

**Adopted
AMENDMENT NO 1 PROPOSED TO**

Cmte Sub for House Bill No. 359

BY: Representative Rushing

1 **AMEND** on line 15 by inserting the following language before
2 the word "created":

3 "within a municipality having a population of one hundred fifty
4 thousand (150,000) or more that is"

5 **AMEND further** on line 17 by inserting the following language
6 before the word "created":

7 "within a municipality having a population of one hundred fifty
8 thousand (150,000) or more that is"

9 **AMEND further** on line 19 by inserting the following language
10 before the word "whose":

11 "within a municipality having a population of one hundred fifty
12 thousand (150,000) or more"



13 **AMEND further** by inserting the following language after line
14 59:

15 " (4) This section shall be repealed from and after July 1,
16 2022."

17 **AMEND further** by striking lines 60 through 134 in their
18 entirety and by inserting in lieu thereof the following:

19 " **SECTION 2.** Section 31-19-27, Mississippi Code of 1972, is
20 amended as follows:

21 **[Until July 1, 2022, this section shall read as follows:]**

22 31-19-27. A doubtful claim of the state, or of the county,
23 city, town, village, or levee board is one for which judgment has
24 been rendered and for the collection of which the ordinary process
25 of law has been ineffectual; debts due by drainage districts or
26 other taxing districts or sinking funds to counties under the
27 Rehabilitation Act of 1928, being Chapter 88 * * *, Laws of 1928,
28 and Chapter 16 of the Acts of the Special Session of 1931; those
29 debts due counties by drainage districts, which the Reconstruction
30 Finance Corporation has heretofore refused to refinance; those
31 debts due a utility as authorized under Section 1 of this act;
32 debts due for sixteenth section township school fund loans made to
33 churches, where the board of supervisors finds that the value of
34 the security given therefor is insufficient or inadequate to pay
35 or satisfy the principal and interest of * * * the loan, and when
36 the church repays the principal of * * * such loan; and debts due



37 by counties and townships to drainage districts for drainage
38 district assessments or taxes levied and assessed upon sixteenth
39 section lands.

40 **[From and after July 1, 2022, this section shall read as**
41 **follows:]**

42 31-19-27. A doubtful claim of the state, or of the county,
43 city, town, village, or levee board is one for which judgment has
44 been rendered and for the collection of which the ordinary process
45 of law has been ineffectual; debts due by drainage districts or
46 other taxing districts or sinking funds to counties under the
47 Rehabilitation Act of 1928, being Chapter 88 * * *, Laws of 1928,
48 and Chapter 16 of the Acts of the Special Session of 1931; those
49 debts due counties by drainage districts, which the Reconstruction
50 Finance Corporation has heretofore refused to refinance; debts due
51 for sixteenth section township school fund loans made to churches,
52 where the board of supervisors finds that the value of the
53 security given therefor is insufficient or inadequate to pay or
54 satisfy the principal and interest of said loan, and when the
55 church repays the principal of said loan; and debts due by
56 counties and townships to drainage districts for drainage district
57 assessments or taxes levied and assessed upon sixteenth section
58 lands.

59 **SECTION 3.** Section 31-19-29, Mississippi Code of 1972, is
60 amended as follows:

61 **[Until July 1, 2022, this section shall read as follows:]**



62 31-19-29. The Governor, on the advice of the Attorney
63 General or * * * the Commissioner of Revenue at the State
64 Department of Revenue, may, upon application of the defendant or
65 debtor proposing a compromise, settle and compromise any doubtful
66 claim of the state, or of any county, city, town, or village, or
67 of any levee board against such defendant or debtor, upon such
68 terms as he may deem proper, the board of supervisors in the case
69 of a county, and the municipal authorities in the case of a city,
70 town or village, and the levee board in the case of a claim of a
71 levee board, concurring therein. The Governor, upon application
72 of a drainage district having obligations outstanding to a county
73 under the provisions of Chapter 88, Laws of 1928, and Chapter 16,
74 Laws of the Extraordinary Session of 1931, or obligations which
75 the Reconstruction Finance Corporation has heretofore refused to
76 refinance, may settle and compromise any claim, debt or obligation
77 that * * * a drainage district may owe any county in the State of
78 Mississippi for money loaned * * * such district under the
79 provisions of said Chapter 88, Laws of 1928, or any other claim,
80 debt or obligation that said drainage district may owe the county
81 which the Reconstruction Finance Corporation has heretofore
82 refused to finance, if the board of supervisors of said county
83 concurs in the application of the drainage district. A utility
84 may compromise a debt owed for water and sewer service only as
85 provided under Section 1 of this act. The Governor, upon
86 application by the board of supervisors for any taxing districts



87 of * * * a county or sinking funds of * * * such county under the
88 control and supervision of * * * the board of supervisors having
89 obligations outstanding and due to * * * such county under the
90 provisions of Chapter 88, Laws of 1928, and Chapter 16, Laws of
91 the Extraordinary Session of 1931, may settle and compromise any
92 claim, debt, or obligation that * * * the taxing districts or
93 sinking funds may owe * * * such county for money loaned * * * the
94 taxing districts or sinking funds under the provisions of * * *
95 Chapter 88, Laws of 1928; and provided that the Governor, on the
96 advice of the Attorney General, and upon application of a church
97 owing a sixteenth section township school fund loan, may settle
98 and compromise such debt or obligation if the board of supervisors
99 of the said county concurs in the application of the * * * church.
100 The Governor may, on the advice of the Attorney General, in like
101 manner compromise and settle a claim of a drainage district for
102 unpaid assessments or taxes upon sixteenth section lands upon
103 application of the board of supervisors wherein such sixteenth
104 section is situated, if the commissioners of the drainage district
105 concur therein.

