

By: Representatives Guice, Boyd, Brown,
Currie, Eubanks, Haney, Hopkins, Tullos

To: Ways and Means

HOUSE BILL NO. 1386

1 AN ACT TO AMEND SECTION 27-33-75, MISSISSIPPI CODE OF 1972,
2 TO AUTHORIZE COUNTY BOARDS OF SUPERVISORS AND MUNICIPAL GOVERNING
3 AUTHORITIES TO GRANT AN ADDITIONAL HOMESTEAD EXEMPTION FOR
4 QUALIFIED HOMEOWNERS WHO ARE SIXTY-FIVE YEARS OF AGE OR OLDER OR
5 TOTALLY DISABLED FOR WHICH THE ASSESSED VALUE OF THE HOMESTEAD
6 PROPERTY ON JANUARY 1, 2018, OR JANUARY 1 OF THE FIRST YEAR FOR
7 WHICH THE QUALIFIED HOMEOWNER CLAIMS AN EXEMPTION ON THE PROPERTY,
8 HAS INCREASED AS A RESULT OF A SUBSEQUENT UPDATE IN VALUATION OF
9 THE HOMESTEAD PROPERTY THAT IS COMPLETED DURING THE TIME THE
10 QUALIFIED HOMEOWNER OWNS THE PROPERTY; TO PROVIDE THAT THE
11 EXEMPTION MAY BE GRANTED ON PART OR ALL OF THE AMOUNT OF THE
12 INCREASE IN ASSESSED VALUE IN ANY MANNER AND FOR ANY AMOUNT
13 DETERMINED BY THE BOARD OF SUPERVISORS OR MUNICIPAL GOVERNING
14 AUTHORITIES; TO AMEND SECTIONS 27-33-77 AND 27-33-79, MISSISSIPPI
15 CODE OF 1972, TO PROVIDE THAT THE ADDITIONAL HOMESTEAD EXEMPTION
16 AUTHORIZED UNDER THIS ACT SHALL NOT BE ELIGIBLE FOR REIMBURSEMENT
17 FOR HOMESTEAD EXEMPTION AD VALOREM TAX LOSS; AND FOR RELATED
18 PURPOSES.

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

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

22 * * *

23 27-33-75. (1) Qualified homeowners described in subsection
24 (1) of Section 27-33-67 shall be allowed an exemption from ad
25 valorem taxes according to the following table:

26 ASSESSED VALUE	HOMESTEAD
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27	OF HOMESTEAD	EXEMPTION
28	\$ 1 - \$ 150.....	\$ 6.00
29	151 - 300.....	12.00
30	301 - 450.....	18.00
31	451 - 600.....	24.00
32	601 - 750.....	30.00
33	751 - 900.....	36.00
34	901 - 1,050.....	42.00
35	1,051 - 1,200.....	48.00
36	1,201 - 1,350.....	54.00
37	1,351 - 1,500.....	60.00
38	1,501 - 1,650.....	66.00
39	1,651 - 1,800.....	72.00
40	1,801 - 1,950.....	78.00
41	1,951 - 2,100.....	84.00
42	2,101 - 2,250.....	90.00
43	2,251 - 2,400.....	96.00
44	2,401 - 2,550.....	102.00
45	2,551 - 2,700.....	108.00
46	2,701 - 2,850.....	114.00
47	2,851 - 3,000.....	120.00
48	3,001 - 3,150.....	126.00
49	3,151 - 3,300.....	132.00
50	3,301 - 3,450.....	138.00
51	3,451 - 3,600.....	144.00



52	3,601 - 3,750.....	150.00
53	3,751 - 3,900.....	156.00
54	3,901 - 4,050.....	162.00
55	4,051 - 4,200.....	168.00
56	4,201 - 4,350.....	174.00
57	4,351 - 4,500.....	180.00
58	4,501 - 4,650.....	186.00
59	4,651 - 4,800.....	192.00
60	4,801 - 4,950.....	198.00
61	4,951 - 5,100.....	204.00
62	5,101 - 5,250.....	210.00
63	5,251 - 5,400.....	216.00
64	5,401 - 5,550.....	222.00
65	5,551 - 5,700.....	228.00
66	5,701 - 5,850.....	234.00
67	5,851 - 6,000.....	240.00
68	6,001 - 6,150.....	246.00
69	6,151 - 6,300.....	252.00
70	6,301 - 6,450.....	258.00
71	6,451 - 6,600.....	264.00
72	6,601 - 6,750.....	270.00
73	6,751 - 6,900.....	276.00
74	6,901 - 7,050.....	282.00
75	7,051 - 7,200.....	288.00
76	7,201 - 7,350.....	294.00



