

HB254 INTRODUCED



1 HB254
2 31MHVZE-1
3 By Representatives Moore (P), Oliver, Paschal
4 RFD: Ways and Means General Fund
5 First Read: 28-Feb-24



SYNOPSIS:

Under existing law, a person permanently and totally disabled is exempt from all state ad valorem taxes.

This bill would create a new homestead exemption for all veterans who are at least 20 percent disabled. The exemption would be equivalent to the amount of the disability the individual possesses.

This bill would also authorize the Department of Revenue to provide for evidence of eligibility.

A BILL
TO BE ENTITLED
AN ACT

Relating to ad valorem tax exemptions on homesteads and principal residences; to create a new ad valorem tax exemption for veterans who are at least 20 percent disabled.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. (a) In addition to the persons and property exempt from ad valorem taxation as prescribed in Sections 40-9-1 and 40-9-21, Code of Alabama 1975, the following shall receive an exemption from ad valorem taxation: the principal residence and 160 acres adjacent thereto of any military



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veteran who is at least 20 percent disabled. The disabled person must submit as proof of disability affidavits from two physicians licensed to practice in this state containing the disability rating of the individual; provided, that at least one of these physicians is actively providing treatment directly related to the disability of the person seeking the exemption. As provided under this section, any person who is drawing pension or annuity from the armed services, a private company, or a governmental agency because he or she is disabled shall automatically be granted a certificate of partial disability by the department. In order to qualify for exemption under this section, the property must be a single-family home owned and occupied during the tax year as the principal residence of the person qualifying under this section.

(b) The amount of the exemption provided by this section shall equal the disability rating of the individual as stated on the written affidavit required in Subsection (a).

(c) The Alabama Department of Revenue shall by rule establish the criteria and proof required for an exemption in this section based upon a person being "at least 20 percent disabled" and shall issue certificates of disability to any person that meets such criteria and provides the required proof. The rule shall provide that any person who is drawing any pension or annuity from the armed services, a private company, or any governmental agency because he or she is at least 20 percent disabled shall automatically be granted a certificate of partial disability by the department.



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57 Section 2. This act shall become effective on October
58 1, 2024.