

Senate Amendments to House Bill No. 1020

TO THE CLERK OF THE HOUSE:

THIS IS TO INFORM YOU THAT THE SENATE HAS ADOPTED THE AMENDMENTS SET OUT BELOW:

AMENDMENT NO. 1

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

46 SECTION 1. (1) There shall be three (3) temporary special
47 circuit judges for the Seventh Circuit Court District with no
48 limitation whatsoever upon the powers and duties of the said
49 judges other than as cast upon them by the Constitution and laws
50 of this state.

51 (2) There shall be two (2) temporary special circuit judges
52 for the Seventh Circuit Court District with the limitation upon
53 the powers and duties of the judges authorized under this
54 subsection that the judges shall hear only criminal matters, as
55 well as those limitations cast upon them by the Constitution and
56 laws of this state.

57 (3) No later than fifteen (15) days after the passage of
58 this act, the Chief Justice of the Supreme Court shall appoint the
59 judges authorized under this section. The Chief Justice of the
60 Supreme Court may elect to reappoint circuit judges currently
61 serving on a temporary basis in the Seventh Circuit Court
62 District.

63 (4) This section shall stand repealed on December 1, 2026.

64 **SECTION 2.** The public defender of the Seventh Circuit Court
65 District may appoint three (3) full-time assistant public
66 defenders in addition to those appointed under Section 25-32-3.
67 Said full-time assistant public defenders shall receive
68 compensation in an amount equal to full-time assistant public
69 defenders in the Seventh Circuit Court District subject to
70 available funds specifically appropriated therefor by the
71 Legislature.

72 **SECTION 3.** Section 19-23-21, Mississippi Code of 1972, is
73 amended as follows:

74 19-23-21. (1) The county attorney of any county bordering
75 on the Gulf of Mexico and having two (2) judicial districts may
76 appoint an assistant county attorney from the judicial district in
77 which the county attorney does not reside, to serve for a term
78 commensurate with the county attorney; the assistant county
79 attorney shall receive the same salary, mileage expense account
80 and secretarial assistance as provided by law for the county
81 attorney and shall have the same duties and powers as the county
82 attorney, subject to the direction of the county attorney.

83 (2) (a) The county attorney of any county housing the seat
84 of state government, wherein U.S. Highways 80 and 49 intersect,
85 and having two (2) judicial districts, may appoint two (2)
86 temporary assistant county attorneys; the temporary assistant
87 county attorneys shall receive the same salary, mileage expense
88 account and secretarial assistance as provided by law for the

89 county attorney to be paid from funds specifically appropriated
90 therefor by the Legislature; the temporary assistant county
91 attorneys shall have the same duties and powers as the county
92 attorney, subject to the direction of the county attorney.

93 (b) This subsection shall stand repealed on December 1,
94 2026.

95 **SECTION 4.** Section 9-7-25, Mississippi Code of 1972, is
96 amended as follows:

97 9-7-25. (1) There shall be four (4) circuit judges for the
98 Seventh Circuit Court District. One (1) judge shall be elected
99 from each subdistrict as provided by Section 9-7-23(2) (a) through
100 (d).

101 (2) While there shall be no limitation whatsoever upon the
102 powers and duties of the said judges other than as cast upon them
103 by the Constitution and laws of this state, the court in the First
104 Judicial District of Hinds County, in the discretion of the senior
105 circuit judge, may be divided into civil and criminal divisions as
106 a matter of convenience, by the entry of an order upon the minutes
107 of the court.

108 (3) By October 1, 2023, the clerk of the Seventh Circuit
109 Court District in conjunction with the Administrative Office of
110 Courts shall provide case disposition and caseload data in the
111 district from January 1, 2017, to September 15, 2023, to the
112 Chairs of the Senate Judiciary, Division A and the House Judiciary
113 A Committees and the Chairs of the Senate and House Appropriations
114 Committees for the purpose of assisting the Legislature in its

115 consideration to authorize one (1) circuit judge for the Seventh
116 Circuit Court District in addition to the judges authorized in
117 subsection (1) of this section. Any judge to be authorized under
118 this subsection shall be elected from the subdistrict as provided
119 by Section 9-7-23(2) (e).

120 **SECTION 5.** Section 9-7-23, Mississippi Code of 1972, is
121 amended as follows:

122 9-7-23. (1) The Seventh Circuit Court District shall be
123 Hinds County.

124 (2) The Seventh Circuit Court District shall be divided into
125 four (4) subdistricts in Hinds County as follows:

126 (a) Subdistrict 7-1 shall consist of the following
127 precincts in Hinds County: 1, 2, 4, 5, 6, 8, 9, 10, 32, 33, 34,
128 35, 36, 44, 45, 46, 47, 72, 73, 74, 75, 76, 77, 78, 79, 92, 93, 96
129 and 97.

