

By: Representatives Davis, Barnett, Chism,  
Denny, Fillingane, Moore, Rotenberry, Upshaw,  
Wells-Smith

To: Ways and Means

HOUSE BILL NO. 1613

1 AN ACT TO AMEND SECTION 27-33-75, MISSISSIPPI CODE OF 1972,  
2 TO INCREASE THE AMOUNT OF HOMESTEAD EXEMPTION FOR PERSONS WHO ARE  
3 SIXTY-FIVE YEARS OF AGE OR OLDER OR WHO ARE TOTALLY DISABLED; TO  
4 PROVIDE THAT BEGINNING JANUARY 1, 2010, AND EVERY FOURTH YEAR  
5 THEREAFTER, THE AMOUNT OF SUCH HOMESTEAD EXEMPTION SHALL BE  
6 INCREASED BY A PERCENTAGE AMOUNT EQUAL TO THE CUMULATIVE UNITED  
7 STATES INFLATION RATE FOR THE PREVIOUS FOUR CALENDAR YEARS AS  
8 CERTIFIED BY THE CHAIRMAN OF THE STATE TAX COMMISSION; TO AMEND  
9 SECTION 27-33-77, MISSISSIPPI CODE OF 1972, TO INCREASE THE AMOUNT  
10 OF REIMBURSEMENT OF HOMESTEAD EXEMPTION REVENUE LOSSES; TO AMEND  
11 SECTION 27-33-79, MISSISSIPPI CODE OF 1972, TO PROVIDE THAT  
12 REIMBURSEMENT OF HOMESTEAD EXEMPTION REVENUE LOSSES TO A TAXING  
13 UNIT MAY NOT BE MORE THAN ONE HUNDRED FIFTEEN PERCENT OF THE  
14 REIMBURSEMENT MADE TO THE TAXING UNIT FOR THE PRECEDING YEAR; AND  
15 FOR RELATED PURPOSES.

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

17 SECTION 1. Section 27-33-75, Mississippi Code of 1972, is  
18 amended as follows:

19 [With regard to any county that has not completed an update  
20 in the valuation of Class I property, as designated by Section  
21 112, Mississippi Constitution of 1890, in the county according to  
22 procedures prescribed by the State Tax Commission and in effect on  
23 January 1, 2001, and has not implemented such valuations for the  
24 purposes of ad valorem taxation, this section shall read as  
25 follows:]

26 27-33-75. (1) Qualified homeowners described in subsection  
27 (1) of Section 27-33-67 shall be allowed an exemption from ad  
28 valorem taxes according to the following table:

29 ASSESSED VALUE	HOMESTEAD
30 OF HOMESTEAD	EXEMPTION
31 \$ 1 - \$ 150	\$ 6.00
32 151 - 300	12.00
33 301 - 450	18.00

34	451 - 600	24.00
35	601 - 750	30.00
36	751 - 900	36.00
37	901 - 1,050	42.00
38	1,051 - 1,200	48.00
39	1,201 - 1,350	54.00
40	1,351 - 1,500	60.00
41	1,501 - 1,650	66.00
42	1,651 - 1,800	72.00
43	1,801 - 1,950	78.00
44	1,951 - 2,100	84.00
45	2,101 - 2,250	90.00
46	2,251 - 2,400	96.00
47	2,401 - 2,550	102.00
48	2,551 - 2,700	108.00
49	2,701 - 2,850	114.00
50	2,851 - 3,000	120.00
51	3,001 - 3,150	126.00
52	3,151 - 3,300	132.00
53	3,301 - 3,450	138.00
54	3,451 - 3,600	144.00
55	3,601 - 3,750	150.00
56	3,751 - 3,900	156.00
57	3,901 - 4,050	162.00
58	4,051 - 4,200	168.00
59	4,201 - 4,350	174.00
60	4,351 - 4,500	180.00
61	4,501 - 4,650	186.00
62	4,651 - 4,800	192.00
63	4,801 - 4,950	198.00
64	4,951 - 5,100	204.00
65	5,101 - 5,250	210.00
66	5,251 - 5,400	216.00

67	5,401 - 5,550	222.00
68	5,551 - 5,700	228.00
69	5,701 - 5,850	234.00
70	5,851 and above	240.00

71 Assessed values shall be rounded to the next whole dollar  
72 (Fifty Cents (50¢) rounded to the next highest dollar) for the  
73 purposes of the above table.

