

PROPERTY TAX ASSISTANCE PROGRAMS

LEGISLATOR NOTICE

The Legislative Services Division is required to offer a brief history on the subject matter of a bill draft request prior to drafting. (5-4-105, MCA; [Chapter 309, Laws of 2017](#)) The history must include related legislation introduced over the last five sessions and hyperlinks to the bill, hearing information, and fiscal notes. The links below open to the introduced bill. The other information is available by selecting the Additional Bill Links hyperlink at the top of the bill and then the link “Status of this Bill.”

Legislation can be complex and this history is not intended to be exhaustive. Please contact the drafter of the requested bill for more information.

Background Materials and Research

Topic Summary: Montana law includes four programs to offer property tax assistance to residential property taxpayers. Two of the programs are reductions in taxable value, one is an exemption for the intangible value of land, and one is an income tax credit for property taxes paid by elderly taxpayers.

The property tax assistance program for those with a fixed or limited income and the property tax assistance program for disabled veterans are provided for in [Title 15, chapter 6, part 3](#), MCA. Both programs offer a reduction in taxable value for the primary residence owned by an eligible taxpayer. Each program has an income limit and the disabled veteran program is available to disabled veterans and surviving spouses. The taxpayer is required to certify income annually.

The intangible land value property exemption is provided for in [15-6-240](#), MCA. The exemption is available for the portion of the appraised value of land that exceeds 150% of the appraised value of a primary residence and improvements (unless that value is less than the statewide average value of land). The exemption is available only for property owned by the taxpayer or a family member for at least 30 years and an application is required.

The residential property tax credit for the elderly is provided for in [15-30-2337](#) through [15-30-2341](#), MCA. The credit is a refundable income tax credit based on property taxes paid, including taxes paid indirectly through rent. It differs from the programs discussed above, which reduce taxable value and result in lower taxes due. The credit is available to taxpayers 62 years old or older, who resided in Montana for at least 9 months of the previous year and rented or owned one or more dwellings for at least 6 months, and who have gross household income of \$45,000 or less. The taxpayer claims the credit by filing an income tax form.

Legislative Services Division Materials:

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[Elderly Homeowner and Renter Credit study](#), 2015-2016 Revenue and Transportation Interim Committee

Other Materials:

[Performance Audit: Property Tax Relief](#), Legislative Audit Division, August 2014

[Performance Audit Follow-Up: Property Tax Relief](#), Legislative Audit Division, 2016

Department of Revenue

[Biennial Reports](#) (2006-2008 biennium to present, includes data on assistance programs and credits claimed)

[Property Assessment Division](#), Department of Revenue

[Tax Relief Programs](#), Department of Revenue

Introduced Legislation

2017

[House Bill 19](#) – (H) Died in Standing Committee -- AN ACT REVISING THE ELDERLY HOMEOWNER AND RENTER INCOME TAX CREDIT; PROVIDING THAT THE CREDIT MAY BE CLAIMED ON A DWELLING THAT IS NOT SUBJECT TO PROPERTY TAXES; PROVIDING A TRANSITION FOR THE PURPOSE OF CLAIMING THE CREDIT IN A PRIOR TAX YEAR; AMENDING SECTIONS 15-7-102, 15-16-101, 15-30-2337, AND 15-30-2341, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[House Bill 74](#) – Chapter Number Assigned -- AN ACT CLARIFYING AMENDMENTS TO PROPERTY TAX LAWS ENACTED BY THE 64TH LEGISLATURE; AND AMENDING SECTIONS 15-6-301, 15-6-302, 15-6-305, 15-6-311, AND 15-7-102, MCA.

[House Bill 554](#) – Chapter Number Assigned - AN ACT CLARIFYING ELIGIBILITY FOR PROPERTY TAX ASSISTANCE PROGRAMS; AMENDING SECTION 15-6-301, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE.

[Senate Bill 10](#) – Chapter Number Assigned -- AN ACT REPEALING THE REFUNDABLE INCOME TAX CREDIT FOR STATEWIDE EQUALIZATION PROPERTY TAX LEVIES ON A PRINCIPAL RESIDENCE; AND REPEALING SECTION 15-30-2336, MCA.

[Senate Bill 94](#) – Chapter Number Assigned - AN ACT PROVIDING FOR A PROPERTY TAX EXEMPTION FOR CERTAIN RESIDENTIAL PROPERTY WHEN LAND VALUE IS DISPROPORTIONATELY HIGHER THAN THE VALUE OF THE ASSOCIATED IMPROVEMENTS; RESTRICTING THE EXEMPTION TO PRIMARY RESIDENCES; PROVIDING FOR A LAND VALUE THAT IS NO LESS THAN THE STATEWIDE AVERAGE VALUE OF CLASS FOUR RESIDENTIAL LAND; CREATING APPLICATION CRITERIA; PROVIDING DEFINITIONS; PROVIDING FOR NOTIFICATION TO THE PUBLIC REGARDING THE EXEMPTION; PROVIDING RULEMAKING AUTHORITY; AMENDING SECTIONS 15-7-102 AND 15-16-101, MCA; AND PROVIDING AN APPLICABILITY DATE.

