

By: Representative Banks

To: Ports, Harbors and Airports

HOUSE BILL NO. 678

1 AN ACT TO REPEAL SECTION 61-3-6, MISSISSIPPI CODE OF 1972,
2 WHICH CREATES THE JACKSON METROPOLITAN AREA AIRPORT AUTHORITY; TO
3 AMEND SECTIONS 61-3-3 AND 61-3-5, MISSISSIPPI CODE OF 1972, TO
4 CONFORM TO THE PROVISIONS OF THIS ACT; AND FOR RELATED PURPOSES.

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

6 **SECTION 1.** Section 61-3-6, Mississippi Code of 1972, which
7 creates the Jackson Metropolitan Area Airport Authority, is
8 repealed.

9 **SECTION 2.** Section 61-3-3, Mississippi Code of 1972, is
10 amended as follows:

11 61-3-3. The following words or terms, whenever used or
12 referred to in this chapter, shall have the following respective
13 meanings unless different meanings clearly appear from the
14 context:

15 (a) "Airport" means any area of land or water which is
16 used, or intended for use, for the landing and taking off of
17 aircraft, and any appurtenant areas which are used, or intended
18 for use, for airport buildings or other airport facilities or
19 rights-of-way, or for other appropriate purposes, including buffer



20 areas and areas for airport compatible development, together with
21 all buildings and facilities located thereon.

22 (b) "Airport authority" or "authority" means any
23 regional airport authority or municipal airport authority created
24 pursuant to the provisions of this chapter.

25 (c) "Airport hazard" means any structure, object or
26 natural growth, or use of land which obstructs the airspace
27 required for the flight of aircraft in landing or taking off at an
28 airport, or is otherwise hazardous to such landing or taking off
29 of aircraft.

30 (d) "Air navigation facility" means any facility other
31 than one owned and operated by the United States, used in,
32 available for use in, or designed for use in aid of air
33 navigation, including any structures, mechanisms, lights, beacons,
34 markers, communicating systems, or other instrumentalities, or
35 devices used or useful as an aid, or constituting an advantage or
36 convenience, to the safe taking off, navigation and landing of
37 aircraft, or the safe and efficient operation or maintenance of an
38 airport, and any combination of any or all of such facilities.

39 (e) "Bonds" means any bonds, notes, interim
40 certificates, debentures or similar obligations issued by an
41 authority pursuant to this chapter.

42 (f) "Clerk" means the custodian of the official records
43 of a municipality.



44 (* * *g) "Governing body" means the official or
45 officials authorized by law to exercise ordinance or other
46 lawmaking powers of a municipality.

47 (* * *h) "Local government" means any local
48 governmental unit as defined in Section 17-13-5.

49 (* * *i) "Municipal airport authority" or "municipal
50 authority" means a municipal airport authority created pursuant to
51 the provisions of Section 61-3-5 * * *.

52 (* * *j) "Municipality" means any county, supervisors
53 district or supervisors districts, or all that portion of the
54 county lying outside the territorial boundaries of any named city,
55 town or village, and a city, town and village of this state or any
56 state-supported institution of higher learning or any public
57 community or junior college.

58 (* * *k) "Person" means any individual, firm,
59 partnership, corporation, company, association, joint-stock
60 association or body politic, and includes any trustee, receiver,
61 assignee or other similar representative thereof.

62 (* * *l) "Regional airport authority" or "regional
63 authority" means a regional airport authority created pursuant to
64 the provisions of Section 61-3-7.

65 **SECTION 3.** Section 61-3-5, Mississippi Code of 1972, is
66 amended as follows:

67 61-3-5. Any municipality or a state-supported institution of
68 higher learning or a public community or junior college, by



69 resolution, may create a public body, corporate and politic, to be
70 known as a municipal airport authority, which shall be authorized
71 to exercise its functions upon the appointment and qualification
72 of the first commissioners thereof. Upon the adoption of a
73 resolution creating a municipal airport authority, the governing
74 body of the municipality or of the state-supported institution of
75 higher learning or other public community or junior college,
76 pursuant to the resolution, shall appoint five (5) persons as
77 commissioners of the authority. The commissioners who are first
78 appointed shall be designated to serve for terms of one (1), two
79 (2), three (3), four (4) and five (5) years, respectively.
80 Thereafter, each commissioner shall be appointed for a term of
81 five (5) years, except that vacancies occurring otherwise than by
82 the expiration of term shall be filled for the unexpired term in
83 the same manner as the original appointments. * * *

84 **SECTION 4.** This act shall take effect and be in force from
85 and after July 1, 2018.

