

By: Representatives Ford (73rd), Holloway (27th), Bell (65th), Foster, Gibbs (36th), Gibbs (72nd), Mansell, Mickens, Yates

To: State Affairs

HOUSE BILL NO. 1059

1 AN ACT TO AMEND SECTION 45-1-19, MISSISSIPPI CODE OF 1972, TO
2 AUTHORIZE THE CHIEF OF THE CAPITOL POLICE AND/OR THE COMMISSIONER
3 OF THE DEPARTMENT OF PUBLIC SAFETY TO CREATE AND EMPLOY A
4 PART-TIME RESERVE LAW ENFORCEMENT DIVISION TO ASSIST IN EXECUTION
5 OF THEIR DUTIES IN THE CAPITOL COMPLEX IMPROVEMENT DISTRICT; AND
6 FOR RELATED PURPOSES.

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

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

10 45-1-19. (1) The Department of Public Safety, through the
11 Office of Capitol Police, shall have jurisdiction relative to the
12 enforcement of all laws of the State of Mississippi on the
13 properties, from curb to curb, including adjoining streets,
14 sidewalks and leased parking lots within the Capitol Complex, set
15 forth in Section 29-5-2, the Governor's mansion, the Supreme Court
16 Building, the Mississippi Department of Transportation Building
17 and the Public Employees' Retirement System Building, and any
18 property purchased, constructed or otherwise acquired by the State
19 of Mississippi for conducting state business and not specifically
20 under the supervision and care by any other state entity, but



21 which is reasonably assumed the Department of Public Safety would
22 be responsible for such. The Department of Public Safety shall,
23 through any person or persons appointed by the commissioner, make
24 arrests for any violation of any law of the State of Mississippi
25 on the grounds of or within those properties. The Department of
26 Public Safety shall, in addition, enforce the provisions of this
27 section and Sections 29-5-57 through 29-5-67, 29-5-73 through
28 29-5-75, and 29-5-81 through 29-5-95, and prescribe such rules and
29 regulations as are necessary therefor. The powers and duties
30 related to the administration of Sections 29-5-57 through 29-5-67,
31 29-5-73 through 29-5-75, and 29-5-81 through 29-5-95 shall remain
32 with the Department of Finance and Administration.

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

41 (3) The Department of Public Safety and the Department of
42 Agriculture are authorized to enter into a contract for the
43 Department of Public Safety to have jurisdiction and enforce all
44 laws of the State of Mississippi on the property of the Department
45 of Agriculture located at 121 North Jefferson Street and the new



46 Farmers Market Building located at the corner of High and
47 Jefferson Streets in the City of Jackson, Hinds County,
48 Mississippi. It is the intent of the Legislature that the
49 Department of Public Safety will not post any security personnel
50 at such buildings, but will provide regular vehicle patrols and
51 responses to security system alarms.

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

68 (5) The Department of Public Safety and the Department of
69 Revenue are authorized to enter into a contract for the Department
70 of Public Safety to supply the security personnel with



71 jurisdiction to enforce all laws of the State of Mississippi at
72 the Alcoholic Beverage Control facility and the Department of
73 Revenue main office.

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



96 and/or utilization at multiple jurisdictions, as determined by the
97 Chief of Capitol Police or the Commissioner of the Department of
98 Public Safety shall be the lead agency when the event occurs on
99 property as defined herein that is owned or leased by the state as
100 provided in subsection (1) of this section. The jurisdiction and
101 authority of the Department of Public Safety under this subsection
102 (6) shall be in addition to any other jurisdiction and authority
103 provided to the department under this section or any other law.

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

115 (c) Written approval from the Chief of the Capitol
116 Police or the Commissioner of the Department of Public Safety
117 shall be required before any event occurs which will take place on
118 any street or sidewalk immediately adjacent to any building or
119 property owned or occupied by any official, agency, board,
120 commission, office or other entity of the State of Mississippi, or



121 which can reasonably be expected to block, impede or otherwise
122 hinder ingress thereto and/or egress therefrom. The Department of
123 Public Safety shall promulgate rules and regulations to effectuate
124 the provisions of this paragraph (c).

125 (d) The Chief of the Capitol Police and/or the
126 Commissioner of the Department of Public Safety, the Chief of the
127 Jackson Police Department, and the Sheriff of Hinds County shall
128 hold a regular meeting within the boundaries of the Capitol
129 Complex Improvement District to address the concerns of the
130 public. Each meeting shall be called by the Chief of the Capitol
131 Police; and the first meeting shall be called by October 15, 2023.

132 (e) The Chief of the Capitol Police and/or the
133 Commissioner of the Department of Public Safety is authorized to
134 create a part-time reserve law enforcement division to assist with
135 the duties described in this section for the Capitol Complex
136 Improvement District.

137 (7) The Department of Public Safety is authorized to enter
138 into a contract with any county for the county to take custody of
139 the misdemeanor offenders arrested under the authority granted
140 under this section.

141 (8) All accrued personal leave earned pursuant to Section
142 25-3-93, accrued major medical leave earned pursuant to Section
143 25-3-95, accrued state compensatory leave earned pursuant to
144 Section 25-3-92, and compensatory leave earned pursuant to the
145 Fair Labor Standards Act (FLSA) shall transfer from the Department



146 of Finance and Administration to the Department of Public Safety
147 for all employees transferred under this section.

148 **SECTION 2.** This act shall take effect and be in force from
149 and after July 1, 2025.

