

By: Representative Horne

To: Ways and Means

HOUSE BILL NO. 279

1 AN ACT TO AMEND SECTIONS 19-9-11, 19-9-13 AND 21-33-307,
2 MISSISSIPPI CODE OF 1972, TO MANDATE THE HOLDING OF AN ELECTION ON
3 THE QUESTION OF ISSUING COUNTY OR MUNICIPAL BONDS; AND FOR RELATED
4 PURPOSES.

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

6 SECTION 1. Section 19-9-11, Mississippi Code of 1972, is
7 amended as follows:

8 19-9-11. Before issuing any bonds for any of the purposes
9 enumerated in Sections 19-9-1 and 19-9-3, the board of supervisors
10 shall adopt a resolution declaring its intention so to do, stating
11 the amount of bonds proposed to be issued and the purpose for which
12 the bonds are to be issued, and the date upon which the board
13 proposes to direct the issuance of such bonds. An election on the
14 question of the issuance of such bonds shall be called and held as
15 is provided in Sections 19-9-13 and 19-9-15. * * *

16 SECTION 2. Section 19-9-13, Mississippi Code of 1972, is
17 amended as follows:

18 19-9-13. Notice of the election, * * * provided for in
19 Section 19-9-11, * * * shall be signed by the clerk of the board
20 of supervisors and shall be published once a week for at least
21 three (3) consecutive weeks in at least one (1) newspaper
22 published in such county. The first publication of such notice
23 shall be made not less than twenty-one (21) days prior to the date
24 fixed for such election, and the last publication shall be made
25 not more than seven (7) days prior to such date. If no newspaper
26 is published in such county, then such notice shall be given by
27 publishing the same for the required time in some newspaper having

28 a general circulation in such county and, in addition, by posting
29 a copy of such notice for at least twenty-one (21) days next
30 preceding such election at three (3) public places in such county.

31 SECTION 3. Section 21-33-307, Mississippi Code of 1972, is
32 amended as follows:

33 21-33-307. Before issuing any bonds for any of the purposes
34 enumerated in Section 21-33-301, the governing authority of the
35 issuing municipality shall adopt a resolution declaring its
36 intention so to do, stating the amount of bonds proposed to be
37 issued and the purpose for which the bonds are to be issued, and
38 the date upon which the aforesaid authority proposes to direct the
39 issuance of such bonds. An election on the question of the bonds
40 shall be called and held as is provided in Section 21-33-309.
41 Notice of such election shall be signed by the clerk of the
42 municipality and shall be published once a week for at least three
43 (3) consecutive weeks in at least one (1) newspaper published in
44 such municipality. The first publication of such notice shall be
45 made not less than twenty-one (21) days prior to the date fixed
46 for such election, and the last publication shall be made not more
47 than seven (7) days prior to such date. If no newspaper is
48 published in such municipality, then such notice shall be given by
49 publishing the same for the required time in some newspaper having
50 a general circulation in such municipality and published in the
51 same or an adjoining county and, in addition, by posting a copy of
52 such notice for at least twenty-one (21) days next preceding such
53 election at three (3) public places in such municipality. * * *

54 Under no circumstances shall any municipality exceed the bond
55 limit as set by statute for municipalities.

56 SECTION 4. The Attorney General of the State of Mississippi
57 shall submit this act, immediately upon approval by the Governor,
58 or upon approval by the Legislature subsequent to a veto, to the
59 Attorney General of the United States or to the United States
60 District Court for the District of Columbia in accordance with the

61 provisions of the Voting Rights Act of 1965, as amended and
62 extended.

63 SECTION 5. This act shall take effect and be in force from
64 and after the date it is effectuated under Section 5 of the Voting
65 Rights Act of 1965, as amended and extended.