

By: Representative Horne

To: Ways and Means

HOUSE BILL NO. 679

1 AN ACT TO AMEND SECTIONS 19-9-11, 19-9-13 AND 21-33-307,
2 MISSISSIPPI CODE OF 1972, TO MANDATE THE HOLDING OF AN ELECTION ON
3 THE QUESTION OF ISSUING COUNTY OR MUNICIPAL GENERAL OBLIGATION
4 BONDS; AND FOR RELATED PURPOSES.

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

6 SECTION 1. Section 19-9-11, Mississippi Code of 1972, is
7 amended as follows:

8 19-9-11. Before issuing any bonds for any of the purposes
9 enumerated in Sections 19-9-1, 19-9-3, the board of supervisors
10 shall * * * call an election on such question * * *.

11 SECTION 2. Section 19-9-13, Mississippi Code of 1972, is
12 amended as follows:

13 19-9-13. Notice of the election * * * provided for in
14 Section 19-9-11, * * * shall be signed by the clerk of the board
15 of supervisors and shall be published once a week for at least
16 three (3) consecutive weeks, in at least one (1) newspaper
17 published in such county. The first publication of such notice
18 shall be made not less than twenty-one (21) days prior to the date
19 fixed for such election, and the last publication shall be made
20 not more than seven (7) days prior to such date. If no newspaper
21 is published in such county, then such notice shall be given by
22 publishing the same for the required time in some newspaper having
23 a general circulation in such county and, in addition, by posting
24 a copy of such notice for at least twenty-one (21) days next
25 preceding such election at three (3) public places in such county.

26 SECTION 3. Section 21-33-307, Mississippi Code of 1972, is
27 amended as follows:

28 21-33-307. Before issuing any bonds for any of the purposes
29 enumerated in Section 21-33-301, * * * an election on the question
30 of the bonds shall be called by the governing authorities of the
31 municipality and held as is provided in Section 21-33-309. Notice
32 of such election shall be signed by the clerk of the municipality
33 and shall be published once a week for at least three (3)
34 consecutive weeks in at least one (1) newspaper published in such
35 municipality. The first publication of such notice shall be made
36 not less than twenty-one (21) days prior to the date fixed for
37 such election, and the last publication shall be made not more
38 than seven (7) days prior to such date. If no newspaper is
39 published in such municipality, then such notice shall be given by
40 publishing the same for the required time in some newspaper having
41 a general circulation in such municipality and published in the
42 same or an adjoining county and, in addition, by posting a copy of
43 such notice for at least twenty-one (21) days next preceding such
44 election at three (3) public places in such municipality. * * *

45 Under no circumstances shall any municipality exceed the bond
46 limit as set by statute for municipalities.

47 SECTION 4. The Attorney General of the State of Mississippi
48 shall submit this act, immediately upon approval by the Governor,
49 or upon approval by the Legislature subsequent to a veto, to the
50 Attorney General of the United States or to the United States
51 District Court for the District of Columbia in accordance with the
52 provisions of the Voting Rights Act of 1965, as amended and
53 extended.

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