

By: Senator(s) Hewes

To: Highways and
TransportationCOMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 2531

1 AN ACT TO AMEND SECTION 65-1-5, MISSISSIPPI CODE OF 1972, TO
2 AUTHORIZE THE MISSISSIPPI TRANSPORTATION COMMISSION TO HOLD ITS
3 MEETINGS AT LOCATIONS OTHER THAN JACKSON, MISSISSIPPI; AND FOR
4 RELATED PURPOSES.

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

6 **SECTION 1.** Section 65-1-5, Mississippi Code of 1972, is
7 amended as follows:

8 65-1-5. When the transportation commissioners enter upon the
9 duties of their office, the * * * commission shall meet and
10 organize by the election of one (1) of its members to serve as
11 chairman of the commission for the four-year term for which the
12 commissioner shall have been elected. The commission, a majority
13 of which shall constitute a quorum, shall meet in regular session
14 on the second Tuesday of each month at the office of the
15 commission in Jackson, Mississippi, or in any other location as
16 may be set by the commission not to exceed two (2) meetings per
17 year. At such regular sessions the commission may hear, continue
18 and determine any and all matters coming before it. The
19 commission may hold special sessions at the call of the executive
20 director or the chairman at such times and places * * * as either
21 of them may deem necessary. At such special sessions it may hear,
22 continue, consider and determine any and all matters coming before
23 it, provided that at least five (5) days' notice of such sessions
24 shall be given to all the members of the commission beforehand. A
25 special session may be called at any time without the foregoing
26 notice, or any notice, if by and with the unanimous consent of all
27 the members of the commission, but such unanimous consent shall be
28 spread at large on the minutes of the commission. If a session is

29 held at a location other than at the office of the commission in
30 Jackson, the commission shall provide a means for public
31 participation in the session from the office of the commission in
32 Jackson.

33 The * * * commission shall act as a legal entity, and shall
34 only speak through its minutes, and in all matters shall act as a
35 unit. Any action on the part of any member of the commission
36 separately shall not bind the commission as a unit, but such
37 individual member only shall be liable personally on his official
38 bond.

39 The * * * commission shall be a body corporate and as such
40 may sue and be sued, plead and be impleaded, in any court of
41 justice having jurisdiction of the subject matter of any such
42 suit. In any suit against the * * * commission service of process
43 shall be had by serving the secretary of the commission with such
44 process; and a copy of the declaration, petition or bill of
45 complaint, or other initial pleading shall be handed the secretary
46 along with the process.

47 **SECTION 2.** This act shall take effect and be in force from
48 and after its passage.