

By: Barnett (116th)

To: Local and Private
Legislation

HOUSE BILL NO. 1750
(As Passed the House)

1 AN ACT TO AMEND CHAPTER 993, LOCAL AND PRIVATE LAWS OF 1994,
2 AS AMENDED BY CHAPTER 916, LOCAL AND PRIVATE LAWS OF 1995, TO
3 CLARIFY THE AUTHORITY OF THE CITY OF D'IBERVILLE RELATING TO THE
4 JURISDICTION AND POWERS TO BE EXERCISED IN OPERATING THE FORMER
5 D'IBERVILLE WATER AND SEWER SYSTEM; AND FOR RELATED PURPOSES.

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

7 SECTION 1. Chapter 993, Local and Private Laws of 1994, as
8 amended by Chapter 916, Local and Private Laws of 1995, is amended
9 as follows:

10 Section 1. The City of D'Iberville, Mississippi, acting by
11 and through its governing authorities, is hereby authorized and
12 empowered to assume the operation and maintenance of the
13 D'Iberville Water and Sewer System; and, in connection therewith,
14 such governing authorities are vested with the same jurisdictional
15 boundaries and powers and authorities as the district and with the
16 power to assume all liabilities, obligations, assets, duties and
17 responsibilities of such district. The city shall have such
18 powers and authority concerning the entire district and its
19 facilities as are now or hereafter granted by law to
20 municipalities concerning water and sewer systems, including the
21 power to issue revenue bonds and pledge the net revenues from the
22 operation of such facilities. The powers and authority of the
23 City of D'Iberville to serve the entire area of the D'Iberville
24 Water and Sewer System, as expanded before the city's assumption
25 of such system, shall be identical to the powers and authority of
26 the district in operating and maintaining the system, and the city
27 shall be subject to regulation relating to the system only to the

28 same extent as the district.

29 The City of D'Iberville shall sell to the West Jackson County
30 Water and Sewer District that part of the D'Iberville Water and
31 Sewer System lying outside of Harrison County at such time that
32 the West Jackson County Water and Sewer District can provide like
33 service as is presently being provided by the D'Iberville Water
34 and Sewer System.

35 Section 2. From and after the adoption by the governing
36 authorities of the City of D'Iberville of a resolution assuming
37 the liabilities, obligations, assets, duties and responsibilities
38 of the D'Iberville Water and Sewer System as provided in Section 1
39 of this act, the board of commissioners of such system (as such
40 board was established pursuant to Chapter 50, Laws of the First
41 Extraordinary Session 1964; as amended by Chapter 890, Local and
42 Private Laws of 1973; as amended by Chapter 973, Local and Private
43 Laws of 1974; as amended by Chapter 962, Local and Private Laws of
44 1977; as amended by Chapter 835, Local and Private Laws of 1984;
45 as amended by Chapter 922, Local and Private Laws of 1987) shall
46 continue in existence only for the purpose of winding up the
47 affairs of the district and for the purpose of taking all
48 necessary steps to implement the resolution of the City of
49 D'Iberville and its assumption of the district as provided for in
50 this act. However, the commissioners of the D'Iberville Water and
51 Sewer District shall not continue in existence for a period longer
52 than thirty (30) days after the adoption of such resolution,
53 except that the Board of Supervisors of Harrison County may extend
54 the existence of the district for the purposes set forth in this
55 section for up to two (2) additional thirty (30) day periods,
56 after which the board of commissioners and the district shall be
57 terminated and dissolved.

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