

By: Representative Mitchell

To: Transportation

HOUSE BILL NO. 1065

1 AN ACT TO AMEND SECTION 65-37-11, MISSISSIPPI CODE OF 1972,
2 TO REDUCE FROM FOUR YEARS TO THREE YEARS THE PERIOD OF TIME AFTER
3 WHICH A COUNTY IS ALLOCATED MONIES UNDER THE LOCAL SYSTEM BRIDGE
4 REPLACEMENT AND REHABILITATION PROGRAM THAT THE COUNTY MUST BE
5 ELIGIBLE FOR EXPENDITURE OF SUCH MONIES IN ORDER TO PREVENT SUCH
6 MONIES FROM BEING REALLOCATED TO OTHER ELIGIBLE COUNTIES; AND FOR
7 RELATED PURPOSES.

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

9 **SECTION 1.** Section 65-37-11, Mississippi Code of 1972, is
10 amended as follows:

11 65-37-11. (1) The board of supervisors of each county and
12 the governing authorities of each municipality shall be
13 responsible for properly maintaining all bridges replaced or
14 repaired in their respective jurisdictions under the provisions of
15 Sections 65-37-1 through 65-37-15.

16 (2) The State Aid Engineer and his assistants shall make
17 annual maintenance inspections of completed bridge projects and
18 such other periodic inspections as the State Aid Engineer deems
19 necessary. If at any time the State Aid Engineer is of the
20 opinion that a county or municipality has not provided proper
21 maintenance as required by subsection (1) of this section, he
22 shall give written notice thereof to the board of supervisors of
23 the county or the governing authorities of the municipality of
24 default and direct such maintenance as may be necessary to be
25 performed. If within sixty (60) days of the receipt of such
26 notice the board of supervisors or governing authorities have not
27 performed such maintenance as may be necessary, then the county or
28 municipality shall not thereafter be eligible to participate in
29 the Local System Bridge Replacement and Rehabilitation Program.



30 (3) Whenever any county fails to be eligible for the
31 expenditure of monies allocated to it under the provisions of
32 Sections 65-37-1 through 65-37-15 for a continuous period of three
33 (3) years, then such county shall forfeit and no longer be
34 entitled to any part of the monies in the Local System Bridge
35 Replacement and Rehabilitation Fund theretofore allocated to it;
36 and the balance of such monies theretofore allocated to it shall
37 be reallocated pro rata between all other eligible counties in
38 accordance with the formula established in Section 65-37-3.

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

