

By: Senator(s) Hewes

To: Highways and  
Transportation

COMMITTEE 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.