

By: Senator(s) Dawkins

To: Environment Prot, Cons
and Water Res

SENATE BILL NO. 2866

1 AN ACT TO MAKE IT UNLAWFUL TO PLACE A CONCENTRATED ANIMAL
2 FEEDING OPERATION WITHIN THE ONE HUNDRED-YEAR FLOODPLAIN OF THE
3 WATERS OF THE STATE; TO PROVIDE PENALTIES; AND FOR RELATED
4 PURPOSES.

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

6 SECTION 1. (1) It is unlawful for any person to construct
7 or operate a concentrated animal feeding operation within the one
8 hundred-year floodplain of any waters of the state.

9 (2) Any concentrated animal feeding operation constructed in
10 a floodplain prior to July 1, 2001, is exempt from this section.

11 (3) Any person found by the Commission on Environmental
12 Quality to be in violation of this section shall be subject to the
13 penalties provided in Section 49-17-43.

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