

SB 1526-A9  
(LC 169)  
3/4/24 (ASD/ps)

Requested by HOUSE COMMITTEE ON REVENUE (at the request of Senator Mark Meek)

**PROPOSED AMENDMENTS TO  
A-ENGROSSED SENATE BILL 1526**

1 On page 15 of the printed corrected A-engrossed bill, after line 20, insert:

2 **“SECTION 26c. (1) As used in this section and section 26d of this**  
3 **2024 Act:**

4 **“(a)(A) ‘Credit-eligible taxes’ means ad valorem property taxes that**  
5 **are:**

6 **“(i) Operating taxes as defined in ORS 310.055; or**

7 **“(ii) Local option taxes as defined in ORS 310.202.**

8 **“(B) ‘Credit-eligible taxes’ does not mean ad valorem property taxes**  
9 **that are levied to repay bonded indebtedness.**

10 **“(b) ‘Eligible homestead’ means residential property that:**

11 **“(A) Is owned by a resident of this state described in subsection (2)**  
12 **of this section; and**

13 **“(B) Would be occupied by the resident as a primary residence, but**  
14 **for military service described in subsection (2) of this section.**

15 **“(2) A property tax credit is allowable for the homestead of any**  
16 **resident of this state who is:**

17 **“(a) Serving in the Oregon National Guard, military reserve forces**  
18 **or organized militia of any other state or territory of the United**  
19 **States; and**

20 **“(b) Performing service:**

21 **“(A) Under Title 10 of the United States Code or pursuant to a de-**

1 **ployment made under the authority of the Emergency Management**  
2 **Assistance Compact; and**

3 **“(B) For more than 178 consecutive days, if at least one of the days**  
4 **falls within the property tax year for which the tax credit is claimed.**

5 **“(3)(a) Upon compliance with section 26d of this 2024 Act, and re-**  
6 **gardless of any value assessed on the eligible homestead, a credit**  
7 **against the credit-eligible taxes otherwise due on an eligible homestead**  
8 **shall be allowed for any property tax year in an amount equal to the**  
9 **lesser of:**

10 **“(A) The credit-eligible taxes due on the property; or**

11 **“(B) \$1,750.**

12 **“(b) The maximum amount of the credit allowable under paragraph**  
13 **(a) of this subsection shall be adjusted annually by the percentage, if**  
14 **any, by which the monthly averaged Consumer Price Index for All**  
15 **Urban Consumers, West Region (All Items), as published by the Bu-**  
16 **reau of Labor Statistics of the United States Department of Labor, for**  
17 **the 12 consecutive months ending August 31 of the property tax year**  
18 **for which the credit is allowable exceeds the monthly averaged index**  
19 **for the 12 consecutive months ending August 31, 2024.**

20 **“(4)(a) The amount of the tax credit used against the property taxes**  
21 **imposed on an eligible homestead shall be withheld from the taxing**  
22 **districts of the code area in which the eligible homestead is located**  
23 **according to the percentage schedule prepared and filed under ORS**  
24 **311.390.**

25 **“(b) The total amount of the credit shall be allocated proportion-**  
26 **ately among the credit-eligible taxes to which it relates.**

27 **“(c) For any partial payments of credit-eligible taxes, the amount**  
28 **of the credit allowed against the payment shall be proportional to the**  
29 **percentage of the total taxes due that are paid.**

30 **“(d) If the amount of the credit exceeds the credit-eligible taxes due**

1 on the eligible homestead for the property tax year, the excess may  
2 not be used in any succeeding property tax year.

3 “(5)(a) A resident currently receiving the partial exemption against  
4 a homestead’s assessed value granted under ORS 307.286 may, for the  
5 succeeding property tax year, file a claim for and receive instead the  
6 tax credit allowed under this section against the credit-eligible taxes  
7 imposed on the homestead.

8 “(b) A homestead may not receive both the partial exemption and  
9 the tax credit for any property tax year.

10 “(6) It is the intent of the Legislative Assembly that a tax credit  
11 allowed under this section does not subject the eligible homestead to  
12 revaluation under Article XI, section 11 (1)(c)(E) or (2), of the Oregon  
13 Constitution.

14 “SECTION 26d. (1) Each resident seeking the property tax credit  
15 allowable under section 26c of this 2024 Act shall file with the county  
16 assessor, on forms supplied by the assessor, a claim in writing on or  
17 before August 1 following the end of the property tax year for which  
18 the tax credit is claimed.

19 “(2) A claim for the tax credit under section 26c of this 2024 Act  
20 shall:

21 “(a) Designate the eligible homestead to which the tax credit will  
22 apply;

23 “(b) Set forth the basis for eligibility of the claimant and the  
24 homestead for the tax credit; and

25 “(c) Include a statement by the claimant, subject to the penalties  
26 for false swearing under ORS 162.075, that all information contained  
27 in the claim is true.

28 “(3) Notwithstanding subsection (1) of this section and section 26c  
29 (2) of this 2024 Act, the eligible homestead of a resident described in  
30 section 26c (2) of this 2024 Act who files a claim prior to the date on

1 which the resident's service begins shall be allowed the tax credit if  
2 the claimant has written orders that require the performance of ser-  
3 vice for at least one day during the property tax year for which the  
4 tax credit is being claimed and the claimant and the homestead are  
5 otherwise eligible for the tax credit.

6 “(4)(a) Notwithstanding subsection (1) of this section and section  
7 26c (2) of this 2024 Act, an individual, other than the eligible resident,  
8 who is lawfully occupying an eligible homestead may file a claim for  
9 the tax credit under section 26c of this 2024 Act by the time prescribed  
10 in subsection (1) of this section if the eligible resident died while per-  
11 forming the service described in section 26c (2)(b)(A) of this 2024 Act  
12 during the current or preceding tax year.

13 “(b) The claim shall be allowed by the county assessor if the eligible  
14 resident met all of the requirements for a tax credit under section 26c  
15 of this 2024 Act prior to death, other than the number of consecutive  
16 days of service specified in section 26c (2)(b)(B) of this 2024 Act.

17 “(5) The tax credit shall be allowed for the property tax year in  
18 which the claim is required to be filed.

19 “(6) If the credit-eligible taxes for the property tax year for which  
20 the tax credit is allowed have not been paid, the amount of the tax  
21 credit and any interest on the amount shall be abated.

22 “(7)(a) If the credit-eligible taxes for the property tax year for which  
23 the tax credit is allowed have been paid without allowance of the tax  
24 credit, notwithstanding section 26c (3)(a) of this 2024 Act, the amount  
25 of the credit allowed shall be refunded in the manner prescribed in this  
26 subsection.

27 “(b) The tax collector shall notify the governing body of the county  
28 of any refund required under this subsection and the governing body  
29 shall cause a refund of the credit-eligible taxes and any interest paid  
30 on the taxes to be made from the unsegregated tax collections account

1 **described in ORS 311.385.**

2 **“(c) The refund shall be made without interest.**

3 **“(d) Refund amounts shall be withheld from the taxing districts of**  
4 **the code area in which the eligible homestead is located according to**  
5 **the percentage schedule prepared and filed under ORS 311.390.**

6 **“(e) The county assessor and tax collector shall make the necessary**  
7 **corrections in the records of their offices.**

8 **“SECTION 26e. Property tax credits under section 26c of this 2024**  
9 **Act may be allowed against credit-eligible taxes due for property tax**  
10 **years beginning on or after July 1, 2024.**

11 **“SECTION 26f. (1) Except as provided in ORS 307.289 (4), an initial**  
12 **year of partial exemption under ORS 307.286 may not be granted for**  
13 **property tax years beginning on or after July 1, 2025.**

14 **“(2) Notwithstanding the sunset date provided in subsection (1) of**  
15 **this section, a homestead that is granted a partial exemption for the**  
16 **property tax year beginning on July 1, 2024, shall continue to receive**  
17 **the partial exemption for as long as the resident and the homestead**  
18 **qualify for it under ORS 307.286.”.**

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