

By: Representative Rosebud

To: Judiciary B

HOUSE BILL NO. 1009

1 AN ACT TO AMEND SECTION 45-1-19, MISSISSIPPI CODE OF 1972, TO
 2 REQUIRE THE DEPARTMENT OF PUBLIC SAFETY TO ANNUALLY PROVIDE, BY
 3 SEPTEMBER 1 OF EACH YEAR, A DETAILED REPORT OF ITS HIRING
 4 PRACTICES FOR THE OFFICE OF CAPITOL POLICE TO THE GOVERNOR,
 5 LIEUTENANT GOVERNOR AND THE SPEAKER OF THE HOUSE OF
 6 REPRESENTATIVES; TO PROVIDE THE INFORMATION TO BE INCLUDED IN THE
 7 REPORT; AND FOR RELATED PURPOSES.

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

9 **SECTION 1.** Section 45-1-19, Mississippi Code of 1972, is
 10 amended as follows:

11 45-1-19. (1) (a) The Department of Public Safety, through
 12 the Office of Capitol Police, shall have jurisdiction relative to
 13 the enforcement of all laws of the State of Mississippi on the
 14 properties, from curb to curb, including adjoining streets,
 15 sidewalks and leased parking lots within the Capitol Complex, set
 16 forth in Section 29-5-2, the Court of Appeals Building, the
 17 Mississippi Department of Transportation Building and the Public
 18 Employees' Retirement System Building, and any property purchased,
 19 constructed or otherwise acquired by the State of Mississippi for
 20 conducting state business and not specifically under the



21 supervision and care by any other state entity, but which is
22 reasonably assumed the Department of Public Safety would be
23 responsible for such. The Department of Public Safety shall,
24 through any person or persons appointed by the commissioner, make
25 arrests for any violation of any law of the State of Mississippi
26 on the grounds of or within those properties. The Department of
27 Public Safety shall, in addition, enforce the provisions of this
28 section and Sections 29-5-57 through 29-5-67, 29-5-73 through
29 29-5-75, and 29-5-81 through 29-5-95, and prescribe such rules and
30 regulations as are necessary therefor. The powers and duties
31 related to the administration of Sections 29-5-57 through 29-5-67,
32 29-5-73 through 29-5-75, and 29-5-81 through 29-5-95 shall remain
33 with the Department of Finance and Administration.

34 (b) The Department of Public Safety shall annually
35 provide a detailed report of its hiring practices for the Office
36 of Capitol Police to the Governor, Lieutenant Governor and the
37 Speaker of the House of Representatives. Such report shall be
38 submitted by September 1 of each year and shall include details on
39 the following information:

40 (i) The number of new positions hired and whether
41 they were replacing former employees or were newly created;

42 (ii) Reasons why employees were dismissed if they
43 were dismissed for cause, if any;

44 (iii) Reasons why employees left the office on
45 their own accord, if any;



46 (iv) Experience level of the positions hired;
47 (v) The demographic information of the people who
48 were hired including, but not limited to, race, gender and
49 national origin;
50 (vi) The hiring process used; and
51 (vii) Any other information that the Department of
52 Public Safety deems important regarding its hiring practices.

53 (2) Subject to the approval of the Board of Trustees of
54 State Institutions of Higher Learning, the Board of Trustees and
55 the Department of Public Safety shall be authorized to enter into
56 a contract for the Department of Public Safety to supply the
57 security personnel with jurisdiction to enforce all laws of the
58 State of Mississippi on the property of the Board of Trustees
59 located at the corner of Ridgewood Road and Lakeland Drive in the
60 City of Jackson.

61 (3) The Department of Public Safety and the Department of
62 Agriculture are authorized to enter into a contract for the
63 Department of Public Safety to have jurisdiction and enforce all
64 laws of the State of Mississippi on the property of the Department
65 of Agriculture located at 121 North Jefferson Street and the new
66 Farmers Market Building located at the corner of High and
67 Jefferson Streets in the City of Jackson, Hinds County,
68 Mississippi. It is the intent of the Legislature that the
69 Department of Public Safety will not post any security personnel



70 at such buildings, but will provide regular vehicle patrols and
71 responses to security system alarms.

72 (4) The Department of Public Safety and the Mississippi Fair
73 Commission are authorized to enter into a contract for the
74 Department of Public Safety to have jurisdiction and enforce all
75 laws of the State of Mississippi on the property of the
76 Mississippi Fair Commission known as the "Mississippi State
77 Fairgrounds Complex" and any and all of its outlying buildings and
78 property. The Department of Public Safety and the Mississippi
79 Fair Commission are authorized to enter into a contract for the
80 Department of Public Safety to supply the security personnel to
81 the Mississippi Fair Commission with jurisdiction to enforce all
82 laws of the State of Mississippi on this property and any and all
83 buildings on this property.

84 (5) The Department of Public Safety and the Department of
85 Revenue are authorized to enter into a contract for the Department
86 of Public Safety to supply the security personnel with
87 jurisdiction to enforce all laws of the State of Mississippi at
88 the Alcoholic Beverage Control facility and the Department of
89 Revenue main office.

90 (6) The Department of Public Safety shall have jurisdiction
91 relative to the enforcement of all laws of the State of
92 Mississippi within the boundaries of the Capitol Complex
93 Improvement District created in Section 29-5-203. The Department
94 of Public Safety shall, through any person or persons appointed by



95 the Department of Public Safety, make arrests for any violation of
96 any law of the State of Mississippi which occurs within the
97 boundaries of the district. The jurisdiction of the Department of
98 Public Safety under this subsection (6) shall be concurrent with
99 the jurisdiction of the City of Jackson, Mississippi, and that of
100 Hinds County, Mississippi. At any time and/or during any event
101 necessitating the coordination of and/or utilization at multiple
102 jurisdictions, the Department of Public Safety shall be the lead
103 agency when the event occurs on property as defined herein. The
104 jurisdiction and authority of the Department of Public Safety
105 under this subsection (6) shall be in addition to any other
106 jurisdiction and authority provided to the department under this
107 section or any other law.

108 (7) The Department of Public Safety is authorized to enter
109 into a contract with any county for the county to take custody of
110 the misdemeanor offenders arrested under the authority granted
111 under this section.

112 (8) All accrued personal leave earned pursuant to Section
113 25-3-93, accrued major medical leave earned pursuant to Section
114 25-3-95, accrued state compensatory leave earned pursuant to
115 Section 25-3-92, and compensatory leave earned pursuant to the
116 Fair Labor Standards Act (FLSA) shall transfer from the Department
117 of Finance and Administration to the Department of Public Safety
118 for all employees transferred under this section.



119 **SECTION 2.** This act shall take effect and be in force from
120 and after July 1, 2023.

