

By: Representatives Blackmon, Akins, Aldridge, Arinder, Bailey, Baker (74th), Baker (8th), Banks, Barnett, Beckett, Bentz, Bondurant, Bounds, Broomfield, Brown, Buck, Burnett, Calhoun, Capps, Carlton, Chism, Clarke, Coleman (29th), Compretta, Cummings, Davis, Dedeaux, Dickson, Eaton, Ellis, Espy, Fillingane, Flaggs, Formby, Franks, Frierson, Gadd, Gibbs, Green, Gunn, Hamilton (109th), Hamilton (6th), Hines, Holland, Holloway, Horne, Howell, Hudson, Ishee, Janus, Jennings, Lott, Malone, Markham, Martinson, Masterson, Mayhall, Mayo, McBride, McCoy, Middleton, Miles, Mims, Moak, Montgomery, Moody, Moore, Morris, Moss, Myers, Nicholson, Parker, Patterson, Peranich, Perkins, Pierce, Read, Reed, Reeves, Reynolds, Robinson (84th), Rogers (14th), Rogers (61st), Rotenberry, Scott, Shows, Simpson, Smith (39th), Smith (59th), Snowden, Staples, Stevens, Straughter, Stringer, Sullivan, Taylor, Thomas, Turner, Upshaw, Vince, Ward, Watson, Weathersby, Wells-Smith, West, Whittington, Woods, Zuber, Young

