

By: Senator(s) Doxey

To: Education

SENATE BILL NO. 2665

1 AN ACT TO AMEND SECTION 37-5-71, MISSISSIPPI CODE OF 1972, TO
2 PROVIDE THAT ANY PERSON RESIDING IN A MUNICIPAL SEPARATE SCHOOL
3 DISTRICT SHALL NOT BE ELIGIBLE TO HOLD THE OFFICE OF ELECTED
4 COUNTY SUPERINTENDENT OF EDUCATION; TO CLARIFY THAT ANY SUCH
5 PERSON RESIDING IN A MUNICIPAL SEPARATE SCHOOL DISTRICT SHALL VOTE
6 IN SUCH ELECTION; AND FOR RELATED PURPOSES.

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

8 **SECTION 1.** Section 37-5-71, Mississippi Code of 1972, is
9 amended as follows:

10 37-5-71. (1) The county superintendents of education shall
11 be elected in the manner prescribed by the provisions of this
12 chapter, unless such office be made appointive as provided in this
13 chapter, in which case the county superintendent shall be
14 appointed by the county board of education or by the trustees of a
15 separate school district embracing an entire county with a
16 population of fifteen thousand (15,000) or less, as provided in
17 subsection (2) of Section 37-7-203. In all cases he shall have
18 such qualifications as prescribed by Section 37-9-13 and receive
19 such compensation as established under Section 37-9-37.

20 (2) All qualified electors residing within any municipal
21 separate or special municipal separate school district shall not
22 vote in the election for the county superintendent of education,
23 and all qualified electors residing within any municipal or
24 special municipal separate school district shall not be eligible
25 to qualify for or hold the office of elected county superintendent
26 of education.

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28 **SECTION 2.** The Attorney General of the State of Mississippi
29 shall submit this act, immediately upon approval by the Governor,

30 or upon approval by the Legislature subsequent to a veto, to the
31 Attorney General of the United States or to the United States
32 District Court for the District of Columbia in accordance with the
33 provisions of the Voting Rights Act of 1965, as amended and
34 extended.

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