

By: Representatives McCoy, Holland, Eaton,
Williams, King, Moss, Bowles, Broomfield,
Comans, Grist, Holden, Livingston, Manning,
Maples, Miles, Mitchell, Stringer, Taylor,
Vince, Walker, Warren, Clark, Coleman (29th),
Cummings, Hudson, Stevens, Weathersby, Young

To: Education;
Appropriations

HOUSE BILL NO. 1082
(As Passed the House)

1 AN ACT TO AMEND SECTION 39-5-23, MISSISSIPPI CODE OF 1972, TO
2 AUTHORIZE THE MISSISSIPPI DEPARTMENT OF ARCHIVES AND HISTORY TO
3 CREATE THE MISSISSIPPI LANDMARK GRANT PROGRAM WITHIN THE
4 DEPARTMENT'S HISTORIC PROPERTIES TRUST FUND FOR THE PURPOSE OF
5 ENSURING THE PRESERVATION OF PROPERTIES DESIGNATED AS MISSISSIPPI
6 LANDMARKS; TO AUTHORIZE COUNTIES AND MUNICIPALITIES TO CONTRIBUTE
7 TO THE DEPARTMENT OF ARCHIVES AND HISTORY FOR THE PURPOSE OF
8 PROVIDING FUNDS FOR THE LANDMARK GRANT PROGRAM; TO PROVIDE THAT
9 THE DEPARTMENT OF ARCHIVES AND HISTORY SHALL ADMINISTER THE
10 MISSISSIPPI LANDMARK GRANT PROGRAM; TO REVISE THE PURPOSES FOR
11 WHICH FUNDS IN THE HISTORIC PROPERTIES TRUST FUND MAY BE USED; AND
12 FOR RELATED PURPOSES.

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

14 SECTION 1. Section 39-5-23, Mississippi Code of 1972, is
15 amended as follows:

16 39-5-23. (1) The Mississippi Department of Archives and
17 History is hereby authorized and empowered to solicit and accept
18 donations, bequests, devises, gifts and grants of money from
19 individuals, organizations and federal, state and local
20 governmental bodies, to be deposited in the Historic Properties
21 Trust Fund which is hereby created in the State Treasury.
22 Contributions to the Historic Properties Trust Fund may be
23 undesignated or earmarked for the purpose of acquiring,
24 preserving, restoring, supporting, operating and administering
25 Mississippi Landmark properties or for use on specific historical
26 projects that have been authorized by the Department of Archives
27 and History. The State Treasurer shall invest all monies in the
28 Historic Properties Trust Fund as other state funds are authorized
29 to be invested, and any interest earned shall be deposited into
30 the fund. * * *

31 (2) The Mississippi Department of Archives and History is

32 hereby authorized and empowered to solicit and accept donations,
33 bequests, devises, gifts and grants of money and real and personal
34 property. The Board of Trustees of the Department of Archives and
35 History may, in its discretion, sell such real and personal
36 property by public or private sale and shall deposit proceeds
37 derived from such sale into the Historic Properties Trust Fund.

38 (3) (a) The Board of Trustees of the Mississippi Department
39 of Archives and History is authorized to establish the Mississippi
40 Landmark Grant Program within the Historic Properties Trust Fund
41 to help ensure the preservation of Mississippi Landmark
42 properties.

43 (b) The Board of Trustees of the Mississippi Department
44 of Archives and History may deposit funds appropriated by the
45 Legislature into the account established for the Mississippi
46 Landmark Grant Program within the Historic Properties Trust Fund.
47 All funds deposited in the account for the Mississippi Landmark
48 Grant Program shall be used exclusively for the purpose of
49 acquiring, preserving, restoring, supporting, operating and
50 administering Mississippi Landmark properties or those properties
51 to be designated as Mississippi Landmarks.

52 (c) The Mississippi Landmark Grant Program will be
53 funded from the principal balance and interest earned on the
54 principal balance of the account established for the program.
55 However, the principal balance of such account shall never be
56 expended below seventy-five percent (75%) of the total sums of
57 Legislature appropriated funds deposited into the account.

58 (d) The board of supervisors of every county and the
59 governing authorities of every municipality in the state may make
60 contributions to the Mississippi Department of Archives and
61 History, to be deposited into the account for the Mississippi
62 Landmark Grant Program. Such contributions may be undesignated or
63 earmarked for use on specific Mississippi Landmark properties.

64 (e) The Board of Trustees of the Mississippi Department

65 of Archives and History shall have all powers necessary to
66 implement and administer the Mississippi Landmark Grant Program,
67 and the board of trustees shall promulgate all rules and
68 regulations necessary for the implementation and administration of
69 the program.

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