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[Senate Bill 125](#) – (S) Died in Standing Committee -- AN ACT PROVIDING FOR A REAL PROPERTY TAX EXEMPTION FOR LARGE INCREASES IN PROPERTY VALUE; PROVIDING AN EXEMPTION FOR THE PORTION OF TOTAL APPRAISED VALUE THAT EXCEEDS THE TOTAL APPRAISED VALUE IN THE PREVIOUS REAPPRAISAL CYCLE BY MORE THAN 10%; PROVIDING FOR CARRY FORWARD OF THE EXEMPT VALUE TO A REAPPRAISAL CYCLE IN WHICH THE TOTAL APPRAISED VALUE DOES NOT EXCEED THE TOTAL APPRAISED VALUE IN THE PREVIOUS REAPPRAISAL CYCLE BY MORE THAN 10%; PROVIDING AN EXCEPTION IF THE INCREASE IN APPRAISED VALUE IS DUE TO NEW CONSTRUCTION, REMODELING, OR RECLASSIFICATION; AND PROVIDING AN APPLICABILITY DATE.

[Senate Bill 244](#) –(S) Died in Standing Committee -- AN ACT EXEMPTING A PORTION OF THE MARKET VALUE OF CERTAIN OWNER-OCCUPIED RESIDENTIAL PROPERTY FROM PROPERTY TAXES; PROVIDING DEFINITIONS; PROVIDING THAT THE HOMESTEAD EXEMPTION APPLIES TO THE FIRST \$100,000 OR LESS OF MARKET VALUE; ESTABLISHING ELIGIBILITY REQUIREMENTS; REQUIRING THAT A TAXPAYER FILE AN APPLICATION TO RECEIVE THE HOMESTEAD PROPERTY TAX EXEMPTION; PROVIDING THAT THE LIMITATION ON INCREASED PROPERTY TAXES DOES NOT APPLY TO SPECIAL IMPROVEMENT DISTRICT ASSESSMENTS AND TAXES LEVIED FOR STATE EDUCATIONAL PURPOSES; AND PROVIDING AN APPLICABILITY DATE.

2015

[House Bill 159](#) – (H) Tabled in Committee -- AN ACT ALLOWING PERSONS 65 YEARS OF AGE OR OLDER WHO OCCUPY A HOMESTEAD TO CLAIM A LIMITATION FROM INCREASED RESIDENTIAL PROPERTY TAXES ON THE HOMESTEAD; PROVIDING DEFINITIONS; ESTABLISHING ELIGIBILITY REQUIREMENTS; ESTABLISHING A BASE YEAR FOR DETERMINING THE LIMITATION ON INCREASED RESIDENTIAL PROPERTY TAXES; PROVIDING AN EXCEPTION TO THE LIMITATION ON INCREASED RESIDENTIAL PROPERTY TAXES FOR NEW IMPROVEMENTS; REQUIRING THAT A TAXPAYER FILE AN APPLICATION TO RECEIVE THE LIMITATION ON INCREASED RESIDENTIAL PROPERTY TAXES; PROVIDING THAT THE LIMITATION ON INCREASED PROPERTY TAXES DOES NOT APPLY TO SPECIAL IMPROVEMENT DISTRICT ASSESSMENTS; REQUIRING ADDITIONAL NOTICE TO THE TAXPAYER; AND PROVIDING AN APPLICABILITY DATE.

[House Bill 169](#) – (S) Died in Standing Committee -- AN ACT REVISING THE TAXATION OF INDIVIDUAL INCOME; CREATING A TAX CREDIT FOR RESIDENTIAL PROPERTY TAXES PAID FOR TAX YEAR 2016; DECREASING INDIVIDUAL INCOME TAXES LEVIED BY A TOTAL OF 5% FOR TAX YEARS 2015 AND 2016; PROVIDING THAT THE DECREASE DOES NOT APPLY IN A TAX YEAR WITH A PROJECTED GENERAL FUND BUDGET DEFICIT; AMENDING SECTION 15-30-2103, MCA; AND PROVIDING EFFECTIVE DATES, APPLICABILITY DATES, AND A TERMINATION DATE.

[House Bill 287](#) – (H) Missed Deadline for Revenue Bill Transmittal -- AN ACT REVISING THE ELDERLY HOMEOWNER AND RENTER INCOME TAX CREDIT; PROVIDING THAT THE CREDIT MAY BE CLAIMED BY A TAXPAYER WHEN AN ELDERLY CARE FACILITY DOES NOT PAY PROPERTY TAXES; PROVIDING A TRANSITION FOR THE PURPOSE OF CLAIMING THE CREDIT IN A PRIOR TAX YEAR; AMENDING SECTIONS 15-30-2337 AND 15-30-2341, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

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[House Bill 361](#) – (H) Tabled in Committee -- AN ACT CREATING AN INDIVIDUAL INCOME TAX CREDIT FOR RESIDENTIAL PROPERTY TAXES PAID; AND PROVIDING AN APPLICABILITY DATE AND A TERMINATION DATE.

