

Chapter No. 355

10/HR40/R10

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HOUSE BILL NO. 170

Originated in House Don Richardson Clerk

HOUSE BILL NO. 170

AN ACT TO AUTHORIZE BOARDS OF SUPERVISORS TO ENACT ORDINANCES TO REGULATE ESTABLISHMENTS WHERE PUBLIC DISPLAYS OF NUDITY ARE PRESENT; AND FOR RELATED PURPOSES.

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

SECTION 1. (1) In accordance with the provisions of Section 19-3-41, providing that additional powers may be conferred upon the board of supervisors of any county, the board of supervisors of any county are hereby empowered to promulgate, adopt and enforce ordinances which are necessary and reasonable for the regulation of establishments where public displays of nudity are present.

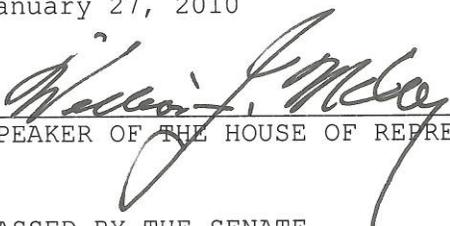
(2) For the purposes of this section the terms "nudity" and "public display" shall have the same meanings as those terms are defined in Section 19-5-103.

(3) Ordinances adopted pursuant to this section shall comport with the elements of due process and shall include, but not be limited to, specificity, adequate notice, right to hearing, right to counsel, right to appeal adverse findings to a judicial authority and penalties rationally related to prohibited acts.

(4) Boards of supervisors proposing such ordinances shall publish and post notice of such intentions not less than twenty (20) days prior to the holding of a public hearing whereat the purposes and substance of such ordinances shall be fully discussed.

SECTION 2. This act shall take effect and be in force from
and after July 1, 2010.

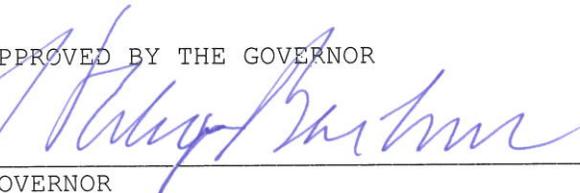
PASSED BY THE HOUSE OF REPRESENTATIVES
January 27, 2010


SPEAKER OF THE HOUSE OF REPRESENTATIVES

PASSED BY THE SENATE
March 5, 2010


PRESIDENT OF THE SENATE

APPROVED BY THE GOVERNOR


GOVERNOR

3/15/10

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