

By: Dearing

To: Highways and
Transportation

SENATE BILL NO. 2356
(As Passed the Senate)

1 AN ACT TO CREATE A NEW CODE SECTION TO BE CODIFIED AS SECTION
2 43-39-12, MISSISSIPPI CODE OF 1972, TO PROHIBIT RELOCATION
3 ASSISTANCE TO ILLEGAL ALIENS UNDER THE RELOCATION ASSISTANCE LAW
4 EXCEPT IN EXTREMELY UNUSUAL HARDSHIP CIRCUMSTANCES; AND FOR
5 RELATED PURPOSES.

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

7 SECTION 1. The following shall be codified as Section
8 43-39-12, Mississippi Code of 1972:

9 43-39-12. (1) Except as provided in subsection (2) of this
10 section, a displaced person shall not be eligible to receive
11 relocation payments or any other assistance under this chapter if
12 the displaced person is an alien not lawfully present in the
13 United States.

14 (2) If a displacing agency determines by clear and
15 convincing evidence that a determination of the ineligibility of a
16 displaced person under subsection (1) of this section would result
17 in exceptional and extremely unusual hardship to an individual who
18 is the displaced person's spouse, parent, or child and who is a
19 citizen of the United States or an alien lawfully admitted for
20 permanent residence in the United States, the displacing agency
21 shall provide relocation payments and other assistance to the
22 displaced person under this chapter if the displaced person would
23 be eligible for the assistance but for subsection (1) of this
24 section.

25 (3) The Mississippi Transportation Commission shall adopt
26 such rules and regulations as may be necessary to carry out the
27 provisions of this section and in order to comply with federal

28 law.

29 SECTION 2. This act shall take effect and be in force from
30 and after July 1, 2000.