

By: Representatives Wallace, Watson, Evans,
Perkins

To: Insurance;
Appropriations

HOUSE BILL NO. 1095

1 AN ACT TO AMEND SECTION 9-1-107, MISSISSIPPI CODE OF 1972, TO
2 PROVIDE THAT SENIOR JUDGES SHALL BE COVERED BY THE STATE MEDICAL
3 AND LIFE INSURANCE PLANS; AND FOR RELATED PURPOSES.

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

5 SECTION 1. Section 9-1-107, Mississippi Code of 1972, is
6 amended as follows:

7 9-1-107. (1) Retired Court of Appeals, chancery, circuit or
8 county court judges or retired Supreme Court Justices who are at
9 least sixty-two (62) years of age, who have served as a judge or
10 justice for at least eight (8) years and who desire to be
11 designated as senior judges of the State of Mississippi shall file
12 a certificate for such designation with the Supreme Court. The
13 certificate shall be in such form as prescribed by the Supreme
14 Court. The filing of such certificate shall place such judge on
15 senior status.

16 (2) If judges who are placed on senior status are receiving
17 retirement benefits by virtue of the provisions of the Public
18 Employees' Retirement Law of 1952, appearing as Sections 25-11-1
19 through 25-11-139, Mississippi Code of 1972, such benefits shall
20 not be reduced in any sum whatsoever because of being placed on
21 senior status or because of service as a special judge, pursuant
22 to Section 9-1-105, nor shall any sum be deducted as contributions
23 toward retirement under such law.

24 (3) The Supreme Court shall have the authority to promulgate
25 rules and regulations governing the service and tenure of senior
26 judges on senior status, and may remove from senior status any

27 judge who does not comply with the dictates of this statute or
28 who, without good cause, refuses appointment under Section
29 9-1-105.

30 (4) Any person appointed as senior judge on senior status
31 hereunder shall, for the period of his service as a special judge
32 pursuant to Section 9-1-105, receive compensation from the state
33 for each day's service a sum equal to 1/260 of the current salary
34 in effect for the judicial offices. Any person appointed as a
35 senior judge on senior status shall be reimbursed for travel
36 expenses incurred in the performance of the official duties to
37 which he may be appointed hereunder in the same manner as other
38 public officials and employees as provided by Section 25-3-41,
39 Mississippi Code of 1972. Each judge so serving shall make out an
40 itemized account of the number of days he in good faith served,
41 and make affidavit to same and file it with the Clerk of the
42 Supreme Court. The said clerk shall issue a certificate showing
43 the length of time such senior judge or judges on senior status
44 served, and the Department of Finance and Administration shall
45 issue its warrant therefor.

46 (5) During tenure as a senior judge, senior judges shall be
47 deemed active members of the Mississippi Conference of Judges and
48 shall be required to satisfy the requirements of continuing
49 judicial education. Such senior judges or justices shall also
50 remain participants of the state medical and life insurance plans
51 with the same being paid by the state.

52 SECTION 2. The Attorney General of the State of Mississippi
53 shall submit this act, immediately upon approval by the Governor,
54 or upon approval by the Legislature subsequent to a veto, to the
55 Attorney General of the United States or to the United States
56 District Court for the District of Columbia in accordance with the
57 provisions of the Voting Rights Act of 1965, as amended and
58 extended.

59 SECTION 3. This act shall take effect and be in force from
60 and after the date it is effectuated under Section 5 of the Voting
61 Rights Act of 1965, as amended and extended.