

By: Representatives Harness, Holloway
(76th), Denton, Gibbs (36th), Thompson,
Banks, Paden, Jackson (45th), Butler-
Washington

To: Universities and
Colleges

HOUSE BILL NO. 1224

1 AN ACT TO RECLASSIFY THE STATUS OF THE PRESIDENT'S
2 RESIDENTIAL DWELLING ON THE CAMPUS OF ALCORN STATE UNIVERSITY FROM
3 COMMERCIAL PROPERTY TO RESIDENTIAL PROPERTY, FOR PURPOSES OF
4 ALLOWING PERSONS AND ENTITIES' LICENSED AS RESIDENTIAL BUILDERS TO
5 BE PROCURED FOR CONSTRUCTION OR OTHER CAPITAL IMPROVEMENT PROJECTS
6 THEREON; TO AMEND SECTIONS 73-59-1 AND 73-59-19, MISSISSIPPI CODE
7 OF 1972, IN CONFORMITY THERETO; AND FOR RELATED PURPOSES.

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

9 **SECTION 1.** With the approval of the Board of Trustees of
10 State Institutions of Higher Learning, the real property and
11 structural improvements situated thereon, located upon the campus
12 of Alcorn State University, designated for use as the residential
13 dwelling of the university's president shall be classified as
14 residential and not as a commercial property, for purposes of
15 allowing any corporation, partnership or individual licensed under
16 Chapter 59, Title 73, Mississippi Code of 1972, as a residential
17 builder to procure contracts for residential construction or
18 residential improvements, as defined in Section 73-59-1, upon such
19 real property of the university, notwithstanding the limitations



20 on height and square footage parameters of the residential
21 dwelling's floorplan stipulated in Section 73-59-19.

22 **SECTION 2.** Section 73-59-1, Mississippi Code of 1972, is
23 amended as follows:

24 73-59-1. For the purposes of this chapter, the following
25 words shall have the meanings ascribed herein:

26 (a) "Board" means the State Board of Contractors
27 created in Section 31-3-3, Mississippi Code of 1972.

28 (b) "Residential builder" means any corporation,
29 partnership or individual who constructs a building or structure
30 for sale for use by another as a residence or who, for a fixed
31 price, commission, fee, wage or other compensation, undertakes or
32 offers to undertake the construction, or superintending of the
33 construction, of any building or structure which is not more than
34 three (3) floors in height, to be used by another as a residence,
35 when the total cost of the undertaking exceeds Fifty Thousand
36 Dollars (\$50,000.00), except as otherwise provided under Section 1
37 of this act.

38 (c) "Remodeler" means any corporation, partnership or
39 individual who, for a fixed price, commission, fee, wage or other
40 compensation, undertakes or offers to undertake the construction,
41 or superintending of the construction, of improvements to an
42 existing residence when the total cost of the improvements exceeds
43 Ten Thousand Dollars (\$10,000.00).



44 (d) "Residential construction" means any undertaking
45 described in paragraph (b) of this section performed by a
46 residential builder.

47 (e) "Residential improvement" means any undertaking
48 described in paragraph (c) of this section performed by a
49 remodeler.

50 (f) "Active licensee" means any builder or remodeler
51 licensed under this chapter and engaged in building and
52 remodeling.

53 (g) "Inactive licensee" means any builder or remodeler
54 licensed under this chapter and not engaged in building or
55 remodeling.

56 (h) "Construction manager" means any person or entity,
57 other than a residential builder, remodeler or owner, who has a
58 contract or agreement with the owner of the property for
59 residential construction or residential improvement, no matter if
60 that owner himself is the general contractor or a holder of a
61 building permit.

62 (i) "Residential solar contractor" means any person or
63 entity who installs, modifies, maintains, and repairs thermal and
64 photovoltaic solar energy systems.

65 **SECTION 3.** Section 73-59-19, Mississippi Code of 1972, is
66 amended as follows:

67 73-59-19. Except as otherwise provided in Section 1 of this
68 act, any residential builder licensed pursuant to the provisions



69 of this chapter may, without being required to obtain an
70 additional license under any other law of this state, construct,
71 improve, repair, remodel or renovate any commercial structure,
72 provided the prescribed contract job does not exceed seven
73 thousand five hundred (7,500) square feet.

74 **SECTION 4.** This act shall take effect and be in force from
75 and after its passage.

