

By: Senator(s) Williamson, Dawkins

To: Finance

SENATE BILL NO. 2898

1 AN ACT TO PROVIDE THAT THE MISSISSIPPI DEVELOPMENT AUTHORITY
2 SHALL NOT ADMINISTER LOANS OR GRANTS OF FEDERAL OR STATE FUNDS FOR
3 A CERTAIN PERIOD OF TIME TO POULTRY PROCESSORS WHO HAVE BEEN CITED
4 BY THE IMMIGRATION AND NATURALIZATION SERVICE AS KNOWINGLY HAVING
5 EMPLOYED ILLEGAL IMMIGRANTS; TO AMEND SECTION 57-61-14,
6 MISSISSIPPI CODE OF 1972, TO REMOVE THE SALES TAX EXEMPTION FOR
7 CERTAIN COMPANIES IN VIOLATION OF THE FEDERAL IMMIGRATION LAWS; TO
8 AMEND SECTIONS 57-61-9 AND 57-61-11, MISSISSIPPI CODE OF 1972, TO
9 PROVIDE THAT CERTAIN PRIVATE COMPANIES THAT ARE IN VIOLATION OF
10 THE FEDERAL IMMIGRATION LAWS SHALL PAY A PENALTY ON THE REMAINING
11 PORTION OF THEIR LOANS UNDER THE MISSISSIPPI BUSINESS INVESTMENT
12 ACT; TO AMEND SECTION 27-65-111, MISSISSIPPI CODE OF 1972, IN
13 CONFORMITY THERETO; AND FOR RELATED PURPOSES.

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

15 SECTION 1. For a period of ten (10) years from the date that
16 a poultry processor is cited by the Immigration and Naturalization
17 Service as knowingly having employed illegal immigrants, the
18 Mississippi Development Authority shall not administer loans or
19 grants of federal or state funds for the benefit of such processor
20 under the Mississippi Business Investment Act or the Community
21 Development Block Grant Program. After the ten-year period, the
22 Mississippi Development Authority may make loans to such
23 processors but shall assess a penalty of two percent (2%) greater
24 than the current prime rate on the amount of the loan payable by
25 the processor in monthly installments.

26 SECTION 2. Section 57-61-9, Mississippi Code of 1972, is
27 amended as follows:

28 57-61-9. (1) Any private company desiring assistance from a
29 municipality shall submit to the municipality a letter of intent
30 to locate, expand or build a facility entirely or partially within

31 the municipality or on land the municipality is authorized to own
32 or otherwise acquire. The letter of intent shall include:

33 (a) Except for strategic investments, a commitment that
34 the proposed project will create and maintain a minimum of ten
35 (10) net new full-time equivalent jobs, will create and maintain
36 at least a five percent (5%) increase in full-time equivalent jobs
37 in the case of expansion of an enterprise already located at the
38 site or at least a twenty-five percent (25%) increase in full-time
39 equivalent jobs pursuant to subsection (9) of Section 57-61-15 and
40 will create and maintain at least one (1) net new full-time
41 equivalent job for every Fifteen Thousand Dollars (\$15,000.00)
42 either loaned or granted for the project. The commitment required
43 by this paragraph (a) shall include any jobs created prior to the
44 effective date of this chapter resulting from contracts entered
45 into contingent upon assistance being made available under this
46 chapter. All jobs required to be maintained by this paragraph (a)
47 shall be maintained until such time as any loan made under this
48 chapter for the benefit of a private company is repaid. The
49 letter of intent shall include a statement that the private
50 company understands that if it is cited by the Immigration and
51 Naturalization Service as knowingly having employed illegal
52 immigrants, the company shall be liable for a penalty of two
53 percent (2%) greater than the current prime rate on the remainder
54 of the loan made for its benefit.

55 (b) A statement that the specific improvements are
56 necessary for the efficient and cost-effective operation of the
57 private company, together with supporting financial and
58 engineering documentation.

59 (c) Any commitment to pay rental on, or to make loan
60 repayments related to, the improvements to be made with funds
61 loaned to a municipality under this chapter.

