

By: Representatives Watson, Holland,
Aldridge, Franks, Gadd, McCoy, Montgomery,
Sullivan, Turner, Ward

To: Rules

HOUSE CONCURRENT RESOLUTION NO. 74

1 A CONCURRENT RESOLUTION SUSPENDING THE DEADLINES FOR THE
2 PURPOSE OF REQUESTING THE DRAFTING, AND THE INTRODUCTION,
3 CONSIDERATION AND PASSAGE, OF A BILL ENTITLED "AN ACT TO AMEND
4 SECTION 57-75-5, MISSISSIPPI CODE OF 1972, TO REVISE THE
5 DEFINITION OF THE TERM "PROJECT" UNDER THE MISSISSIPPI MAJOR
6 ECONOMIC IMPACT ACT TO INCLUDE CERTAIN AUTOMOTIVE MANUFACTURING
7 AND ASSEMBLY PLANTS AND THEIR AFFILIATES WITH AN INITIAL CAPITAL
8 INVESTMENT FROM PRIVATE SOURCES OF NOT LESS THAN \$500,000,000.00
9 WHICH WILL CREATE AT LEAST 1,500 JOBS MEETING CRITERIA ESTABLISHED
10 BY THE MISSISSIPPI MAJOR ECONOMIC IMPACT AUTHORITY; TO AMEND
11 SECTION 57-75-9, MISSISSIPPI CODE OF 1972, TO PROVIDE THAT
12 CONTRACTS BY THE MISSISSIPPI MAJOR ECONOMIC IMPACT AUTHORITY OR A
13 PUBLIC AGENCY FOR SITE PREPARATION OR FOR PUBLIC WORKS FOR SUCH A
14 PROJECT SHALL BE EXEMPT FROM THE PROVISIONS OF SECTION 31-7-13 AND
15 TO PROVIDE AN ALTERNATE PROCEDURE FOR THE AWARD OF SUCH CONTRACTS;
16 TO AMEND SECTION 57-75-11, MISSISSIPPI CODE OF 1972, TO GRANT THE
17 MISSISSIPPI MAJOR ECONOMIC IMPACT AUTHORITY CERTAIN ADDITIONAL
18 POWERS AND DUTIES WITH REGARD TO SUCH PROJECTS; TO AMEND SECTION
19 57-75-15, MISSISSIPPI CODE OF 1972, TO AUTHORIZE THE ISSUANCE OF
20 STATE GENERAL OBLIGATION BONDS FOR SUCH PROJECTS AND TIER ONE
21 SUPPLIERS OF SUCH PROJECTS AND TO SPECIFY THE PURPOSES FOR WHICH
22 THE PROCEEDS OF SUCH BONDS MAY BE UTILIZED; TO AMEND SECTION
23 57-75-33, MISSISSIPPI CODE OF 1972, TO PROVIDE THAT THE BOARD OF
24 SUPERVISORS OF A COUNTY OR THE GOVERNING AUTHORITIES OF A
25 MUNICIPALITY MAY EACH ENTER INTO AN AGREEMENT WITH AN ENTERPRISE
26 OPERATING SUCH A PROJECT PROVIDING THAT THE COUNTY OR MUNICIPALITY
27 WILL NOT LEVY ANY TAXES, FEES OR ASSESSMENTS UPON THE ENTERPRISE
28 OTHER THAN TAXES, FEES OR ASSESSMENTS THAT ARE GENERALLY LEVIED
29 UPON ALL TAXPAYERS AND THE BOARD OF SUPERVISORS OR THE GOVERNING
30 AUTHORITIES ALSO MAY EACH ENTER INTO A FEE-IN-LIEU AGREEMENT; TO
31 AMEND SECTION 21-1-59, MISSISSIPPI CODE OF 1972, TO PROVIDE THAT
32 THE GOVERNING AUTHORITIES OF A MUNICIPALITY MAY ENTER INTO AN
33 AGREEMENT WITH AN ENTERPRISE OPERATING SUCH A PROJECT PROVIDING
34 THAT THE MUNICIPALITY SHALL NOT CHANGE ITS BOUNDARIES SO AS TO
35 INCLUDE WITHIN THE LIMITS OF SUCH MUNICIPALITY THE PROJECT SITE OF
36 SUCH A PROJECT UNLESS CONSENT THERETO SHALL BE OBTAINED IN WRITING
37 FROM THE ENTERPRISE OPERATING THE PROJECT; TO AMEND SECTION
38 27-19-309, MISSISSIPPI CODE OF 1972, TO AUTHORIZE A MOTOR VEHICLE
39 MANUFACTURER OPERATING SUCH A PROJECT TO OBTAIN DISTINGUISHING
40 TAGS FOR CERTAIN MOTOR VEHICLES OWNED BY THE MANUFACTURER; TO
41 AMEND SECTION 27-31-1, MISSISSIPPI CODE OF 1972, TO PROVIDE AN AD
42 VALOREM TAX EXEMPTION FOR SUCH A PROJECT IF MUNICIPAL BOUNDARIES
43 ARE EXPANDED TO INCLUDE THE PROJECT; TO AMEND SECTIONS 63-17-55
44 AND 63-17-103, MISSISSIPPI CODE OF 1972, TO EXEMPT CERTAIN SALES
45 MADE BY MANUFACTURERS OPERATING SUCH A PROJECT FROM THE PROVISIONS
46 OF THE MISSISSIPPI MOTOR VEHICLE COMMISSION LAW; TO AMEND SECTION
47 11-27-81, MISSISSIPPI CODE OF 1972, TO AUTHORIZE REGIONAL ECONOMIC
48 DEVELOPMENT ALLIANCES CREATED UNDER THE REGIONAL ECONOMIC
49 DEVELOPMENT ACT TO EXERCISE THE RIGHT OF IMMEDIATE POSSESSION WITH
50 REGARD TO CERTAIN PROJECTS UNDER THE MISSISSIPPI MAJOR ECONOMIC
51 IMPACT ACT; TO AMEND SECTION 11-27-85, MISSISSIPPI CODE OF 1972,
52 TO AUTHORIZE REGIONAL ECONOMIC DEVELOPMENT ALLIANCES CREATED UNDER

