

By: Senator(s) Hill

To: Public Health and
Welfare

SENATE BILL NO. 2701

1 AN ACT TO AMEND SECTION 41-26-6, MISSISSIPPI CODE OF 1972, TO
2 PROVIDE THAT THE MISSISSIPPI STATE BOARD OF HEALTH SHALL NOT
3 REQUIRE COMMUNITY PUBLIC WATER SYSTEMS, NONTRANSIENT, NONCOMMUNITY
4 PUBLIC WATER SYSTEMS, PUBLIC WATER SYSTEMS OR SEMI-PUBLIC WATER
5 SYSTEMS TO FLUORIDATE WATER OR TO ACQUIRE AND INSTALL FLUORIDATION
6 TREATMENT EQUIPMENT; AND FOR RELATED PURPOSES.

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

8 **SECTION 1.** Section 41-26-6, Mississippi Code of 1972, is
9 amended as follows:

10 41-26-6. (1) The board may adopt rules and regulations
11 governing public water systems, but those rules and regulations
12 shall, except as expressly required by law, be no more stringent
13 or extensive in scope, coverage and effect than regulations
14 promulgated by the United States Environmental Protection Agency.

15 (2) If federal regulations do not provide a standard,
16 criteria or guidance addressing public water systems, the board
17 may promulgate rules and regulations to address these matters when
18 the board determines that the rules and regulations are necessary
19 to protect the public health and welfare.



20 (3) Nothing in this section, except subsection (4), shall
21 prohibit the director by order or in the approval of plans for
22 construction or changes from placing additional requirements on a
23 public water system on a case-by-case basis in order to provide
24 for the quantity and quality of drinking water or to protect the
25 public health and welfare.

26 (4) Notwithstanding the provisions of this section, the
27 board shall not require a community public water system, a
28 nontransient, noncommunity public water system, a public water
29 system or a semi-public water system to fluoridate its water or to
30 acquire and install fluoridation treatment equipment.

31 **SECTION 2.** This act shall take effect and be in force from
32 and after July 1, 2025.

