

By: Representative Franks

To: Fees and Salaries of
Public Officers

HOUSE BILL NO. 1340

1 AN ACT TO AMEND SECTION 4, CHAPTER 309, LAWS OF 1966, AS
2 AMENDED BY CHAPTER 496, LAWS OF 1982, AS AMENDED BY CHAPTER 576,
3 LAWS OF 2000, TO PROVIDE COMPENSATION FOR THE MEMBERS OF THE BOARD
4 OF COMMISSIONERS OF THE NORTHEAST MISSISSIPPI GAS DISTRICT; AND
5 FOR RELATED PURPOSES.

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

7 **SECTION 1.** Section 4, Chapter 309, Laws of 1966, as amended
8 by Chapter 496, Laws of 1982, as amended by Chapter 576, Laws of
9 2000, is amended as follows:

10 Section 4. From and after the effective date of this act,
11 the powers of the Northeast Mississippi Gas District shall be
12 vested in and exercised by a board of commissioners consisting of
13 three (3) residents of the district. The Governor shall appoint
14 an interim board, the term of which shall expire upon completion
15 of the construction of the district's natural gas transmission and
16 distribution system and the election of a successor board as
17 hereinafter provided. Members of the board shall be entitled to
18 receive compensation for the discharge of their official duties in
19 the amount of Two Hundred Fifty Dollars (\$250.00) per month,
20 provided that if a member serves for less than one (1) month, the
21 monthly compensation for that month shall be prorated for the
22 number of days in the month that he has served.

23 Promptly upon the commencement of natural gas service by the
24 district to not less than ten (10) individually billed users, the
25 commissioners shall give notice to each user of an initial
26 election to be held at a time not less than thirty (30) days nor
27 more than sixty (60) days from such date. The notice shall state
28 the time, place, and manner in which the users may vote upon the



29 selection of the board to terms of one (1), two (2) and three (3)
30 years by ballot of all users of the district. Such election shall
31 be held in a manner and according to procedures to be established
32 by rules and regulations adopted by the board prior to the giving
33 of notice of such election, and a printed copy of such rules and
34 regulations shall accompany the notice to be forwarded by regular
35 mail to the users.

36 Rules and regulations for the conduct of the election shall
37 provide for a method of nomination of commissioners, notice of
38 such nominations to be provided to users not less than ten (10)
39 days prior to the date upon which the election is to be held,
40 along with a method of balloting by mail as well as personal
41 attendance at the time and place of election, a method of
42 balloting by proxy vote, and a method of making additional
43 nominations by users in addition to any nominations proposed by
44 the board of commissioners. The time of the election shall be
45 fixed between the hours of 10:00 a.m. and 6:00 p.m. on a day of
46 the week other than Sunday.

47 In this and all succeeding elections, each user of the
48 district shall have one (1) vote; provided that when a billing is
49 made to more than one (1) person at a single location, each such
50 person shall be limited to casting a pro rata share of the one (1)
51 vote to which the billing location is entitled.

52 Subsequent to the initial election, there shall be held an
53 election annually on a date and in a manner substantially
54 conforming to the initial election, except that in each annual
55 election following the initial election, commissioners shall be
56 elected to terms of three (3) years.

57 Vacancies in the office of commissioner during the interim
58 period shall be filled by appointment of the Governor and,
59 following the holding of the initial election, shall be filled for
60 the unexpired term by the remaining commissioners.



61 **SECTION 2.** This act shall take effect and be in force from
62 and after its passage.

