

By: Senator(s) Hopson

To: Appropriations

SENATE BILL NO. 2444
(As Sent to Governor)

1 AN ACT TO AMEND SECTION 49-2-131, MISSISSIPPI CODE OF 1972,
2 TO REVISE THE PROVISION OF LAW GOVERNING THE MISSISSIPPI
3 MUNICIPALITY AND COUNTY WATER INFRASTRUCTURE GRANT PROGRAM; TO
4 AMEND SECTION 41-3-16.1, MISSISSIPPI CODE OF 1972, TO REVISE THE
5 PROVISION OF LAW GOVERNING THE ARPA RURAL WATER ASSOCIATIONS
6 INFRASTRUCTURE GRANT PROGRAM; TO AMEND SECTION 57-123-11,
7 MISSISSIPPI CODE OF 1972, TO REVISE THE PROVISION OF LAW GOVERNING
8 THE MISSISSIPPI MAIN STREET ASSOCIATION; TO AMEND SECTION 45-2-41,
9 MISSISSIPPI CODE OF 1972, TO REVISE THE PROVISION OF LAW GOVERNING
10 THE MISSISSIPPI LAW ENFORCEMENT AND FIRE FIGHTERS PREMIUM PAY
11 PROGRAM; TO AMEND SECTION 25-3-25, MISSISSIPPI CODE OF 1972, TO
12 REVISE THE PROVISION CONCERNING A SHERIFF'S ABILITY TO RECEIVE
13 PREMIUM PAY AS PART OF THE SHERIFF'S COMPENSATION; AND FOR RELATED
14 PURPOSES.

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

16 **SECTION 1.** Section 49-2-131, Mississippi Code of 1972, is
17 amended as follows:

18 49-2-131. (1) This section shall be known and may be cited
19 as the "Mississippi Municipality and County Water Infrastructure
20 Grant Program Act of 2022."

21 (2) There is hereby established within the Mississippi
22 Department of Environmental Quality the Mississippi Municipality
23 and County Water Infrastructure (MCWI) Grant Program under which
24 municipalities, counties and certain public utilities not



25 regulated by the Public Service Commission may apply until
26 February 1, 2023, for reimbursable grants to make necessary
27 investments in water, wastewater, and stormwater infrastructure to
28 be funded by the Legislature utilizing Coronavirus State Fiscal
29 Recovery Funds made available under the federal American Rescue
30 Plan Act of 2021 (ARPA). Such grants shall be made available to
31 municipalities and counties to be matched with the Coronavirus
32 Local Fiscal Recovery Funds awarded or to be awarded to them under
33 ARPA on a one-to-one matching basis. Coronavirus Local Fiscal
34 Recovery Funds that a county transfers to a municipality or that a
35 county or municipality transfers to a public utility not regulated
36 by the Public Service Commission are eligible on a one-to-one
37 matching basis. Municipalities that received less than One
38 Million Dollars (\$1,000,000.00) in the total allocation of
39 Coronavirus Local Fiscal Recovery Funds are eligible for a
40 two-to-one match only on the Coronavirus Local Fiscal Recovery
41 Funds awarded or to be awarded to them under ARPA. * * * The
42 Mississippi Department of Environmental Quality shall only accept
43 two (2) rounds of submissions under the Mississippi Municipality
44 and County Water Infrastructure (MCWI) Grant Program. The second
45 round of submissions shall be the final round. The dollar amount
46 for professional fees that can be allocated as a part of a
47 county's, municipality's or public utility's matching share is not
48 to exceed four percent (4%) of the total project cost.



49 (3) For purposes of this section, unless the context
50 requires otherwise, the following terms shall have the meanings
51 ascribed herein:

52 (a) "MCWI Grant Program" means the Mississippi
53 Municipality and County Water Infrastructure Grant Program.

54 (b) "ARPA" means the federal American Rescue Plan Act
55 of 2021, Public Law 117-2, which amends Title VI of the Social
56 Security Act.

57 (c) "State Recovery Funds" means Coronavirus State
58 Fiscal Recovery Funds awarded through Section 602 of Title VI of
59 the Social Security Act amended by Section 9901 of the federal
60 American Rescue Plan Act of 2021, Public Law 117-2.

61 (d) "Local Recovery Funds" means Coronavirus Local
62 Fiscal Recovery Funds awarded through Section 603 of Title VI of
63 the Social Security Act amended by Section 9901 of the federal
64 American Rescue Plan Act of 2021, Public Law 117-2.

65 (e) "Department" means the Department of Environmental
66 Quality.

67 (f) "Professional fees" means fees for the services of
68 attorneys and engineering, surveying, and environmental studies.

