

# **ATTENTION!!!**

TO: Officials and/or Certified Waterworks Operators

FROM: Mississippi State Department of Health, Division of On-site Wastewater (Department)  
805 South Wheatley Street, Suite 340, Ridgeland, MS 39157 – Office: (601) 991-6030

RE: Mississippi Individual On-site Wastewater Disposal System Law  
*Source: Title 41, Chapter 67 of Mississippi Code of 1972, Annotated*

PURPOSE: Changes to the Mississippi Individual On-site Wastewater Disposal System Law regarding new water service connections on **July 1, 2013**. §41-67-5 (2) states:

“No public utility supplying water shall make connection to any dwelling house, mobile home or residence without the prior written approval of the Department certifying that the plan (Form 335 E, Permit/Recommendation) for the sewage treatment and disposal system at the location of the property complies with Chapter 67. Connections of water utilities may be made during construction if the Department has approved a plan for a sewage treatment and disposal system and the owner of the property has agreed to have the system inspected and approved by the Department before the use or occupancy of the property.”

**ALTHOUGH §41-67-6 (7) EXEMPTS A PROPERTY OWNER WITH LOT OR TRACT THAT IS 2 ACRES OR LARGER FROM PRESENTING A “PLAN” TO A PUBLIC WATER UTILITY SUPPLYING, FORM 335 E, THE PERMIT/RECOMMENDATION IS THE ONLY PROOF THAT A FORM 908 E, NOTICE OF INTENT HAS BEEN FILED WITH THE DEPARTMENT, WHICH IS STILL REQUIRED BY LAW, AS PER §41-67-5 (1). ALL WATER ASSOCIATIONS SHOULD REQUEST FORM 335 E, PERMIT/RECOMMENDATION TO ENSURE THAT LAW IS FOLLOWED.**

Other important information:

- Form 908 E, Notice of Intent is not released to the property owner.
- Form 335 E, Permit/Recommendation is released to the property owner, non-transferable and is valid for 1 year.
- The Department may “order” the public water supplier to discontinue service if the property owner is found to not be maintaining any Advanced Treatment System(s) on his or her property.