

By: Senator(s) Tollison, Jackson (11th),
Harden

To: County Affairs

SENATE BILL NO. 2137

1 AN ACT TO AMEND SECTION 19-3-42, MISSISSIPPI CODE OF 1972, TO
2 ALLOW THE COUNTY BOARD OF SUPERVISORS TO GRADE PRIVATE PARKING
3 PADS WHEN USED BY SCHOOL BUS DRIVERS TO PARK BUSES AT THEIR HOME;
4 AND FOR RELATED PURPOSES.

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

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

8 19-3-42. (1) The board of supervisors of any county is
9 hereby authorized and empowered, in its discretion, to:

10 (a) Grade, gravel or shell, repair, and/or maintain
11 private gravel or shell roads or driveways to private residences
12 if such roads or driveways are used for school bus turnarounds;
13 and

14 (b) Grade, gravel or shell, repair, and/or maintain
15 private parking pads, if such parking pads are used by school bus
16 drivers to park buses at their homes.

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

20 (a) The written request of the school board for such
21 work;

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

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

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

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

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

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

60 the center of any highway, road or street under the jurisdiction
61 of the county.

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