

ENGROSSED SENATE AMENDMENT
TO
ENGROSSED HOUSE BILL NO. 1621

By: Blackburn, Ervin,
Stottlemire,
Satterfield, Leist,
Adair, Cotner, Roach and
Tyler of the House

and

Williams (Penny) of the
Senate

(revenue and taxation - amending 68 O.S., Section 2890 -
homestead exemption - effective date)

AUTHORS: Add the following Senate Coauthors: Martin and Campbell

AUTHOR: Add the following House Coauthor: Roberts

AMENDMENT NO. 1. Page 1, line 10, strike the stricken title,
enacting clause and entire bill and insert

[revenue and taxation - amending 68 O.S., Sections
2890, 2905 and 2906 - homestead exemption -
effective date]

SECTION 1. AMENDATORY 68 O.S. 1991, Section 2890, is
amended to read as follows:

Section 2890. A. In addition to the amount of the homestead
exemption authorized and allowed in Section 2889 of this title, an
additional exemption is hereby granted, to the extent of ~~One
Thousand Dollars (\$1,000.00)~~ Two Thousand Dollars (\$2,000.00) of the
assessed valuation on each homestead of heads of households whose
gross household income from all sources for the preceding calendar

year did not exceed ~~Ten Thousand Dollars (\$10,000.00)~~. ~~If Article X, Section 8 of the Oklahoma Constitution requires property to be taxed based upon one hundred percent (100%) of its fair cash value each homestead, as authorized by the provisions of this section, shall be exempted from ad valorem taxation to the extent of Ten Thousand Dollars (\$10,000.00) of the assessed valuation~~ Twenty Thousand Dollars (\$20,000.00).

B. The term "gross household income" as used in this section means the gross amount of income of every type, regardless of the source, received by all persons occupying the same household, whether such income was taxable or nontaxable for federal or state income tax purposes, including pensions, annuities, federal Social Security, unemployment payments, veterans' disability compensation, public assistance payments, alimony, support money, workers' compensation, loss-of-time insurance payments, capital gains and any other type of income received, and excluding gifts. The term "head of household" as used in this section means a person who as owner or joint owner maintains a home and furnishes ~~his own~~ support for ~~said~~ the home, furnishings, and other material necessities.

C. The application for ~~such~~ the additional homestead exemption shall be made each year before March 15 or within thirty (30) days from and after receipt by the taxpayer of notice of valuation increase, whichever is later, and upon the form prescribed by the Oklahoma Tax Commission, which shall require the taxpayer to certify as to the amount of gross income. Upon request of the county assessor, the Oklahoma Tax Commission shall assist in verifying the correctness of the amount of ~~said~~ the gross income.

D. For persons sixty-five (65) years of age or older as of March 15 and who have previously qualified for the additional homestead exemption, no annual application shall be required in order to receive the exemption provided by this section; however, any person whose gross household income in any calendar year exceeds

the amount specified in this section in order to qualify for the additional homestead exemption shall notify the county assessor and the additional exemption shall not be allowed for the applicable year. Any executor or administrator of an estate within which is included a homestead property exempt pursuant to the provisions of this section shall notify the county assessor of the change in status of the homestead property if such property is not the homestead of a person who would be eligible for the exemption provided by this section.

SECTION 2. AMENDATORY 68 O.S. 1991, Section 2905, is amended to read as follows:

Section 2905. The provisions of Sections ~~104~~ 2904 through ~~111~~ 2911 of this ~~act~~ title shall apply only to persons sixty-five (65) years of age or older or to any totally disabled person, who is head of a household, was a resident of and domiciled in this state during the entire preceding calendar year, and whose gross household income does not exceed the amount of ~~Ten Thousand Dollars (\$10,000.00)~~ Twelve Thousand Dollars (\$12,000.00) for any calendar year. The provisions of these sections shall be administered by the Oklahoma Tax Commission, which shall devise and furnish appropriate forms for claims, reports of household income, proof of property taxes paid, and such other forms as may be deemed necessary to support claims made pursuant to said sections.

SECTION 3. AMENDATORY 68 O.S. 1991, Section 2906, is amended to read as follows:

Section 2906. ~~Beginning with the year 1992 and for each calendar year thereafter, any~~ Any person sixty-five (65) years of age or older or any totally disabled person, who is the head of a household, a resident of and domiciled in this state during the entire preceding calendar year, and whose gross household income for such year does not exceed ~~Ten Thousand Dollars (\$10,000.00)~~ Twelve Thousand Dollars (\$12,000.00) may file a claim for property tax

relief on the amount of property taxes paid on the household occupied by such person during the preceding calendar year. Each head of household shall be allowed to file only one claim per year.

SECTION 4. NEW LAW In no event shall any taxpayer's ad valorem taxes be increased by more than five percent (5%) per year.

SECTION 5. This act shall become effective January 1, 1997."

Passed the Senate the 16th day of April, 1996.

President of the Senate

Passed the House of Representatives the ____ day of

_____, 1996.

Speaker of the House of Representatives