69 (g) "Project" means the infrastructure improvements
70 defined in an application that (i) complies with all requirements
71 of ARPA, and (ii) is eligible for a grant award under this
72 section.



73 (4) (a) On or before July 1, 2022, the Department of
74 Environmental Quality shall promulgate rules and regulations
75 necessary to administer the MCWI Grant Program prescribed under
76 this section, including application procedures and deadlines. The
77 department is exempt from compliance with the Mississippi
78 Administrative Procedures Law in fulfilling the requirements of
79 this section.

80 (b) The Department of Health shall advise the
81 Mississippi Department of Environmental Quality regarding all such
82 rules and regulations as related to the federal Safe Drinking
83 Water Act.

84 (5) Funding under the MCWI Grant Program shall be allocated
85 to projects certified by the Mississippi Department of
86 Environmental Quality as eligible for federal funding, including,
87 but not be limited to, the following:

88 (a) Construction of publicly owned treatment works;

89 (b) Projects pursuant to the implementation of a
90 nonpoint source pollution management program established under the
91 Clean Water Act (CWA);

92 (c) Decentralized wastewater treatment systems that
93 treat municipal wastewater or domestic sewage;

94 (d) Management and treatment of stormwater or
95 subsurface drainage water;

96 (e) Water conservation, efficiency, or reuse measures;



- 97 (f) Development and implementation of a conservation
98 and management plan under the CWA;
- 99 (g) Watershed projects meeting the criteria set forth
100 in the CWA;
- 101 (h) Energy consumption reduction for publicly owned
102 treatment works;
- 103 (i) Reuse or recycling of wastewater, stormwater, or
104 subsurface drainage water;
- 105 (j) Facilities to improve drinking water quality;
- 106 (k) Transmission and distribution, including
107 improvements of water pressure or prevention of contamination in
108 infrastructure and lead service line replacements;
- 109 (l) New sources to replace contaminated drinking water
110 or increase drought resilience, including aquifer storage and
111 recovery system for water storage;
- 112 (m) Storage of drinking water, such as to prevent
113 contaminants or equalize water demands;
- 114 (n) Purchase of water systems and interconnection of
115 systems;
- 116 (o) New community water systems;
- 117 (p) Culvert repair, resizing, and removal, replacement
118 of storm sewers, and additional types of stormwater
119 infrastructure;



120 (q) Dam and reservoir rehabilitation, if the primary
121 purpose of dam or reservoir is for drinking water supply and
122 project is necessary for the provision of drinking water;

123 (r) Broad set of lead remediation projects eligible
124 under EPA grant programs authorized by the Water Infrastructure
125 Improvements for the Nation (WIIN) Act; and

126 (s) Any eligible drinking water, wastewater or
127 stormwater project through ARPA guidelines, guidance, rules,
128 regulations and other criteria, as may be amended from time to
129 time, by the United States Department of the Treasury.

130 (6) The governing authority of a municipality, county or
131 public utility that is not regulated by the Public Service
132 Commission may submit an application for grant funds under this
133 section if the applicant is an operator-member of Mississippi 811,
134 Inc., as defined in Section 77-13-3. Applicants shall certify to
135 the department that each expenditure of the funds awarded to them
136 under this section is in compliance with ARPA guidelines,
137 guidance, rules, regulations and other criteria, as may be amended
138 from time to time, by the United States Department of the Treasury
139 regarding the use of monies from the State Coronavirus State
140 Fiscal Recovery Funds. Subsequent submissions will be due by the
141 dates established by the department.

142 (7) An application for a grant under this section shall be
143 submitted at such time, be in such form, and contain such
144 information as the department prescribes. Each application for



145 grant funds shall include the following at a minimum: (a)
146 applicant contact information; (b) project description and type of
147 project; (c) project map; (d) estimate of population affected by
148 the project; (e) disadvantaged community criteria (population,
149 median household income, unemployment, current water/sewer rates);
150 (f) estimated project cost; (g) list of match funds of direct
151 Coronavirus Local Fiscal Recovery Funds received and to be
152 received from the federal government, a certification that such
153 funds have been or will be used for the project detailed in the
154 application, and documentation of commitment; (h) estimated
155 project schedule and readiness to proceed; (i) engineering
156 services agreement; (j) engineering reports; and (k) information
157 about status of obtaining any required permits.