[House Bill 569](#) – (H) Tabled in Committee -- AN ACT EXEMPTING A PORTION OF THE MARKET VALUE OF CERTAIN OWNER-OCCUPIED RESIDENTIAL PROPERTY FROM PROPERTY TAXES; PROVIDING DEFINITIONS; PROVIDING THAT THE HOMESTEAD EXEMPTION APPLIES TO THE FIRST \$100,000 OR LESS OF MARKET VALUE; ESTABLISHING ELIGIBILITY REQUIREMENTS; REQUIRING THAT A TAXPAYER FILE AN APPLICATION TO RECEIVE THE HOMESTEAD PROPERTY TAX EXEMPTION; PROVIDING THAT THE LIMITATION ON INCREASED PROPERTY TAXES DOES NOT APPLY TO SPECIAL IMPROVEMENT DISTRICT ASSESSMENTS; AMENDING SECTIONS 15-6-134, 15-6-222, AND 15-8-111, MCA; AND PROVIDING AN APPLICABILITY DATE.

[House Bill 609](#) – (H) Tabled in Committee -- AN ACT REVISING RESIDENTIAL PROPERTY TAX ASSISTANCE PROGRAMS; IMPLEMENTING PROGRAMS BASED ON INCOME, DISABLED VETERAN STATUS, AND EXTRAORDINARY MARKET VALUE INCREASES; PROVIDING UNIFORM DEFINITIONS; PROVIDING RULEMAKING AUTHORITY; AMENDING SECTIONS 2-15-122, 5-2-301, 15-6-134, 15-6-222, 15-7-102, 15-16-101, AND 15-16-102, MCA; REPEALING SECTIONS 15-6-193 AND 15-6-211, MCA; AND PROVIDING A DELAYED EFFECTIVE DATE AND AN APPLICABILITY DATE.

[Senate Bill 116](#) – (S) Tabled in Committee -- AN ACT INCREASING THE MAXIMUM RESIDENTIAL PROPERTY TAX CREDIT FOR THE ELDERLY FOR INDIVIDUAL INCOME TAX PURPOSES; AMENDING SECTION 15-30-2340, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[Senate Bill 157](#) – Chapter Number Assigned -- AN ACT GENERALLY REVISING PROPERTY TAX LAWS; REVISING THE PROPERTY REAPPRAISAL PROCESS AND THE TAXATION OF PROPERTY; PROVIDING FOR A 2-YEAR REAPPRAISAL CYCLE FOR CLASS THREE AGRICULTURAL LAND AND CLASS FOUR RESIDENTIAL AND COMMERCIAL PROPERTY; REVISING PROPERTY TAX ASSISTANCE PROGRAMS, INCLUDING FOR DISABLED VETERANS; PROVIDING RULEMAKING AUTHORITY; AMENDING SECTIONS 2-15-122, 5-2-301, 15-1-101, 15-2-301, 15-6-133, 15-6-134, 15-6-138, 15-6-143, 15-7-102, 15-7-103, 15-7-111, 15-7-112, 15-7-131, 15-7-139, 15-7-201, 15-8-111, 15-10-420, 15-15-102, 15-15-103, 15-16-101, 15-16-102, 15-24-3202, 15-24-3203, 15-44-103, AND 77-1-208, MCA; REPEALING SECTIONS 15-6-193, 15-6-211, 15-6-222, 15-24-2101, 15-24-2102, AND 15-24-2103, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[Senate Bill 194](#) – (H) Died in Standing Committee -- AN ACT REVISING THE ELDERLY HOMEOWNER AND RENTER INCOME TAX CREDIT; PROVIDING THAT THE CREDIT MAY BE CLAIMED ON A DWELLING THAT IS NOT SUBJECT TO PROPERTY TAXES; PROVIDING A TRANSITION FOR THE PURPOSE OF CLAIMING THE CREDIT IN A PRIOR TAX YEAR; AMENDING SECTIONS 15-30-2337 AND 15-30-2341, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE, A RETROACTIVE APPLICABILITY DATE, AND A TERMINATION DATE.

[Senate Joint Resolution 26](#) – (H) Died in Standing Committee -- A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA REQUESTING AN INTERIM STUDY OF THE

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INCOME TAX CREDIT AVAILABLE TO ELDERLY RENTERS AND THE PROPERTY TAX EXEMPTION FOR FACILITIES THAT PROVIDE HOUSING FOR THE ELDERLY.

2013

[House Bill 174](#) – (H) Died in Standing Committee -- AN ACT FREEZING THE TAXABLE VALUE OF CERTAIN PROPERTIES FOR PEOPLE AGE 65 OR OLDER OR DISABLED WHO MEET CERTAIN CONDITIONS; PROVIDING A CEILING ON THE MARKET VALUE OF A RESIDENCE ELIGIBLE FOR THE TAX FREEZE; PROVIDING FOR RECAPTURE FOR FRAUDULENT CLAIMS; AMENDING SECTIONS 15-7-102, 15-16-101, AND 15-16-102, MCA; AND PROVIDING A DELAYED EFFECTIVE DATE AND AN APPLICABILITY DATE.

