Mississippi

Executive Department

Jackson

EXECUTIVE ORDER NO. 263

By virtue of the authority vested in me as Governor of the State of Mississippi and pursuant to the Constitution and applicable statutes of the State of Mississippi, Executive Order No. 116, dated May 15, 1972, is hereby rescinded and held for naught.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson this 12th day of April in the year of our Lord nineteen hundred and seventy-eight and of the Independence of the United States of America the two hundred and second.

GOVERNOR

BY THE GOVERNOR:

SECRETARY OF STATE

Mississippi

Executive Department

Jackson

EXECUTIVE ORDER NO. 262

By virtue of the authority vested in me as Governor of the State of Mississippi and pursuant to the Constitution and applicable statutes of the State of Mississippi, Executive Order No. 202, dated July 24, 1975, is hereby amended as follows, to-wit:

Amend: SECTION 1, Executive Order No. 202, dated July 24, 1975, in the following manner:

Change to read: SECTION 1. There is hereby created and established within the Mississippi Civil Defense Council a planning project to be known as the "Governor's Natural Disaster Preparedness Plans and Programs Project", said project to be under the supervision of the Director of the Civil Defense Council.

Delete: SECTION 2, Executive Order No. 202, dated July 24, 1975.

Amend: SECTION 3, Executive Order No. 202, dated July 24, 1975, in the following manner:

Change to read: SECTION 2. To carry out the duties of the said project, Harold A. Crain is hereby appointed as the Director thereof to serve at the pleasure of the Governor. Other project staff members as may be required are hereby authorized, depending on the funds available, to be appointed by and to serve at the pleasure of the Governor. The said project shall be funded under the grant provisions of Section 201 of Public Law 93-288.

Delete: SECTION 4, Executive Order No. 202, dated July 24, 1975.

Amend: SECTION 5, Executive Order No. 202, dated July 24, 1975, in the following manner:

Change: "SECTION 5" to "SECTION 3" and the word "Council" to "Project".

Delete: SECTION 6, Executive Order No. 202, dated July 24, 1975.

A new SECTION 4 is added thereto as follows:

SECTION 4. The Director of the "Governor's Natural Disaster Preparedness Plans and Programs Project" shall be administratively responsible to the Director of the Civil Defense Council. The Natural Disaster Preparedness Plans and Programs developed by the staff of the Project shall be submitted to and approved by the Civil Defense Council and become part of the total State Disaster Plans maintained by the Council.

Amend: SECTION 7, Executive Order No. 202, dated July 24, 1975, in the following manner:

Change: "SECTION 7" to "SECTION 5".

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson this 28th day of December in the year of our Lord nineteen hundred and seventy-seven, and of the Independence of the United States of America the two hundred and second.

GOVERNOR

BY THE GOVERNOR:

SECRETARY OF STATE

Mississippi

Executive Department

Jackson

EXECUTIVE ORDER NO. 261

WHEREAS, the employment of R. C. Prather of the Mississippi State Highway Commission was terminated effective February 24, 1976; and

WHEREAS, under the provisions of Section 65-1-13, Mississippi Code of 1972, R. C. Prather requested a hearing by the Mississippi State Highway Commission. Mr. Prather, with counsel, testified at the hearing held on March 9, 1976; and

WHEREAS, the hearing was continued to April 13, 1976, and on April 13, 1976, the Mississippi State Highway Commission entered its order declaring the termination of the employment of Mr. Prather to be proper and affirmed the action of dismissal; and

WHEREAS, pursuant to the provisions of Section 65-1-13, Mississippi Code of 1972, Mr. Prather perfected an appeal from the ruling of the Mississippi State Highway Commission within ten (10) days to the Governor; and

WHEREAS, the appeal of Mr. Prather was heard upon the record of the proceedings had and done before the Mississippi State Highway Commission, including a transcript of the testimony, oral and documentary, and upon argument by counsel for Mr. Prather and counsel for the Mississippi State Highway Commission; and

WHEREAS, after due consideration in the premises, it has been determined that the action of the Mississippi State Highway Commission in the premises should be sustained:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, pursuant to the authority vested in the Governor by Section 65-1-13, Mississippi Code of 1972, do hereby concur in the findings of the Mississippi State Highway Commission in the termination of the employment of R. C. Prather, based upon the proceedings held before me and the Mississippi State Highway Commission, and I do hereby sustain the decision of the Mississippi State Highway Commission to terminate the employment of R. C. Prather with the Mississippi State Highway Department.

It is, therefore, ordered that the action of the Mississippi State Highway Commission in terminating the employment of R. C. Prather, be, and the same hereby is sustained.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the City of Jackson this December 1, A. D., 1977.

Cliff Finch

GOVERNOR

BY THE GOVERNOR:

Heber Ladner

SECRETARY OF STATE

Mississippi

Executive Department

Jackson

EXECUTIVE ORDER NO. 260

WHEREAS, Section 27-3-57, Mississippi Code of 1972, declares that all funds collected through and by the State Tax Commission and the Chairman thereof under the provisions of any law are public funds which are to be deposited in qualified state depositories, maintaining in each of two (2) such depositories a minimum balance of $250,000.00 as a clearing fund; and

WHEREAS, Sections 27-55-47, 27-55-345, 27-57-35 and 27-59-51, Mississippi Code of 1972, declare that all funds collected by the Motor Vehicle Comptroller under the provisions of Title 27, Mississippi Code of 1972, or under the provisions of any other law, are public funds which are to be deposited in qualified state depositories, maintaining in such depositories only an amount sufficient to make authorized refunds; and

WHEREAS, Section 7-9-19, Mississippi Code of 1972, requires all state officials to pay into the state treasury on the fifteenth and last day of each month any and all funds collected and received and on hand on such dates, or they may pay into the treasury any such funds on any date between the first and last day of each month; and

WHEREAS, the long-standing practice by Chairmen of the State Tax Commission, Motor Vehicle Comptrollers and other offices and officers of depositing all daily receipts with state depositories and of settling with the state treasury only on the fifteenth and last day of each month is not in the best interest of the people of Mississippi because of loss of interest income during the interims; and

WHEREAS, the public interest demands and the general welfare requires that all public funds collected and received by and on hand with the State Tax Commission and the Motor Vehicle Comptroller, respectively, be deposited in interest bearing accounts on a daily basis, by the Chairman of the State Tax Commission, except for the aforementioned minimum balance clearing fund, and by the Motor Vehicle Comptroller, except for the aforementioned refund balances:

SECTION 1. The Chairman of the State Tax Commission, the State Tax Commission and the Motor Vehicle Comptroller shall deposit in an interest bearing account in qualified state depositories on each and every business day of each month any and all funds collected and received in their respective offices from all sources and on hand on each such day, except as set forth hereinafter. The said daily deposits of such funds shall bear the maximum prevailing rate of interest to accrue from the date of deposit to the date of withdrawal obtainable from qualified state depositories, based upon the highest bids therefor.

SECTION 2. The authority of the Chairman of the State Tax Commission to carry deposit balances to serve as a clearing fund for deposits made by the Commission, be and the same is hereby limited to two hundred, fifty thousand dollars in each of not more than two (2) state depositories.

Mississippi

Executive Department

Jackson

EXECUTIVE ORDER NO. 259

WHEREAS, the employment of Caldwell H. Bibbs of the Mississippi State Highway Department was terminated effective January 7, 1977; and

WHEREAS, Under the provisions of Section 65-1-3, Mississippi Code of 1972, Caldwell H. Bibbs requested a hearing by the Mississippi State Highway Commission. Mr. Bibbs, with counsel, testified at the hearing held on February 22, 1977; and

WHEREAS, the hearing was continued to March 8, 1977, and on April 12, 1977, the Mississippi State Highway Commission entered its Order declaring the termination of the employment of Mr. Bibbs to be proper and affirmed the action of dismissal; and

WHEREAS, pursuant to the provisions of Section 65-1-13, Mississippi Code of 1972, Mr. Bibbs perfected an appeal from the ruling of the Mississippi State Highway Commission within ten (10) days to the Governor; and

WHEREAS, the appeal of Mr. Bibbs was considered upon the record of the proceedings had and done before the Mississippi State Highway Commission, including a transcript of the testimony, oral and documentary; and

WHEREAS, after due consideration in the premises, it has been determined that the action of the Mississippi State Highway Commission in the premises should be sustained:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, pursuant to the authority vested in the Governor by Section 65-1-13, Mississippi Code of 1972, do hereby concur in the findings of the Mississippi State Highway Commission and the termination of the employment of Caldwell H. Bibbs, based upon the record of the proceeding before me and the Mississippi State Highway Commission, and I do hereby sustain the decision of the Mississippi State Highway Commission to terminate the employment of Caldwell H. Bibbs with the Mississippi State Highway Department.

IT IS, THEREFORE, ORDERED that the action of the Mississippi State Highway Commission in terminating the employment of Caldwell H. Bibbs be, and the same hereby is sustained.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson this 8th day of November, A. D., 1977.

Cliff Finch

GOVERNOR

BY THE GOVERNOR:

Heber Ladner

SECRETARY OF STATE

Mississippi

Executive Department

Jackson

EXECUTIVE ORDER NO. 258

WHEREAS, the employment of Dot Johnson of the Mississippi State Highway Commission was terminated effective January 30, 1976; and

WHEREAS, under the provisions of Section 65-1-13, Mississippi Code of 1972, Dot Johnson requested a hearing by the Mississippi State Highway Commission. Mr. Johnson, with counsel, testified at the hearing held on April 13, 1976; and

WHEREAS, the Mississippi State Highway Commission, on April 12, 1977, entered its order declaring the termination of the employment of Mr. Johnson to be proper and affirmed the action of dismissal; and

WHEREAS, pursuant to the provisions of Section 65-1-13, Mississippi Code of 1972, Mr. Johnson perfected an appeal from the ruling of the Mississippi State Highway Commission within ten (10) days to the Governor; and

WHEREAS, the appeal of Mr. Johnson has been considered upon the record of the proceedings had and done before the Mississippi State Highway Commission, including a transcript of the testimony, oral and documentary, and upon agreement by counsel for Mr. Johnson and counsel for the Mississippi State Highway Commission that no further evidence or testimony would be presented; and

WHEREAS, after due consideration in the premises, it has been determined that the action of the Mississippi State Highway Commission in the premises should be sustained:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, pursuant to the authority vested in the Governor by Section 65-1-13, Mississippi Code of 1972, do hereby concur in the findings of the Mississippi State Highway Commission and the termination of the employment of Dot Johnson, based upon the hearing record before me and the Mississippi State Highway Commission, and I do hereby sustain the decision of the Mississippi State Highway Commission to terminate the employment of Dot Johnson with the Mississippi State Highway Department.

It is, therefore, ordered that the action of the Mississippi State Highway Commission in terminating the employment of Dot Johnson be, and the same hereby is sustained.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the City of Jackson, this October 17th, A.D., 1977.

Cliff Finch

GOVERNOR

BY THE GOVERNOR:

Heber Ladner

SECRETARY OF STATE

Mississippi

Executive Department

Jackson

EXECUTIVE ORDER NO. 257

By virtue of the authority vested in me as Governor of the State of Mississippi and pursuant to the Constitution and applicable statutes of the State of Mississippi, Executive Order No. 243, dated June 22, 1977, and Executive Order No. 251, dated August 9, 1977, are hereby amended as follows, to-wit:

Amend: Section 5, Executive Order No. 243, dated June 22, 1977, and Executive Order No. 251, dated August 9, 1977, in the following manner:

Change to read: Section 5. There is hereby established an Executive Board, which will be responsible for the development of a program that will result in the maximum employment opportunities for the handicapped. The Executive Board shall be responsible for reviewing work reports and for approving all expenditures of the Committee. The Executive Board shall consist of sixteen (16) members, who shall be appointed by and serve at the pleasure of the Governor, as follows: (1) Representative of the Governor's Office; (2) Representative of the State Board of Health; (3) Coordinator of Federal-State-Local Programs for the State of Mississippi; (4) Executive Director of the Governor's Office of Job Development and Training; (5) Executive Director of the Agricultural and Industrial Board; (6) Executive Director of the Department of Mental Health; (7) Commissioner of Public Welfare; (8) Coordinator, Inter-Governmental Personnel Act; (9) Director of the Mississippi Health Planning and Development Agency; (10) Director of the Division of Vocational Rehabilitation; (11) Director of the Mississippi Industries for the Blind; (12) Director of the Veterans Administration Center; (13) Director of the Mississippi Employment Security Commission; and three (3) members at large.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson this 27th day of October in the year of our Lord nineteen hundred and seventy-seven and of the Independence of the United States of America the two hundred and second.