7,351 and above..... 300.00

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

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

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

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

(c) The board of supervisors of a county and/or
governing authorities of a municipality may grant an additional
exemption from ad valorem taxes for a qualified homeowner claiming
an exemption under paragraph (a) of this subsection for which the
assessed value of the homestead property on January 1, 2018, or
January 1 of the first year for which the qualified homeowner
claims an exemption for the homestead property under paragraph (a)



102 of this subsection, has increased as a result of a subsequent
103 update in valuation of the homestead property that is completed
104 during the time the qualified homeowner owns the property. The
105 exemption may be granted on part or all of the amount of the
106 increase in assessed value in any manner and for any amount
107 determined by the board of supervisors or municipal governing
108 authorities, as the case may be. However, except for expansions
109 of or additions to promote safety or access to the homestead
110 property, the exemption authorized in this paragraph (c) shall not
111 apply to any portion of increase in the assessed value of the
112 homestead property that is attributable to expansions of or
113 additions to the property during such time. For the purposes of
114 this paragraph (c), an update in valuation of the homestead
115 property occurs when a county has completed an update in the
116 valuation of Class I property, as designated by Section 112,
117 Mississippi Constitution of 1890, in the county according to
118 procedures prescribed by the Department of Revenue and in effect
119 on January 1, 2018, and for which the Department of Revenue has
120 certified that such new valuations have been implemented for the
121 purposes of ad valorem taxation. The exemption authorized under
122 this paragraph (c) shall not be eligible for reimbursement under
123 Section 27-33-77 or 27-33-79.

124 (3) Except as otherwise provided in this subsection, this
125 section shall apply to exemptions claimed in the 2001 calendar
126 year for which reimbursement is made in the 2002 calendar year and



to exemptions claimed for which reimbursement is made in subsequent years. The exemption provided for in subsection (2)(b) of this section shall apply to exemptions claimed in the 2015 calendar year for which reimbursement is made in the 2016 calendar year and to exemptions claimed for which reimbursement is made in subsequent years. The exemption provided for in subsection (2)(c) of this section shall apply to exemptions claimed in the 2018 calendar year and to exemptions claimed in subsequent years.

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

27-33-77. Beginning with the 1985 supplemental roll, and for each succeeding year's roll thereafter, the amount of tax loss to be reimbursed because of exemptions provided for in this article shall be Fifty Dollars (\$50.00) each for county taxes exempted and school taxes exempted for a total of One Hundred Dollars (\$100.00) per applicant qualifying for homestead exemption under this article.

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

Provided further, that tax losses sustained by municipalities because of exemptions granted to homeowners described in subsection (2) of Section 27-33-67 shall be reimbursed up to the amount of the actual exemption allowed, not to exceed Two Hundred Dollars (\$200.00) per qualified applicant.



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

No reimbursement shall be made under this section for tax loss because of exemptions provided under Section 27-33-75(2)(c).

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

27-33-79. Notwithstanding the limitation imposed on reimbursement of tax losses in Section 27-33-77, no taxing unit shall be reimbursed more than one hundred six percent (106%) or less than the amount of the reimbursement made to the same taxing unit, for the next preceding year, unless such reimbursement is reduced as a result of a reduction in approved homestead applicants; however, for the 1986 calendar year, no taxing unit shall be reimbursed less than the amount of the reimbursement made to the same taxing unit for the 1985 calendar year. No reimbursement shall be made under this section for tax loss because of exemptions provided under Section 27-33-75(2)(c).

SECTION 4. Nothing in this act shall affect or defeat any claim, assessment, appeal, suit, right or cause of action for taxes due or accrued under the ad valorem tax laws before the date on which this act becomes effective, whether such claims, assessments, appeals, suits or actions have been begun before the



176 date on which this act becomes effective or are begun thereafter;
177 and the provisions of the ad valorem tax laws are expressly
178 continued in full force, effect and operation for the purpose of
179 the assessment, collection and enrollment of liens for any taxes
180 due or accrued and the execution of any warrant under such laws
181 before the date on which this act becomes effective, and for the
182 imposition of any penalties, forfeitures or claims for failure to
183 comply with such laws.

184 **SECTION 5.** This act shall take effect and be in force from
185 and after January 1, 2018.

