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Tunica County v. Town of Tunica

Supreme Court of Mississippi - May 11, 2017 - So.3d - 2017 WL 2001158

County brought action against town and school district challenging constitutionality of local and private law requiring county to distribute portions of revenue-based gaming fee to town and school district.

The Circuit Court granted summary judgment for town. County appealed.

The Supreme Court of Mississippi held that:

- County did not have standing to challenge constitutionality of law;
- Law did not violate county's due process rights;
- Constitutional prohibition against special or local laws for benefit of individuals or corporations did not apply;
- Law did not violate constitutional prohibition against special or local laws for benefit of individuals or corporations;
- Law's requirement that certain percentages of fee be used for certain educational purposes did not violate constitutional provision requiring that support of school could be accomplished only through general laws;
- Law did not illegally bind county board of supervisors' successors in office by contract;
- Trial court was not required to hold hearing prior to granting summary judgment to town; but
- Town and school district were not entitled to attorney fees.

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