

By: Representatives Scott (80th), Bailey,  
Banks, Bozeman, Broomfield, Clark, Clarke,  
Coleman (65th), Evans, Middleton, Myers,  
Smith (27th), Thomas, Thornton, Walker,  
Watson

To: Education;  
Appropriations

## HOUSE BILL NO. 1398

1 AN ACT TO CREATE THE RECREATIONAL FACILITIES ACTIVITY PROGRAM  
2 FUND; TO CREATE A RURAL RECREATIONAL ACTIVITY FUND IN EACH COUNTY  
3 IN ORDER TO PROVIDE FUNDS FOR THE CONSTRUCTION AND MAINTENANCE OF  
4 RECREATIONAL FACILITIES ON PUBLIC SCHOOL PROPERTY OR COUNTY OWNED  
5 OR LEASED PROPERTY IN RURAL COMMUNITIES THAT IS EASILY ACCESSIBLE  
6 BY SCHOOLS; TO PROVIDE THAT THE RECREATIONAL FACILITIES ACTIVITY  
7 PROGRAM FUND SHALL BE ADMINISTERED BY THE STATE DEPARTMENT OF  
8 EDUCATION; TO PROVIDE THAT THOSE SCHOOLS LOCATED IN AREAS OUTSIDE  
9 THE LIMITS OF ANY INCORPORATED MUNICIPALITY SHALL BE ELIGIBLE TO  
10 PARTICIPATE IN AND RECEIVE FUNDS FROM THE RECREATIONAL FACILITIES  
11 ACTIVITY PROGRAM FUND; TO REQUIRE JOINT PARTICIPATION BETWEEN THE  
12 STATE AND COUNTIES IN PROVIDING FUNDS FOR THE RECREATIONAL  
13 FACILITIES ACTIVITY PROGRAM FUND; TO PROVIDE THAT THE STATE SHALL  
14 CONTRIBUTE SEVENTY-FIVE PERCENT OF THE NECESSARY FUNDS AND THE  
15 COUNTIES SHALL CONTRIBUTE TWENTY-FIVE PERCENT OF THE NECESSARY  
16 FUNDS EACH YEAR TO THE FUND; TO PROVIDE THAT EACH COUNTY'S  
17 TWENTY-FIVE PERCENT CONTRIBUTION SHALL COME FROM THE COUNTY'S  
18 GENERAL FUND; AND FOR RELATED PURPOSES.

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

20 SECTION 1. (1) There is created in the State Treasury a  
21 trust fund to be known as the "Recreational Facilities Activity  
22 Program Fund." There shall be deposited into the trust fund not  
23 less than Ten Million Dollars (\$10,000,000.00) annually,  
24 seventy-five percent (75%) or Seven Million Five Hundred Thousand  
25 Dollars (\$7,500,000.00) of which shall be contributed by an  
26 appropriation of the state, and twenty-five percent (25%), or Two  
27 Million Five Hundred Thousand Dollars (\$2,500,000.00) of which  
28 shall be contributed by each of the counties in the state  
29 collectively, each county contributing Thirty Thousand Four  
30 Hundred Eighty-eight Dollars (\$30,488.00). Each county's  
31 contribution shall come from the county's general fund. The State  
32 Treasurer is authorized to invest the money in the Recreational  
33 Facilities Activity Program Fund in the same type of investments  
34 as authorized by Section 7-9-103. Any funds appropriated by the

35 state to the Recreational Facilities Activity Program Fund that  
36 are not used during the then current fiscal year shall not lapse  
37 into the State General Fund, but will remain in the account of the  
38 Recreational Facilities Activity Program Fund. Any interest  
39 earned on the money in the fund will be reinvested into the fund.

40 (2) The fund shall be administered by the State Department  
41 of Education. The department shall establish a maximum amount of  
42 funds that shall be provided to a particular county for the  
43 purpose of constructing and maintaining recreational facilities on  
44 school property or on county owned or leased property that is  
45 easily accessible by schools.

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