

By: Representative Reeves

To: Public Utilities

HOUSE BILL NO. 940

1 AN ACT TO AMEND SECTION 19-5-307, MISSISSIPPI CODE OF 1972,
2 TO REVISE THE COMPOSITION OF BOARDS OF COMMISSIONERS OF EMERGENCY
3 911 DISTRICTS THAT MAY BE APPOINTED; TO REQUIRE THE BOARD OF
4 COMMISSIONERS TO REPRESENT BOTH THE COUNTY AND THE INCORPORATED
5 MUNICIPALITIES WITHIN THE COUNTY; AND FOR RELATED PURPOSES.

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

7 **SECTION 1.** Section 19-5-307, Mississippi Code of 1972, is
8 amended as follows:

9 19-5-307. (1) When any district is created, the board of
10 supervisors of the county creating the district may appoint a
11 board of commissioners composed of at least seven (7) members and
12 not more than fourteen (14) to govern its affairs, and shall fix
13 the domicile of the board at any point within the district. The
14 members of the board shall be qualified electors of the district,
15 two (2) of whom shall be appointed for terms of two (2) years,
16 three (3) for terms of three (3) years, and two (2) for terms of
17 four (4) years, dating from the date of the adoption of the
18 ordinance creating the district. Thereafter, all appointments of
19 the members shall be for terms of four (4) years. The
20 appointments to the board shall represent both the county and each
21 of the incorporated municipalities within that county, with the
22 number of appointments that the county and each municipality is
23 entitled to make based upon the proportion that the population of
24 a governmental entity bears to the population of all inhabitants
25 of the county according to population data from the most recent
26 federal decennial census.

27 (2) The board of commissioners shall have complete and sole
28 authority to appoint a chairman and any other officers it may deem
29 necessary from among the membership of the board of commissioners.

30 (3) A majority of the board of commissioners membership
31 shall constitute a quorum and all official action of the board of
32 commissioners shall require a quorum.

33 (4) The board of commissioners shall have authority to
34 employ such employees, experts and consultants as it may deem
35 necessary to assist the board of commissioners in the discharge of
36 its responsibilities to the extent that funds are made available.

37 (5) In lieu of appointing a board of commissioners, the
38 board of supervisors of the county may serve as the board of
39 commissioners of the district, in which case it shall assume all
40 the powers and duties of the board of commissioners as provided in
41 Section 19-5-301 et seq.

42 (6) All emergency communications districts shall purchase,
43 lease or lease-purchase equipment used to comply with the FCC
44 Order, as defined in Section 19-5-333, from a products and
45 equipment list maintained by the Mississippi Department of
46 Information Technology Services; however, items not available from
47 the list, or items which may be purchased at a lower price, shall
48 be purchased in accordance with the Public Purchasing Law (Section
49 31-7-13).

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