Cliff Finch

GOVERNOR

BY THE GOVERNOR:

Heber Ladner

SECRETARY OF STATE

Mississippi

Executive Department

Jackson

EXECUTIVE ORDER NO. 256

WHEREAS, during the night of October 20, 1977, an aircraft transporting approximately twenty-five passengers and crew crashed between McComb and Gillsburg, Mississippi, resulting in fatalities, injuries and destruction of property; and

WHEREAS, the civil authorities are unable to cope with the matter with the personnel and equipment available to them, and need assistance in protecting property, assisting the people and controlling the scene:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, pursuant to the authority vested in me by Section 119 and Section 217, Mississippi Constitution of 1890, and Sections 7-1-5, 33-3-1, 33-7-301, and 33-7-305, Mississippi Code of 1972, do hereby direct The Adjutant General of the State of Mississippi to order out such officers and men of the Mississippi National Guard as he deems necessary and requisite and for such duration as he deems appropriate to assist civil authorities in the area where the aircraft crashed between McComb and Gillsburg, Mississippi.

The Adjutant General will be in direct command of the troops ordered to active duty and will use such equipment as may be found necessary in his opinion to accomplish the mission of the National Guard troops. The number of troops used and the amount of expense incurred will be held to a minimum compatible with the mission to be performed.

The Adjutant General will be the overall contact and coordinating authority for State agencies in this mission, and the direction of the troops will rest entirely with The Adjutant General, subject to the orders from the Governor.

The members of the Mississippi National Guard ordered to active duty under the provisions of this order shall be subject to the provisions, privileges and immunities of the statutes of the State of Mississippi governing the National Guard and State Militia where applicable.

The pay and expenses of the troops ordered out will be paid as provided in Sections 33-7-23, 33-7-313, and 33-7-315, Mississippi Code of 1972.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson this 21st day of October in the year of our Lord nineteen hundred and seventy-seven and of the Independence of the United States of America the two hundred and second.

Cliff Finch

GOVERNOR

BY THE GOVERNOR:

Heber Ladner

SECRETARY OF STATE

Mississippi

Executive Department

Jackson

EXECUTIVE ORDER NO. 255

By virtue of the authority vested in me as Governor of the State of Mississippi and pursuant to the Constitution and applicable statutes of the State of Mississippi, Executive Order No. 240, dated December 9, 1976, is hereby amended as follows, to-wit:

Amend: Section 3, Executive Order No. 240, dated December 9, 1976, in the following manner:

Change to read: SECTION 3. There is hereby established the Governor's Committee for the Arts, consisting of twenty-five (25) members, which Committee shall promulgate rules and criteria for applications and nominations for consideration by the Committee, and it shall design and obtain appropriate medallions and certificates. The members of the Governor's Committee for the Arts shall be appointed by the Governor and shall serve at his will and pleasure. The Governor shall designate one member as Chairman and one member as Vice-Chairman thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson this 27th day of September, A. D., 1977.

Cliff Finch

GOVERNOR

BY THE GOVERNOR:

Heber Ladner

SECRETARY OF STATE

Mississippi
Executive Department
Jackson

EXECUTIVE ORDER NO. 254

WHEREAS, with the launching of a sidewheel steamer built at the Philadelphia Navy Yard under personal supervision of Commodore Matthew Perry, a proud tradition of powerful fighting ships bearing the name USS MISSISSIPPI was born; and

WHEREAS, the first USS MISSISSIPPI was Flagship for Commodore Perry and served with distinction from 1845 to 1849 in the Mexican War; and

WHEREAS, during 1849 to 1851, the MISSISSIPPI cruised the Mediterranean, it returned to the United States to prepare for service as Flagship for Commodore Perry's momentous voyage to Japan, arriving in Tokyo Bay on July 8, 1853, where Perry proceeded, with one of the most significant naval/diplomatic missions ever recorded, to negotiate the treaty which opened Japan to Western Trade; and

WHEREAS, the second MISSISSIPPI was a battleship (BB-23), built by William Cramp & Sons and commissioned on February 1, 1908, at Philadelphia Naval Yards; and

WHEREAS, on February 10, 1909, the ship sailed to join the "Great White Fleet" as it returned from its famous world cruise, and thereafter her service included operation in the Atlantic and Caribbean until she was placed in the Atlantic Reserve Fleet in August, 1912; and

WHEREAS, the MISSISSIPPI was detached from the Reserve Fleet in December, 1913, for duty as aeronautic station ship at Pensacola, Florida, and later sailed to Vera Cruz with the outbreak of fighting in Mexico to serve as a floating sea base for the fledgling seaplanes and their pilots; and

WHEREAS, the third MISSISSIPPI (BB-41) was built by Newport News Shipbuilding and commissioned on December 18, 1917, and for 14 years thereafter served in numerous exercises in the Atlantic and Pacific Oceans; and

WHEREAS, she served for 7 years with San Pedro as her home base; and

WHEREAS, two days after the attack on Pearl Harbor in December, 1941, she left her patrol service in the North Atlantic protecting American shipping for service in the Pacific, taking part in the invasion of the Gilbert Islands, in the Marshall Islands campaign, and in the liberation of the Philippines; and

WHEREAS, on the night of October 24, 1944, she helped destroy a powerful Japanese task force during the Battle of Suriago Strait, which ended the Japanese ability to mount a serious offensive threat against the Allied forces; and

WHEREAS, in early 1945, the ship participated in the landing on Luzon and arrived at Okinawa on May 6 to support the landing forces there, and in doing so, her powerful guns were credited with leveling the defenses at Shuri Castle, which had stalled the entire offensive, and despite a kamikaze hit on her starboard side, MISSISSIPPI continued to support the troops at Okinawa until June 16; and

WH S, wit the announced surrender of Jap the ISSIPPI anchore . Tokyo Bay to witness the signing of the surre. documents, then steamed for home on September 6, 1945, where she underwent conversion to AG-128 at Norfolk and spent the last ten years of her career testing new weapons while based at this facility; and

WHEREAS, the MISSISSIPPI helped launch the Navy into the age of the guided-missile warship when she successfully test-fired the Terrier missile off Cape Cod on January 28, 1953; and

WHEREAS, these ships have been a source of pride not only to their crew, but to the citizens of the United States and particularly to Mississippi; and

WHEREAS, the United States Navy did authorize the construction of a new USS MISSISSIPPI to be built by the Newport News Shipbuilding and Dry Dock Company; and

WHEREAS, the new USS MISSISSIPPI (DLGN-40), a nuclear-powered guided-missile frigate will be one of our nation's most powerful combat ships; and

WHEREAS, the USS MISSISSIPPI was properly christened by Governor Cliff Finch's daughter, Janet, on July 31, 1976, and launched with the pride of the citizens of Mississippi in having that namesake once again protecting and defending our national heritage; and

WHEREAS, this namesake is a visible tribute not only to our State but also to the many patriots who have dedicated their lives to the cause of liberty and independence:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, pursuant to the authority vested in me by the Constitution and applicable statutes of the State of Mississippi, do hereby order that the USS MISSISSIPPI Liaison Committee be, and it is hereby established as an on-going organization representing the people of the State of Mississippi, to serve as follows:

to coordinate with and assist the United States Navy in serving the best interests of our great State of Mississippi and the interests of the USS MISSISSIPPI;

to assist in the preparation of and in the commissioning of the USS MISSISSIPPI;

the Committee shall be authorized to receive and accept gifts for the purpose of providing traditional honors to the Guided Missile Frigate MISSISSIPPI;

the Committee shall ensure coordination of the ship's calls on Mississippi's ports, and will also assist the ship when otherwise appropriate;

the Committee shall be comprised of citizens from throughout Mississippi representing various professions and areas of interest as appointed by the Governor; and

this Committee may utilize the service of state employees in the establishment and service of this Committee, reporting annually to the Governor of the Committee's activities.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson this 15th day of August, A. D., 1977.

GOVERNOR

BY AND UNDER THE AUTHORITY OF THE GOVERNOR:

SECRETARY OF STATE

Mississippi
Executive Department
Jackson

EXECUTIVE ORDER NO. 253

WHEREAS, Section 33-15-3, Mississippi Code of 1972, creates a State Civil Defense Council and authorizes the establishment of such organizations and the taking of such steps as are necessary and appropriate to carry out a program to provide for the common defense and to protect the public peace, health and safety, and to preserve the lives and property of the people of this State; and

WHEREAS, the existing and increasing possibility of the occurrence of disasters or emergencies of unprecedented size and destructiveness resulting from natural disasters, technological accidents and fixed nuclear facility incidents poses great threat to the public health and safety of the people of Mississippi; and

WHEREAS, the Federal government has instituted a program of Crisis Relocation in the event of a nuclear emergency requiring detailed planning within six designated high-risk areas within the State; and

WHEREAS, the responsibility is reposed in the Governor as Chief Executive of the State to continue to cope with the problems resulting from the aforementioned contingencies; and

WHEREAS, it is essential that an orderly, diligent and objective effort be established to insure that all contingencies of Emergency Preparedness are planned for to include the coordination with the comparable functions of the Federal government, including its various departments and agencies, of other States and localities, and of private agencies of every type, to the end that the most effective preparation and use may be made of the State's manpower, resources and facilities for dealing with any disaster that may occur:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, pursuant to the authority vested in me by the Constitution and applicable statutes of the State of Mississippi, do hereby order as follows:

SECTION 1. There is hereby created and established the "Office of Emergency Preparedness" to function under the Mississippi Civil Defense Council as presently constituted under Section 33-15-9, Mississippi Code of 1972.

SECTION 2. The State Director of Civil Defense shall assume and maintain general direction over the "Office of Emergency Preparedness" in addition to his duties as Director of Civil Defense, and as such will serve at the pleasure of the Governor, and his salary shall be pay grade 16, step 1, with annual increases comparable to step increases of other State employees.

SECTION 3. The Vice-Director of Civil Defense shall assist the Director and maintain direct supervision over the "Office of Emergency Preparedness" and his salary shall be pay grade 15, step 2, with annual increases comparable to step increases of other State employees.

Mississippi
Executive Department
Jackson

SECTION 4. The Staff, Officers, Clerks and Technicians presently supporting the Mississippi Civil Defense Council shall become the Staff, Officers, Clerks and Technicians of the "Office of Emergency Preparedness" and shall discharge those duties, functions and responsibilities as outlined within the Mississippi Civil Defense Law (Title 33, Chapter 15, Mississippi Code of 1972), and those duties, functions and responsibilities defined within this Order.

SECTION 5. This order shall take effect June 1, 1977, nunc pro tunc.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson, this August 11, 1977.

GOVERNOR

BY THE GOVERNOR:

SECRETARY OF STATE

Mississippi
Executive Department
Jackson

EXECUTIVE ORDER NO. 252

WHEREAS, Section 33-15-11 and Section 33-15-13, Mississippi Code of 1972, empower the Governor, in fulfilling his Civil Defense responsibilities, to use to the maximum extent practicable, the services, equipment, supplies and facilities of the State's departments, officers, agencies and political subdivisions; and

WHEREAS, Section 33-15-11 and Section 33-15-13, Mississippi Code of 1972, empower the Governor to issue and enforce Civil Defense orders, rules and regulations relating to the defense of the State and its people against enemy action or other disaster:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, and as Chairman of the State Civil Defense Council, pursuant to the authority vested in me by applicable statutes of the State of Mississippi, do hereby order as follows:

SECTION 1. The City of Greenwood, Leflore County, Mississippi, is hereby designated as the alternate State of Mississippi Civil Defense Emergency Operation Center.

SECTION 2. The alternate State of Mississippi Emergency Operation Center shall be activated and staffed with designated State personnel in the event of a national emergency or widespread natural disaster. Equipment and capabilities of the Primary State Emergency Operation Center shall be duplicated to the maximum extent practicable, to provide continuity of State government and emergency services to the people of Mississippi in the event the Primary State Emergency Operation Center becomes inoperative or destroyed.

SECTION 3. Executive Order No. 22, dated July 10, 1967, is hereby rescinded and held for naught.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson this August 11, 1977.

Cliff Finch
GOVERNOR

BY THE GOVERNOR:

Heber Ladner
SECRETARY OF STATE

Mississippi

Executive Department

Jackson

EXECUTIVE ORDER NO. 251

By virtue of the authority vested in me as Governor of the State of Mississippi and pursuant to the Constitution and applicable statutes of the State of Mississippi, Executive Order No. 243, dated June 22, 1977, is hereby amended as follows, to-wit:

Amend: Section 5, Executive Order No. 243, dated June 22, 1977, in the following manner:

Change to read: SECTION 5. There is hereby established an executive board, which will be responsible for the development of a program that will result in the maximum employment opportunities for the handicapped. The Executive Board shall be responsible for reviewing work reports and for approving all expenditures of the Committee. The Executive Board shall consist of the following: (1) Director of the Division of Vocational Rehabilitation; (2) Director of the Division of Vocational Rehabilitation for the Blind; (3) Director of the Veterans Administration Center; (4) Director of the Mississippi Employment Security Commission; (5) Director of the United States Civil Service Commission; (6) Representative of the Governor's Office; (7) the State Health Officer of the State Board of Health; (8) the Executive Director of the Governor's Office of Job Development and Training; (9) Director of the Mississippi Health Planning and Development Agency; (10) the Commissioner of Public Welfare; (11) the Executive Director of the Agricultural and Industrial Board; (12) the Executive Director of the Department of Mental Health; (13) the Coordinator of Federal-State Programs for the State of Mississippi.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson this 9th day of August, A. D., 1977.

