

REPORT OF CONFERENCE COMMITTEE

MR. SPEAKER AND MR. PRESIDENT:

We, the undersigned conferees, have had under consideration the amendments to the following entitled BILL:

H. B. No. 1449: State highway system; add a segment to Mississippi Highway 468 in Rankin County.

We, therefore, respectfully submit the following report and recommendation:

1. That the House concur in Senate Amendment No. 1 with the following exception(s):

AMEND by striking lines 55 through 159 in their entirety and inserting in lieu thereof the following:

SECTION 1. (1) The following highway is designated as a state highway and is placed under the jurisdiction of the Mississippi Transportation Commission for construction and maintenance when the City of Flowood provides necessary rights-of-way, including utility adjustments and relocations:

Central District - Rankin County:

Mississippi 468 - That two-lane portion of Mississippi 468 (Flowood Drive) beginning at Fourth Street in Flowood and extending northeasterly to Mississippi Highway 475, a distance of approximately two and two-tenths (2.2) miles.

(2) The segment described in subsection (1) of this section shall be a four-lane facility built to the design standards of the Mississippi Department of Transportation.

SECTION 2. (1) The Mississippi Department of Transportation shall number, maintain, take over and assume jurisdiction of the following described highway segment, subject to the conditions prescribed in subsection (2) of this section.

Central District - Rankin County:

West Rankin Parkway (New Route) - Beginning at

Mississippi 25 in the City of Flowood, thence south to U.S. 80 at Pearson Road in the City of Pearl, all in Rankin County.

(2) The Mississippi Department of Transportation may construct the highway segment described in subsection (1) of this section as a four-lane facility in accordance with current design standards; however, the City of Flowood, the City of Pearl, Rankin County and any private corporation jointly shall provide necessary engineering and rights-of-way, including utility adjustments and relocations.

SECTION 3. The following highway is designated as a state highway and is placed under the jurisdiction of the Mississippi Transportation Commission for construction and maintenance; and such highway, together with the highways designated in Section 65-3-3, and all other laws adding links to the designated state highway system, are declared to be the state highway system of Mississippi:

Southern District - Jones County:

Mississippi 590 - Beginning at Mississippi 11 and extending easterly to Mississippi 29, a distance of approximately 1.3 miles.

SECTION 4. (1) The following highway is designated as a state highway and is placed under the jurisdiction of the Mississippi Transportation Commission for construction and maintenance; and such highway, together with the highways designated in Section 65-3-3, and all other laws adding links to the designated state highway system, are declared to be the state highway system of Mississippi:

Central District - Newton County:

Decatur Street beginning on the north side of the intersection of Third Street and Decatur Street, and proceeding northward to the beginning of state maintenance south of U.S. Highway 80, all within the City of Newton.

(2) The Mississippi Transportation Commission shall maintain, construct, take over and assume jurisdiction of the highway designated in subsection (1) of this section in the same

manner and upon the same terms and conditions as set out in Sections 65-1-75, 65-9-1 and 65-9-3. However, the City of Newton shall not be required to provide to the Mississippi Department of Transportation any right-of-way with a width any greater than the width of right-of-way that existed at the time that the highway segment described in subsection (1) of this section was returned to the jurisdiction of the City of Newton.

SECTION 5. The following highways are deleted from the state highway system, removed from the jurisdiction of the Mississippi Transportation Commission and returned to the jurisdiction of the governing authorities of the City of Newton:

Central District - Newton County:

(a) That section of old Mississippi 15 beginning south of Interstate 20 at the intersection of old Mississippi 15 and present Mississippi 15 and extending southwesterly for approximately .033 miles, all within the City of Newton; and

(b) That section of old Mississippi 15 located between U.S. Highway 80 and Decatur Street, all within the City of Newton.

SECTION 6. (1) The Mississippi Department of Transportation may construct to department design standards, may perform such reconstruction as may be required to existing highways and may acquire by gift, purchase or eminent domain proceedings such property as may be necessary to provide four (4) lanes for traffic on and along the following location:

Central District - Lauderdale County:

Old U.S. Highway 45 beginning in the City of Meridian at or near the old Coca Cola Company and extending northerly approximately two (2) miles to just beyond the Town of Marion.

(2) Lauderdale County, the City of Meridian and the Town of Marion shall provide required right-of-way, remove all encroachments and bring up to Transportation Department standards existing roads and bridges along the route described in subsection (1) of this section.

(3) The mileage of highway specifically designated in subsection (1) of this section shall be under the jurisdiction of

the Mississippi Transportation Commission for construction and maintenance and, together with the highways designated in Section 65-3-3, and all other laws adding links to the state designated highway system, are declared to be the state highway system of Mississippi.

