

By: Dearing

To: Highways and  
Transportation

SENATE BILL NO. 2356

1       AN ACT TO CREATE A NEW CODE SECTION TO BE CODIFIED AS SECTION  
2   43-39-12, MISSISSIPPI CODE OF 1972, TO PROHIBIT RELOCATION  
3   ASSISTANCE TO ILLEGAL ALIENS UNDER THE RELOCATION ASSISTANCE LAW  
4   EXCEPT IN EXTREMELY UNUSUAL HARDSHIP CIRCUMSTANCES; AND FOR  
5   RELATED PURPOSES.

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

7       SECTION 1. The following shall be codified as Section  
8   43-39-12, Mississippi Code of 1972:

9       43-39-12. (1) Except as provided in subsection (2) of this  
10   section, a displaced person shall not be eligible to receive  
11   relocation payments or any other assistance under this chapter if  
12   the displaced person is an alien not lawfully present in the  
13   United States.

14       (2) If a displacing agency determines by clear and  
15   convincing evidence that a determination of the ineligibility of a  
16   displaced person under subsection (1) of this section would result  
17   in exceptional and extremely unusual hardship to an individual who  
18   is the displaced person's spouse, parent, or child and who is a  
19   citizen of the United States or an alien lawfully admitted for  
20   permanent residence in the United States, the displacing agency  
21   shall provide relocation payments and other assistance to the  
22   displaced person under this chapter if the displaced person would

23 be eligible for the assistance but for subsection (1) of this  
24 section.

25 (3) The Mississippi Transportation Commission shall adopt  
26 such rules and regulations as may be necessary to carry out the  
27 provisions of this section and in order to comply with federal  
28 law.

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