

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.