

**Adopted
AMENDMENT NO 1 PROPOSED TO**

Cmte Sub for Senate Bill No. 2825

BY: Senator(s) Branning

1 **AMEND by inserting the following language below line 99 and**
2 **renumbering subsequent sections accordingly:**

3 **SECTION *.** There is hereby created a special fund in the
4 State Treasury, to be known as the "DPS Motor Carrier Enforcement
5 Fund." The fund shall consist of monies appropriated by act of
6 the Legislature and monies transferred from the Mississippi
7 Department of Transportation. Money in the fund shall only be
8 utilized by the Department of Public Safety's Commercial
9 Transportation Enforcement Division to defray expenses for
10 officers' salaries and other costs to implement and enforce the
11 provisions of this act. Unexpended amounts remaining in the fund
12 at the end of a fiscal year shall not lapse into the State General
13 Fund, and any interest earned or investment earnings on amounts in
14 the fund shall be deposited to the credit of the fund.



15 **FURTHER, AMEND on lines 173 and 174 by striking "Motor**
16 **Carrier Division of the Mississippi Highway Safety Patrol" and**
17 **inserting in lieu thereof the following:**

18 Commercial Transportation Enforcement Division

19 **FURTHER, AMEND on line 583 by inserting the following**
20 **language before "to enforce":**

21 Upon request of the Commercial Transportation Enforcement
22 Division within the Department of Public Safety, and when so
23 instructed by the commissioner,

24 **FURTHER, AMEND by striking lines 717 through 1190 and**
25 **renumbering subsequent sections accordingly.**

26 **FURTHER, AMEND by inserting the following language below line**
27 **1729 and renumbering subsequent sections accordingly:**

28 **SECTION *.** Section 19-11-27, Mississippi Code of 1972, is
29 amended as follows:

30 19-11-27. No board of supervisors of any county shall expend
31 from, or contract an obligation against, the budget estimates for
32 road and bridge construction, maintenance and equipment, made and
33 published by it during the last year of the term of office of such
34 board, between the first day of October and the first day of the
35 following January, a sum exceeding one-fourth (1/4) of such item
36 of the budget made and published by it, except in cases of
37 emergency. The clerk of any county is prohibited from issuing any
38 warrant contrary to the provisions of this section. No board of
39 supervisors nor any member thereof shall buy any machinery or
40 equipment in the last six (6) months of their or his term unless



41 or until he has been elected at the general election of that year.
42 The provisions of this section shall not apply to (i) until
43 January 1, 2020, projects of any type that receive monies from the
44 Local System Bridge Replacement and Rehabilitation Program, the
45 Emergency Road and Bridge Repair Fund, the 2018 Transportation and
46 Infrastructure Improvement Fund or the Gulf Coast Restoration Fund
47 and (ii) to expenditures during calendar year 2019 on deficient
48 bridges in the State Aid Road System or the Local System Road
49 Program that have a sufficiency rating of less than fifty (50) or
50 to a contract, lease or lease-purchase contract executed pursuant
51 to the bidding requirements in Section 31-7-13 and approved by a
52 unanimous vote of the board. Such unanimous vote shall include a
53 statement indicating the board's proclamation that the award of
54 the contract is essential to the efficiency and economy of the
55 operation of the county government. On and after July 1, 2021,
56 through June 30, 2024, the provisions of this section shall not
57 apply to projects of any type that receive monies from the
58 Emergency Road and Bridge Repair Fund.

59 **FURTHER, AMEND the title to conform.**