53 THE REGIONAL ECONOMIC DEVELOPMENT ACT TO EXERCISE THE RIGHT OF
54 IMMEDIATE TITLE AND POSSESSION WITH REGARD TO CERTAIN PROJECTS
55 UNDER THE MISSISSIPPI MAJOR ECONOMIC IMPACT ACT; TO AMEND SECTION
56 57-64-19, MISSISSIPPI CODE OF 1972, TO GRANT REGIONAL ECONOMIC
57 DEVELOPMENT ALLIANCES CREATED UNDER THE REGIONAL ECONOMIC
58 DEVELOPMENT ACT CERTAIN POWERS WITH REGARD TO CERTAIN PROJECTS
59 UNDER THE MISSISSIPPI MAJOR ECONOMIC IMPACT ACT; TO PROVIDE THAT A
60 QUALIFIED BUSINESS OR INDUSTRY SHALL BE EXEMPT FROM INCOME
61 TAXATION ON INCOME ARISING FROM CERTAIN PROJECTS DEVELOPED UNDER
62 THE MISSISSIPPI MAJOR ECONOMIC IMPACT ACT; TO AMEND SECTION
63 27-65-101, MISSISSIPPI CODE OF 1972, TO REVISE THE EXEMPTION FROM
64 SALES TAXATION FOR SALES TO CERTAIN MANUFACTURERS OF MOTOR
65 VEHICLES OF MACHINERY AND CERTAIN SPECIAL TOOLS OR REPAIR PARTS
66 THEREFOR, FUEL AND SUPPLIES USED DIRECTLY IN THE MANUFACTURE OF
67 MOTOR VEHICLES OR MOTOR VEHICLE PARTS; TO REVISE THE EXEMPTION
68 FROM SALES TAXATION FOR THE SALE OF MATERIALS, MACHINERY AND
69 EQUIPMENT USED IN THE CONSTRUCTION OF A BUILDING, OR AN ADDITION
70 OR IMPROVEMENT THEREON TO AN ENTERPRISE OPERATING CERTAIN PROJECTS
71 DEFINED UNDER THE MISSISSIPPI MAJOR ECONOMIC IMPACT ACT; TO AMEND
72 SECTION 27-67-7, MISSISSIPPI CODE OF 1972, TO REVISE THE EXEMPTION
73 FROM USE TAXATION FOR CERTAIN PERSONAL PROPERTY USED BY A TAXPAYER
74 OTHER THAN THE MANUFACTURER, WHEN THE MANUFACTURER STILL HOLDS
75 TITLE TO THE GOODS AND THE ITEMS ARE PURCHASED AS PART OF CERTAIN
76 PROJECTS DEVELOPED UNDER THE MISSISSIPPI MAJOR ECONOMIC IMPACT
77 ACT; TO PROVIDE FOR INCENTIVE PAYMENTS TO QUALIFIED BUSINESSES FOR
78 A PERIOD OF NOT TO EXCEED TWENTY-FIVE YEARS; TO PROVIDE FOR THE
79 AMOUNT OF THE INCENTIVE PAYMENTS; TO PROVIDE THAT THE PAYMENTS
80 SHALL BE BASED ON THE WAGES AND TAXABLE BENEFITS OR THE AMOUNT OF
81 STATE INCOME TAX WITHHELD FOR QUALIFIED JOBS CREATED; TO PROVIDE
82 THAT IN ORDER TO QUALIFY FOR SUCH PAYMENTS, A CERTAIN NUMBER OF
83 JOBS MUST BE CREATED OR MAINTAINED; TO CREATE A SPECIAL FUND IN
84 THE STATE TREASURY INTO WHICH SHALL BE DEPOSITED A CERTAIN PORTION
85 OF THE WITHHOLDING TAXES PAID BY THE QUALIFIED BUSINESS; TO
86 PROVIDE THAT MONIES IN THE SPECIAL FUND SHALL BE USED TO MAKE THE
87 REQUIRED INCENTIVE PAYMENTS; TO PROVIDE THAT CLAIMS FOR INCENTIVE
