

By: Representative Green (34th)

To: Constitution

HOUSE CONCURRENT RESOLUTION NO. 49

1 A CONCURRENT RESOLUTION PROPOSING AN AMENDMENT TO THE  
2 MISSISSIPPI CONSTITUTION OF 1890 BY CREATING A NEW SECTION TO  
3 PROVIDE THAT THE LEGISLATURE SHALL ENACT NO LEGISLATION THAT WILL  
4 REQUIRE NEW EXPENDITURES BY COUNTIES OR MUNICIPALITIES UNLESS  
5 CERTAIN CONDITIONS ARE MET; AND FOR RELATED PURPOSES.

6 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF  
7 MISSISSIPPI, That the following amendment to the Mississippi  
8 Constitution of 1890 is proposed to the qualified electors of the  
9 state:

10 Amend the Mississippi Constitution of 1890 by creating a new  
11 section to read as follows:

12 "Section . The Legislature shall not enact legislation that  
13 will require new expenditures of county or municipal funds unless:

14 (a) (i) The Legislature finds and declares that the  
15 legislation fulfills an important state interest; and

16 (ii) The legislation is passed by a vote of at  
17 least three-fifths (3/5) of the members of each house present and  
18 voting; or

19 (b) Funds for the required new expenditures are  
20 provided by the state during the same legislative session at which  
21 the legislation is enacted."

22 BE IT FURTHER RESOLVED, That this proposed amendment shall be

23 submitted by the Secretary of State to the qualified electors at  
24 an election to be held on the first Tuesday after the first Monday  
25 in November 1999, as provided by Section 273 of the Constitution  
26 and by general law.

27 BE IT FURTHER RESOLVED, That the explanation of this proposed  
28 amendment for the ballot shall read as follows: "This proposed  
29 constitutional amendment prohibits the Legislature from passing  
30 laws which require new expenditures by counties or municipalities  
31 unless the Legislature finds such laws to be of an important state  
32 interest and passes them by a three-fifths (3/5) majority in each  
33 house or unless the state provides funding for the required  
34 expenditures."