Cliff Finch

GOVERNOR

BY THE GOVERNOR:

Heber Ladner

SECRETARY OF STATE

Mississippi
Executive Department
Jackson

EXECUTIVE ORDER NO. 250

WHEREAS, the Mississippi Legislature has authorized the Governor to execute the Tennessee-Tombigbee Waterway Development Compact; and

WHEREAS, Article III of this Compact creates the Tennessee-Tombigbee Waterway Development Authority; and

WHEREAS, Article III of this Compact states that the Authority shall consist of the Governor of each party state and five other citizens of each party state to be appointed by the Governor thereof; and

WHEREAS, there is a serious need for Mississippi to have additional representatives on this Authority; and

WHEREAS, Article VI of this Compact states that nothing contained therein shall limit the powers of any party state:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, pursuant to the authority vested in me by the Constitution and applicable statutes of the State of Mississippi, do hereby order as follows:

SECTION 1. An additional two (2) representatives from the State of Mississippi are hereby added to the Tennessee-Tombigbee Waterway Development Authority, to be appointed by and serve at the pleasure of the Governor, and are hereby designated as the Governor's Representatives.

SECTION 2. These representatives shall have all the rights, privileges and duties of all other members of the Authority, and their terms shall run concurrently with that of the Governor and until their successors are appointed and qualified.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson this 1st day of August, A. D., 1977.

Cliff Finch
GOVERNOR

BY THE GOVERNOR:

Heber Ladner
SECRETARY OF STATE

Mississippi
Executive Department
Jackson

EXECUTIVE ORDER NO. 249

WHEREAS, the State Board of Cosmetology is composed of three (3) members, one (1) from each Supreme Court district; and

WHEREAS, the work load of the Board is continually increasing in the areas of examinations, registrations, investigations and hearings; and

WHEREAS, there is a serious need to increase the membership of the Board, and the only present relief available is with an ex-officio member:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, pursuant to the authority vested in me by the Constitution and applicable statutes of the State of Mississippi, and for the public health and general welfare of the people of Mississippi, do hereby order as follows:

SECTION 1. There is hereby created the office of Ex-Officio Member of the State Board of Cosmetology to be appointed by the Governor, whose term shall run concurrently with that of the Governor.

SECTION 2. The ex-officio member shall file a bond with the Secretary of State in the sum of not less than five thousand dollars ($5,000.00) payable to the State of Mississippi for the faithful performance of the duties thereof.

SECTION 3. The ex-officio member shall serve with the Mississippi Cosmetology Council, shall participate in the deliberations of the Board and shall assist the Board in the carrying out of its duties.

SECTION 4. The exercise by the ex-officio member of the duties conferred by this Order shall be deemed and held to be the performance of an essential governmental function of the State of Mississippi.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson this 1st day of August, A. D., 1977.

Cliff Finch
GOVERNOR

BY THE GOVERNOR:

Heber Ladner
SECRETARY OF STATE

Mississippi
Executive Department
Jackson

EXECUTIVE ORDER NO. 248

WHEREAS, the Mississippi Legislature provided for the creation of the Tombigbee River Valley Water Management District, and directed that all powers be exercised by a board of directors; and

WHEREAS, the board of directors consists of members appointed by the Board of Water Commissioners, the State Game and Fish Commission, the Forestry Commission, the State Board of Health, Boards of Supervisors and the Governor; and

WHEREAS, there is a serious need to increase the membership of the Board with an ex-officio member:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, pursuant to the authority vested in me by the Constitution and applicable statutes of the State of Mississippi, and for the general welfare of the District, do hereby order as follows:

SECTION 1. There is hereby created the office of Ex-Officio Member of the Board of Directors of the Tombigbee River Valley Water Management District who shall be appointed by and serve at the pleasure of the Governor.

SECTION 2. The ex-officio member shall participate in the deliberations of the Board and shall assist the Board in carrying out its duties.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson this 28th day of July, A. D., 1977.

Cliff Finch
GOVERNOR

BY THE GOVERNOR:

Heber Ladner
SECRETARY OF STATE

Mississippi
Executive Department
Jackson

EXECUTIVE ORDER NO. 247

By virtue of the authority vested in me as Governor of the State of Mississippi and pursuant to the Constitution and applicable statutes of the State of Mississippi, Executive Order No. 243, dated June 22, 1977, is hereby amended as follows, to-wit:

A new section is added thereto as follows:

SECTION 7. The effective date of this Order is May 2, 1977, nunc pro tunc, in order to reflect the date of implementation of this Order.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson this July 29, A.D., 1977.

GOVERNOR

BY THE GOVERNOR:

SECRETARY OF STATE

Mississippi
Executive Department
Jackson

EXECUTIVE ORDER NO. 246

WHEREAS, Chapter 11, Title 81, Mississippi Code of 1972, created the Board of Savings and Loan Associations and the office of executive officer; and

WHEREAS, Chapter 445, Laws of 1977, repealed Sections 81-11-1 through 81-11-89, Mississippi Code of 1972; and

WHEREAS, Section 4(10), Chapter 445, Laws of 1977, provides that the Governor, by order, shall transfer the funds, books, records, documents, equipment and supplies of every office and officer created or appointed by Chapter 11, Title 81, Mississippi Code of 1972, to the office of Commissioner of Savings Associations:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, pursuant to Section 4(10), Chapter 445, Laws of 1977, do hereby order that the funds, books, records, documents, equipment and supplies of every office and officer created or appointed by Chapter 11, Title 81, Mississippi Code of 1972, be, and they hereby are transferred to the office of Commissioner of Savings Associations of the State of Mississippi.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson this 27th day of July, A. D., 1977.

Cliff Finch
GOVERNOR

BY THE GOVERNOR:

Heber Ladner
SECRETARY OF STATE

Mississippi
Executive Department
Jackson

EXECUTIVE ORDER NO. 245

WHEREAS, there is no capacity within the framework of State government to coordinate the numerous programs related to natural resources and technology among the State departments, agencies and institutions and with the Federal government; and

WHEREAS, it is essential that the State of Mississippi develop to the maximum extent a direct communication in the very complex world of natural resources and technology to a degree not previously possible; and

WHEREAS, it is necessary to continue the State liaison and coordinating office at the National Space and Technology Laboratory in order to provide for mutual aid among the affected State agencies and institutions and with the Federal agencies with respect to coordinating the planning, research and development efforts of the participating State agencies:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, pursuant to the authority vested in me by the Constitution and applicable statutes of the State of Mississippi, and for the general welfare of the citizens of the State of Mississippi, do hereby order as follows:

SECTION 1. There is hereby created and established within the Office of the Governor the Governor's Office of Natural Resources and Technology to include any offices heretofore established at the National Space and Technology Laboratory, to provide for mutual aid among the State offices administering programs related to natural resources and technology, and any other that may utilize such services, and with the Federal agencies with respect to coordinating the planning, research and development efforts of any and all participating State agencies. The exercise by the Governor's Office of Natural Resources and Technology of the powers conferred by this Order shall be deemed and held to be the performance of an essential governmental function of the State of Mississippi.

SECTION 2. The purpose of this procedure is to provide that all present plans and future programs of the State involving the field of natural resources and technology be coordinated with comparable functions of the Federal government, including its various departments, and agencies of other states and localities and private agencies so that the most effective, efficient and economical participation by the State of Mississippi may be made in the field of natural resources and technology.

SECTION 3. It shall be the duty of every department, agency, office, institution and political subdivision of the State of Mississippi and the officers thereof, to cooperate with and assist the Governor's Office of Natural Resources and Technology in every reasonable way.

SECTION 4. Anything in this Order to the contrary notwithstanding, the Governor's Office of Natural Resources and Technology shall not have authority or power to infringe upon the rights, duties and responsibilities of any other State office, but it shall assist other State offices by providing direct communication with each Federal agency or element at the National Space and Technology Laboratory for their needs, desires, requirements and solutions in the areas of natural resources, technology and environmental sciences.

Mississippi
Executive Department
Jackson

SECTION 5. It shall be the duty and responsibility of the Governor's Office of Natural Resources and Technology to coordinate the efforts and activities of the State of Mississippi and local political subdivisions on all matters concerning natural resources and related technology. The Governor's Office of Natural Resources and Technology shall contribute to and cooperate with all studies of Federal agencies or any other State agency related to natural resources and technology to the end that all factors considered by said studies will reflect input from the State of Mississippi and to the best interest of the State of Mississippi.

SECTION 6. There is hereby ratified any and all existing contracts to which the former Office of Science and Technology created by Executive Order No. 125, dated October 4, 1972, is a party, and all funds and equipment belonging thereto are hereby transferred to the Governor's Office of Natural Resources and Technology.

SECTION 7. Executive Order No. 84, dated July 12, 1971, as amended by Executive Order No. 93, dated December 14, 1971, and by Executive Order No. 125, dated October 4, 1972, are hereby rescinded and held for naught.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson this 11th day of July, A. D., 1977.

GOVERNOR

BY THE GOVERNOR:

SECRETARY OF STATE

Mississippi
Executive Department
Jackson

EXECUTIVE ORDER NO. 244

WHEREAS, Part C, Title I of the Domestic Volunteer Service Act of 1973, P.L. 93-113, provides for special volunteer programs to encourage wider volunteer participation on a full-time basis to strengthen and supplement efforts to meet a broad range of human, social and environmental needs, particularly those related to poverty; and

WHEREAS, the spirit of volunteerism has long animated generations of Mississippians to give of their time and abilities to help others, and the State of Mississippi should make use of volunteers in State service in agencies, institutions and situations wherever practicably possible; and

WHEREAS, effective use of volunteers in State service requires that State and local government agencies be provided guidelines for the development of volunteer programs and the utilization of volunteers:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, pursuant to the authority vested in me by the Constitution and applicable statutes of the State of Mississippi, do hereby order as follows:

SECTION 1. There is hereby established within the Office of Federal-State-Local Programs the "Governor's Office of Special Volunteer Programs-ACTION", herein referred to as "ACTION".

SECTION 2. ACTION is hereby authorized and directed to exercise and perform all functions, powers, duties and responsibilities conferred upon ACTION by Part C, Title I of P.L. 93-113. ACTION is hereby authorized to receive, budget and expend all Federal, State and other funds made available to it under P.L. 93-113 and State laws under the supervision of the Administrator of Federal-State-Local Programs.

SECTION 3. There shall be a coordinator, an assistant coordinator and a secretary of ACTION, who shall be appointed by and serve at the pleasure of the Governor, and they shall receive such compensation as shall be set by the Governor. The foregoing appointees shall not be included in classified service.

SECTION 4. There is hereby established in ACTION a State Voluntary Advisory Council, herein referred to as "Council", consisting of twenty-three (23) members, which shall be appointed by and serve at the pleasure of the Governor. Such members shall be representative of public and private organizations, and individuals interested in serving and benefited by the programs carried out under this Order.

SECTION 5. The Council shall:

a. Advise the coordinator of ACTION with respect to policy matters arising in the administration of this Order; and

b. Upon the request of the coordinator, review the effectiveness and the operation of programs under this Order, and make recommendations concerning (1) the improvement of such programs, (2) the elimination of duplication of effort and (3) the coordination of such programs with other federal programs designed to assist the beneficiaries of this Order.

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Executive Department
Jackson

SECTION 6. The responsibilities hereby assigned to ACTION shall include, but not limited to, the following:

a. Design and implement a program of in-service training which will completely equip the volunteer to perform the tasks to which he has been assigned.

b. Provide appropriate supervision, leadership and direction to the volunteers in conformance with the ACTION plan.

c. Determine the job-related transportation needs of the volunteer.

d. Provide most job-related support involving facilities, equipment and consumable supplies needed by the volunteer.

SECTION 7. The coordinator of ACTION shall take necessary steps to coordinate volunteer programs hereunder with other public or private programs or projects carried out at State and local levels.

SECTION 8. State agencies shall cooperate with the coordinator in disseminating information about the availability of assistance under this Order and in promoting the identification and interest of persons whose services may be utilized in projects under this Order.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson this 22nd day of June, A.D., 1977.

