

SECOND REGULAR SESSION

HOUSE BILL NO. 2482

102ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE KEATHLEY.

5279H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal section 137.1050, RSMo, and to enact in lieu thereof one new section relating to local homestead property tax credits.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 137.1050, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 137.1050, to read as follows:

137.1050. 1. For the purposes of this section, the following terms shall mean:

(1) "Eligible credit amount", the difference between an eligible taxpayer's real property tax liability on such taxpayer's homestead for a given tax year **from all taxing entities levying a property tax**, minus the real property tax liability on such homestead in **the tax year and each year thereafter, immediately following** the year that the taxpayer became an eligible taxpayer;

(2) "Eligible taxpayer", a Missouri resident who, **after August 28, 2023, and by the first day of January in the applicable tax year:**

(a) Is ~~[eligible for Social Security retirement benefits]~~ **at least sixty-two years of age;**

(b) Is an owner of record of a homestead or has a legal or equitable interest in such property as evidenced by a **publicly recorded or a verified**, written instrument, **including but not limited to a trust document in which at least one primary beneficiary is at least sixty-two (62) years of age;** ~~[and]~~

(c) Is liable for the payment of real property taxes on such homestead; **and**

(d) **Is not delinquent on such taxes;**

EXPLANATION — Matter enclosed in bold-faced brackets ~~[thus]~~ in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

17 (3) "Homestead", real property actually occupied by an eligible taxpayer as the
18 primary residence. An eligible taxpayer shall not claim more than one primary residence.

19 2. Any county authorized to impose a property tax ~~may~~ **shall** grant a property tax
20 credit to **all** eligible taxpayers residing in such county **for certain increases to their**
21 **property tax liability** in an amount equal to the taxpayer's eligible credit amount, provided
22 that:

23 (1) Such county adopts an ordinance authorizing such credit; or

24 (2) (a) A petition in support of a referendum on such a credit is signed by at least five
25 percent of the registered voters of such county voting in the last gubernatorial election and the
26 petition is delivered to the governing body of the county, which shall subsequently hold a
27 referendum on such credit.

28 (b) The ballot of submission for the question submitted to the voters pursuant to
29 paragraph (a) of this subdivision shall be in substantially the following form:

30 Shall the County of _____ exempt senior citizens from
31 increases in the property tax liability due on such senior citizens'
32 primary residence?

33 YES NO

34
35 If a majority of the votes cast on the proposal by the qualified voters voting thereon are in
36 favor of the proposal, then the credit shall be in effect.

37 3. A county granting an exemption pursuant to this section shall apply such
38 exemption when calculating the eligible taxpayer's property tax liability for the tax year. The
39 amount of the credit shall be noted **in actual monetary value** on the statement of tax due sent
40 to the eligible taxpayer by the county collector. **The county governing body may adopt**
41 **reasonable procedures in order to carry out the purpose and intent of section 137.1050,**
42 **provided that the county shall not adopt any procedure that limits the definition or**
43 **scope of "eligible credit amount" or "eligible taxpayer" as defined in section 137.1050.**

44 4. For the purposes of calculating property tax levies pursuant to section 137.073, the
45 total amount of credits authorized by a county pursuant to this section shall be considered tax
46 revenue, as such term is defined in section 137.073, actually received by the ~~county~~
47 **respective taxing entity.**

48 5. **Nothing in this section shall be construed as to prevent an eligible taxpayer**
49 **from appealing an assessment.**

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