

IN THE SENATE

SENATE BILL NO. 1417

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO PROPERTY TAX RELIEF; AMENDING SECTION 63-705, IDAHO CODE, TO REVISE PROVISIONS REGARDING INCOME LIMITATIONS AND TAX REDUCTION AMOUNTS FOR THE PROPERTY TAX RELIEF PROGRAM; AND DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 63-705, Idaho Code, be, and the same is hereby amended to read as follows:

63-705. PUBLICATION OF CHANGES IN INCOME LIMITATIONS AND PROPERTY TAX OR OCCUPANCY TAX REDUCTION AMOUNTS. (1) The state tax commission shall publish adjustments to the income limitations, which shall be ~~the greater of:~~

(a) For a household of one (1), the greater of:

(i) An individual's income as defined in section 63-701, Idaho Code, of not more than ~~twenty-eight~~ thirty-two thousand dollars (\$~~28~~32,000), as adjusted pursuant to subsection (3) of this section, per household for tax year ~~2006~~ 2020 and each tax year thereafter; or

(ii) One hundred eighty-five percent (185%) of the federal poverty guidelines for a household of ~~two~~ one (~~21~~) for tax year ~~2006~~ 2020 and each tax year thereafter.

(b) For a household of two (2) or more, the greater of:

(i) An individual's income as defined in section 63-701, Idaho Code, of no more than forty thousand dollars (\$40,000), as adjusted pursuant to subsection (3) of this section, per household for tax year 2020 and each tax year thereafter; or

(ii) One hundred eighty-five percent (185%) of the federal poverty guidelines for a household of two (2) for tax year 2020 and each tax year thereafter.

(2) The lowest limitation shall allow a maximum reduction of ~~one~~ two thousand ~~three hundred twenty~~ dollars (~~\$1,320~~2,000) in tax year ~~2006~~ 2020 and thereafter, or actual property taxes or occupancy taxes, as applicable, whichever is less. Each income limitation and reduction amount shall be prorated based on the basic maximum reduction, in practicable increments so that the highest income limitation will provide for a reduction of one hundred fifty dollars (\$150), or actual property taxes, whichever is less.

(23) The tax commission shall publish the adjustments required by this section each and every year the secretary of health and human services announces cost-of-living modifications, pursuant to 42 U.S.C. 415(i). The adjustments shall be published no later than October 1 of each such year and shall be effective for claims filed in and for the following property tax year.

1           (34) The publication of adjustments under this section shall be exempt  
2 from the provisions of chapter 52, title 67, Idaho Code, but shall be pro-  
3 vided to each county and to members of the public upon request and without  
4 charge.

5           SECTION 2. An emergency existing therefor, which emergency is hereby  
6 declared to exist, this act shall be in full force and effect on and after its  
7 passage and approval, and retroactively to January 1, 2020.