130 (b) Subdistrict 7-2 shall consist of the following
131 precincts in Hinds County: 11, 12, 13, 14, 15, 16, 17, 23, 27,
132 28, 29, 30, 37, 38, 39, 40, 41, 42, 43, 80, 81, 82, 83, 84, 85,
133 Brownsville, Cynthia, Pocahontas and Tinnin.

134 (c) Subdistrict 7-3 shall consist of the following
135 precincts in Hinds County: 18, 19, 20, 21, 22, 24, 25, 26, 31,
136 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 66,
137 67, 68, 69, 70, 71, 86, 89, and Jackson State.

138 (d) Subdistrict 7-4 shall consist of the following
139 precincts in Hinds County: 87, 88, 90, 91, 94, 95, Bolton, Byram
140 1, Byram 2, Cayuga, Chapel Hill, Clinton 1, Clinton 2, Clinton 3,

141 Clinton 4, Clinton 5, Clinton 6, Dry Grove, Edwards, Learned, Old
142 Byram, Pinehaven, Raymond 1, Raymond 2, Spring Ridge, St. Thomas,
143 Terry, Utica 1 and Utica 2.

144 (e) Subdistrict 7-5 shall consist of the precincts in
145 Hinds County to be determined by the Legislature before January 1,
146 2026.

147 **SECTION 6.** (1) Subject to the availability of funds
148 specifically appropriated therefor, the Department of Public
149 Safety shall:

150 (a) Issue all patrol law enforcement officers within
151 the Office of Capitol Police body-worn cameras which shall be worn
152 on the uniforms of the patrol officers; and

153 (b) Equip all patrol vehicles used by law enforcement
154 officers within the Office of Capitol Police with vehicle cameras.

155 (2) Body-worn cameras and vehicle cameras required under
156 this section shall be kept in good working condition and shall be
157 operational while an officer or vehicle is on patrol.

158 (3) As used in this section the following words have the
159 meaning herein ascribed unless the context clearly requires
160 otherwise:

161 (a) "Body-worn camera" means a device that is worn by a
162 law enforcement officer which has the capability of electronically
163 recording audio and video of the activities of the officer.

164 (b) "Vehicle camera" means a device that is equipped to
165 a law enforcement vehicle which has the capability of

166 electronically recording audio and video of the activities of the
167 vehicle's surroundings.

168 **SECTION 7.** Section 45-1-19, Mississippi Code of 1972, is
169 amended as follows:

170 45-1-19. (1) The Department of Public Safety, through the
171 Office of Capitol Police, shall have jurisdiction relative to the
172 enforcement of all laws of the State of Mississippi on the
173 properties, from curb to curb, including adjoining streets,
174 sidewalks and leased parking lots within the Capitol Complex, set
175 forth in Section 29-5-2, the Governor's Mansion, the Court of
176 Appeals Building, the Mississippi Department of Transportation
177 Building and the Public Employees' Retirement System Building, and
178 any property purchased, constructed or otherwise acquired by the
179 State of Mississippi for conducting state business and not
180 specifically under the supervision and care by any other state
181 entity, but which is reasonably assumed the Department of Public
182 Safety would be responsible for such. The Department of Public
183 Safety shall, through any person or persons appointed by the
184 commissioner, make arrests for any violation of any law of the
185 State of Mississippi on the grounds of or within those properties.
186 The Department of Public Safety shall, in addition, enforce the
187 provisions of this section and Sections 29-5-57 through 29-5-67,
188 29-5-73 through 29-5-75, and 29-5-81 through 29-5-95, and
189 prescribe such rules and regulations as are necessary therefor.
190 The powers and duties related to the administration of Sections
191 29-5-57 through 29-5-67, 29-5-73 through 29-5-75, and 29-5-81

192 through 29-5-95 shall remain with the Department of Finance and
193 Administration.

194 (2) Subject to the approval of the Board of Trustees of
195 State Institutions of Higher Learning, the Board of Trustees and
196 the Department of Public Safety shall be authorized to enter into
197 a contract for the Department of Public Safety to supply the
198 security personnel with jurisdiction to enforce all laws of the
199 State of Mississippi on the property of the Board of Trustees
200 located at the corner of Ridgewood Road and Lakeland Drive in the
201 City of Jackson.

202 (3) The Department of Public Safety and the Department of
203 Agriculture are authorized to enter into a contract for the
204 Department of Public Safety to have jurisdiction and enforce all
205 laws of the State of Mississippi on the property of the Department
206 of Agriculture located at 121 North Jefferson Street and the new
207 Farmers Market Building located at the corner of High and
208 Jefferson Streets in the City of Jackson, Hinds County,
209 Mississippi. It is the intent of the Legislature that the
210 Department of Public Safety will not post any security personnel
211 at such buildings, but will provide regular vehicle patrols and
212 responses to security system alarms.