158 (8) The department must apply a system for use in ranking
159 the grant applications received, unless the Legislature funds all
160 eligible grant requests under the program. When applying the
161 ranking system, the department shall apply a greater weight to
162 projects that have approved engineering/design, plans and permits
163 if the department has deemed the project is ready to begin
164 construction within six (6) months. Projects that are included on
165 the municipal or county engineer's approved list and provide
166 applicable supporting documentation shall receive additional
167 consideration awarded to the application. The ranking system
168 shall include the following factors, at a minimum: (a) the
169 environmental impact of the proposed project; (b) the proposed



170 project's ability to address noncompliance with state/federal
171 requirements; (c) the extent to which the project promotes
172 economic development; (d) the number of people served by the
173 project and the number of communities the project serves; (e)
174 impacts of the proposed project on disadvantaged/overburdened
175 communities; (f) the grant applicant's prior efforts to secure
176 funding to address the proposed project's objectives; (g) the
177 grant applicant's proposed contribution of other funds or in-kind
178 cost-sharing to the proposed project; (h) the grant applicant's
179 long-term plans for the financial and physical operation and
180 maintenance of the project; (i) the grant applicant's capacity to
181 initiate construction in a timely manner and complete the proposed
182 project by the deadline specified by the United States Department
183 of Treasury rules for ARPA funds; (j) the extent to which the
184 project benefits multiple political subdivisions in a regional
185 manner; (k) the project's ability to enhance public service
186 infrastructure, including transportation and emergency access; and
187 (l) any other factors as determined by the department.

188 (9) The grant program shall include a specific emphasis on
189 addressing the needs of an economically disadvantaged community,
190 including providing safe, reliable drinking water in areas that
191 lack infrastructure, providing sewage treatment capacity in
192 unsewered areas and providing regional development of
193 infrastructure to serve multiple communities.



194 (10) Applications shall be reviewed and scored as they are
195 received, unless the Legislature funds all eligible grant requests
196 under the program. The Mississippi Department of Environmental
197 Quality shall certify whether each project submitted is a
198 "necessary investment" in water, wastewater, or stormwater
199 infrastructure as defined in the American Rescue Plan Act and all
200 applicable guidance issued by the United States Department of the
201 Treasury. The Department of Environmental Quality shall review
202 the lists of recommended water infrastructure projects and issue
203 its list of recommended projects to the Mississippi Department of
204 Health for its advice. Grant agreements shall be executed between
205 the recipient and the Mississippi Department of Environmental
206 Quality. All final awards shall be determined at the discretion
207 of the executive director of the department. Any funds awarded to
208 the City of Jackson under this section shall be deposited in the
209 Capital City Water/Sewer Projects Fund of the State Treasury.
210 Funds shall be obligated to a grantee upon the execution of a
211 grant agreement between the department and the approved applicant.
212 Funds shall be made available to a grantee when the department
213 obtains the necessary support for reimbursement. The department
214 is authorized to conduct additional rounds of grants as needed;
215 however, in the first round no more than forty percent (40%) of
216 the total funds appropriated for each grant program may be awarded
217 by the department, and the remaining funds may be awarded in
218 the * * * final round which shall occur no later than six (6)



219 months from the previous round. To ensure equitable treatment
220 between the categories of projects, no less than twenty percent
221 (20%) awarded under this section shall be allocated to each of the
222 three (3) categories of drinking water projects, wastewater
223 projects and stormwater projects. In * * * the final round, any
224 funds not requested may be allocated to any category.

225 (11) Grant funds shall be used prospectively; however, grant
226 funds may be used to reimburse expenses incurred before the
227 enactment of this program if the costs are adequately documented
228 and comply with applicable ARPA guidelines. An applicant must
229 agree to obtain all necessary state and federal permits and follow
230 all state bidding and contracting laws and fiscally sound
231 practices in the administration of the funds.

232 (12) (a) Monies must be disbursed under this section in
233 compliance with the guidelines, guidance, rules, regulations or
234 other criteria, as may be amended from time to time, of the United
235 States Department of the Treasury regarding the use of monies from
236 the Coronavirus State Fiscal Recovery Fund, established by the
237 American Rescue Plan of 2021.

238 (b) The use of funds allocated under this program shall
239 be subject to audit by the United States Department of the
240 Treasury's Office of Inspector General and the Mississippi Office
241 of the State Auditor. Each person receiving funds under these
242 programs found to be fully or partially noncompliant with the



243 requirements in this section shall return to the state all or a
244 portion of the funds received.

245 (13) The department shall submit to the Lieutenant Governor,
246 Speaker of the House, House and Senate Appropriations Chairmen,
247 and the Legislative Budget Office quarterly reports and annual
248 reports that are due by the dates established in the Compliance
249 and Reporting Guidance by the United States Department of
250 Treasury. The reports shall contain the applications received,
251 the score of the applications, the amount of grant funds awarded
252 to each applicant, the amount of grant funds expended by each
253 applicant, and status of each applicant's project. The score of
254 the applications is not required if the award was provided in the
255 final round of grants and the Legislature provided the total
256 amount of funds for all eligible grant requests.

