

By: Representatives Barton, Chism, Haney,
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To: Revenue and Expenditure
General Bills

COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 365

1 AN ACT TO AMEND SECTION 27-33-75, MISSISSIPPI CODE OF 1972,
2 TO PROVIDE THAT A QUALIFIED HOMEOWNER CLAIMING A HOMESTEAD
3 EXEMPTION ALLOWED FOR A PERSON WHO IS SIXTY-FIVE YEARS OF AGE OR
4 OLDER OR TOTALLY DISABLED SHALL BE ALLOWED AN ADDITIONAL EXEMPTION
5 FROM ALL AD VALOREM TAXES ON AN AMOUNT EQUAL TO THE DIFFERENCE
6 BETWEEN THE ASSESSED VALUE OF THE HOMESTEAD PROPERTY ON JANUARY 1,
7 2016, OR JANUARY 1 OF THE FIRST YEAR FOR WHICH THE QUALIFIED
8 HOMEOWNER CLAIMS AN EXEMPTION ON THE PROPERTY, AND ANY INCREASE IN
9 THE ASSESSED VALUE OF THE HOMESTEAD PROPERTY RESULTING FROM AN
10 UPDATE IN VALUATION OF THE HOMESTEAD PROPERTY THAT IS COMPLETED
11 DURING THE TIME THE QUALIFIED HOMEOWNER OWNS THE PROPERTY; TO
12 PROVIDE THAT IF A SUBSEQUENT UPDATE IN VALUATION OF THE HOMESTEAD
13 PROPERTY THAT IS COMPLETED DURING THE TIME THE QUALIFIED HOMEOWNER
14 OWNS THE PROPERTY RESULTS IN THE ASSESSED VALUE OF THE HOMESTEAD
15 PROPERTY BEING LESS THAN THE ASSESSED VALUE OF THE PROPERTY ON
16 JANUARY 1, 2016, OR JANUARY 1 OF THE FIRST YEAR FOR WHICH THE
17 QUALIFIED HOMEOWNER CLAIMS HOMESTEAD EXEMPTION FOR THE PROPERTY,
18 THEN THE EXEMPTION AUTHORIZED UNDER THIS ACT SHALL BE ON AN AMOUNT
19 EQUAL TO THE DIFFERENCE BETWEEN SUCH LOWER ASSESSED VALUE AND ANY
20 INCREASE IN THE ASSESSED VALUE OF THE HOMESTEAD PROPERTY RESULTING
21 FROM A SUBSEQUENT UPDATE IN VALUATION OF THE HOMESTEAD PROPERTY
22 THAT IS COMPLETED DURING THE TIME THE QUALIFIED HOMEOWNER OWNS THE
23 PROPERTY; AND FOR RELATED PURPOSES.

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

25 **SECTION 1.** Section 27-33-75, Mississippi Code of 1972, is
26 amended as follows:

27 * * *



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

31 ASSESSED VALUE	HOMESTEAD
32 OF HOMESTEAD	EXEMPTION
33 \$ 1 - \$ 150.....	\$ 6.00
34 151 - 300.....	12.00
35 301 - 450.....	18.00
36 451 - 600.....	24.00
37 601 - 750.....	30.00
38 751 - 900.....	36.00
39 901 - 1,050.....	42.00
40 1,051 - 1,200.....	48.00
41 1,201 - 1,350.....	54.00
42 1,351 - 1,500.....	60.00
43 1,501 - 1,650.....	66.00
44 1,651 - 1,800.....	72.00
45 1,801 - 1,950.....	78.00
46 1,951 - 2,100.....	84.00
47 2,101 - 2,250.....	90.00
48 2,251 - 2,400.....	96.00
49 2,401 - 2,550.....	102.00
50 2,551 - 2,700.....	108.00
51 2,701 - 2,850.....	114.00
52 2,851 - 3,000.....	120.00



53	3,001 - 3,150.....	126.00
54	3,151 - 3,300.....	132.00
55	3,301 - 3,450.....	138.00
56	3,451 - 3,600.....	144.00
57	3,601 - 3,750.....	150.00
58	3,751 - 3,900.....	156.00
59	3,901 - 4,050.....	162.00
60	4,051 - 4,200.....	168.00
61	4,201 - 4,350.....	174.00
62	4,351 - 4,500.....	180.00
63	4,501 - 4,650.....	186.00
64	4,651 - 4,800.....	192.00
65	4,801 - 4,950.....	198.00
66	4,951 - 5,100.....	204.00
67	5,101 - 5,250.....	210.00
68	5,251 - 5,400.....	216.00
69	5,401 - 5,550.....	222.00
70	5,551 - 5,700.....	228.00
71	5,701 - 5,850.....	234.00
72	5,851 - 6,000.....	240.00
73	6,001 - 6,150.....	246.00
74	6,151 - 6,300.....	252.00
75	6,301 - 6,450.....	258.00
76	6,451 - 6,600.....	264.00
77	6,601 - 6,750.....	270.00



