

By: Senator(s) Hewes

To: Highways and
Transportation

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 may
16 be set by the commission * * *. At such regular sessions the
17 commission may hear, continue and determine any and all matters
18 coming before it. The commission may hold special sessions at the
19 call of the executive director or the chairman at such times and
20 places * * * as either of them may deem necessary. At such
21 special sessions it may hear, continue, consider and determine any
22 and all matters coming before it, provided that at least five (5)
23 days' notice of such sessions shall be given to all the members of
24 the commission beforehand. A special session may be called at any
25 time without the foregoing notice, or any notice, if by and with
26 the unanimous consent of all the members of the commission, but
27 such unanimous consent shall be spread at large on the minutes of
28 the commission. If a session is held at a location other than at

29 the office of the commission in Jackson, the commission shall
30 provide a means for public participation in the session from the
31 office of the commission in Jackson.

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

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

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