

By: Representative Guice

To: Public Health and
Welfare

HOUSE BILL NO. 363

1 AN ACT TO AMEND SECTION 21-27-203, MISSISSIPPI CODE OF 1972,
2 TO REVISE THE DEFINITION OF "COMMUNITY WATER SYSTEM" TO INCLUDE
3 ANY WATER SYSTEM SERVING WATER TO FORTY OR MORE INDIVIDUAL SERVICE
4 CONNECTIONS OR SERVING SIXTY OR MORE INDIVIDUAL CONSUMERS; AND FOR
5 RELATED PURPOSES.

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

7 SECTION 1. Section 21-27-203, Mississippi Code of 1972, is
8 amended as follows:

9 21-27-203. For purposes of Sections 21-27-201 through
10 21-27-221, the following terms shall have the meanings ascribed
11 herein, unless the context shall otherwise require:

12 (a) "Association" means the Mississippi Water and
13 Pollution Control Operator's Association, Inc.

14 (b) "Board" means the Mississippi State Board of
15 Health.

16 (c) "Commission" means the Mississippi Commission on
17 Environmental Quality.

18 (d) "Community water system" means a public water
19 system serving piped water for human consumption to forty (40) or
20 more individual service connections used by year-round consumers
21 or regularly serving sixty (60) or more individual consumers
22 year-round, including, but not limited to, any collection,
23 pretreatment, treatment, storage and/or distribution facilities or
24 equipment used primarily as part of, or in connection with, that
25 system, regardless of whether or not the components are under the
26 ownership or control of the operator of the system.

27 (e) "Nontransient, noncommunity water system" means a

28 public water system that is not a community water system and that
29 regularly serves at least twenty-five (25) of the same persons
30 over six (6) months per year.

31 (f) "Operator" means the person who directly supervises
32 and is personally responsible for the daily operation and
33 maintenance of a wastewater facility, community water system,
34 nontransient, noncommunity water system or commercial nonhazardous
35 solid waste management landfill.

36 (g) "Person" means the state or any agency or
37 institution of the state, any municipality, political subdivision,
38 public or private corporation, individual, partnership,
39 association or other entity, including any officer or governing or
40 managing body of any municipality, political subdivision, or
41 public or private corporation, or the United States or any officer
42 or employee of the United States.

43 (h) "Pollution" means contamination or other alteration
44 of the physical, chemical or biological properties of any waters
45 of the state, including change in temperature, taste, color,
46 turbidity or odor of the waters, or the discharge of any liquid,
47 gaseous, solid, radioactive or other substance or heat into any
48 waters of the state.

49 (i) "Wastewater facilities" means pipelines or
50 conduits, pumping stations, force mains, treatment plants, lagoons
51 or any other structure, device, appurtenance or facility, whether
52 operated individually or in any combination, used for collecting,
53 treating and/or disposing of municipal or domestic wastewater, by
54 either surface or underground methods, which is required to have a
55 permit under Section 49-17-29.

56 (j) "Waters of the state" means all waters within the
57 jurisdiction of this state, including all streams, lakes, ponds,
58 impounding reservoirs, marshes, watercourses, waterways, wells,
59 springs, irrigation systems, drainage systems and all other bodies
60 or accumulations of water, surface and underground, natural or

61 artificial, situated wholly or partly within or bordering upon the
62 state, and such coastal waters as are within the jurisdiction of
63 the state, except lakes, ponds or other surface waters which are
64 wholly landlocked and privately owned.

65 SECTION 2. This act shall take effect and be in force from
66 and after July 1, 1999.