

SENATE BILL NO. 756

102ND GENERAL ASSEMBLY

INTRODUCED BY SENATOR LUETKEMEYER.

3172S.051

KRISTINA MARTIN, Secretary

AN ACT

To repeal section 137.1050, RSMo, and to enact in lieu thereof one new section relating to a property tax credit for certain seniors.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Section 137.1050, RSMo, is repealed and one
2 new section enacted in lieu thereof, to be known as section
3 137.1050, to read as follows:

137.1050. 1. For the purposes of this section, the
2 following terms shall mean:

3 (1) "Eligible credit amount", the difference between
4 an eligible taxpayer's real property tax liability on such
5 taxpayer's homestead for a given tax year, minus the real
6 property tax liability on such homestead in the [year that
7 the taxpayer became an eligible taxpayer] **tax year and each**
8 **year thereafter, immediately following the year that the**
9 **county governing body's ordinance is adopted or the ballot**
10 **question is approved by a majority of voters pursuant to**
11 **subsection 2 of this section;**

12 (2) "Eligible taxpayer", a Missouri resident who:

13 (a) Is [eligible for Social Security retirement
14 benefits] **sixty-two years of age or older;**

15 (b) Is an owner of record of a homestead or has a
16 legal or equitable interest in such property as evidenced by
17 a written instrument; [and]

EXPLANATION-Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

18 (c) Is liable for the payment of real property taxes
19 on such homestead; **and**

20 (d) **Does not owe any delinquent taxes, interest, or**
21 **penalties to the county;**

22 (3) "Homestead", real property actually occupied by an
23 eligible taxpayer as the primary residence. An eligible
24 taxpayer shall not claim more than one primary residence.

25 2. Any county authorized to impose a property tax may
26 grant a property tax credit to eligible taxpayers residing
27 in such county in an amount equal to the taxpayer's eligible
28 credit amount, provided that:

29 (1) Such county adopts an ordinance authorizing such
30 credit; or

31 (2) (a) A petition in support of a referendum on such
32 a credit is signed by at least five percent of the
33 registered voters of such county voting in the last
34 gubernatorial election and the petition is delivered to the
35 governing body of the county, which shall subsequently hold
36 a referendum on such credit.

37 (b) The ballot of submission for the question
38 submitted to the voters pursuant to paragraph (a) of this
39 subdivision shall be in substantially the following form:

40 Shall the County of _____ exempt senior citizens
41 from increases in the property tax liability due
42 on such senior citizens' primary residence?

43 YES NO

44 If a majority of the votes cast on the proposal by the
45 qualified voters voting thereon are in favor of the
46 proposal, then the credit shall be in effect.

47 3. A county granting an exemption pursuant to this
48 section shall apply such exemption when calculating the
49 eligible taxpayer's property tax liability for the tax
50 year. The amount of the credit shall be noted on the
51 statement of tax due sent to the eligible taxpayer by the
52 county collector.

53 4. For the purposes of calculating property tax levies
54 pursuant to section 137.073, the total amount of credits
55 authorized by a county pursuant to this section shall be
56 considered tax revenue, as such term is defined in section
57 137.073, actually received by the county.

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