

By: Representative Robinson (63rd)

To: County Affairs

HOUSE BILL NO. 1262

1 AN ACT TO AMEND SECTION 25-11-125, MISSISSIPPI CODE OF 1972,  
 2 TO REQUIRE THE BOARD OF SUPERVISORS OF EACH COUNTY TO PAY THE  
 3 REQUIRED EMPLOYER CONTRIBUTIONS TO THE PUBLIC EMPLOYEES'  
 4 RETIREMENT SYSTEM FOR EACH CONSTABLE HOLDING OFFICE IN THAT  
 5 COUNTY; TO PROVIDE THAT THIS REQUIREMENT SHALL BE RETROACTIVE TO  
 6 THE BEGINNING OF THE CONSTABLES' TERM OF OFFICE ON JANUARY 1,  
 7 1996; TO PROVIDE THAT IF ANY CONSTABLE HAS PAID THE EMPLOYER  
 8 CONTRIBUTIONS OUT OF HIS OWN FUNDS AFTER DECEMBER 31, 1995, THE  
 9 BOARD OF SUPERVISORS SHALL REIMBURSE THE CONSTABLE FOR THE AMOUNT  
 10 HE PAID AFTER THAT DATE; AND FOR RELATED PURPOSES.

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

12 SECTION 1. Section 25-11-125, Mississippi Code of 1972, is  
 13 amended as follows:

14 25-11-125. (1) The board of supervisors may appropriate and  
 15 include in its budget for public purposes a sufficient sum to pay  
 16 the required employer contribution to the Public Employees'  
 17 Retirement System for all fee paid elected officials in judicial  
 18 capacities of the county and supervisors' districts, and such  
 19 contributions shall be included by the clerk of the board in his  
 20 regular reports and remittals to the Executive Director of the  
 21 Public Employees' Retirement System for other county officers and  
 22 regular county employees whose employer contributions are not  
 23 included in and paid from the annual county budget.

24 (2) The board of supervisors of each county shall  
 25 appropriate and include in its budget a sufficient sum to pay the  
 26 required employer contributions to the Public Employees'  
 27 Retirement System for each constable holding office in that  
 28 county, and those contributions shall be handled by the clerk of  
 29 the board in the manner required by subsection (1) of this  
 30 section. This requirement that the boards of supervisors pay the

31 constables' employer contributions shall be retroactive to the  
32 beginning of the constables' term of office on January 1, 1996.  
33 If any constable has paid the employer contributions to the  
34 retirement system out of his own funds after December 31, 1995,  
35 the board of supervisors of the county in which the constable  
36 holds office shall reimburse the constable for the amount he paid  
37 as employer contributions after that date.

38 SECTION 2. This act shall take effect and be in force from  
39 and after October 1, 2001.