

1 AN ACT proposing an amendment to Section 170 of the Constitution of Kentucky
2 relating to property exempt from taxation.

3 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

4 ➔Section 1. Are you in favor of providing the General Assembly the authority to
5 determine the amount of the property tax homestead exemption permitted for owners who
6 are 65 years of age or older, or are classified as totally disabled under a program
7 authorized or administered by an agency of the United States government or by any
8 retirement system either within or without the Commonwealth of Kentucky, by amending
9 the Constitution of Kentucky to read as stated below?

10 ➔Section 2. It is proposed that Section 170 of the Constitution of Kentucky be
11 amended to read as follows:

12 There shall be exempt from taxation public property used for public purposes;
13 places of burial not held for private or corporate profit; real property owned and occupied
14 by, and personal property both tangible and intangible owned by, institutions of religion;
15 institutions of purely public charity, and institutions of education not used or employed
16 for gain by any person or corporation, and the income of which is devoted solely to the
17 cause of education, public libraries, their endowments, and the income of such property
18 as is used exclusively for their maintenance; household goods of a person used in his
19 home; crops grown in the year in which the assessment is made, and in the hands of the
20 producer; and real property maintained as the permanent residence of the owner, who is
21 sixty-five years of age or older, or is classified as totally disabled under a program
22 authorized or administered by an agency of the United States government or by any
23 retirement system either within or without the Commonwealth of Kentucky, provided the
24 property owner received disability payments pursuant to such disability classification, has
25 maintained such disability classification for the entirety of the particular taxation period,
26 and has filed with the appropriate local assessor by December 31 of the taxation period,
27 on forms provided therefor, a signed statement indicating continuing disability as

1 provided herein made under penalty of perjury, up to the amount determined by the
2 General Assembly through the passage of general laws ~~assessed valuation of sixty-five~~
3 ~~hundred dollars~~ on said residence and contiguous real property, except for assessment
4 for special benefits. The real property may be held by legal or equitable title, by the
5 entireties, jointly, in common, as a condominium, or indirectly by the stock ownership or
6 membership representing the owner's or member's proprietary interest in a corporation
7 owning a fee or a leasehold initially in excess of ninety-eight years. The exemptions shall
8 apply only to the value of the real property assessable to the owner or, in case of
9 ownership through stock or membership in a corporation, the value of the proportion
10 which his interest in the corporation bears to the assessed value of the property. The
11 General Assembly may authorize any incorporated city or town to exempt manufacturing
12 establishments from municipal taxation, for a period not exceeding five years, as an
13 inducement to their location. Notwithstanding the provisions of Sections 3, 172, and 174
14 of this Constitution to the contrary, the General Assembly may provide by law an
15 exemption for all or any portion of the property tax for any class of personal property.

16 ➔Section 3. This amendment shall be submitted to the voters of the
17 Commonwealth for their ratification or rejection at the time and in the manner provided
18 for under Sections 256 and 257 of the Constitution, KRS 118.415, and under Sections 4
19 and 5 of this Act.

20 ➔Section 4. Notwithstanding any provision of KRS 118.415 to the contrary, the
21 Secretary of State shall cause the entirety of the question in Section 1 of this Act and the
22 entirety of the proposed amendment to the Constitution of Kentucky contained in Section
23 2 of this Act to be published at least one time in a newspaper of general circulation
24 published in this state, and shall also cause to be published at the same time and in the
25 same manner the fact that the amendment will be submitted to the voters for their
26 acceptance or rejection at the next regular election at which members of the General
27 Assembly are to be voted for. The publication required by this section and KRS 118.415

1 shall be made no later than the first Tuesday in August preceding the election at which
2 the amendment is to be voted on.

3 ➔Section 5. Notwithstanding any provision of KRS 118.415 to the contrary, not
4 later than the second Monday after the second Tuesday in August preceding the next
5 regular election at which members of the General Assembly are to be chosen in a year in
6 which there is not an election for President and Vice President of the United States, or not
7 later than the Thursday after the first Tuesday in September preceding a regular election
8 in a year in which there is an election for President and Vice President of the United
9 States, the Secretary of State shall certify the complete text of Section 1 of this Act and
10 the entirety of the proposed amendment to the Constitution of Kentucky contained in
11 Section 2 of this Act to the county clerk of each county, and the county clerk shall have
12 the entirety of the text and the amendment, as so certified, indicated on the ballots
13 provided to the voters in paper or electronic form as applicable to the voting machines in
14 use in each county or precinct.

15 ➔Section 6. If the exemption created by the proposed amendment to Section 170
16 of the Constitution of Kentucky in Section 2 of this Act is ratified by the voters of the
17 Commonwealth, it shall only apply to assessments of real property occurring after the
18 date of the ratification.