

By: Senator(s) Wiggins

To: Judiciary, Division A

SENATE BILL NO. 2384

1 AN ACT TO AMEND SECTION 99-21-3, MISSISSIPPI CODE OF 1972, TO
2 PROVIDE THAT IN COUNTIES IN WHICH THE CIRCUIT COURT JUDGE APPEARS
3 LESS THAN FOUR TIMES PER MONTH, A FUGITIVE MAY APPEAR BEFORE A
4 JUSTICE COURT JUDGE FOR THE PURPOSES OF THIS CHAPTER; TO AMEND
5 SECTION 99-21-9, MISSISSIPPI CODE OF 1972, TO CONFORM; AND FOR
6 RELATED PURPOSES.

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

8 **SECTION 1.** Section 99-21-3, Mississippi Code of 1972, is
9 amended as follows:

10 99-21-3. If it shall appear to the conservator of the peace
11 before whom the fugitive shall be brought, that there is
12 reasonable cause to believe that the complaint is true, he shall,
13 if the prisoner would be entitled to bail if the offense had been
14 committed in this state, require him to furnish bail to appear
15 before the circuit court of the county at its next term, and from
16 day to day and term to term until discharged by law. If such
17 person do not give bail with sufficient sureties as required, he
18 shall be committed to jail until he give such bail, or until he be
19 discharged as hereinafter provided. If such person would not be
20 bailable if the offense charged had been committed in this state,



21 he shall be committed to jail to remain until discharged as
22 provided by law. In counties in which the circuit court judge
23 appears less than four (4) times per month, a fugitive may appear
24 before a justice court judge for the purposes of this chapter.

25 **SECTION 2.** Section 99-21-9, Mississippi Code of 1972, is
26 amended as follows:

27 99-21-9. If the person bound appear before the circuit court
28 or justice court, as the case may be, according to his obligation,
29 he shall be discharged by the court, unless he be demanded by some
30 person authorized by the governor of this state to demand him, or
31 unless the court shall commit him if he were improperly admitted
32 to bail, or shall require him to give a new bond or recognizance
33 if his bail be insufficient, or shall order his bond or
34 recognizance at first given to continue in force for a longer
35 time; but any such person may at any time be taken into custody by
36 any person authorized by the governor of this state, and such
37 taking into custody shall be a discharge from any bail he may have
38 given.

39 **SECTION 3.** This act shall take effect and be in force from
40 and after July 1, 2024.