62 (d) If required by the Mississippi Development
63 Authority, a notarized statement of willingness to grant a lien on

64 the facility for which the improvement is being provided, in an
65 amount and a manner to be determined by the Mississippi
66 Development Authority, which lien may be foreclosed in the event
67 that the private company fails to operate in the facility
68 according to the terms of the agreement and/or to collateralize
69 the loan made for the benefit of the private company for which the
70 improvement is being provided in an amount and manner to be
71 determined by the Mississippi Development Authority. In the event
72 the contractual agreement is to be entered into with a department
73 or subsidiary of the United States government, the Mississippi
74 Development Authority shall determine that the governmental unit
75 will operate the proposed project for a sufficient number of years
76 to retire the loan based on increased revenue estimates by the
77 University Research Center and any agreement entered into shall
78 reflect that the interest paid on any loan for such purpose shall
79 be included in Mississippi's contributory value in the project.
80 In the event the private company requesting the assistance is a
81 subsidiary of another corporation, if required by the Mississippi
82 Development Authority, any contractual agreement entered into
83 shall also require the parent company to unconditionally warrant
84 the performance of the subsidiary in carrying out the terms of the
85 agreement or it shall require the subsidiary and/or the parent
86 company to pledge assets in an amount and a manner to be
87 determined by the Mississippi Development Authority and/or to
88 collateralize the loan in an amount and a manner to be determined
89 by the Mississippi Development Authority to ensure the performance
90 of the terms of the contract.

91 (2) Upon receipt of the letter of intent from a private
92 company, the municipality may apply to the Mississippi Development
93 Authority for a loan or grant. The application from the
94 municipality shall include but not be limited to:

95 (a) A statement of the purpose of the proposed loan or
96 grant, including a list of eligible items and the cost of each.

97 (b) A statement showing the sources of funding for the
98 entire project, including the private company's or governmental
99 unit's investment in the project and any public and other private
100 sources of funding.

101 (c) A certified copy of the signed letter of intent
102 from a private company or governmental unit, as specified in this
103 section.

104 (d) Evidence that there will be a private match of at
105 least Three Dollars (\$3.00) for every One Dollar (\$1.00) of state
106 assistance, except in the case of ports where the private match
107 will be at least Two Dollars (\$2.00) for every One Dollar (\$1.00)
108 of state assistance.

109 (e) Demonstration that the private company is
110 financially sound and is likely to fulfill the commitments made in
111 its letter of intent.

112 (f) A proposed timetable for the provision of the
113 improvements.

114 (g) Evidence that the project will be expeditiously
115 carried out and completed as planned.

116 (h) A demonstration that insufficient local capital
117 improvement funds at reasonable rates and terms are available
118 within the necessary time to provide the needed improvement on
119 public property. This includes local funds available through
120 issuance of bonds or other means, state funds available through
121 existing programs, and available federal program funds such as
122 community development block grant funds, urban development action
123 grant funds, and economic development administration funds.

124 (i) A demonstration that insufficient private funds are
125 available at reasonable rates and terms within the necessary time
126 to fund improvement on property owned by the private company.

127 (3) The Mississippi Development Authority shall consider
128 grant and loan applications based on the following criteria:

129 (a) The number of net new full-time equivalent jobs
130 that will be provided and the amount of additional state and local
131 tax revenue estimated by the University Research Center to be
132 directly generated by the private company's new investment, and
133 additionally, as to loan applications by state agencies, the
134 extent to which shipping through the port will be increased by the
135 proposed port development projects, the degree to which jobs will
136 be increased in the port area and the impact on port revenues.

137 (b) The ability to repay the principal and interest, in
138 the case of a loan, based on increased revenue estimates and any
139 revenue-producing provision of a contractual agreement.

140 (c) The increase in the employment base of the state.

141 The Mississippi Development Authority and the University
142 Research Center may use the resources and capabilities of the
143 planning and development districts in carrying out the provisions
144 of this chapter.

145 (4) No loan shall be made in excess of the amounts which can
146 be repaid with the increased revenues estimated by the University
147 Research Center, provided that this subsection (4) shall not apply
148 to loans in connection with a United States Navy home port.

