

By: Representative Ellington

To: Conservation and  
Water Resources; Ways  
and Means

HOUSE BILL NO. 1188  
(As Passed the House)

1  
2 AN ACT CODIFYING SECTION 51-11-8, MISSISSIPPI CODE OF 1972,  
3 TO AUTHORIZE ANY MEMBER COUNTY TO WITHDRAW FROM THE PEARL RIVER  
4 BASIN DEVELOPMENT DISTRICT; TO REQUIRE A WITHDRAWING COUNTY TO PAY  
5 ITS PORTION OF BONDS, CONTRACTUAL OBLIGATIONS, OTHER INDEBTEDNESS  
6 AND LIABILITIES AND BUDGETED EXPENSES; AND FOR RELATED PURPOSES.

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

8 SECTION 1. The following shall be codified as Section  
9 51-11-8, Mississippi Code of 1972:

10 51-11-8. Beginning July 1, 2000, the board of supervisors of  
11 any county that is included in the Pearl River Basin Development  
12 District may elect to withdraw that county from the district by  
13 notifying the district in writing before March 15 of the fiscal  
14 year preceding the fiscal year in which the county proposes to  
15 withdraw. The withdrawing county shall be responsible for paying  
16 its portion of any district bonds, contractual obligations, and  
17 any other indebtedness and liabilities of the district that are  
18 outstanding on the date of the county's withdrawal from the  
19 district and the withdrawing county's portion of budgeted  
20 expenditures of the current fiscal year of the district. The  
21 withdrawing county's portion of the liabilities, obligations and  
22 indebtedness shall be determined through an independent audit  
23 conducted by a certified public accountant mutually agreed upon  
24 between the withdrawing county and the district. The board of  
25 supervisors of the withdrawing county shall provide the sum that  
26 is required by this section either by appropriation from any  
27 available funds of the county or by levy. The board of  
28 supervisors may borrow funds as needed to satisfy the withdrawing

29 county's portion of the liabilities, obligations, indebtedness and  
30 expenses of the district as required by this section. Upon  
31 withdrawal of any county, the district, in its sole discretion,  
32 may continue to own and provide for the operation of any facility  
33 located in the withdrawing county, cease operation of the  
34 facility, or sell the facility as provided for in this chapter.

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