

By: Formby

To: Judiciary B

HOUSE BILL NO. 1490

1 AN ACT TO AUTHORIZE EVERY CERTIFIED LAW ENFORCEMENT OFFICER,
2 UPON RETIREMENT, TO RETAIN, WITHOUT COST AND AS HIS PERSONAL
3 PROPERTY, ONE SIDEARM ISSUED TO HIM BY THE STATE, COUNTY,
4 MUNICIPALITY OR POLITICAL SUBDIVISION BY WHICH HE WAS EMPLOYED IF
5 THE SIDEARM IS FIVE YEARS OLD OR OLDER; TO AMEND SECTIONS 45-3-51
6 AND 45-9-131, MISSISSIPPI CODE OF 1972, IN CONFORMITY WITH THE
7 PROVISIONS OF THIS ACT; AND FOR RELATED PURPOSES.

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

9 SECTION 1. Every law enforcement officer employed by the
10 state, a county, a municipality or any other political subdivision
11 of the state who is certified under Chapter 6 of Title 45,
12 Mississippi Code of 1972, by the Board on Law Enforcement Officer
13 Standards and Training, upon retirement under any state retirement
14 system or any state-approved retirement system for superannuation
15 or for reason of disability, shall be allowed to retain without
16 cost, as his personal property, one (1) sidearm that was issued to
17 him by the state, county, municipality or political subdivision if
18 the sidearm is five (5) years old or older.

19 SECTION 2. Section 45-3-51, Mississippi Code of 1972, is
20 amended as follows:

21 45-3-51. Notwithstanding the provisions of Section 1 of
22 House Bill No. _____, 2000 Regular Session, each member of the
23 Mississippi Highway Safety Patrol or agent of the Mississippi
24 Bureau of Narcotics who retires under the Highway Safety Patrol
25 Retirement System or the Public Employees' Retirement System, for
26 superannuation or for reason of disability shall be allowed to
27 retain, as his personal property, one (1) sidearm which was issued
28 under authority of Section 45-3-19 or 41-29-159.

29 SECTION 3. Section 45-9-131, Mississippi Code of 1972, is
30 amended as follows:

31 45-9-131. Notwithstanding the provisions of Section 1 of
32 House Bill No. _____, 2000 Regular Session, upon approval of the
33 governing authorities of the municipality or county, a member of
34 any municipal or county law enforcement agency who retires under
35 any state retirement system or any state-approved retirement
36 system may be allowed to purchase as his personal property one (1)
37 sidearm which was issued to him by the law enforcement agency from
38 which he retired. The governing authorities of the municipality
39 or county shall determine the amount to be paid for the firearm by
40 the retiring member of the law enforcement agency.

41 SECTION 4. This act shall take effect and be in force from
42 and after July 1, 2000.