

**Adopted
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

Senate Bill No. 2353

BY: Committee

**Amend by striking all after the enacting clause and inserting
in lieu thereof the following:**

12 **SECTION 1.** Section 23-15-227, Mississippi Code of 1972, is
13 amended as follows:

14 23-15-227. (1) The poll managers shall be each entitled
15 to * * * One Hundred Fifty Dollars (\$150.00) for each election;
16 however, the board of supervisors may, in its discretion, pay the
17 poll managers an additional amount not to exceed Fifty Dollars
18 (\$50.00) per election.

19 * * *

20 (* * * 2) The poll manager who shall carry to the place of
21 voting, away from the courthouse, the official ballots, ballot



22 boxes, pollbooks and other necessities, shall be allowed * * *
23 Thirty Dollars (\$30.00) for each voting precinct for so doing.
24 The poll manager who acts as returning officer shall be allowed
25 * * * Thirty Dollars (\$30.00) for each voting precinct for that
26 service. If a person who performs the duties described in this
27 subsection uses a privately owned motor vehicle to perform them,
28 he or she shall receive for each mile actually and necessarily
29 traveled in excess of ten (10) miles, the mileage reimbursement
30 rate allowable to federal employees for the use of a privately
31 owned vehicle while on official travel.

32 (4) The compensation authorized in this section shall be
33 allowed by the board of supervisors, and shall be payable out of
34 the county treasury; provided, however, that any compensation for
35 additional pandemic pay due to a public health emergency may be
36 payable from federal funds available for such purpose, or a
37 combination of both county and federal funding sources.

38 (5) The compensation provided in this section shall
39 constitute payment in full for the services rendered by the
40 persons named for any election, whether there be one (1) election
41 or issue voted upon, or more than one (1) election or issue voted
42 upon at the same time.

43 (6) The Secretary of State shall promulgate rules and
44 regulations as are necessary to ensure the safety of poll
45 managers, election commissioners, electors and their families at
46 the voting precincts during a COVID-19 public health risk or other



47 public health risk declared by the Governor where the appearance
48 of such persons may result in exposure to such risk or the
49 exposure of other persons to such risk.

50 **SECTION 2.** Section 23-15-229, Mississippi Code of 1972, is
51 amended as follows:

52 23-15-229. The compensation for poll managers and other
53 workers in the polling places of a municipality shall be the same
54 as the compensation paid by the county for those services;
55 provided, however, that the governing authorities of a
56 municipality shall not be required to pay any additional
57 compensation authorized by the board of supervisors. The
58 governing authorities of a municipality may, in their discretion,
59 pay clerks and poll managers in the polling places of the
60 municipality an additional amount of compensation not to exceed
61 Fifty Dollars (\$50.00) per election * * *. Such compensation
62 shall be payable out of the county general fund, and may be
63 payable from federal funds available for such purpose, or a
64 combination of both funding sources.

65 **SECTION 3.** Section 23-15-239, Mississippi Code of 1972, is
66 amended as follows:

67 23-15-239. (1) The executive committee of each county, in
68 the case of a primary election, or the election commissioners of
69 each county, in the case of all other elections, in conjunction
70 with the circuit clerk, shall, in the years in which counties
71 conduct an election, sponsor and conduct, not less than five (5)



72 days before each election, not less than four (4) hours and not
73 more than eight (8) hours of poll manager training to instruct
74 poll managers as to their duties in the proper administration of
75 the election and the operation of the polling place. Any poll
76 manager who completes the online training course provided by the
77 Secretary of State shall only be required to complete two (2)
78 hours of in-person poll manager training. No poll manager shall
79 serve in any election unless he or she has received these
80 instructions once during the twelve (12) months immediately
81 preceding the date upon which the election is held; however,
82 nothing in this section shall prevent the appointment of an
83 alternate poll manager to fill a vacancy in case of an emergency.
84 The county executive committee or the election commissioners, as
85 appropriate, shall train a sufficient number of alternates to
86 serve in the event a poll manager is unable to serve for any
87 reason.

88 (2) (a) If it is eligible under Section 23-15-266, the
89 county executive committee may enter into a written agreement with
90 the circuit clerk or the county election commission authorizing
91 the circuit clerk or the county election commission to perform any
92 of the duties required of the county executive committee pursuant
93 to this section. Any agreement entered into pursuant to this
94 subsection shall be signed by the chair of the county executive
95 committee and the circuit clerk or the chair of the county
96 election commission, as appropriate. The county executive



97 committee shall notify the state executive committee and the
98 Secretary of State of the existence of the agreement.

99 (b) If it is eligible under Section 23-15-266, the
100 municipal executive committee may enter into a written agreement
101 with the municipal clerk or the municipal election commission
102 authorizing the municipal clerk or the municipal election
103 commission to perform any of the duties required of the municipal
104 executive committee pursuant to this section. Any agreement
105 entered into pursuant to this subsection shall be signed by the
106 chair of the municipal executive committee and the municipal clerk
107 or the chair of the municipal election commission, as appropriate.
108 The municipal executive committee shall notify the state executive
109 committee and the Secretary of State of the existence of the
110 agreement.

