

By: Representative Capps

To: Wildlife, Fisheries and
Parks; Appropriations

HOUSE BILL NO. 982

1 AN ACT TO AMEND SECTION 25-3-92, MISSISSIPPI CODE OF 1972, TO
2 AUTHORIZE WILDLIFE CONSERVATION OFFICERS TO EARN UP TO TWO HUNDRED
3 FIFTY HOURS OF COMPENSATORY TIME DURING THE HUNTING SEASONS FOR
4 LARGE AND SMALL GAME; TO PROVIDE THAT COMPENSATORY TIME NOT USED
5 BEFORE SEPTEMBER 1 OF THE YEAR IN WHICH IT WAS EARNED SHALL
6 EXPIRE; AND FOR RELATED PURPOSES.

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

8 **SECTION 1.** Section 25-3-92, Mississippi Code of 1972, is
9 amended as follows:

10 25-3-92. (1) (a) When, in the opinion of the appointing
11 authority, it is essential that a state employee work after normal
12 working hours, the employee may receive credit for compensatory
13 leave. Except as otherwise provided in Section 37-13-89, when, in
14 the opinion of the appointing authority, it is essential that a
15 state employee work during an official state holiday, the employee
16 shall receive credit for compensatory leave.

17 (b) Conservation officers employed by the Mississippi
18 Department of Wildlife, Fisheries and Parks shall be allowed by
19 the department to accumulate not more than two hundred fifty hours
20 (250) of compensatory time during the hunting seasons for large
21 and small game; however, any compensatory time earned and not used
22 before September 1 of the year in which it was earned shall expire
23 and not be available for use at a later date.

24 (2) State employees may be granted administrative leave with
25 pay. For the purposes of this section, "administrative leave"
26 means discretionary leave with pay, other than personal leave or
27 major medical leave.

28 (a) The appointing authority may grant administrative
29 leave to any employee serving as a witness or juror or party

30 litigant, as verified by the clerk of the court, in addition to
31 any fees paid for such services, and such services or necessary
32 appearance in any court shall not be counted as personal leave.

33 (b) The Governor or the appointing authority may grant
34 administrative leave with pay to state employees on a local or
35 statewide basis in the event of extreme weather conditions or in
36 the event of a man-made, technological or natural disaster or
37 emergency.

38 (c) The appointing authority may grant administrative
39 leave with pay to any employee who is a certified disaster service
40 volunteer of the American Red Cross who participates in
41 specialized disaster relief services for the American Red Cross in
42 this state and in states contiguous to this state when the
43 American Red Cross requests the employee's participation.
44 Administrative leave granted under this paragraph shall not exceed
45 twenty (20) days in any twelve-month period. An employee on leave
46 under this paragraph shall not be deemed to be an employee of the
47 state for purposes of workers' compensation or for purposes of
48 claims against the state allowed under Chapter 46, Title 11,
49 Mississippi Code of 1972. As used in this paragraph, the term
50 "disaster" includes disasters designated at level II and above in
51 American Red Cross national regulations and procedures.

52 **SECTION 2.** This act shall take effect and be in force from
53 and after July 1, 2005.