[House Bill 272](#) – (H) Died in Standing Committee -- AN ACT INCREASING THE MAXIMUM RESIDENTIAL PROPERTY TAX CREDIT FOR THE ELDERLY FOR INDIVIDUAL INCOME TAX PURPOSES; AMENDING SECTION 15-30-2340, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[House Bill 361](#) – (H) Died in Standing Committee -- AN ACT PROVIDING A REFUND OF UP TO \$400 OF 2012 MONTANA PROPERTY TAXES PAID BY A TAXPAYER ON A RESIDENTIAL PROPERTY OWNED AND OCCUPIED FOR AT LEAST 7 MONTHS DURING 2012 AND OF CERTAIN 2011 AND 2010 MONTANA PROPERTY TAXES PAID ON THE PROPERTY; PROVIDING THE PROCEDURE FOR ESTABLISHING ENTITLEMENT TO THE REFUND AND THE PERIOD WITHIN WHICH THE ENTITLEMENT MUST BE ESTABLISHED; PROVIDING APPROPRIATIONS; AMENDING SECTION 17-7-502, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A TERMINATION DATE.

[House Bill 569](#) – (H) Died in Standing Committee -- AN ACT ALLOWING PERSONS 65 YEARS OF AGE OR OLDER WHO OCCUPY A HOMESTEAD TO CLAIM A LIMITATION FROM INCREASED RESIDENTIAL PROPERTY TAXES ON THE HOMESTEAD; PROVIDING DEFINITIONS; ESTABLISHING ELIGIBILITY REQUIREMENTS; ESTABLISHING A BASE YEAR FOR DETERMINING THE LIMITATION ON INCREASED RESIDENTIAL PROPERTY TAXES; PROVIDING AN EXCEPTION TO THE LIMITATION ON INCREASED RESIDENTIAL PROPERTY TAXES FOR NEW IMPROVEMENTS; REQUIRING THAT A TAXPAYER FILE AN APPLICATION TO RECEIVE THE LIMITATION ON INCREASED RESIDENTIAL PROPERTY TAXES; PROVIDING THAT THE LIMITATION ON INCREASED PROPERTY TAXES DOES NOT APPLY TO SPECIAL IMPROVEMENT DISTRICT ASSESSMENTS; REQUIRING ADDITIONAL NOTICE TO THE TAXPAYER; AND PROVIDING AN APPLICABILITY DATE.

[House Bill 598](#) – (H) Died in Standing Committee -- AN ACT EXEMPTING A PORTION OF THE MARKET VALUE OF CERTAIN OWNER-OCCUPIED RESIDENTIAL PROPERTY FROM PROPERTY TAXES; PROVIDING DEFINITIONS; PROVIDING THAT THE HOMESTEAD EXEMPTION APPLIES TO THE FIRST \$100,000 OR LESS OF MARKET VALUE; ESTABLISHING ELIGIBILITY REQUIREMENTS; REQUIRING THAT A TAXPAYER FILE AN APPLICATION TO RECEIVE THE HOMESTEAD PROPERTY TAX EXEMPTION; PROVIDING THAT THE LIMITATION ON INCREASED PROPERTY TAXES DOES NOT APPLY TO SPECIAL IMPROVEMENT DISTRICT ASSESSMENTS; PROVIDING THAT THE PROPOSED ACT BE SUBMITTED TO THE QUALIFIED ELECTORS OF MONTANA; AMENDING SECTIONS 15-6-134, 15-6-222, AND 15-8-111, MCA; AND PROVIDING AN EFFECTIVE DATE AND AN APPLICABILITY DATE.

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[Senate Bill 287](#) – (S) Died in Standing Committee -- AN ACT CREATING A RESIDENTIAL PROPERTY TAX CIRCUIT BREAKER CREDIT; REQUIRING THE DEPARTMENT OF REVENUE TO DETERMINE THE AMOUNT OF THE PROPERTY TAX CIRCUIT BREAKER CREDIT; REQUIRING THE DEPARTMENT OF REVENUE TO REPORT THE AMOUNT OF THE PROPERTY TAX CIRCUIT BREAKER CREDITS TO COUNTY TREASURERS; PROVIDING THAT THE PROPERTY TAX CIRCUIT BREAKER CREDIT IS ALLOCATED IN EQUAL AMOUNTS TO EACH OF THE TAXPAYER'S PROPERTY TAX INSTALLMENTS; PROVIDING FOR OTHER ALLOCATIONS OF THE PROPERTY TAX CIRCUIT BREAKER CREDIT; PROVIDING THAT THE PROPERTY TAX CIRCUIT BREAKER CREDIT IS CONSIDERED PROPERTY TAXES PAID IN THE PREVIOUS YEAR; PROVIDING FOR RECAPTURE OF THE PROPERTY TAX CIRCUIT BREAKER CREDIT OR THE DISABLED OR DECEASED VETERAN'S RESIDENCE EXEMPTION; ALLOWING A DISABLED VETERAN OR A DISABLED VETERAN'S SURVIVING SPOUSE TO CLAIM EITHER THE PROPERTY TAX CIRCUIT BREAKER CREDIT OR THE DISABLED OR DECEASED VETERAN'S RESIDENCE EXEMPTION; ELIMINATING THE LOW-INCOME PROPERTY TAX ASSISTANCE PROGRAM, THE EXTENDED PROPERTY TAX ASSISTANCE PROGRAM, AND THE RESIDENTIAL PROPERTY TAX CREDIT FOR THE ELDERLY; CREATING A PROPERTY TAX CIRCUIT BREAKER INCOME TAX CREDIT FOR RESIDENTIAL RENT-EQUIVALENT PROPERTY TAXES PAID; AMENDING SECTIONS 2-15-122, 5-2-301, 15-6-134, 15-6-211, 15-6-222, 15-7-102, 15-10-420, 15-16-101, 15-16-102, 47-1-111, AND 53-4-1103, MCA; REPEALING SECTIONS 15-6-193, 15-30-2337, 15-30-2338, 15-30-2339, 15-30-2340, AND 15-30-2341, MCA; AND PROVIDING A DELAYED EFFECTIVE DATE AND RETROACTIVE APPLICABILITY DATES.

