

Senate Bill 156

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SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Creates property tax exemption for owner occupied principal dwelling of certain seniors.
Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT

1
2 Relating to a property tax exemption for the homesteads of certain seniors; and prescribing an ef-
3 fective date.

4 **Be It Enacted by the People of the State of Oregon:**

SECTION 1. (1) As used in this section:

6 (a) **"Adjusted gross income" means income as defined in ORS 311.666.**

7 (b) **"Homestead" has the meaning given that term in ORS 311.666.**

8 (2) **The homestead of a taxpayer shall be exempt from ad valorem property taxation if**
9 **the taxpayer is an individual who:**

10 (a) **Individually or jointly owns the homestead;**

11 (b) **Is at least 65 years of age as of the April 15 immediately preceding the property tax**
12 **year for which the exemption is sought; and**

13 (c) **Lives in a household with an aggregate adjusted gross income not greater than**
14 **\$150,000 for the taxable year of the individual immediately preceding the assessment year for**
15 **which the exemption is sought.**

16 (3)(a) **A claim for the exemption granted under this section must:**

17 (A) **Be in writing on a form supplied by the Department of Revenue;**

18 (B) **Describe the homestead;**

19 (C) **Recite all facts establishing the eligibility of the homestead for, and of the taxpayer**
20 **to claim, the exemption; and**

21 (D) **Have attached:**

22 (i) **Any documentary proof required by the department; and**

23 (ii) **A signed statement, subject to penalties for false swearing, that the statements con-**
24 **tained in the claim are true.**

25 (b) **A claim for exemption must be filed with the assessor of the county in which the**
26 **homestead is located, after January 1 and on or before April 15 immediately preceding each**
27 **property tax year for which the exemption is sought.**

28 (c) **Notwithstanding paragraph (b) of this subsection, a claim for exemption may be filed**
29 **with the county assessor after April 15 immediately preceding the property tax year for**
30 **which the exemption is sought and on or before December 1 of the same calendar year. A**

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted.
New sections are in **boldfaced** type.

1 claim filed under this paragraph must be accompanied by a fee in an amount equal to 10
2 percent of the property taxes assessed on the homestead on the last certified assessment and
3 tax roll, but in no event less than \$20 or greater than \$150.

4 (4) The county assessor shall forward each claim filed under this section to the Depart-
5 ment of Revenue, and the department shall determine the eligibility of the homestead for,
6 and of the taxpayer to claim, the exemption.

7 (5) If the taxpayers and the homestead are determined to be eligible, a timely claim has
8 the effect of exempting the homestead from the property taxes levied on the homestead for
9 the property tax year beginning on July 1 of the calendar year in which the claim is filed.

10 (6)(a) For claims for exemption for each property tax year beginning on or after July 1,
11 2025, the department shall annually adjust the maximum aggregate adjusted gross income
12 under subsection (2)(c) of this section and the fee limits under subsection (3)(c) of this sec-
13 tion to reflect changes in the average Consumer Price Index for All Urban Consumers, West
14 Region (All Items), as published by the Bureau of Labor Statistics of the United States De-
15 partment of Labor, since July 1, 2024.

16 (b) The new aggregate adjusted gross income amounts shall be rounded to the nearest
17 multiple of \$100.

18 (c) The new fee limit amounts shall be rounded to the nearest multiple of \$10, but in no
19 event to less than \$20.

20 (7) Any taxpayer aggrieved by the denial of a claim for the exemption under this section
21 may appeal in the manner provided by ORS 305.404 to 305.560.

22 **SECTION 2.** Section 1 of this 2023 Act applies to property tax years beginning on or after
23 July 1, 2024.

24 **SECTION 3.** This 2023 Act takes effect on the 91st day after the date on which the 2023
25 regular session of the Eighty-second Legislative Assembly adjourns sine die.
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