

Senate Amendments to House Bill No. 517

TO THE CLERK OF THE HOUSE:

THIS IS TO INFORM YOU THAT THE SENATE HAS ADOPTED THE AMENDMENTS SET OUT BELOW:

AMENDMENT NO. 1

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

10 **SECTION 1.** Section 77-15-1, Mississippi Code of 1972, is
11 amended as follows:
12 77-15-1. (1) Notwithstanding any other provisions of law to
13 the contrary, all local natural gas districts containing two (2)
14 or more municipalities and nonmunicipal customers shall establish
15 and maintain a board of directors composed of: (a) the mayors of
16 each municipality within the district whose terms shall be
17 concurrent with their terms of office as mayor; and (b) one (1)
18 system-user from each county within the district, who shall not be
19 a public official. The county system-user board members shall be
20 elected by the system-users residing outside of a municipality, in
21 the county in which such board member resides. In order to
22 qualify as a candidate for election to the board, each person
23 shall obtain, on a petition, twenty-five (25) signatures from
24 system-users in the county in which such person resides. The
25 signatures shall be of system-users residing outside of a
26 municipality and the candidate shall be a system-user who resides
27 outside of a municipality. The board shall call an election
28 within fifteen (15) days after July 1, 1989, to be held within
29 sixty (60) days from the date such election is called. Those
30 persons elected to the board shall serve until the next general
31 election for supervisors and the election for such board members
32 thereafter shall be held at the same time as the supervisor
33 elections and the terms of such board members shall be concurrent
34 with the terms of the supervisors. The board of directors,
35 including any mayors who serve on the board, shall be entitled to

36 per diem compensation at the uniform rate established in Section
37 25-3-69 for not more than two (2) days per month for their service
38 on the board. Only mayors of the board shall serve as chairperson
39 and such mayors shall serve annually on a rotating basis.

40 (2) Two (2) board municipal/county system-user board members
41 who reside in his or her respective county, and must be customers
42 of the district, and who must be system-users shall be appointed
43 as follows for his or her initial term: (a) one (1) board member
44 from the county lying in the northern section of the district,
45 appointed by the Lieutenant Governor; and (b) one (1) board member
46 from the county lying in the southern section of the district,
47 appointed by the Speaker of the House of Representatives. The
48 appointed board municipal/county system-user board members may be
49 elected public officials.

50 The initial terms of the two (2) municipal/county system-user
51 board members shall begin July 1, 2005, and shall serve until the
52 next general election for supervisors, and thereafter the
53 municipal/county system-user board members, as described in this
54 subsection (2), shall be elected at large by the municipal and
55 county system-users.

56 The municipal/county system-user board members shall be
57 compensated as prescribed in subsection (1) of this section.

58 (3) All board members shall file any required statements of
59 economic interest with the Ethics Commission as required by law.
60 This section shall not apply to any local natural gas district
61 which leases its distribution system to an investor-owned utility
62 company regulated by the Public Service Commission.

63 (4) From and after July 1, 2004, the Board of Directors of
64 the Chickasawhay Natural Gas District shall discontinue
65 distribution of any of the revenues of the district to
66 municipalities within the district.

67 (5) The provisions of this section shall not apply to the
68 Northeast Mississippi Natural Gas District created under Chapter
69 309, Laws of 1996.

70 (6) This section shall stand repealed on July 1, 2006.

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

**Further, amend by striking the title in its entirety and
inserting in lieu thereof the following:**

1 AN ACT TO AMEND SECTION 77-15-1, MISSISSIPPI CODE OF 1972, TO
2 PROVIDE THE COMPENSATION OF THE BOARD OF DIRECTORS OF NATURAL GAS
3 DISTRICTS; TO PROVIDE THAT ONLY MAYORS SHALL SERVE AS THE
4 CHAIRPERSON OF THE BOARD; TO PROVIDE THAT TWO MUNICIPAL/COUNTY
5 SYSTEM-USER MEMBERS SHALL BE APPOINTED TO THE BOARD FOR THEIR
6 INITIAL TERMS, AND AFTER THE EXPIRATION OF THE INITIAL TERMS SUCH
7 MEMBERS SHALL BE ELECTED; TO ADD A REPEAL DATE ON THIS SECTION;
8 AND FOR RELATED PURPOSES.

SS26\HB517PS.J

John O. Gilbert
Secretary of the Senate