

By: Representative Arnold

To: Appropriations

HOUSE BILL NO. 1466

1 AN ACT TO AMEND SECTION 27-103-302, MISSISSIPPI CODE OF 1972,
2 TO PROVIDE THAT THE FUNDS RECEIVED BY THE STATE FROM THE BP
3 SETTLEMENT SHALL BE DEPOSITED INTO SPECIAL FUNDS TO PROVIDE
4 ASSISTANCE TO COUNTIES AND MUNICIPALITIES IN PAYING COSTS
5 ASSOCIATED WITH THE REPAIR, MAINTENANCE AND RECONSTRUCTION OF
6 ROADS, STREETS AND BRIDGES; TO PROVIDE THAT 50% OF THE FUNDS
7 RECEIVED SHALL BE DEPOSITED INTO A SPECIAL FUND IN THE STATE
8 TREASURY AND USED TO ASSIST COUNTIES IN PAYING COSTS ASSOCIATED
9 WITH THE REPAIR, MAINTENANCE AND RECONSTRUCTION OF ROADS, STREETS
10 AND BRIDGES IN COUNTIES; TO PROVIDE THE FORMULA FOR DISTRIBUTION
11 OF THE FUNDS AMONG THE COUNTIES; TO PROVIDE THAT 50% OF THE FUNDS
12 RECEIVED SHALL BE DEPOSITED INTO A SPECIAL FUND IN THE STATE
13 TREASURY AND USED TO ASSIST MUNICIPALITIES IN PAYING COSTS
14 ASSOCIATED WITH THE REPAIR, MAINTENANCE AND RECONSTRUCTION OF
15 ROADS, STREETS AND BRIDGES IN MUNICIPALITIES; TO PROVIDE THAT
16 THOSE FUNDS SHALL BE PAID TO MUNICIPALITIES IN GRANTS UNDER A
17 PROGRAM ESTABLISHED BY THE OFFICE OF STATE AID ROAD CONSTRUCTION;
18 AND FOR RELATED PURPOSES.

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

20 **SECTION 1.** Section 27-103-302, Mississippi Code of 1972, is
21 amended as follows:

22 27-103-302. All funds received by or on behalf of the State
23 of Mississippi through a negotiated settlement for economic
24 damages in connection with the explosion on, and sinking of, the
25 mobile offshore drilling unit Deepwater Horizon, except for any
26 funds that are required by the settlement to be paid to any other



public entity, shall be deposited into the * * * special funds
created in Section 2 of this act.

SECTION 2. (1) An amount equal to fifty percent (50%) of
the funds received under Section 27-103-302 shall be deposited
into a special fund that is created in the State Treasury. The
fund shall be maintained by the State Treasurer as a separate and
special fund, separate and apart from the General Fund of the
state. The fund shall consist of monies deposited therein as
provided in this subsection (1) and monies from any other source
designated for deposit into the fund. Monies in the fund may be
expended by the Office of State Aid Road Construction, upon
appropriation by the Legislature, to provide funds to assist
counties in this state in paying costs associated with the repair,
maintenance and/or reconstruction of roads, streets and bridges in
counties. Unexpended amounts remaining in the fund at the end of
a fiscal year shall not lapse into the State General Fund, and any
interest earned or investment earnings on amounts in the fund
shall be deposited to the credit of the fund. Funds provided to
counties under this subsection shall be allocated and distributed
to counties in the following proportions:

(a) One-third (1/3) shall be allocated to all counties
in equal shares;

(b) One-third (1/3) shall be allocated to counties
based on the proportion that the total number of rural road miles



in a county bears to the total number of rural road miles in all counties of the state; and

(iii) One-third (1/3) shall be allocated to counties based on the proportion that the rural population of a county bears to the total rural population in all counties of the state, according to the latest federal decennial census.

(2) (a) An amount equal to fifty percent (50%) of the funds received under Section 27-103-302 shall be deposited into a special fund that is created in the State Treasury. The fund shall be maintained by the State Treasurer as a separate and special fund, separate and apart from the General Fund of the state. The fund shall consist of monies deposited therein as provided in this subsection (2) and monies from any other source designated for deposit into the fund. Monies in the fund may be expended by the Office of State Aid Road Construction, upon appropriation by the Legislature, to provide grants to assist municipalities in this state in paying costs associated with the repair, maintenance and/or reconstruction of roads, streets and bridges in municipalities. Unexpended amounts remaining in the fund at the end of a fiscal year shall not lapse into the State General Fund, and any interest earned or investment earnings on amounts in the fund shall be deposited to the credit of the fund.

(b) The Office of State Aid Road Construction shall establish a program to make grants to municipalities for the purpose of assisting municipalities in paying costs associated



76 with the repair, maintenance and/or reconstruction of roads,
77 streets and bridges in municipalities. The maximum amount of a
78 grant made to a municipality under this subsection may not exceed
79 One Million Five Hundred Thousand Dollars (\$1,500,000.00). A
80 municipality may apply to the Office of State Aid Road
81 Construction for a grant under this subsection in the manner
82 provided for in this paragraph (b). A municipality desiring a
83 grant under this subsection must submit an application to the
84 Office of State Aid Road Construction. The application must
85 include a description of the project for which the grant is
86 requested, the cost of the project for which the grant is
87 requested, the amount of the grant requested and any other
88 information required by the Office of State Aid Road Construction.

89 (c) The Office of State Aid Road Construction shall
90 have all powers necessary to implement and administer the program
91 established under this subsection, and the Office of State Aid
92 Road Construction shall promulgate rules and regulations, in
93 accordance with the Mississippi Administrative Procedures Law,
94 necessary for the implementation of this subsection.

95 **SECTION 3.** This act shall take effect and be in force from
96 and after July 1, 2018.

