

By: Representative Weathersby

To: Fees and Salaries of
Public Officers; County
Affairs

HOUSE BILL NO. 1276

1 AN ACT TO AMEND SECTION 19-5-171, MISSISSIPPI CODE OF 1972,
2 TO REVISE THE QUALIFICATIONS FOR COMMISSIONERS FOR COUNTY WATER,
3 SEWER, GARBAGE DISPOSAL, AND FIRE PROTECTION DISTRICTS; TO PROVIDE
4 THAT SUCH COMMISSIONERS SHALL RECEIVE PER DIEM WHEN ENGAGED IN
5 DUTIES OF THE COMMISSION; AND FOR RELATED PURPOSES.

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

7 **SECTION 1.** Section 19-5-171, Mississippi Code of 1972, is
8 amended as follows:

9 19-5-171. (1) Every resident citizen of the county in which
10 is located any district created under Sections 19-5-151 through
11 19-5-207, of good reputation, being the owner of land or the
12 conductor of a business situated within the district and being
13 over twenty-one (21) years of age and of sound mind and judgment,
14 shall be eligible to hold the office of commissioner.

15 (2) Except as provided in Section 19-5-164(3), each person
16 appointed or elected as a commissioner, before entering upon the
17 discharge of the duties of the person's office, shall be required
18 to execute a bond payable to the State of Mississippi in the penal
19 sum of Twenty Thousand Dollars (\$20,000.00) conditioned that the
20 person will faithfully discharge the duties of the office. Each
21 bond shall be approved by the clerk of the board of supervisors
22 and filed with the clerk.

23 (3) Each commissioner shall take and subscribe to an oath of
24 office prescribed in Section 268, Mississippi Constitution of
25 1890, before the clerk of the board of supervisors that the person
26 will faithfully discharge the duties of the office of
27 commissioner, which oath shall also be filed with the clerk and
28 preserved with the official bond.

29 (4) The commissioners so appointed or elected and qualified
30 shall be compensated for their services for each meeting of the
31 board of commissioners attended, either regular or special, at a
32 rate to be fixed by the board of supervisors, not to exceed the
33 rate established in Section 25-3-69 for officers of state boards,
34 commissions and agencies, and shall be reimbursed for all expenses
35 necessarily incurred in the discharge of their official duties in
36 accordance with Section 25-3-41. * * *

37 (5) Each commissioner shall receive per diem compensation
38 for each day engaged in attendance for each meeting of the board
39 of commissioners, either regular or special, or when engaged in
40 other duties of the commission and shall be reimbursed for mileage
41 and actual travel expenses at the rate authorized for county
42 employees under Section 25-3-41.

43 **SECTION 2.** This act shall take effect and be in force from
44 and after July 1, 2005.