

HOUSE RESEARCH

Bill Summary

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Overview

Provides for property tax refunds to be paid to the claimant's estate, if the claimant dies before receiving the refund

Section

- 1** **Property tax refunds for decedents.** Provides that a decedent's estate is entitled to a property tax refund when the claimant dies before receiving the refund. Under present law, the refund may only be paid to a surviving spouse or to a dependent (as defined in the income tax law). However, if there is no surviving spouse or dependent, no refund is paid to the estate.

Effective for claims based on rent paid in 2006 and property taxes payable in 2007 and following years.

Background. The rule under present law was in effect from adoption of the property tax refund program in 1975 until 1980 (with slight variations-at one point, refunds were allowed only to a surviving spouse or dependent child). From 1980 through 1984, the rule as proposed by this bill was in effect. From 1984 to the present, the current rule has again been in effect.