

By: Representative Mayo

To: County Affairs;
Municipalities

HOUSE BILL NO. 1225

1 AN ACT TO AUTHORIZE THE GOVERNING AUTHORITIES OF ANY
2 MUNICIPALITY TO DONATE OR APPROPRIATE ANNUALLY ANY AVAILABLE FUNDS
3 OF THE MUNICIPALITY TO ANY STATE INSTITUTION OF HIGHER LEARNING OR
4 ANY PUBLIC COMMUNITY OR JUNIOR COLLEGE; TO AMEND SECTION 19-5-93,
5 MISSISSIPPI CODE OF 1972, TO AUTHORIZE THE BOARD OF SUPERVISORS OF
6 ANY COUNTY TO DONATE OR APPROPRIATE ANNUALLY ANY AVAILABLE FUNDS
7 OF THE COUNTY TO ANY STATE INSTITUTION OF HIGHER LEARNING OR ANY
8 PUBLIC COMMUNITY OR JUNIOR COLLEGE; AND FOR RELATED PURPOSES.

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

10 **SECTION 1.** The governing authorities of any municipality, in
11 their discretion, upon order adopted and entered upon their
12 official minutes, may contribute, donate or appropriate annually
13 any available funds of the municipality to any state institution
14 of higher learning or any public community or junior college.
15 Such donations may be used by the institution or college for the
16 purchase of property, the construction or repair of buildings,
17 general maintenance, architectural design, the costs of utilities,
18 landscaping, road construction or maintenance, or such other needs
19 as the institution or college deems necessary or desirable.

20 **SECTION 2.** Section 19-5-93, Mississippi Code of 1972, is
21 amended as follows:

22 19-5-93. The board of supervisors of each county is hereby
23 authorized, in its discretion, to donate money for the objects and
24 purposes following, to wit:

25 (a) **Confederate graves.** For the location, marking,
26 care and maintenance of the grave or graves and graveyard of
27 Confederate soldiers or sailors who died in the Confederate
28 service, and the purchase, if necessary, of the land on which any
29 of the said graveyards may be situated, and the erection and
30 maintenance of appropriate monuments and appropriate inscriptions

31 thereon. In the exercise of this power the board is fully
32 authorized to accept donations of land on which any of said
33 graveyards may be situated and also money or funds to be used for
34 any of the purposes in this section expressed.

35 Any board of supervisors may, in its discretion, contribute
36 money to be used for the upkeep of graves of the Confederate dead
37 in its county.

38 (b) **Care of the aged.** For the support and maintenance
39 of such residents of the county who are worthy indigent aged
40 inmates of the Old Ladies' Home of Jackson, Mississippi, or of the
41 Golden Age Nursing Home and Hospital for North Mississippi of
42 Greenwood, Mississippi, and not exceeding Five Hundred Dollars
43 (\$500.00) per annum for the support of the county's inmates of the
44 Old Men's Home, located near Jackson, Mississippi, and in addition
45 thereto a sum not exceeding Two Hundred Dollars (\$200.00) per
46 annum to each of said institutions for their support and
47 maintenance in the care of the aged.

48 (c) **King's Daughters.** To the King's Daughters in their
49 respective counties for charities under their supervision.

50 (d) **Travelers Aid Society.** A sum of money not
51 exceeding Fifteen Dollars (\$15.00) per month for the support of
52 the organization known as the Travelers Aid Society, provided the
53 same is nonsectarian.

54 (e) **Hospitals for pellagra sufferers.** For the
55 establishment and maintenance of a hospital for the treatment of
56 persons afflicted with pellagra. For this purpose the board may
57 issue bonds and incur such indebtedness within the limits now
58 authorized by law.

59 (f) **Tubercular hospitals.** For the establishment and
60 maintenance of a hospital for the care and treatment of persons
61 suffering from tuberculosis. In the execution of this power the
62 board may select trustees to establish and operate said hospital.
63 In counties having a population of more than forty thousand

64 (40,000) people, as shown by the latest United States census, the
65 board may set aside, appropriate and expend monies from the
66 general fund for the purpose of aiding in the maintenance and
67 support of hospitals maintained and operated in such county for
68 the care and treatment of persons suffering from tuberculosis.
69 The monies shall be expended by the board through such trustees,
70 not less than three (3) and not more than five (5), to be elected
71 by the board of supervisors annually. The trustees shall file
72 reports with the board at least once every six (6) months showing
73 in detail all expenditures made by them and the number of patients
74 which have been for the preceding period aided or cared for by the
75 institution, and the board may otherwise require a strict
76 accounting of the administration of said funds.

