

By: Representative Perkins

To: County Affairs

HOUSE BILL NO. 244

1 AN ACT TO AMEND SECTION 19-3-27, MISSISSIPPI CODE OF 1972, TO
2 PROVIDE THAT IF THE MINUTES OF ANY MEETING OF THE BOARD OF
3 SUPERVISORS ARE NOT SIGNED OR APPROVED TIMELY, THE BOARD, AT ANY
4 SUBSEQUENT MEETING, MAY ADOPT AND APPROVE THE MINUTES OF THE
5 PREVIOUS MEETING UPON MAKING A DETERMINATION THAT THE FAILURE TO
6 SIGN OR APPROVE THE MINUTES TIMELY WAS THE RESULT OF ERROR,
7 OVERSIGHT OR OMISSION; AND FOR RELATED PURPOSES.

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

9 SECTION 1. Section 19-3-27, Mississippi Code of 1972, is
10 amended as follows:

11 19-3-27. (1) It shall be the duty of the clerk of the board
12 of supervisors to keep and preserve a complete and correct record
13 of all the proceedings and orders of the board. He shall enter on
14 the minutes the names of the members who attend at each meeting,
15 and the names of those who fail to attend. He shall safely keep
16 and preserve all records, books, and papers pertaining to his
17 office, and deliver them to his successor when required.

18 (2) The minutes of each day's proceedings shall either (a)
19 be read and signed by the president or the vice president, if the
20 president is absent or disabled so as to prevent his signing of
21 the minutes, on or before the first Monday of the month following
22 the day of adjournment of any term of the board of supervisors; or
23 (b) be adopted and approved by the board of supervisors as the
24 first order of business on the first day of the next monthly
25 meeting of the board.

26 (3) If the minutes of any meeting of the board are not
27 signed or approved timely as provided for in subsection (2) of
28 this section, the board, upon making a determination that the

29 failure to sign or approve the minutes timely was the result of
30 error, oversight or omission, and upon entry of such determination
31 in its minutes, may adopt and approve the minutes of the previous
32 meeting; and all actions taken and approved at such previous
33 meeting shall then be considered valid and effective retroactively
34 to the day of adjournment of the term during which such previous
35 meeting was held.

36 SECTION 2. This act shall take effect and be in force from
37 and after July 1, 1999.