213 (4) The Department of Public Safety and the Mississippi Fair
214 Commission are authorized to enter into a contract for the
215 Department of Public Safety to have jurisdiction and enforce all
216 laws of the State of Mississippi on the property of the
217 Mississippi Fair Commission known as the "Mississippi State

218 Fairgrounds Complex" and any and all of its outlying buildings and
219 property. The Department of Public Safety and the Mississippi
220 Fair Commission are authorized to enter into a contract for the
221 Department of Public Safety to supply the security personnel to
222 the Mississippi Fair Commission with jurisdiction to enforce all
223 laws of the State of Mississippi on this property and any and all
224 buildings on this property.

225 (5) The Department of Public Safety and the Department of
226 Revenue are authorized to enter into a contract for the Department
227 of Public Safety to supply the security personnel with
228 jurisdiction to enforce all laws of the State of Mississippi at
229 the Alcoholic Beverage Control facility and the Department of
230 Revenue main office.

231 (6) The Department of Public Safety shall have jurisdiction
232 relative to the enforcement of all laws of the State of
233 Mississippi within the boundaries of the Capitol Complex
234 Improvement District created in Section 29-5-203 and within the
235 boundaries of the City of Jackson, Mississippi. The Department of
236 Public Safety shall, through any person or persons appointed by
237 the Department of Public Safety, make arrests for any violation of
238 any law of the State of Mississippi which occurs within the
239 boundaries of the district and the City of Jackson. The
240 jurisdiction of the Department of Public Safety granted under this
241 subsection (6) shall be concurrent with the jurisdiction of the
242 City of Jackson, Mississippi, and that of Hinds County,
243 Mississippi. At any time and/or during any event necessitating

244 the coordination of and/or utilization at multiple jurisdictions
245 within the Capitol Complex Improvement District, as determined by
246 the Chief of Capitol Police or the Commissioner, the Department of
247 Public Safety shall be the lead agency when the event occurs on
248 property as defined herein that is owned or leased by the state as
249 provided in subsection (1) of this section. Written authorization
250 of the Chief of the Capitol Police or the Commissioner shall be
251 required prior to the approval of any event which is to take place
252 on any street or sidewalk immediately adjacent to any building or
253 property owned or occupied by any official, agency, board,
254 commission, office or other entity of the State of Mississippi, or
255 which can reasonably be expected to block, impede or otherwise
256 hinder ingress thereto and/or egress therefrom. The jurisdiction
257 and authority of the Department of Public Safety under this
258 subsection (6) shall be in addition to any other jurisdiction and
259 authority provided to the department under this section or any
260 other law.

261 (7) The Department of Public Safety is authorized to enter
262 into a contract with any county for the county to take custody of
263 the misdemeanor offenders arrested under the authority granted
264 under this section.

265 (8) All accrued personal leave earned pursuant to Section
266 25-3-93, accrued major medical leave earned pursuant to Section
267 25-3-95, accrued state compensatory leave earned pursuant to
268 Section 25-3-92, and compensatory leave earned pursuant to the
269 Fair Labor Standards Act (FLSA) shall transfer from the Department

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

272 **SECTION (8).** (1) The Commissioner of the Department of
273 Public Safety, the City of Jackson and the Sheriff of Hinds County
274 may enter into a Memorandum of Understanding detailing the
275 expectations of the parties concerning the enforcement of all laws
276 of the State of Mississippi within the boundaries of the City of
277 Jackson, Mississippi.

278 (2) A copy of any said executed memorandum shall be provided
279 to the Department of Finance and Administration, and the Chairs of
280 the Senate and House Appropriations Committees.

281 (3) The execution of or failure to execute such a memorandum
282 shall not affect any grant of jurisdiction under Section 45-1-19.

283 **SECTION 9.** Candidates for the judgeship authorized in
284 Section 9-7-25(2) shall qualify as provided by Section 23-15-977
285 and shall run for office and be elected as provided in Sections
286 23-15-974 through 23-15-985 (Nonpartisan Judicial Election Act).
287 The term of the office of the circuit court judgeship authorized
288 in Section 9-7-25(2) shall begin on January 1, 2027, and their
289 terms shall continue for four (4) years as is otherwise provided
290 by law.

291 **SECTION 10.** Except for Section 8 of this act, this act shall
292 take effect and be in force from and after July 1, 2023, and shall
293 stand repealed on June 30, 2023. Section 8 of this act shall take
294 effect and be in force from and after October 1, 2023, and shall
295 stand repealed on September 30, 2023.

