

By: Senator(s) Dawkins

To: Finance

SENATE BILL NO. 2390

1 AN ACT TO IMPOSE AN EXCISE TAX ON RETAIL SALES OF BOTTLED  
 2 WATER IN THE AMOUNT OF 2¢ PER LITER; TO PROVIDE FOR THE MANNER OF  
 3 IMPOSITION AND COLLECTION OF THE TAX; TO PROVIDE THAT 50% OF THE  
 4 REVENUE COLLECTED AS A RESULT OF LEVY OF SUCH TAX SHALL BE  
 5 DEPOSITED INTO THE WATER POLLUTION CONTROL REVOLVING LOAN FUND; TO  
 6 PROVIDE THAT THE REMAINDER OF THE REVENUE COLLECTED AS A RESULT OF  
 7 THE LEVY OF SUCH TAX SHALL BE DEPOSITED INTO THE LOCAL GOVERNMENTS  
 8 AND RURAL WATER SYSTEMS IMPROVEMENTS REVOLVING LOAN FUND; AND FOR  
 9 RELATED PURPOSES.

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

11 **SECTION 1.** (1) As used in this section, "bottled water"  
 12 means potable water contained in a can, a bottle or other  
 13 container, including drinking water, mineral water, carbonated  
 14 water or natural spring water.

15 (2) There is hereby imposed upon every person selling  
 16 bottled water at retail, an excise tax in the amount of Two Cents  
 17 (2¢) per liter on retail sales of bottled water.

18 (3) Persons liable for the tax imposed by this section shall  
 19 add the amount of tax to the price of the bottled water and in  
 20 addition shall collect, insofar as practicable, the amount of the  
 21 tax due from the person purchasing the bottled water.

22 (4) Such tax shall be collected by and paid to the State Tax  
 23 Commission on a form to be prescribed by the State Tax Commission  
 24 in the same manner that sales taxes are collected and paid. The  
 25 full enforcement provisions and all other provisions of the  
 26 Mississippi Sales Tax Law shall apply as necessary for the  
 27 implementation and administration of this section.

28 (5) Fifty percent (50%) of all revenue collected by the  
 29 State Tax Commission pursuant to this section shall be deposited  
 30 into the Water Pollution Control Revolving Loan Fund created

31 pursuant to Section 49-17-85. The remainder of the revenue  
32 collected by the State Tax Commission pursuant to this section  
33 shall be deposited into the Local Governments and Rural Water  
34 Systems Improvements Revolving Loan Fund created pursuant to  
35 Section 41-3-16.

36         **SECTION 2.** This act shall take effect and be in force from  
37 and after July 1, 2007.