

**EHB 2125**

**THE STATE SENATE**  
**Tuesday, March 30, 2004**

**ENGROSSED**

**House Bill No. 2125**

**As Amended**

ENGROSSED HOUSE BILL NO. 2125 - By: POPE, CASE, NANCE, BLACKBURN,  
DEUTSCHENDORF, EASLEY and SULLIVAN of the House and MONSON and CORN  
of the Senate.

[ revenue and taxation - proposed amendment to Section 8C of  
Article X - ballot title - filing - amending 68 O.S.,  
Section 2890.1 - Ad Valoren Tax Code - income limitation -  
effective date ]

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

**SECTION 1.** AMENDATORY 68 O.S. 2001, Section 2890.1, is  
amended to read as follows:

Section 2890.1 A. The application for a limit on the fair cash  
value of homestead property as provided for in Section 8C of Article  
X of the Oklahoma Constitution shall be made before March 15 or  
within thirty (30) days from and after receipt by the taxpayer of a  
notice of valuation increase, whichever is later. The application  
shall be made upon a form prescribed by the Oklahoma Tax Commission,  
which shall require the taxpayer to certify as to the amount of  
gross household income. As used in Section 8C of Article X of the  
Oklahoma Constitution, "gross household income" shall be as defined  
in Section 2890 of this title. Upon request of the county assessor,

1 the Oklahoma Tax Commission shall assist in verifying the  
2 correctness of the amount of the gross income.

3 B. For persons who have previously qualified for the limitation  
4 on the fair cash value of homestead property as provided for in  
5 Section 8C of Article X of the Oklahoma Constitution, no annual  
6 application shall be required in order to be subject to the  
7 limitation. However:

8 1. Any such person whose gross household income in any calendar  
9 year exceeds ~~Twenty-five Thousand Dollars (\$25,000.00)~~ the amount  
10 provided for in Section 8C of Article X of the Oklahoma Constitution  
11 shall notify the county assessor and the limitation shall not be  
12 allowed for the applicable year; and

13 2. Any such person who makes improvements to the property shall  
14 notify the county assessor and the improvements shall be assessed in  
15 accordance with law by the county assessor and added to the assessed  
16 value of the property as provided in Section 8C of Article X of the  
17 Oklahoma Constitution.

18 C. Any executor or administrator of an estate within which is  
19 included a homestead property subject to the limitation of the fair  
20 cash value of homestead property as provided for in Section 8C of  
21 Article X of the Oklahoma Constitution shall notify the county  
22 assessor of the change in status of the homestead property if such

1 property is not the homestead of a person who would be eligible for  
2 the limitation of the fair cash value of homestead property.

3 SECTION 2. This act shall become effective January 1, 2005.

4 COMMITTEE REPORT BY: COMMITTEE ON FINANCE, dated 3-23-04 - DO PASS,  
5 As Amended and Coauthored.