257 (14) Grant funds shall be available under this section
258 through December 31, 2026, or on the date of the fund expenditure
259 deadline provided by the federal government, whichever occurs
260 later. Each grant recipient shall certify for any project for
261 which a grant is awarded that if the project is not completed by
262 December 31, 2026, and the United States Congress does not enact
263 an extension of the deadline on the availability of ARPA funds,
264 then the grant recipient will complete the project through other
265 funds.



266 (15) The Mississippi Department of Environmental Quality may
267 retain an amount not to exceed five percent (5%) of the total
268 funds allocated to the program to defray administrative costs.

269 (16) The department shall be exempt from provisions of the
270 Public Procurement Review Board for any requirements of personal
271 or professional service contracts or the pre-approval of the
272 solicitation for such contracts used in the execution of its
273 responsibilities under this section. This subsection shall stand
274 repealed on January 1, 2026.

275 (17) The provisions of this section shall stand repealed on
276 January 1, 2027.

277 **SECTION 2.** Section 41-3-16.1, Mississippi Code of 1972, is
278 amended as follows:

279 41-3-16.1. (1) (a) The State Department of Health
280 (department) shall establish a grant program to be known as the
281 ARPA Rural Water Associations Infrastructure Grant Program
282 (program) to assist rural water associations and entities in the
283 construction of eligible drinking water infrastructure projects as
284 provided in the Final Rule for the Coronavirus State and Local
285 Fiscal Recovery Funds as established by the federal American
286 Rescue Plan Act (ARPA).

287 (b) Rural water associations and any entity that
288 received funding under the ARPA Rural Water Associations
289 Infrastructure Grant Program or the Mississippi Municipality and
290 County Water Infrastructure (MCWI) Grant Program before the date



291 of passage of this act shall be ineligible for additional grants
292 under this section.

293 (2) The program shall be funded from appropriations by the
294 Legislature to the department from the Coronavirus State Fiscal
295 Recovery Fund, and the department shall expend all such funds for
296 the purposes provided in subsection (1) of this section. * * *

297 (3) The department shall obligate the funds by the deadline
298 set by the rules and guidelines of the United States Department of
299 the Treasury and will adhere to the Treasury's rules and
300 guidelines for reporting and monitoring projects funded through
301 ARPA.

302 (4) (a) The department shall develop a system for use in
303 ranking the grant applications received. The ranking system shall
304 include the following factors, at a minimum: (a) the
305 environmental impact of the proposed project; (b) the proposed
306 project's ability to address noncompliance with state/federal
307 requirements; (c) the extent to which the project promotes
308 economic development; (d) the number of people served by the
309 project (both new and existing users); (e) impacts of the proposed
310 project on disadvantaged/ overburdened communities; (f) the grant
311 applicant's prior efforts to secure funding to address the
312 proposed project's objectives; (g) the grant applicant's proposed
313 contribution of other funds or in-kind cost-sharing to the
314 proposed project; (h) the grant applicant's long-term plans for
315 the financial and physical operation and maintenance of the



316 project; and (i) the grant applicant's capacity to initiate
317 construction in a timely manner and complete the proposed project
318 by the deadline specified by rules and guidelines of the United
319 States Department of the Treasury for ARPA funds.

320 (b) For the second round of grant awards, the
321 department shall apply a greater weight to grant applications that
322 promote consolidation of separate systems. In order to receive
323 the additional weight, the systems that will consolidate shall be
324 in a proximity of each other as determined by the department.

325 (c) In addition to the points awarded under paragraph
326 (b) of this subsection, an additional ten (10) points shall be
327 added to any application with at least one (1) system that has
328 consolidated after January 1, 2018, and before application to this
329 program and is otherwise eligible under this section.

330 (5) An application for a grant under this section shall be
331 submitted at such time, be in such form, and contain such
332 information as the department prescribes.

333 (6) (a) Upon the approval of an application for a grant
334 under this section, the department shall enter into a project
335 grant agreement with each grantee to establish the terms of the
336 grant for the project, including the amount of the grant.

337 (b) (i) For the first award of grants, the maximum
338 amount of funds that may be provided to any rural water
339 association or entity from all grants under the program is Two
340 Million Five Hundred Thousand Dollars (\$2,500,000.00).



