

By: Senator(s) Hickman

To: Judiciary, Division A

SENATE BILL NO. 2199

1 AN ACT TO AMEND SECTION 19-23-13, MISSISSIPPI CODE OF 1972,
2 TO CLARIFY THAT A COUNTY PROSECUTING ATTORNEY MAY DEFEND ANY
3 PERSON IN ANY CRIMINAL PROSECUTION NOT WITHIN THE COUNTY IN WHICH
4 HE OR SHE IS THE COUNTY PROSECUTING ATTORNEY; AND FOR RELATED
5 PURPOSES.

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

7 **SECTION 1.** Section 19-23-13, Mississippi Code of 1972, is
8 amended as follows:

9 19-23-13. The county prosecuting attorney shall not
10 represent or defend any person in any criminal prosecution in the
11 name of the state, county or municipality of the county, nor shall
12 he or she give any advice against the state, his or her county or
13 in a criminal case against a municipality of his or her county,
14 and shall not represent any person in any case against the state,
15 his or her county, or in a criminal case arising in a municipal
16 court of his or her county. Nothing herein shall prohibit any
17 county prosecuting attorney from defending any person in any
18 criminal prosecution in any county not within the * * * county in
19 which he or she is the county prosecuting attorney.



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

