

RÉSUMÉ DIGEST

ACT 129 (HB 143)

2021 Regular Session

Willard

Existing constitution requires property subject to ad valorem taxes to be listed on the assessment rolls at its assessed value which is a percentage of its fair market value. Requires all property subject to taxation to be reappraised and valued at intervals of not more than four years.

Existing constitution authorizes a four-year phase-in of increases in the assessed value of residential property subject to the homestead exemption if the assessed value of immovable property increases by an amount which is greater than 50% of the property's value in the previous year.

Proposed constitutional amendment limits, in Orleans Parish only, the amount of the increase in the assessed value of residential immovable property subject to the homestead exemption to no more than 10% of the property's assessed value in the previous year, which shall become the adjusted assessed value. In each year thereafter, the adjusted assessed value shall increase by no more than 10% of the previous year's adjusted assessed value. The adjusted assessed value shall never exceed the assessed value determined by the most recent reappraisal.

Proposed constitutional amendment requires the assessed value of the homestead as determined by the most recent reappraisal before the adjustment in assessed value to be included as taxable property in excess of the homestead exemption for purposes of any subsequent reappraisal and valuation for millage adjustment purposes pursuant to existing constitution.

Proposed constitutional amendment provides that the decrease in the total amount of ad valorem tax collected in Orleans Parish as a result of the adjusted assessed valuation shall be absorbed by the taxing authority and shall not create any additional tax liability for other taxpayers in the taxing district as a result of any subsequent reappraisal and valuation or millage adjustment except for the millage adjustment authorized in existing constitution, which shall not be in excess of the prior year's maximum authorized millage.

Proposed constitutional amendment prohibits implementation of the adjustment to the assessed valuation from triggering or causing a reappraisal of property.

Proposed constitutional amendment shall not apply to the transfer or conveyance of ownership of the property. However, following a transfer or conveyance, the ad valorem taxes on the property shall be based on the fair market value of the property as determined at the most recent reappraisal of the property. Further provides that the provisions of proposed constitutional amendment shall not apply to the extent the increase is attributable to construction on or improvements to the property.

Proposed constitutional amendment requires written notices of tax due issued by the collector to be based on the adjusted assessed value of the property.

Provides for submission of the proposed amendment to the voters at the statewide election to be held November. 8, 2022.

Effective January 1, 2023, and applicable to tax years beginning on or after January 1, 2023.

(Amends Const. Art. VII, §18(F)(2)(a)(intro. para.); Adds Const. Art. VII, §18(F)(3))