HOUSE BILL NO. 47
(As Passed the House)

AN ACT TO AMEND SECTION 19-5-93, MISSISSIPPI CODE OF 1972, TO AUTHORIZE THE BOARD OF SUPERVISORS OF ANY COUNTY, IN ITS DISCRETION, TO DONATE MONEY TO THE SALVATION ARMY, TO THE SPECIAL OLYMPICS, TO THE SENIOR OLYMPICS, TO THE UNITED NEGRO COLLEGE FUND, TO THE SICKLE CELL ANEMIA FOUNDATION, TO THE BOYS AND GIRLS CLUB AND FOR THE UPKEEP AND MAINTENANCE OF CEMETERIES AND GRAVES HAVING HISTORICAL SIGNIFICANCE AND VALUE; TO AUTHORIZE ANY SHERIFF OR HIS DESIGNEE TO USE COUNTY PRISON LABOR TO PRESERVE AND MAINTAIN CERTAIN CEMETERIES; TO AUTHORIZE THE BOARD OF SUPERVISORS OF TALLAHATCHIE COUNTY TO CONTRIBUTE TO EXPENSES FOR UPKEEP AND IMPROVEMENT OF THE NEIGHBORHOOD FACILITY BUILDING; AND FOR RELATED PURPOSES.

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

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

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

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

Any board of supervisors may, in its discretion, contribute money to be used for the upkeep of graves of the Confederate dead in its county.
(b) **Care of the aged.** For the support and maintenance of such residents of the county who are worthy indigent aged inmates of the Old Ladies' Home of Jackson, Mississippi, or of the Golden Age Nursing Home and Hospital for North Mississippi of Greenwood, Mississippi, and not exceeding Five Hundred Dollars ($500.00) per annum for the support of the county's inmates of the Old Men's Home, located near Jackson, Mississippi, and in addition thereto a sum not exceeding Two Hundred Dollars ($200.00) per annum to each of said institutions for their support and maintenance in the care of the aged.

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

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

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

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

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

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

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

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

(i) Same -- coast counties. The several counties of 
this state bordering on the tidewater of the Gulf of Mexico are
hereby authorized and empowered, in the discretion of the proper
authorities thereof, to appropriate such a sum of money as said
authorities shall deem reasonable, to provide and maintain a
charity ward or wards, in any of the hospitals in said counties,
or, in the discretion of said authorities, to make and enter into
contracts with any such hospitals for the treatment and care in
such hospitals of the indigent sick of said counties, and to pay
therefor out of the general fund of such counties such sum or sums
as shall be a reasonable and just compensation to said hospital.
However, the board of supervisors of any county mentioned herein
may, in its discretion, make and enter into contracts with any
hospital in any adjoining county receiving and treating patients
from the respective counties mentioned herein in such hospitals of
the indigent sick of said counties, mentioned herein, and to pay
therefor out of the general fund of such county, such sum or sums
that shall be reasonable and just to said hospitals.

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

The board may also give or donate any legislative journals,
constitutional convention journals, printed official reports of
any state or county officers, official reports of departments,
bureaus or officers of the United States, and copies of the acts
of the Legislature or laws of Mississippi now or hereafter in the
county library of such county and not needed, in the opinion of
the board in the county library (but not including any Mississippi
reports and not including any acts of the Legislature or laws of
the state, unless such acts or laws be more than twenty (20) years
old) to any library or library association or foundation or organization maintaining a free public library for reference or otherwise, provided such library, association, foundation or organization owns free from encumbrance a fireproof library building located in this state, in which building said journals, reports, acts and laws may be and shall be deposited where received under this subsection and made accessible under reasonable regulations to the general public. Such library, association, foundation or organization shall not have the right to sell or otherwise dispose of said journals, reports, acts and laws. Said journals, reports, acts and laws may be returned to the county library from which received without expense to the county, or to the state library, without expense to the state, at any time by the library, association, foundation or organization receiving the same.

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

Any library, association, foundation or organization receiving any gift or donation from any county under this subsection shall report in writing to the board of supervisors, from which such gifts or donations have been received every two
(2) years, that the gifts and donations so received are still in the possession of the donee and are accessible to the general public. If any of the gifts or donations so received have been lost, destroyed or have otherwise disappeared, report thereof shall be made.

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

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

(l) **American Red Cross.** Any board of supervisors of any county in this state is hereby authorized and empowered, in its discretion, to donate annually, out of any moneys in its respective treasury, to be drawn by warrant thereon, a sum not exceeding One Hundred Dollars ($100.00) per million of assessed valuation to the support of a local chapter of the American Red Cross.
(m) **St. Jude Hospital.** For the payment of mileage expense for transporting persons to St. Jude Hospital in Memphis, Tennessee, for treatment. The mileage shall be based on a round-trip basis from the patient's place of residence to St. Jude Hospital at the mileage rate set forth in Section 25-3-41.

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

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

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

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

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

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

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

(v) United Negro College Fund (UNCF). The board of supervisors of any county in this state, in its discretion, may donate out of the general fund of the county such sum of money as the board deems advisable, not to exceed One Thousand Dollars ($1,000.00) annually, to support and assist the United Negro College Fund (UNCF) and participants in such event.

(w) Sickle Cell Anemia Foundation. The board of supervisors of any county in this state, in its discretion, may donate out of the general fund of the county such sum of money as the board deems advisable, not to exceed One Thousand Dollars.
($1,000.00) annually, to support and assist the Sickle Cell Anemia Foundation and participants in such event.

The board of supervisors of any county in this state, in its discretion, may donate out of the general fund an amount not to exceed One Thousand Dollars ($1,000.00) to the Boys and Girls Club.

Any sheriff or his designee may use any person who has been convicted of a nonviolent felony and who is serving all or any part of his sentence in the county jail to clear, clean, stabilize, preserve, maintain and restore historic cemeteries that have been entered in the National Register of Historic Places or that have been designated as a historically significant abandoned cemetery by the Board of Trustees of the Department of Archives and History under the provision of Section 39-5-19. However, before undertaking work on a cemetery, the sheriff or his designee shall contact the Department of Archives and History for instructions on the appropriate manner of preservation and restoration of a historical cemetery.

SECTION 2. The Board of Supervisors of Tallahatchie County may donate to the City of Charleston, Mississippi, up to One Thousand Dollars ($1,000.00) for repair, upkeep, refurbishment, improvement or equipping or for reimbursement for performance of said activities of the building in Tallahatchie County, Mississippi, known as the "Neighborhood Facility Building." This section shall stand repealed on October 1, 2002.

SECTION 3. This act shall take effect and be in force from and after its passage.