SECTION 7. (1) (a) That portion of Mississippi Highway 25 **AMEND FURTHER** by inserting the following after line 187 and renumbering succeeding sections:

SECTION 8. Section 65-37-13, Mississippi Code of 1972, is amended as follows:

65-37-13. (1) There is created in the State Treasury a special fund to be designated as the "Local System Bridge Replacement and Rehabilitation Fund." The fund shall consist of such monies as the Legislature appropriates pursuant to subsection (2) of this section and such other monies as the Legislature may designate for deposit in the fund. Monies in the fund may be expended upon legislative appropriation in accordance with the provisions of Sections 65-37-1 through 65-37-15.

(2) (a) During each regular legislative session held in calendar years 1995, 1996, 1997 and 1998, if the official General Fund revenue estimate for the succeeding fiscal year for which appropriations are being made reflects a growth in General Fund revenues of three percent (3%) or more for that succeeding fiscal year, then the Legislature shall appropriate Twenty-five Million Dollars (\$25,000,000.00) from the State General Fund for deposit into the Local System Bridge Replacement and Rehabilitation Fund.

(b) During the regular legislative session held in calendar year 1999, if the official General Fund revenue estimate for the succeeding fiscal year for which appropriations are being made reflects a growth in General Fund revenues of two percent (2%) or more for the succeeding fiscal year, then the Legislature shall appropriate Ten Million Dollars (\$10,000,000.00) from the State General Fund for deposit into the Local System Bridge Replacement and Rehabilitation Fund.

(c) During each regular legislative session held in calendar years 2001 through 2008, if the official General Fund revenue estimate for the succeeding fiscal year for which

appropriations are being made reflects a growth in General Fund revenues of two percent (2%) or more for the succeeding fiscal year, then the Legislature shall appropriate Twenty Million Dollars (\$20,000,000.00) from the State General Fund for deposit into the Local System Bridge Replacement and Rehabilitation Fund.

(3) Such monies as are deposited in the fund under the provisions of this section may be expended upon requisition therefor by the State Aid Engineer in accordance with the provisions of Sections 65-37-1 through 65-37-15. The Office of State Aid Road Construction shall be entitled to reimbursement from monies in the fund, upon requisitions therefor by the State Aid Engineer, for the actual expenses incurred by the office in administering the provisions of the local system bridge replacement and rehabilitation program. Unexpended amounts remaining in the fund at the end of a fiscal year shall not lapse into the State General Fund, and any interest earned on amounts in the fund shall be deposited to the credit of the fund.

(4) Monies in the Local System Bridge Replacement and Rehabilitation Fund shall be allocated and become available for distribution to counties in accordance with the formula prescribed in Section 65-37-4 beginning January 1, 1995, on a project-by-project basis. Monies in the Local System Bridge Replacement and Rehabilitation Fund may not be used or expended for any purpose except as authorized under Sections 65-37-1 through 65-37-15.

(5) Monies in the Local System Bridge Replacement and Rehabilitation Fund may be credited to a county in advance of the normal accrual to finance certain projects, subject to the approval of the State Aid Engineer and subject further to the following limitations:

(a) That the maximum amount of such monies that may be advanced to any county shall not exceed ninety percent (90%) of the funds estimated to accrue to such county during the remainder of the term of office of the board of supervisors of such county;

(b) That no advance credit of funds will be made to any county when the unobligated balance in the Local System Bridge Replacement and Rehabilitation Fund is less than One Million

Dollars (\$1,000,000.00); and

(c) That such advance crediting of funds be effected by the State Aid Engineer at the time of the approval of the plans and specifications for the proposed projects.

It is the intent of this provision to utilize to the fullest practicable extent the balance of monies in the Local System Bridge Replacement and Rehabilitation Fund on hand at all times.

AMEND FURTHER by deleting lines 1624 through 1753 and renumbering the succeeding section.

AMEND FURTHER line 1755 by deleting the date "July 1, 2000" and inserting "its passage".

AMEND FURTHER by striking the title in its entirety and inserting in lieu thereof the following:

