

By: Representative Busby

To: Ways and Means

HOUSE BILL NO. 1217
(As Sent to Governor)

1 AN ACT TO AMEND SECTION 17-21-5, MISSISSIPPI CODE OF 1972, TO
 2 DECREASE THE POPULATION THRESHOLD FROM 25,000 TO 20,000 FOR
 3 MUNICIPALITIES TO ALLOW SUCH MUNICIPALITIES TO GRANT EXEMPTIONS
 4 FROM AD VALOREM TAXATION, EXCEPT AD VALOREM TAXATION FOR SCHOOL
 5 DISTRICT PURPOSES, FOR A CERTAIN PRESCRIBED PERIOD FOR CERTAIN
 6 STRUCTURES LYING WITHIN DESIGNATED BUSINESS IMPROVEMENT DISTRICTS,
 7 URBAN RENEWAL DISTRICTS OR REDEVELOPMENT DISTRICTS; TO AMEND
 8 SECTION 27-31-31, MISSISSIPPI CODE OF 1972, TO AUTHORIZE THE
 9 GOVERNING AUTHORITIES OF ANY MUNICIPALITY TO GRANT EXEMPTIONS FROM
 10 AD VALOREM TAXATION, EXCEPT AD VALOREM TAXATION FOR SCHOOL
 11 DISTRICT PURPOSES, FOR IMPROVEMENTS TO OR RENOVATIONS THAT ARE
 12 MADE IN MUNICIPALLY DESIGNATED RESIDENTIAL RENEWAL DISTRICTS FOR A
 13 PERIOD OF NOT MORE THAN 10 YEARS FROM THE DATE OF THE COMPLETION
 14 OF THE IMPROVEMENTS TO OR RENOVATIONS OF SUCH DISTRICTS; TO AMEND
 15 SECTION 27-31-32, MISSISSIPPI CODE OF 1972, TO AUTHORIZE THE
 16 GOVERNING AUTHORITIES OF ANY MUNICIPALITY TO GRANT EXEMPTIONS FROM
 17 AD VALOREM TAXATION, EXCEPT AD VALOREM TAXATION FOR SCHOOL
 18 DISTRICT PURPOSES, FOR IMPROVEMENTS TO OR RENOVATIONS THAT ARE
 19 MADE IN MUNICIPALLY DESIGNATED RESIDENTIAL RENOVATION DISTRICTS
 20 FOR A PERIOD OF NOT MORE THAN 10 YEARS FROM THE DATE OF THE
 21 COMPLETION OF THE IMPROVEMENTS TO OR RENOVATIONS OF SUCH
 22 DISTRICTS; AND FOR RELATED PURPOSES.

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

24 **SECTION 1.** Section 17-21-5, Mississippi Code of 1972, is
 25 amended as follows:

26 17-21-5. (1) The governing authorities of any municipality
 27 of this state may, in their discretion, exempt from any or all
 28 municipal ad valorem taxes, excluding ad valorem taxes for school



29 district purposes, for a period of not more than seven (7) years,
30 any privately owned new structures and any new renovations of and
31 improvements to existing structures lying within a designated
32 central business district or historic preservation district or on
33 a historic landmark site, as determined by the municipality, but
34 only in the event such structures shall have been constructed,
35 renovated or improved pursuant to the requirements of an approved
36 project of the municipality for the development of the central
37 business district and/or the preservation and revitalization of
38 historic landmark sites or historic preservation districts. The
39 tax exemption authorized herein may be granted only after written
40 application has been made to the governing authorities of the
41 municipality by any person, firm or corporation claiming the
42 exemption, and an order passed by the governing authorities of
43 such municipality finding that the construction, renovation or
44 improvement of said property is for the promotion of business,
45 commerce or industry in the designated central business district
46 or for the promotion of historic preservation.

47 (2) The governing authorities of any municipality of this
48 state with a population of * * * twenty thousand (20,000) or more
49 according to the latest federal decennial census, may, in their
50 discretion, exempt from any or all municipal ad valorem taxes,
51 excluding ad valorem taxes for school district purposes, for a
52 period of not more than seven (7) years, any privately owned new
53 structures and any new renovations of and improvements to existing



54 structures lying within a designated business improvement
55 district, urban renewal district or redevelopment district, as
56 determined by the municipality, but only in the event such
57 structures shall have been constructed, renovated or improved
58 pursuant to the requirements of an approved project of the
59 municipality for the development of the business improvement
60 district, urban renewal district or redevelopment district. The
61 tax exemption authorized herein may be granted only after written
62 application has been made to the governing authorities of the
63 municipality by any person, firm or corporation claiming the
64 exemption, and an order passed by the governing authorities of
65 such municipality finding that the construction, renovation or
66 improvement of said property is for the promotion of business,
67 commerce or industry in the designated business improvement
68 district, urban renewal district or redevelopment district.

