

**Adopted
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

House Bill No. 691

BY: Committee

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

12 **SECTION 1.** Section 45-6-5, Mississippi Code of 1972, is
13 amended as follows:

14 45-6-5. (1) There is hereby created the Board on Law
15 Enforcement Officer Standards and Training, which shall consist of
16 thirteen (13) members.

17 (2) (a) The Governor shall appoint six (6) members of the
18 board from the following specified categories:

19 (i) Two (2) members, each of whom is a chief of
20 police of a municipality in this state, with one (1) of the
21 appointees being appointed from a municipality having a population



22 of less than five thousand (5,000) according to the latest federal
23 decennial census * * *;

24 (ii) * * * Two (2) members who are sheriffs in
25 this state;

26 (iii) One (1) member who is a district attorney in
27 this state * * *; and

28 (iv) One (1) member who is a * * * current
29 director of a Mississippi law enforcement officers' training
30 academy. This member shall not serve successive terms on the
31 board.

32 * * *

33 (b) The initial appointments to the board shall be made
34 by the Governor no later than twenty (20) days after April 7,
35 1981, as follows: the chief of police and the representative of
36 higher education each shall be appointed for a term of two (2)
37 years; and the sheriff and the district attorney each shall be
38 appointed for a term of three (3) years. Upon the expiration of
39 the terms of the initial appointees to the board, each subsequent
40 appointment shall be made for a term of three (3) years, beginning
41 on the date of the expiration of the previous term. A vacancy in
42 any appointed position on the board prior to the expiration of a
43 term shall be filled by appointment of the Governor only for the
44 balance of the unexpired term. Appointments shall be made within
45 sixty (60) days of the occurrence of the vacancy.



46 (c) Any member appointed under this subsection who
47 fails to attend three (3) consecutive meetings of the board shall
48 be subject to removal by the Governor. The president of the board
49 shall notify the Governor in writing when a member has failed to
50 attend three (3) consecutive regular meetings.

51 (3) The remaining seven (7) members of the board shall be
52 the following:

53 (a) The Attorney General, or * * * a deputy Attorney
54 General as a designee * * *;

55 (b) The Director of the Mississippi Highway Safety
56 Patrol, or his designee * * *;

57 (c) The President of the Mississippi * * * Association
58 of Chiefs of Police, or his designee * * *;

59 (d) The * * * Commissioner of the Mississippi * * *
60 Department of Public Safety or his designee;

61 (e) The President of the Mississippi Constable
62 Association, or his designee who is a member of the
63 association * * *;

64 (f) The President of the Mississippi Campus Law
65 Enforcement Officers Association, or his designee who is a member
66 of the association * * *; and

67 (g) The President of the Mississippi Sheriffs'
68 Association, or his designee who is a member of the association.

69 The Attorney General, the Director of the Mississippi Highway
70 Safety Patrol and the respective presidents of the foregoing



71 associations, or their designees, shall serve only for their
72 respective terms of office.

73 (4) Members of the board shall serve without compensation,
74 but shall be entitled to receive reimbursement for any actual and
75 reasonable expenses incurred as a necessary incident to such
76 service, including mileage, as provided in Section 25-3-41.

77 (5) There shall be a chairman and a vice chairman of the
78 board, elected by and from the membership of the board. The board
79 shall adopt rules and regulations governing times and places for
80 meetings and governing the manner of conducting its business, but
81 the board shall meet at least every three (3) months.

82 * * *

83 (* * *6) If a person appointed to the board no longer
84 occupies the status qualifying that person's appointment, that
85 position on the board shall be immediately vacated and filled ex
86 officio or by appointment of the Governor as otherwise provided in
87 this section.

88 (* * *7) The board shall report annually to the Governor
89 and the Legislature on its activities, and may make such other
90 reports as it deems desirable.

91 (* * *8) Except as otherwise provided in this chapter, the
92 training officers of all police academies in the state whose
93 curricula are approved by the board shall be advisors to the
94 board. They shall be entitled to all privileges of the board



95 members, including travel expenses and subsistence, but shall not
96 be eligible to vote at board meetings.

