

By: Representatives Montgomery, Turner,
Rogers (14th)

To: Ways and Means

HOUSE BILL NO. 564

1 AN ACT TO AMEND SECTION 57-64-31, MISSISSIPPI CODE OF 1972,
2 TO EXTEND THE DATE UNTIL WHICH THE BOARD OF SUPERVISORS OF A
3 COUNTY THAT IS A MEMBER OF A REGIONAL ECONOMIC DEVELOPMENT
4 ALLIANCE MAY EXERCISE THE POWER OF EMINENT DOMAIN TO ACQUIRE
5 PROPERTY AND RIGHTS-OF-WAY FOR CERTAIN PROJECTS DESCRIBED UNDER
6 THE MISSISSIPPI MAJOR ECONOMIC IMPACT ACT IF THE COUNTY HAS
7 RECEIVED A BINDING COMMITMENT PROVIDING THAT SUCH A PROJECT WILL
8 BE LOCATED IN A COUNTY THAT IS A MEMBER OF THE REGIONAL ECONOMIC
9 DEVELOPMENT ALLIANCE; AND FOR RELATED PURPOSES.

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

11 **SECTION 1.** Section 57-64-31, Mississippi Code of 1972, is
12 amended as follows:

13 57-64-31. The board of supervisors of any county that is a
14 member of a regional economic development alliance created under
15 the Regional Economic Development Act may exercise the power of
16 eminent domain for the purpose of acquiring land, property and/or
17 rights-of-way for a project as defined in Section 57-75-5(f)(i) or
18 any facility related to the project as defined in Section
19 57-75-5(d), or both. The board of supervisors of such a county
20 shall not exercise the authority granted under this section
21 without first receiving a binding commitment providing that such a
22 project will be located in a county that is a member of the
23 regional economic development alliance. The board of supervisors
24 of such a county shall not exercise the power of eminent domain
25 under this section after July 1, 2006.

26 **SECTION 2.** This act shall take effect and be in force from
27 and after July 1, 2004.