77 (g) **Same -- additional provisions.** The boards of
78 supervisors of one or more counties are hereby authorized and
79 empowered, in their discretion, separately or jointly, to acquire
80 by gift, purchase or lease, real estate, for tubercular hospital
81 purposes, and to own, erect, build, establish, maintain, regulate
82 and support a tubercular hospital and to remodel buildings on such
83 property to be used for such hospital purposes.

84 In the event the boards of supervisors of two (2) or more
85 counties agree to cooperate in establishing and maintaining such
86 hospital, the board of supervisors of each of said counties shall
87 adopt a resolution agreeing to the proportionate part each county
88 will contribute to the establishment and maintaining of such
89 hospital.

90 Each county operating under the provisions of this subsection
91 is hereby authorized and empowered to set aside, appropriate and
92 expend monies from the general fund for the purpose of erecting,
93 maintaining and operating such hospital.

94 (h) **Charity wards in hospitals.** A sum of money not
95 exceeding One Hundred Dollars (\$100.00) per month to maintain a
96 charity ward or wards in any hospital in their respective

97 counties, or in the event there shall be no hospital in such
98 county, then a like sum, in their discretion, to maintain a
99 charity ward or wards in any hospital in any adjoining county
100 receiving and treating patients from such county having no
101 hospital.

102 (i) **Same -- coast counties.** The several counties of
103 this state bordering on the tidewater of the Gulf of Mexico are
104 hereby authorized and empowered, in the discretion of the proper
105 authorities thereof, to appropriate such a sum of money as said
106 authorities shall deem reasonable, to provide and maintain a
107 charity ward or wards, in any of the hospitals in said counties,
108 or, in the discretion of said authorities, to make and enter into
109 contracts with any such hospitals for the treatment and care in
110 such hospitals of the indigent sick of said counties, and to pay
111 therefor out of the general fund of such counties such sum or sums
112 as shall be a reasonable and just compensation to said hospital.
113 However, the board of supervisors of any county mentioned herein
114 may, in its discretion, make and enter into contracts with any
115 hospital in any adjoining county receiving and treating patients
116 from the respective counties mentioned herein in such hospitals of
117 the indigent sick of said counties, mentioned herein, and to pay
118 therefor out of the general fund of such county, such sum or sums
119 that shall be reasonable and just to said hospitals.

120 (j) **Public libraries.** A sum not to exceed One Thousand
121 Dollars (\$1,000.00) per annum toward the support and maintenance
122 of one or more public libraries situated in the county. In any
123 county whose total assessed valuation, including railroads and all
124 public utilities, is more than Eighteen Million Dollars
125 (\$18,000,000.00) the board, in its discretion, may appropriate a
126 sum not to exceed Three Thousand Dollars (\$3,000.00) per annum for
127 public libraries.

128 The board may also give or donate any legislative journals,
129 constitutional convention journals, printed official reports of

130 any state or county officers, official reports of departments,
131 bureaus or officers of the United States, and copies of the acts
132 of the Legislature or laws of Mississippi now or hereafter in the
133 county library of such county and not needed, in the opinion of
134 the board in the county library (but not including any Mississippi
135 reports and not including any acts of the Legislature or laws of
136 the state, unless such acts or laws be more than twenty (20) years
137 old) to any library or library association or foundation or
138 organization maintaining a free public library for reference or
139 otherwise, provided such library, association, foundation or
140 organization owns free from encumbrance a fireproof library
141 building located in this state, in which building said journals,
142 reports, acts and laws may be and shall be deposited where
143 received under this subsection and made accessible under
144 reasonable regulations to the general public. Such library,
145 association, foundation or organization shall not have the right
146 to sell or otherwise dispose of said journals, reports, acts and
147 laws. Said journals, reports, acts and laws may be returned to
148 the county library from which received without expense to the
149 county, or to the state library, without expense to the state, at
150 any time by the library, association, foundation or organization
151 receiving the same.

152 Any gift or donation made by the board of supervisors of any
153 county under the authority of this subsection shall be evidenced
154 by an order spread upon the minutes of said board. The county
155 shall bear no expense in connection with any donation. The
156 sheriff of the county, or the custodian of the county library,
157 shall deliver to the representative of the library, association,
158 foundation or organization entitled to receive the same any of
159 said journals, reports, acts, laws and official publications in
160 accordance with the directions contained in any order of the board
161 of supervisors for the delivery of the same, and shall take proper
162 receipt from the party receiving the same, and shall deliver such

163 receipt to the clerk of the board of supervisors of the county,
164 and the board of supervisors shall have the said receipt entered
165 in full on the minutes of the board.

