

SENATE BILL No. 205

DIGEST OF INTRODUCED BILL

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

Synopsis: Disabled veterans. Removes the assessed value limit for a property tax exemption for an individual or the surviving spouse of an individual who is killed in action or who receives an honorable discharge and is totally disabled or 62 years of age with a disability of at least 10%.

Effective: July 1, 2022.

Niezgodski

January 6, 2022, read first time and referred to Committee on Tax and Fiscal Policy.



Second Regular Session of the 122nd General Assembly (2022)

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 2021 Regular Session of the General Assembly.

SENATE BILL No. 205

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.159-2020,
2 SECTION 17, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2022]: 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 fourteen thousand dollars (\$14,000) deducted from the
6 assessed value of the real property, mobile home not assessed as real
7 property, or manufactured home not assessed as real property that the
8 individual owns (or the real property, mobile home not assessed as real
9 property, or manufactured home not assessed as real property that the
10 individual is buying under a contract that provides that the individual
11 is to pay property taxes on the real property, mobile home, or
12 manufactured home if the contract or a memorandum of the contract is
13 recorded in the county recorder's office) if:
14 (1) the individual served in the military or naval forces of the
15 United States for at least ninety (90) days;
16 (2) the individual received an honorable discharge;
17 (3) the individual either:



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



1 assessment dates; the assessed value limit for purposes of
2 subsection (c) is one hundred seventy-five thousand dollars
3 (\$175,000); and

4 (2) January 1, 2020, assessment date and for each assessment date
5 thereafter; the assessed value limit for purposes of subsection (c)
6 is two hundred thousand dollars (\$200,000):

7 (e) (c) An individual who has sold real property, a mobile home not
8 assessed as real property, or a manufactured home not assessed as real
9 property to another person under a contract that provides that the
10 contract buyer is to pay the property taxes on the real property, mobile
11 home, or manufactured home may not claim the deduction provided
12 under this section against that real property, mobile home, or
13 manufactured home.

14 (f) For purposes of determining the assessed value of the real
15 property, mobile home, or manufactured home under subsection (d) for
16 an individual who has received a deduction under this section in a
17 particular year, increases in assessed value that occur after the later of:

18 (1) December 31, 2019; or

19 (2) the first year that the individual has received the deduction;
20 are not considered unless the increase in assessed value is attributable
21 to physical improvements to the property.

