

By: McCoy

To: Ways and Means

HOUSE BILL NO. 707

1 AN ACT TO RATIFY, APPROVE AND CONFIRM PAYMENTS MADE TO
 2 MUNICIPALITIES UNDER SECTION 27-65-75, MISSISSIPPI CODE OF 1972;
 3 TO PROVIDE THAT THE METHOD HERETOFORE USED BY THE STATE TAX
 4 COMMISSION TO COMPUTE PAYMENTS TO MUNICIPALITIES UNDER SECTION
 5 27-65-75, MISSISSIPPI CODE OF 1972, SHALL BE THE METHOD USED TO
 6 COMPUTE PAYMENTS AFTER THE EFFECTIVE DATE OF THIS ACT; TO ABATE
 7 ANY SUIT BROUGHT BY A MUNICIPALITY TO RECOVER PAYMENTS IN EXCESS
 8 OF THE AMOUNTS AUTHORIZED IN THIS ACT; AND FOR RELATED PURPOSES.

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

10 SECTION 1. All payments made to municipalities before the
 11 effective date of this act under Section 27-65-75, Mississippi
 12 Code of 1972, are hereby ratified, approved and confirmed as being
 13 the proper amount of payments due to all municipalities under
 14 Section 27-65-75, Mississippi Code of 1972, for all periods before
 15 the effective date of this act. It is the express intent of the
 16 Mississippi Legislature that municipalities shall not receive any
 17 additional payments under Section 27-65-75, Mississippi Code of
 18 1972, for all periods before the effective date of this act other
 19 than what was certified by the State Tax Commission to the State
 20 Treasurer pursuant to Section 27-65-73, Mississippi Code of 1972,
 21 before the effective date of this act.

22 SECTION 2. From and after the effective date of this act,
 23 the method of computing payments due to municipalities under
 24 Section 27-65-75, Mississippi Code of 1972, shall be the same as

25 that used by the State Tax Commission before the effective date of
26 this act unless the method is changed by legislative act.

27 SECTION 3. Any suit brought by a municipality to recover
28 additional payments under Section 27-65-75, Mississippi Code of
29 1972, in excess of the amounts authorized in this act are hereby
30 abated.

31 SECTION 4. If any clause, paragraph or part of this act
32 shall for any reason be adjudged by any court of competent
33 jurisdiction to be void or unconstitutional, such judgement shall
34 not affect, impair or invalidate the remainder of this act, but
35 shall be confined in its operation to the clause, sentence,
36 paragraph or part thereof, directly in controversy in which such
37 judgement shall have been rendered.

38 SECTION 5. This act shall take effect and be in force from
39 and after its passage.