To: Rules

HOUSE CONCURRENT RESOLUTION NO. 114

1 A CONCURRENT RESOLUTION SUSPENDING THE DEADLINES FOR THE
 2 PURPOSE OF REQUESTING THE DRAFTING, AND THE INTRODUCTION,
 3 CONSIDERATION AND PASSAGE, OF A HOUSE BILL ENTITLED "AN ACT TO
 4 AMEND SECTION 11-11-3, MISSISSIPPI CODE OF 1972, TO REVISE VENUE
 5 IN CIVIL ACTIONS; TO AMEND SECTION 11-1-63, MISSISSIPPI CODE OF
 6 1972, TO REVISE LIABILITY IN PRODUCTS LIABILITY ACTIONS; TO AMEND
 7 SECTION 11-1-64, MISSISSIPPI CODE OF 1972, IN CONFORMITY; TO AMEND
 8 SECTION 11-1-66, MISSISSIPPI CODE OF 1972, TO REVISE PREMISES
 9 LIABILITY; TO AMEND SECTION 11-1-65, MISSISSIPPI CODE OF 1972, TO
 10 REVISE PUNITIVE DAMAGES; TO AMEND SECTION 85-5-7, MISSISSIPPI CODE
 11 OF 1972, TO REVISE JOINT AND SEVERAL LIABILITY; TO AMEND SECTIONS
 12 13-5-1, 13-5-23, 13-5-24, 13-5-25, 13-5-28, 13-5-34 AND 13-5-99,
 13 MISSISSIPPI CODE OF 1972, TO PROVIDE PROCEDURES FOR JUROR
 14 DISQUALIFICATION AND CERTAIN PROTECTIONS FOR JURY PARTICIPATION;
 15 TO AMEND SECTION 25-7-61, MISSISSIPPI CODE OF 1972, TO CREATE THE
 16 LENGTHY TRIAL FUND; TO AMEND SECTION 33-1-5, MISSISSIPPI CODE OF
 17 1972, TO ELIMINATE CERTAIN JUROR EXEMPTIONS; TO REPEAL SECTIONS
 18 41-17-7 AND 47-5-55, MISSISSIPPI CODE OF 1972, WHICH PROVIDE
 19 CERTAIN EXEMPTIONS FROM JURY SERVICE; TO AMEND SECTION 83-48-5,
 20 MISSISSIPPI CODE OF 1972, TO EXPAND THE MEDICAL MALPRACTICE
 21 INSURANCE AVAILABILITY PLAN THAT IS ADMINISTERED BY THE
 22 MISSISSIPPI TORT CLAIMS BOARD TO MAKE AVAILABLE PRIOR ACTS
 23 EXTENDED REPORTING PERIOD COVERAGE TO ALL PARTICIPANTS OF THE PLAN
 24 AT ADDITIONAL PREMIUM ASSESSMENTS FOR SUCH COVERAGE AND TO PAY ALL
 25 MEDICAL MALPRACTICE INSURANCE PREMIUMS FOR CERTAIN RETIRED
 26 PHYSICIANS WHO PROVIDE VOLUNTEER UNPAID HEALTH CARE SERVICES; TO
 27 AMEND SECTION 11-46-1, MISSISSIPPI CODE OF 1972, TO REVISE THE
 28 DEFINITION OF "EMPLOYEE" FOR PURPOSES OF LIMITED LIABILITY UNDER
 29 THE TORT CLAIMS BOARD TO INCLUDE THOSE PHYSICIANS WHO PROVIDE
 30 HEALTH CARE SERVICES TO MEDICAID RECIPIENTS, STATE AND SCHOOL
 31 EMPLOYEES HEALTH INSURANCE PLAN PARTICIPANTS AND CHILDREN'S HEALTH
 32 INSURANCE PROGRAM PARTICIPANTS IF AT LEAST THIRTY-FIVE PERCENT OF
 33 THE PHYSICIAN'S PATIENTS ARE MEDICAID RECIPIENTS, OR NOT TO EXCEED
 34 ONE HUNDRED TWENTY-FIVE PHYSICIANS; TO INCLUDE CERTAIN RETIRED
 35 PHYSICIANS WHO PROVIDE VOLUNTEER UNPAID HEALTH CARE SERVICES TO
 36 ANY PUBLIC ENTITY OR PRIVATE ENTITY; TO CREATE IN THE STATE
 37 TREASURY A SPECIAL FUND TO THE CREDIT OF THE MISSISSIPPI TORT
 38 CLAIMS BOARD WHICH SHALL BE COMPRISED OF ANY FUNDS MADE AVAILABLE
 39 FOR THE FUND BY THE LEGISLATURE; TO PROVIDE THAT MONIES IN THE
 40 SPECIAL FUND SHALL BE EXPENDED BY THE MISSISSIPPI TORT CLAIMS
 41 BOARD TO PROVIDE ADDITIONAL FUNDS FOR PRIOR ACT COVERAGE FOR PLAN
 42 PARTICIPANTS AND TO PAY THE MEDICAL MALPRACTICE PREMIUMS FOR THOSE
 43 RETIRED PHYSICIANS DESCRIBED HEREIN; TO CREATE AN ADVISORY COUNCIL
 44 TO ASSIST THE MISSISSIPPI TORT CLAIMS BOARD IN DETERMINING WHETHER
 45 A PHYSICIAN MEETS THE PERCENTAGE REQUIREMENT NECESSARY TO QUALIFY

46 AS AN EMPLOYEE FOR LIMITED LIABILITY PURPOSES; TO PROVIDE RATES
47 FOR COPIES OF MEDICAL RECORDS THAT MAY BE CHARGED BY MEDICAL
48 PROVIDERS AND FACILITIES; AND FOR RELATED PURPOSES."

49 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE
50 OF MISSISSIPPI, THE SENATE CONCURRING THEREIN, That the Joint
51 Rules of the House and the Senate, including all the deadlines and
52 other provisions imposed by Joint Rule No. 40, are suspended for
53 the purpose of requesting the drafting, and the introduction,
54 consideration and passage, of a House Bill entitled "AN ACT TO
55 AMEND SECTION 11-11-3, MISSISSIPPI CODE OF 1972, TO REVISE VENUE
56 IN CIVIL ACTIONS; TO AMEND SECTION 11-1-63, MISSISSIPPI CODE OF
57 1972, TO REVISE LIABILITY IN PRODUCTS LIABILITY ACTIONS; TO AMEND
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