

**\*\*\*Adopted\*\*\***

**AMENDMENT No. 1 PROPOSED TO**

**Senate Bill NO. 2749**

**By Senator(s) Gordon**

1           **AMEND** by inserting the following after line 19 and renumbering  
2 **the succeeding section:**

1           **SECTION 2.** In any county having a population of more than  
2 **thirty-five thousand (35,000) but less than forty thousand (40,000),**  
3 **according to the most recent federal decennial census, any water or**  
4 **sewer system for which a finding is made under Section 49-17-44.1 or**  
5 **Section 77-3-22 by a court of competent jurisdiction that it is**  
6 **appropriate for a receiver to be appointed, the receiver shall give**  
7 **preference to a municipality within the county or to the governing**  
8 **authorities of the county in making any transfer of ownership of the**  
9 **water or sewer system. The term "preference," as used in this section,**

10 means that no sale or transfer of the water or sewer system shall be  
11 approved by a court of competent jurisdiction or otherwise until two  
12 (2) years after the date of appointment of the receiver have elapsed.

13 This right of preference may be waived by the local governmental  
14 entity given the preference under this section.

15 FURTHER, amend the title by inserting the following language  
16 after the semicolon on line 5:

17 TO PROVIDE THAT IN CERTAIN COUNTIES WHERE A WATER OR  
18 SEWER SYSTEM IS PLACED UNDER A RECEIVER, THE RECEIVER  
19 SHALL GIVE CERTAIN PREFERENCES IN MAKING ANY TRANSFER OF  
20 OWNERSHIP OF THE WATER OR SEWER SYSTEM;