Cliff Finch
GOVERNOR

BY THE GOVERNOR:

Heber Ladner
SECRETARY OF STATE

Mississippi
Executive Department
Jackson

EXECUTIVE ORDER NO. 243

WHEREAS, the people of Mississippi have an interest and concern for the development of job opportunities for the handicapped within the State; and

WHEREAS, it is essential that the State establish a rehabilitative manpower specialist program to emphasize the employment of the handicapped who have work potential and to carry out special model training and employment programs under the provisions of Section 106(c)(5) of the Comprehensive Employment and Training Act of 1973, P.L. 93-203, as amended:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, pursuant to the authority vested in me by the Constitution and applicable statutes of the State of Mississippi, for the purpose of effectuating the training and employment of the handicapped and for the general welfare of the people of Mississippi, do hereby order as follows:

SECTION 1. There is hereby established within the Office of the Governor the Governor's Committee on Employment of the Handicapped, herein referred to as "Committee", which shall be responsible for administering a statewide special model training and employment program for the handicapped, under the supervision of the Governor.

SECTION 2. The Committee is hereby authorized and directed to exercise and perform all functions, powers, duties and responsibilities conferred upon it by Section 106(c)(5) of P.L. 93-203, and it is hereby authorized to receive, budget and expend all Federal, State and other funds made available to it under P.L. 93-203 and State laws.

SECTION 3. The Committee shall consist of an executive secretary, an architectural barriers consultant, a secretary, a bookkeeper and ten (10) regional coordinators, who shall be appointed by and serve at the pleasure of the Governor, and who shall be exempt from classified service.

SECTION 4. There is hereby established within each of the ten (10) planning and development districts a local committee on Employment of the Handicapped to be designated by the Governor, each to be coordinated by the respective regional coordinator. Each local committee will develop and provide employment opportunities for the handicapped, and will work to carry out the goals of the statewide program.

SECTION 5. There is hereby established an Executive Board, which shall be responsible for the development of a program that will result in the maximum employment opportunities for the handicapped. The Executive Board shall be responsible for reviewing work reports and for approving all expenditures of the Committee. The Executive Board shall consist of the following: (1) Director of the Division of Vocational Rehabilitation; (2) Director of the Division of Vocational Rehabilitation for the Blind; (3) Director of the Veterans Administration Center; (4) Director of the Mississippi Employment Security Commission; (5) Director of the U. S. Civil Service Commission; (6) Representative of the Governor's Office; and (7) State Health Officer of the State Board of Health.

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Executive Department
Jackson

SECTION 6. It shall be the duty of every department, agency, office, institution and political subdivision of the State of Mississippi and the officers thereof to cooperate with and assist the Committee in every way.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson this 22nd day of June, A.D., 1977.

GOVERNOR

BY THE GOVERNOR:

SECRETARY OF STATE

Mississippi
Executive Department
Jackson

EXECUTIVE ORDER NO. 242

WHEREAS, the people of Mississippi have an interest and concern for the rights of persons within the State with developmental disabilities; and

WHEREAS, it is essential that the State establish a system for the protection and advocacy of rights for those citizens with developmental disabilities, pursuant to Section 113(a) of the Developmentally Disabled Assistance and Bill of Rights Act (P.L. 94-103):

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, pursuant to the authority vested in me by the Constitution and applicable statutes of the State of Mississippi, for the purpose of effectuating the protection and advocacy of individual rights provisions of the Developmentally Disabled Assistance and Bill of Rights Act (P.L. 94-103) and for the general welfare of the people of Mississippi, do hereby order as follows:

SECTION 1. There is hereby established within the Office of the Governor the Office of Protection and Advocacy for Developmentally Disabled Individuals, which is hereby designated as the State Agency responsible for administering the protection and advocacy system in Mississippi, under the supervision of the Governor.

SECTION 2. The State Agency is hereby authorized and directed to exercise and perform all functions, powers, duties and responsibilities conferred upon the State Agency by Section 113(a) of P.L. 94-103, and the State Agency is hereby authorized to receive, budget and expend all Federal, State and other funds made available to it under Section 113(b)(1) of P.L. 94-103 and State laws

SECTION 3. There shall be a director of the State Agency, who shall be appointed by and serve at the pleasure of the Governor. All other employees of the State Agency, both professional and non-professional, shall be appointed by and serve at the pleasure of the Governor. No contract for employment or for professional services shall be either negotiated or executed by the State Agency or the director without prior approval of the Governor.

SECTION 4. The State Agency, subject to prior approval of the Governor, shall prepare and have in effect prior to September 30, 1977, the State Advocac Plan, which shall be submitted for approval to the Secretary of Health, Educati and Welfare. All amendments or revisions to the approval Plan shall be subject to prior approval of the Governor.

SECTION 5. Not later than October 1, 1977, the State Agency shall have in effect within the State Advocacy Plan:

A. A system to protect and advocate the rights of persons with developmental disabilities;
B. A system to pursue legal, administrative and other appropriate remedies to insure the protection of the rights of such persons who are receiving treatment, services or habilitation within Mississippi; and
C. A system that is independent of any State agency which provides treatment, services or habilitation to persons with developmental disabilities.

SECTION 6. The State Agency shall coordinate its activities, insofar as practicable, with the State Developmental Disabilities Planning Council.

SECTION 7. There is hereby established the State Advisory Committee on Protection and Advocacy for Developmentally Disabled Individuals, consisting of at least fifteen (15) members, which shall be appointed by and serve at the pleasure of the Governor.

SECTION 8. It shall be the duty of every department, agency, office, institution and political subdivision of the State of Mississippi and the officers thereof to cooperate with and assist the State Agency in every way.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson this 3rd day of May, A. D., 1977.

GOVERNOR

BY THE GOVERNOR:

SECRETARY OF STATE

Mississippi
Executive Department
Jackson

EXECUTIVE ORDER NO. 241

WHEREAS, under the provisions of Chapter 490, Laws of 1976, being Sections 25-3-91 through 25-3-99, Mississippi Code of 1972, the Governor of the State of Mississippi is authorized to grant prior permission to a State employee to be absent from work in addition to the authorized leaves of absence for official business, vacation and sickness; and

WHEREAS, the Governor is desirous of promoting the efficiency in operation of each segment of State government; and

WHEREAS, the heads of all agencies, boards, commissions, departments and institutions are best qualified to determine the necessity for a leave of absence in excess of those provided for in said Chapter 490, Laws of 1976:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, pursuant to the authority vested in me by Chapter 490, Laws of 1976, being Sections 25-3-91 through 25-3-99, Mississippi Code of 1972, do hereby grant advance permission for any State employee to be absent from his office or place of official business, without loss of compensation, where such absence is approved in writing accompanying payroll requisitions by the head of his agency, board, commission, department or institution under the following circumstances only:

1. Absence due to the death of a member of the immediate family of the employee, the time thereof to be reasonable under all the circumstances. A member of the immediate family shall include spouse, parent, sibling, child, grandchild and grandparent.

2. An absence due to the critical illness of a member of the immediate family of the employee, as defined in the foregoing section, the time thereof to be reasonable under the circumstances.

3. Any other request for permission for an absence in excess of earned leave will be considered by the Governor upon proper application duly recommended by the head of an agency, board, commission, department or institution.

Executive Order No. 41, dated January 27, 1969, is hereby rescinded and held for naught.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson this 5th day of January, A.D., 1977.

Cliff Finch
GOVERNOR

BY THE GOVERNOR:

Heber Ladner
SECRETARY OF STATE

Mississippi
Executive Department
Jackson

EXECUTIVE ORDER NO. 240

WHEREAS, the Mississippi Arts Commission has stimulated and encouraged throughout the State the study and presentation of the performing, visual and literary arts; and

WHEREAS, the Mississippi Arts Commission has encouraged excellence and assisted freedom of artistic expression essential for the well-being of the arts; and

WHEREAS, the fine arts have made major contributions to the quality of life among Mississippi citizens and to the promotion of business and industry in our State; and

WHEREAS, it is deemed to be in the best interest of the State that an annual award be presented by the Governor to a qualifying, non-profit organization engaged in the performing, visual and literary arts:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, pursuant to the authority vested in me by the Constitution and applicable statutes of the State of Mississippi, do hereby order as follows:

Section 1. There is founded and established The Mississippi Medallion For The Arts, consisting of an appropriate bronze medallion and a certificate, which shall be presented annually to a Mississippi non-profit organization engaged in the performing, visual and literary arts.

Section 2. Any non-profit, Mississippi organization, having existed for at least five years, may qualify for the annual award to be presented by the Governor.

Section 3. There is hereby established the Governor's Committee for the Arts, consisting of seven members to be appointed by the Governor, which Committee shall promulgate rules and criteria for applications and nominations for consideration by the Committee, and it shall design and obtain appropriate medallions and certificates.

Section 4. The Governor's Committee for the Arts shall recommend annually to the Governor the organization it deems worthy of receiving The Mississippi Medallion For The Arts and the Certificate from the Governor.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson this 9th day of December, A. D., 1976.

Cliff Finch
GOVERNOR

BY THE GOVERNOR:

Heber Barber
SECRETARY OF STATE

Mississippi
Executive Department
Jackson

EXECUTIVE ORDER NO. 239

WHEREAS, charges were filed with the Commissioner of Public Safety, addressed to the Governor, in accordance with the procedure set forth in Section 45-3-17, Mississippi Code of 1972, charging Assistant Inspector Bobby Taylor, Respondent, with having violated Sub-sections 1, 2 and 10, Section 1, of the Laws, Rules and Regulations of the Mississippi Highway Safety Patrol; and

WHEREAS, the said Respondent was personally served a copy of the charges against him, and Respondent was notified in writing that a hearing thereon would be held by the Governor, in the office of the Governor, at 10:00 o'clock A. M., on Friday, the 15th day of October, 1976; and

WHEREAS, the Respondent appeared for said hearing, with Counsel, testimony having been received in their presence, and Respondent was allowed to respond to the charges made against him; and

WHEREAS, the said hearing was continued to 10:00 o'clock A. M., on Monday, the 1st day of November, 1976, at which time the hearing was resumed; and

WHEREAS, the testimony and evidence presented thereat, not refuted by the Respondent, support the charges, and the law has been fully complied with as to the manner in which a Patrolman may be finally discharged:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, pursuant to the authority vested in me by Section 45-3-17, Mississippi Code of 1972, do hereby ratify the suspension of Bobby Taylor on September 3, 1976, and do hereby order that Bobby Taylor be, and he hereby is discharged as a member of the Mississippi Highway Safety Patrol effective September 3, 1976.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson, this 8th day of November, A. D., 1976.

Cliff Finch

GOVERNOR

BY THE GOVERNOR:

Heber Barber

SECRETARY OF STATE

Mississippi
Executive Department
Jackson

EXECUTIVE ORDER NO. 237

WHEREAS, the Congress has passed "The Public Works Employment Act of 1976", P.L. 94-369; and

WHEREAS, pursuant to Title II thereof, certain funds from the U. S. Treasury will be received periodically by the State of Mississippi for use to maintain levels of public employment and of basic services which have been customarily provided to persons in Mississippi; and

WHEREAS, the said funds should be used within the following State governmental expenditure categories: Education, Highways, Public Welfare, Health and Hospitals, Police and Corrections, Fire Protection, Sewerage and Sanitation, Natural Resources, Housing and Urban Renewal, Transportation, Libraries, Financial Administration, General Administration, General Public Buildings, Interest on General Debt and Parks and Recreation; and

WHEREAS, the said funds may not be used to initiate basic services not provided by the State during its last two fiscal years (current and preceding fiscal years); and

WHEREAS, the said funds may be used for the acquisition of supplies and materials only to the extent that such expenditures are incidental and necessary to the continued provision of a basic service; and

WHEREAS, the expenditure of such funds for construction shall be limited to structural repairs or renovations when necessary for the maintenance of a basic service; and

WHEREAS, it is essential that a State trust fund be created into which all antirecession funds will be deposited prior to the receipt of such funds:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, pursuant to the authority vested in me by the Constitution and applicable statutes of the State of Mississippi, do hereby order as follows:

SECTION 1. There is hereby created and established a State Trust Fund on the books in the offices of the State Treasurer and the State Auditor of Public Accounts to be known as the "State Antirecession Trust Fund" (referred to herein as the "Trust Fund").

SECTION 2. The "Trust Fund" shall be maintained in the State Treasury as a separate fund, and the Governor, upon receipt of any funds distributed to the State pursuant to Title II, of the Public Works Employment Act of 1976, P.L. 94-369, shall deposit all of said funds into the "Trust Fund". The "Trust Fund" shall remain available without fiscal year limitations.

SECTION 3. All funds deposited in and expended from the "Trust Fund" shall be subject to the budget procedures, laws and regulations set forth in Sections 27-103-1 through 27-103-71, Mississippi Code of 1972.

SECTION 4. The Governor shall, in the manner provided by law, expend from the "Trust Fund" such sums of money as he may direct, so long as there is a balance in the "Trust Fund". All funds to be paid out of the "Trust Fund" shall be paid out on requisition signed by the Governor on warrants issued by the State Auditor of Public Accounts upon the State Treasurer.

