

By: Representatives Guice, Hamilton (109th),  
Parker, Read, Wells-Smith, Zuber

To: Local and Private  
Legislation

COMMITTEE SUBSTITUTE  
FOR  
HOUSE BILL NO. 1767

1 AN ACT TO AUTHORIZE THE JACKSON COUNTY BOARD OF SUPERVISORS  
2 TO DO ANY AND ALL ACTS NECESSARY TO PROVIDE AND IMPROVE WATER OR  
3 SEWER SERVICES TO JACKSON COUNTY, MISSISSIPPI.

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

5 **SECTION 1.** The purpose of this act is to authorize and  
6 empower the Jackson County Board of Supervisors to help provide  
7 and enhance water and sewer services to Jackson County,  
8 Mississippi.

9 **SECTION 2.** Jackson County, Mississippi, may help construct,  
10 acquire, improve, extend and maintain water and/or sewer lines  
11 anywhere within the county for the purpose of enhancing or  
12 assisting in the provision of water, through existing water and  
13 sewer districts, to the residents or businesses within Jackson  
14 County and shall have the power of eminent domain to accomplish  
15 such purposes. In addition, Jackson County, Mississippi, by and  
16 through the Jackson County Port Authority, shall in its discretion  
17 have authority and may wholesale water to any public or private  
18 entity.

19 **SECTION 3.** This act shall serve as authority for any private  
20 and/or public entity to cooperate with and/or contract with  
21 Jackson County in furtherance of the purposes set out in this act.  
22 This act shall further serve as authorization for Jackson County  
23 for the purposes of obtaining either state or federal funds, and  
24 to execute legal certifications necessary to comply with any state  
25 or federal funding requirements so long as any systems constructed  
26 with such funds comply with Sections 1 and 2 of this act.

27           **SECTION 4.** Jackson County, Mississippi, is authorized to do  
28 all acts necessary and proper or convenient in the exercise of the  
29 powers granted under this act, and such act shall be liberally  
30 construed for the purposes set out in the act, and the powers  
31 granted being independent from any power granted to Jackson County  
32 or any municipality or district within the county by any general  
33 or local and private act of the Legislature.

34           **SECTION 5.** The authority granted under this act shall not be  
35 construed as authority for the Board of Supervisors of Jackson  
36 County, Mississippi, to create a countywide utility district. The  
37 creation of such a utility district is strictly prohibited under  
38 this act.

39           **SECTION 6.** If any provision of this act shall be held to be  
40 invalid by any court of competent jurisdiction, the remainder  
41 shall not be affected thereby.

42           **SECTION 7.** This act shall take effect and be in force from  
43 and after its passage.