

By: Senator(s) Fillingane, Michel

To: Judiciary, Division B

COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 2343

1 AN ACT TO AMEND SECTION 45-1-19, MISSISSIPPI CODE OF 1972, TO
2 INCLUDE THE GOVERNOR'S MANSION WITHIN THE LIST OF STATE-OWNED
3 BUILDINGS OVER WHICH THE OFFICE OF CAPITOL POLICE HAS
4 JURISDICTION; TO PROVIDE THAT THE DEPARTMENT OF PUBLIC SAFETY
5 SHALL HAVE JURISDICTION RELATIVE TO THE ENFORCEMENT OF ALL LAWS OF
6 THE STATE OF MISSISSIPPI WITHIN THE BOUNDARIES OF THE CITY OF
7 JACKSON, MISSISSIPPI; TO REQUIRE THE DEPARTMENT OF PUBLIC SAFETY
8 AND THE CITY OF JACKSON TO ENTER INTO A MEMORANDUM OF
9 UNDERSTANDING BY A CERTAIN DATE; TO REQUIRE THE WRITTEN
10 AUTHORIZATION OF THE CHIEF OF THE CAPITOL POLICE OR THE
11 COMMISSIONER PRIOR TO THE APPROVAL OF ANY EVENT WHICH IS TO TAKE
12 PLACE ON ANY STREET OR SIDEWALK IMMEDIATELY ADJACENT TO ANY
13 BUILDING OR PROPERTY OWNED OR OCCUPIED BY ANY OFFICIAL, AGENCY,
14 BOARD, COMMISSION, OFFICE OR OTHER ENTITY OF THE STATE OF
15 MISSISSIPPI; AND FOR RELATED PURPOSES.

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

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

19 45-1-19. (1) The Department of Public Safety, through the
20 Office of Capitol Police, shall have jurisdiction relative to the
21 enforcement of all laws of the State of Mississippi on the
22 properties, from curb to curb, including adjoining streets,
23 sidewalks and leased parking lots within the Capitol Complex, set
24 forth in Section 29-5-2, the Governor's Mansion, the Court of



25 Appeals Building, the Mississippi Department of Transportation
26 Building and the Public Employees' Retirement System Building, and
27 any property purchased, constructed or otherwise acquired by the
28 State of Mississippi for conducting state business and not
29 specifically under the supervision and care by any other state
30 entity, but which is reasonably assumed the Department of Public
31 Safety would be responsible for such. The Department of Public
32 Safety shall, through any person or persons appointed by the
33 commissioner, make arrests for any violation of any law of the
34 State of Mississippi on the grounds of or within those properties.
35 The Department of Public Safety shall, in addition, enforce the
36 provisions of this section and Sections 29-5-57 through 29-5-67,
37 29-5-73 through 29-5-75, and 29-5-81 through 29-5-95, and
38 prescribe such rules and regulations as are necessary therefor.
39 The powers and duties related to the administration of Sections
40 29-5-57 through 29-5-67, 29-5-73 through 29-5-75, and 29-5-81
41 through 29-5-95 shall remain with the Department of Finance and
42 Administration.

43 (2) Subject to the approval of the Board of Trustees of
44 State Institutions of Higher Learning, the Board of Trustees and
45 the Department of Public Safety shall be authorized to enter into
46 a contract for the Department of Public Safety to supply the
47 security personnel with jurisdiction to enforce all laws of the
48 State of Mississippi on the property of the Board of Trustees



49 located at the corner of Ridgewood Road and Lakeland Drive in the
50 City of Jackson.

51 (3) The Department of Public Safety and the Department of
52 Agriculture are authorized to enter into a contract for the
53 Department of Public Safety to have jurisdiction and enforce all
54 laws of the State of Mississippi on the property of the Department
55 of Agriculture located at 121 North Jefferson Street and the new
56 Farmers Market Building located at the corner of High and
57 Jefferson Streets in the City of Jackson, Hinds County,
58 Mississippi. It is the intent of the Legislature that the
59 Department of Public Safety will not post any security personnel
60 at such buildings, but will provide regular vehicle patrols and
61 responses to security system alarms.

