

By: Representative Horne

To: Ways and Means

HOUSE BILL NO. 789

1 AN ACT TO AMEND SECTIONS 19-9-11, 19-9-13 AND 21-33-307,  
2 MISSISSIPPI CODE OF 1972, TO MANDATE THE HOLDING OF AN ELECTION ON  
3 THE QUESTION OF ISSUING COUNTY OR MUNICIPAL BONDS; AND FOR RELATED  
4 PURPOSES.

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

6 **SECTION 1.** Section 19-9-11, Mississippi Code of 1972, is  
7 amended as follows:

8 19-9-11. Before issuing any bonds for any of the purposes  
9 enumerated in Sections 19-9-1 \* \* \* and 19-9-3, the board of  
10 supervisors shall adopt a resolution declaring its intention so to  
11 do, stating the amount of bonds proposed to be issued and the  
12 purpose for which the bonds are to be issued, and the date upon  
13 which the board proposes to direct the issuance of such bonds.  
14 Such resolution shall be published once a week for at least three  
15 (3) consecutive weeks in at least one (1) newspaper published in  
16 such county. \* \* \* If no newspaper be published in such county,  
17 then such notice shall be given by publishing the resolution for  
18 the required time in some newspaper having a general circulation  
19 in such county and, in addition, by posting a copy of such



20 resolution for at least twenty-one (21) days \* \* \* at three (3)  
21 public places in such county. \* \* \* An election on the question  
22 of the issuance of such bonds shall be called and held as is  
23 provided in Sections 19-9-13 \* \* \* and 19-9-15. \* \* \*

24 **SECTION 2.** Section 19-9-13, Mississippi Code of 1972, is  
25 amended as follows:

26 19-9-13. \* \* \* Notice of the election \* \* \* provided for in  
27 Section 19-9-11 \* \* \* shall be signed by the clerk of the board of  
28 supervisors and shall be published once a week for at least three  
29 (3) consecutive weeks, in at least one newspaper published in such  
30 county. The first publication of such notice shall be made not  
31 less than twenty-one (21) days prior to the date fixed for such  
32 election, and the last publication shall be made not more than  
33 seven (7) days prior to such date. If no newspaper is published  
34 in such county, then such notice shall be given by publishing the  
35 same for the required time in some newspaper having a general  
36 circulation in such county and, in addition, by posting a copy of  
37 such notice for at least twenty-one (21) days next preceding such  
38 election at three (3) public places in such county.

39 **SECTION 3.** Section 21-33-307, Mississippi Code of 1972, is  
40 amended as follows:

41 21-33-307. Before issuing any bonds for any of the purposes  
42 enumerated in Section 21-33-301, the governing authority of the  
43 issuing municipality shall adopt a resolution declaring its  
44 intention so to do, stating the amount of bonds proposed to be



45 issued and the purpose for which the bonds are to be issued, and  
46 the date upon which the aforesaid authority proposes to direct the  
47 issuance of such bonds. Such resolution shall be published once a  
48 week for at least three (3) consecutive weeks in at least one (1)  
49 newspaper published in such municipality. \* \* \* If no newspaper  
50 be published in such municipality, then such notice shall be given  
51 by publishing the resolution for the required time in some  
52 newspaper having a general circulation in such municipality and,  
53 in addition, by posting a copy of such resolution for at least  
54 twenty-one (21) days \* \* \* at three (3) public places in such  
55 municipality. The publication of the resolution may be made as  
56 provided in Section 21-17-19. \* \* \* An election on the question  
57 of the bonds shall be called and held as is provided in Section  
58 21-33-309. Notice of such election shall be signed by the clerk  
59 of the municipality and shall be published once a week for at  
60 least three (3) consecutive weeks in at least one (1) newspaper  
61 published in such municipality. The first publication of such  
62 notice shall be made not less than twenty-one (21) days prior to  
63 the date fixed for such election, and the last publication shall  
64 be made not more than seven (7) days prior to such date. If no  
65 newspaper is published in such municipality, then such notice  
66 shall be given by publishing the same for the required time in  
67 some newspaper having a general circulation in such municipality  
68 and published in the same or an adjoining county and, in addition,  
69 by posting a copy of such notice for at least twenty-one (21) days



70 next preceding such election at three (3) public places in such  
71 municipality. \* \* \*

72 Under no circumstances shall any municipality exceed the bond  
73 limit as set by statute for municipalities.

74 **SECTION 4.** This act shall take effect and be in force from  
75 and after July 1, 2024.

