

## REPORT OF CONFERENCE COMMITTEE

**MR. SPEAKER AND MR. PRESIDENT:**

We, the undersigned conferees, have had under consideration the amendments to the following entitled BILL:

H. B. No. 691: Mississippi Board on Law Enforcement Officer Standards and Training; revise composition of and provide with investigative authority.

We, therefore, respectfully submit the following report and recommendation:

1. That the Senate recede from its Amendment No. 1.
2. That the House and Senate adopt the following amendment:

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

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

17           45-6-5. (1) There is hereby created the Board on Law  
18 Enforcement Officer Standards and Training, which shall consist of  
19 thirteen (13) members.

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

22                       (i) Two (2) members, each of whom is a chief of  
23 police of a municipality in this state, with one (1) of the  
24 appointees being appointed from a municipality having a population  
25 of less than five thousand (5,000) according to the latest federal  
26 decennial census \* \* \*;

27 (ii) \* \* \* ~~One (1) member who is a sheriff in this~~  
28 ~~state.~~ Two (2) members, each of whom is a sheriff of a county in  
29 this state, with one (1) of the appointees being appointed from a  
30 county having a population of less than twenty thousand (20,000)  
31 according to the latest federal decennial census;

32 (iii) One (1) member who is a district attorney in  
33 this state \* \* \*~~;~~ and

34 (iv) One (1) member who is a \* \* \* ~~representative~~  
35 ~~of higher education and who has a degree in one (1) of the~~  
36 ~~following areas of study: corrections, criminal justice or public~~  
37 ~~administration.~~ current director of a Mississippi law enforcement  
38 officers' training academy. This member shall not serve  
39 successive terms on the board.

40 \* \* \* ~~\_\_\_\_\_ (v) One (1) member who is a nonsupervisory~~  
41 ~~rank-and-file law enforcement officer.~~

42 (b) The initial appointments to the board shall be made  
43 by the Governor no later than twenty (20) days after April 7,  
44 1981, as follows: the chief of police and the representative of  
45 higher education each shall be appointed for a term of two (2)  
46 years; and the sheriff and the district attorney each shall be  
47 appointed for a term of three (3) years. Upon the expiration of  
48 the terms of the initial appointees to the board, each subsequent  
49 appointment shall be made for a term of three (3) years, beginning  
50 on the date of the expiration of the previous term. A vacancy in  
51 any appointed position on the board prior to the expiration of a

52 term shall be filled by appointment of the Governor only for the  
53 balance of the unexpired term. Appointments shall be made within  
54 sixty (60) days of the occurrence of the vacancy.

55 (c) Any member appointed under this subsection who  
56 fails to attend three (3) consecutive meetings of the board shall  
57 be subject to removal by the Governor. The president of the board  
58 shall notify the Governor in writing when a member has failed to  
59 attend three (3) consecutive regular meetings.

60 (3) The remaining seven (7) members of the board shall be  
61 the following:

62 (a) The Attorney General, or \* \* \* ~~his~~ a deputy  
63 Attorney General as a designee \* \* \* ~~;~~;

64 (b) The Director of the Mississippi Highway Safety  
65 Patrol, or his designee \* \* \* ~~;~~;

66 (c) The President of the Mississippi \* \* \* ~~Municipal~~  
67 Association of Chiefs of Police, or his designee \* \* \* ~~who is a~~  
68 ~~member of the association.~~;

69 (d) The \* \* \* ~~President~~ Commissioner of the  
70 Mississippi \* \* \* ~~Association of Supervisors~~, or his designee who  
71 ~~is a member of the association.~~ Department of Public Safety or his  
72 designee;

73 (e) The President of the Mississippi Constable  
74 Association, or his designee who is a member of the  
75 association \* \* \* ~~;~~;

76 (f) The President of the Mississippi Campus Law  
77 Enforcement Officers Association, or his designee who is a member  
78 of the association \* \* \*; and

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

81 The Attorney General, the Director of the Mississippi Highway  
82 Safety Patrol and the respective presidents of the foregoing  
83 associations, or their designees, shall serve only for their  
84 respective terms of office.

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

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

94 \* \* \* ~~(6) The Governor shall call an organizational meeting~~  
95 ~~of the board not later than thirty (30) days after April 7, 1981.~~

96 ( \* \* \*76) If a person appointed to the board no longer  
97 occupies the status qualifying that person's appointment, that  
98 position on the board shall be immediately vacated and filled ex  
99 officio or by appointment of the Governor as otherwise provided in  
100 this section.

