

By: Senator(s) Fillingane

To: Judiciary, Division B

SENATE BILL NO. 2343

1 AN ACT TO BRING FORWARD SECTION 45-1-19, MISSISSIPPI CODE OF  
2 1972, WHICH PROVIDES THE JURISDICTION OF THE OFFICE OF CAPITOL  
3 POLICE WITHIN THE DEPARTMENT OF PUBLIC SAFETY, FOR THE PURPOSES OF  
4 POSSIBLE AMENDMENT; AND FOR RELATED PURPOSES.

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

6 **SECTION 1.** Section 45-1-19, Mississippi Code of 1972, is  
7 brought forward as follows:

8 45-1-19. (1) The Department of Public Safety, through the  
9 Office of Capitol Police, shall have jurisdiction relative to the  
10 enforcement of all laws of the State of Mississippi on the  
11 properties, from curb to curb, including adjoining streets,  
12 sidewalks and leased parking lots within the Capitol Complex, set  
13 forth in Section 29-5-2, the Court of Appeals Building, the  
14 Mississippi Department of Transportation Building and the Public  
15 Employees' Retirement System Building, and any property purchased,  
16 constructed or otherwise acquired by the State of Mississippi for  
17 conducting state business and not specifically under the  
18 supervision and care by any other state entity, but which is  
19 reasonably assumed the Department of Public Safety would be



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

31 (2) Subject to the approval of the Board of Trustees of  
32 State Institutions of Higher Learning, the Board of Trustees and  
33 the Department of Public Safety shall be authorized to enter into  
34 a contract for the Department of Public Safety to supply the  
35 security personnel with jurisdiction to enforce all laws of the  
36 State of Mississippi on the property of the Board of Trustees  
37 located at the corner of Ridgewood Road and Lakeland Drive in the  
38 City of Jackson.

39 (3) The Department of Public Safety and the Department of  
40 Agriculture are authorized to enter into a contract for the  
41 Department of Public Safety to have jurisdiction and enforce all  
42 laws of the State of Mississippi on the property of the Department  
43 of Agriculture located at 121 North Jefferson Street and the new  
44 Farmers Market Building located at the corner of High and



45 Jefferson Streets in the City of Jackson, Hinds County,  
46 Mississippi. It is the intent of the Legislature that the  
47 Department of Public Safety will not post any security personnel  
48 at such buildings, but will provide regular vehicle patrols and  
49 responses to security system alarms.

50 (4) The Department of Public Safety and the Mississippi Fair  
51 Commission are authorized to enter into a contract for the  
52 Department of Public Safety to have jurisdiction and enforce all  
53 laws of the State of Mississippi on the property of the  
54 Mississippi Fair Commission known as the "Mississippi State  
55 Fairgrounds Complex" and any and all of its outlying buildings and  
56 property. The Department of Public Safety and the Mississippi  
57 Fair Commission are authorized to enter into a contract for the  
58 Department of Public Safety to supply the security personnel to  
59 the Mississippi Fair Commission with jurisdiction to enforce all  
60 laws of the State of Mississippi on this property and any and all  
61 buildings on this property.

62 (5) The Department of Public Safety and the Department of  
63 Revenue are authorized to enter into a contract for the Department  
64 of Public Safety to supply the security personnel with  
65 jurisdiction to enforce all laws of the State of Mississippi at  
66 the Alcoholic Beverage Control facility and the Department of  
67 Revenue main office.

68 (6) The Department of Public Safety shall have jurisdiction  
69 relative to the enforcement of all laws of the State of



70 Mississippi within the boundaries of the Capitol Complex  
71 Improvement District created in Section 29-5-203. The Department  
72 of Public Safety shall, through any person or persons appointed by  
73 the Department of Public Safety, make arrests for any violation of  
74 any law of the State of Mississippi which occurs within the  
75 boundaries of the district. The jurisdiction of the Department of  
76 Public Safety under this subsection (6) shall be concurrent with  
77 the jurisdiction of the City of Jackson, Mississippi, and that of  
78 Hinds County, Mississippi. At any time and/or during any event  
79 necessitating the coordination of and/or utilization at multiple  
80 jurisdictions, the Department of Public Safety shall be the lead  
81 agency when the event occurs on property as defined herein. The  
82 jurisdiction and authority of the Department of Public Safety  
83 under this subsection (6) shall be in addition to any other  
84 jurisdiction and authority provided to the department under this  
85 section or any other law.

86 (7) The Department of Public Safety is authorized to enter  
87 into a contract with any county for the county to take custody of  
88 the misdemeanor offenders arrested under the authority granted  
89 under this section.

90 (8) All accrued personal leave earned pursuant to Section  
91 25-3-93, accrued major medical leave earned pursuant to Section  
92 25-3-95, accrued state compensatory leave earned pursuant to  
93 Section 25-3-92, and compensatory leave earned pursuant to the  
94 Fair Labor Standards Act (FLSA) shall transfer from the Department



95 of Finance and Administration to the Department of Public Safety  
96 for all employees transferred under this section.

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

