

By: Senator(s) Nunnelee

To: Judiciary, Division A

SENATE BILL NO. 2462

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.