

By: Representative Markham

To: Constitution

HOUSE CONCURRENT RESOLUTION NO. 5

1 A CONCURRENT RESOLUTION PROPOSING AN AMENDMENT TO SECTION
2 170, MISSISSIPPI CONSTITUTION OF 1890, TO REQUIRE EACH MEMBER OF A
3 COUNTY BOARD OF SUPERVISORS ELECTED TO A TERM OF OFFICE BEGINNING
4 ON OR AFTER JANUARY 1, 2008, TO BE A HIGH SCHOOL GRADUATE OR HAVE
5 A GENERAL EQUIVALENCY DIPLOMA (GED) UNLESS HE OR SHE SERVED AS A
6 MEMBER OF A BOARD OF SUPERVISORS BEFORE JANUARY 1, 2008; AND FOR
7 RELATED PURPOSES.

8 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF
9 MISSISSIPPI, That the following amendment to the Mississippi
10 Constitution of 1890 is proposed to the qualified electors of the
11 state:

12 Amend Section 170, Mississippi Constitution of 1890, to read
13 as follows:

14 "Section 170. Each county shall be divided into five
15 districts, a resident freeholder of each district shall be
16 selected, in the manner prescribed by law, and the five so chosen
17 shall constitute the board of supervisors of the county, a
18 majority of whom may transact business. Each member of the board
19 of supervisors elected to a term of office beginning on or after
20 January 1, 2008, must be a high school graduate or have a general
21 equivalency diploma (GED) unless he or she served as a member of a
22 board of supervisors before January 1, 2008. The board of
23 supervisors shall have full jurisdiction over roads, ferries, and
24 bridges, to be exercised in accordance with such regulations as
25 the Legislature may prescribe, and perform such other duties as
26 may be required by law; provided, however, that the Legislature
27 may have the power to designate certain highways as "state
28 highways," and place such highways under the control and
29 supervision of the State Highway Commission, for construction and



30 maintenance. The clerk of the chancery court shall be the clerk
31 of the board of supervisors."

32 BE IT FURTHER RESOLVED, That this proposed amendment shall be
33 submitted by the Secretary of State to the qualified electors at
34 an election to be held on the first Tuesday after the first Monday
35 of November 2003, as provided by Section 273 of the Constitution
36 and by general law.

37 BE IT FURTHER RESOLVED, That the explanation of this proposed
38 amendment for the ballot shall read as follows: "This proposed
39 constitutional amendment requires that each member of a county
40 board of supervisors elected to a term of office beginning on or
41 after January 1, 2008, must be a high school graduate or have a
42 general equivalency diploma (GED) unless he or she served as a
43 member of a board of supervisors before January 1, 2008."

44 BE IT FURTHER RESOLVED, That the Attorney General of the
45 State of Mississippi shall submit this resolution, immediately
46 upon adoption by the Legislature to the Attorney General of the
47 United States or to the United States District Court for the
48 District of Columbia in accordance with the provisions of the
49 Voting Rights Act of 1965, as amended and extended.

