

By: Turner

To: Judiciary

SENATE BILL NO. 2791

1 AN ACT TO AMEND SECTION 25-15-3, MISSISSIPPI CODE OF 1972, TO
2 ALLOW DISABLED JUDGES TO RETAIN THEIR BENEFITS FOR THE REMAINDER
3 OF THE TERM TO WHICH ELECTED; 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:[CSQ1]

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 and any person who works full time for any school
13 district, community/junior college, public library or
14 university-based program authorized under Section 37-23-31 for
15 deaf, aphasic and emotionally disturbed children or any regular
16 nonstudent bus driver. This shall include legislators, employees
17 of the legislative branch and the judicial branch of the state and
18 "employees" shall include full-time salaried judges and full-time
19 district attorneys and their staff and full-time compulsory school
20 attendance officers. For the purposes of this article, any
21 "employee" making contributions to the State of Mississippi
22 retirement plan shall be considered a full-time employee. A
23 full-time salaried judge who resigns due to disability shall be
24 considered an employee for the remainder of the term to which
25 elected; "disability" is to be determined by the Mississippi
26 Commission on Judicial Performance, whose finding is to be

27 supported by substantial evidence and shall be automatically
28 reviewed by the full Supreme Court.

29 (b) "Department" means the Department of Finance and
30 Administration.

31 (c) "Plan" means the State and School Employees Life
32 and Health Insurance Plan created under this article.

33 (d) "Fund" means the State and School Employees
34 Insurance Fund set up under this article.

35 (e) "Retiree" means any employee retired under the
36 Mississippi retirement plan.

37 (f) "Board" means the State and School Employees Health
38 Insurance Management Board created under Section 25-15-303.

39 SECTION 2. This act shall take effect and be in force from
40 and after July 1, 2000.