

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 SENATE BILL 332

By: Burrage

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5  
6 AS INTRODUCED

7 An Act relating to revenue and taxation; amending 68  
8 O.S. 2001, Section 2890, as amended by Section 8,  
9 Chapter 447, O.S.L. 2004 (68 O.S. Supp. 2008, Section  
10 2890), which relates to property tax; modifying the  
11 income amount eligible for certain exemption; and  
12 providing an effective date.

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

14 SECTION 1. AMENDATORY 68 O.S. 2001, Section 2890, as  
15 amended by Section 8, Chapter 447, O.S.L. 2004 (68 O.S. Supp. 2008,  
16 Section 2890), is amended to read as follows:

17 Section 2890. A. In addition to the amount of the homestead  
18 exemption authorized and allowed in Section 2889 of this title, an  
19 additional exemption is hereby granted, to the extent of One  
20 Thousand Dollars (\$1,000.00) of the assessed valuation on each  
21 homestead of heads of households whose gross household income from  
22 all sources for the preceding calendar year did not exceed ~~Twenty~~  
23 ~~Thousand Dollars (\$20,000.00)~~ the greater of Twenty-two Thousand  
24 Dollars (\$22,000.00) or fifty percent (50%) of the amount determined  
by the United States Department of Housing and Urban Development for

1 the preceding year to be the estimated median income for the county  
2 or metropolitan statistical area which includes such county in which  
3 the homestead is located.

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

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

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1 D. For persons sixty-five (65) years of age or older as of  
2 March 15 and who have previously qualified for the additional  
3 homestead exemption, no annual application shall be required in  
4 order to receive the exemption provided by this section; however,  
5 any person whose gross household income in any calendar year exceeds  
6 the amount specified in this section in order to qualify for the  
7 additional homestead exemption shall notify the county assessor and  
8 the additional exemption shall not be allowed for the applicable  
9 year. Any executor or administrator of an estate within which is  
10 included a homestead property exempt pursuant to the provisions of  
11 this section shall notify the county assessor of the change in  
12 status of the homestead property if such property is not the  
13 homestead of a person who would be eligible for the exemption  
14 provided by this section.

15 SECTION 2. This act shall become effective January 1, 2010.

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17 52-1-100 JCR 3/6/2009 3:53:16 AM

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