

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

To: Local and Private
Legislation

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, maintain and/or operate water lines
11 anywhere within the county for the purpose of enhancing or
12 assisting in the provision of water to the residents or businesses
13 within Jackson County and shall have the power of eminent domain
14 to accomplish such purposes. In addition, Jackson County,
15 Mississippi, or Jackson County, Mississippi, by and through the
16 Jackson County Port Authority, shall in its discretion have
17 authority and may wholesale water to any public or private entity.

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

26 **SECTION 4.** Jackson County, Mississippi, is authorized to do
27 all acts necessary and proper or convenient in the exercise of the

28 powers granted under this act, and such act shall be liberally
29 construed for the purposes set out in the act, and the powers
30 granted being independent from any power granted to Jackson County
31 or any municipality or district within the county by any general
32 or local and private act of the Legislature.

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

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

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