

By: Representative Scott

To: Education;
Appropriations

HOUSE BILL NO. 1438

1 AN ACT TO CREATE THE RECREATIONAL FACILITIES ACTIVITY PROGRAM
 2 FUND; TO CREATE A RURAL RECREATIONAL ACTIVITY FUND IN EACH COUNTY
 3 IN ORDER TO PROVIDE FUNDS FOR THE CONSTRUCTION AND MAINTENANCE OF
 4 RECREATIONAL FACILITIES ON PUBLIC SCHOOL PROPERTY OR COUNTY-OWNED
 5 OR LEASED PROPERTY IN RURAL COMMUNITIES WHICH IS EASILY ACCESSIBLE
 6 BY SCHOOLS; TO PROVIDE THAT THE RECREATIONAL FACILITIES ACTIVITY
 7 PROGRAM FUND SHALL BE ADMINISTERED BY THE STATE DEPARTMENT OF
 8 EDUCATION; TO PROVIDE THAT THOSE SCHOOLS LOCATED IN AREAS OUTSIDE
 9 THE LIMITS OF ANY INCORPORATED MUNICIPALITY SHALL BE ELIGIBLE TO
 10 PARTICIPATE IN AND RECEIVE FUNDS FROM THE RECREATIONAL FACILITIES
 11 ACTIVITY PROGRAM FUND; TO REQUIRE JOINT PARTICIPATION BETWEEN THE
 12 STATE AND COUNTIES IN PROVIDING FUNDS FOR THE RECREATIONAL
 13 FACILITIES ACTIVITY PROGRAM FUND; TO PROVIDE THAT THE STATE SHALL
 14 CONTRIBUTE SEVENTY-FIVE PERCENT OF THE NECESSARY FUNDS AND THE
 15 COUNTIES SHALL CONTRIBUTE TWENTY-FIVE PERCENT OF THE NECESSARY
 16 FUNDS EACH YEAR TO THE FUND; TO PROVIDE THAT EACH COUNTY'S
 17 TWENTY-FIVE PERCENT CONTRIBUTION SHALL COME FROM THE COUNTY'S
 18 GENERAL FUND; AND FOR RELATED PURPOSES.

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

20 **SECTION 1.** (1) There is created in the State Treasury a
 21 trust fund to be known as the "Recreational Facilities Activity
 22 Program Fund." There shall be deposited into the trust fund not
 23 less than Ten Million Dollars (\$10,000,000.00) annually,
 24 seventy-five percent (75%) of which shall be contributed by an
 25 appropriation of the state, and twenty-five percent (25%) of which
 26 shall be contributed by each of the counties in the state
 27 collectively, each county contributing Thirty Thousand Four
 28 Hundred Eighty-eight Dollars (\$30,488.00). Each county's
 29 contribution must come from the county's general fund. The State
 30 Treasurer may invest the money in the Recreational Facilities
 31 Activity Program Fund in the same type of investments as
 32 authorized by Section 7-9-103. Any funds appropriated by the
 33 state to the Recreational Facilities Activity Program Fund which
 34 are not used during the then current fiscal year shall not lapse
 35 into the State General Fund, but will remain in the account of the

36 Recreational Facilities Activity Program Fund. Any interest
37 earned on the money in the fund will be reinvested into the fund.

38 (2) The fund shall be administered by the State Department
39 of Education. The department shall establish a maximum amount of
40 funds that may be provided to a particular county for the purpose
41 of constructing and maintaining recreational facilities on school
42 property or on county owned or leased property that is easily
43 accessible by schools.

44 **SECTION 2.** This act shall take effect and be in force from
45 and after July 1, 2005.