

By: Senator(s) McDaniel

To: Energy

SENATE BILL NO. 2232

1 AN ACT TO AMEND SECTION 21-27-211, MISSISSIPPI CODE OF 1972,  
 2 TO REDUCE THE INTERIM PERIOD FOR A COMMUNITY WATER AND WASTEWATER  
 3 FACILITY OR SYSTEM TO OPERATE WITHOUT A CERTIFIED OPERATOR AND TO  
 4 REDUCE THE INTERIM PERIOD FOR A COMMUNITY TO CONDUCT A SOLID  
 5 WASTE/RUBBISH COLLECTION PROGRAM WITHOUT A CERTIFIED OPERATOR; AND  
 6 FOR RELATED PURPOSES.

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

8 **SECTION 1.** Section 21-27-211, Mississippi Code of 1972, is  
 9 amended as follows:

10 21-27-211. (1) It is unlawful to operate or cause to be  
 11 operated any wastewater facility or community water system covered  
 12 under Sections 21-27-201 through 21-27-221 unless the operator of  
 13 that facility or system holds a current certificate of competency  
 14 issued by the board or commission, as provided by Sections  
 15 21-27-201 through 21-27-221, in a classification corresponding to  
 16 the classification of the facility or system. After July 1, 1998,  
 17 it shall be unlawful to operate or cause to be operated any  
 18 nontransient, noncommunity water system covered under Sections  
 19 21-27-201 through 21-27-221, unless the operator of that system  
 20 holds a current certificate of competency issued by the board. If



21 an operator is lost due to illness, death, resignation, discharge  
22 or other legitimate cause, the owner or president of the governing  
23 board of the facility or system shall immediately notify in  
24 writing either the board or commission, as the case may be. The  
25 facility or system may continue to operate without a certified  
26 operator on an interim basis for a period not to exceed \* \* \*  
27 thirty (30) days, except for good cause shown upon petition to the  
28 responsible agency. The board or the commission, as the case may  
29 be, may grant, upon petition of the facility or system, an  
30 extension of the interim operating period not to exceed an  
31 additional \* \* \* thirty (30) days for good cause shown.

32 (2) It is unlawful to operate or cause to be operated any  
33 commercial nonhazardous solid waste management landfill permitted  
34 under Section 49-17-29 unless the operator of that facility holds  
35 a current certificate of competency issued by the commission, as  
36 provided by Sections 21-27-201 through 21-27-221. However, in the  
37 event of the loss of an operator due to illness, death,  
38 resignation, discharge or other legitimate cause, notice shall be  
39 immediately given to the commission and the continued operation of  
40 the facility without a certified operator may proceed on an  
41 interim basis for a period not to exceed \* \* \* ninety (90) days,  
42 except for good cause shown upon petition to the commission.

43 (3) After June 30, 2005, it is unlawful to operate or cause  
44 to be operated any commercial Class I rubbish site, unless the  
45 operator of that facility holds a certificate of competency issued



46 by the commission under Sections 21-27-201 through 21-27-221.  
47 However, in the event of the loss of an operator due to illness,  
48 death, resignation, discharge or other legitimate cause, notice  
49 shall be immediately given to the commission and the continued  
50 operation of the facility without a certified operator may proceed  
51 on an interim basis for a period not to exceed \* \* \* ninety (90)  
52 days, except for good cause shown upon petition to the commission.

53         **SECTION 2.** This act shall take effect and be in force from  
54 and after July 1, 2023.

