

By: Harden

To: County Affairs

SENATE BILL NO. 2786

1 AN ACT TO AMEND SECTION 19-3-40, MISSISSIPPI CODE OF 1972, TO
2 EXPAND AND CLARIFY THE AUTHORITY OF BOARDS OF SUPERVISORS TO ADOPT
3 AND ENFORCE ORDERS, RESOLUTIONS OR ORDINANCES WITH RESPECT TO
4 COUNTY AFFAIRS, PROPERTY AND FINANCES; AND FOR RELATED PURPOSES.

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

6 SECTION 1. Section 19-3-40, Mississippi Code of 1972, is
7 amended as follows:[JWB1]

8 19-3-40. * * * The board of supervisors of any county shall
9 have the power to adopt and enforce any orders, resolutions or
10 ordinances with respect to county affairs, property and finances,
11 which do not specifically conflict with the Mississippi
12 Constitution, the Mississippi Code of 1972, or any other statute
13 or law of the State of Mississippi; and any such board shall
14 likewise have the power to alter, modify and repeal such orders,
15 resolutions or ordinances. Except as otherwise provided in
16 subsection (2) of this section, the powers granted to boards of
17 supervisors in this section are complete without the existence of
18 or reference to any specific authority granted in any other
19 statute or law of the State of Mississippi.

20 Such orders, resolutions or ordinances shall apply countywide
21 except when the governing authorities of any municipality situated
22 within a county adopt any order, resolution or ordinance governing
23 the same general subject matter. In such case the municipal
24 order, resolution or ordinance shall govern within the corporate
25 limits of the municipality.

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27 SECTION 2. This act shall take effect and be in force from

28 and after July 1, 2000.