

By: Turner

To: Local and Private

SENATE BILL NO. 3331

1 AN ACT TO AUTHORIZE THE GOVERNING AUTHORITIES OF THE CITY OF
2 WEST POINT IN CLAY COUNTY, MISSISSIPPI, TO EXPAND ITS WATER AND
3 SEWER SYSTEM WITHIN A CERTAIN DISTANCE OUTSIDE THE CORPORATE
4 LIMITS OF THE CITY OF WEST POINT AND TO ACQUIRE THE ASSETS OF ANY
5 EXISTING WATER AND SEWER SYSTEM OPERATING IN SUCH AREA; AND FOR
6 RELATED PURPOSES.

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

8 SECTION 1. (1) Notwithstanding any provisions of Section
9 21-27-39, Mississippi Code of 1972, to the contrary, the governing
10 authorities of the City of West Point, Mississippi, in their
11 discretion, may construct, expand, operate and maintain the water
12 and sewer system of the City of West Point for a distance not to
13 exceed twenty-five (25) miles from the corporate limits of the
14 City of West Point and within Clay County, Mississippi. Whenever
15 such water and sewer service is furnished to any consumer residing
16 outside the corporate limits of the City of West Point, the
17 consumer may not be charged at a rate greater than twice the rate
18 charged for the same service within the corporate limits of the
19 City of West Point.

20 (2) In connection with the construction, expansion,
21 operation and maintenance of its water and sewer system within the
22 area authorized under subsection (1), the City of West Point may
23 acquire by agreement all or a portion of the assets of any utility
24 district or other entity or organization operating a water and
25 sewer system within such area, and the utility district, entity or
26 organization may sell all or any portion of its facilities and
27 assets to the City of West Point to the extent such transaction is
28 consistent with the outstanding obligations, covenants and

29 agreements of the utility district, entity or organization.

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

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