

**Lost
AMENDMENT NO 1 PROPOSED TO**

House Bill No. 44

BY: Senator(s) Tollison

1 **AMEND by inserting the following after line 80 and renumber**
2 **subsequent sections accordingly.:**

3 (4) In consideration of the impacts of gaming activities on
4 tidelands and submerged lands, any person who operates a licensed
5 gaming establishment in one (1) of the three (3) coastal counties,
6 which gaming establishment is not located entirely on Public Trust
7 Tidelands, shall pay annually to the "Public Trust Tidelands Fund"
8 a sum equal to one percent (1%) of gross revenue as determined by
9 the Mississippi Gaming Control Act.

10 **SECTION *.** Section 29-15-9, Mississippi Code of 1972, is
11 amended as follows:

12 29-15-9. (1) There is created in the State Treasury a
13 special fund to be known as the "Public Trust Tidelands Fund."
14 The fund shall be administered by the Secretary of State as
15 trustee.

16 (2) (a) Any funds derived from lease rentals of tidelands
17 and submerged lands, except those funds derived from mineral
18 leases, or funds previously specifically designated to be applied
19 to other agencies, and payments made pursuant to Section
20 29-1-107(4) shall be transferred to the special fund.

21 (b) * * * Funds paid pursuant to paragraph (a) of this
22 subsection may be used to cover the administrative cost incurred
23 by the Secretary of State. Any remaining funds paid pursuant to

24 paragraph (a) of this subsection shall be disbursed pro rata to
25 the local taxing authorities for the replacement of lost ad
26 valorem taxes, if any. Then, any remaining funds shall be
27 disbursed to the commission for new and extra programs of
28 tidelands management, such as conservation, reclamation,
29 preservation, acquisition, education or the enhancement of public
30 access to the public trust tidelands or public improvement
31 projects as they relate to those lands.

32 (3) Any funds that are appropriated as separate line items
33 in an appropriation bill for tideland programs or projects
34 authorized under this section for political subdivisions or other
35 agencies shall be disbursed as provided in this subsection.

36 (a) The Department of Marine Resources shall make
37 progress payments in installments based on the work completed and
38 material used in the performance of a tidelands project only after
39 receiving written verification from the political subdivision or
40 agency. The political subdivision or agency shall submit
41 verification of the work completed or materials in such detail and
42 form that the department may require.

43 (b) The Department of Marine Resources shall make funds
44 available for the purpose of using such funds as a match or
45 leverage for federal or other funds that are available for the
46 designated tidelands project.

47 **FURTHER, AMEND the title to conform.**