To: Ways and Means

MISSISSIPPI LEGISLATURE
REGULAR SESSION 2003
By: Representative Ellzey

HOUSE BILL NO. 248

AN ACT TO PROVIDE AN INCOME TAX CREDIT FOR TAXPAYERS WHO PAY AD VALOREM TAXES ON POULTRY HOUSES THAT PRODUCE CHICKEN BROILERS FOR SALE AT WHOLESALE IN AN AMOUNT EQUAL TO THE AMOUNT OF THE AD VALOREM TAXES PAID FOR A TAXABLE YEAR; AND FOR RELATED PURPOSES.

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

SECTION 1. For any taxpayer who pays to a county, municipality, school district, levee district or any other taxing authority of the state or a political subdivision thereof, ad valorem taxes imposed on poultry houses that produce chicken broilers for sale at wholesale, there shall be allowed a credit against the income taxes imposed by this chapter in an amount equal to the amount of the ad valorem taxes so paid for the taxable year. The credit may be claimed only for the year in which the ad valorem taxes are paid. The credit may not exceed the amount of income tax imposed upon the taxpayer for the taxable year reduced by the sum of all other credits allowable to the taxpayer under this chapter, except credit for tax payments made by or on behalf of the taxpayer. Amounts used by a taxpayer as a credit under this section may not be used as a deduction by the taxpayer for state income tax purposes.

SECTION 2. Nothing in this act shall affect or defeat any claim, assessment, appeal, suit, right or cause of action for taxes due or accrued under the income tax laws before the date on which this act becomes effective, whether such claims, assessments, appeals, suits or actions have been begun before the date on which this act becomes effective or are begun thereafter; and the provisions of the income tax laws are expressly continued in full force, effect and operation for the purpose of the
assessment, collection and enrollment of liens for any taxes due
or accrued and the execution of any warrant under such laws before
the date on which this act becomes effective, and for the
imposition of any penalties, forfeitures or claims for failure to
comply with such laws.

SECTION 3. Section 1 of this act shall be codified as a
separate code section in Chapter 7, Title 27, Mississippi Code of
1972.

SECTION 4. This act shall take effect and be in force from