

By: Representative Yates

To: State Affairs

HOUSE BILL NO. 1444

1 AN ACT TO AMEND SECTION 45-1-19, MISSISSIPPI CODE OF 1972, TO
2 CLARIFY THE AUTHORITY OF THE CAPITOL POLICE TO ENFORCE VIOLATION
3 OF ANY MUNICIPAL CODE OR MUNICIPAL ORDINANCE CREATED BY THE CITY
4 OF JACKSON; 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 amended 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 Governor's mansion, the Supreme Court
14 Building, the Mississippi Department of Transportation Building
15 and the Public Employees' Retirement System Building, and any
16 property purchased, constructed or otherwise acquired by the State
17 of Mississippi for conducting state business and not specifically
18 under the supervision and care by any other state entity, but
19 which is reasonably assumed the Department of Public Safety would



20 be 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 Department of
51 Agriculture 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 Department
54 of Agriculture known as the "Mississippi State Fairgrounds
55 Complex" and any and all of its outlying buildings and property.
56 The Department of Public Safety and the Department of Agriculture
57 are authorized to enter into a contract for the Department of
58 Public Safety to supply the security personnel to the Department
59 of Agriculture with jurisdiction to enforce all laws of the State
60 of Mississippi on this property and any and all buildings on this
61 property. The Department of Public Safety is authorized to charge
62 the Department of Agriculture a fee for security services provided
63 for special events at the Mississippi State Fairgrounds Complex.
64 The fee charged will be commensurate with the cost associated with
65 the Department of Public Safety providing those services.

66 (5) The Department of Public Safety and the Department of
67 Revenue are authorized to enter into a contract for the Department
68 of Public Safety to supply the security personnel with
69 jurisdiction to enforce all laws of the State of Mississippi at



70 the Alcoholic Beverage Control facility and the Department of
71 Revenue main office.

72 (6) (a) The Department of Public Safety shall have primary
73 jurisdiction relative to any other state or municipal law
74 enforcement agency to enforce all laws of the State of Mississippi
75 within the boundaries of the Capitol Complex Improvement District
76 created in Section 29-5-203; such enforcement shall be its primary
77 function. The Department of Public Safety may, through any person
78 or persons appointed by the Department of Public Safety, make
79 arrests for any violation of any law of the State of Mississippi
80 and * * * any violation of the municipal code and/or ordinance of
81 the City of Jackson which occurs within the boundaries of the
82 district and within the boundaries of the City of Jackson. The
83 Department of Public Safety may choose to present cases to either
84 the District Attorney or the prosecuting attorneys designated by
85 the Attorney General for prosecution of any violation of law that
86 accrues or occurs, in whole or in part, within the boundaries
87 established by Section 29-5-203. The jurisdiction of the
88 Department of Public Safety granted under this subsection (6)
89 shall be concurrent with the jurisdiction of the City of Jackson,
90 Mississippi, and that of Hinds County, Mississippi within the
91 boundaries of the Capitol Complex Improvement District created in
92 Section 29-5-203. At any time and/or during any event
93 necessitating the coordination of and/or utilization at multiple
94 jurisdictions, as determined by the Chief of Capitol Police or the



95 Commissioner of the Department of Public Safety shall be the lead
96 agency when the event occurs on property as defined herein that is
97 owned or leased by the state as provided in subsection (1) of this
98 section. The jurisdiction and authority of the Department of
99 Public Safety under this subsection (6) shall be in addition to
100 any other jurisdiction and authority provided to the department
101 under this section or any other law.

102 (b) The Department of Public Safety shall have
103 jurisdiction relative to the enforcement of all laws of the State
104 of Mississippi within the boundaries of the City of Jackson,
105 Mississippi. The Department of Public Safety may, through any
106 person or persons appointed by the Department of Public Safety,
107 make arrests for any violation of any law of the State of
108 Mississippi which occurs within the boundaries of the City of
109 Jackson. The jurisdiction of the Department of Public Safety
110 granted under this paragraph (b) shall not be primary and shall be
111 concurrent with the jurisdiction of the City of Jackson,
112 Mississippi, and that of Hinds County, Mississippi.

113 (c) Written approval from the Chief of the Capitol
114 Police or the Commissioner of the Department of Public Safety
115 shall be required before any event occurs which will take place on
116 any street or sidewalk immediately adjacent to any building or
117 property owned or occupied by any official, agency, board,
118 commission, office or other entity of the State of Mississippi, or
119 which can reasonably be expected to block, impede or otherwise



120 hinder ingress thereto and/or egress therefrom. The Department of
121 Public Safety shall promulgate rules and regulations to effectuate
122 the provisions of this paragraph (c).

123 (d) The Chief of the Capitol Police and/or the
124 Commissioner of the Department of Public Safety, the Chief of the
125 Jackson Police Department, and the Sheriff of Hinds County shall
126 hold a regular meeting within the boundaries of the Capitol
127 Complex Improvement District to address the concerns of the
128 public. Each meeting shall be called by the Chief of the Capitol
129 Police; and the first meeting shall be called by October 15, 2023.

130 (7) The Department of Public Safety is authorized to enter
131 into a contract with any county for the county to take custody of
132 the misdemeanor offenders arrested under the authority granted
133 under this section.

134 (8) All accrued personal leave earned pursuant to Section
135 25-3-93, accrued major medical leave earned pursuant to Section
136 25-3-95, accrued state compensatory leave earned pursuant to
137 Section 25-3-92, and compensatory leave earned pursuant to the
138 Fair Labor Standards Act (FLSA) shall transfer from the Department
139 of Finance and Administration to the Department of Public Safety
140 for all employees transferred under this section.

141 **SECTION 2.** This act shall take effect and be in force from
142 and after July 1, 2024.