[Senate Bill 318](#) – (S) Died in Standing Committee -- AN ACT PROVIDING AN INDIVIDUAL INCOME TAX CREDIT FOR GROSS RENT PAID BY A RENTER ON THE DWELLING OR DWELLINGS THAT THE RENTER OCCUPIED AS THE RENTER'S PRINCIPAL RESIDENCE FOR AT LEAST 7 MONTHS DURING 2013; PROVIDING A PROCEDURE FOR ESTABLISHING ENTITLEMENT TO THE TAX CREDIT AND THE PERIOD WITHIN WHICH THE ENTITLEMENT MUST BE ESTABLISHED; PROVIDING PENALTIES FOR FRAUDULENT CLAIMS; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE, A RETROACTIVE APPLICABILITY DATE, AND A TERMINATION DATE.

2011

[House Bill 21](#) – Chapter Number Assigned -- AN ACT CORRECTING AN ADJUSTED TAX RATE UNDER THE EXTENDED PROPERTY TAX ASSISTANCE PROGRAM FOR TAX YEAR 2014; AND AMENDING SECTION 15-6-193, MCA.

[House Bill 157](#) – (H) Died in Standing Committee -- AN ACT PROVIDING A REFUNDABLE INCOME TAX CREDIT FOR THE AMOUNT OF PROPERTY TAXES PAID ON \$20,000 OF MARKET VALUE OF A PRINCIPAL RESIDENCE ATTRIBUTABLE TO THE 95-MILL STATEWIDE LEVIES TO FUND SCHOOLS; AMENDING SECTION 15-30-2336, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[House Bill 217](#) – (H) Died in Standing Committee -- AN ACT EXTENDING THE PROPERTY TAX EXEMPTION FOR RESIDENCES OF CERTAIN DISABLED OR DECEASED VETERANS TO ALSO EXEMPT FEES AND ASSESSMENTS FOR SERVICES AND SPECIAL IMPROVEMENTS THAT ARE COLLECTED WITH PROPERTY TAXES; AMENDING SECTION 15-6-211, MCA; AND PROVIDING AN APPLICABILITY DATE.

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[House Bill 223](#) – (H) Died in Standing Committee -- AN ACT CREATING A RESIDENTIAL PROPERTY TAX CIRCUIT BREAKER CREDIT; REQUIRING THE DEPARTMENT OF REVENUE TO DETERMINE THE AMOUNT OF THE PROPERTY TAX CIRCUIT BREAKER CREDIT; REQUIRING THE DEPARTMENT OF REVENUE TO REPORT THE AMOUNT OF THE PROPERTY TAX CIRCUIT BREAKER CREDITS TO COUNTY TREASURERS; PROVIDING THAT THE PROPERTY TAX CIRCUIT BREAKER CREDIT IS ALLOCATED IN EQUAL AMOUNTS TO EACH OF THE TAXPAYER'S PROPERTY TAX INSTALLMENTS; PROVIDING FOR OTHER ALLOCATIONS OF THE PROPERTY TAX CIRCUIT BREAKER CREDIT; PROVIDING THAT THE PROPERTY TAX CIRCUIT BREAKER CREDIT IS CONSIDERED PROPERTY TAXES PAID IN THE PREVIOUS YEAR; PROVIDING FOR RECAPTURE OF THE PROPERTY TAX CIRCUIT BREAKER CREDIT; ALLOWING A DISABLED VETERAN OR A DISABLED VETERAN'S SPOUSE TO CLAIM EITHER THE PROPERTY TAX CIRCUIT BREAKER CREDIT OR THE DISABLED OR DECEASED VETERANS' RESIDENCE EXEMPTION; ELIMINATING THE LOW-INCOME PROPERTY TAX ASSISTANCE PROGRAM, THE EXTENDED PROPERTY TAX ASSISTANCE PROGRAM, AND THE RESIDENTIAL PROPERTY TAX CREDIT FOR THE ELDERLY; CREATING A PROPERTY TAX CIRCUIT BREAKER INCOME TAX CREDIT FOR RESIDENTIAL RENT-EQUIVALENT PROPERTY TAXES PAID; AMENDING SECTIONS 2-15-122, 5-2-301, 15-6-134, 15-6-211, 15-7-102, 15-10-420, 15-16-101, 15-16-102, 47-1-111, 53-4-1103, AND 53-6-1001, MCA; REPEALING SECTIONS 15-6-193, 15-30-2337, 15-30-2338, 15-30-2339, 15-30-2340, AND 15-30-2341, MCA; AND PROVIDING A DELAYED EFFECTIVE DATE AND RETROACTIVE APPLICABILITY DATES.

