

By: Representatives Carpenter, Stamps

To: Military Affairs

HOUSE BILL NO. 1177  
(As Passed the House)

1 AN ACT TO AMEND SECTION 33-11-1, MISSISSIPPI CODE OF 1972, TO  
2 AUTHORIZE THE ADJUTANT GENERAL TO MAKE CONVEYANCES OF REAL  
3 PROPERTY ON BEHALF OF THE STATE THAT ARE IN THE BEST INTEREST OF  
4 THE MISSISSIPPI MILITARY DEPARTMENT; TO PROVIDE THAT SUCH  
5 CONVEYANCES MADE TO GOVERNMENTAL ENTITIES MAY BE MADE FOR ANY  
6 CONSIDERATION AND UPON SUCH OTHER TERMS AND CONDITIONS AS THE  
7 ADJUTANT GENERAL MAY DEEM ADVISABLE AND THAT SUCH CONVEYANCES TO  
8 PRIVATE ENTITIES CANNOT BE FOR LESS THAN THE FAIR MARKET VALUE AS  
9 DETERMINED BY THE AVERAGE OF AT LEAST TWO APPRAISALS BY QUALIFIED  
10 APPRAISERS CERTIFIED AND LICENSED BY THE MISSISSIPPI REAL ESTATE  
11 APPRAISER LICENSING AND CERTIFICATION BOARD; AND FOR RELATED  
12 PURPOSES.

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

14 **SECTION 1.** Section 33-11-1, Mississippi Code of 1972, is  
15 amended as follows:

16 33-11-1. The Adjutant General of this state may receive on  
17 behalf of the state, and make on behalf of the state, conveyances  
18 of real property \* \* \* that are in the best interest of the  
19 Mississippi Military Department. Prior to making any conveyance  
20 on behalf of the state, the Adjutant General shall make a written  
21 determination that such real property is not suitable for any  
22 current or future training purposes. Where such real property is  
23 conveyed to a subdivision of government or state agency,



24 institution, public university or community or junior college,  
25 such real property may be conveyed for any consideration and upon  
26 such other terms and conditions as the Adjutant General may deem  
27 advisable. Where such property is conveyed to a private entity,  
28 it shall be sold for not less than the fair market value as  
29 determined by the average of at least two (2) appraisals by  
30 qualified appraisers who shall be certified and licensed by the  
31 Mississippi Real Estate Appraiser Licensing and Certification  
32 Board. All monies derived from the sale of any property shall be  
33 deposited into a special fund in the State Treasury and shall be  
34 expended only for the benefit of the Mississippi Military  
35 Department. In accepting any such conveyance on behalf of the  
36 state, the state shall incur no liability for the purchase of such  
37 real estate unless it can be absorbed by the current appropriation  
38 for the operation of the military department. The Adjutant  
39 General is further empowered to enter into cooperative agreements  
40 with any county, municipality, or other political subdivision, of  
41 the state for the purpose of providing facilities for National  
42 Guard training purposes.

43       **SECTION 2.** This act shall take effect and be in force from  
44 and after July 1, 2022.