69 **SECTION 2.** Section 27-31-31, Mississippi Code of 1972, is
70 amended as follows:

71 27-31-31. (1) The governing authorities of any municipality
72 are authorized, in their discretion, to grant exemptions from ad
73 valorem taxation, except ad valorem taxation for school district
74 purposes, for new structures or improvements to or renovations of
75 existing structures located in the designated central business
76 district of the municipality, for a period of not more than ten
77 (10) years from the date of the completion of the new structure or



78 the improvement to or renovation of the existing structure for
79 which the exemption is granted.

80 (2) The governing authorities of any municipality are
81 authorized, in their discretion, to grant exemptions from ad
82 valorem taxation, except ad valorem taxation for school district
83 purposes, for improvement to or renovation of municipally
84 designated residential renewal districts, for a period of not more
85 than ten (10) years from the date of the completion of the
86 improvement to or renovation of the designated residential renewal
87 district for which the exemption is granted.

88 (* * *3) Any person, firm or corporation desiring to obtain
89 the exemption authorized in this section shall first file a
90 written application therefor with the governing authorities of the
91 municipality, providing full information about the property for
92 which the exemption is requested, including the true value of all
93 such property, and the date from which the exemption is to begin.
94 Any application for an exemption under this section must be made
95 within twelve (12) months from the date of the completion of the
96 new structure or the improvement to or renovation of the existing
97 structure for which the exemption is requested. The governing
98 authorities of the municipality may, by order spread on their
99 minutes, approve such application for all or any part of the
100 property for which the exemption is requested and for all or any
101 part of the authorized period of exemption. The order shall
102 specify the property to be exempted and the dates when such



103 exemption begins and expires. The municipal clerk shall record
104 the application and the order approving the same in a book kept in
105 his office for that purpose, and shall file one (1) copy of the
106 application and the order with the Chairman of the * * *
107 Department of Revenue.

108 (* * *4) Any exemption granted under this section shall be
109 in lieu of ad valorem tax exemptions authorized under any other
110 provision of law.

111 **SECTION 3.** Section 27-31-32, Mississippi Code of 1972, is
112 amended as follows:

113 27-31-32. (1) The governing authorities of any municipality
114 are authorized, in their discretion, to grant exemptions from ad
115 valorem taxation, except ad valorem taxation for school district
116 purposes, for improvements to or renovations of existing
117 residential structures or existing structures converted for
118 residential use that are located in the areas that are designated
119 as blighted by the municipality, for a period of not more than ten
120 (10) years from the date of the completion of the improvement to
121 or renovation of the existing structure for which the exemption is
122 granted.

123 (2) The governing authorities of any municipality are
124 authorized, in their discretion to grant exemptions from ad
125 valorem taxation, except ad valorem taxation for school district
126 purposes, for improvement to or renovation of municipally
127 designated residential renovation districts, for a period of not



128 more than ten (10) years from the date of the completion of the
129 improvement to or renovation of the designated residential
130 renovation district for which the exemption is granted.

131 (* * *3) Any person, firm or corporation desiring to obtain
132 the exemption authorized in this section shall first file a
133 written application for the exemption with the governing
134 authorities of the municipality, providing full information about
135 the property for which the exemption is requested, including the
136 true value of the property, and the date from which the exemption
137 is to begin. Any application for an exemption under this section
138 must be made within twelve (12) months from the date of the
139 completion of the improvement to or renovation of the existing
140 structure for which the exemption is requested. The governing
141 authorities of the municipality may, by order spread on their
142 minutes, approve an application for all or any part of the
143 property for which the exemption is requested and for all or any
144 part of the authorized period of exemption. The order shall
145 specify the property to be exempted and the dates when the
146 exemption begins and expires. The municipal clerk shall record
147 the application and the order approving the exemption in a book
148 kept in his office for that purpose, and shall file one (1) copy
149 of the application and the order with the Department of Revenue.

150 (* * *4) Any exemption granted under this section shall be
151 in lieu of ad valorem tax exemptions authorized under any other
152 provision of law.



153 **SECTION 4.** This act shall take effect and be in force from
154 and after July 1, 2018.

