

By: Representative Denny

To: Ways and Means

HOUSE BILL NO. 311

1 AN ACT TO PROVIDE AN INCOME TAX CREDIT FOR AN INDIVIDUAL
2 TAXPAYER WHO PAYS HOME SECURITY EXPENSES FOR HIS PRIMARY
3 RESIDENCE; AND FOR RELATED PURPOSES.

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

5 **SECTION 1.** (1) For any individual taxpayer who pays home
6 security expenses for his primary residence, a credit against the
7 taxes imposed by this chapter shall be allowed in the amount
8 provided in subsection (2) of this section. For the purposes of
9 this section, "home security expenses" means any expenses incurred
10 in providing or enhancing the security of the taxpayer's primary
11 residence. Such expenses include, but shall not be limited to,
12 (a) the cost of installing and maintaining a home electronic or
13 computerized alarm system, and/or (b) the cost of belonging to a
14 homeowners' association which has as one (1) of its goals the
15 enhancement of the security and safety of the neighborhood, or
16 which has hired a professional security or law enforcement
17 organization or business to deter the presence of crime and to
18 police the neighborhood comprising the homeowners' association.

19 (2) The income tax credit provided in this section shall be
20 equal to the actual home security expenses incurred by a taxpayer
21 during a taxable year not to exceed the lesser of Two Thousand
22 Dollars (\$2,000.00) or the amount of income tax imposed upon the
23 taxpayer for the taxable year reduced by the sum of all other
24 credits allowable to such taxpayer under the state income tax
25 laws, except credit for tax payments made by or on behalf of the
26 taxpayer. In the case of married individuals filing separate
27 returns, each person may claim an amount not to exceed one-half

28 (1/2) of the tax credit that would have been allowed for a joint
29 return.

30 **SECTION 2.** Section 1 of this act shall be codified as a
31 separate code section in Article 1, Chapter 7, Title 27,
32 Mississippi Code of 1972.

33 **SECTION 3.** Nothing in this act shall affect or defeat any
34 claim, assessment, appeal, suit, right or cause of action for
35 taxes due or accrued under the income tax laws before the date on
36 which this act becomes effective, whether such claims,
37 assessments, appeals, suits or actions have been begun before the
38 date on which this act becomes effective or are begun thereafter;
39 and the provisions of the income tax laws are expressly continued
40 in full force, effect and operation for the purpose of the
41 assessment, collection and enrollment of liens for any taxes due
42 or accrued and the execution of any warrant under such laws before
43 the date on which this act becomes effective, and for the
44 imposition of any penalties, forfeitures or claims for failure to
45 comply with such laws.

46 **SECTION 4.** This act shall take effect and be in force from
47 and after January 1, 2004.