101 ( \* \* \*~~8~~7) The board shall report annually to the Governor  
102 and the Legislature on its activities, and may make such other  
103 reports as it deems desirable.

104 ( \* \* \*~~9~~8) Except as otherwise provided in this chapter, the  
105 training officers of all police academies in the state whose  
106 curricula are approved by the board shall be advisors to the  
107 board. They shall be entitled to all privileges of the board  
108 members, including travel expenses and subsistence, but shall not  
109 be eligible to vote at board meetings.

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

112 45-6-7. In addition to the powers conferred upon the board  
113 elsewhere in this chapter, the board shall have power to:

114 (a) Promulgate rules and regulations for the  
115 administration of this chapter, including the authority to require  
116 the submission of reports and information by law enforcement  
117 agencies of the state and its political subdivisions.

118 (b) Establish minimum educational and training  
119 standards for admission to employment or appointment as a law  
120 enforcement officer or a part-time law enforcement officer: (i)  
121 in a permanent position; and (ii) in a probationary status. The  
122 minimum educational and training standards for any law enforcement  
123 officer assigned to field or investigative duties shall include at  
124 least two (2) hours of training related to handling complaints of  
125 human trafficking and commercial sexual exploitation of children

126 as defined in Section 43-21-105, communicating with such victims,  
127 and requiring the officer to contact the Department of Child  
128 Protection Services when human trafficking or commercial sexual  
129 exploitation is suspected.

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

133 (d) Revoke certification for cause and in the manner  
134 provided in this chapter. The board is authorized to conduct  
135 investigations and subpoena documents regarding revocations. The  
136 board shall maintain a current list of all persons certified under  
137 this chapter who have been placed on probation, suspended,  
138 subjected to revocation of certification, or any combination of  
139 these. The board may establish a hearing panel for the purpose of  
140 providing a hearing to any law enforcement officer for whom the  
141 board believes there is a basis for reprimand, suspension,  
142 cancellation of, or recalling the certification of a law  
143 enforcement officer. The hearing panel shall provide its written  
144 findings and recommendations to the board.

145 (e) Establish minimum curriculum requirements for basic  
146 and advanced courses and programs for schools operated by or for  
147 the state or any political subdivision thereof for the specific  
148 purpose of training police and other law enforcement officers,  
149 both full- and part-time, which shall include a minimum of two (2)  
150 hours of training in a course or courses related to the

151 identification of and support for victims of human trafficking and  
152 commercial sexual exploitation.

153 (f) Consult and cooperate with counties,  
154 municipalities, state agencies, other governmental agencies, and  
155 with universities, colleges, community and junior colleges and  
156 other institutions concerning the development of training schools,  
157 programs or courses of instruction for personnel defined in this  
158 chapter.

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

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

164 (i) Approve law enforcement officer training schools  
165 for operation by or for the state or any political subdivision  
166 thereof for the specific purpose of training personnel defined in  
167 this chapter.

168 (j) Upon the request of agencies employing personnel  
169 defined in this chapter, conduct surveys or aid municipalities and  
170 counties to conduct surveys through qualified public or private  
171 agencies and assist in the implementation of any recommendations  
172 resulting from such surveys.

173 (k) Upon request of agencies within the purview of this  
174 chapter, conduct general and specific management surveys and  
175 studies of the operations of the requesting agencies at no cost to

176 those agencies. The role of the board under this subsection shall  
177 be that of management consultant.

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

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

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

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

189 45-6-19. (1) The chief of police of any state agency,  
190 county, municipality, public two-year or four-year college or  
191 university and any extension thereof in the State of Mississippi,  
192 and the Pearl River Valley Water Supply District, is required to  
193 annually complete twenty (20) hours of executive level continuing  
194 education courses which are approved by the Mississippi Board on  
195 Law Enforcement \* \* \* ~~Officers~~ Officer Standards and Training.  
196 Any new chief of police having never previously served in that  
197 capacity, is required to complete forty (40) hours of executive  
198 level continuing education courses for his first year of service.  
199 Such education courses may be provided by an accredited law



200 enforcement academy or by the Mississippi Association of Chiefs  
201 of Police.

