

By: Representative Reynolds

To: Judiciary A

COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 379

1 AN ACT TO PROVIDE THAT WHEN A PERSON CONVEYS AN INTEREST IN
2 PROPERTY TO TWO INDIVIDUALS WHO ARE MARRIED TO EACH OTHER, AND
3 SUCH PROPERTY IS THE PRIMARY RESIDENCE OF THAT MARRIED COUPLE, THE
4 DEED CONVEYING SUCH INTEREST SHALL CREATE A REBUTTABLE PRESUMPTION
5 THAT THE PROPERTY IS THE PRIMARY RESIDENCE OF THE MARRIED
6 INDIVIDUALS; TO PROVIDE THAT THE PROPERTY INTEREST IS CONSIDERED
7 TO BE JOINT TENANCY WITH A RIGHT OF SURVIVORSHIP, UNLESS THERE ARE
8 SPECIFIC PROVISIONS PROVIDED FOR IN THE DEED TO THE CONTRARY; AND
9 FOR RELATED PURPOSES.

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

11 **SECTION 1.** (1) When a person conveys an interest in
12 property to two (2) individuals who are married to each other, and
13 such property is the primary residence of that married couple, the
14 deed conveying such interest shall create a rebuttable presumption
15 that the property is the primary residence of the married
16 individuals, and the property interest is considered to be joint
17 tenancy with a right of survivorship, unless there are specific
18 provisions provided for in the deed to the contrary.

19 (2) The provisions of this act shall not be applicable to
20 any conveyances that occurred before July 1, 2022.



21 **SECTION 2.** This act shall take effect and be in force from
22 and after July 1, 2022.

