

By: Jordan, Harden, Jackson, Mettetal, Horhn To: Municipalities

SENATE BILL NO. 2922
(As Passed the Senate)

1 AN ACT TO AMEND SECTION 17-17-5, MISSISSIPPI CODE OF 1972, TO
2 REVISE THE AUTHORITY OF LOCAL GOVERNING BODIES TO PROVIDE FOR
3 COLLECTION AND DISPOSAL OF GARBAGE AND RUBBISH; AND FOR RELATED
4 PURPOSES.

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

6 SECTION 1. Section 17-17-5, Mississippi Code of 1972, is
7 amended as follows:[CSQ1]

8 17-17-5. (1) After December 31, 1992, the board of
9 supervisors and/or municipal governing body shall provide for the
10 collection and disposal of garbage and the disposal of rubbish.
11 The board of supervisors and/or municipal governing body may
12 provide such collection or disposal services by contract with
13 private or other controlling agencies, and the service may include
14 house-to-house service or the placement of regularly serviced and
15 controlled bulk refuse receptacles within reasonable distance from
16 the farthest affected household, and the wastes disposed of in a
17 manner acceptable to the department and within the meaning of this
18 chapter. The board of supervisors and/or municipal governing body
19 shall have the power to and are hereby authorized to enter into
20 contracts related in any manner to the collection and
21 transportation of solid wastes for a term of up to six (6) years
22 and to enter into contracts related in any manner to the
23 generation and sale of energy generated from solid waste, and
24 contracts for treatment, processing, distribution, recycling,
25 elimination or disposal of solid wastes for a term of up to thirty
26 (30) years. The municipal governing body of any municipality is
27 authorized to regulate the disposal of garbage and rubbish in

28 sanitary landfills, as provided in Section 21-19-1, Mississippi
29 Code of 1972.

30 (2) In the event an unincorporated area which is annexed by
31 a municipality is being provided collection and disposal of
32 garbage and rubbish under contract with private or other
33 controlling agencies, the municipality shall annex the area
34 subject to the contract for the remainder of the term of the
35 contract, but not to exceed five (5) years.

36 SECTION 2. This act shall take effect and be in force from
37 and after July 1, 2000.