

By: Senator(s) Horhn

To: Finance

SENATE BILL NO. 2805

1 AN ACT TO AMEND SECTION 51-9-107, MISSISSIPPI CODE OF 1972,
2 TO PROVIDE THAT THE GOVERNOR SHALL APPOINT TWO MEMBERS FROM THE
3 CITY OF JACKSON TO SERVE ON THE BOARD OF DIRECTORS OF THE PEARL
4 RIVER VALLEY WATER SUPPLY DISTRICT FROM A LIST OF SIX NAMES
5 SUBMITTED BY THE GOVERNING AUTHORITIES OF THE CITY OF JACKSON; AND
6 FOR RELATED PURPOSES.

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

8 **SECTION 1.** Section 51-9-107, Mississippi Code of 1972, is
9 amended as follows:

10 51-9-107. (1) All powers of the district shall be exercised
11 by a board of directors, to be composed of the following:

12 (a) Each member of the Pearl River Industrial
13 Commission whose county becomes a part of the Pearl River Valley
14 Water Supply District shall be a member of the board of directors
15 of the Pearl River Valley Water Supply District. Such directors
16 shall serve on this board during their term of office on the Pearl
17 River Industrial Commission. In addition, the board of
18 supervisors of each county which becomes a part of the district
19 shall appoint one (1) additional member.

20 (b) The Governor shall appoint two (2) members from the
21 City of Jackson from a list of six (6) names to be submitted by
22 the governing authorities of the City of Jackson.

23 (c) The Mississippi Commission on Natural Resources,
24 the Mississippi Commission on Wildlife Conservation, Forestry
25 Commission and the State Board of Health of the State of
26 Mississippi shall each appoint one (1) director from that
27 department to serve on the Board of Directors of the Pearl River
28 Valley Water Supply District to serve at the pleasure of the
29 respective board appointing him.

30 (2) Each director shall take and subscribe to the oath of
31 office required by Section 268 of the Constitution of the State of
32 Mississippi before a chancery clerk, that he will faithfully
33 discharge the duties of the office, which oath shall be filed with
34 the said clerk and by him preserved.

35 (3) Each director shall receive per diem compensation in the
36 amount as provided in Section 25-3-69 for attending each meeting
37 of the board and for each day spent in attending to the necessary
38 business of the district and shall be reimbursed for actual
39 expenses thus incurred upon express authorization of the board,
40 including travel expenses, as provided in Section 25-3-41.

41 (4) The board of directors shall annually elect from its
42 number a president and a vice president of the district, and such
43 other officers as in the judgment of the board are necessary. The
44 president shall be the chief executive officer of the district and
45 the presiding officer of the board, and shall have the same right
46 to vote as any other director. The vice president shall perform
47 all duties and exercise all powers conferred by this article upon
48 the president when the president is absent or fails or declines to
49 act, except the president's right to vote. The board shall also
50 appoint a secretary and a treasurer who may or may not be members
51 of the board, and it may combine those offices. The treasurer
52 shall give bond in the sum of not less than Fifty Thousand Dollars
53 (\$50,000.00) as set by the board of directors and each director
54 shall give bond in the sum of not less than Ten Thousand Dollars
55 (\$10,000.00), and the premiums on said bonds shall be an expense
56 of the district. The condition of each such bond shall be that
57 the treasurer or director will faithfully perform all duties of
58 office and account for all money which shall come into his custody
59 as treasurer or director of the district.

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