

By: Representatives Bozeman, Banks, Clarke, To: County Affairs
Flaggs, Reeves, Robinson (63rd), Wallace

HOUSE BILL NO. 1129

1 AN ACT TO AMEND SECTION 19-3-13, MISSISSIPPI CODE OF 1972, TO
2 PROVIDE THAT IN CERTAIN COUNTIES HAVING TWO COURT DISTRICTS IN
3 WHICH THE BOARD OF SUPERVISORS OF THE COUNTY ELECTS TO HAVE TWO
4 REGULAR MEETINGS EACH MONTH, THE PLACE FOR HOLDING SUCH MEETINGS
5 MAY BE IN EITHER OF SUCH DISTRICTS OR MAY BE ALTERNATED BETWEEN
6 EACH OF THE TWO DISTRICTS; AND FOR RELATED PURPOSES.

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

8 SECTION 1. Section 19-3-13, Mississippi Code of 1972, is
9 amended as follows:

10 19-3-13. (1) In counties having two (2) court districts,
11 the board of supervisors shall hold regular meetings on the first
12 Monday of each month; and in such counties where only one (1)
13 regular meeting of the board of supervisors is held in each month,
14 the board of supervisors shall hold its first meeting in each year
15 at the courthouse or in the chancery clerk's office, where the
16 chancery clerk's office is in a building separate from the
17 courthouse, of the first district, on the first Monday of January,
18 and shall hold its second meeting at the courthouse or in the
19 chancery clerk's office, where the chancery clerk's office is in a
20 building separate from the courthouse, of the second district, on
21 the first Monday of February, and shall alternate thereafter.

22 In counties having two (2) court districts, the board of
23 supervisors may hold two (2) regular meetings in each month, and
24 in such counties, where the board of supervisors elects to hold
25 two (2) regular meetings in each month, the board of supervisors
26 shall hold its first meeting in each month at the courthouse or in
27 the chancery clerk's office, where the chancery clerk's office is
28 in a building separate from the courthouse, of the first district,

29 on the first Monday of each month, and shall hold its second
30 meeting at the courthouse or in the chancery clerk's office, where
31 the chancery clerk's office is in a building separate from the
32 courthouse, of the second district, on the second Monday of each
33 month.

34 If the board of supervisors in any such county shall elect to
35 hold two (2) regular meetings in each month, as herein provided,
36 the board shall enter an order upon its minutes to that effect and
37 shall give at least five (5) days' notice thereof by posting
38 copies of such notice at the courthouse door of each district, and
39 after giving such notice the board shall hold regular meetings
40 each month in each district as provided in this section.

41 However, in counties having two (2) court districts where the
42 board of supervisors has heretofore pursuant to law elected to
43 hold two (2) regular meetings a month, the board of supervisors
44 may continue to hold two (2) such regular meetings each month, as
45 heretofore provided for, and no further order or notice of such
46 meetings shall be required.

47 Moreover, in those counties having two (2) judicial
48 districts, where the act creating the two (2) districts provides
49 otherwise, the board of supervisors may continue to hold regular
50 meetings as required by the act creating the two (2) districts.

51 When any such meeting date falls on a legal holiday, then the
52 said meeting shall be held on the succeeding day.

53 (2) The provisions of subsection (1) of this section shall
54 be inapplicable to any county described in subsection (3) of this
55 section.

56 (3) In any county having two (2) court districts and a
57 population of more than two hundred fifty thousand (250,000),
58 according to the 1990 federal decennial census, the board of
59 supervisors shall hold regular meetings on the first Monday of
60 each month and may elect to hold an additional regular meeting on
61 the second Monday of each month. The meetings shall be held at
62 the courthouse in the first or second district or, where the
63 chancery clerk's office is in a building separate from the
64 courthouse, in the chancery clerk's office of that district. The
65 board of supervisors, in its discretion, may alternate such

66 meetings between the first and second districts or may hold all
67 such meetings in only one (1) of such districts.

68 If the board of supervisors in any such county elects to hold
69 two (2) regular meetings in each month, as herein provided, the
70 board shall enter an order upon its minutes to that effect and
71 shall give at least five (5) days' notice thereof by posting
72 copies of such notice at the courthouse door of each district.

73 When any such meeting date falls on a legal holiday, then the
74 said meeting shall be held on the succeeding day.

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