[House Bill 308](#) – (H) Died in Standing Committee -- AN ACT SUBMITTING TO THE QUALIFIED ELECTORS OF MONTANA AN AMENDMENT TO ARTICLE VIII, SECTION 3, OF THE MONTANA CONSTITUTION AUTHORIZING PROPERTY TAX VALUATION OF RESIDENTIAL PROPERTY OWNED BY INDIVIDUALS TO BE BASED ON ACQUISITION VALUE; LIMITING VALUATION INCREASES TO 2% OR THE RATE OF INFLATION, WHICHEVER IS LESS; PROVIDING THAT RESIDENTS 55 YEARS OF AGE OR OLDER MAY CARRY FORWARD THE VALUATION OF THEIR PRIOR RESIDENCE TO A NEW RESIDENCE; PROVIDING A LIMIT ON THE VALUATION ON RESIDENCES OF FIRST-TIME HOME BUYERS; REQUIRING THAT VALUATIONS DECREASE WHEN PROPERTY VALUES DECREASE; AND PROVIDING AN EFFECTIVE DATE.

[Senate Bill 393](#) – (S) Died in Standing Committee -- AN ACT REVISING PROVISIONS RELATED TO THE REFUNDABLE INCOME TAX CREDIT FOR THE AMOUNT OF PROPERTY TAXES PAID ON A PRINCIPAL RESIDENCE; PROVIDING A REFUNDABLE INDIVIDUAL INCOME TAX CREDIT OF \$50 FOR TAX YEAR 2011 AND \$100 FOR TAX YEAR 2012; ELIMINATING THE RELIEF MULTIPLE; AMENDING SECTION 15-30-2336, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

2009

[House Bill 341](#) – (H) Died in Standing Committee -- AN ACT ALLOWING A PROPERTY TAX EXEMPTION FOR THE PRIMARY RESIDENCE OF A SENIOR OWNER; PROVIDING THAT THE EXEMPTION INCREASES TO KEEP THE PROPERTY TAXES ON THE RESIDENCE CONSTANT; PROVIDING ELIGIBILITY REQUIREMENTS INCLUDING THAT THE RESIDENCE BE USED AT LEAST 7 MONTHS A YEAR; PROVIDING FOR AN ADJUSTMENT OF THE EXEMPTION FOR INCREASED VALUE DUE TO IMPROVEMENTS OR REMODELING; TERMINATING THE EXEMPTION UPON CHANGE IN OWNERSHIP TO OTHER THAN A SURVIVING SPOUSE OVER 61 YEARS OF AGE; AND PROVIDING AN APPLICABILITY DATE.

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[House Bill 658](#) – Chapter Number Assigned -- AN ACT GENERALLY REVISING TAX LAWS; MITIGATING THE EFFECTS OF PROPERTY TAX REAPPRAISAL; PHASING IN CHANGES TO THE TAX RATES FOR CLASS THREE AND FOUR PROPERTY; PHASING IN CHANGES TO THE TAX RATES OF CLASS TEN PROPERTY; ESTABLISHING EXEMPTION RATES FOR RESIDENTIAL AND COMMERCIAL CLASS FOUR PROPERTY; REVISING THE LOW-INCOME PROPERTY TAX ASSISTANCE PROGRAM; REVISING THE EXTENDED PROPERTY TAX ASSISTANCE PROGRAM; CHANGING THE WAY THE VALUE OF CERTAIN NEWLY CONSTRUCTED PROPERTY IS DETERMINED FOR LOCAL GOVERNMENT MILL LEVY AUTHORITY; REVISING THE METHOD FOR VALUING AGRICULTURAL PROPERTY BY INCREASING WATER LABOR COSTS FOR IRRIGATED LAND AND PROVIDING THAT ALFALFA HAY ADJUSTED TO 80 PERCENT OF THE SALES PRICE IS THE BASE CROP FOR NONIRRIGATED LAND; REVISING THE DETERMINATION OF THE CAPITALIZATION RATE FOR THE VALUATION OF FOREST LANDS; ESTABLISHING A FOREST LANDS TAXATION ADVISORY COMMITTEE TO ADVISE THE DEPARTMENT OF REVENUE IN ITS DETERMINATION OF THE VALUE OF FOREST LANDS; PROVIDING FOR THE APPOINTMENT AND TERMS OF THE MEMBERS OF THE COMMITTEE; REQUIRING NOTICE OF PROPERTY TAX ASSISTANCE PROGRAMS ON CLASSIFICATION AND APPRAISAL NOTICES AND PROPERTY TAX BILLS; EXTENDING APPLICATION DEADLINES FOR THE LOW-INCOME PROPERTY TAX ASSISTANCE PROGRAM AND THE DISABLED OR DECEASED VETERANS' RESIDENCE PROPERTY TAX EXEMPTION PROGRAM; CHANGING THE REPORTING REQUIREMENTS RELATING TO TAX INCREMENT FINANCING; REQUESTING THAT THE REVENUE AND TRANSPORTATION INTERIM COMMITTEE REVIEW PROPERTY TAX ASSISTANCE TO TAXPAYERS; PROVIDING AN APPROPRIATION; AMENDING SECTIONS 7-15-4285, 15-6-134, 15-6-143, 15-6-193, 15-6-222, 15-7-102, 15-7-111, 15-7-201, 15-10-420, 15-16-101, AND 15-44-103, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[House Bill 663](#) – (H) Died in Standing Committee -- AN ACT GENERALLY REVISING TAXATION; MITIGATING THE EFFECTS OF PROPERTY TAX REAPPRAISAL; PHASING IN CHANGES TO THE TAX RATES OF CLASS FOUR AND CLASS TEN PROPERTY; INCREASING THE INCOME ELIGIBILITY REQUIREMENTS FOR THE PROPERTY TAX ASSISTANCE PROGRAM; ESTABLISHING EXEMPTION RATES FOR RESIDENTIAL AND COMMERCIAL CLASS FOUR PROPERTY; INCREASING THE ELIGIBILITY INCOME REQUIREMENTS AND BENEFIT AMOUNTS FOR THE RESIDENTIAL PROPERTY TAX CREDIT FOR THE ELDERLY; ESTABLISHING A FOREST LANDS TAXATION ADVISORY COMMITTEE TO ADVISE THE DEPARTMENT OF REVENUE IN ITS DETERMINATION OF THE VALUE OF FOREST LANDS; PROVIDING FOR THE APPOINTMENT AND TERMS OF THE MEMBERS OF THE COMMITTEE; AMENDING SECTIONS 15-6-134, 15-6-143, 15-6-193, 15-6-222, 15-7-111, 15-30-171, 15-30-172, 15-30-176, AND 15-44-103, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[House Bill 666](#) – (H) Died in Standing Committee -- AN ACT REVISING PROPERTY TAXATION; ESTABLISHING A PROPERTY TAX CIRCUIT BREAKER INCOME TAX CREDIT BASED UPON A PROPERTY TAXPAYER'S INCOME AND PROPERTY TAXES PAID; PROVIDING AN INCREASED INCOME TAX CREDIT FOR ELDERLY PROPERTY TAXPAYERS WITH CERTAIN INCOME QUALIFICATIONS; PROVIDING AN INCREASED PROPERTY TAX INCOME TAX CREDIT FOR LOW-INCOME TAXPAYERS; CHANGING THE RATE OF TAXATION FOR CLASS FOUR PROPERTY; INCREASING THE QUALIFICATIONS FOR ELIGIBILITY FOR THE EXTENDED PROPERTY TAX ASSISTANCE PROGRAM; PHASING OUT THE EXEMPTION FACTORS FOR CLASS FOUR RESIDENTIAL AND CLASS FOUR COMMERCIAL PROPERTY; REQUIRING CYCLICAL REAPPRAISAL ON CLASS THREE, FOUR, AND TEN PROPERTIES DONE ON A 4-YEAR CYCLE;

