

By: Representatives Guice, Broomfield,
Compretta, Formby, Fredericks, Frierson,
Hamilton (109th), Ishee, Janus, Moss,
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To: Ways and Means

HOUSE BILL NO. 862

1 AN ACT TO PROVIDE A REFUND FOR INDIVIDUALS WHO, BETWEEN
2 AUGUST 29, 2005, AND OCTOBER 4, 2006, PURCHASED A MODULAR HOME,
3 PANELIZED HOME OR PRECUT HOME, OR PANEL CONSTRUCTED HOME
4 CONSISTING OF STRUCTURAL INSULATED PANELS; TO PROVIDE THAT THE
5 REFUND SHALL BE FOR THE AMOUNT OF THE PURCHASE PRICE PAID FOR THE
6 HOME THAT IS ATTRIBUTABLE TO THE DIFFERENCE BETWEEN THE SALES TAX
7 RATE IN EFFECT BEFORE OCTOBER 5, 2006, AND THE SALES TAX RATE IN
8 EFFECT FROM AND AFTER OCTOBER 5, 2006, FOR SALES OF THE FACTORY
9 BUILT COMPONENTS OF SUCH HOMES; AND FOR RELATED PURPOSES.

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

11 **SECTION 1.** (1) Any individual who, between August 29, 2005,
12 and October 4, 2006, purchased a modular home, panelized home or
13 precut home, or panel constructed home consisting of structural
14 insulated panels, shall be allowed a refund in the amount provided
15 in this section. The refund authorized in this section shall be
16 for the amount of the purchase price the individual paid for the
17 home that is attributable to the difference between the sales tax
18 rate in effect before October 5, 2006, for sales described in
19 Section 27-65-17(1)(1), and the sales tax rate in effect from and
20 after October 5, 2006, for such sales. Refunds made by the State
21 Tax Commission under this section shall be made from sales tax
22 collections after making diversions required by law.

23 (2) A taxpayer desiring a refund under this section must
24 submit an application to the State Tax Commission containing any
25 information required by the commission.

26 **SECTION 2.** This act shall take effect and be in force from
27 and after its passage.