

By: Senator(s) Hickman, Simmons (12th)

To: Judiciary, Division A

COMMITTEE SUBSTITUTE  
FOR  
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 its passage.