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ELIMINATING THE LOW-INCOME PROPERTY TAX ASSISTANCE PROGRAM AND REPEALING THE RESIDENTIAL PROPERTY TAX CREDIT FOR THE ELDERLY; INCREASING THE AMOUNT OF ANNUAL GROSS INCOME NECESSARY TO QUALIFY LAND FOR VALUATION AS AGRICULTURAL; REQUIRING THE DEPARTMENT TO REPORT TO THE REVENUE AND TRANSPORTATION INTERIM COMMITTEE ON SALES ASSESSMENT RATIOS TO MONITOR TRENDS IN PROPERTY VALUATION; REVISING THE METHOD FOR VALUING AGRICULTURAL PROPERTY BY INCREASING WATER LABOR COSTS FOR IRRIGATED LAND AND CLARIFYING THAT SPRING WHEAT FROM SUMMER FALLOW FARMLAND IS THE BASE CROP FOR NONIRRIGATED LAND; ESTABLISHING A FOREST LANDS TAXATION ADVISORY COMMITTEE TO ADVISE THE DEPARTMENT OF REVENUE IN ITS DETERMINATION OF THE VALUE OF FOREST LANDS; PROVIDING FOR THE APPOINTMENT AND TERMS OF THE MEMBERS OF THE COMMITTEE; AMENDING SECTIONS 2-15-122, 5-2-301, 15-6-134, 15-6-193, 15-6-222, 15-7-111, 15-7-201, 15-7-202, 15-10-420, 15-16-102, 15-44-103, 47-1-111, 53-4-1103, AND 53-6-1001, MCA; REPEALING SECTIONS 15-6-191, 15-30-171, 15-30-172, 15-30-173, 15-30-174, 15-30-175, 15-30-176, 15-30-177, 15-30-178, AND 15-30-179, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[House Bill 672](#) – (H) Died in Standing Committee -- AN ACT SUBMITTING TO THE QUALIFIED ELECTORS OF MONTANA AN AMENDMENT TO ARTICLE VIII, SECTION 3, OF THE MONTANA CONSTITUTION LIMITING ANNUAL PROPERTY TAX INCREASES ON OWNER-OCCUPIED RESIDENCES TO THE LESSER OF 3 PERCENT OR THE RATE OF INFLATION; AND PROVIDING A DELAYED EFFECTIVE DATE AND AN APPLICABILITY DATE.

