

By: Representative Montgomery (15th)

To: Appropriations

HOUSE BILL NO. 117

1 AN ACT TO AMEND SECTION 63-1-46, MISSISSIPPI CODE OF 1972, TO
2 PROVIDE THAT AGENTS OF THE BUREAU OF NARCOTICS WHO BECAME MEMBERS
3 OF THE HIGHWAY SAFETY PATROL RETIREMENT SYSTEM SHALL RECEIVE
4 CREDIT FOR THE TIME THEY WERE EMPLOYED AS FULL TIME SWORN LAW
5 ENFORCEMENT OFFICERS IN THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM;
6 AND FOR RELATED PURPOSES.

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

8 **SECTION 1.** Section 63-1-46, Mississippi Code of 1972, is
9 amended as follows:

10 63-1-46. (1) A fee of Twenty-five Dollars (\$25.00) shall be
11 charged for the reinstatement of a license issued under this
12 article to every person whose license has been validly suspended,
13 revoked or cancelled. This fee shall be in addition to the fee
14 provided for in Section 63-1-43.

15 (2) The funds received under the provisions of subsection
16 (1) of this section shall be deposited into the State General Fund
17 in accordance with Section 45-1-23.

18 (3) In addition to the fee provided for in subsection (1) of
19 this section, an additional fee of Seventy-five Dollars (\$75.00)
20 shall be charged for the reinstatement of a license issued under
21 this article to every person whose license has been suspended or
22 revoked under the provisions of the Mississippi Implied Consent
23 Law or as a result of a conviction of a violation of the Uniform
24 Controlled Substances Law under the provisions of Section 63-1-71.

25 (4) The funds received under the provisions of subsection
26 (3) of this section shall be placed in a special fund that is
27 created in the State Treasury. Monies in the special fund may be
28 expended solely to contribute to the Disability and Relief Fund
29 for members of the Mississippi Highway Safety Patrol such amounts



30 as are necessary to make sworn agents of the Mississippi Bureau of
31 Narcotics who were employed by the bureau before December 1, 1990,
32 and who were later employed as enforcement troopers by the
33 Department of Public Safety, full members of the retirement system
34 for the Mississippi Highway Safety Patrol with full credit for the
35 time they were employed as full time sworn law enforcement
36 officers in the Public Employees' Retirement System. The Board of
37 Trustees of the Public Employees' Retirement System shall certify
38 to the State Treasurer the amounts necessary for the purposes
39 described above. The State Treasurer shall monthly transfer from
40 the special fund created under this subsection the amounts
41 deposited in the special fund to the Disability and Relief Fund
42 for members of the Mississippi Highway Safety Patrol until such
43 time as the certified amount has been transferred. At such time
44 as the certified amount has been transferred, the State Treasurer
45 shall transfer any funds remaining in the special fund created
46 under this subsection to the State General Fund and shall then
47 dissolve the special fund. This subsection (4) shall stand
48 repealed at such time when the State Treasurer transfers funds and
49 dissolves the special fund account in accordance with the
50 provisions of this subsection.

51 (5) The procedure for the reinstatement of a license issued
52 under this article that has been suspended for being out of
53 compliance with an order for support, as defined in Section
54 93-11-153, and the payment of any fees for the reinstatement of a
55 license suspended for that purpose, shall be governed by Section
56 93-11-157 or 93-11-163, as the case may be.

57 **SECTION 2.** This act shall take effect and be in force from
58 and after July 1, 2003.

