

By: Senator(s) Wiggins, Barrett

To: Accountability,
Efficiency, Transparency

SENATE BILL NO. 2311

1 AN ACT TO AMEND SECTION 25-3-25, MISSISSIPPI CODE OF 1972, TO
2 REMOVE THE CAP FOR THE ANNUAL SUPPLEMENT PAYABLE BY THE BOARD OF
3 SUPERVISORS OF ANY COUNTY TO ITS SHERIFF; AND FOR RELATED
4 PURPOSES.

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

6 **SECTION 1.** Section 25-3-25, Mississippi Code of 1972, is
7 amended as follows:

8 25-3-25. (1) Except as otherwise provided in subsections
9 (2) through (12) of this section, the salaries of sheriffs of the
10 various counties are fixed as full compensation for their
11 services.

12 The annual salary for each sheriff shall be based upon the
13 total population of his county according to the latest federal
14 decennial census in the following categories and for the following
15 amounts; however, no sheriff shall be paid less than the salary
16 authorized under this section to be paid the sheriff based upon
17 the population of the county according to the most recent federal
18 decennial census:



19 (a) For counties with a total population of more than
20 one hundred thousand (100,000), a salary of One Hundred Four
21 Thousand Dollars (\$104,000.00).

22 (b) For counties with a total population of more than
23 forty-four thousand (44,000) and not more than one hundred
24 thousand (100,000), a salary of Ninety-five Thousand Dollars
25 (\$95,000.00).

26 (c) For counties with a total population of more than
27 thirty thousand (30,000) and not more than forty-four thousand
28 (44,000), a salary of Ninety Thousand Dollars (\$90,000.00).

29 (d) For counties with a total population of more than
30 twelve thousand five hundred (12,500) and not more than thirty
31 thousand (30,000), a salary of Eighty-five Thousand Dollars
32 (\$85,000.00).

33 (e) For counties with a total population of not more
34 than twelve thousand five hundred (12,500), a salary of Eighty
35 Thousand Dollars (\$80,000.00).

36 (2) In addition to the salary provided for in subsection (1)
37 of this section, the Board of Supervisors of Leflore County, in
38 its discretion, may pay an annual supplement to the sheriff of the
39 county in an amount not to exceed Ten Thousand Dollars
40 (\$10,000.00). The Legislature finds and declares that the annual
41 supplement authorized by this subsection is justified in such
42 county for the following reasons:



43 (a) The Mississippi Department of Corrections operates
44 and maintains a restitution center within the county;

45 (b) The Mississippi Department of Corrections operates
46 and maintains a community work center within the county;

47 (c) There is a resident circuit court judge in the
48 county whose office is located at the Leflore County Courthouse;

49 (d) There is a resident chancery court judge in the
50 county whose office is located at the Leflore County Courthouse;

51 (e) The Magistrate for the Fourth Circuit Court
52 District is located in the county and maintains his office at the
53 Leflore County Courthouse;

54 (f) The Region VI Mental Health-Mental Retardation
55 Center, which serves a multicounty area, calls upon the sheriff to
56 provide security for out-of-town mental patients, as well as
57 patients from within the county;

58 (g) The increased activity of the Child Support
59 Division of the Department of Human Services in enforcing in the
60 courts parental obligations has imposed additional duties on the
61 sheriff; and

62 (h) The dispatchers of the enhanced E-911 system in
63 place in Leflore County have been placed under the direction and
64 control of the sheriff.

65 (3) In addition to the salary provided for in subsection (1)
66 of this section, the Board of Supervisors of Rankin County, in its
67 discretion, may pay an annual supplement to the sheriff of the



68 county in an amount not to exceed Ten Thousand Dollars
69 (\$10,000.00). The Legislature finds and declares that the annual
70 supplement authorized by this subsection is justified in such
71 county for the following reasons:

72 (a) The Mississippi Department of Corrections operates
73 and maintains the Central Mississippi Correctional Facility within
74 the county;

75 (b) The State Hospital is operated and maintained
76 within the county at Whitfield;

77 (c) Hudspeth Regional Center, a facility maintained for
78 the care and treatment of persons with an intellectual disability,
79 is located within the county;