SECTION 5. The Governor shall file with the Director of the Office of Revenue Sharing such statements of assurances and reports required by Title II of the Public Works Employment Act of 1976 and by 31 CFR 52. Such statements and reports shall be in such form and detail and shall be submitted at such time as the Director may prescribe.

SECTION 6. The Governor shall have a copy of each report submitted by the State under Section 5 hereof published in a newspaper which is published within the State and has general circulation within the State.

SECTION 7. The Federal-State Coordinator, within the Governor's Office, shall have the duty and the responsibility to provide the bookkeeping and accounting for all funds under the Act. The Federal-State Coordinator will use fiscal, accounting and audit procedures which conform to guidelines established therefor by the Director, Office of Revenue Sharing.

The Federal-State Coordinator will provide to the Director of the Office of Revenue Sharing, the Secretary of Labor, the Comptroller General of the United States, and the Department of Justice, on reasonable notice, access to, and the right to examine such books, documents, papers or records as they may reasonably require for purposes of reviewing compliance with the Act.

SECTION 8. The State Auditor of Public Accounts shall exercise such powers and perform such duties incident to the "Trust Fund" as set forth in Chapter 7, Title 7, Mississippi Code of 1972.

SECTION 9. All amounts in the "Trust Fund" (including any interest earned thereon while in the "Trust Fund") will be appropriated or obligated before the end of the six-month period which begins the day following receipt of a periodic payment of such funds under the Act.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson this 24th day of November, A.D., 1976.

Cliff Finch

GOVERNOR

BY THE GOVERNOR:

Heber Ladner

SECRETARY OF STATE

Mississippi
Executive Department
Jackson

EXECUTIVE ORDER NO. 236

By virtue of the authority vested in me as Governor of the State of Mississippi and pursuant to the Constitution and applicable statutes of the State of Mississippi, Executive Order No. 223, dated April 16, 1976, is hereby amended as follows, to-wit:

Amend: SECTION 4, Executive No. 223, dated April 16, 1976, in the following manner:

Change to read: SECTION 4. There is hereby created and established the Statewide Health Coordinating Council, hereinafter referred to as the "SHCC", which shall be composed of thirty (30) members. The membership of the SHCC shall be appointed by the Governor for such terms deemed appropriate to him in the manner prescribed by P. L. 93-641, and the SHCC shall select a Chairman from among its members.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson this 4th day of November in the year of our Lord nineteen hundred and seventy-six, and of the Independence of the United States of America the two hundred and first.

GOVERNOR

BY THE GOVERNOR:

SECRETARY OF STATE

Mississippi
Executive Department
Jackson

EXECUTIVE ORDER NO. 235

WHEREAS, on October 25, 1976, a Writ of Election was issued to the Election Commissioners of Forrest, Lamar and Stone Counties, Mississippi, calling a special election therein to fill the vacancy in the Senate of the State of Mississippi of the senator of the 30th District, Post 1, declared by Order of the Circuit Court of Lamar County, Mississippi, dated October 15, 1976; and

WHEREAS, said Writ of Election conflicts with the Order of the United States District Court for the Southern District of Mississippi, dated August 24, 1976:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, pursuant to the authority vested in me by the Constitution and applicable statutes of the State of Mississippi, do hereby order that the Writ of Election dated October 25, 1976, setting the date for a special election in the Counties of Lamar, Forrest and Stone, Mississippi to elect to the Senate of the State of Mississippi a senator of the old Post 1 of the 30th District be, and the same hereby is, rescinded, cancelled and held for naught.

It is further ordered that the Election Commissioners of Lamar, Forrest and Stone Counties, Mississippi, shall govern themselves accordingly.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson, this 28th day of October, A. D., 1976.

Cliff Finch
GOVERNOR

BY THE GOVERNOR:

Heber Ladner
SECRETARY OF STATE

CORPORATION DIVISION
W. A. THORNTON, DEPUTY
RAY BAILEY, DEPUTY

TELEPHONE 354-6541

STATE OF MISSISSIPPI

Secretary of State

HEBER LADNER
POST OFFICE BOX 136
JACKSON, MISSISSIPPI 39205

SECURITIES DIVISION
BEN HAWKINS, DEPUTY
TELEPHONE 354-6548

COMMERCIAL CODE DIVISION
BOARDS AND COMMISSIONS
W. W. REAGAN, DEPUTY
TELEPHONE 354-6545

September 13, 1976

Honorable Theron C. Lynd
Circuit Clerk
Forrest County
Hattiebburg, MS 39401

Dear Mr. Lynd:

Enclosed herewith is a true and correct copy of Executive Order No. 234, dated September 2, 1976, restoring any civil rights lost by Bobby Webb by virtue of his conviction in the Circuit Court of Forrest County, Mississippi, by order entered on March 19, 1971, to the charge of burglary.

Please make the proper entry of the certified copy of said Executive Order on the Criminal Docket of the Circuit Court of Forrest County, and file same as directed in the last paragraph thereof.

Very truly yours,

Heber Ladner
Secretary of State

RB/pat

Enclosure

Mississippi
Executive Department
Jackson

EXECUTIVE ORDER NO. 234

WHEREAS, on March 19, 1971, Bobby Webb was sentenced in the Circuit Court of Forrest County, Mississippi, to a term of five years in the Mississippi State Penitentiary upon a plea of guilty to the charge of burglary; and

WHEREAS, the Honorable Stanton A. Hall, Circuit Court Judge, suspended the execution of said Penitentiary sentence, and placed Bobby Webb on probation for five years under the supervision of the Probation and Parole Board of the State of Mississippi; and

WHEREAS, on October 23, 1974, the Honorable Stanton A. Hall, Circuit Court Judge, signed a Discharge Order terminating the probation of Bobby Webb in Cause No. 7249, Circuit Court of Forrest County, Mississippi, the Court of original jurisdiction, discharging him from probationary supervision; and

WHEREAS, under said Court Order and said Discharge Certificate, Bobby Webb has fully and completely served his sentence and has been discharged from any further penalty and obligation thereunder; and

WHEREAS, the Probation and Parole Board has presented to the Governor a copy of the written report of the record of said probationer prepared by the Probation and Parole Board Officer, who found as a fact that Bobby Webb has been living a good and useful life since his discharge:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, by virtue of the power vested in me by Section 47-7-41, Mississippi Code of 1972, Recompiled, do hereby order that any civil rights lost by Bobby Webb by virtue of his plea of guilty and conviction in the Circuit Court of Forrest County, Mississippi, in Docket No. 7249, by Order entered March 19, 1971, be and the same are hereby restored to Bobby Webb; that a certified copy of this Executive Order be forwarded to the Circuit Clerk of Forrest County, Mississippi, for entry on the Docket of that Court and filing in said cause.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson, this 2nd day of September, A.D., 1976.

Cliff Finch
GOVERNOR

BY THE GOVERNOR:

Heber Ladner
SECRETARY OF STATE

Executive Department
Jackson

EXECUTIVE ORDER NO. 233

WHEREAS, Mississippi is blessed with beautiful and productive land and streams; and

WHEREAS, it is essential, and the public welfare demands, that the efficiency and effectiveness of existing boards and commissions engaged in activities of tourism, parks and recreation be increased so as to improve recreational facilities that will attract tourists as well as provide Mississippians with places where they can relax and enjoy the good things of life; and

WHEREAS, Section 17-3-11, Mississippi Code of 1972, authorizes certain municipalities to acquire and use land and other property to promote tourism; and

WHEREAS, Section 17-3-21, Mississippi Code of 1972, authorizes the establishment of a convention bureau in any county bordering on the Gulf of Mexico for the purpose of promoting the tourist business; and

WHEREAS, Section 17-1-33, Mississippi Code of 1972, requires the regional planning commissions to act in an advisory capacity to municipalities and counties in planning matters related to recreational areas; and

WHEREAS, Section 39-5-5, Mississippi Code of 1972, provides that the Board of Trustees of the Department of Archives and History shall cooperate with State agencies, historical societies, patriotic societies, chambers of commerce, garden clubs and other groups or associations in preparing and distributing pamphlets designed to encourage the tourist travel in this state; and

WHEREAS, Section 49-1-29, Mississippi Code of 1972, grants certain powers related to parks, tourism and recreation to the Game and Fish Commission; and

WHEREAS, Section 55-1-1, Mississippi Code of 1972, establishes the Mississippi Recreational Advisory Council, composed of the Executive Director of the Park Commission, the Directors of the Game and Fish Commission, the Agricultural and Industrial Board, the Highway Commission and the Research and Development Center, the State Forester, and three members appointed by the Governor, with the Executive Director of the Park Commission as Chairman thereof; and

WHEREAS, Section 55-1-3, Mississippi Code of 1972, provides that the Council is responsible for developing methods and procedures for improving interagency coordination in the development and implementation of state recreational policies and programs; and

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WHEREAS, Section 55-3-69, Mississippi Code of 1972, provides that the Mississippi Park Commission, in cooperation with the Research and Development Center, is authorized and directed to supervise the preparation, maintenance and upgrading of a comprehensive long-range statewide plan for the development of outdoor recreation resources of the State, which plan will be prepared by the Park Commission staff; and

WHEREAS, Section 55-3-71, Mississippi Code of 1972, provides that the Executive Director of the Park Commission is designated as the authorized representative of the State under the Federal Land and Water Conservation Fund Act; and

WHEREAS, Section 55-3-73, Mississippi Code of 1972, provides that the Park Commission shall coordinate its activities with and represent the interests of all agencies and departments of the State and of the municipal, county and other governmental units and subdivisions of the State having interest in the planning, development and maintenance of outdoor recreation resources and facilities within the State, all pursuant to agreements with the Federal government; and

WHEREAS, Section 55-3-79, Mississippi Code of 1972, creates the Outdoor Recreation Fund, and provides that the funds in the account shall be disbursed by the Park Commission; and

WHEREAS, Section 55-3-81, Mississippi Code of 1972, provides that none of the foregoing provisions shall be construed as attempting to substitute, transfer or supersede the proper constitutional or statutory function or jurisdiction of any State agency or head thereof by any other State agency; and

WHEREAS, Sections 55-9-1 through 55-9-57, Mississippi Code of 1972, provide for the development of recreational facilities, the establishment of recreational districts and the employment of recreational supervisors in certain municipalities and counties; and

WHEREAS, Sections 57-27-1 through 57-27-15, Mississippi Code of 1972, provide for Regional Tourism Promotion Councils, sets forth the five areas therefor, designates the Travel and Tourism Department of the Agricultural and Industrial Board as the administrative agency to administer provisions of that chapter and authorizes the Board to make grants to the Councils to stimulate tourist travel and vacation business; and

WHEREAS, Sections 57-29-1 through 57-29-3, Mississippi Code of 1972, provide that the Travel and Tourism Department of the Agricultural and Industrial Board is authorized to publish a "vacation guide", to be distributed free to the general public and containing no advertising and no photographs or listings of public officials; and

WHEREAS, Section 65-31-1, Mississippi Code of 1972, authorizes the Highway Commission to operate and maintain hospitality stations on trunkline highways; and

WHEREAS, Section 65-31-3, Mississippi Code of 1972, authorizes the Highway Commission and the Agricultural and Industrial Board to contract for the operation of hospitality stations, which shall be supplied information, pamphlets and other materials as will advertise and publicize the history, commerce, industry, natural resources and tourist attractions in the State. The Agricultural and Industrial Board will provide for the free distribution to the traveling public of such literature, pamphlets, refreshments and other items of interest to tourists in such a manner as deemed to be in the best interest of promoting the tourist trade in the State; and

WHEREAS, Chapters 11, 13, 15, 17, 19, 21, 23 and 25 of Title 51, Mississippi Code of 1972, provide for parks and recreation; and

WHEREAS, Public Law 90-465 requires the Bureau of Outdoor Recreation to coordinate with the appropriate State agency designated by the State when working with the military installations, which contain significant recreation resources and opportunities within the State; and

WHEREAS, the foregoing laws, and additional laws not set forth herein, demonstrate the vastness and proliferation of laws governing the activities related to tourism, parks and recreation, all of which dilutes the efficiency and effectiveness in the implementation thereof; and

WHEREAS, there is no capacity within the structure of state government to coordinate the closely related activities of tourism, parks and recreation responsibilities:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, pursuant to the authority vested in me by the Constitution and applicable statutes of the State of Mississippi, do hereby order as follows:

SECTION 1. In order further to carry out the policies and responsibilities declared and set forth in the foregoing and other statutes, there is hereby established the Mississippi Council on Tourism, Parks and Recreation, hereinafter referred to as the "Council", to consist of the heads of the State boards, commissions, councils and agencies and the municipal, county and regional agencies having administrative or advisory responsibility over activities or resources, the conduct or use of which is pertinent to fulfillment of those policies and duties, together with any other members appointed by the Governor.

SECTION 2. In order to see that the laws related to the activities of tourism, parks and recreation are faithfully executed, it is essential in the public interest for all such related activities to be coordinated completely.