74 One-half (1/2) of the exemption allowed in the above table  
75 shall be from taxes levied for school district purposes and  
76 one-half (1/2) shall be from taxes levied for county general fund  
77 purposes.

78 (2) Qualified homeowners described in subsection (2) of  
79 Section 27-33-67 shall be allowed an exemption from all ad valorem  
80 taxes on not in excess of Six Thousand Dollars (\$6,000.00) of the  
81 assessed value of the homestead property.

82 (3) This section shall apply to exemptions claimed in the  
83 1988 calendar year for which reimbursement is made in the 1989  
84 calendar year and to exemptions claimed for which reimbursement is  
85 made in subsequent years.

86 **[With regard to any county that has completed an update in**  
87 **the valuation of Class I property, as designated by Section 112,**  
88 **Mississippi Constitution of 1890, in the county according to**  
89 **procedures prescribed by the State Tax Commission and in effect on**  
90 **January 1, 2001, and for which the State Tax Commission has**  
91 **certified that such new valuations have been implemented for the**  
92 **purposes of ad valorem taxation, this section shall read as**  
93 **follows:]**

94 27-33-75. (1) Qualified homeowners described in subsection  
95 (1) of Section 27-33-67 shall be allowed an exemption from ad  
96 valorem taxes according to the following table:

97	ASSESSED VALUE	HOMESTEAD
98	OF HOMESTEAD	EXEMPTION
99	\$ 1 - \$ 150	\$ 6.00

100	151 - 300	12.00
101	301 - 450	18.00
102	451 - 600	24.00
103	601 - 750	30.00
104	751 - 900	36.00
105	901 - 1,050	42.00
106	1,051 - 1,200	48.00
107	1,201 - 1,350	54.00
108	1,351 - 1,500	60.00
109	1,501 - 1,650	66.00
110	1,651 - 1,800	72.00
111	1,801 - 1,950	78.00
112	1,951 - 2,100	84.00
113	2,101 - 2,250	90.00
114	2,251 - 2,400	96.00
115	2,401 - 2,550	102.00
116	2,551 - 2,700	108.00
117	2,701 - 2,850	114.00
118	2,851 - 3,000	120.00
119	3,001 - 3,150	126.00
120	3,151 - 3,300	132.00
121	3,301 - 3,450	138.00
122	3,451 - 3,600	144.00
123	3,601 - 3,750	150.00
124	3,751 - 3,900	156.00
125	3,901 - 4,050	162.00
126	4,051 - 4,200	168.00
127	4,201 - 4,350	174.00
128	4,351 - 4,500	180.00
129	4,501 - 4,650	186.00
130	4,651 - 4,800	192.00
131	4,801 - 4,950	198.00
132	4,951 - 5,100	204.00

133	5,101 - 5,250	210.00
134	5,251 - 5,400	216.00
135	5,401 - 5,550	222.00
136	5,551 - 5,700	228.00
137	5,701 - 5,850	234.00
138	5,851 - 6,000	240.00
139	6,001 - 6,150	246.00
140	6,151 - 6,300	252.00
141	6,301 - 6,450	258.00
142	6,451 - 6,600	264.00
143	6,601 - 6,750	270.00
144	6,751 - 6,900	276.00
145	6,901 - 7,050	282.00
146	7,051 - 7,200	288.00
147	7,201 - 7,350	294.00
148	7,351 and above	300.00

149 Assessed values shall be rounded to the next whole dollar  
150 (Fifty Cents (50¢) rounded to the next highest dollar) for the  
151 purposes of the above table.

152 One-half (1/2) of the exemption allowed in the above table  
153 shall be from taxes levied for school district purposes and  
154 one-half (1/2) shall be from taxes levied for county general fund  
155 purposes.

156 (2) (a) Qualified homeowners described in subsection (2) of  
157 Section 27-33-67 shall be allowed an exemption from all ad valorem  
158 taxes on not in excess of Seven Thousand Five Hundred Dollars  
159 (\$7,500.00) of the assessed value of the homestead property.

