

By: Representative Ellington

To: Constitution; Ways and Means

HOUSE CONCURRENT RESOLUTION NO. 52

1 A CONCURRENT RESOLUTION PROPOSING AN AMENDMENT TO THE  
 2 MISSISSIPPI CONSTITUTION OF 1890, TO CREATE A NEW SECTION TO  
 3 PROHIBIT THE LEGISLATURE AND THE GOVERNING AUTHORITIES OF ANY  
 4 COUNTY, MUNICIPALITY OR OTHER POLITICAL SUBDIVISION OF THE STATE,  
 5 FROM AND AFTER JANUARY 1, 2007, FROM AUTHORIZING THE ISSUANCE OF  
 6 ANY BONDS, NOTES OR OTHER OBLIGATIONS OF INDEBTEDNESS THAT PLEDGE  
 7 THE FULL FAITH AND CREDIT OF THE STATE OR POLITICAL SUBDIVISION IF  
 8 ANY OF THE PROCEEDS MAY BE USED FOR THE PAYMENT OF OR TO DEFRAY  
 9 COSTS NECESSARILY INCURRED BY ANY AGENCY, DEPARTMENT, INSTITUTION  
 10 OR INSTRUMENTALITY OF THE STATE OR POLITICAL SUBDIVISION IN ITS  
 11 DAY-TO-DAY OPERATION OF CONDUCTING BUSINESS OR DELIVERING  
 12 SERVICES; AND FOR RELATED PURPOSES.

13 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF  
 14 MISSISSIPPI, That the following amendment to the Mississippi  
 15 Constitution of 1890 is proposed to the qualified electors of the  
 16 state:

17 AMEND the Mississippi Constitution of 1890, to create a new  
 18 section to read as follows:

19 "Section 115A. From and after January 1, 2007, neither the  
 20 Legislature nor the governing authorities of any county,  
 21 municipality or other political subdivision of the state may  
 22 authorize the issuance of any bonds, notes or other forms of  
 23 obligation representing any indebtedness that pledge the full  
 24 faith and credit of the state or of the county, municipality or  
 25 political subdivision if any of the proceeds may be used for the  
 26 payment of or to defray costs necessarily incurred by any agency,  
 27 department, institution or instrumentality of the state, county,  
 28 municipality or political subdivision in its day-to-day operation  
 29 of conducting business or delivering services, including but not  
 30 limited to, expenses and costs related to salaries, travel  
 31 expenses, office rental, office equipment or supplies, motor  
 32 vehicles and utility costs."

33           BE IT FURTHER RESOLVED, That this proposed amendment shall be  
34 submitted by the Secretary of State to the qualified electors at  
35 an election to be held on the first Tuesday after the first Monday  
36 of November 2006, as provided by Section 273 of the Constitution  
37 and by general law.

38           BE IT FURTHER RESOLVED, That the explanation of this proposed  
39 amendment for the ballot shall read as follows: "This proposed  
40 constitutional amendment prohibits the Legislature and any county,  
41 municipality or political subdivision of the state, from and after  
42 January 1, 2007, from issuing any bonds, notes or other  
43 obligations of indebtedness that pledge the full faith and credit  
44 of the state or political subdivision if any of the proceeds may  
45 be used for the payment of or to defray costs necessarily incurred  
46 by any agency, department, institution or instrumentality of the  
47 state or political subdivision in its day-to-day operation of  
48 conducting business or delivering services."