

By: Representative Fillingane

To: County Affairs

HOUSE BILL NO. 949

1 AN ACT TO AMEND SECTION 19-3-42, MISSISSIPPI CODE OF 1972, TO
2 AUTHORIZE THE BOARD OF SUPERVISORS OF ANY COUNTY TO GRADE, GRAVEL
3 OR SHELL, REPAIR AND/OR MAINTAIN PRIVATE GRAVEL OR SHELL ROADS OR
4 DRIVEWAYS TO PRIVATE RESIDENCES IF SUCH ROADS OR DRIVEWAYS ARE
5 USED AS SCHOOL BUS TURNAROUNDS FOR PRIVATE SCHOOLS; AND FOR
6 RELATED PURPOSES.

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

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

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

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

19 (a) The written request of the public school board or
20 the written request of the governing authority of the private
21 school for such work;

22 (b) The written approval of the board of supervisors
23 for such work;

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

26 (d) The name of the owner of the road or driveway to be
27 worked.

28 (3) The written request of the public school board or the
29 written request of the governing authority of the private school,



30 as required in subsection (2)(a) above, shall contain a current
31 list of all active school bus turnarounds presently in use or
32 contemplated for use by the public school district or by the
33 governing authority of the private school for the present school
34 year. The approval by the board of supervisors shall be valid and
35 effective for the period of time that a turnaround is anticipated
36 for use, but in no event for a period greater than one (1) year.

37 (4) In addition to the authority granted in subsection (1)
38 of this section, from and after October 1, 1989, the board of
39 supervisors of any county is further authorized, in its
40 discretion, to maintain public school grounds of the county and to
41 grade, gravel, shell or overlay, and/or to maintain gravel, shell,
42 asphalt or concrete roads, driveways or parking lots of public
43 schools of the county if, before engaging in such work, the board
44 of supervisors shall spread upon its official minutes the written
45 request of the school board for such work, the written approval of
46 the board of supervisors for such work and the specific location
47 of the school grounds or road, driveway or parking lot, to be
48 worked.

49 (5) In addition to any other authority granted in this
50 section, the board of supervisors of any county is hereby
51 authorized, in its discretion, to repair and maintain driveways
52 and parking lots of: (a) any nonprofit organization in the county
53 which is tax exempt under Section 501(c) of the United States
54 Internal Revenue Code and which has as one (1) of its primary
55 purposes for organization to aid and assist in the rehabilitation
56 of persons suffering from drug abuse or drug addiction; and (b)
57 any private, nonprofit cemeteries in the county. The board of
58 supervisors of any county shall not be authorized under the
59 provisions of this subsection to repair or maintain driveways or
60 parking lots located more than one hundred fifty (150) feet from
61 the center of any highway, road or street under the jurisdiction
62 of the county.



63 **SECTION 2.** This act shall take effect and be in force from
64 and after July 1, 2003.

