

By: Representative Cockerham

To: County Affairs

HOUSE BILL NO. 1437

1 AN ACT TO AMEND SECTION 19-5-18, MISSISSIPPI CODE OF 1972, TO  
2 CLARIFY THAT THE REASONABLE COSTS PAID TO AN ELECTED COUNTY  
3 OFFICIAL FOR THE COLLECTION OF FEES OR CHARGES IMPOSED FOR GARBAGE  
4 COLLECTION SHALL INCLUDE COMPENSATION TO SUCH ELECTED COUNTY  
5 OFFICIAL FOR COLLECTING THE FEES OR CHARGES; AND FOR RELATED  
6 PURPOSES.

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

8 **SECTION 1.** Section 19-5-18, Mississippi Code of 1972, is  
9 amended as follows:

10 19-5-18. (1) To defray the cost of establishing, operating  
11 and maintaining the system provided for in Section 19-5-17, the  
12 board of supervisors may develop a system for the billing and/or  
13 the collection of any fees or charges imposed on each person  
14 furnished garbage and/or rubbish collection and/or disposal  
15 service by the county or at the expense of the county. The board  
16 of supervisors may designate, by resolution, a county official to  
17 collect the fees or charges. If the board of supervisors  
18 designates an elected county official to collect the fees or  
19 charges, the board of supervisors shall pay the reasonable costs  
20 incurred in collecting the fees or charges and compensation to  
21 such elected county official for collecting the fees or charges.  
22 The county official so designated shall notify the board of  
23 supervisors monthly of any unpaid fees or charges assessed under  
24 Section 19-5-21. The sheriff of the county, in accordance with  
25 the performance of his regular duties, shall assist in the  
26 collection of any delinquent fees or charges.

27 (2) The board of supervisors may enter into a contract upon  
28 mutual agreement with a public or private corporation, nonprofit  
29 corporation, planning and development district or a public agency,

30 association, utility or utility district within the county and/or  
31 the area receiving garbage and/or rubbish collection and/or  
32 disposal services from the county for the purpose of developing,  
33 maintaining, operating and administering a system for the billing  
34 and/or collection of fees or charges imposed by the county for  
35 garbage and/or rubbish collection and/or disposal services. The  
36 entity with whom the board of supervisors contracts shall notify  
37 the board of supervisors monthly of any unpaid fees or charges  
38 assessed under Section 19-5-21. Any entity that contracts to  
39 provide a service to customers, within the area being served by  
40 the county's garbage and/or rubbish collection and/or disposal  
41 system, may provide a list of its customers to the board of  
42 supervisors upon the request of the board.

43 **SECTION 2.** The Attorney General of the State of Mississippi  
44 shall submit this act, immediately upon approval by the Governor,  
45 or upon approval by the Legislature subsequent to a veto, to the  
46 Attorney General of the United States or to the United States  
47 District Court for the District of Columbia in accordance with the  
48 provisions of the Voting Rights Act of 1965, as amended and  
49 extended.

50 **SECTION 3.** This act shall take effect and be in force from  
51 and after the date it is effectuated under Section 5 of the Voting  
52 Rights Act of 1965, as amended and extended.