341 (ii) For the second round of grant awards, the
342 maximum amount of funds that may be provided to any eligible
343 association or entity from all grants under the program is Two
344 Million Dollars (\$2,000,000.00).

345 (c) Associations or entities that received funding
346 under the first round of grant awards for this program or received
347 funding in the Mississippi Municipality and County Water
348 Infrastructure Grant Program Act of 2022 are ineligible to receive
349 funding under the second round.

350 (7) The department shall have all powers necessary to
351 implement and administer the program. Of the funds appropriated
352 to the department for the program, not more than five percent (5%)
353 may be used by the department to cover the department's costs of
354 administering the program.

355 (8) In carrying out its responsibilities under the program,
356 for any contract under the purview of the Public Procurement
357 Review Board (PPRB), the department shall be exempt from any
358 requirement that the PPRB approve any personal or professional
359 services contracts or pre-approve any solicitation of such
360 contracts. This subsection shall stand repealed on July 1, 2026.

361 (9) The department shall submit an annual report regarding
362 the program no later than December 31 of each year to the
363 Lieutenant Governor, the Speaker of the House, and the Chairmen of
364 the Senate and House Appropriations Committees.

365 (10) For the purposes of this section, "entity" means:



366 (a) Any entity operating as a rural water association,
367 regardless of whether such entities were user created, were
368 initially organized not for profit, or have been granted
369 tax-exempt status under state or federal law.

370 (b) Any nonprofit water or sewer provider not owned by
371 the municipality or county and are not a Rural Water Association.

372 (c) Any entity eligible under this program shall be
373 currently operating as a not-for-profit entity.

374 (d) "Entity" under this subsection does not include any
375 state agency. No state agency shall be eligible under this
376 program.

377 **SECTION 3.** Section 57-123-11, Mississippi Code of 1972, is
378 amended as follows:

379 57-123-11. (1) The Department of Finance and Administration
380 shall establish a program for the purpose of providing funds to
381 Mississippi Main Street Association as provided in this section.
382 Monies disbursed by the Department of Finance and Administration
383 under this section shall be disbursed in compliance with all
384 requirements and/or conditions on funds appropriated from the
385 Coronavirus State Fiscal Recovery Fund for the program established
386 under this section.

387 (a) For the first round of grants, the Department of
388 Finance and Administration shall disburse funds under this section
389 to Mississippi Main Street Association to be used for the purpose



390 of making revitalization grants to Mississippi communities as
391 follows:

392 2020	Number of	Grant	Total
393 population	communities	amount	grants
394 More than 25,000	8	\$ 125,000.00	\$ 1,000,000.00
395 Not more than 25,000	40	\$ 100,000.00	\$ 4,000,000.00
396 Total			\$ 5,000,000.00

397 (b) For the second round of grants, the Department of
398 Finance and Administration shall disburse funds under this section
399 to Mississippi Main Street Association to be used for the purpose
400 of making revitalization grants to Mississippi communities as
401 follows:

402 <u>2020</u>	<u>Number of</u>	<u>Grant</u>	<u>Total</u>
403 <u>Population</u>	<u>Communities</u>	<u>Amount</u>	<u>Grants</u>
404 <u>More than 25,000</u>	<u>8</u>	<u>\$ 68,000.00</u>	<u>\$ 544,000.00</u>
405 <u>Not more than 25,000</u>	<u>40</u>	<u>\$ 61,400.00</u>	<u>\$ 2,456,000.00</u>
406 <u>Total</u>			<u>\$ 3,000,000.00</u>

407 (2) The Department of Finance and Administration shall have
408 all powers necessary for the implementation of this section.

409 **SECTION 4.** Section 45-2-41, Mississippi Code of 1972, is
410 amended as follows:

411 45-2-41. (1) There is created the "Mississippi Law
412 Enforcement and Fire Fighters Premium Pay Program," which shall be
413 administered by the Department of Public Safety to provide premium
414 pay to those law enforcement officers and firefighters in the



415 State of Mississippi as provided for in subsection (2) of this
416 section. Monies disbursed by the Department of Public Safety
417 under this section shall be disbursed in compliance with all
418 requirements and/or conditions on funds appropriated from the
419 Coronavirus State Fiscal Recovery Fund for the program established
420 under this section.

421 (2) The program shall be funded from monies appropriated by
422 the Legislature from the Coronavirus State Fiscal Recovery Fund
423 for that purpose. The Department of Public Safety shall
424 distribute the monies for the program in accordance with the
425 following:

426 (a) One Thousand Dollars (\$1,000.00) of premium pay
427 shall be paid to each eligible individual, except as otherwise
428 provided in paragraph (d) of this subsection (2).

