

By: Representatives Rushing, Bailey, Baker, Banks, Barbour, Barnett (116th), Barnett (92nd), Blackmon, Broomfield, Brown, Cameron, Chism, Clark, Coleman (29th), Coleman (65th), Creel, Cummings, Davis, Eads, Eakes, Eaton, Ellzey, Espy, Evans, Fillingane, Flaggs, Fleming, Formby, Frierson, Gadd, Gibbs, Green, Guice, Hamilton, Harrison, Henderson, Holland, Holloway, Howell, Hudson, Ishee, Jennings, Ketchings, Livingston, Maples, Markham, Martinson, Masterson, Mayo, Middleton, Miles, Moak, Montgomery (15th), Moody, Moore (100th), Moss, Myers, Nettles, Nicholson, Peranich, Pierce, Read, Reynolds, Roberson, Rogers, Rotenberry, Ryals, Scott (80th), Shows, Simpson, Smith (27th), Smith (35th), Smith (59th), Snowden, Stevens, Straughter, Taylor, Thomas, Wallace, Ward, Watson, Weathersby, West, Whittington, Woods

To: County Affairs

HOUSE BILL NO. 1178

1 AN ACT TO AMEND SECTION 19-5-93, MISSISSIPPI CODE OF 1972, TO  
2 AUTHORIZE THE BOARD OF SUPERVISORS OF ANY COUNTY TO CONTRIBUTE TO  
3 THE SENIOR OLYMPICS; AND FOR RELATED PURPOSES.

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

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

7 19-5-93. The board of supervisors of each county is hereby  
8 authorized, in its discretion, to donate money for the objects and  
9 purposes following, to wit:

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

20 Any board of supervisors may, in its discretion, contribute  
21 money to be used for the upkeep of graves of the Confederate dead  
22 in its county.

23 (b) **Care of the aged.** For the support and maintenance  
24 of such residents of the county who are worthy indigent aged

25 inmates of the Old Ladies' Home of Jackson, Mississippi, or of the  
26 Golden Age Nursing Home and Hospital for North Mississippi of  
27 Greenwood, Mississippi, and not exceeding Five Hundred Dollars  
28 (\$500.00) per annum for the support of the county's inmates of the  
29 Old Men's Home, located near Jackson, Mississippi, and in addition  
30 thereto a sum not exceeding Two Hundred Dollars (\$200.00) per  
31 annum to each of said institutions for their support and  
32 maintenance in the care of the aged.

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

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

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

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

58 in detail all expenditures made by them and the number of patients  
59 which have been for the preceding period aided or cared for by the  
60 institution, and the board may otherwise require a strict  
61 accounting of the administration of said funds.

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

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

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

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

87 (i) **Same -- coast counties.** The several counties of  
88 this state bordering on the tidewater of the Gulf of Mexico are  
89 hereby authorized and empowered, in the discretion of the proper  
90 authorities thereof, to appropriate such a sum of money as said

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

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

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

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

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

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

157 public. If any of the gifts or donations so received have been  
158 lost, destroyed or have otherwise disappeared, report thereof  
159 shall be made.

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

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

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

188 (m) **St. Jude Hospital.** For the payment of mileage  
189 expense for transporting persons to St. Jude Hospital in Memphis,

190 Tennessee, for treatment. The mileage shall be based on a  
191 round-trip basis from the patient's place of residence to St. Jude  
192 Hospital at the mileage rate set forth in Section 25-3-41.

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

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

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

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

220 (r) **Senior olympics.** The board of supervisors of any  
221 county in this state, in its discretion, may donate out of the  
222 general fund of the county such sum of money as the board deems

223 advisable to support and assist the senior olympics and  
224 participants in such event.

225 SECTION 2. This act shall take effect and be in force from  
226 and after October 1, 2001.