97 **SECTION 2.** Section 45-6-7, Mississippi Code of 1972, is
98 amended as follows:

99 45-6-7. In addition to the powers conferred upon the board
100 elsewhere in this chapter, the board shall have power to:

101 (a) Promulgate rules and regulations for the
102 administration of this chapter, including the authority to require
103 the submission of reports and information by law enforcement
104 agencies of the state and its political subdivisions.

105 (b) Establish minimum educational and training
106 standards for admission to employment or appointment as a law
107 enforcement officer or a part-time law enforcement officer: (i)
108 in a permanent position; and (ii) in a probationary status. The
109 minimum educational and training standards for any law enforcement
110 officer assigned to field or investigative duties shall include at
111 least two (2) hours of training related to handling complaints of
112 human trafficking and commercial sexual exploitation of children
113 as defined in Section 43-21-105, communicating with such victims,
114 and requiring the officer to contact the Department of Child
115 Protection Services when human trafficking or commercial sexual
116 exploitation is suspected.

117 (c) Certify persons as being qualified under the
118 provisions of this chapter to be law enforcement officers or
119 part-time law enforcement officers.



120 (d) Revoke certification for cause and in the manner
121 provided in this chapter. The board is authorized to conduct
122 investigations and subpoena documents regarding revocations. The
123 board shall maintain a current list of all persons certified under
124 this chapter who have been placed on probation, suspended,
125 subjected to revocation of certification, or any combination of
126 these. The board may establish a hearing panel for the purpose of
127 providing a hearing to any law enforcement officer for whom the
128 board believes there is a basis for reprimand, suspension,
129 cancellation of, or recalling the certification of a law
130 enforcement officer. The hearing panel shall provide its written
131 findings and recommendations to the board.

132 (e) Establish minimum curriculum requirements for basic
133 and advanced courses and programs for schools operated by or for
134 the state or any political subdivision thereof for the specific
135 purpose of training police and other law enforcement officers,
136 both full- and part-time, which shall include a minimum of two (2)
137 hours of training in a course or courses related to the
138 identification of and support for victims of human trafficking and
139 commercial sexual exploitation.

140 (f) Consult and cooperate with counties,
141 municipalities, state agencies, other governmental agencies, and
142 with universities, colleges, community and junior colleges and
143 other institutions concerning the development of training schools,



144 programs or courses of instruction for personnel defined in this
145 chapter.

146 (g) Make recommendations concerning any matter within
147 its purview pursuant to this chapter.

148 (h) Make such inspection and evaluation as may be
149 necessary to determine if governmental units are complying with
150 the provisions of this chapter.

151 (i) Approve law enforcement officer training schools
152 for operation by or for the state or any political subdivision
153 thereof for the specific purpose of training personnel defined in
154 this chapter.

155 (j) Upon the request of agencies employing personnel
156 defined in this chapter, conduct surveys or aid municipalities and
157 counties to conduct surveys through qualified public or private
158 agencies and assist in the implementation of any recommendations
159 resulting from such surveys.

160 (k) Upon request of agencies within the purview of this
161 chapter, conduct general and specific management surveys and
162 studies of the operations of the requesting agencies at no cost to
163 those agencies. The role of the board under this subsection shall
164 be that of management consultant.

165 (l) Adopt and amend regulations consistent with law,
166 for its internal management and control of board programs.

167 (m) Enter into contracts or do such things as may be
168 necessary and incidental to the administration of this chapter.



169 (n) Establish jointly with the State Board of Education
170 the minimum level of basic law enforcement training required of
171 persons employed by school districts as school security guards, or
172 school resource officers or in other positions that have the
173 powers of a peace officer.

174 **SECTION 3.** Section 45-6-19, Mississippi Code of 1972, is
175 amended as follows:

176 45-6-19. (1) The chief of police of any municipality in the
177 State of Mississippi is required to annually complete twenty (20)
178 hours of executive level continuing education courses which are
179 approved by the Mississippi Board on Law Enforcement * * * Officer
180 Standards and Training. Any new chief of police having never
181 previously served in that capacity, is required to complete forty
182 (40) hours of executive level continuing education courses for his
183 first year of service. Such education courses may be provided by
184 an accredited law enforcement academy or by the Mississippi
185 Association of Chiefs of Police.