106 **[From and after July 1, 2022, this section shall read as**
107 **follows:]**

108 31-19-29. The Governor, on the advice of the Attorney
109 General or * * * the Commissioner of Revenue at the State
110 Department of Revenue, may, upon application of the defendant or
111 debtor proposing a compromise, settle and compromise any doubtful



112 claim of the state, or of any county, city, town, or village, or
113 of any levee board against such defendant or debtor, upon such
114 terms as he may deem proper, the board of supervisors in the case
115 of a county, and the municipal authorities in the case of a city,
116 town or village, and the levee board in the case of a claim of a
117 levee board, concurring therein. The Governor, upon application
118 of a drainage district having obligations outstanding to a county
119 under the provisions of Chapter 88, Laws of 1928, and Chapter 16,
120 Laws of the Extraordinary Session of 1931, or obligations which
121 the Reconstruction Finance Corporation has heretofore refused to
122 refinance, may settle and compromise any claim, debt or obligation
123 that said drainage district may owe any county in the State of
124 Mississippi for money loaned said district under the provisions of
125 said Chapter 88, Laws of 1928, or any other claim, debt or
126 obligation that said drainage district may owe the county which
127 the Reconstruction Finance Corporation has heretofore refused to
128 finance, if the board of supervisors of said county concurs in the
129 application of the drainage district. The Governor, upon
130 application by the board of supervisors for any taxing districts
131 of said county or sinking funds of said county under the control
132 and supervision of said board of supervisors having obligations
133 outstanding and due to said county under the provisions of Chapter
134 88, Laws of 1928, and Chapter 16, Laws of the Extraordinary
135 Session of 1931, may settle and compromise any claim, debt, or
136 obligation that said taxing districts or sinking funds may owe



137 said county for money loaned said taxing districts or sinking
138 funds under the provisions of said Chapter 88, Laws of 1928; and
139 provided that the Governor, on the advice of the Attorney General,
140 and upon application of a church owing a sixteenth section
141 township school fund loan, may settle and compromise such debt or
142 obligation if the board of supervisors of the said county concurs
143 in the application of the said church. The Governor may, on the
144 advice of the Attorney General, in like manner compromise and
145 settle a claim of a drainage district for unpaid assessments or
146 taxes upon sixteenth section lands upon application of the board
147 of supervisors wherein such sixteenth section is situated, if the
148 commissioners of the drainage district concur therein.

149 **SECTION 4.** Section 21-27-27, Mississippi Code of 1972, is
150 amended as follows:

151 **[Until July 1, 2022, this section shall read as follows:]**

152 21-27-27. Except as otherwise provided under Section 1 of
153 this act, no free service shall be furnished by any such system,
154 or combined system, to any private person, firm, corporation * * *
155 or association. The municipality may, however, furnish such
156 service, free of charge, to the municipality or any agency or
157 department thereof, to any public school, or to any hospital or
158 benevolent institution located within such municipality, including
159 county, city, and community fairs.

160 **[From and after July 1, 2022, this section shall read as**
161 **follows:]**



162 21-27-27. No free service shall be furnished by any such
163 system, or combined system, to any private person, firm,
164 corporation * * * or association. The municipality may, however,
165 furnish such service, free of charge, to the municipality or any
166 agency or department thereof, to any public school, or to any
167 hospital or benevolent institution located within such
168 municipality, including county, city, and community fairs."

169 **AMEND further** on line 135 by inserting the following language
170 before the word "shall":

171 "located within a municipality having a population of one hundred
172 fifty thousand (150,000) or more"

173 **AMEND further** on line 135 by inserting the following language
174 before the word "The": "(1)"

175 **AMEND further** by inserting the following language after line
176 157:

177 " (2) This section shall be repealed from and after July 1,
178 2022."

179 **AMEND further** on line 158 by inserting the following
180 language before the word "A": "(1)"

181 **AMEND further** on line 158 by inserting the following language
182 before the word "may":



183 "located within a municipality having a population of one hundred
184 fifty thousand (150,000) or more"

185 **AMEND further** by inserting the following language after line
186 164:

187 " (2) This section shall be repealed from and after July 1,
188 2022."

189 **AMEND further** on line 165 by inserting the following language
190 before the word "Notwithstanding": "(1)"

191 **AMEND further** on line 166 by inserting the following language
192 before the word "may":

193 "located within a municipality having a population of one hundred
194 fifty thousand (150,000) or more"

195 **AMEND further** by inserting the following language after line
196 172:

197 " (2) This section shall be repealed from and after July 1,
198 2022."

199 **AMEND further the title** on line 2 by inserting the following
200 language after the word "ENTITIES":

201 "THAT ARE LOCATED WITHIN A MUNICIPALITY HAVING A POPULATION OF ONE
202 HUNDRED FIFTY THOUSAND OR MORE"



203 **AMEND further the title** on line 8 by inserting the following
204 language before the words "MUNICIPALLY-OWNED":
205 "SUCH"

