

By: Representatives Moss, Cummings, Reynolds

To: Fees and Salaries of Public Officers

HOUSE BILL NO. 692

1 AN ACT TO AMEND SECTION 25-3-92, MISSISSIPPI CODE OF 1972, TO
2 AUTHORIZE STATE AGENCIES TO GRANT ADMINISTRATIVE LEAVE WITH PAY TO
3 EMPLOYEES WHO ARE CERTIFIED DISASTER SERVICE VOLUNTEERS OF THE
4 AMERICAN RED CROSS PARTICIPATING IN RELIEF SERVICES WITHIN ANY
5 STATE IN THE UNITED STATES; AND FOR RELATED PURPOSES.

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

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

9 25-3-92. (1) When, in the opinion of the appointing
10 authority, it is essential that a state employee work after normal
11 working hours, the employee may receive credit for compensatory
12 leave. Except as otherwise provided in Section 37-13-89, when, in
13 the opinion of the appointing authority, it is essential that a
14 state employee work during an official state holiday, the employee
15 shall receive credit for compensatory leave.

16 (2) State employees may be granted administrative leave with
17 pay. For the purposes of this section, "administrative leave"
18 means discretionary leave with pay, other than personal leave or
19 major medical leave.

20 (a) The appointing authority may grant administrative
21 leave to any employee serving as a witness or juror or party
22 litigant, as verified by the clerk of the court, in addition to
23 any fees paid for such services, and such services or necessary
24 appearance in any court shall not be counted as personal leave.

25 (b) The Governor or the appointing authority may grant
26 administrative leave with pay to state employees on a local or
27 statewide basis in the event of extreme weather conditions or in



28 the event of a manmade, technological or natural disaster or
29 emergency.

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

44 **SECTION 2.** This act shall take effect and be in force from
45 and after September 10, 2001.