149 (5) (a) Notwithstanding anything contained in this chapter,
150 an agency of the State of Mississippi operating a state-owned
151 port, and hereinabove identified as a "municipality" and
152 "governmental unit" for purposes of this chapter, may make
153 application for a loan or grant under the terms and provisions of
154 this chapter. In addition, a public agency operating a port
155 bordering on the Gulf of Mexico, which shall be considered to be a
156 "municipality" or a "governmental unit" for the purposes of this
157 chapter, may make application for a loan or grant under the terms
158 and provisions of this chapter from funds other than those funds
159 authorized for a state-owned port under paragraph (e) (iii) of
160 Section 57-61-11. The application shall be initiated by
161 submission of a letter of intent to engage in a project or

162 projects for the purpose of effecting enlargement and improvement
163 in all facilities used and useful in attracting international and
164 foreign commerce through the port. Projects eligible for
165 inclusion in the letter of intent may include, but not be
166 restricted to:

167 (i) Dredging and deepening the access channel and
168 harbor basin of the port;

169 (ii) Effecting the enlargement of the land area of
170 the port by reclamation;

171 (iii) Construction and installation of piling,
172 bulkheads, docks, wharves, warehouses and appurtenances; and

173 (iv) Acquisition of facilities and equipment for
174 handling bulk and containerized cargo.

175 (b) With respect to a state-owned port bordering on the
176 Gulf of Mexico, the letter of intent shall include the following
177 information and any other information required by the Mississippi
178 Development Authority:

179 (i) Present and future annual tonnages expected as
180 a result of the improvements.

181 (ii) Reasons why present facilities are inadequate
182 to enable the port to compete, including limitations imposed by
183 insufficient depth of channel and basin.

184 (iii) Increased channel and basin depths necessary
185 to accommodate modern shipping.

186 (iv) Comparison of the percentage of the world's
187 cargo shipping that can now be accommodated with what could be
188 accommodated with project improvements.

189 (v) Economic contribution to the region and state
190 resulting from increased shipping activity.

191 (vi) Statement of degree to which port revenues
192 are expected to be increased as a result of projects.

193 (vii) Financial data of port activities, including
194 cost of project, degree of federal funding available and required
195 local participation.

196 On or before January 1, 1989, a state-owned port
197 described in this paragraph (b) shall submit to the Senate Finance
198 Committee and the House Ways and Means Committee of the
199 Mississippi Legislature a comprehensive, written report updating
200 for each committee the information listed in items (i) through
201 (vii) of this paragraph (b) with particular emphasis on the
202 economic contribution to the region and state by shipping activity
203 at the port; on financial data with respect to the degree of
204 federal funding available and local participation in funding port
205 activities; and on progress made in dredging and completing other
206 improvements necessary to accommodate modern shipping.

207 (c) The Mississippi Development Authority shall
208 consider grant and loan applications based on the following:

209 (i) The extent to which shipping through the port
210 will be increased by the proposed projects.

211 (ii) The degree to which jobs will be increased in
212 the port area.

213 (iii) Impact on port revenues.

214 (iv) The ability of the port to repay interest and
215 principal in the case of a loan.

216 (6) A municipality may apply to the Mississippi Development
217 Authority for a grant under the terms and provisions of this
218 chapter, and the Mississippi Development Authority may award
219 grants to a municipality subject to limitations contained in this
220 chapter. The application shall be initiated by submission of a
221 letter of intent to engage in a project or projects for the
222 purpose of providing improvements necessary to accommodate a
223 United States Navy home port.

224 (7) The Legislature hereby finds and determines that
225 financing facilities necessary to accommodate a Navy home port

226 serves a valid public purpose in that a Navy home port will
227 significantly contribute to the employment base of the state which
228 is in great need of assistance; provided, that in the event such
229 facilities are no longer required for use by the Navy as a home
230 port, such facilities shall revert as provided in Section 59-9-21.

231 (8) Notwithstanding any provision or requirement of this
232 chapter to the contrary, a municipality may make application for a
233 loan under this chapter, in an amount not to exceed Five Million
234 Dollars (\$5,000,000.00), for the purpose of acquiring and
235 developing land to be used as a technology/industrial park for
236 which there is a binding commitment by one or more private
237 companies to create and maintain not less than an aggregate of
238 three hundred (300) jobs meeting minimum criteria established by
239 the Mississippi Development Authority. Such a commitment by a
240 private company shall not disqualify the private company from
241 obtaining assistance under this section. The match requirements
242 of this section shall not apply to any loan made pursuant to this
243 subsection (8).

244 (9) (a) A municipality is authorized to negotiate a
245 contract for the acquisition, construction and erection of a
246 project or any portion of a project hereunder where a municipality
247 finds that, because of the particular nature of a project or any
248 portion thereof, it would be in the best public interest of the
249 municipality to negotiate.