429 (b) Eligible individuals are all certified, full-time
430 and part-time law enforcement officers and certified, full-time
431 and part-time firefighters who are serving in the State of
432 Mississippi on July 1, 2022, except those excluded under paragraph
433 (c) of this subsection (2). If a person is an eligible individual
434 in more than one (1) position covered under this paragraph, that
435 person shall only be eligible for one (1) payment of premium pay
436 under paragraph (a) of this subsection.

437 (c) Any law enforcement officer who received hazard pay
438 from the Governor's discretionary funds authorized by the



439 Legislature from the federal Coronavirus Aid, Relief and Economic
440 Security Act is not eligible to receive monies under this section.

441 (d) (i) Any law enforcement officer or firefighter who
442 received One Thousand Dollars (\$1,000.00) or more of premium pay
443 from the county, municipality or other governmental entity that
444 employed them from funds received under the federal American
445 Rescue Plan Act is not eligible to receive monies under this
446 section.

447 (ii) Any law enforcement officer or firefighter
448 who received less than One Thousand Dollars (\$1,000.00) of premium
449 pay from the county, municipality or other governmental entity
450 that employed the officer or firefighter from funds received under
451 the federal American Rescue Plan Act is eligible to receive from
452 the monies under this section the difference between the amount of
453 premium pay received from their employer and One Thousand Dollars
454 (\$1,000.00).

455 (* * *e) The department also shall distribute monies
456 to counties, municipalities and other governmental entities that,
457 before July 1, 2022, paid premium pay to law enforcement officers
458 and firefighters employed by them from funds received under the
459 federal American Rescue Plan Act, to reimburse those governmental
460 entities for not more than One Thousand Dollars (\$1,000.00) of the
461 amount of premium pay that the governmental entity paid to each
462 recipient.



463 **SECTION 5.** Section 25-3-25, Mississippi Code of 1972, is
464 amended as follows:

465 25-3-25. (1) Except as otherwise provided in subsections
466 (2) through (* * *12) of this section, the salaries of sheriffs
467 of the various counties are fixed as full compensation for their
468 services.

469 The annual salary for each sheriff shall be based upon the
470 total population of his county according to the latest federal
471 decennial census in the following categories and for the following
472 amounts; however, no sheriff shall be paid less than the salary
473 authorized under this section to be paid the sheriff based upon
474 the population of the county according to the most recent federal
475 decennial census:

476 (a) For counties with a total population of more than
477 one hundred thousand (100,000), a salary of One Hundred Four
478 Thousand Dollars (\$104,000.00).

479 (b) For counties with a total population of more than
480 forty-four thousand (44,000) and not more than one hundred
481 thousand (100,000), a salary of Ninety-five Thousand Dollars
482 (\$95,000.00).

483 (c) For counties with a total population of more than
484 thirty thousand (30,000) and not more than forty-four thousand
485 (44,000), a salary of Ninety Thousand Dollars (\$90,000.00).

486 (d) For counties with a total population of more than
487 twelve thousand five hundred (12,500) and not more than thirty



488 thousand (30,000), a salary of Eighty-five Thousand Dollars
489 (\$85,000.00).

490 (e) For counties with a total population of not more
491 than twelve thousand five hundred (12,500), a salary of Eighty
492 Thousand Dollars (\$80,000.00).

493 (2) In addition to the salary provided for in subsection (1)
494 of this section, the Board of Supervisors of Leflore County, in
495 its discretion, may pay an annual supplement to the sheriff of the
496 county in an amount not to exceed Ten Thousand Dollars
497 (\$10,000.00). The Legislature finds and declares that the annual
498 supplement authorized by this subsection is justified in such
499 county for the following reasons:

500 (a) The Mississippi Department of Corrections operates
501 and maintains a restitution center within the county;

502 (b) The Mississippi Department of Corrections operates
503 and maintains a community work center within the county;

504 (c) There is a resident circuit court judge in the
505 county whose office is located at the Leflore County Courthouse;

506 (d) There is a resident chancery court judge in the
507 county whose office is located at the Leflore County Courthouse;

508 (e) The Magistrate for the Fourth Circuit Court
509 District is located in the county and maintains his office at the
510 Leflore County Courthouse;

511 (f) The Region VI Mental Health-Mental Retardation
512 Center, which serves a multicounty area, calls upon the sheriff to



513 provide security for out-of-town mental patients, as well as
514 patients from within the county;

515 (g) The increased activity of the Child Support
516 Division of the Department of Human Services in enforcing in the
517 courts parental obligations has imposed additional duties on the
518 sheriff; and

519 (h) The dispatchers of the enhanced E-911 system in
520 place in Leflore County have been placed under the direction and
521 control of the sheriff.

