

By: Representative Robinson (84th)

To: Municipalities

HOUSE BILL NO. 331

1 AN ACT TO AMEND SECTION 21-3-21, MISSISSIPPI CODE OF 1972, TO
2 PROVIDE THAT ADVANCE NOTICE OF SPECIAL MEETINGS OF THE MAYOR AND
3 BOARD OF ALDERMEN OF A MUNICIPALITY SHALL NOT BE REQUIRED FOR
4 SPECIAL MEETINGS CALLED DURING CONDITIONS OF EMERGENCY; AND FOR
5 RELATED PURPOSES.

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

7 **SECTION 1.** Section 21-3-21, Mississippi Code of 1972, is
8 amended as follows:

9 21-3-21. (1) The mayor or any two (2) aldermen may, by
10 written notice, call a special meeting of the mayor and board of
11 aldermen for the transaction of important business. The notice
12 must state the time of meeting and distinctly specify the subject
13 matters of business to be acted upon and be signed by the officer
14 or officers calling the meeting. Notice of the meeting shall be
15 given to the members of the board, including the mayor, who have
16 not signed it and who can be found, at least three (3) hours
17 before the time fixed for the meeting. The method of notice shall
18 be entered on the minutes of the special meeting, and business not
19 specified therein shall not be transacted at the meeting. A
20 member of the board shall not receive pay for attending a special
21 meeting.

22 (2) Prior notice of a special meeting of the mayor and board
23 of aldermen as required under subsection (1) of this section shall
24 not be applicable to special meetings called during conditions of
25 emergency as defined under Section 33-15-5(h); however, notice of
26 any such meeting shall be posted within one (1) hour after such
27 meeting is called in a prominent place available to examination
28 and inspection by the general public and a copy of the notice,

29 along with a specific explanation of the emergency that
30 necessitated the meeting, must be made a part of the minutes or
31 other permanent official records of the governing authorities.

32 **SECTION 2.** This act shall take effect and be in force from
33 and after July 1, 2006.