

HOUSE BILL No. 1265

DIGEST OF INTRODUCED BILL

Citations Affected: IC 6-1.1-12-14.

Synopsis: Veterans' property tax deduction. Provides that, beginning with the January 1, 2019, assessment date, the assessed value of an individual's Indiana real property, Indiana mobile home not assessed as real property, and Indiana manufactured home not assessed as real property may not be considered when determining whether the individual is eligible for the property tax deduction for: (1) totally disabled veterans; and (2) veterans who are at least 62 years of age and have a disability of at least 10%.

Effective: July 1, 2018.

Klinker

January 16, 2018, read first time and referred to Committee on Ways and Means.



Second Regular Session of the 120th General Assembly (2018)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2017 Regular Session of the General Assembly.

HOUSE BILL No. 1265

A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 6-1.1-12-14, AS AMENDED BY P.L.100-2016,
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2018]: Sec. 14. (a) Except as provided in subsection (c) and
4 except as provided in section 40.5 of this chapter, an individual may
5 have the sum of twelve thousand four hundred eighty dollars (\$12,480)
6 deducted from the assessed value of the tangible property that the
7 individual owns (or the real property, mobile home not assessed as real
8 property, or manufactured home not assessed as real property that the
9 individual is buying under a contract that provides that the individual
10 is to pay property taxes on the real property, mobile home, or
11 manufactured home if the contract or a memorandum of the contract is
12 recorded in the county recorder's office) if:
13 (1) the individual served in the military or naval forces of the
14 United States for at least ninety (90) days;
15 (2) the individual received an honorable discharge;
16 (3) the individual either:
17 (A) has a total disability; or



- 1 (B) is at least sixty-two (62) years old and has a disability of at
 2 least ten percent (10%);
 3 (4) the individual's disability is evidenced by:
 4 (A) a pension certificate or an award of compensation issued
 5 by the United States Department of Veterans Affairs; or
 6 (B) a certificate of eligibility issued to the individual by the
 7 Indiana department of veterans' affairs after the Indiana
 8 department of veterans' affairs has determined that the
 9 individual's disability qualifies the individual to receive a
 10 deduction under this section; and
 11 (5) the individual:
 12 (A) owns the real property, mobile home, or manufactured
 13 home; or
 14 (B) is buying the real property, mobile home, or manufactured
 15 home under contract;
 16 on the date the statement required by section 15 of this chapter is
 17 filed.
 18 (b) Except as provided in ~~subsections~~ **subsection (c), and (d)**; the
 19 surviving spouse of an individual may receive the deduction provided
 20 by this section if the individual satisfied the requirements of subsection
 21 (a)(1) through (a)(4) at the time of death and the surviving spouse
 22 satisfies the requirement of subsection (a)(5) at the time the deduction
 23 statement is filed. The surviving spouse is entitled to the deduction
 24 regardless of whether the property for which the deduction is claimed
 25 was owned by the deceased veteran or the surviving spouse before the
 26 deceased veteran's death.
 27 (c) **For the January 1, 2018, assessment date**, no one is entitled to
 28 the deduction provided by this section if the assessed value of the
 29 individual's Indiana real property, Indiana mobile home not assessed as
 30 real property, and Indiana manufactured home not assessed as real
 31 property, as shown by the tax duplicate, exceeds ~~the assessed value~~
 32 ~~limit specified in subsection (d):~~ **one hundred seventy-five thousand**
 33 **dollars (\$175,000).**
 34 (d) For the January 1, ~~2017,~~ **2019**, assessment date and for each
 35 assessment date thereafter, the assessed value ~~limit for purposes of~~
 36 ~~subsection (c) is one hundred seventy-five thousand dollars (\$175,000).~~
 37 **of an individual's Indiana real property, Indiana mobile home not**
 38 **assessed as real property, and Indiana manufactured home not**
 39 **assessed as real property may not be considered when determining**
 40 **whether the individual is eligible for a deduction under this section.**
 41 (e) An individual who has sold real property, a mobile home not
 42 assessed as real property, or a manufactured home not assessed as real



1 property to another person under a contract that provides that the
2 contract buyer is to pay the property taxes on the real property, mobile
3 home, or manufactured home may not claim the deduction provided
4 under this section against that real property, mobile home, or
5 manufactured home.