SECTION 3. The Executive Director of the Mississippi Agricultural and Industrial Board, who is hereby designated Chairman of the Council, shall cause an organizational meeting of the Council to be called and held, and the Council shall promote, encourage and coordinate the efforts of the State of Mississippi and its political subdivisions to secure the full development of the great potential of all activities related to tourism, parks and recreation.

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Executive Department

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SECTION 4. The purpose of this procedure is to provide that all present plans and future programs involving the development of tourism, parks and recreation be coordinated throughout the State so that the most effective, efficient and economical management and development of those activities may be had.

SECTION 5. The exercise by the Council of the duties conferred by this order shall be deemed and held to be the performance of an essential governmental function of the State of Mississippi in the execution of the laws related to tourism, parks and recreation. It shall be the duty of every department, agency, office, institution and political subdivision of the State of Mississippi and the officers thereof to cooperate with and assist the Council in every reasonable way.

SECTION 6. The Council shall on or before December 1, 1976, prepare and file with the Governor an analysis of all laws related to tourism, parks and recreation, with recommendations based thereon for the most effective, efficient and economical development and coordination of all activities in Mississippi related to tourism, parks and recreation.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson, this August 23rd, A. D., 1976.

GOVERNOR

BY THE GOVERNOR:

SECRETARY OF STATE

Executive Department
Jackson

EXECUTIVE ORDER NO. 232

WHEREAS, it is essential that the State of Mississippi provide open communications between management and labor so as to maintain a good labor climate within the State; and

WHEREAS, there is no capacity within the present structure of State government to coordinate industrial relations between management and labor in an effort to prevent serious disagreements that could reduce the productivity of the work force in the State; and

WHEREAS, it is essential that a statewide industrial council be established to facilitate the resolution of problems arising out of employer-employee relations:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, pursuant to the authority vested in me by the Constitution and applicable statutes of the State of Mississippi, and for the general welfare of the citizens thereof, do hereby order as follows:

SECTION 1. It is the declared policy of the State of Mississippi that the people of this State have a fundamental interest in the maintenance of harmonious and cooperative relationships between employers and employees.

SECTION 2. There is hereby created the Mississippi Industrial Relations Council, hereinafter referred to as the "Council", the membership thereof to be appointed by the Governor, who shall designate the Chairman thereof. In making appointments to the Council, and in filling vacancies therein, the Governor shall maintain a fair representation of both management and labor.

SECTION 3. The Council shall hold regular meetings four times a year and special meetings on call of the Chairman of the Council.

SECTION 4. The Council shall have the following duties and responsibilities:

A. To provide an open, effective line of communications among management, labor and the general public so as to maintain a good labor climate within the State;

B. To coordinate industrial relations between management and labor in an effort to prevent serious disagreements that could result in a reduction in the productivity of the work force in the State;

C. To facilitate the resolution of problems arising out of employer-employee relations;

D. To assist the State in its efforts to meet its problems of unemployment and under-employment;

E. To assist the State in its efforts to expand the economic base of the people of Mississippi.

Executive Department
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SECTION 5. The exercise by the Council of the duties conferred by this Order shall be deemed and held to be the performance of an essential governmental function of the State of Mississippi. It shall be the duty of every department, agency, office, institution and political subdivision of the State of Mississippi and the officers thereof to cooperate with and assist the Council in every reasonable way.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson, this August 17th, A.D., 1976.

GOVERNOR

BY THE GOVERNOR:

SECRETARY OF STATE

Executive Department
Jackson

EXECUTIVE ORDER NO. 231

WHEREAS, Section 59-5-3, Mississippi Code of 1972, declares the public policy of the State to be "to aid and encourage the promotion, development, improvement and expansion of the State's ports, harbors and inland waterways"; and

WHEREAS, Section 59-9-1, Mississippi Code of 1972, declares the public policy of the State to be "to encourage the expansion and development of Mississippi's harbors and ports"; and

WHEREAS, Section 59-17-3, Mississippi Code of 1972, declares the public policy of the State to be "to aid the industrial development and economy of the State through the acquisition, promotion, development, improvement and expansion of inland ports and attendant industrial sites"; and

WHEREAS, the Mississippi Agricultural and Industrial Board, acting through the State Port Authority, operates the state port, and it has the duty to assist all other ports; and

WHEREAS, the State supports all ports related to the State or its political subdivisions, either through appropriations or through retention of State ad valorem taxes; and

WHEREAS, there is no capacity within the present structure of State government to coordinate the management and development of the numerous ports located within the State; and

WHEREAS, it is essential that a statewide port management council be established to coordinate the port management and development to take full advantage of the great port potential of the State:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, pursuant to the authority vested in me by the Constitution and applicable statutes of the State of Mississippi, and for the general welfare, do hereby order as follows:

SECTION 1. There is hereby created and established the "Mississippi Ports Management Council", hereinafter referred to as the "Council", to consist of fifteen (15) members appointed by the Governor, who shall designate the Chairman thereof.

SECTION 2. The Mississippi Agricultural and Industrial Board shall promote, encourage and coordinate the efforts of the State of Mississippi and its political subdivisions to secure the full development of the great potential of all ports, and it shall cause an organizational meeting of the Council to be called and held. The Board shall provide the Council with such administrative and professional services as may be necessary for the Council to function properly.

SECTION 3. The purpose of this procedure is to provide that all present plans and future programs involving the development of ports and economic expansion be coordinated throughout the State so that the most effective, efficient and economical management and development of the ports of the State may be had.

Executive Department
Jackson

SECTION 4. The Council and the Board shall at all times maintain and seek a cooperative and coordinated relationship with the various port authorities, boards and commissions so as to produce an effective and efficient management of all ports for the maximum economic development of the State.

SECTION 5. The exercise by the Council and the Board of the duties conferred by this Order shall be deemed and held to be the performance of an essential governmental function of the State of Mississippi. It shall be the duty of every department, agency, office, institution and political subdivision of the State of Mississippi and the officers thereof to cooperate with and assist the Council and the Board in every reasonable way.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson, this August 17th, A.D., 1976.

Cliff Finch
GOVERNOR

BY THE GOVERNOR:

Heber Ladner
SECRETARY OF STATE

Executive Department
Jackson

EXECUTIVE ORDER NO. 230

WHEREAS, the people of Mississippi have a fundamental interest in the orderly development of the State and its regions; and

WHEREAS, the State of Mississippi needs to develop a process to assure orderly and harmonious coordination of the planning and delivery of services by state, regional, local and private agencies with those of the federal government:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, pursuant to the authority vested in me by the Constitution and applicable statutes of the State of Mississippi, and for the purpose of establishing a comprehensive state and regional planning process, do hereby order as follows:

SECTION 1. There is hereby created and established within the Office of the Governor, the Office of Planning and Coordination, which is hereby designated as the single state planning coordinating agency for the State of Mississippi.

SECTION 2. The Office of Planning and Coordination shall perform the following functions:

A. Encourage comprehensive and coordinated planning by state, regional and local agencies by developing definite operational and planning standards, developing project evaluation criteria and providing technical assistance.

B. Coordinate the review of plans and proposals of all political subdivisions, state agencies and regional planning agencies for consistency with state goals, other agencies' plans and declared policies of the State.

C. Develop short-term objectives, which are consistent with long-term goals, for priority considerations.

D. Identify areas of public interest and concern where services are inadequate or being duplicated, and analyze possible alternatives for current policies and practices.

E. Develop and coordinate on behalf of the Office of the Governor a mechanism for the periodic review of the progress agencies are making in implementing plans.

F. Be the grantee for the special grant to the Governor for planning under the Comprehensive Employment and Training Act of 1973, and be responsible for all functions included therein.

G. Be the grantee for the planning grant under Section (302) (a) of the Regional Development Act of 1975, and be responsible for carrying out the work programs included in said grant.

H. Be the grantee for the planning grant under Section (302) (a) of the Public Works Economic Development Act of 1965, as amended, and be responsible for carrying out the work programs included in said grant.

I. Perform functional planning for certain programs or activities as designated by the Governor or which do not logically fall under the jurisdiction of some other state agency.

J. Review and comment on all local, areawide and state applications for federally-funded programs and projects, pursuant to the provisions of the United States Office of Management and Budget Circular No. A-95, Revised, and provide technical assistance to Mississippi's official Planning and Development Districts defined in Executive Order No. 81, dated June 11, 1971.

K. Assist the Governor and the Legislature in evaluating the effectiveness of state and federally-funded programs, and develop possible alternatives to improve the effectiveness thereof.

Executive Department
Jackson

Executive Order No. 230

SECTION 3. The Office of Planning and Coordination shall be headed by a staff assistant to the Governor as designated, and he shall be responsible directly to the Governor.

SECTION 4. The Office of Planning and Coordination is hereby authorized to receive, budget and expend, subject to the approval of the Governor, all federal and state funds made available to it under federal and state laws.

SECTION 5. It shall be the duty of every department, board, commission, agency, office, institution, political subdivision and planning and development district, and the officers thereof, to cooperate with the Office of Planning and Coordination in the performance of its duties and responsibilities as described herein.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson, this August 17th, A. D., 1976.

GOVERNOR

BY THE GOVERNOR:

SECRETARY OF STATE

Mississippi
Executive Department
Jackson

EXECUTIVE ORDER NO. 229

By virtue of the authority vested in me as Governor of the State of Mississippi and pursuant to the Constitution and applicable statutes of Mississippi, Executive Order No. 135, dated January 17, 1973, is hereby amended as follows:

Section 1 is hereby amended to read as follows:

SECTION 1. There is hereby created and established a State Commission to be known as the "Mississippi Film Commission" composed of fifteen (15) members to be appointed by the Governor. The Governor shall designate the chairman and the executive director of the commission. There is hereby established an Executive Committee composed of five (5) members of the commission to be designated by the Governor.

Section 2 is hereby amended in the following manner:

Change, "secretary" to "director".

Section 4 is hereby amended to read as follows:

SECTION 4. The Mississippi Agricultural and Industrial Board shall provide the commission with such administrative services as may be necessary for the commission to function properly. The fiscal control of the funds appropriated to the said board to support the said commission shall remain with the said board, and no such funds shall be encumbered or expended without prior approval of the executive director of said board. The said commission shall give periodic progress reports to the said board.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson this August 9th, A.D., 1976.

Cliff Finch
GOVERNOR

BY THE GOVERNOR:

Heber Badner
SECRETARY OF STATE

Mississippi
Executive Department
Jackson

EXECUTIVE ORDER NO. 228

WHEREAS, pursuant to Chapter 428, Laws of 1976, "An Act To Authorize the State of Mississippi To Join The Interstate Compact On the Placement Of Children; and For Related Purposes", approved May 6, 1976, the Governor on July 1, 1976, executed the proper instruments consenting for the State of Mississippi to enter the Interstate Compact on the Placement of Children; and

WHEREAS, Article VII of said Act directs the Governor to designate an officer, who, acting jointly with like officers of other party-States, shall promulgate rules and regulations to carry out the terms and provisions of the Compact:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, do hereby designate Fred St. Clair, Commissioner of Public Welfare of the State of Mississippi, as Compact Coordinator for the purposes of carrying out the terms and provisions of the Interstate Compact on the Placement of Children.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson, this July 2, A. D., 1976.

Cliff Finch
GOVERNOR

BY THE GOVERNOR:

Heber Ladner
SECRETARY OF STATE

Mississippi
Executive Department
Jackson

EXECUTIVE ORDER NO. 227

WHEREAS, pursuant to Chapter 289, Laws of 1958, "An Act Signifying the Consent of the State of Mississippi to the Interstate Compact on Juveniles", approved May 6, 1958, the Governor on September 5, 1958, executed the proper instruments consenting for the State of Mississippi to enter the Interstate Compact on Juveniles; and

WHEREAS, Article XII of said Act directs the Governor to designate an officer who, acting jointly with like officers of other party-States, shall promulgate rules and regulations to carry out the terms and provisions of the Compact; and

WHEREAS, Article XII of this Act further provides that the Compact Administrator serves subject to the pleasure of the Governor:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, do hereby designate Fred St. Clair, Commissioner of Public Welfare of the State of Mississippi, as Compact Administrator for the purposes of carrying out the terms and provisions of the Compact.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson, this July 1, A.D., 1976.