88 PAYMENTS SHALL BE FILED WITH THE STATE TAX COMMISSION; TO PROVIDE
89 THAT THE STATE TAX COMMISSION SHALL VERIFY THE ELIGIBILITY OF THE
90 BUSINESS FOR THE INCENTIVE PAYMENTS; TO AMEND SECTION 27-7-312,
91 MISSISSIPPI CODE OF 1972, IN CONFORMITY THERETO; TO PROVIDE FOR
92 INCENTIVE PAYMENTS TO ENTITIES THAT INCUR CERTAIN COSTS FOR THE
93 PURPOSE OF LOCATING CERTAIN PROJECTS DEVELOPED UNDER THE
94 MISSISSIPPI MAJOR ECONOMIC IMPACT ACT IN THIS STATE; TO PROVIDE
95 FOR THE AMOUNT OF THE INCENTIVE PAYMENTS; TO PROVIDE THAT THE
96 PAYMENTS SHALL BE BASED ON CERTAIN COSTS INCURRED; TO CREATE A
97 SPECIAL FUND IN THE STATE TREASURY INTO WHICH SHALL BE DEPOSITED A
98 PORTION OF THE STATE SALES TAX REVENUE; TO PROVIDE THAT MONIES IN
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100 PAYMENTS; TO PROVIDE THAT CLAIMS FOR INCENTIVE PAYMENTS SHALL BE
101 FILED WITH THE MISSISSIPPI DEVELOPMENT AUTHORITY; TO AUTHORIZE THE
102 MISSISSIPPI DEVELOPMENT AUTHORITY TO DEVELOP AND ADMINISTER SUCH
103 INCENTIVE PROGRAM; TO AMEND SECTION 27-65-75, MISSISSIPPI CODE OF
104 1972, IN CONFORMITY THERETO; TO AMEND SECTION 27-31-48,
105 MISSISSIPPI CODE OF 1972, TO REVISE THE DEFINITION OF THE TERM
106 "VENDOR TOOLING" FOR THE PURPOSES OF AN AD VALOREM TAX EXEMPTION
107 AUTHORIZED FOR VENDOR TOOLING; TO AMEND SECTION 27-31-104,
108 MISSISSIPPI CODE OF 1972, TO CLARIFY CERTAIN PROVISIONS REGARDING
109 THE MANNER OF DETERMINING THE AMOUNT OF A FEE-IN-LIEU OF AD
110 VALOREM TAXES FOR CERTAIN PROJECTS; TO REVISE CERTAIN PROVISIONS
111 REGARDING THE ALLOCATION OF ANY FEE-IN-LIEU OF AD VALOREM TAXES
112 ALLOWED FOR CERTAIN PROJECTS DEVELOPED UNDER THE MISSISSIPPI MAJOR
113 ECONOMIC IMPACT ACT; AND FOR RELATED PURPOSES."

114 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE
115 OF MISSISSIPPI, THE SENATE CONCURRING THEREIN, That the Joint

116 Rules of the House and the Senate, including all the deadlines and
117 other provisions imposed by Joint Rule No. 40, are suspended for
118 the purpose of requesting the drafting, and the introduction,
119 consideration and passage, of a bill entitled "AN ACT TO AMEND
120 SECTION 57-75-5, MISSISSIPPI CODE OF 1972, TO REVISE THE
121 DEFINITION OF THE TERM "PROJECT" UNDER THE MISSISSIPPI MAJOR
122 ECONOMIC IMPACT ACT TO INCLUDE CERTAIN AUTOMOTIVE MANUFACTURING
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