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

1 AN ACT TO PROVIDE FIVE TEMPORARY CIRCUIT JUDGES FOR THE FIRST
2 JUDICIAL DISTRICT OF THE SEVENTH CIRCUIT COURT DISTRICT UNTIL
3 DECEMBER 1, 2026; TO PROVIDE THAT TWO OF THE TEMPORARY CIRCUIT
4 JUDGES OF THE FIVE AUTHORIZED IN THIS ACT BE LIMITED TO HEAR ONLY
5 CRIMINAL MATTERS; TO AUTHORIZE THREE FULL-TIME ASSISTANT PUBLIC
6 DEFENDERS IN THE SEVENTH CIRCUIT COURT DISTRICT IN ADDITION TO THE
7 FULL-TIME ASSISTANT PUBLIC DEFENDERS APPOINTED UNDER SECTION
8 25-32-3; TO AMEND SECTION 19-23-21, MISSISSIPPI CODE OF 1972, TO
9 AUTHORIZE THE COUNTY PROSECUTING ATTORNEY OF HINDS COUNTY TO
10 APPOINT TWO TEMPORARY ASSISTANT COUNTY ATTORNEYS; TO AMEND SECTION
11 9-7-25, MISSISSIPPI CODE OF 1972, TO REQUIRE THE CLERK OF THE
12 SEVENTH CIRCUIT COURT DISTRICT IN CONJUNCTION WITH THE
13 ADMINISTRATIVE OFFICE OF COURTS TO PROVIDE HISTORICAL CASE
14 DISPOSITION AND CASELOAD DATA IN THE DISTRICT TO CERTAIN MEMBERS
15 OF THE LEGISLATURE TO ASSIST THE LEGISLATURE IN ITS CONSIDERATION
16 TO AUTHORIZE AN ADDITIONAL CIRCUIT JUDGE FOR THE SEVENTH CIRCUIT
17 COURT DISTRICT; TO AMEND SECTION 9-7-23, MISSISSIPPI CODE OF 1972,
18 TO PROVIDE THAT SUBDISTRICT 7-5 IN THE SEVENTH CIRCUIT COURT
19 DISTRICT SHALL CONSIST OF THE PRECINCTS DETERMINED BY THE
20 LEGISLATURE BEFORE A CERTAIN DATE; TO REQUIRE THE DEPARTMENT OF
21 PUBLIC SAFETY, SUBJECT TO THE AVAILABILITY OF FUNDS SPECIFICALLY
22 APPROPRIATED THEREFOR, TO ISSUE ALL CAPITOL POLICE PATROL OFFICERS
23 BODY-WORN CAMERAS AND TO EQUIP ALL PATROL VEHICLES USED BY CAPITOL
24 POLICE OFFICERS WITH VEHICLE CAMERAS; TO REQUIRE THE CAMERAS TO BE
25 KEPT IN GOOD WORKING CONDITION AND TO BE OPERATIONAL WHILE AN
26 OFFICER OR VEHICLE IS ON PATROL; TO AMEND SECTION 45-1-19,
27 MISSISSIPPI CODE OF 1972, TO INCLUDE THE GOVERNOR'S MANSION WITHIN
28 THE LIST OF STATE-OWNED BUILDINGS OVER WHICH THE OFFICE OF CAPITOL
29 POLICE HAS JURISDICTION; TO PROVIDE THAT THE DEPARTMENT OF PUBLIC
30 SAFETY SHALL HAVE JURISDICTION RELATIVE TO THE ENFORCEMENT OF ALL
31 LAWS OF THE STATE OF MISSISSIPPI WITHIN THE BOUNDARIES OF THE CITY
32 OF JACKSON, MISSISSIPPI; TO REQUIRE THE WRITTEN AUTHORIZATION OF
33 THE CHIEF OF THE CAPITOL POLICE OR THE COMMISSIONER PRIOR TO THE
34 APPROVAL OF ANY EVENT WHICH IS TO TAKE PLACE ON ANY STREET OR
35 SIDEWALK IMMEDIATELY ADJACENT TO ANY BUILDING OR PROPERTY OWNED OR
36 OCCUPIED BY ANY OFFICIAL, AGENCY, BOARD, COMMISSION, OFFICE OR
37 OTHER ENTITY OF THE STATE OF MISSISSIPPI; TO AUTHORIZE THE
38 COMMISSIONER OF THE DEPARTMENT OF PUBLIC SAFETY, THE CITY OF
39 JACKSON AND THE SHERIFF OF HINDS COUNTY TO ENTER INTO A MEMORANDUM
40 OF UNDERSTANDING DETAILING THE EXPECTATIONS OF THE PARTIES
41 CONCERNING THE ENFORCEMENT OF ALL LAWS OF THE STATE OF MISSISSIPPI
42 WITH THE BOUNDARIES OF THE CITY OF JACKSON; TO REQUIRE A COPY OF
43 ANY EXECUTED MEMORANDUM TO BE PROVIDED TO CERTAIN ENTITIES; AND
44 FOR RELATED PURPOSES.

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Eugene S. Clarke
Secretary of the Senate