AN ACT TO DESIGNATE CERTAIN SEGMENTS OF HIGHWAY IN RANKIN COUNTY AS STATE HIGHWAYS AND TO PLACE SUCH SEGMENTS UNDER THE JURISDICTION OF THE MISSISSIPPI TRANSPORTATION COMMISSION FOR CONSTRUCTION AND MAINTENANCE; TO AUTHORIZE THE MISSISSIPPI DEPARTMENT OF TRANSPORTATION TO CONSTRUCT A FOUR-LANE FACILITY ALONG SUCH SEGMENTS CONDITIONED UPON THE LOCAL POLITICAL SUBDIVISIONS PROVIDING NECESSARY RIGHTS-OF-WAY, INCLUDING UTILITY ADJUSTMENTS AND RELOCATIONS; TO DESIGNATE A CERTAIN ADDITIONAL SECTION OF HIGHWAY IN JONES COUNTY AS A PART OF THE STATE HIGHWAY SYSTEM AND TO PLACE IT UNDER THE JURISDICTION OF THE MISSISSIPPI TRANSPORTATION COMMISSION; TO DESIGNATE A CERTAIN ADDITIONAL SEGMENT OF HIGHWAY IN NEWTON COUNTY AS A PART OF THE STATE HIGHWAY SYSTEM AND TO PLACE IT UNDER THE JURISDICTION OF THE MISSISSIPPI TRANSPORTATION COMMISSION; TO DELETE TWO SEGMENTS OF HIGHWAY IN NEWTON COUNTY FROM THE STATE HIGHWAY SYSTEM AND TO RETURN THEM TO THE JURISDICTION OF THE CITY OF NEWTON; TO AUTHORIZE THE MISSISSIPPI DEPARTMENT OF TRANSPORTATION TO CONSTRUCT TO FOUR LANES FOR HIGHWAY TRAFFIC A CERTAIN PORTION OF OLD U.S. HIGHWAY 45 IN THE CITY OF MERIDIAN AND LAUDERDALE COUNTY; TO DESIGNATE A CERTAIN SEGMENT OF MISSISSIPPI HIGHWAY 25 IN MONROE COUNTY AS THE "MONROE COUNTY PARKWAY"; TO AUTHORIZE THE MISSISSIPPI DEPARTMENT OF TRANSPORTATION TO LANDSCAPE THE RIGHT-OF-WAY OF SUCH SEGMENT; TO PROHIBIT THE CONSTRUCTION OR ERECTION OF ANY ADVERTISEMENT OR ADVERTISEMENT SIGN WITHIN 1,000 FEET OF THE RIGHT-OF-WAY OF SUCH

SEGMENT AND TO PROVIDE CERTAIN EXCEPTIONS THERETO; TO REQUIRE MISSISSIPPI HIGHWAY 25 TO INTERSECT WITH U.S. HIGHWAY 278 AT A CERTAIN POINT WITHIN THE CITY OF AMORY; TO AUTHORIZE THE MISSISSIPPI DEPARTMENT OF TRANSPORTATION TO CONSTRUCT A CONNECTOR FROM OLD MISSISSIPPI HIGHWAY 25 AT OR NEAR THE CITY LIMITS OF AMORY TO NEW MISSISSIPPI HIGHWAY 25; TO AMEND SECTION 65-37-13, MISSISSIPPI CODE OF 1972, TO DELAY FOR ONE YEAR THE BEGINNING OF THE EIGHT-YEAR PERIOD DURING WHICH THE LEGISLATURE IS REQUIRED EACH YEAR TO APPROPRIATE GENERAL FUND REVENUES TO THE LOCAL SYSTEM BRIDGE REPLACEMENT AND REHABILITATION FUND; TO AUTHORIZE MONIES IN THE LOCAL SYSTEM BRIDGE REPLACEMENT AND REHABILITATION FUND, SUBJECT TO CERTAIN LIMITATIONS, TO BE CREDITED TO A COUNTY IN ADVANCE OF NORMAL ACCRUAL; TO AMEND SECTION 65-3-3, MISSISSIPPI CODE OF 1972, TO RECOMPILER THE SECTIONS OF LAW THAT LIST AND DESCRIBE THOSE HIGHWAYS AND HIGHWAY SEGMENTS THAT COMPRISE THE DESIGNATED STATE HIGHWAY SYSTEM; TO RECODIFY AS A NEW SECTION 65-3-71.51, MISSISSIPPI CODE OF 1972, THAT PORTION OF CHAPTER 471, LAWS OF 1996, DESIGNATING A CERTAIN ROUTE IN PIKE COUNTY AS THE "HERSHAL L. GRADY MEMORIAL HIGHWAY"; TO REPEAL SECTIONS 65-3-5, 65-3-7, 65-3-9, 65-3-11, 65-3-13, 65-3-15, 65-3-17, 65-3-19, 65-3-21, 65-3-23, 65-3-25, 65-3-27, 65-3-33, 65-3-37, 65-3-72, 65-3-73, 65-3-74, 65-3-75, 65-3-76, 65-3-77, 65-3-78, 65-3-79, 65-3-81, 65-3-83, 65-3-85, 65-3-87, 65-3-89, 65-3-91, 65-3-93, 65-3-95, 65-3-101, 65-3-103, 65-3-105, 65-3-107, 65-3-109, 65-3-111, 65-3-113, 65-3-115, 65-3-117, 65-3-119, 65-3-121, 65-3-123, 65-3-125, 65-3-127, 65-3-129 AND 65-3-131, MISSISSIPPI CODE OF 1972, WHICH ADD AND DELETE CERTAIN HIGHWAY SEGMENTS TO AND

FROM THE DESIGNATED STATE HIGHWAY SYSTEM; AND FOR RELATED PURPOSES.

2. That the Senate concur in the above exception(s).

CONFEREES FOR THE HOUSE

CONFEREES FOR THE SENATE

X _____

J. P. Compretta

X _____

Bob M. Dearing

X _____

Bobby Shows

X _____

Hob Bryan

X _____

Jep Barbour

X _____

Jack Gordon