

By: Representative Ellington

To: Conservation and Water Resources

HOUSE BILL NO. 351

1 AN ACT TO AMEND SECTION 49-17-68, MISSISSIPPI CODE OF 1972,
2 TO ALLOW THE INTEREST THAT ACCRUES ON THE POLLUTION EMERGENCY FUND
3 TO BE CREDITED TO THE BALANCE OF THAT FUND; AND FOR RELATED
4 PURPOSES.

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

6 SECTION 1. Section 49-17-68, Mississippi Code of 1972, is
7 amended as follows:

8 49-17-68. The Pollution Emergency Fund is hereby created in
9 the State Treasury. All fines, penalties or other money recovered
10 or collected by the commission under Sections 17-17-29 and
11 49-17-43 shall be deposited into appropriate accounts in such
12 fund. The commission is further authorized to receive and accept
13 additional funds from any other source to be deposited into the
14 Pollution Emergency Fund. The commission is authorized to utilize
15 any funds in the Pollution Emergency Fund for the purpose of
16 mitigation, abatement, clean-up or other remedial actions and
17 related technical investigations involving the introduction of
18 pollutants, including hazardous wastes, upon or into the land, air
19 or waters of this state and may be used for the purpose of
20 providing the required state matching funds to assist the U.S.
21 Environmental Protection Agency in furtherance of its remedial
22 clean-up program. When the acceptance of such funds by the
23 commission is conditioned on the return of those funds to the
24 grantor after use and recovery, such funds shall be returned to
25 the grantor. The fund shall be treated as a special trust fund.
26 Interest earned on the principal shall be credited by the
27 Treasurer to the fund.



28 SECTION 2. This act shall take effect and be in force from
29 and after July 1, 2001.

