties on the sheriff justifying additional compensation.

(10) In addition to the salary provided in subsection (1) of this section, the board of supervisors of any county, in its discretion, may pay an annual supplement to the sheriff of the county in an amount not to exceed Ten Thousand Dollars (\$10,000.00). The amount of the supplement shall be spread on the minutes of the board. The annual supplement authorized in this subsection shall not be in addition to the annual supplements authorized in subsections (2) through (9).

(11) In addition to the salary provided in subsection (1) and the supplements authorized in subsections (2) through (10), the board of supervisors of any county, in its discretion, may pay an annual supplement in an amount not to exceed Ten Thousand Dollars (\$10,000.00) to the sheriff of any county in which a juvenile detention center is located. The amount of the supplement shall be spread on the minutes of the board.

(* * *12) (a) The salaries provided in this section shall be payable monthly on the first day of each calendar month by chancery clerk's warrant drawn on the general fund of the county; however, the board of supervisors, by resolution duly adopted and entered on its minutes, may provide that such salaries shall be paid semimonthly on the first and fifteenth day of each month. If a pay date falls on a weekend or legal holiday, salary payments shall be made on the workday immediately preceding the weekend or legal holiday.

(b) At least Ten Dollars (\$10.00) from each fee collected and deposited into the county's general fund under the provisions of paragraphs (a), (c) and (g) of subsection (1) of Section 25-7-19 shall be used for the sheriffs' salaries authorized in Section 25-3-25; as such Ten Dollar (\$10.00) amount was authorized during the 2007 Regular Session in Chapter 331, Laws of 2007, for the purpose of providing additional monies to the counties for sheriffs' salaries.

(* * *13) (a) All sheriffs, each year, shall attend twenty (20) hours of continuing education courses in law enforcement.

228 Such courses shall be approved by the Mississippi Board on Law
229 Enforcement Officers Standards and Training. Such education
230 courses may be provided by an accredited law enforcement academy
231 or by the Mississippi Sheriffs' Association.

232 (b) The Mississippi Board on Law Enforcement Officers
233 Standards and Training shall reimburse each county for the
234 expenses incurred by sheriffs and deputy sheriffs for attendance
235 at any approved training programs as required by this subsection.

236 **SECTION 2.** This act shall take effect and be in force from
237 and after October 1, 2022.

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

1 AN ACT TO AMEND SECTION 25-3-25, MISSISSIPPI CODE OF 1972, TO
2 INCREASE THE ANNUAL SALARIES OF THE COUNTY SHERIFFS; TO AUTHORIZE
3 THE BOARD OF SUPERVISORS TO PAY AN ANNUAL SUPPLEMENT TO THE
4 SHERIFF OF ANY COUNTY IN WHICH A JUVENILE DETENTION CENTER IS
5 LOCATED; AND FOR RELATED PURPOSES.

SS36\HB1408A.J

Eugene S. Clarke
Secretary of the Senate