

By: Representatives Bozeman, Banks, Clarke, To: Ways and Means
Flaggs, Robinson (63rd), Wallace

HOUSE BILL NO. 1034

1 AN ACT TO AMEND SECTION 75-76-129, MISSISSIPPI CODE OF 1972,
2 TO REQUIRE THAT 20% OF A PORTION OF THE STATE MONIES DERIVED FROM
3 GAMING LICENSE FEES SHALL BE DISTRIBUTED AMONG COUNTIES WHERE
4 GAMING IS NOT LEGAL; TO PRESCRIBE THE FORMULA BY WHICH THE AMOUNT
5 OF THE DISTRIBUTION TO EACH COUNTY SHALL BE DETERMINED; AND FOR
6 RELATED PURPOSES.

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

8 SECTION 1. Section 75-76-129, Mississippi Code of 1972, is
9 amended as follows:

10 **[Through June 30, 2012, this section shall read as follows:]**

11 75-76-129. (1) On or before the last day of each month all
12 taxes, fees, interest, penalties, damages, fines or other monies
13 collected by the State Tax Commission during that month under the
14 provisions of this chapter, with the exception of (a) the local
15 government fees imposed under Section 75-76-195, * * * (b) an
16 amount equal to Three Million Dollars (\$3,000,000.00) of the
17 revenue collected pursuant to the fee imposed under Section
18 75-76-177(1)(c), or an amount equal to twenty-five percent (25%)
19 of the revenue collected pursuant to the fee imposed under Section
20 75-65-177(1)(c), whichever is the greater amount, and (c) those
21 distributions made to counties as provided for in subsection (2)
22 of this section, shall be paid by the State Tax Commission to the
23 State Treasurer to be deposited in the State General Fund. The
24 local government fees shall be distributed by the State Tax
25 Commission pursuant to Section 75-76-197. An amount equal to
26 Three Million Dollars (\$3,000,000.00) of the revenue collected
27 during that month pursuant to the fee imposed under Section
28 75-76-177(1)(c) shall be deposited by the State Tax Commission

29 into the Bond Sinking Fund created in Section 65-39-3. The
30 revenue collected during that month pursuant to the fee imposed
31 under Section 75-76-177(1)(c) that is in excess of Three Million
32 Dollars (\$3,000,000.00), but is less than twenty-five percent
33 (25%) of the amount of revenue collected during that month, shall
34 be deposited into the State Highway Fund to be used exclusively
35 for the reconstruction and maintenance of highways of the State of
36 Mississippi.

37 (2) From and after July 1, 1999, the avails of twenty
38 percent (20%) of the monies collected pursuant to Section
39 75-76-177(1)(c) shall be distributed by the State Tax Commission
40 among the counties of this state where gaming is not legal, based
41 on the proportion that the population of each such county bears to
42 the aggregate population of all counties receiving distributions
43 under this subsection (2).

44 **[From and after July 1, 2012, this section shall read as**
45 **follows:]**

46 75-76-129. (1) On or before the last day of each month, all
47 taxes, fees, interest, penalties, damages, fines or other monies
48 collected by the State Tax Commission during that month under the
49 provisions of this chapter, with the exception of the local
50 government fees imposed under Section 75-76-195, and those
51 distributions made to counties as provided for in subsection (2)
52 of this section, shall be paid by the State Tax Commission to the
53 State Treasurer to be deposited in the State General Fund. The
54 local government fees shall be distributed by the State Tax
55 Commission pursuant to Section 75-76-197.

56 (2) From and after July 1, 1999, the avails of twenty
57 percent (20%) of the monies collected pursuant to Section
58 75-76-177(1)(c) shall be distributed by the State Tax Commission
59 among the counties of this state where gaming is not legal, based
60 on the proportion that the population of each such county bears to
61 the aggregate population of all counties receiving distributions
62 under this subsection (2).

63 SECTION 2. This act shall take effect and be in force from
64 and after July 1, 1999.