

By: Representatives Pierce, West

To: County Affairs

COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 47

1 AN ACT TO AMEND SECTION 19-5-93, MISSISSIPPI CODE OF 1972, TO
2 AUTHORIZE THE BOARD OF SUPERVISORS OF ANY COUNTY, IN ITS
3 DISCRETION, TO DONATE MONEY TO THE SALVATION ARMY, TO THE SPECIAL
4 OLYMPICS, TO THE SENIOR OLYMPICS AND FOR THE UPKEEP AND
5 MAINTENANCE OF CEMETERIES AND GRAVES HAVING HISTORICAL
6 SIGNIFICANCE AND VALUE; AND FOR RELATED PURPOSES.

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

8 SECTION 1. Section 19-5-93, Mississippi Code of 1972, is
9 amended as follows:

10 19-5-93. The board of supervisors of each county is hereby
11 authorized, in its discretion, to donate money for the objects and
12 purposes following, to wit:

13 (a) **Confederate graves.** For the location, marking,
14 care and maintenance of the grave or graves and graveyard of
15 Confederate soldiers or sailors who died in the Confederate
16 service, and the purchase, if necessary, of the land on which any
17 of the said graveyards may be situated, and the erection and
18 maintenance of appropriate monuments and appropriate inscriptions
19 thereon. In the exercise of this power the board is fully
20 authorized to accept donations of land on which any of said
21 graveyards may be situated and also money or funds to be used for
22 any of the purposes in this section expressed.

23 Any board of supervisors may, in its discretion, contribute
24 money to be used for the upkeep of graves of the Confederate dead
25 in its county.

26 (b) **Care of the aged.** For the support and maintenance
27 of such residents of the county who are worthy indigent aged
28 inmates of the Old Ladies' Home of Jackson, Mississippi, or of the
29 Golden Age Nursing Home and Hospital for North Mississippi of



30 Greenwood, Mississippi, and not exceeding Five Hundred Dollars
31 (\$500.00) per annum for the support of the county's inmates of the
32 Old Men's Home, located near Jackson, Mississippi, and in addition
33 thereto a sum not exceeding Two Hundred Dollars (\$200.00) per
34 annum to each of said institutions for their support and
35 maintenance in the care of the aged.

36 (c) **King's Daughters.** To the King's Daughters in their
37 respective counties for charities under their supervision.

38 (d) **Travelers Aid Society.** A sum of money not
39 exceeding Fifteen Dollars (\$15.00) per month for the support of
40 the organization known as the Travelers Aid Society, provided the
41 same is nonsectarian.

42 (e) **Hospitals for pellagra sufferers.** For the
43 establishment and maintenance of a hospital for the treatment of
44 persons afflicted with pellagra. For this purpose the board may
45 issue bonds and incur such indebtedness within the limits now
46 authorized by law.

47 (f) **Tubercular hospitals.** For the establishment and
48 maintenance of a hospital for the care and treatment of persons
49 suffering from tuberculosis. In the execution of this power the
50 board may select trustees to establish and operate said hospital.
51 In counties having a population of more than forty thousand
52 (40,000) people, as shown by the latest United States census, the
53 board may set aside, appropriate and expend moneys from the
54 general fund for the purpose of aiding in the maintenance and
55 support of hospitals maintained and operated in such county for
56 the care and treatment of persons suffering from tuberculosis.
57 The moneys shall be expended by the board through such trustees,
58 not less than three (3) and not more than five (5), to be elected
59 by the board of supervisors annually. The trustees shall file
60 reports with the board at least once every six (6) months showing
61 in detail all expenditures made by them and the number of patients
62 which have been for the preceding period aided or cared for by the



63 institution, and the board may otherwise require a strict
64 accounting of the administration of said funds.

65 (g) **Same -- additional provisions.** The boards of
66 supervisors of one or more counties are hereby authorized and
67 empowered, in their discretion, separately or jointly, to acquire
68 by gift, purchase or lease, real estate, for tubercular hospital
69 purposes, and to own, erect, build, establish, maintain, regulate
70 and support a tubercular hospital and to remodel buildings on such
71 property to be used for such hospital purposes.

72 In the event the boards of supervisors of two (2) or more
73 counties agree to cooperate in establishing and maintaining such
74 hospital, the board of supervisors of each of said counties shall
75 adopt a resolution agreeing to the proportionate part each county
76 will contribute to the establishment and maintaining of such
77 hospital.