80 (d) The Mississippi Law Enforcement Officers Training
81 Academy is operated and maintained within the county;

82 (e) The State Fire Academy is operated and maintained
83 within the county;

84 (f) The Pearl River Valley Water Supply District,
85 ordinarily known as the "Reservoir District," is located within
86 the county;

87 (g) The Jackson-Medgar Wiley Evers International
88 Airport is located within the county;

89 (h) The patrolling of the state properties located
90 within the county has imposed additional duties on the sheriff;
91 and



92 (i) The sheriff, in addition to providing security to
93 the nearly one hundred thousand (100,000) residents of the county,
94 has the duty to investigate, solve and assist in the prosecution
95 of any misdemeanor or felony committed upon any state property
96 located in Rankin County.

97 (4) In addition to the salary provided for in subsection (1)
98 of this section, the Board of Supervisors of Neshoba County shall
99 pay an annual supplement to the sheriff of the county an amount
100 equal to Ten Thousand Dollars (\$10,000.00).

101 (5) In addition to the salary provided for in subsection (1)
102 of this section, the Board of Supervisors of Tunica County, in its
103 discretion, may pay an annual supplement to the sheriff of the
104 county an amount equal to Ten Thousand Dollars (\$10,000.00),
105 payable beginning April 1, 1997.

106 (6) In addition to the salary provided for in subsection (1)
107 of this section, the Board of Supervisors of Hinds County shall
108 pay an annual supplement to the sheriff of the county in an amount
109 equal to Fifteen Thousand Dollars (\$15,000.00). The Legislature
110 finds and declares that the annual supplement authorized by this
111 subsection is justified in such county for the following reasons:

112 (a) Hinds County has the greatest population of any
113 county, two hundred fifty-four thousand four hundred forty-one
114 (254,441) by the 1990 census, being almost one hundred thousand
115 (100,000) more than the next most populous county;



116 (b) Hinds County is home to the State Capitol and the
117 seat of all state government offices;

118 (c) Hinds County is the third largest county in
119 geographic area, containing eight hundred seventy-five (875)
120 square miles;

121 (d) Hinds County is comprised of two (2) judicial
122 districts, each having a courthouse and county office buildings;

123 (e) There are four (4) resident circuit judges, four
124 (4) resident chancery judges, and three (3) resident county judges
125 in Hinds County, the most of any county, with the sheriff acting
126 as chief executive officer and provider of bailiff services for
127 all;

128 (f) The main offices for the clerk and most of the
129 judges and magistrates for the United States District Court for
130 the Southern District of Mississippi are located within the
131 county;

132 (g) The state's only urban university, Jackson State
133 University, is located within the county;

134 (h) The University of Mississippi Medical Center,
135 combining the medical school, dental school, nursing school and
136 hospital, is located within the county;

137 (i) Mississippi Veterans Memorial Stadium, the state's
138 largest sports arena, is located within the county;

139 (j) The Mississippi State Fairgrounds, including the
140 Coliseum and Trade Mart, are located within the county;



141 (k) Hinds County has the largest criminal population in
142 the state, such that the Hinds County Sheriff's Department
143 operates the largest county jail system in the state, housing
144 almost one thousand (1,000) inmates in three (3) separate
145 detention facilities;

146 (l) The Hinds County Sheriff's Department handles more
147 mental and drug and alcohol commitment cases than any other
148 sheriff's department in the state;

149 (m) The Mississippi Department of Corrections maintains
150 a restitution center within the county;

151 (n) The Mississippi Department of Corrections regularly
152 houses as many as one hundred (100) state convicts within the
153 Hinds County jail system; and

154 (o) The Hinds County Sheriff's Department is regularly
155 asked to provide security services not only at the Fairgrounds and
156 Memorial Stadium, but also for events at the Mississippi Museum of
157 Art and Jackson City Auditorium.