GOVERNOR

BY THE GOVERNOR:

SECRETARY OF STATE

Mississippi
Executive Department
Jackson

EXECUTIVE ORDER NO. 226

WHEREAS, the most basic and important element of the American economic system of private enterprise is free and vigorous competition; and

WHEREAS, such free and vigorous competition increases personal initiative, enhances individual achievement and generates growth and progress at all economic levels; and

WHEREAS, small and independent businesses are the backbone of the American economic system and provide for half of its jobs and account for 40% of its gross product; and

WHEREAS, the promotion and continuation of such small and independently owned and operated businesses are essential to present economic recovery and future economic growth and progress; and

WHEREAS, the State of Mississippi is primarily a State of small and moderately-sized communities in which there are literally hundreds of small independently owned and operated businesses; and

WHEREAS, the State Government of Mississippi already is exercising a role of national leadership with its programs of Small Business Loan Assistance and Minority Business Enterprise; and

WHEREAS, it is in the best interests of all the people of the State of Mississippi that all the State's small independently owned and operated businesses be encouraged and promoted by the State Government of Mississippi; and

WHEREAS, it is within the capacity of the State Government of Mississippi to do so without additional cost to the people of the State of Mississippi by purchasing a fair proportion of its supplies, commodities and services from small independently owned and operated businesses within the State of Mississippi:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, pursuant to the authority vested in me by the Constitution and applicable statutes of the State of Mississippi do hereby order as follows:

SECTION 1. It is the declared policy of the State of Mississippi to aid, counsel, assist and protect, insofar as is possible, the interests of small independently owned and operated businesses within the State of Mississippi in order to preserve and protect free, competitive enterprise and to insure economic growth and prosperity.

SECTION 2. All State agencies, departments and institutions responsible for purchasing supplies, commodities and services shall establish a goal of purchasing 10% thereof from small independently owned and operated businesses within the State.

SECTION 3. The Commission of Budget and Accounting Department of Purchase Supervision shall prepare and issue written recommendations of ways in which this policy can be implemented by all State agencies, departments and institutions and provide advice and assistance in carrying out said suggestions and recommendations.

SECTION 4. The State Highway Department and the State Building Commission shall designate as small business set asides, where possible, not less than 20% by number of all construction projects estimated to be less than $100,000 for exclusive bidding by small business concerns.

Mississippi
Executive Department
Jackson

EXECUTIVE ORDER NO. 225

WHEREAS, the credit rating of the State of Mississippi is important to the continued growth and development of the State; and

WHEREAS, current information, easily obtainable, is essential to the bond rating agencies, underwriters and bond buyers when endeavoring to determine the financial status, growth factors and economic changes which necessarily have a bearing on the rating of and bids on state bonds; and

WHEREAS, a single agency or department of the Executive Branch of State Government should have the responsibility for compiling and disseminating such information; and

WHEREAS, the Governor, as Chairman of the State Bond Commission, the Commission of Budget and Accounting, the Research and Development Council, the Agricultural and Industrial Board and the Bond Retirement Commission, with constitutional authority to require information from the officers in the executive department of the State, should establish within the Office of the Governor a State Bond Supervisory Division:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, pursuant to the authority vested in me by the Constitution and applicable statutes of the State of Mississippi, do hereby order as follows:

Section 1. There is hereby created and established within the Office of the Governor a division to be known as the "State Bond Advisory Division", referred to herein as the "Division", which shall be under the supervision of the Governor.

Section 2. The Governor shall appoint a director and such other technical, professional and clerical help the Governor deems necessary, all of whom shall serve at the pleasure of the Governor.

Section 3. There is hereby created and established the "State Bond Advisory Committee", herein referred to as the "Committee", consisting of (1) the State Auditor of Public Accounts, (2) the State Treasurer, (3) the Director of the Commission of Budget and Accounting, (4) the Director of the Research and Development Center, (5) the Executive Secretary of the State Building Commission, (6) the Director of the State Highway Department, (7) the Executive Secretary of the Educational Finance Commission, (8) the Director of the Agricultural and Industrial Board, (9) the Secretary of the Association of Supervisors, (10) the Executive Vice-President of the Mississippi Municipal Association and (11) the Executive Director of the Mississippi School Board Association. The Committee shall advise the Division regarding current information related to the economic, financial and growth conditions of the State and the political subdivisions thereof.

Executive Order No. 225
May 10, 1976

Section 4. The Division is hereby granted the authority and charged with the responsibility to perform the following duties:

A. To maintain a close working relationship with the Committee and agencies authorized to incur bonded indebtedness in order to know the probable schedule for the issuance of bonds so that coordination may be accomplished for orderly issuance thereof.

B. To make continuing studies and investigations of government bond interest costs throughout the United States and to advise the State Bond Commission concerning market conditions.

C. Subject to approval of the Governor, to issue rules and regulations as deemed necessary or desirable.

D. To investigate and receive reports from State agencies and political subdivisions involving refunding bonds, bond exchanges, bond trades, bond swaps, bond redemptions and any other bond transaction.

E. To receive from all State agencies authorized to incur bonded indebtedness written notice of intent to sell bonds at least thirty (30) days prior to requesting the State Bond Commission to approve the sale of such bonds. Such notice shall contain such information as may be required by the Division or the Committee. With the concurrence of the Committee, in cases of emergency the thirty (30) days' notice may be waived by the Division.

F. To maintain a complete record of all outstanding State bonds, including, but not limited to: (1) the agency on whose behalf the bonds were issued; (2) the amount of principal of the bonds issued; (3) the rates of interest; (4) the dates bonds were issued; (5) the term or terms of the bonds; (6) the maturity dates; (7) the overall average interest rate to be paid on each issue; (8) the name of the paying agent; (9) the trustees named to administer the issue; (10) the pledges securing such bonds; (11) the statutes authorizing bonds, whether the same are issued or unissued; (12) other information necessary for the proper management of the State's debt.

G. To maintain contact with and to seek cooperation from bond rating agencies and state and municipal bond investors in order for them to understand better our bond undertakings.

H. To assist counties, municipalities and other political subdivisions, when requested by the respective governing authorities, in the preparation of materials and information necessary to enhance their bond ratings and credit positions in the municipal bond market.

I. To receive from all State agencies and political subdivisions annual financial reports, and such other interim reports as deemed necessary on projects financed by State revenue bonds or by State bonds which have the general obligation pledge of the State, but which are primarily secured by specific revenues.

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Executive Department
Jackson

Executive Order No. 225
May 10, 1976

J. To keep the Governor and the Committee informed regarding the credit outlook for the State, which information the Governor will, from time to time, give the Legislature, together with his recommendations thereon.

K. To perform such other duties and acts required by the Governor in furtherance of this Order.

Section 5. It shall be the duty of every department, agency, office, institution and political subdivision of the State of Mississippi, and the officers thereof, to cooperate with and assist the Committee and the Division in every reasonable way.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson, this May 10, A.D., 1976.

GOVERNOR

BY THE GOVERNOR:

SECRETARY OF STATE

Mississippi
Executive Department
Jackson

EXECUTIVE ORDER NO. 224

WHEREAS, from time to time the Superintendent of the Mississippi State Penitentiary finds it necessary to assign inmates of the Penitentiary who do not meet the requirements of the Work Release Statutes to duty at the Governor's Mansion; and

WHEREAS, from time to time the Superintendent finds it necessary to assign inmates of the Penitentiary who do not meet the requirements of the Work Release Statutes to duty as support personnel at work release units; and

WHEREAS, from time to time the Superintendent finds it necessary to assign inmates of the Penitentiary who do not meet the requirements of the Work Release Statutes to duty at the Mississippi State Hospital; and

WHEREAS, in order for the Superintendent to make such duty assignments, the Governor deems it necessary to exercise the authority to change the place of punishment of such inmates to serve that punishment at places he deems appropriate:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, pursuant to the authority vested in me by Article 5, Section 124, Mississippi Constitution of 1890, do hereby order as follows:

1. Any inmate of the Mississippi State Penitentiary assigned by the Superintendent thereof to duty at the Governor's Mansion and who is not eligible under the Work Release Statutes for such assignment shall serve his punishment at the Governor's Mansion in place of the Penitentiary.

2. Any inmate of the Mississippi State Penitentiary assigned by the Superintendent thereof to duty at a Work Release Unit as support personnel therefor and who is not eligible under the Work Release Statutes for such assignment shall serve his punishment at such work release unit in place of the Penitentiary.

3. Any inmate of the Mississippi State Penitentiary assigned by the Superintendent thereof to duty at the Mississippi State Hospital and who is not eligible under the Work Release Statutes for such assignment shall serve his punishment at the Mississippi State Hospital in place of the Penitentiary.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson this 7th day of May in the year of our Lord nineteen hundred and seventy-six, and of the Independence of the United States of America the two hundredth.

Cliff Finch
GOVERNOR

BY THE GOVERNOR:

Helen Cochran
SECRETARY OF STATE

Mississippi
Executive Department
Jackson

EXECUTIVE ORDER NO. 223

WHEREAS, the achievement of equal access to quality health care and adequate health facilities at a reasonable cost to all Mississippians is a priority of the State of Mississippi; and

WHEREAS, the National Health Planning and Resources Development Act of 1974 (P.L. 93-641) requires the State to provide a comprehensive, coordinated system of statewide health planning and expenditure control; and

WHEREAS, it is essential that a State health planning and development agency be designated by the Governor to administer the State administrative program and to carry out the State's health planning and development functions, all pursuant to P.L. 93-641; and

WHEREAS, P.L. 93-641 requires the creation of a Statewide Health Coordinating Council to advise the State health planning and development agency and to afford Mississippians the opportunity to participate in the planning and decision process:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, pursuant to the authority vested in me by the Constitution and applicable statutes of the State of Mississippi, for the purpose of effectuating the goals and provisions of the National Health Planning and Resources Development Act of 1974 (P.L. 93-641) and for the general welfare of the people of Mississippi, do hereby order as follows:

SECTION 1. The Division of Comprehensive Health Planning, Office of the Governor, State of Mississippi, is hereby designated as the single State Health Planning and Development Agency for the State of Mississippi under the supervision of the Governor, hereinafter referred to as the "State Agency".

SECTION 2. The State Agency is hereby authorized and directed to exercise and perform all functions, powers, duties and responsibilities conferred upon the State Agency by P.L. 93-641, to serve as the designated planning agency for the purpose of performing all functions indicated in Section 1122 of Public Law 92-603, and the State Agency is hereby authorized to receive, budget, administer and expend all Federal and State funds made available to it under P.L. 93-641 and State laws.

SECTION 3. There shall be a director of the State Agency, who shall be appointed by and serve at the pleasure of the Governor. The Director is authorized, subject to the approval of the Governor, to employ such staff as may be required.

SECTION 4. There is hereby created and established the Statewide Health Coordinating Council, hereinafter referred to as the "SHCC", which shall be composed of twenty-seven (27) members. The membership of the SHCC shall be appointed by the Governor for such terms deemed appropriate to him in the manner prescribed by P.L. 93-641, and the SHCC shall select a Chairman from among its members.

Executive Order No. 223

SECTION 5. The SHCC shall conduct all its business meetings in public, shall meet at least once in each calendar quarter of a year and shall perform such functions and exercise such powers, duties and responsibilities prescribed by P.L. 93-641.

SECTION 6. The State Agency shall provide the SHCC with such administrative and professional services as may be necessary for the SHCC to function properly. All proper expenses necessarily incurred by the SHCC in the performance of its duties, including necessary travel expenses of the members thereof, shall be paid from the proper funds of the State Agency.

SECTION 7. The State Agency and the SHCC shall at all times maintain and seek a cooperative and coordinated relationship with the Secretary of the Department of Health, Education and Welfare and any health systems agency designated by the Secretary so as to produce an effective and efficient health care planning and review process for the State of Mississippi.

SECTION 8. It shall be the duty of all health providers and every department, agency, office, institution and political subdivision of the State of Mississippi and the officers thereof to cooperate with and assist the State Agency in every way.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson this 16th day of April, A.D., 1976.

GOVERNOR

BY THE GOVERNOR:

SECRETARY OF STATE

Mississippi
Executive Department
Jackson

EXECUTIVE ORDER NO. 222

WHEREAS, the City of Laurel, Jones County, Mississippi, has been ravished by disastrous flooding, resulting in the displacement of citizens and loss of property; and

WHEREAS, the civil authorities are unable to cope with the matter with the personnel and equipment available to them:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, pursuant to the authority vested in me by Section 119 and Section 217, Mississippi Constitution of 1890, and Sections 7-1-5, 33-3-1, 33-7-301, and 33-7-305, Mississippi Code of 1972, do hereby direct The Adjutant General of the State of Mississippi to order out such officers and men of the Mississippi National Guard as he deems necessary and requisite and for such duration as he deems appropriate to assist civil authorities in the areas affected by the results of flooding in the City of Laurel and Jones County, Mississippi, commencing March 30, 1976.

The Adjutant General will be in direct command of the troops ordered to active duty and will use such equipment as may be found necessary in his opinion to accomplish the mission of the National Guard troops. The number of troops used and the amount of expense incurred will be held to a minimum compatible with the mission to be performed.

The Adjutant General will be the overall contact and coordinating authority for State agencies in this mission, and the direction of the troops will rest entirely with The Adjutant General, subject to the orders from the Governor.

