

By: Senator(s) Wiggins, Sparks, McCaughn

To: Judiciary, Division A;
Appropriations

SENATE BILL NO. 2489

1 AN ACT TO AMEND SECTION 25-3-43, MISSISSIPPI CODE OF 1972, TO
2 AUTHORIZE EACH SUPREME COURT JUSTICE AND EACH JUDGE OF THE COURT
3 OF APPEALS TO RECEIVE AN EXPENSE ALLOWANCE WHILE ACTUALLY
4 ATTENDING JUDICIAL DUTIES IN ANY AREA OF THE STATE FOR A CERTAIN
5 AMOUNT OF DAYS; TO PROVIDE THAT NO JUSTICE OR JUDGE SHALL RECEIVE
6 AN EXPENSE ALLOWANCE FOR MORE THAN THE CERTAIN AMOUNT OF DAYS
7 PREVIOUSLY AUTHORIZED BY LAW; AND FOR RELATED PURPOSES.

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

9 **SECTION 1.** Section 25-3-43, Mississippi Code of 1972, is
10 amended as follows:

11 25-3-43. (1) When any chancery judge, county judge or
12 circuit judge shall be required to travel in the performance of
13 his official duties, such judge shall receive as expenses of such
14 travel the mileage allowance and a reimbursement for other actual
15 and necessary expenses incurred in such travel as provided for
16 public officers and employees in Section 25-3-41, Mississippi Code
17 of 1972. This shall be the entire travel allowances or travel
18 expenses received by such judges.

19 (2) Chancery judges and circuit judges shall direct requests
20 for reimbursement for the travel expenses authorized pursuant to



21 this section to the Supreme Court, and the Supreme Court shall
22 submit such requests to the Department of Finance and
23 Administration.

24 (3) The Supreme Court shall have the power to adopt rules
25 and regulations regarding the administration of travel expenses
26 authorized pursuant to this section.

27 (4) In any county in which is located a State Penitentiary,
28 the board of supervisors, in order to compensate the justice court
29 judges who are required to travel to the State Penitentiary, is
30 authorized to reimburse justice court judges' mileage in the
31 amount authorized by Section 25-3-41, but not to exceed One
32 Hundred Dollars (\$100.00) per month, such monies to be paid from
33 the general county fund of such county.

34 (5) (a) In addition to the regular salary provided by
35 Section 25-3-35 and the mileage reimbursement provided by Section
36 25-3-41, each Supreme Court Justice and each judge of the Court of
37 Appeals shall receive an expense allowance as specified in this
38 subsection. The expense allowance shall be equal to the maximum
39 daily expense rate allowable to employees of the federal
40 government for travel in the high-rate geographical area of
41 Jackson, Mississippi, as may be established by federal
42 regulations, per day, for each day:

43 (i) While actually attending to judicial duties in
44 Jackson, Mississippi, not to exceed twenty (20) days per month;
45 and



46 (ii) While actually attending to judicial duties
47 in any area of the state, not to exceed twelve (12) days per
48 month.

49 (b) In no case, shall a justice or judge receive more
50 than twenty (20) days in total of an expense allowance authorized
51 under this subsection.

52 **SECTION 2.** This act shall take effect and be in force from
53 and after its passage.

