

**Pending  
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

**Senate Bill No. 2529**

**BY: Committee**

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

14           **SECTION 1.** Section 25-31-21, Mississippi Code of 1972, is  
15 amended as follows:  
16           25-31-21. (1) If, at the time of impaneling the grand jury  
17 in any circuit court, the district attorney be absent or unable to  
18 perform his or her duties or, if after impaneling of the grand  
19 jury, the district attorney be absent or unable to perform his or  
20 her duties or be disqualified, the court shall forthwith appoint  
21 some attorney at law to act for the state in the place of the  
22 district attorney during his or her absence or inability or  
23 disqualification, and the person appointed shall have the power to



24 discharge all the duties of the office during the absence or  
25 inability or disqualification of the district attorney, and shall  
26 receive a reasonable compensation for his services, to be allowed  
27 by the court and certified to the auditor, who shall issue his or  
28 her warrant therefor. Such allowance shall be deducted from the  
29 salary of the district attorney, and shall not exceed the amount  
30 of the salary of the district attorney for the number of days  
31 allotted by law for the term of the court at which such appointees  
32 shall act.

33 (2) When the attorney appointed under subsection (1) of this  
34 section is required to travel beyond the limits of the judicial  
35 district in which he or she is normally employed, all reasonable  
36 expenses incurred in prosecuting the case shall be borne by the  
37 judicial district of the district attorney being assisted in the  
38 discharge of his or her duties, if not already compensated by the  
39 state.

40 (3) This section shall not apply when a district attorney  
41 recuses himself or herself from a case or has a conflict of  
42 interest with a case, whether the case is already presented to the  
43 grand jury or not yet presented to the grand jury.

44 **SECTION 2.** This act shall take effect and be in force from  
45 and after July 1, 2024, and shall stand repealed on June 30, 2024.

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



1 AN ACT TO AMEND SECTION 25-31-21, MISSISSIPPI CODE OF 1972,  
2 TO PROVIDE THAT WHEN THE ATTORNEY APPOINTED UNDER THIS SECTION IS  
3 REQUIRED TO TRAVEL BEYOND THE LIMITS OF THE JUDICIAL DISTRICT IN  
4 WHICH HE OR SHE IS NORMALLY EMPLOYED, ALL REASONABLE EXPENSES  
5 INCURRED IN PROSECUTING THE CASE SHALL BE BORNE BY THE JUDICIAL  
6 DISTRICT OF THE DISTRICT ATTORNEY BEING ASSISTED IN THE DISCHARGE  
7 OF HIS OR HER DUTIES, IF NOT ALREADY COMPENSATED BY THE STATE; TO  
8 PROVIDE THAT THIS SECTION SHALL NOT APPLY WHEN A DISTRICT ATTORNEY  
9 RECUSES HIMSELF OR HERSELF FROM A CASE OR HAS A CONFLICT OF  
10 INTEREST WITH A CASE, WHETHER THE CASE IS ALREADY PRESENTED TO THE  
11 GRAND JURY OR NOT YET PRESENTED TO THE GRAND JURY; AND FOR RELATED  
12 PURPOSES.