186 (2) Any * * * law enforcement officer of any state agency,
187 county or municipality in the State of Mississippi is required to
188 annually complete a specified number of hours, as stated in this
189 subsection, of continuing education courses which are approved by
190 the Mississippi Board on Law Enforcement * * * Officer Standards
191 and Training. The following number of hours of continuing
192 education courses is required for * * * law enforcement officers



193 specified in this subsection based upon the number of years
194 following July 1, 2004:

195 0-2 years after July 1, 20048 hours of annual training

196 3-4 years after July 1, 200416 hours of annual training

197 5 or more years after July 1, 2004..24 hours of annual training

198 Such education courses may be provided by an accredited law
199 enforcement academy or by the Mississippi Association of Chiefs of
200 Police.

201 (3) The Mississippi Board on Law Enforcement * * * Officer
202 Standards and Training shall reimburse each state agency, county
203 or municipality for the expense incurred for chiefs of police and
204 state agency, county or municipal * * * law enforcement officers
205 in attendance at approved training programs as required by this
206 section.

207 (4) Any chief of police or state agency, county or
208 municipal * * * law enforcement officer who fails to comply with
209 the provisions of this section shall be subject to having his
210 certification as a chief of police or state agency, county or
211 municipal * * * law enforcement officer revoked by the Mississippi
212 Board on Law Enforcement * * * Officer Standards and Training, in
213 accordance with Section 45-6-11.

214 (5) The Mississippi Board on Law Enforcement * * * Officer
215 Standards and Training is authorized to institute and promulgate
216 all rules necessary for considering the revocation of any
217 municipal chief of police or state agency, county or



218 municipal * * * law enforcement officer who does not comply with
219 the provisions of this section, and may grant, for sufficient
220 cause shown, an extension of time in which compliance with the
221 provisions of this section may be made.

222 (6) Any chief of police or state agency, county or
223 municipal * * * law enforcement officer who is aggrieved by any
224 order or ruling made under the provisions of this section has the
225 same rights and procedure of appeal as from any other order or
226 ruling of the Mississippi Board on Law Enforcement Officers
227 Standards and Training.

228 **SECTION 4.** Section 45-1-101, Mississippi Code of 1972, is
229 amended as follows:

230 45-1-101. (1) This section may be referred to as the "HR218
231 Qualification Law."

232 (2) Any retired law enforcement officer who resides in this
233 state and for whom the law enforcement agency from which the
234 officer retired does not participate in the necessary
235 certification for the retired officer to be certified according to
236 the Law Enforcement Officers Safety Act of 2004 * * * or who does
237 not reside in convenient proximity to the law enforcement agency
238 from which the officer retired, may obtain the necessary
239 certification from the Mississippi Association of Chiefs of
240 Police.

241 **SECTION 5.** This act shall take effect and be in force from
242 and after July 1, 2024.



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

1 AN ACT TO AMEND SECTION 45-6-5, MISSISSIPPI CODE OF 1972, TO
2 REVERSE THE COMPOSITION OF THE BOARD ON LAW ENFORCEMENT OFFICER
3 STANDARDS AND TRAINING FROM THIRTEEN TO NINE; TO AMEND SECTION
4 45-6-7, MISSISSIPPI CODE OF 1972, TO REVISE THE BOARD'S POWERS AND
5 DUTIES TO INCLUDE INVESTIGATIVE AUTHORITY; TO AMEND SECTION
6 45-6-19, MISSISSIPPI CODE OF 1972, TO REQUIRE CONTINUING EDUCATION
7 TRAINING FOR ALL STATE AGENCY, COUNTY AND MUNICIPAL LAW
8 ENFORCEMENT OFFICERS; TO AMEND SECTION 45-1-101, MISSISSIPPI CODE
9 OF 1972, TO CLARIFY REFERENCE TO RETIRED LAW ENFORCEMENT OFFICERS;
10 AND FOR RELATED PURPOSES.

