

By: Senator(s) Minor

To: Public Utilities;  
Judiciary

SENATE BILL NO. 2943  
(As Passed the Senate)

1 AN ACT TO CREATE NEW SECTION 77-3-74, MISSISSIPPI CODE OF  
2 1972, TO PROHIBIT THE COURTS FROM COLLATERALLY ATTACKING A PUBLIC  
3 UTILITY'S LAWFULLY ESTABLISHED RATES AND SERVICE PROVISIONS; AND  
4 FOR RELATED PURPOSES.

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

6 SECTION 1. The following shall be codified as Section

7 77-3-74, Mississippi Code of 1972:

8 77-3-74. Any rate or service provision established pursuant  
9 to this article may be changed only as authorized by this article  
10 and may not be subject to collateral attack in the courts.

11 For the purposes of this section, the term "service  
12 provision" means any of a public utility's rules governing the  
13 conduct of the public utility's business, as well as any term,  
14 condition, standard, practice, provision or classification  
15 relating in any way to the provision by a public utility of its  
16 public utility service.

17 SECTION 2. This act shall take effect and be in force from  
18 and after its passage.