MISSISSIPPI LEGISLATURE REGULAR SESSION 2021

By: Representative Powell

To: Judiciary A

HOUSE BILL NO. 773

AN ACT TO AMEND SECTION 89-7-33, MISSISSIPPI CODE OF 1972, TO REVISE THE LANDLORD TENANT PROVISIONS BY CLARIFYING THAT A SUMMONS IS ONLY REQUIRED TO BE PLACED IN SOME CONSPICUOUS PLACE ON THE PREMISES WHERE THE TENANT LAST RESIDED, WHEN THE TENANT CANNOT BE FOUND; AND FOR RELATED PURPOSES.

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

SECTION 1. Section 89-7-33, Mississippi Code of 1972, is amended as follows:

89-7-33. Such summons shall be served as a summons is served in other cases, if the tenant can be found; if not, then *** * *** a copy <u>of the summons shall only be required to be placed</u> in some conspicuous place on the premises where the tenant last or usually resided<u>, but under no circumstances shall the summons be required to be mailed</u>.

<u>The provisions of this section shall supersede the provisions of any court rule, regulation or order to the extent that any conflict exists.</u>

SECTION 2. This act shall take effect and be in force from and after July 1, 2021.

ST: Landlord-Tenant; clarify that summons is only placed on door when tenant not found.