

By: Representative Ford

To: Conservation and Water Resources

HOUSE BILL NO. 451  
(As Sent to Governor)

1 AN ACT TO AMEND SECTION 51-35-305, MISSISSIPPI CODE OF 1972,  
2 TO EXTEND THE DATE OF REPEAL FROM JULY 1, 2001, TO JULY 1, 2006,  
3 ON THE AUTHORITY TO ORGANIZE FLOOD AND DRAINAGE CONTROL DISTRICTS;  
4 AND FOR RELATED PURPOSES.

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

6 SECTION 1. Section 51-35-305, Mississippi Code of 1972, is  
7 amended as follows:

8 \* \* \*

9 51-33-305. (1) Flood and drainage control districts may now  
10 or hereafter be organized in this state under the provisions of  
11 this article, in the manner hereinafter provided, whenever any  
12 part of such district lies wholly or partially in or adjacent to  
13 any part of a municipality having a population of ten thousand  
14 (10,000) or more inhabitants at the time of the filing of the  
15 petition to create such district. For the purposes of determining  
16 population of any municipality, the last completed census prior to  
17 the filing of such petition shall be presumed to be the population  
18 of such municipality at the time of the filing of such petition.  
19 Each flood and drainage control district shall be an agency of the  
20 state and a body politic and corporate, and may be composed of one  
21 or more entire municipalities or a part or parts thereof, one or  
22 more entire counties or a part or parts thereof, or any  
23 combination of counties and municipalities or a part or parts  
24 thereof.

25 (2) This section shall stand repealed on July 1, 2006.

26 SECTION 2. The Attorney General of the State of Mississippi  
27 shall submit this act, immediately upon approval by the Governor,

28 or upon approval by the Legislature subsequent to a veto, to the  
29 Attorney General of the United States or to the United States  
30 District Court for the District of Columbia in accordance with the  
31 provisions of the Voting Rights Act of 1965, as amended and  
32 extended.

33 SECTION 3. This act shall take effect and be in force from  
34 and after the date it is effectuated under Section 5 of the Voting  
35 Rights Act of 1965, as amended and extended.