202 (2) Any \* \* \* ~~police~~ law enforcement officer of any state  
203 agency, county, municipality, public two-year or four-year college  
204 or university and any extension thereof in the State of  
205 Mississippi, and the Pearl River Valley Water Supply District, is  
206 required to annually complete a specified number of hours, as  
207 stated in this subsection, of continuing education courses which  
208 are approved by the Mississippi Board on Law Enforcement \* \* \*

209 ~~Officers~~ Officer Standards and Training. The following number of  
210 hours of continuing education courses is required for \* \* \*  
211 ~~municipal police~~ law enforcement officers specified in this  
212 subsection based upon the number of years following July 1, 2004:

- 213 0-2 years after July 1, 2004 .....8 hours of annual training  
214 3-4 years after July 1, 2004 .....16 hours of annual training  
215 5 or more years after July 1, 2004..24 hours of annual training

216 Such education courses may be provided by an accredited law  
217 enforcement academy or by the Mississippi Association of Chiefs of  
218 Police.

219 (3) The Mississippi Board on Law Enforcement \* \* \* ~~Officers~~  
220 Officer Standards and Training shall reimburse each state agency,  
221 county, municipality, public two-year or four-year college or  
222 university and any extension thereof or the Pearl River Valley  
223 Water Supply District for the expense incurred for chiefs of  
224 police and state agency, county, municipal \* \* \* ~~police, public~~

225 two-year or four-year college or university and any extension  
226 thereof and the Pearl River Valley Water Supply District law  
227 enforcement officers in attendance at approved training programs  
228 as required by this section.

229 (4) Any chief of police or state agency, county,  
230 municipal \* \* \* police, public two-year or four-year college or  
231 university and any extension thereof and the Pearl River Valley  
232 Water Supply District law enforcement officer who fails to comply  
233 with the provisions of this section shall be subject to having his  
234 certification as a chief of police or state agency, county,  
235 municipal \* \* \* police, public two-year or four-year college or  
236 university and any extension thereof and the Pearl River Valley  
237 Water Supply District law enforcement officer revoked by the  
238 Mississippi Board on Law Enforcement ~~\* \* \* Officers~~ Officer  
239 Standards and Training, in accordance with Section 45-6-11.

240 (5) The Mississippi Board on Law Enforcement ~~\* \* \* Officers~~  
241 Officer Standards and Training is authorized to institute and  
242 promulgate all rules necessary for considering the revocation of  
243 any municipal chief of police or state agency, county,  
244 municipal \* \* \* police, public two-year or four-year college or  
245 university and any extension thereof and the Pearl River Valley  
246 Water Supply District law enforcement officer who does not comply  
247 with the provisions of this section, and may grant, for sufficient  
248 cause shown, an extension of time in which compliance with the  
249 provisions of this section may be made.

250 (6) Any chief of police or state agency, county,  
251 municipal \* \* \* police, public two-year or four-year college or  
252 university and any extension thereof and the Pearl River Valley  
253 Water Supply District law enforcement officer who is aggrieved by  
254 any order or ruling made under the provisions of this section has  
255 the same rights and procedure of appeal as from any other order or  
256 ruling of the Mississippi Board on Law Enforcement Officers  
257 Standards and Training.

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

260 45-1-101. (1) This section may be referred to as the "HR218  
261 Qualification Law."

262 (2) Any retired law enforcement officer who resides in this  
263 state and for whom the law enforcement agency from which the  
264 officer retired does not participate in the necessary  
265 certification for the retired officer to be certified according to  
266 the Law Enforcement Officers Safety Act of 2004 \* \* \* ~~found at~~  
267 ~~Title 18, Chapter 44, Section 926B, USC,~~ or who does not reside in  
268 convenient proximity to the law enforcement agency from which the  
269 officer retired, may obtain the necessary certification from the  
270 Mississippi Association of Chiefs of Police.

271 **SECTION 5.** This act shall take effect and be in force from  
272 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 REVISE 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 AS WELL AS THE CHIEF OF POLICE AND POLICE  
9 OFFICERS EMPLOYED BY ANY PUBLIC TWO-YEAR OR FOUR-YEAR COLLEGE OR  
10 UNIVERSITY AND ANY EXTENSION THEREOF IN THE STATE OF MISSISSIPPI,  
11 AND THE PEARL RIVER VALLEY WATER SUPPLY DISTRICT; TO AMEND SECTION  
12 45-1-101, MISSISSIPPI CODE OF 1972, TO CLARIFY REFERENCE TO  
13 RETIRED LAW ENFORCEMENT OFFICERS; AND FOR RELATED PURPOSES.

CONFEREES FOR THE HOUSE

X (SIGNED)  
Horan

X (SIGNED)  
Shanks

X (SIGNED)  
Grady

CONFEREES FOR THE SENATE

X (SIGNED)  
Fillingane

X (SIGNED)  
Sparks

X (SIGNED)  
Wiggins