250 (b) Contracts by a private company for the acquisition,
251 construction or erection of a project which receives assistance
252 under this chapter shall be effected in the manner prescribed by
253 law for public contracts, unless the Mississippi Development
254 Authority makes a written finding that, because of special
255 circumstances with respect to the projects or any portion thereof,
256 it would better serve the public interest or more effectively
257 achieve the purposes of this chapter to enter into such contracts
258 based on negotiation.

259 (10) A municipality is authorized upon such terms and
260 conditions as the municipality may deem advisable, provided such
261 terms and conditions shall not be in conflict with the provisions
262 of this chapter, to (a) acquire, whether by construction,
263 purchase, gift or lease, all of or any portion of a project
264 hereunder; (b) to lease or sell to others all of or any portion of
265 a project hereunder; and (c) to lend to the private company the
266 proceeds of the loan from the board to such municipality.

267 (11) All agreements between a municipality and a private
268 company related directly or indirectly to a project or a portion
269 of a project to be funded in whole or in part under this chapter
270 are subject to approval by the Mississippi Development Authority.

271 SECTION 3. Section 57-61-11, Mississippi Code of 1972, is
272 amended as follows:

273 57-61-11. The Mississippi Development Authority shall
274 establish such guidelines, rules and regulations for the repayment
275 of funds loaned pursuant to this chapter as may be necessary.
276 These provisions shall include, but not be limited to, the
277 following:

278 (a) Funds may be loaned for a maximum of ten (10) years
279 or the estimated useful life of the property as established by the
280 United States Department of Treasury, whichever is greater.

281 (b) The rate of interest charged by the Mississippi
282 Development Authority for improvements not on publicly owned
283 property may be negotiated by the Mississippi Development
284 Authority. Private companies that are cited by the Immigration
285 and Naturalization Service for knowingly having employed illegal
286 immigrants shall be liable for a penalty equal to two percent (2%)
287 greater than the current prime rate for the remainder of the loans
288 made for their benefit. The penalty shall be payable in monthly
289 installments.

290 (c) For all improvements funded through this chapter
291 which occur on publicly owned property, repayment of funds loaned

292 may, in the discretion of the Mississippi Development Authority,
293 involve only the principal amount loaned with no interest charged
294 thereon.

295 (d) An audit by a certified public accountant of all
296 costs of a project hereunder must be submitted to the Mississippi
297 Development Authority not later than ninety (90) days after a
298 project's completion. Such an audit shall certify that all of the
299 funds loaned or granted pursuant to this chapter were disbursed in
300 accordance with the terms of this chapter and shall be paid for by
301 the private company benefited by the project.

302 (e) Notwithstanding the foregoing, in the case of an
303 application under Section 57-61-9(5)(a), the guidelines shall
304 include but not be limited to the following:

305 (i) Funds may be loaned for a maximum of twenty
306 (20) years, or the estimated useful life of improvements on the
307 land areas of the port, whichever is greater.

308 (ii) The rate of interest charged by the
309 Mississippi Development Authority for loans for port projects may
310 be negotiated by the Mississippi Development Authority and shall
311 be consistent with Section 57-61-11(b) and (c).

312 (iii) The total of grants and loans to any one
313 state-owned port made pursuant to an application under Section
314 57-61-9(5)(a) shall not exceed Twenty Million Dollars
315 (\$20,000,000.00).

316 (iv) Before any loan or grant may be made under
317 Section 57-61-9(5)(a) to a state-owned port bordering the Gulf of
318 Mexico, the applicant shall make adequate assurance to the
319 Mississippi Development Authority that federal participation in
320 the cost of the project or projects has been committed contingent
321 only upon availability of local participation in accordance with
322 federal guidelines.

323 (v) Notwithstanding any provision of this chapter
324 to the contrary, the Mississippi Development Authority shall

325 utilize not more than Five Million Dollars (\$5,000,000.00) out of
326 the proceeds of bonds authorized to be issued in this chapter to
327 be made available as interest-bearing loans to state-owned ports
328 for the purpose of repairing, renovating, maintaining and
329 improving the state-owned port. The Mississippi Development
330 Authority shall establish an amortization schedule for the
331 repayment of any loans made pursuant to this subparagraph. The
332 state-owned port shall not spend any revenues for other purposes
333 unless payments on the loan are being timely made according to the
334 amortization schedule. The match requirements of this section and
335 Section 57-61-9 shall not apply to any loan made pursuant to this
336 subparagraph.