78	6,751 - 6,900.....	276.00
79	6,901 - 7,050.....	282.00
80	7,051 - 7,200.....	288.00
81	7,201 - 7,350.....	294.00
82	7,351 and above.....	300.00

83 Assessed values shall be rounded to the next whole dollar
84 (Fifty Cents (50¢) rounded to the next highest dollar) for the
85 purposes of the above table.

86 One-half (1/2) of the exemption allowed in the above table
87 shall be from taxes levied for school district purposes and
88 one-half (1/2) shall be from taxes levied for county general fund
89 purposes.

90 (2) (a) Except as otherwise provided in this subsection,
91 qualified homeowners described in subsection (2) of Section
92 27-33-67 shall be allowed an exemption from all ad valorem taxes
93 on not in excess of Seven Thousand Five Hundred Dollars
94 (\$7,500.00) of the assessed value of the homestead property.

95 (b) From and after January 1, 2015, qualified
96 homeowners described in subsection (2)(a) of Section 27-33-67 and
97 unremarried surviving spouses of such homeowners shall be allowed
98 an exemption from all ad valorem taxes on the assessed value of
99 the homestead property.

100 (c) Except as otherwise provided in this paragraph (c),
101 a qualified homeowner claiming an exemption under paragraph (a) of
102 this subsection shall be allowed an additional exemption from all



103 ad valorem taxes on an amount equal to the difference between (i)
104 the assessed value of the homestead property on January 1, 2016,
105 or January 1 of the first year for which the qualified homeowner
106 claims an exemption for the homestead property under paragraph (a)
107 of this subsection, and (ii) any increase in the assessed value of
108 the homestead property resulting from a subsequent update in
109 valuation of the homestead property that is completed during the
110 time the qualified homeowner owns the property. In addition, if a
111 subsequent update in valuation of the homestead property that is
112 completed during the time the qualified homeowner owns the
113 property results in the assessed value of the homestead property
114 being less than the assessed value of the property on January 1,
115 2016, or January 1 of the first year for which the qualified
116 homeowner claims an exemption for the homestead property under
117 paragraph (a) of this subsection, then the exemption authorized
118 under this paragraph (c) shall be on an amount equal to the
119 difference between (i) such lower assessed value and (ii) any
120 increase in the assessed value of the homestead property resulting
121 from a subsequent update in valuation of the homestead property
122 that is completed during the time the qualified homeowner owns the
123 property. However, except for renovations, expansions,
124 improvements or additions to promote energy efficiency, safety or
125 access to the homestead property, the exemption authorized in this
126 paragraph (c) shall not apply to any portion of increase in the
127 assessed value of the homestead property that is attributable to



128 renovations, expansions or improvements of or additions to the
129 property during such time. For the purposes of this paragraph
130 (c), an update in valuation of the homestead property occurs when
131 a county has completed an update in the valuation of Class I
132 property, as designated by Section 112, Mississippi Constitution
133 of 1890, in the county according to procedures prescribed by the
134 Department of Revenue and in effect on January 1, 2016, and for
135 which the Department of Revenue has certified that such new
136 valuations have been implemented for the purposes of ad valorem
137 taxation.

138 (3) Except as otherwise provided in this subsection, this
139 section shall apply to exemptions claimed in the 2001 calendar
140 year for which reimbursement is made in the 2002 calendar year and
141 to exemptions claimed for which reimbursement is made in
142 subsequent years. The exemption provided for in subsection (2)(b)
143 of this section shall apply to exemptions claimed in the 2015
144 calendar year for which reimbursement is made in the 2016 calendar
145 year and to exemptions claimed for which reimbursement is made in
146 subsequent years. The exemption provided for in subsection(2)(c)
147 of this section shall apply to exemptions claimed in the 2016
148 calendar year for which reimbursement is made in the 2017 calendar
149 year and to exemptions claimed for which reimbursement is made in
150 subsequent years.

151 * * *



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

165 **SECTION 3.** This act shall take effect and be in force from
166 and after January 1, 2016.

