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Chapter No. 383
13/HR40/R1269SG
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HOUSE BILL NO. 943

Originated in House  Clerk

HOUSE BILL NO. 943

AN ACT TO AMEND SECTION 9-9-37, MISSISSIPPI CODE OF 1972, TO AUTHORIZE BOARDS OF SUPERVISORS TO ESTABLISH A COUNTY COURT; AND FOR RELATED PURPOSES.

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

SECTION 1. Section 9-9-37, Mississippi Code of 1972, is amended as follows:

9-9-37. (1) From and after July 1, * * * 2013, or the date this act is effectuated under Section 5 of the Voting Rights Act of 1965, whichever is later, in any county not brought within the provisions of this chapter by the terms of Sections 9-9-1 and 9-9-3 * * *, the board of supervisors * * * is authorized to determine whether * * * a county court shall be established in * * * the county * * *. If a majority * * * of the board are in favor of a county court, then the * * * board shall so certify to the Secretary of State and the Governor shall then issue a proclamation establishing the county court in * * * the county; and thereafter at the next succeeding meeting of the board of supervisors the board shall call an election for the election of a

county judge, and * * * the election shall be conducted in the way and manner now provided by law for holding a special election.

(2) (a) Any county * * * not brought within the provisions of this chapter by the terms of Sections 9-9-1 and 9-9-3 that has a county court established under the provisions of subsection (1) of this section may thereafter come from under this chapter in the manner hereinafter provided. On petition of * * * twenty percent (20%) of the qualified electors of * * * the county, addressed to the board of supervisors of * * * the county, an election shall be called by * * * the board of supervisors and conducted in the way and manner now provided by law for a special election for the purpose of determining whether * * * the county court shall be abolished * * *; and, if the majority vote at * * * the election is in favor of abolishing the county court, then the election commission shall so certify to the Secretary of State. The Governor shall then issue a proclamation declaring that the county court in said county be abolished on the first day of the month next succeeding * * * the election.

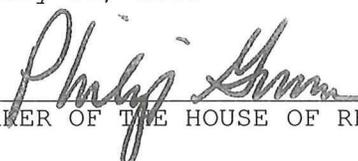
(b) * * * If a county court is * * * abolished under the provisions of this * * * subsection (2), * * * the board of supervisors is not authorized to establish a county court within less than two (2) years thereafter.

(3) The salary of the county judge * * * shall be * * * as provided * * * in Section 9-9-11.

SECTION 2. The Attorney General of the State of Mississippi shall submit this act, immediately upon approval by the Governor, or upon approval by the Legislature subsequent to a veto, to the Attorney General of the United States or to the United States District Court for the District of Columbia in accordance with the provisions of the Voting Rights Act of 1965, as amended and extended.

SECTION 3. This act shall take effect and be in force from and after the date it is effectuated under Section 5 of the Voting Rights Act of 1965, as amended and extended.

PASSED BY THE HOUSE OF REPRESENTATIVES
January 31, 2013



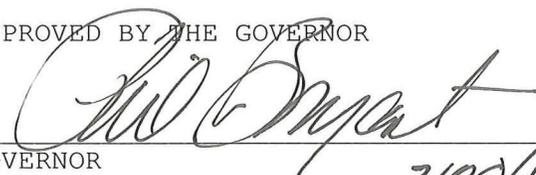
SPEAKER OF THE HOUSE OF REPRESENTATIVES

PASSED BY THE SENATE
March 7, 2013



PRESIDENT OF THE SENATE

APPROVED BY THE GOVERNOR



GOVERNOR

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