[Senate Bill 115](#) – Chapter Number Assigned -- AN ACT TO SIMPLIFY INCOME-BASED PROPERTY TAX REDUCTION ENTITLEMENT DETERMINATIONS, INCLUDING THE PROPERTY TAX ASSISTANCE PROGRAM AND THE DISABLED VETERAN EXEMPTION; HARMONIZING INCOME THRESHOLDS AND APPLICATION FILING DATE DEADLINES; CLARIFYING THAT FOR THE PROPERTY TAX ASSISTANCE PROGRAM, THE THRESHOLD AMOUNTS FOR MARRIED COUPLE AND HEAD OF HOUSEHOLD ARE USED WHEN THE INCOME OF TWO OR MORE OWNERS IS CONSIDERED IN DETERMINING QUALIFICATION; HARMONIZING THE DISABLED VETERAN EXEMPTION TO PROVIDE THAT SINGLE VETERANS WHO ARE HEADS OF HOUSEHOLD HAVE THE SAME FILING THRESHOLD AS A MARRIED COUPLE; AMENDING SECTIONS 15-6-134, 15-6-211, AND 15-16-102, MCA; REPEALING SECTION 15-6-191, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[Senate Bill 179](#) – (S) Died in Standing Committee -- AN ACT ADJUSTING DOLLAR AMOUNTS USED IN COMPUTING THE RESIDENTIAL PROPERTY TAX CREDIT FOR THE ELDERLY TO ACCOUNT FOR INFLATION; ADJUSTING HOUSEHOLD INCOME AMOUNTS, THE HOUSEHOLD INCOME ADJUSTMENT AMOUNT, AND THE MAXIMUM AMOUNT OF THE CREDIT ALLOWABLE; PROVIDING FOR FUTURE ANNUAL INFLATION ADJUSTMENTS; AMENDING SECTIONS 15-30-171, 15-30-172, AND 15-30-176, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.

[Senate Bill 274](#) – (S) Died in Standing Committee -- AN ACT SUBMITTING TO THE QUALIFIED ELECTORS OF MONTANA AN AMENDMENT TO ARTICLE VIII, SECTION 3, OF THE MONTANA CONSTITUTION AUTHORIZING THE VALUATION OF PROPERTY FOR PROPERTY TAX PURPOSES TO BE BASED ON PRODUCTIVE OR ACQUISITION VALUE; LIMITING VALUATION INCREASES TO 2 PERCENT OR THE RATE OF INFLATION, WHICHEVER IS LESS; PROVIDING THAT RESIDENTS 55 YEARS OF AGE OR OLDER MAY CARRY FORWARD THE VALUATION OF THEIR PRIOR RESIDENCE TO A NEW RESIDENCE;

PROPERTY TAX

PROVIDING A LIMIT ON THE VALUATION ON RESIDENCES OF FIRST-TIME HOME BUYERS; REQUIRING THAT VALUATIONS DECREASE WHEN PROPERTY VALUES DECREASE; AND PROVIDING AN EFFECTIVE DATE.

[Senate Bill 455](#) – (S) Died in Standing Committee -- AN ACT ALLOWING A TAXPAYER TO DEFER PAYMENT OF PROPERTY TAXES ON THE TAXPAYER'S RESIDENCE; PROVIDING THAT INTEREST AND PENALTY DO NOT ACCRUE WHILE THE PROPERTY TAXES ARE DEFERRED; PROVIDING THAT A DEFERMENT IS TERMINATED UPON CERTAIN TRANSFERS OF THE PROPERTY; PROVIDING THAT THE UNPAID TAXES ARE A LIEN ON THE PROPERTY BUT THE PROPERTY MAY NOT BE SUBJECT TO TAX PROCEEDINGS UNTIL THE DEFERMENT IS TERMINATED; ALLOWING REPAYMENT OF DEFERRED PROPERTY TAXES; PROVIDING PENALTIES FOR FRAUDULENT DEFERMENT; AMENDING SECTION 15-16-102, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND AN APPLICABILITY DATE.

[Senate Bill 513](#) – (S) Died in Standing Committee -- AN ACT ESTABLISHING THE MONTANA PROPERTY TAX RELIEF ACT; PROVIDING DEFINITIONS; ESTABLISHING A REFUNDABLE INCOME TAX CREDIT FOR A PORTION OF PROPERTY TAXES PAID; ESTABLISHING A METHOD FOR CALCULATING THE CREDIT; GRANTING THE DEPARTMENT OF REVENUE AUTHORITY TO DENY CERTAIN CLAIMS; ESTABLISHING A PENALTY FOR FALSE OR FRAUDULENT CLAIMS; PROVIDING FOR AN ADVANCE PARTIAL PAYMENT OF THE INCOME TAX CREDIT; GRANTING THE DEPARTMENT OF REVENUE RULEMAKING AUTHORITY; LEVYING PROPERTY TAXES TO PROVIDE REVENUE FOR THE INCOME TAX CREDIT; AMENDING SECTIONS 2-15-122, 5-2-301, 15-6-133, 15-6-134, 15-6-143, 15-6-222, 15-7-102, 15-7-111, 15-16-102, 47-1-111, 53-4-1103, 53-6-1001, AND 77-1-208, MCA; REPEALING SECTIONS 15-6-191, 15-6-193, 15-6-211, 15-30-171, 15-30-172, 15-30-173, 15-30-174, 15-30-175, 15-30-176, 15-30-177, 15-30-178, AND 15-30-179, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE.