

D R A F T

SUMMARY

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

Relating to a property tax exemption for the homesteads of certain seniors; and prescribing an effective date.

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

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

(a) **“Adjusted gross income” means income as defined in ORS 311.666.**

(b) **“Homestead” has the meaning given that term in ORS 311.666.**

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

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

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

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

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

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

(B) **Describe the homestead;**

1 (C) Recite all facts establishing the eligibility of the homestead for,
2 and of the taxpayer to claim, the exemption; and

3 (D) Have attached:

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

5 (ii) A signed statement, subject to penalties for false swearing, that
6 the statements contained in the claim are true.

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

11 (c) Notwithstanding paragraph (b) of this subsection, a claim for
12 exemption may be filed with the county assessor after April 15 imme-
13 diately preceding the property tax year for which the exemption is
14 sought and on or before December 1 of the same calendar year. A
15 claim filed under this paragraph must be accompanied by a fee in an
16 amount equal to 10 percent of the property taxes assessed on the
17 homestead on the last certified assessment and tax roll, but in no
18 event less than \$20 or greater than \$150.

19 (4) The county assessor shall forward each claim filed under this
20 section to the Department of Revenue, and the department shall de-
21 termine the eligibility of the homestead for, and of the taxpayer to
22 claim, the exemption.

23 (5) If the taxpayers and the homestead are determined to be eligible,
24 a timely claim has the effect of exempting the homestead from the
25 property taxes levied on the homestead for the property tax year be-
26 ginning on July 1 of the calendar year in which the claim is filed.

27 (6)(a) For claims for exemption for each property tax year beginning
28 on or after July 1, 2025, the department shall annually adjust the
29 maximum aggregate adjusted gross income under subsection (2)(c) of
30 this section and the fee limits under subsection (3)(c) of this section
31 to reflect changes in the average Consumer Price Index for All Urban

1 **Consumers, West Region (All Items), as published by the Bureau of**
2 **Labor Statistics of the United States Department of Labor, since July**
3 **1, 2024.**

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

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

8 **(7) Any taxpayer aggrieved by the denial of a claim for the ex-**
9 **emption under this section may appeal in the manner provided by ORS**
10 **305.404 to 305.560.**

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

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