The members of the Mississippi National Guard ordered to active duty under the provisions of this order shall be subject to the provisions, privileges and immunities of the statutes of the State of Mississippi governing the National Guard and State Militia where applicable.

The pay and expenses of the troops ordered out will be paid as provided in Sections 33-7-23, 33-7-313, and 33-7-315, Mississippi Code of 1972.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson this 31st day of March in the year of our Lord nineteen hundred and seventy-six, and of the Independence of the United States of America the two hundredth.

Cliff Finch
GOVERNOR

BY THE GOVERNOR:

Heber Ladner
SECRETARY OF STATE

Mississippi
Executive Department
Jackson

EXECUTIVE ORDER NO. 221

By virtue of the authority vested in me as Governor of the State of Mississippi and pursuant to the provisions of Chapter 323, Laws of 1976, being Section 33-3-7, Mississippi Code of 1972, Lieutenant General Glenn D. Walker, The Adjutant General, is hereby authorized to retain the rank of Lieutenant General, said rank having been attained by him prior to his appointment as The Adjutant General.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson this 8th day of April in the year of our Lord nineteen hundred and seventy-six, and of the Independence of the United States of America the two hundredth.

GOVERNOR

BY THE GOVERNOR:

SECRETARY OF STATE

Mississippi
Executive Department
Jackson

EXECUTIVE ORDER NO. 220

WHEREAS, the City of Canton, Madison County, Mississippi, was ravaged by a tornado, which necessitated the use of all available manpower for cleaning up the debris; and

WHEREAS, certain inmates at Mississippi State Penitentiary volunteered their assistance to the civilian authorities to alleviate the emergency conditions; and

WHEREAS, these inmates performed services to the State and the citizens thereof which was a laborius physical task resulting in the preservation of health and sanitation and the saving of public funds; and

WHEREAS, the State's policy therefor is to encourage rehabilitation and a sense of public responsibility on the part of inmates and provide for the urgent need for assistance during an emergency situation; and

WHEREAS, these inmates who satisfactorily performed the aforesaid services should be compensated, and the best way to compensate them therefor is to grant a commutation and reduction of sentence commensurate with the volunteer work performed by them:

NOW, THEREFORE, I, CLIFF FINCH, Governor of the State of Mississippi, pursuant to the authority vested in me by Article 5, Section 124, Mississippi Constitution of 1890, do hereby order as follows:

Any inmate of Mississippi State Penitentiary who volunteered and satisfactorily performed work under the emergency conditions, as reflected by the work day scheduled maintained by the Superintendent, is hereby granted thirty (30) days earned or good time for the first full day he satisfactorily completed on said project and ten (10) days earned or good time for each subsequent day he completed satisfactorily on said project, and such allowance of earned or good time shall reduce the statutory time required for said inmate to become eligible for consideration for parole or work release.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson, this 5th day of April, A. D., 1976.

Cliff Finch
GOVERNOR

BY THE GOVERNOR:

Heber Ladner
SECRETARY OF STATE

Mississippi
Executive Department
Jackson

EXECUTIVE ORDER NO. 219

WHEREAS, the City of Canton, Madison County, and possibly other places in the State of Mississippi, have been ravished by disastrous tornadoes resulting in injuries and possible loss of life and the loss of property; and

WHEREAS, the civil authorities are unable to cope with the matter with the personnel and equipment available to them:

NOW, THEREFORE, I, Evelyn Gandy, Lieutenant and Acting Governor of the State of Mississippi, pursuant to the authority vested in me by Section 119 and Section 217, Mississippi Constitution of 1890, and Sections 7-1-5, 33-3-1, 33-7-301, and 33-7-305, Mississippi Code of 1972, do hereby direct The Adjutant General of the State of Mississippi to order out such officers and men of the Mississippi National Guard as he deems necessary and requisite and for such duration as he deems appropriate to assist civil authorities in the areas affected by the results of the tornadoes which struck the above named local entities on March 29, 1976.

The Adjutant General will be in direct command of the troops ordered to active duty and will use such equipment as may be found necessary in his opinion to accomplish the mission of the National Guard troops. The number of troops used and the amount of expense incurred will be held to a minimum compatible with the mission to be performed.

The Adjutant General will be the overall contact and coordinating authority for State agencies in this mission, and the direction of the troops will rest entirely with The Adjutant General, subject to the orders from the Governor.

The members of the Mississippi National Guard ordered to active duty under the provisions of this order shall be subject to the provisions, privileges and immunities of the statutes of the State of Mississippi governing the National Guard and the State Militia where applicable.

The pay and expenses of the troops ordered out will be paid as provided in Sections 33-7-23, 33-7-313, and 33-7-315, Mississippi Code of 1972.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson this twenty-ninth day of March, 1976.

Evelyn Gandy

LIEUTENANT AND ACTING GOVERNOR

BY THE GOVERNOR:

Heber Walker

SECRETARY OF STATE

CORPORATION DIVISION
W. A. THORNTON, DEPUTY
RAY BAILEY, DEPUTY

TELEPHONE 354-6541

STATE OF MISSISSIPPI
Secretary of State
HEBER LADNER
POST OFFICE BOX 136
JACKSON, MISSISSIPPI 39205

SECURITIES DIVISION
BEN HAWKINS, DEPUTY
TELEPHONE 354-6548

COMMERCIAL CODE DIVISION
BOARDS AND COMMISSIONS
W. W. REAGAN, DEPUTY
TELEPHONE 354-6545

March 23, 1976

Honorable W. L. Lee
Circuit Clerk
Harrison County
Gulfport, MS 39501

Dear Mr. Lee:

Enclosed herewith is a true and correct copy of Executive Order No. 218, dated March 23, 1976, restoring any civil rights lost by Paul Michael Buford by virtue of his conviction in the Circuit Court of Harrison County, Mississippi, by order entered on February 22, 1973, to the charge of embezzlement.

Please make the proper entry of the certified copy of said Executive Order on the Criminal Docket of the Circuit Court of Harrison County, and file same as directed in the last paragraph thereof.

Very truly yours,

Heber Ladner
Secretary of State

RB/pat

Enclosure

Mississippi
Executive Department
Jackson

EXECUTIVE ORDER NO. 218

WHEREAS, on February 22, 1973, Paul Michael Buford was sentenced in the Circuit Court of Harrison County, Mississippi, to a term of three years in the Mississippi State Penitentiary upon a plea of guilty to the charge of embezzlement; and

WHEREAS, the Honorable J. Ruble Griffin, Circuit Court Judge, suspended the execution of said Penitentiary sentence, and placed Paul Michael Buford on probation for three years under the supervision of the Probation and Parole Board of the State of Mississippi; and

WHEREAS, on April 23, 1975, the Honorable J. Ruble Griffin, Circuit Court Judge, signed a Discharge Order terminating the probation of Paul Michael Buford in Cause No. 500, Circuit Court of Harrison County, Mississippi, the Court of original jurisdiction, discharging him from probationary supervision; and

WHEREAS, under said Court Order and said Discharge Certificate, Paul Michael Buford has fully and completely served his sentence and has been discharged from any further penalty and obligation thereunder; and

WHEREAS, the Probation and Parole Board has presented to the Governor a copy of the written report of the record of said probationer prepared by the Probation and Parole Board Officer, who found as a fact that Paul Michael Buford has been living a good and useful life since his discharge:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, by virtue of the power vested in me by Section 47-7-41, Mississippi Code of 1972, Recompiled, do hereby order that any civil rights lost by Paul Michael Buford by virtue of his plea of guilty and conviction in the Circuit Court of Harrison County, Mississippi, in Docket No. 500, by Order entered February 22, 1973, be and the same are hereby restored to Paul Michael Buford; that a certified copy of this Executive Order be forwarded to the Circuit Clerk of Harrison County, Mississippi, for entry on the Docket of that Court and filing in said cause.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson this 23rd day of March, A.D., 1976.

Cliff Finch
GOVERNOR

BY THE GOVERNOR:

Heber Barker
SECRETARY OF STATE

Mississippi
Executive Department
Jackson

EXECUTIVE ORDER NO. 217

WHEREAS, the Superintendent of the Mississippi State Penitentiary is authorized and empowered to assign inmates of the Penitentiary to duty at the Governor's Mansion; and

WHEREAS, from time to time the Superintendent does assign certain inmates to perform duty at the Governor's Mansion; and

WHEREAS, the State's policy therefor is to encourage rehabilitation and a sense of public responsibility on the part of inmates, and a furtherance of said policy is accomplished through such duty assignments; and

WHEREAS, those inmates who satisfactorily perform and who have heretofore satisfactorily performed the aforesaid duty should be compensated, and the best way to compensate them therefor is to grant a commutation and reduction of sentence commensurate with the work performed by them:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, pursuant to the authority vested in me by Article 5, Section 124, Mississippi Constitution of 1890, do hereby order as follows:

Any inmate of Mississippi State Penitentiary assigned by the Superintendent thereof to duty at the Governor's Mansion who has satisfactorily performed work thereat, as reflected by the work day schedule maintained by the Superintendent, is hereby granted thirty (30) days of earned time for the first full day he satisfactorily completed on said assignment and ten (10) days earned time for each subsequent day he completed satisfactorily on said assignment, and such allowance of earned time shall reduce the statutory time required for said inmate to become eligible for consideration for parole.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson this 16th day of March in the year of our Lord nineteen hundred and seventy-six, and of the Independence of the United States of America the two hundredth.

Cliff Finch
GOVERNOR

BY THE GOVERNOR:

Heber Ladner
SECRETARY OF STATE

Mississippi
Executive Department
Jackson

EXECUTIVE ORDER NO. 216

WHEREAS, it is in the best interest of all the people of the State of Mississippi, and the general welfare of the State demands, that that State's economic activity be stimulated and increased; and

WHEREAS, in order to provide the maximum employment opportunities for all citizens of the State, it is essential to invigorate the State's efforts toward attracting new industry, to include strong image-building programs and an effective sales program manned by qualified professionals; and

WHEREAS, it is within the capacity of Mississippi to build economically from within by establishing "home-grown" businesses and by promoting manufacturers to process Mississippi grown raw materials; and

WHEREAS, in order to accelerate the economic growth of the State, it will be necessary to marshall all economic development capabilities within the State:

NOW, THEREFORE, I, Cliff Finch, Governor of the State of Mississippi, pursuant to the authority vested in me by the Constitution and applicable statutes of the State of Mississippi, do hereby order as follows:

Section 1. There is hereby created and established the "Mississippi Internal Development Assistance Service" to be known as "MIDAS", which shall be under the supervision and general policy formulations of its Director, to be appointed by the Governor.

Section 2. MIDAS is hereby designated to assume and carry out the responsibility of coordinating all economic activities and functions of State agencies, departments and institutions and in the private sector.

Section 3. Under the services of MIDAS, the following action will be taken:

(a) The Research and Development Center, the Agricultural and Industrial Board, the University Research Directors, the Mississippi Economic Development Corporation, the Small Businessman's Loan Committee, the Marketing Council, the Minority Business Enterprise, the Food and Fiber Center of the Extension Service and the Planning and Development Districts shall identify ways to create new jobs, with particular emphasis on the goal of processing and selling Mississippi grown agricultural products and by-products by Mississippi industry.

(b) MIDAS will seek from the private sector, including investors, banks, industrial developers and planners, identification of possible new business ventures.

(c) MIDAS will assist Mississippi industries to expand by recommending new product lines and through the development of new markets.

(d) MIDAS will assist in obtaining funds and guarantees from the Small Business Administration and the Farmers Home Administration to strengthen existing Mississippi companies and to start new Mississippi companies.

(e) MIDAS will assist municipalities, counties and development districts to develop industrial sites of the number and type necessary to attract new industry.

(f) MIDAS will provide and coordinate the skilled, technical assistance from the agencies set forth in subparagraph (a) to local officials and economic development groups for the purpose of speeding up the industrial development in their respective communities.

(g) MIDAS will provide and coordinate assistance from the agencies set forth in subparagraph (a) to local officials for the purpose of upgrading their respective communities toward improving the quality of life and making the companies more attractive to "Blue Chip" industries.

(h) MIDAS will seek to eliminate bottlenecks as they arise which might impede planned highway construction.

(i) MIDAS will assist the State and Federal agencies in the advancement of the Tennessee-Tombigbee Waterway Project and the TVA nuclear power plant.

(j) MIDAS will assist the State, county, municipal and regional port authorities toward completion and expansion of the Gulf and inland waterway ports.

(k) MIDAS will coordinate with all State and local agencies a vigorous image-building program for promoting Mississippi's progress and attractions.

Section 4. It shall be the duty of every department, agency, office, institution and political subdivision of the State of Mississippi and the officers thereof to cooperate with and assist MIDAS and the Director thereof in every reasonable way.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Mississippi to be affixed.

DONE at the Capitol in the City of Jackson, this January 22, A.D., 1976.

GOVERNOR

BY THE GOVERNOR:

SECRETARY OF STATE