

By: Representative Ellzey

To: Ways and Means

HOUSE BILL NO. 223

1 AN ACT TO PROVIDE THAT THE ASSESSED VALUE OF AGRICULTURAL
2 PROPERTY, OR PROPERTY USED FOR OR IN ASSOCIATION WITH COMMERCIAL
3 POULTRY HOUSES, MAY NOT BE INCREASED MORE THAN 10% ABOVE THE
4 ASSESSED VALUE OF THE PROPERTY IN THE NEXT PRECEDING YEAR, FOR
5 PURPOSES OF AD VALOREM TAXATION; TO GRANT AN EXEMPTION FROM AD
6 VALOREM TAXES IN THE AMOUNT OF THE DIFFERENCE BETWEEN THE
7 ASSESSMENT OF AGRICULTURAL PROPERTY, OR PROPERTY USED FOR OR IN
8 ASSOCIATION WITH COMMERCIAL POULTRY HOUSES, AT TRUE VALUE AND THE
9 ASSESSMENT SUBJECT TO THE 10% LIMITATION; TO PROVIDE THAT THE
10 PROVISIONS OF THIS ACT SHALL BE RETROACTIVE TO JANUARY 1, 1998;
11 AND FOR RELATED PURPOSES.

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

13 SECTION 1. (1) In assessing property for purposes of ad
14 valorem taxation, the assessed value of that property classified
15 as agricultural, or property used for or in association with
16 commercial poultry houses, may not be increased more than ten
17 percent (10%) above the assessed value of such property in the
18 next preceding year. The ten percent (10%) increase limitation
19 prescribed in this subsection (1) shall apply regardless of
20 whether the true value of the property has increased more than ten
21 percent (10%) in the next preceding year.

22 (2) The difference between the assessment of agricultural
23 property, or property used for or in association with commercial
24 poultry houses, at true value and the assessment subject to the
25 ten percent (10%) limitation, as specified in subsection (1),
26 shall be exempt from ad valorem taxation.

27 (3) The provisions of this section shall be applicable to
28 the tax year beginning on January 1, 1998.

29 SECTION 2. Nothing in this act shall affect or defeat any
30 claim, assessment, appeal, suit, right or cause of action for

31 taxes due or accrued under the ad valorem tax laws before the date
32 on which this act becomes effective, whether such claims,
33 assessments, appeals, suits or actions have been begun before the
34 date on which this act becomes effective or are begun thereafter;
35 and the provisions of the ad valorem tax laws are expressly
36 continued in full force, effect and operation for the purpose of
37 the assessment, collection and enrollment of liens for any taxes
38 due or accrued and the execution of any warrant under such laws
39 before the date on which this act becomes effective, and for the
40 imposition of any penalties, forfeitures or claims for failure to
41 comply with such laws.

42 SECTION 3. This act shall take effect and be in force from
43 and after its passage.