62 (4) The Department of Public Safety and the Mississippi Fair
63 Commission are authorized to enter into a contract for the
64 Department of Public Safety to have jurisdiction and enforce all
65 laws of the State of Mississippi on the property of the
66 Mississippi Fair Commission known as the "Mississippi State
67 Fairgrounds Complex" and any and all of its outlying buildings and
68 property. The Department of Public Safety and the Mississippi
69 Fair Commission are authorized to enter into a contract for the
70 Department of Public Safety to supply the security personnel to
71 the Mississippi Fair Commission with jurisdiction to enforce all
72 laws of the State of Mississippi on this property and any and all
73 buildings on this property.



74 (5) The Department of Public Safety and the Department of
75 Revenue are authorized to enter into a contract for the Department
76 of Public Safety to supply the security personnel with
77 jurisdiction to enforce all laws of the State of Mississippi at
78 the Alcoholic Beverage Control facility and the Department of
79 Revenue main office.

80 (6) The Department of Public Safety shall have jurisdiction
81 relative to the enforcement of all laws of the State of
82 Mississippi within the boundaries of the Capitol Complex
83 Improvement District created in Section 29-5-203. The Department
84 of Public Safety shall have jurisdiction relative to the
85 enforcement of all laws of the State of Mississippi within the
86 boundaries of the City of Jackson, Mississippi. The Department of
87 Public Safety shall, through any person or persons appointed by
88 the Department of Public Safety, make arrests for any violation of
89 any law of the State of Mississippi which occurs within the
90 boundaries of the district and the City of Jackson. The
91 jurisdiction of the Department of Public Safety granted under this
92 subsection (6) shall be concurrent with the jurisdiction of the
93 City of Jackson, Mississippi, and that of Hinds County,
94 Mississippi. The Commissioner of the Department of Public Safety
95 and City of Jackson shall enter into a Memorandum of Understanding
96 by January 30, 2024, which shall be mutually beneficial to both
97 parties detailing the expectations of both parties. The execution
98 of or failure to execute such a memorandum shall not affect any



99 grant of jurisdiction under this subsection. At any time and/or
100 during any event necessitating the coordination of and/or
101 utilization at multiple jurisdictions, as determined by the Chief
102 of Capitol Police or the Commissioner, the Department of Public
103 Safety shall be the lead agency when the event occurs on property
104 as defined herein that is owned or leased by the state as provided
105 in subsection (1) of this section. Written authorization of the
106 Chief of the Capitol Police or the Commissioner shall be required
107 prior to the approval of any event which is to take place on any
108 street or sidewalk immediately adjacent to any building or
109 property owned or occupied by any official, agency, board,
110 commission, office or other entity of the State of Mississippi, or
111 which can reasonably be expected to block, impede or otherwise
112 hinder ingress thereto and/or egress therefrom. The jurisdiction
113 and authority of the Department of Public Safety under this
114 subsection (6) shall be in addition to any other jurisdiction and
115 authority provided to the department under this section or any
116 other law.

117 (7) The Department of Public Safety is authorized to enter
118 into a contract with any county for the county to take custody of
119 the misdemeanor offenders arrested under the authority granted
120 under this section.

121 (8) All accrued personal leave earned pursuant to Section
122 25-3-93, accrued major medical leave earned pursuant to Section
123 25-3-95, accrued state compensatory leave earned pursuant to



124 Section 25-3-92, and compensatory leave earned pursuant to the
125 Fair Labor Standards Act (FLSA) shall transfer from the Department
126 of Finance and Administration to the Department of Public Safety
127 for all employees transferred under this section.

128 **SECTION 2.** This act shall take effect and be in force from
129 and after January 1, 2024.

