

By: Senator(s) Michel

To: Public Property

SENATE BILL NO. 2891

1 AN ACT TO AMEND SECTION 39-23-7, MISSISSIPPI CODE OF 1972, TO
2 INCREASE TO 50 YEARS THE MAXIMUM TERM OF A LEASE OF A BUILDING AT
3 A CERTAIN LOCATION THAT THE DEPARTMENT OF FINANCE AND
4 ADMINISTRATION MAY ENTER INTO WITH A NONPROFIT CORPORATION WHOSE
5 PRIMARY PURPOSE FOR INCORPORATION IS THE SUPPORT AND IMPROVEMENT
6 OF A CHILDREN'S MUSEUM IN MISSISSIPPI; AND FOR RELATED PURPOSES.

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

8 **SECTION 1.** Section 39-23-7, Mississippi Code of 1972, is
9 amended as follows:

10 39-23-7. (1) If the old National Guard Armory is repaired,
11 renovated, furnished and equipped as provided for in Sections
12 39-23-1 through 39-23-7 and Sections 20 through 33 of Chapter 535,
13 Laws of 1997, as amended, the Mississippi Fair Commission shall
14 lease the facility for a period not exceeding twenty (20) years to
15 a nonprofit corporation whose primary purpose for incorporation is
16 the support and improvement of a children's museum in Mississippi.
17 The benefit to Mississippi from the operation of such lease shall
18 be considered as sufficient consideration. The lease shall be
19 executed for a nominal fee and it shall be presumed that such
20 lease shall not amount to a donation of state property.

21 (2) If the facility at the location described in Section
22 39-23-3(c) is repaired, renovated, furnished and equipped as
23 provided for in Sections 39-23-1 through 39-23-7 and Sections 20
24 through 33 of Chapter 535, Laws of 1997, as amended, the
25 Department of Finance and Administration shall lease the facility
26 for a period not exceeding twenty (20) years to a nonprofit
27 corporation whose primary purpose for incorporation is the support
28 and improvement of a children's museum in Mississippi. The
29 benefit to Mississippi from the operation of such lease shall be

30 considered as sufficient consideration. The lease shall be
31 executed for a nominal fee and it shall be presumed that such
32 lease shall not amount to a donation of state property.

33 (3) If the facility at the location described in Section
34 39-23-3(d) is constructed, furnished and equipped as provided for
35 in Sections 39-23-1 through 39-23-7 and Sections 20 through 33 of
36 Chapter 535, Laws of 1997, as amended, the Department of Finance
37 and Administration shall lease the facility for a period not
38 exceeding twenty (20) years to a nonprofit corporation whose
39 primary purpose for incorporation is the support and improvement
40 of a children's museum in Mississippi. The benefit to Mississippi
41 from the operation of such lease shall be considered a sufficient
42 consideration. The lease shall be executed for a nominal fee and
43 it shall be presumed that such lease shall not amount to a
44 donation of state property.

45 (4) If the facility at a location selected as provided in
46 Section 39-23-3(e) is constructed, furnished and equipped as
47 provided for in Sections 39-23-1 through 39-23-7 and Sections 20
48 through 33 of Chapter 535, Laws of 1997, as amended, the
49 Department of Finance and Administration shall lease the facility
50 for a period not exceeding fifty (50) years to a nonprofit
51 corporation whose primary purpose for incorporation is the support
52 and improvement of a children's museum in Mississippi. The
53 benefit to Mississippi from the operation of such lease shall be
54 considered a sufficient consideration. The lease shall be
55 executed for a nominal fee and it shall be presumed that such
56 lease shall not amount to a donation of state property.

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