

By: Representatives Cummings, Moss,
Sullivan, Scott

To: County Affairs;
Municipalities

HOUSE BILL NO. 6

1 AN ACT TO AUTHORIZE BOARDS OF SUPERVISORS AND GOVERNING
2 AUTHORITIES OF MUNICIPALITIES TO CONTRACT WITH ANY PERSON, FIRM,
3 BUSINESS, CORPORATION OR OTHER LEGAL ENTITY FOR THE PURPOSE OF
4 PROVIDING STORM OR DISASTER DEBRIS REMOVAL SERVICES IN THE EVENT
5 OF A DECLARED DISASTER; TO PROVIDE THAT SUCH CONTRACTS MAY BE
6 ENTERED INTO BEFORE THE OCCURRENCE OF A DISASTER AND BEFORE THE
7 DISASTER IS OFFICIALLY DECLARED; TO LIMIT THE TERMS OF SUCH
8 CONTRACTS; TO REQUIRE BOARDS OF SUPERVISORS AND GOVERNING
9 AUTHORITIES TO FOLLOW COMPETITIVE BID PROCEDURES IN SELECTING
10 CONTRACTORS; TO PROVIDE THAT BOARDS OF SUPERVISORS AND GOVERNING
11 AUTHORITIES SHALL NOT BE LIABLE FOR SERVICES RENDERED BY A
12 CONTRACTOR THAT ARE NOT ELIGIBLE FOR REIMBURSEMENT FROM FEDERAL
13 DISASTER ASSISTANCE FUNDS; AND FOR RELATED PURPOSES.

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

15 **SECTION 1.** The board of supervisors of any county or the
16 governing authorities of any municipality, in the discretion of
17 the board or governing authorities, may contract with any person,
18 firm, business, corporation or other legal entity, on such terms
19 and conditions as the parties may agree, for the purpose of
20 providing storm or disaster debris removal services in the event
21 of a declared disaster. Such contract may be entered into before
22 the occurrence of a disaster and before the disaster is officially
23 declared; however, the term of such contract may not exceed five
24 (5) years, or one (1) year beyond the end of the term of office of
25 the members of the board of supervisors or governing authorities
26 of the municipality approving the contract, whichever period of
27 time is the lesser. In selecting a contractor to perform such
28 services, boards of supervisors and governing authorities shall
29 follow procedures for competitive selection of contractors as may
30 be necessary to satisfy the requirements of state and federal
31 emergency management agencies. A contract authorized under this
32 section shall include provisions as may be necessary to ensure

33 that the board of supervisors or the governing authorities will
34 not be liable or obligated for services rendered by the contractor
35 that are not eligible for reimbursement from federal disaster
36 assistance funds.

37 **SECTION 2.** This act shall take effect and be in force from
38 and after July 1, 2007.