

By: Representatives Weathersby, Rogers,  
Mitchell

To: County Affairs

HOUSE BILL NO. 1058

1 AN ACT TO AMEND SECTION 19-3-42, MISSISSIPPI CODE OF 1972, TO  
2 EXPAND THE AUTHORITY OF COUNTY BOARDS OF SUPERVISORS TO PERFORM  
3 CERTAIN WORK AND MAKE CERTAIN EXPENDITURES FOR THE MAINTENANCE AND  
4 IMPROVEMENT OF PUBLIC SCHOOL GROUNDS; AND FOR RELATED PURPOSES.

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

6 **SECTION 1.** Section 19-3-42, Mississippi Code of 1972, is  
7 amended as follows:

8 19-3-42. (1) The board of supervisors of any county is  
9 hereby authorized and empowered, in its discretion, to grade,  
10 gravel or shell, repair, and/or maintain private gravel or shell  
11 roads or driveways to private residences if such roads or  
12 driveways are used for school bus turnarounds.

13 (2) Prior to engaging in the work authorized in subsection  
14 (1) of this section, the board of supervisors shall spread upon  
15 the official minutes of the board:

16 (a) The written request of the school board for such  
17 work;

18 (b) The written approval of the board of supervisors  
19 for such work;

20 (c) The specific location of the road or driveway to be  
21 worked; and

22 (d) The name of the owner of the road or driveway to be  
23 worked.

24 (3) The written request of the school board, as required in  
25 subsection (2)(a) above, shall contain a current list of all  
26 active school bus turnarounds presently in use by the school  
27 district or contemplated for use by the school district for the  
28 present school year. The approval by the board of supervisors



29 shall be valid and effective for the period of time that a  
30 turnaround is anticipated for use, but in no event for a period  
31 greater than one (1) year.

32 (4) In addition to the authority granted in subsection (1)  
33 of this section \* \* \*, the board of supervisors of any county is  
34 further authorized, in its discretion, to:

35 (a) Maintain public school grounds of the county, which  
36 shall include the authority to:

37 (i) Construct new buildings or structures;

38 (ii) Improve, repair or demolish existing  
39 buildings or structures;

40 (iii) Erect and install athletic and recreational  
41 equipment;

42 (iv) Clean, remove debris, and provide landscape  
43 services to the land and buildings;

44 (v) Expend from any available monies of the county  
45 such amount as the board of supervisors deems necessary or  
46 desirable to perform the work and services described in items (i)  
47 through (iv) of this paragraph; and

48 (b) Grade, gravel, shell or overlay, and/or \* \* \*  
49 maintain gravel, shell, asphalt or concrete roads, driveways or  
50 parking lots of public schools of the county.

51 Before engaging in such work or services or expending any  
52 monies for such purposes, the board of supervisors shall spread  
53 upon its official minutes the written request of the school board  
54 for such work, services or expenditure, the written approval of  
55 the board of supervisors for such work, services or expenditure  
56 and the specific location of the school grounds or road, driveway  
57 or parking lot \* \* \*.

58 (5) In addition to any other authority granted in this  
59 section, the board of supervisors of any county is hereby  
60 authorized, in its discretion, to repair and maintain driveways  
61 and parking lots of: (a) any nonprofit organization in the county



62 which is tax exempt under Section 501(c) of the United States  
63 Internal Revenue Code and which has as one (1) of its primary  
64 purposes for organization to aid and assist in the rehabilitation  
65 of persons suffering from drug abuse or drug addiction; and (b)  
66 any private, nonprofit cemeteries in the county. The board of  
67 supervisors of any county shall not be authorized under the  
68 provisions of this subsection to repair or maintain driveways or  
69 parking lots located more than one hundred fifty (150) feet from  
70 the center of any highway, road or street under the jurisdiction  
71 of the county.

72       **SECTION 2.** This act shall take effect and be in force from  
73 and after October 1, 2002.