111 (3) The board of supervisors and the municipal governing
112 authority, in their discretion, may compensate poll managers who
113 attend these training sessions. The compensation shall be at a
114 rate of not less than the federal hourly minimum wage nor more
115 than * * * Twenty Dollars (\$20.00) per hour. Poll managers shall
116 not be compensated for more than sixteen (16) hours of attendance
117 at the training sessions regardless of the actual amount of time
118 that they attended the training sessions.

119 (4) The time and location of the training sessions required
120 pursuant to this section shall be announced to the general public
121 by posting a notice thereof at the courthouse and by delivering a



122 copy of the notice to the office of a newspaper having general
123 circulation in the county five (5) days before the date upon which
124 the training session is to be conducted. Persons who will serve
125 as poll watchers for candidates and political parties, as well as
126 members of the general public, shall be allowed to attend the
127 sessions.

128 (5) Subject to the following annual limitations, the
129 election commissioners shall be entitled to receive a per diem in
130 the amount of One Hundred Dollars (\$100.00), to be paid from the
131 county general fund, for every day or period of no less than five
132 (5) hours accumulated over two (2) or more days actually employed
133 in the performance of their duties for the necessary time spent in
134 conducting training sessions as required by this section:

135 (a) In counties having less than fifteen thousand
136 (15,000) residents according to the latest federal decennial
137 census, not more than five (5) days per year;

138 (b) In counties having fifteen thousand (15,000)
139 residents according to the latest federal decennial census but
140 less than thirty thousand (30,000) residents according to the
141 latest federal decennial census, not more than eight (8) days per
142 year;

143 (c) In counties having thirty thousand (30,000)
144 residents according to the latest federal decennial census but
145 less than seventy thousand (70,000) residents according to the



146 latest federal decennial census, not more than ten (10) days per
147 year;

148 (d) In counties having seventy thousand (70,000)
149 residents according to the latest federal decennial census but
150 less than ninety thousand (90,000) residents according to the
151 latest federal decennial census, not more than twelve (12) days
152 per year;

153 (e) In counties having ninety thousand (90,000)
154 residents according to the latest federal decennial census but
155 less than one hundred seventy thousand (170,000) residents
156 according to the latest federal decennial census, not more than
157 fifteen (15) days per year;

158 (f) In counties having one hundred seventy thousand
159 (170,000) residents according to the latest federal decennial
160 census but less than two hundred thousand (200,000) residents
161 according to the latest federal decennial census, not more than
162 eighteen (18) days per year;

163 (g) In counties having two hundred thousand (200,000)
164 residents according to the latest federal decennial census but
165 less than two hundred twenty-five thousand (225,000) residents
166 according to the latest federal decennial census, not more than
167 nineteen (19) days per year;

168 (h) In counties having two hundred twenty-five thousand
169 (225,000) residents or more according to the latest federal
170 decennial census, not more than twenty-two (22) days per year.



171 (6) Election commissioners shall claim the per diem
172 authorized in subsection (5) of this section in the manner
173 provided for in Section 23-15-153(6).

174 (7) (a) To provide poll manager training, the Secretary of
175 State has developed a single, comprehensive poll manager training
176 program to ensure uniform, secure elections throughout the state.
177 The program includes online training on all state and federal
178 election laws and procedures and voting machine opening and
179 closing procedures.

180 (b) County poll managers who individually access and
181 complete the online training program, including all skills
182 assessments, at least five (5) days before an election shall be
183 defined as "certified poll managers," and entitled to a
184 "Certificate of Completion."

185 (c) At least one (1) certified poll manager shall be
186 appointed by the county election officials to work in each polling
187 place in the county during each general election.

188 **SECTION 4.** This act shall take effect and be in force from
189 and after July 1, 2023, and shall stand repealed on June 30, 2023.

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

1 AN ACT TO AMEND SECTION 23-15-227, MISSISSIPPI CODE OF 1972,
2 TO INCREASE THE POLL MANAGERS COMPENSATION TO ONE HUNDRED FIFTY
3 DOLLARS; TO INCREASE THE COMPENSATION OF THE POLL MANAGERS WHO
4 CARRY AND RETURN THE BALLOTS TO THIRTY DOLLARS; TO MAKE A MINOR,
5 NONSUBSTANTIVE CHANGE; TO AMEND SECTION 23-15-229, MISSISSIPPI
6 CODE OF 1972, TO MAKE A MINOR, NONSUBSTANTIVE CHANGE; TO AMEND



7 SECTION 23-15-239, MISSISSIPPI CODE OF 1972, TO INCREASE THE
8 MAXIMUM ALLOWED COMPENSATION TO NOT MORE THAN TWENTY DOLLARS FOR
9 POLL WORKERS FOR ATTENDING REQUIRED TRAINING; AND FOR RELATED
10 PURPOSES.

