60th Legislature

1	SENATE BILL NO. 496		
2	INTRODUCED BY A. CURTISS		
3			
4	A BILL FOR AN ACT ENTITLED: "AN ACT SUBMITTING TO THE QUALIFIED ELECTORS OF MONTANA AN		
5	AMENDMENT TO ARTICLE VIII, SECTION 3, OF THE MONTANA CONSTITUTION AUTHORIZING TH		
6	VALUATION OF PROPERTY FOR PROPERTY TAX PURPOSES TO BE BASED ON PRODUCTIVE O		
7	ACQUISITION VALUE; LIMITING VALUATION INCREASES TO 2 PERCENT OR THE RATE OF INFLATION		
8	WHICHEVER IS LESS; PROVIDING THAT RESIDENTS 55 YEARS OF AGE OR OLDER MAY CARR		
9	FORWARD THE VALUATION OF THEIR PRIOR RESIDENCE TO A NEW RESIDENCE; PROVIDING A LIMIT		
10	ON THE VALUATION ON RESIDENCES OF FIRST-TIME HOME BUYERS; REQUIRING THAT VALUATION		
11	DECREASE WHEN PROPERTY VALUES DECREASE; AND PROVIDING AN EFFECTIVE DATE."		
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13	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:		
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15	Section 1. Article VIII, section 3, of The Constitution of the State of Montana is amended to read:		
16	"Section 3. Property tax administration valuation. The state shall appraise, assess, and equalize		
16 17	"Section 3. Property tax administration <u> valuation</u> . The state shall appraise, assess, and equalize the valuation of all property which is to be taxed in the manner provided by law. <u>Equalization may include</u>		
17	the valuation of all property which is to be taxed in the manner provided by law. Equalization may include		
17 18	the valuation of all property which is to be taxed in the manner provided by law. Equalization may include valuation based upon the property's productive or acquisition value. A property's value in a class valued by		
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 17 18 19 20 21 22 23 24 	the valuation of all property which is to be taxed in the manner provided by law. Equalization may include valuation based upon the property's productive or acquisition value. A property's value in a class valued by acquisition value may be adjusted annually in a method set by the legislature, but not to exceed 2 percent or the rate of inflation, whichever is less, as long as the property does not change ownership or the property is not improved or otherwise changed. In the manner provided by law: (1) residents 55 years of age or older may carry forward the valuation of a prior residence to a new residence if the new residence's acquisition cost does not exceed the prior residence's sale price; (2) the valuation for residences of first-time home buyers may not exceed 70 percent of the acquisition 		
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 17 18 19 20 21 22 23 24 25 26 	the valuation of all property which is to be taxed in the manner provided by law. Equalization may include valuation based upon the property's productive or acquisition value. A property's value in a class valued by acquisition value may be adjusted annually in a method set by the legislature, but not to exceed 2 percent or the rate of inflation, whichever is less, as long as the property does not change ownership or the property is not improved or otherwise changed. In the manner provided by law: (1) residents 55 years of age or older may carry forward the valuation of a prior residence to a new residence if the new residence's acquisition cost does not exceed the prior residence's sale price; (2) the valuation for residences of first-time home buyers may not exceed 70 percent of the acquisition cost over at least six years;		
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- 1 -



1	NEW S	ECTION. Section 2. Effective date. If approved by the electorate, this amendment is effective
2	January 1, 200	9.
3		
4	<u>NEW S</u>	ECTION. Section 3. Submission to electorate. This amendment shall be submitted to the
5	qualified electo	rs of Montana at the general election to be held in November 2008 by printing on the ballot the
6	full title of this a	ict and the following:
7	[]	FOR allowing acquisition value for property tax valuations, limiting increases in valuation, and
8		providing elderly and first-time home buyer protection.
9	[]	AGAINST allowing acquisition value for property tax valuations, limiting increases in valuation,
10		and providing elderly and first-time home buyer protection.
11		- END -

