

SENATE JOINT RESOLUTION NO. 26

INTRODUCED BY B. TUTVEDT

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A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA REQUESTING AN INTERIM STUDY OF THE INCOME TAX CREDIT AVAILABLE TO ELDERLY RENTERS AND THE PROPERTY TAX EXEMPTION FOR FACILITIES THAT PROVIDE HOUSING FOR THE ELDERLY.

WHEREAS, a recent Department of Revenue compliance program revealed that residents of tax-exempt nursing homes are not eligible for the elderly homeowner and renter income tax credit under current law;

WHEREAS, residents of county and municipal public housing became eligible for the elderly homeowner and renter income tax credit after amendments to the statute in the 1989 legislative session;

WHEREAS, tax-exempt health care and assisted living facilities did not become common until the late 1990's and early 2000's.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

That the Legislative Council be requested to designate an appropriate interim committee, pursuant to section 5-5-217, MCA, to study property tax exemptions for facilities that provide housing to elderly citizens and whether elderly citizens who live in tax-exempt facilities should receive the income tax credit provided for in sections 15-30-2377 through 15-30-2341, MCA.

BE IT FURTHER RESOLVED, that the committee consider whether the best way to give tax relief to elderly citizens is through an individual income tax credit or through a property tax exemption for the facility.

BE IT FURTHER RESOLVED, that all aspects of the study, including presentation and review requirements, be concluded prior to September 15, 2016.

BE IT FURTHER RESOLVED, that the final results of the study, including any findings, conclusions, comments, or recommendations of the appropriate committee, be reported to the 65th Legislature.

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