

By: Senator(s) Fillingane

To: Judiciary, Division B

SENATE BILL NO. 2180

1 AN ACT TO AMEND SECTION 45-1-19, MISSISSIPPI CODE OF 1972, TO
 2 DELETE THE PROVISION OF LAW THAT REQUIRES PRIOR WRITTEN APPROVAL
 3 FROM THE CHIEF OF THE CAPITOL POLICE OR THE COMMISSIONER OF THE
 4 DEPARTMENT OF PUBLIC SAFETY FOR EVENTS WHICH WILL TAKE PLACE ON
 5 ANY STREET OR SIDEWALK IMMEDIATELY ADJACENT TO ANY BUILDING OR
 6 PROPERTY OWNED OR OCCUPIED BY ANY OFFICIAL, AGENCY, BOARD,
 7 COMMISSION, OFFICE OR OTHER ENTITY OF THE STATE OF MISSISSIPPI, OR
 8 WHICH CAN REASONABLY BE EXPECTED TO BLOCK, IMPEDE OR OTHERWISE
 9 HINDER INGRESS THERETO AND/OR EGRESS THEREFROM; AND FOR RELATED
 10 PURPOSES.

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

12 **SECTION 1.** Section 45-1-19, Mississippi Code of 1972, is
 13 amended as follows:

14 45-1-19. (1) The Department of Public Safety, through the
 15 Office of Capitol Police, shall have jurisdiction relative to the
 16 enforcement of all laws of the State of Mississippi on the
 17 properties, from curb to curb, including adjoining streets,
 18 sidewalks and leased parking lots within the Capitol Complex, set
 19 forth in Section 29-5-2, the Governor's mansion, the Supreme Court
 20 Building, the Mississippi Department of Transportation Building
 21 and the Public Employees' Retirement System Building, and any
 22 property purchased, constructed or otherwise acquired by the State



23 of Mississippi for conducting state business and not specifically
24 under the supervision and care by any other state entity, but
25 which is reasonably assumed the Department of Public Safety would
26 be responsible for such. The Department of Public Safety shall,
27 through any person or persons appointed by the commissioner, make
28 arrests for any violation of any law of the State of Mississippi
29 on the grounds of or within those properties. The Department of
30 Public Safety shall, in addition, enforce the provisions of this
31 section and Sections 29-5-57 through 29-5-67, 29-5-73 through
32 29-5-75, and 29-5-81 through 29-5-95, and prescribe such rules and
33 regulations as are necessary therefor. The powers and duties
34 related to the administration of Sections 29-5-57 through 29-5-67,
35 29-5-73 through 29-5-75, and 29-5-81 through 29-5-95 shall remain
36 with the Department of Finance and Administration.

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

45 (3) The Department of Public Safety and the Department of
46 Agriculture are authorized to enter into a contract for the
47 Department of Public Safety to have jurisdiction and enforce all



48 laws of the State of Mississippi on the property of the Department
49 of Agriculture located at 121 North Jefferson Street and the new
50 Farmers Market Building located at the corner of High and
51 Jefferson Streets in the City of Jackson, Hinds County,
52 Mississippi. It is the intent of the Legislature that the
53 Department of Public Safety will not post any security personnel
54 at such buildings, but will provide regular vehicle patrols and
55 responses to security system alarms.

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



72 (5) The Department of Public Safety and the Department of
73 Revenue are authorized to enter into a contract for the Department
74 of Public Safety to supply the security personnel with
75 jurisdiction to enforce all laws of the State of Mississippi at
76 the Alcoholic Beverage Control facility and the Department of
77 Revenue main office.

78 (6) (a) The Department of Public Safety shall have primary
79 jurisdiction relative to any other state or municipal law
80 enforcement agency to enforce all laws of the State of Mississippi
81 within the boundaries of the Capitol Complex Improvement District
82 created in Section 29-5-203; such enforcement shall be its primary
83 function. The Department of Public Safety may, through any person
84 or persons appointed by the Department of Public Safety, make
85 arrests for any violation of any law of the State of Mississippi
86 and violations of the City of Jackson's traffic ordinances or
87 ordinances related to the disturbance of the public peace which
88 occurs within the boundaries of the district and within the
89 boundaries of the City of Jackson. The Department of Public
90 Safety may choose to present cases to either the District Attorney
91 or the prosecuting attorneys designated by the Attorney General
92 for prosecution of any violation of law that accrues or occurs, in
93 whole or in part, within the boundaries established by Section
94 29-5-203. The jurisdiction of the Department of Public Safety
95 granted under this subsection (6) shall be concurrent with the
96 jurisdiction of the City of Jackson, Mississippi, and that of



97 Hinds County, Mississippi within the boundaries of the Capitol
98 Complex Improvement District created in Section 29-5-203. At any
99 time and/or during any event necessitating the coordination of
100 and/or utilization at multiple jurisdictions, as determined by the
101 Chief of Capitol Police or the Commissioner of the Department of
102 Public Safety shall be the lead agency when the event occurs on
103 property as defined herein that is owned or leased by the state as
104 provided in subsection (1) of this section. The jurisdiction and
105 authority of the Department of Public Safety under this subsection
106 (6) shall be in addition to any other jurisdiction and authority
107 provided to the department under this section or any other law.

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

119 * * *

120 (* * *c) The Chief of the Capitol Police and/or the
121 Commissioner of the Department of Public Safety, the Chief of the



122 Jackson Police Department, and the Sheriff of Hinds County shall
123 hold a regular meeting within the boundaries of the Capitol
124 Complex Improvement District to address the concerns of the
125 public. Each meeting shall be called by the Chief of the Capitol
126 Police; and the first meeting shall be called by October 15, 2023.

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

131 (8) All accrued personal leave earned pursuant to Section
132 25-3-93, accrued major medical leave earned pursuant to Section
133 25-3-95, accrued state compensatory leave earned pursuant to
134 Section 25-3-92, and compensatory leave earned pursuant to the
135 Fair Labor Standards Act (FLSA) shall transfer from the Department
136 of Finance and Administration to the Department of Public Safety
137 for all employees transferred under this section.

138 **SECTION 2.** This act shall take effect and be in force from
139 and after its passage.

