

By: Burton

To: Finance

SENATE BILL NO. 2317

1 AN ACT TO AMEND SECTION 43-33-115, MISSISSIPPI CODE OF 1972,
2 TO PROVIDE FOR THE APPOINTMENT OF ADDITIONAL REGIONAL HOUSING
3 AUTHORITY COMMISSIONERS; AND FOR RELATED PURPOSES.

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

5 SECTION 1. Section 43-33-115, Mississippi Code of 1972, is
6 amended as follows:[RDD1]

7 43-33-115. The board of supervisors of each county included
8 in a regional housing authority shall appoint one (1) person as a
9 commissioner of such authority, and each such commissioner to be
10 first appointed by the board of supervisors of a county may be
11 appointed at or after the time of the adoption of the resolution
12 declaring the need for such regional housing authority or
13 declaring the need for the inclusion of such county in the area of
14 operation of such regional housing authority. When the area of
15 operation of a regional housing authority is increased to include
16 an additional county or counties as provided above, the board of
17 supervisors of each such county shall thereupon appoint one (1)
18 additional person as a commissioner of the regional housing
19 authority. The board of supervisors of each county shall appoint
20 the successor of the commissioner appointed by it. A certificate
21 of the appointment of any such commissioner shall be filed with

22 the clerk of the county, and such certificate shall be conclusive
23 evidence of the due and proper appointment of such commissioner.
24 If any county is excluded from the area of operation of a regional
25 housing authority, the office of the commissioner of such regional
26 housing authority appointed by the board of supervisors of such
27 county shall be thereupon abolished.

28 If the area of operation of a regional housing authority
29 consists at any time of an even number of counties, the
30 commissioners of the regional housing authority appointed by the
31 boards of supervisors of such counties shall appoint up to three
32 (3) additional commissioners whose term of office shall be as
33 herein provided for a commissioner of a regional housing authority
34 except that such term shall end at any earlier time that the area
35 of operation of the regional housing authority shall be changed to
36 consist of an odd number of counties, it being the intent at all
37 times to have an odd number of commissioners for such regional
38 housing authority. If the area of operation of a regional
39 housing authority consists at any time of an odd number of
40 counties, the commissioners of the regional housing authority
41 appointed by the boards of supervisors of such counties shall have
42 the authority to appoint two (2) additional commissioners whose
43 terms of office shall be as herein provided for a commissioner of
44 a regional housing authority. The commissioners of such authority
45 appointed by the boards of supervisors of such counties shall
46 likewise appoint each person to succeed such additional
47 commissioner or commissioners; the term of office of such person
48 or persons begins during the terms of office of the commissioner
49 appointing him. A certificate of the appointment of any such
50 additional commissioner or commissioners of such regional housing
51 authority shall be filed with the other records of the regional
52 housing authority and shall be conclusive evidence of the due and

53 proper appointment of such additional commissioner or
54 commissioners.

55 The commissioners of a regional housing authority shall be
56 appointed for terms of five (5) years except that all vacancies
57 shall be filled for the unexpired terms. Each commissioner shall
58 hold office until his successor has been appointed and has
59 qualified, except as otherwise provided herein.

60 The commissioners shall constitute the regional housing
61 authority, and the powers of such authority shall be vested in
62 such commissioners in office from time to time.

63 The commissioners of a regional housing authority shall elect
64 a chairman from among the commissioners and shall have power to
65 select or employ such other officers and employees as the regional
66 housing authority may require. A majority of the commissioners of
67 a regional housing authority shall constitute a quorum of such
68 authority for the purpose of conducting its business and
69 exercising its powers and for all other purposes.

70 SECTION 2. This act shall take effect and be in force from
71 and after July 1, 2000.