337 (f) For a period of ten (10) years from the date that a
338 private company is cited by the Immigration and Naturalization
339 Service as knowingly having employed illegal immigrants, the
340 Mississippi Development Authority shall not make any loan funds
341 available under this chapter to such company.

342 SECTION 4. Section 57-61-14, Mississippi Code of 1972, is
343 amended as follows:

344 57-61-14. In accordance with Section 27-65-111, purchases of
345 tangible personal property or services by a private company, as
346 defined in this chapter, with proceeds of bonds issued under this
347 chapter, shall be exempt from sales tax. If the private company
348 is cited by the Immigration and Naturalization Service as
349 knowingly having employed illegal immigrants, the company shall
350 not be exempt from sales tax under this section for a period of
351 ten (10) years from the date of the violation.

352 SECTION 5. Section 27-65-111, Mississippi Code of 1972, is
353 amended as follows:

354 27-65-111. The exemptions from the provisions of this
355 chapter which are not industrial, agricultural or governmental, or
356 which do not relate to utilities or taxes, or which are not
357 properly classified as one of the exemption classifications of

358 this chapter, shall be confined to persons or property exempted by
359 this section or by the Constitution of the United States or the
360 State of Mississippi. No exemptions as now provided by any other
361 section, except the classified exemption sections of this chapter
362 set forth herein, shall be valid as against the tax herein levied.
363 Any subsequent exemption from the tax levied hereunder, except as
364 indicated above, shall be provided by amendments to this section.

365 No exemption provided in this section shall apply to taxes
366 levied by Section 27-65-15 or 27-65-21, Mississippi Code of 1972.

367 The tax levied by this chapter shall not apply to the
368 following:

369 (a) Sales of tangible personal property and services to
370 hospitals or infirmaries owned and operated by a corporation or
371 association in which no part of the net earnings inures to the
372 benefit of any private shareholder, group or individual, and which
373 are subject to and governed by Sections 41-7-123 through 41-7-127.

374 Only sales of tangible personal property or services which
375 are ordinary and necessary to the operation of such hospitals and
376 infirmaries are exempted from tax.

377 (b) Sales of daily or weekly newspapers, and
378 periodicals or publications of scientific, literary or educational
379 organizations exempt from federal income taxation under Section
380 501(c)(3) of the Internal Revenue Code of 1954, as it exists as of
381 March 31, 1975, and subscription sales of all magazines.

382 (c) Sales of coffins, caskets and other materials used
383 in the preparation of human bodies for burial.

384 (d) Sales of tangible personal property for immediate
385 export to a foreign country.

386 (e) Sales of tangible personal property to an
387 orphanage, old men's or ladies' home, supported wholly or in part
388 by a religious denomination, fraternal nonprofit organization or
389 other nonprofit organization.

390 (f) Sales of tangible personal property, labor or
391 services taxable under Sections 27-65-17, 27-65-19, and 27-65-23,
392 to a YMCA, YWCA, a Boys' or Girls' Club owned and operated by a
393 corporation or association in which no part of the net earnings
394 inures to the benefit of any private shareholder, group or
395 individual.

396 (g) Sales to elementary and secondary grade schools,
397 junior and senior colleges owned and operated by a corporation or
398 association in which no part of the net earnings inures to the
399 benefit of any private shareholder, group or individual, and which
400 are exempt from state income taxation, provided that this
401 exemption does not apply to sales of property or services which
402 are not to be used in the ordinary operation of the school, or
403 which are to be resold to the students or the public.

404 (h) The gross proceeds of retail sales and the use or
405 consumption in this state of drugs and medicines:

406 (i) Prescribed for the treatment of a human being
407 by a person authorized to prescribe the medicines, and dispensed
408 or prescription filled by a registered pharmacist in accordance
409 with law; or

410 (ii) Furnished by a licensed physician, surgeon,
411 dentist or podiatrist to his own patient for treatment of the
412 patient; or

413 (iii) Furnished by a hospital for treatment of any
414 person pursuant to the order of a licensed physician, surgeon,
415 dentist or podiatrist; or

416 (iv) Sold to a licensed physician, surgeon,
417 podiatrist, dentist or hospital for the treatment of a human
418 being; or

419 (v) Sold to this state or any political
420 subdivision or municipal corporation thereof, for use in the
421 treatment of a human being or furnished for the treatment of a
422 human being by a medical facility or clinic maintained by this

423 state or any political subdivision or municipal corporation
424 thereof.