78 Each county operating under the provisions of this subsection
79 is hereby authorized and empowered to set aside, appropriate and
80 expend moneys from the general fund for the purpose of erecting,
81 maintaining and operating such hospital.

82 (h) **Charity wards in hospitals.** A sum of money not
83 exceeding One Hundred Dollars (\$100.00) per month to maintain a
84 charity ward or wards in any hospital in their respective
85 counties, or in the event there shall be no hospital in such
86 county, then a like sum, in their discretion, to maintain a
87 charity ward or wards in any hospital in any adjoining county
88 receiving and treating patients from such county having no
89 hospital.

90 (i) **Same -- coast counties.** The several counties of
91 this state bordering on the tidewater of the Gulf of Mexico are
92 hereby authorized and empowered, in the discretion of the proper
93 authorities thereof, to appropriate such a sum of money as said
94 authorities shall deem reasonable, to provide and maintain a
95 charity ward or wards, in any of the hospitals in said counties,



96 or, in the discretion of said authorities, to make and enter into
97 contracts with any such hospitals for the treatment and care in
98 such hospitals of the indigent sick of said counties, and to pay
99 therefor out of the general fund of such counties such sum or sums
100 as shall be a reasonable and just compensation to said hospital.
101 However, the board of supervisors of any county mentioned herein
102 may, in its discretion, make and enter into contracts with any
103 hospital in any adjoining county receiving and treating patients
104 from the respective counties mentioned herein in such hospitals of
105 the indigent sick of said counties, mentioned herein, and to pay
106 therefor out of the general fund of such county, such sum or sums
107 that shall be reasonable and just to said hospitals.

108 (j) **Public libraries.** A sum not to exceed One Thousand
109 Dollars (\$1,000.00) per annum toward the support and maintenance
110 of one or more public libraries situated in the county. In any
111 county whose total assessed valuation, including railroads and all
112 public utilities, is more than Eighteen Million Dollars
113 (\$18,000,000.00) the board, in its discretion, may appropriate a
114 sum not to exceed Three Thousand Dollars (\$3,000.00) per annum for
115 public libraries.

116 The board may also give or donate any legislative journals,
117 constitutional convention journals, printed official reports of
118 any state or county officers, official reports of departments,
119 bureaus or officers of the United States, and copies of the acts
120 of the Legislature or laws of Mississippi now or hereafter in the
121 county library of such county and not needed, in the opinion of
122 the board in the county library (but not including any Mississippi
123 reports and not including any acts of the Legislature or laws of
124 the state, unless such acts or laws be more than twenty (20) years
125 old) to any library or library association or foundation or
126 organization maintaining a free public library for reference or
127 otherwise, provided such library, association, foundation or
128 organization owns free from encumbrance a fireproof library



129 building located in this state, in which building said journals,
130 reports, acts and laws may be and shall be deposited where
131 received under this subsection and made accessible under
132 reasonable regulations to the general public. Such library,
133 association, foundation or organization shall not have the right
134 to sell or otherwise dispose of said journals, reports, acts and
135 laws. Said journals, reports, acts and laws may be returned to
136 the county library from which received without expense to the
137 county, or to the state library, without expense to the state, at
138 any time by the library, association, foundation or organization
139 receiving the same.

140 Any gift or donation made by the board of supervisors of any
141 county under the authority of this subsection shall be evidenced
142 by an order spread upon the minutes of said board. The county
143 shall bear no expense in connection with any donation. The
144 sheriff of the county, or the custodian of the county library,
145 shall deliver to the representative of the library, association,
146 foundation or organization entitled to receive the same any of
147 said journals, reports, acts, laws and official publications in
148 accordance with the directions contained in any order of the board
149 of supervisors for the delivery of the same, and shall take proper
150 receipt from the party receiving the same, and shall deliver such
151 receipt to the clerk of the board of supervisors of the county,
152 and the board of supervisors shall have the said receipt entered
153 in full on the minutes of the board.

154 Any library, association, foundation or organization
155 receiving any gift or donation from any county under this
156 subsection shall report in writing to the board of supervisors,
157 from which such gifts or donations have been received every two
158 (2) years, that the gifts and donations so received are still in
159 the possession of the donee and are accessible to the general
160 public. If any of the gifts or donations so received have been



161 lost, destroyed or have otherwise disappeared, report thereof
162 shall be made.