522 (3) In addition to the salary provided for in subsection (1)
523 of this section, the Board of Supervisors of Rankin County, in its
524 discretion, may pay an annual supplement to the sheriff of the
525 county in an amount not to exceed Ten Thousand Dollars
526 (\$10,000.00). The Legislature finds and declares that the annual
527 supplement authorized by this subsection is justified in such
528 county for the following reasons:

529 (a) The Mississippi Department of Corrections operates
530 and maintains the Central Mississippi Correctional Facility within
531 the county;

532 (b) The State Hospital is operated and maintained
533 within the county at Whitfield;

534 (c) Hudspeth Regional Center, a facility maintained for
535 the care and treatment of persons with an intellectual disability,
536 is located within the county;



537 (d) The Mississippi Law Enforcement Officers Training
538 Academy is operated and maintained within the county;

539 (e) The State Fire Academy is operated and maintained
540 within the county;

541 (f) The Pearl River Valley Water Supply District,
542 ordinarily known as the "Reservoir District," is located within
543 the county;

544 (g) The Jackson-Medgar Wiley Evers International
545 Airport is located within the county;

546 (h) The patrolling of the state properties located
547 within the county has imposed additional duties on the sheriff;
548 and

549 (i) The sheriff, in addition to providing security to
550 the nearly one hundred thousand (100,000) residents of the county,
551 has the duty to investigate, solve and assist in the prosecution
552 of any misdemeanor or felony committed upon any state property
553 located in Rankin County.

554 (4) In addition to the salary provided for in subsection (1)
555 of this section, the Board of Supervisors of Neshoba County shall
556 pay an annual supplement to the sheriff of the county an amount
557 equal to Ten Thousand Dollars (\$10,000.00).

558 (5) In addition to the salary provided for in subsection (1)
559 of this section, the Board of Supervisors of Tunica County, in its
560 discretion, may pay an annual supplement to the sheriff of the



561 county an amount equal to Ten Thousand Dollars (\$10,000.00),
562 payable beginning April 1, 1997.

563 (6) In addition to the salary provided for in subsection (1)
564 of this section, the Board of Supervisors of Hinds County shall
565 pay an annual supplement to the sheriff of the county in an amount
566 equal to Fifteen Thousand Dollars (\$15,000.00). The Legislature
567 finds and declares that the annual supplement authorized by this
568 subsection is justified in such county for the following reasons:

569 (a) Hinds County has the greatest population of any
570 county, two hundred fifty-four thousand four hundred forty-one
571 (254,441) by the 1990 census, being almost one hundred thousand
572 (100,000) more than the next most populous county;

573 (b) Hinds County is home to the State Capitol and the
574 seat of all state government offices;

575 (c) Hinds County is the third largest county in
576 geographic area, containing eight hundred seventy-five (875)
577 square miles;

578 (d) Hinds County is comprised of two (2) judicial
579 districts, each having a courthouse and county office buildings;

580 (e) There are four (4) resident circuit judges, four
581 (4) resident chancery judges, and three (3) resident county judges
582 in Hinds County, the most of any county, with the sheriff acting
583 as chief executive officer and provider of bailiff services for
584 all;



585 (f) The main offices for the clerk and most of the
586 judges and magistrates for the United States District Court for
587 the Southern District of Mississippi are located within the
588 county;

589 (g) The state's only urban university, Jackson State
590 University, is located within the county;

591 (h) The University of Mississippi Medical Center,
592 combining the medical school, dental school, nursing school and
593 hospital, is located within the county;

594 (i) Mississippi Veterans Memorial Stadium, the state's
595 largest sports arena, is located within the county;

596 (j) The Mississippi State Fairgrounds, including the
597 Coliseum and Trade Mart, are located within the county;

598 (k) Hinds County has the largest criminal population in
599 the state, such that the Hinds County Sheriff's Department
600 operates the largest county jail system in the state, housing
601 almost one thousand (1,000) inmates in three (3) separate
602 detention facilities;

603 (l) The Hinds County Sheriff's Department handles more
604 mental and drug and alcohol commitment cases than any other
605 sheriff's department in the state;

606 (m) The Mississippi Department of Corrections maintains
607 a restitution center within the county;



608 (n) The Mississippi Department of Corrections regularly
609 houses as many as one hundred (100) state convicts within the
610 Hinds County jail system; and

611 (o) The Hinds County Sheriff's Department is regularly
612 asked to provide security services not only at the Fairgrounds and
613 Memorial Stadium, but also for events at the Mississippi Museum of
614 Art and Jackson City Auditorium.

