

By: Representative Lott

To: Constitution

HOUSE CONCURRENT RESOLUTION NO. 28

1 A CONCURRENT RESOLUTION PROPOSING AN AMENDMENT TO SECTION  
2 100, MISSISSIPPI CONSTITUTION OF 1890, TO PROVIDE THAT CERTAIN  
3 MUNICIPAL FINES AND FEES MAY BE DISCHARGED, RELEASED OR FORGIVEN  
4 WHEN AUTHORIZED BY GENERAL LAW; AND FOR RELATED PURPOSES.

5 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF  
6 MISSISSIPPI, That the following amendment to the Mississippi  
7 Constitution of 1890 is proposed to the qualified electors of the  
8 state:

9 Amend Section 100, Mississippi Constitution of 1890, to read  
10 as follows:

11 "Section 100. Except for municipal fines and fees that a  
12 municipality is authorized by general law to discharge, release or  
13 forgive, no obligation or liability of any person, association, or  
14 corporation held or owned by this state, or levee board, or any  
15 county, city, or town thereof, shall ever be remitted, released or  
16 postponed, or in any way diminished by the Legislature, nor shall  
17 such liability or obligation be extinguished except by payment  
18 thereof into the proper treasury; nor shall such liability or  
19 obligation be exchanged or transferred except upon payment of its  
20 face value; but this shall not be construed to prevent the  
21 Legislature from providing by general law for the compromise of  
22 doubtful claims."

23 BE IT FURTHER RESOLVED, That this proposed amendment shall be  
24 submitted by the Secretary of State to the qualified electors at  
25 an election to be held on the first Tuesday after the first Monday  
26 of November 2007, as provided by Section 273 of the Constitution  
27 and by general law.

28           BE IT FURTHER RESOLVED, That the explanation of this proposed  
29 amendment for the ballot shall read as follows: "This proposed  
30 constitutional amendment allows municipalities, when authorized by  
31 general law, to discharge, release or forgive certain municipal  
32 fines and fees."