

By: Representative Montgomery (15th)

To: Appropriations

HOUSE BILL NO. 1309

1 AN ACT TO AMEND SECTION 63-1-46, MISSISSIPPI CODE OF 1972, TO  
2 PROVIDE THAT AGENTS OF THE BUREAU OF NARCOTICS WHO BECAME MEMBERS  
3 OF THE HIGHWAY SAFETY PATROL RETIREMENT SYSTEM SHALL RECEIVE  
4 CREDIT FOR THE TIME THEY WERE EMPLOYED AS FULL TIME SWORN LAW  
5 ENFORCEMENT OFFICERS IN THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM;  
6 AND FOR RELATED PURPOSES.

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

8 **SECTION 1.** Section 63-1-46, Mississippi Code of 1972, is  
9 amended as follows:

10 63-1-46. (1) A fee of Twenty-five Dollars (\$25.00) shall be  
11 charged for the reinstatement of a license issued pursuant to this  
12 article to every person whose license has been validly suspended,  
13 revoked or cancelled. This fee shall be in addition to the fee  
14 provided for in Section 63-1-43.

15 (2) The funds received under the provisions of subsection  
16 (1) of this section shall be deposited into the State General Fund  
17 in accordance with Section 45-1-23.

18 (3) In addition to the fee provided for in subsection (1) of  
19 this section, an additional fee of Seventy-five Dollars (\$75.00)  
20 shall be charged for the reinstatement of a license issued  
21 pursuant to this article to every person whose license has been  
22 suspended or revoked under the provisions of the Mississippi  
23 Implied Consent Law or as a result of a conviction of a violation  
24 of the Uniform Controlled Substances Law under the provisions of  
25 Section 63-1-71.

26 (4) The funds received under the provisions of subsection  
27 (3) of this section shall be placed in a special fund that is  
28 created in the State Treasury. Monies in such special fund may be  
29 expended solely to contribute to the Disability and Relief Fund



30 for members of the Mississippi Highway Safety Patrol such amounts  
31 as are necessary to make sworn agents of the Mississippi Bureau of  
32 Narcotics who were employed by such bureau prior to December 1,  
33 1990, and who were subsequently employed as enforcement troopers  
34 by the Department of Public Safety, full members of the retirement  
35 system for the Mississippi Highway Safety Patrol with full credit  
36 for the time they were employed as full time sworn law enforcement  
37 officers in the Public Employees' Retirement System. The Board of  
38 Trustees of the Public Employees' Retirement System shall certify  
39 to the State Treasurer the amounts necessary for the purposes  
40 described above. The State Treasurer shall monthly transfer from  
41 the special fund created pursuant to this subsection the amounts  
42 deposited in such special fund to the Disability and Relief Fund  
43 for members of the Mississippi Highway Safety Patrol until such  
44 time as the certified amount has been transferred. At such time  
45 as the certified amount has been transferred, the State Treasurer  
46 shall transfer any funds remaining in the special fund created  
47 pursuant to this subsection to the State General Fund and shall  
48 then dissolve such special fund. This subsection (4) shall stand  
49 repealed at such time when the State Treasurer transfers funds and  
50 dissolves the special fund account in accordance with the  
51 provisions of this subsection.

52 (5) The procedure for the reinstatement of a license issued  
53 pursuant to this article that has been suspended for being out of  
54 compliance with an order for support, as defined in Section  
55 93-11-153, and the payment of any fees for the reinstatement of a  
56 license suspended for that purpose, shall be governed by Section  
57 93-11-157 or 93-11-163, as the case may be.

58 **SECTION 2.** This act shall take effect and be in force from  
59 and after July 1, 2002.