166 Any library, association, foundation or organization
167 receiving any gift or donation from any county under this
168 subsection shall report in writing to the board of supervisors,
169 from which such gifts or donations have been received every two
170 (2) years, that the gifts and donations so received are still in
171 the possession of the donee and are accessible to the general
172 public. If any of the gifts or donations so received have been
173 lost, destroyed or have otherwise disappeared, report thereof
174 shall be made.

175 If any library, association, foundation or organization
176 receiving gifts or donations under this subsection shall cease
177 operating as a free public library or shall cease to be the owner
178 of a fireproof building in which it keeps and maintains a free
179 public library, for reference or otherwise, the said library,
180 association, foundation or organization shall thereupon
181 immediately return to the county library, without expense to the
182 county, or to the state library, without expense to the state, any
183 gifts or donations it may have received under this subsection.

184 (k) **Patriotic organizations and memorials.** A sum not
185 to exceed Five Thousand Dollars (\$5,000.00) to build or aid any
186 post of the American Legion, any chapter of the Daughters of the
187 American Revolution, any chapter of the United Daughters of the
188 Confederacy, or any post, unit or chapter of any patriotic
189 organization within the county in building a memorial to the
190 veterans of World War I and World War II; and a sum not to exceed
191 One Thousand Dollars (\$1,000.00) to aid in defraying the cost of
192 the erection of suitable memorials to deceased soldiers, sailors
193 and marines of the late world wars. Such appropriation may be
194 made, even though no provision has been made therefor in the
195 county budget.

196 (1) **American Red Cross.** Any board of supervisors of
197 any county in this state is hereby authorized and empowered, in
198 its discretion, to donate annually, out of any monies in its
199 respective treasury, to be drawn by warrant thereon, a sum not
200 exceeding One Hundred Dollars (\$100.00) per million of assessed
201 valuation to the support of a local chapter of the American Red
202 Cross.

203 (m) **St. Jude Hospital.** For the payment of mileage
204 expense for transporting persons to St. Jude Hospital in Memphis,
205 Tennessee, for treatment. The mileage shall be based on a
206 round-trip basis from the patient's place of residence to St. Jude
207 Hospital at the mileage rate set forth in Section 25-3-41.

208 (n) **Public museums.** For the support and maintenance of
209 such public museums located in the county constituted under the
210 provisions of Chapter 9, Title 39, Mississippi Code of 1972.

211 (o) **Domestic violence shelters.** The board of
212 supervisors of any county in this state is hereby authorized and
213 empowered, in its discretion, to donate annually out of any money
214 in the county treasury, such sums as the board deems advisable to
215 support any domestic violence shelter or rape crisis center
216 operating within or serving its area. For the purposes of this
217 section, "rape crisis center" means a place established to provide
218 care, counseling and related services to victims of rape,
219 attempted rape, sexual battery or attempted sexual battery.

220 (p) **Literacy programs.** The board of supervisors of any
221 county in this state is hereby authorized and empowered, in its
222 discretion, to donate out of the general fund of the county such
223 sum of money as the board deems reasonable to any literacy program
224 being conducted within the county.

225 (q) **Care of neglected children.** The board of
226 supervisors of any county in this state, in its discretion, may
227 donate annually out of any money in the county treasury such sums
228 as the board deems advisable to support any residential group home

229 for the abused, abandoned or neglected children which operates
230 within or serves the county. For the purposes of this paragraph
231 the term "residential group home" means a group residence
232 established to provide care and counseling, and to serve as a
233 home, for children who are the victims of abuse, neglect or
234 abandonment.

235 (r) Public universities, community colleges and junior
236 colleges. The board of supervisors of any county, in its
237 discretion, upon order adopted and entered upon its official
238 minutes, may contribute, donate or appropriate annually any
239 available funds of the county to any state institution of higher
240 learning or any public community or junior college. Such
241 donations may be used by the institution or college for the
242 purchase of property, the construction or repair of buildings,
243 general maintenance, architectural design, the costs of utilities,
244 landscaping, road construction or maintenance, or such other needs
245 as the institution or college deems necessary or desirable.

246 **SECTION 3.** This act shall take effect and be in force from
247 and after July 1, 2007.