160 (b) From and after January 1, 2006, qualified  
161 homeowners described in subsection (2) of Section 27-33-67 shall  
162 be allowed an exemption from all ad valorem taxes on not in excess  
163 of Eight Thousand Dollars (\$8,000.00) of the assessed value of the  
164 homestead property; and on January 1, 2010, and January 1 of every  
165 fourth year thereafter, the exemption provided in this paragraph

166 (b) shall be increased by a percentage amount equal to the  
167 cumulative United States inflation rate for the previous four (4)  
168 calendar years as certified by the Chairman of the State Tax  
169 Commission. The United States inflation rate for a calendar year  
170 shall be the Consumer Price Index for the calendar year for all  
171 urban consumers as calculated by the Bureau of Labor Statistics of  
172 the United States Department of Labor.

173 (3) Except as otherwise provided in this subsection, this  
174 section shall apply to exemptions claimed in the 2001 calendar  
175 year for which reimbursement is made in the 2002 calendar year and  
176 to exemptions claimed for which reimbursement is made in  
177 subsequent years. The exemption provided for in subsection (2)(b)  
178 of this section shall apply to exemptions claimed in the 2006  
179 calendar year for which reimbursement is made in the 2007 calendar  
180 year and to exemptions claimed for which reimbursement is made in  
181 subsequent years.

182 **SECTION 2.** Section 27-33-77, Mississippi Code of 1972, is  
183 amended as follows:

184 27-33-77. Beginning with the 1985 supplemental roll, and for  
185 each succeeding year's roll thereafter, the amount of tax loss to  
186 be reimbursed because of exemptions provided for in this article  
187 shall be Fifty Dollars (\$50.00) each for county taxes exempted and  
188 school taxes exempted for a total of One Hundred Dollars (\$100.00)  
189 per applicant qualifying for homestead exemption under this  
190 article. Beginning with the 2006 supplemental roll, and for each  
191 succeeding year's roll thereafter, the amount of tax loss to be  
192 reimbursed because of exemptions provided for in this article  
193 shall be One Hundred Dollars (\$100.00) each for county taxes  
194 exempted and school taxes exempted for a total of Two Hundred  
195 Dollars (\$200.00) per applicant qualifying for homestead exemption  
196 under this article.

197 The reimbursement received by the county shall be distributed  
198 by the county treasurer to the general fund.

199            Provided further, that tax losses sustained by municipalities  
200 because of exemptions granted to homeowners described in  
201 subsection (2) of Section 27-33-67 shall be reimbursed up to the  
202 amount of the actual exemption allowed, not to exceed Two Hundred  
203 Fifty Dollars (\$250.00) per qualified applicant.

204            The reimbursement received by a county, municipality or  
205 school district may be pledged as security for a loan if the  
206 reimbursement to the county or school district is otherwise  
207 authorized or required by law to be pledged as security for such a  
208 loan.

209            **SECTION 3.** Section 27-33-79, Mississippi Code of 1972, is  
210 amended as follows:

211            27-33-79. Notwithstanding the limitation imposed on  
212 reimbursement of tax losses in Section 27-33-77, no taxing unit  
213 shall be reimbursed more than one hundred fifteen percent (115%)  
214 or less than the amount of the reimbursement made to the same  
215 taxing unit, for the next preceding year, unless such  
216 reimbursement is reduced as a result of a reduction in approved  
217 homestead applicants; however, for the 1986 calendar year, no  
218 taxing unit shall be reimbursed less than the amount of the  
219 reimbursement made to the same taxing unit for the 1985 calendar  
220 year.

221            **SECTION 4.** Nothing in this act shall affect or defeat any  
222 claim, assessment, appeal, suit, right or cause of action for  
223 taxes due or accrued under the ad valorem tax laws before the date  
224 on which this act becomes effective, whether such claims,  
225 assessments, appeals, suits or actions have been begun before the  
226 date on which this act becomes effective or are begun thereafter;  
227 and the provisions of the ad valorem tax laws are expressly  
228 continued in full force, effect and operation for the purpose of  
229 the assessment, collection and enrollment of liens for any taxes  
230 due or accrued and the execution of any warrant under such laws  
231 before the date on which this act becomes effective, and for the

232 imposition of any penalties, forfeitures or claims for failure to  
233 comply with such laws.

234           **SECTION 5.** This act shall take effect and be in force from  
235 and after July 1, 2006.