425 "Medicines," as used in this paragraph (h), shall mean and
426 include any substance or preparation intended for use by external
427 or internal application to the human body in the diagnosis, cure,
428 mitigation, treatment or prevention of disease and which is
429 commonly recognized as a substance or preparation intended for
430 such use; provided that "medicines" do not include any auditory,
431 prosthetic, ophthalmic or ocular device or appliance, any dentures
432 or parts thereof or any artificial limbs or their replacement
433 parts, articles which are in the nature of splints, bandages,
434 pads, compresses, supports, dressings, instruments, apparatus,
435 contrivances, appliances, devices or other mechanical, electronic,
436 optical or physical equipment or article or the component parts
437 and accessories thereof, or any alcoholic beverage or any other
438 drug or medicine not commonly referred to as a prescription drug.

439 Notwithstanding the preceding sentence of this paragraph (h),
440 "medicines" as used in this paragraph (h), shall mean and include
441 sutures, whether or not permanently implanted, bone screws, bone
442 pins, pacemakers and other articles permanently implanted in the
443 human body to assist the functioning of any natural organ, artery,
444 vein or limb and which remain or dissolve in the body.

445 "Hospital," as used in this paragraph (h), shall have the
446 meaning ascribed to it in Section 41-9-3, Mississippi Code of
447 1972.

448 Insulin furnished by a registered pharmacist to a person for
449 treatment of diabetes as directed by a physician shall be deemed
450 to be dispensed on prescription within the meaning of this
451 paragraph (h).

452 (i) Retail sales of automobiles, trucks and
453 truck-tractors if exported from this state within forty-eight (48)
454 hours and registered and first used in another state.

455 (j) Sales of tangible personal property or services to
456 the Salvation Army and the Muscular Dystrophy Association, Inc.

457 (k) From July 1, 1985, through December 31, 1992,
458 retail sales of "alcohol blended fuel" as such term is defined in
459 Section 75-55-5. The gasoline-alcohol blend or the straight
460 alcohol eligible for this exemption shall not contain alcohol
461 distilled outside the State of Mississippi.

462 (l) Sales of tangible personal property or services to
463 the Institute for Technology Development.

464 (m) The gross proceeds of retail sales of food and
465 drink for human consumption made through vending machines serviced
466 by full line vendors from and not connected with other taxable
467 businesses.

468 (n) The gross proceeds of sales of motor fuel.

469 (o) Retail sales of food for human consumption
470 purchased with food stamps issued by the United States Department
471 of Agriculture, or other federal agency, from and after October 1,
472 1987, or from and after the expiration of any waiver granted
473 pursuant to federal law, the effect of which waiver is to permit
474 the collection by the state of tax on such retail sales of food
475 for human consumption purchased with food stamps.

476 (p) Sales of cookies for human consumption by the Girl
477 Scouts of America no part of the net earnings from which sales
478 inures to the benefit of any private group or individual.

479 (q) Gifts or sales of tangible personal property or
480 services to public or private nonprofit museums of art.

481 (r) Sales of tangible personal property or services to
482 alumni associations of state-supported colleges or universities.

483 (s) Sales of tangible personal property or services to
484 chapters of the National Association of Junior Auxiliaries, Inc.

485 (t) Sales of tangible personal property or services to
486 domestic violence shelters which qualify for state funding under
487 Sections 93-21-101 through 93-21-113.

488 (u) Sales of tangible personal property or services to
489 the National Multiple Sclerosis Society, Mississippi Chapter.

490 (v) Retail sales of food for human consumption
491 purchased with food instruments issued the Mississippi Band of
492 Choctaw Indians under the Women, Infants and Children Program
493 (WIC) funded by the United States Department of Agriculture.

494 (w) Sales of tangible personal property or services to
495 a private company, as defined in Section 57-61-5, which is making
496 such purchases with proceeds of bonds issued under Section 57-61-1
497 et seq., the Mississippi Business Investment Act, except as
498 otherwise provided in Section 57-61-14, as amended by Senate Bill
499 No. 2898, 2001 Regular Session.

500 (x) The gross collections from the operation of
501 self-service, coin-operated car washing equipment and sales of the
502 service of washing motor vehicles with portable high pressure
503 washing equipment on the premises of the customer.

504 SECTION 6. This act shall take effect and be in force from
505 and after July 1, 2001.