

By: Representative Hamilton

To: Ways and Means

HOUSE BILL NO. 65

1 AN ACT TO AMEND SECTION 21-1-61, MISSISSIPPI CODE OF 1972, TO  
2 PROVIDE THAT ALL EXISTING BUILDINGS, STRUCTURES AND IMPROVEMENTS  
3 LOCATED ON LAND THAT IS INCLUDED WITHIN AN AREA ANNEXED BY A  
4 MUNICIPALITY SHALL BE EXEMPT FROM MUNICIPAL AD VALOREM TAXATION;  
5 TO AMEND SECTION 21-33-1, MISSISSIPPI CODE OF 1972, IN CONFORMITY  
6 TO THE PROVISIONS OF THIS ACT; AND FOR RELATED PURPOSES.

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

8 **SECTION 1.** Section 21-1-61, Mississippi Code of 1972, is  
9 amended as follows:

10 21-1-61. (1) Except as otherwise provided in subsection (2)  
11 of this section, in all cases where a municipality is created or  
12 the limits of an existing municipality are enlarged under the  
13 provisions of this chapter, the property included within the  
14 municipal boundaries by such creation or enlargement shall become  
15 liable for and subject to municipal ad valorem taxation on the tax  
16 lien date next succeeding the effective date of the decree  
17 creating or enlarging such municipality.

18 (2) From and after July 1, 2003, whenever the corporate  
19 boundaries of any municipality are enlarged under the provisions  
20 of this chapter, all buildings, structures and improvements  
21 located on any land that is included within the enlarged area, if  
22 such buildings, structures and improvements existed at the time of  
23 the effective date of the decree or judgement approving the  
24 enlargement, shall be exempt from all municipal ad valorem taxes.  
25 However, the land, and all buildings and structures erected and  
26 improvements made to the land after the effective date of the  
27 decree or judgement approving the enlargement, shall be liable for  
28 and subject to municipal ad valorem taxation as provided for under  
29 subsection (1) of this section.



30           **SECTION 2.** Section 21-33-1, Mississippi Code of 1972, is  
31 amended as follows:

32           21-33-1. Except as otherwise provided under Section  
33 21-1-61(2), all lands and other taxable property subject to  
34 assessment, held by any person within the municipality, or in  
35 added territory, on the first day of January, shall be assessed,  
36 and ad valorem taxes thereon levied and collected for the ensuing  
37 year, excepting motor vehicles as defined by the "Motor Vehicle Ad  
38 Valorem Tax Law of 1958," Sections 27-51-1 through 27-51-49,  
39 Mississippi Code of 1972.

40           **SECTION 3.** This act shall take effect and be in force from  
41 and after July 1, 2003.

