



OFFICE OF LEGISLATIVE AUDITOR

Fiscal Note

Fiscal Note On: HB 46 HLS 051ES 318
Bill Text Version: ENROLLED
Opp. Chamb. Action:
Sub. Bill For.:
Proposed Amd.:

Date: November 28, 2005 8:40 AM
Dept./Agy.: Local Government
Subject: Homestead Exemption
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Analyst: Shawn Dietrich

TAX EXEMPTIONS/HOMESTEAD EN NO IMPACT LF RV See Note Page 1 of 1

Provides for the continuation of the homestead exemption and special assessments when property is damaged due to gubernatorially declared disaster or emergency (Item #41)

Purpose of Bill: Continues the homestead exemption for any qualifying homestead that is damaged or destroyed during a disaster or emergency declared by the governor and whose owner is unable to occupy the homestead on or before December 31st of a calendar year. Owners must file with their assessors an annual affidavit of intent to return and reoccupy the homestead within five years from December 31st of the tax year in which the disaster occurred. Owners may receive only one homestead exemption. Continues the special assessment level for any qualifying owner who is unable to occupy the homestead on or before December 31st of a future calendar year due to damage or destruction caused by such disaster or emergency. Owners must reoccupy the homestead within five years from December 31st of the year following the disaster.

Table with 7 columns: EXPENDITURES, 2005-06, 2006-07, 2007-08, 2008-09, 2009-10, 5 -YEAR TOTAL. Rows include State Gen. Fd., Agy. Self-Gen., Ded./Other, Federal Funds, Local Funds, and Annual Total.

Table with 7 columns: REVENUES, 2005-06, 2006-07, 2007-08, 2008-09, 2009-10, 5 -YEAR TOTAL. Rows include State Gen. Fd., Agy. Self-Gen., Ded./Other, Federal Funds, Local Funds, and Annual Total.

EXPENDITURE EXPLANATION

There is no anticipated direct material effect on governmental expenditures as a result of this measure.

REVENUE EXPLANATION

There is no anticipated direct material effect on local governmental revenues as a result of this measure.

This bill allows home owners already receiving a homestead exemption to continue to receive the exemption even though homestead is unoccupied on or before December 31st of a calendar year due to damage caused by a disaster. The homeowner must file an affidavit with the assessor of his intent to return home within 5 years from December 31st of the year in which the disaster occurs.

This bill allows home owners already receiving a special assessment level to keep the special assessment level even though they cannot occupy the homestead on or before December 31st of a future calendar year due to damage or destruction caused by a disaster. The owner must reoccupy the repaired homestead within five years of December 31st of the year following the disaster.

Senate

Dual Referral Rules

House

[ ] 13.5.1 >= \$500,000 Annual Fiscal Cost

[ ] 6.8(F) >= \$500,000 Annual Fiscal Cost

[ ] 13.5.2 >= \$500,000 Annual Tax or Fee Change

[ ] 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease

Handwritten signature of David K. Greer

David K. Greer
Director, Performance Audit