

By: Gibbs

To: Local and Private  
Legislation

HOUSE BILL NO. 1712  
(As Passed the House)

1 AN ACT TO AUTHORIZE THE CITY OF WEST POINT, MISSISSIPPI, TO  
2 EXPAND ITS WATER AND SEWER SYSTEM WITHIN A CERTAIN DISTANCE  
3 OUTSIDE THE CORPORATE LIMITS OF THE CITY OF WEST POINT; TO  
4 AUTHORIZE THE CITY OF WEST POINT TO ACQUIRE AND ASSUME THE  
5 OPERATION AND MAINTENANCE OF THE STRONG HILL WATER ASSOCIATION AND  
6 TO ASSUME ALL THE LIABILITIES, OBLIGATIONS, ASSETS, DUTIES AND  
7 RESPONSIBILITIES OF SUCH ASSOCIATION; AND FOR RELATED PURPOSES.

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

9 SECTION 1. (1) Notwithstanding any provisions of Section  
10 21-27-39, Mississippi Code of 1972, to the contrary, the governing  
11 authorities of the City of West Point in Clay County, Mississippi,  
12 in their discretion, may construct, expand, operate and maintain  
13 the water and sewer system of the City of West Point for a  
14 distance not to exceed twenty-five (25) miles from the corporate  
15 limits of the City of West Point within Clay County, Mississippi.

16 Whenever such water and sewer service is furnished to any  
17 consumer residing outside the corporate limits of the City of West  
18 Point, the consumer may not be charged at a rate greater than  
19 twice the rate charged for the same service within the corporate  
20 limits of the City of West Point.

21 (2) In connection with the construction, expansion,  
22 operation and maintenance of its water and sewer system within the  
23 area authorized under subsection (1) of this section, the  
24 governing authorities of the City of West Point may acquire by  
25 agreement, all or a portion of the Strong Hill Water Association  
26 and assume the operation and maintenance of the Strong Hill Water  
27 Association; and, in connection therewith, such governing  
28 authorities are vested with the power to assume all liabilities,

29 obligations, assets, duties and responsibilities of such  
30 association. The city shall have such powers and authority  
31 concerning the association and its facilities as is now or  
32 hereafter granted by law to municipalities concerning water and  
33 sewer systems.

34 (3) The authority conferred by this act shall not be  
35 construed as an exemption from the provisions of Section 77-3-1 et  
36 seq., Mississippi Code of 1972, as to the requirements of  
37 obtaining a Certificate of Public Convenience and Necessity, the  
38 jurisdiction of the Public Service Commission to regulate rates or  
39 any other provision of that law.

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