

By: Senator(s) Turner

To: Judiciary

COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 2305

1 AN ACT TO AMEND SECTION 25-15-3, MISSISSIPPI CODE OF 1972, TO
2 ALLOW DISABLED JUDGES TO RETAIN THEIR STATE INSURANCE DURING THE
3 REMAINDER OF THEIR TERM OF OFFICE; AND FOR RELATED PURPOSES.

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

5 SECTION 1. Section 25-15-3, Mississippi Code of 1972, is
6 amended as follows:

7 25-15-3. For the purposes of this article, the words and
8 phrases used herein shall have the following meanings:

9 (a) "Employee" means a person who works full time for
10 the State of Mississippi and receives his compensation in a direct
11 payment from a department, agency or institution of the state
12 government. This shall include legislators, employees of the
13 legislative branch and the judicial branch of the state and
14 "employees" shall include full-time salaried judges and full-time
15 district attorneys and their staff and full-time compulsory school
16 attendance officers. For the purposes of this article, any
17 "employee" making contributions to the State of Mississippi
18 retirement plan shall be considered a full-time employee. A
19 full-time salaried judge who resigns due to disability shall be
20 considered an employee for the remainder of the term to which
21 elected; "disability" is to be determined by the Mississippi
22 Commission on Judicial Performance, whose finding is to be
23 supported by substantial evidence and shall be automatically
24 reviewed by the full Supreme Court.

25 (b) "Department" means the Department of Finance and
26 Administration.

27 (c) "Plan" means the State Employees Life and Health
28 Insurance Plan created under this article.

29 (d) "Fund" means the State Employees Insurance Fund set
30 up under this article.

31 (e) "Retiree" means any person retired under the
32 Mississippi retirement plan.

33 SECTION 2. This act shall take effect and be in force from
34 and after July 1, 1999.