615 (7) In addition to the salary provided for in subsection (1)
616 of this section, the Board of Supervisors of Wilkinson County, in
617 its discretion, may pay an annual supplement to the sheriff of the
618 county in an amount not to exceed Ten Thousand Dollars
619 (\$10,000.00). The Legislature finds and declares that the annual
620 supplement authorized by this subsection is justified in such
621 county because the Mississippi Department of Corrections contracts
622 for the private incarceration of state inmates at a private
623 correctional facility within the county.

624 (8) In addition to the salary provided for in subsection (1)
625 of this section, the Board of Supervisors of Marshall County, in
626 its discretion, may pay an annual supplement to the sheriff of the
627 county in an amount not to exceed Ten Thousand Dollars
628 (\$10,000.00). The Legislature finds and declares that the annual
629 supplement authorized by this subsection is justified in such
630 county because the Mississippi Department of Corrections contracts
631 for the private incarceration of state inmates at a private
632 correctional facility within the county.



633 (9) In addition to the salary provided in subsection (1) of
634 this section, the Board of Supervisors of Greene County, in its
635 discretion, may pay an annual supplement to the sheriff of the
636 county in an amount not to exceed Ten Thousand Dollars
637 (\$10,000.00). The Legislature finds and declares that the annual
638 supplement authorized by this subsection is justified in such
639 county for the following reasons:

640 (a) The Mississippi Department of Corrections operates
641 and maintains the South Mississippi Correctional Facility within
642 the county;

643 (b) In 1996, additional facilities to house another one
644 thousand four hundred sixteen (1,416) male offenders were
645 constructed at the South Mississippi Correctional Facility within
646 the county; and

647 (c) The patrolling of the state properties located
648 within the county has imposed additional duties on the sheriff
649 justifying additional compensation.

650 (10) In addition to the salary provided in subsection (1) of
651 this section, the board of supervisors of any county, in its
652 discretion, may pay an annual supplement to the sheriff of the
653 county in an amount not to exceed Ten Thousand Dollars
654 (\$10,000.00). The amount of the supplement shall be spread on the
655 minutes of the board. The annual supplement authorized in this
656 subsection shall not be in addition to the annual supplements
657 authorized in subsections (2) through (9).



658 (11) In addition to the salary provided in subsection (1)
659 and the supplements authorized in subsections (2) through (10),
660 the board of supervisors of any county, in its discretion, may pay
661 an annual supplement in an amount not to exceed Five Thousand
662 Dollars (\$5,000.00) to the sheriff of any county in which a
663 juvenile detention center is located. The amount of the
664 supplement shall be spread on the minutes of the board.

665 (12) In addition to the salary provided in subsection (1) of
666 this section and any supplements authorized in subsections (2)
667 through (11) of this section, a sheriff may receive the premium
668 pay provided for in Section 45-2-41 as part of the sheriff's
669 compensation.

670 (* * *13) (a) The salaries provided in this section shall
671 be payable monthly on the first day of each calendar month by
672 chancery clerk's warrant drawn on the general fund of the county;
673 however, the board of supervisors, by resolution duly adopted and
674 entered on its minutes, may provide that such salaries shall be
675 paid semimonthly on the first and fifteenth day of each month. If
676 a pay date falls on a weekend or legal holiday, salary payments
677 shall be made on the workday immediately preceding the weekend or
678 legal holiday.

679 (b) At least Ten Dollars (\$10.00) from each fee
680 collected and deposited into the county's general fund under the
681 provisions of paragraphs (a), (c) and (g) of subsection (1) of
682 Section 25-7-19 shall be used for the sheriffs' salaries



683 authorized in Section 25-3-25; as such Ten Dollar (\$10.00) amount
684 was authorized during the 2007 Regular Session in Chapter 331,
685 Laws of 2007, for the purpose of providing additional monies to
686 the counties for sheriffs' salaries.

687 (* * * 14) (a) All sheriffs, each year, shall attend twenty
688 (20) hours of continuing education courses in law enforcement.
689 Such courses shall be approved by the Mississippi Board on Law
690 Enforcement * * * Officer Standards and Training. Such education
691 courses may be provided by an accredited law enforcement academy
692 or by the Mississippi Sheriffs' Association.

693 (b) The Mississippi Board on Law Enforcement * * *
694 Officer Standards and Training shall reimburse each county for the
695 expenses incurred by sheriffs and deputy sheriffs for attendance
696 at any approved training programs as required by this subsection.

697 **SECTION 6.** This act shall take effect and be in force from
698 and after its passage.