158 (7) In addition to the salary provided for in subsection (1)
159 of this section, the Board of Supervisors of Wilkinson County, in
160 its discretion, may pay an annual supplement to the sheriff of the
161 county in an amount not to exceed Ten Thousand Dollars
162 (\$10,000.00). The Legislature finds and declares that the annual
163 supplement authorized by this subsection is justified in such
164 county because the Mississippi Department of Corrections contracts



165 for the private incarceration of state inmates at a private
166 correctional facility within the county.

167 (8) In addition to the salary provided for in subsection (1)
168 of this section, the Board of Supervisors of Marshall County, in
169 its discretion, may pay an annual supplement to the sheriff of the
170 county in an amount not to exceed Ten Thousand Dollars
171 (\$10,000.00). The Legislature finds and declares that the annual
172 supplement authorized by this subsection is justified in such
173 county because the Mississippi Department of Corrections contracts
174 for the private incarceration of state inmates at a private
175 correctional facility within the county.

176 (9) In addition to the salary provided in subsection (1) of
177 this section, the Board of Supervisors of Greene County, in its
178 discretion, may pay an annual supplement to the sheriff of the
179 county in an amount not to exceed Ten Thousand Dollars
180 (\$10,000.00). The Legislature finds and declares that the annual
181 supplement authorized by this subsection is justified in such
182 county for the following reasons:

183 (a) The Mississippi Department of Corrections operates
184 and maintains the South Mississippi Correctional Facility within
185 the county;

186 (b) In 1996, additional facilities to house another one
187 thousand four hundred sixteen (1,416) male offenders were
188 constructed at the South Mississippi Correctional Facility within
189 the county; and



190 (c) The patrolling of the state properties located
191 within the county has imposed additional duties on the sheriff
192 justifying additional compensation.

193 (10) In addition to the salary provided in subsection (1) of
194 this section, the board of supervisors of any county, in its
195 discretion, may pay an annual supplement to the sheriff of the
196 county * * *. The amount of the supplement shall be spread on the
197 minutes of the board. The annual supplement authorized in this
198 subsection shall not be in addition to the annual supplements
199 authorized in subsections (2) through (9).

200 (11) In addition to the salary provided in subsection (1)
201 and the supplements authorized in subsections (2) through (10),
202 the board of supervisors of any county, in its discretion, may pay
203 an annual supplement in an amount not to exceed Five Thousand
204 Dollars (\$5,000.00) to the sheriff of any county in which a
205 juvenile detention center is located. The amount of the
206 supplement shall be spread on the minutes of the board.

207 (12) In addition to the salary provided in subsection (1) of
208 this section and any supplements authorized in subsections (2)
209 through (11) of this section, a sheriff may receive the premium
210 pay provided for in Section 45-2-41 as part of the sheriff's
211 compensation.

212 (13) (a) The salaries provided in this section shall be
213 payable monthly on the first day of each calendar month by
214 chancery clerk's warrant drawn on the general fund of the county;



215 however, the board of supervisors, by resolution duly adopted and
216 entered on its minutes, may provide that such salaries shall be
217 paid semimonthly on the first and fifteenth day of each month. If
218 a pay date falls on a weekend or legal holiday, salary payments
219 shall be made on the workday immediately preceding the weekend or
220 legal holiday.

221 (b) At least Ten Dollars (\$10.00) from each fee
222 collected and deposited into the county's general fund under the
223 provisions of paragraphs (a), (c) and (g) of subsection (1) of
224 Section 25-7-19 shall be used for the sheriffs' salaries
225 authorized in Section 25-3-25; as such Ten Dollar (\$10.00) amount
226 was authorized during the 2007 Regular Session in Chapter 331,
227 Laws of 2007, for the purpose of providing additional monies to
228 the counties for sheriffs' salaries.

229 (14) (a) All sheriffs, each year, shall attend twenty (20)
230 hours of continuing education courses in law enforcement. Such
231 courses shall be approved by the Mississippi Board on Law
232 Enforcement Officer Standards and Training. Such education
233 courses may be provided by an accredited law enforcement academy
234 or by the Mississippi Sheriffs' Association.

235 (b) The Mississippi Board on Law Enforcement Officer
236 Standards and Training shall reimburse each county for the
237 expenses incurred by sheriffs and deputy sheriffs for attendance
238 at any approved training programs as required by this subsection.



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