163 If any library, association, foundation or organization
164 receiving gifts or donations under this subsection shall cease
165 operating as a free public library or shall cease to be the owner
166 of a fireproof building in which it keeps and maintains a free
167 public library, for reference or otherwise, the said library,
168 association, foundation or organization shall thereupon
169 immediately return to the county library, without expense to the
170 county, or to the state library, without expense to the state, any
171 gifts or donations it may have received under this subsection.

172 (k) **Patriotic organizations and memorials.** A sum not
173 to exceed Five Thousand Dollars (\$5,000.00) to build or aid any
174 post of the American Legion, any chapter of the Daughters of the
175 American Revolution, any chapter of the United Daughters of the
176 Confederacy, or any post, unit or chapter of any patriotic
177 organization within the county in building a memorial to the
178 veterans of World War I and World War II; and a sum not to exceed
179 One Thousand Dollars (\$1,000.00) to aid in defraying the cost of
180 the erection of suitable memorials to deceased soldiers, sailors
181 and marines of the late world wars. Such appropriation may be
182 made, even though no provision has been made therefor in the
183 county budget.

184 (l) **American Red Cross.** Any board of supervisors of
185 any county in this state is hereby authorized and empowered, in
186 its discretion, to donate annually, out of any moneys in its
187 respective treasury, to be drawn by warrant thereon, a sum not
188 exceeding One Hundred Dollars (\$100.00) per million of assessed
189 valuation to the support of a local chapter of the American Red
190 Cross.

191 (m) **St. Jude Hospital.** For the payment of mileage
192 expense for transporting persons to St. Jude Hospital in Memphis,
193 Tennessee, for treatment. The mileage shall be based on a



194 round-trip basis from the patient's place of residence to St. Jude
195 Hospital at the mileage rate set forth in Section 25-3-41.

196 (n) **Public museums.** For the support and maintenance of
197 such public museums located in the county constituted under the
198 provisions of Chapter 9, Title 39, Mississippi Code of 1972.

199 (o) **Domestic violence shelters.** The board of
200 supervisors of any county in this state is hereby authorized and
201 empowered, in its discretion, to donate annually out of any money
202 in the county treasury, such sums as the board deems advisable to
203 support any domestic violence shelter or rape crisis center
204 operating within or serving its area. For the purposes of this
205 section, "rape crisis center" means a place established to provide
206 care, counseling and related services to victims of rape,
207 attempted rape, sexual battery or attempted sexual battery.

208 (p) **Literacy programs.** The board of supervisors of any
209 county in this state is hereby authorized and empowered, in its
210 discretion, to donate out of the general fund of the county such
211 sum of money as the board deems reasonable to any literacy program
212 being conducted within the county.

213 (q) **Care of neglected children.** The board of
214 supervisors of any county in this state, in its discretion, may
215 donate annually out of any money in the county treasury such sums
216 as the board deems advisable to support any residential group home
217 for the abused, abandoned or neglected children which operates
218 within or serves the county. For the purposes of this paragraph
219 the term "residential group home" means a group residence
220 established to provide care and counseling, and to serve as a
221 home, for children who are the victims of abuse, neglect or
222 abandonment.

223 (r) **Salvation Army.** The board of supervisors of any
224 county in this state, in its discretion, may donate annually out
225 of any money in the county treasury such sums as the board deems
226 advisable to support the Salvation Army.



227 (s) **Special olympics.** The board of supervisors of any
228 county in this state, in its discretion, may donate out of the
229 general fund of the county such sum of money as the board deems
230 advisable, not to exceed One Thousand Dollars (\$1,000.00)
231 annually, to support and assist the special olympics and
232 participants in such event.

233 (t) **Senior olympics.** The board of supervisors of any
234 county in this state, in its discretion, may donate out of the
235 general fund of the county such sum of money as the board deems
236 advisable, not to exceed One Thousand Dollars (\$1,000.00)
237 annually, to support and assist the senior olympics and
238 participants in such event.

239 (u) **Historical cemeteries.** The board of supervisors of
240 any county in this state, in its discretion, may donate out of the
241 general fund of the county such sum of money as the board deems
242 advisable for the upkeep and maintenance of cemeteries and graves
243 within the county that the board determines to be of historical
244 significance and value.

245 SECTION 2. This act shall take effect and be in force from
246 and after its passage.

