

House Amendments to Senate Bill No. 2298

TO THE SECRETARY OF THE SENATE:

THIS IS TO INFORM YOU THAT THE HOUSE HAS ADOPTED THE AMENDMENTS SET OUT BELOW:

AMENDMENT NO. 1

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

7 **SECTION 1.** Section 31-13-11, Mississippi Code of 1972, is
8 amended as follows:
9 31-13-11. The court costs in all such cases shall be paid by
10 the county, municipality, or district proposing to issue said
11 bonds or other written obligations, and in addition to such costs
12 it shall also pay to the bond attorney a fee of not more than
13 one-tenth of one percent (1/10 of 1%), provided said fee shall not
14 be less than * * * Two Thousand Five Hundred Dollars (\$2,500.00)
15 nor more than * * * Ten Thousand Dollars (\$10,000.00), of the
16 amount of the bonds or other obligations issued or proposed to be
17 issued. The payment of this fee shall be full compensation for
18 all legal services rendered in connection with the issuance of
19 said bonds, except that when the state's bond attorney attends a
20 hearing of objection to the validation of said bonds, his actual
21 and necessary expenses and a reasonable rate of compensation for
22 attending the said hearing as required by this chapter shall be
23 taxed as a part of the costs of the validation proceedings, upon

24 approval by the clerk or chancellor of an itemized account of such
25 expenses and time expended. If objection is filed to the
26 validation of said bonds, then in that event the taxation of court
27 costs, including expenses and a reasonable rate of compensation
28 for the bond attorney, shall be discretionary with the chancellor,
29 as in other cases in the chancery court, against the issuing board
30 or district, or the objector or objectors, or apportioned as the
31 chancellor may deem proper.

32 **SECTION 2.** This act shall take effect and be in force from
33 and after July 1, 2024.

**Further, amend by striking the title in its entirety and
inserting in lieu thereof the following:**

1 AN ACT TO AMEND SECTION 31-13-11, MISSISSIPPI CODE OF 1972,
2 TO REVISE THE MINIMUM AND MAXIMUM FEE PAID TO THE STATE'S BOND
3 ATTORNEY FOR THE VALIDATION AND ISSUANCE OF BONDS ISSUED OR
4 PROPOSED TO BE ISSUED BY A COUNTY, MUNICIPALITY, OR OTHER DISTRICT
5 OR SUBDIVISION OF THE STATE; AND FOR RELATED PURPOSES.

HR43\SB2298A.J

Andrew Ketchings
Clerk of the House of Representatives