

SENATE BILL NO. 34
INTRODUCED BY S. BROWN

IN THE SENATE

January 5, 1981	Introduced and referred to Committee on Taxation.
January 21, 1981	Committee recommend bill do pass as amended. Report adopted.
January 22, 1981	Bill printed and placed on members' desks.
January 23, 1981	Second reading, do pass.
January 24, 1981	Considered correctly engrossed.
January 26, 1981	Third reading, passed. Transmitted to House.

IN THE HOUSE

January 27, 1981	Introduced and referred to Committee on Taxation.
March 9, 1981	Committee recommend bill be concurred in. Report adopted.
March 10, 1981	Second reading, concurred in.
March 12, 1981	Third reading, concurred in. Ayes, 93; Noes, 3.

IN THE SENATE

March 13, 1981	Returned from House. Concurred in. Sent to enrolling. Reported correctly enrolled.
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1 SENATE BILL NO. 34
 2 INTRODUCTION BY S. BROWN

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 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO ELIMINATE THE ANNUAL
 5 APPLICATION REQUIREMENT FOR SENIOR CITIZENS TO RECEIVE A
 6 PREFERENTIAL PROPERTY CLASSIFICATION; AMENDING SECTION
 7 15-6-151, MCA.

8
 9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 Section 1. Section 15-6-151, MCA, is amended to read:

11 "15-6-151. Application for class five and certain class
 12 four classifications. (1) A person applying for
 13 classification of property described in subsection (1)(c) of
 14 15-6-135 or subsection (1)(d) of 15-6-134 shall make an
 15 affidavit to the department of revenue, on a form provided
 16 by the department without cost, stating:

17 (a) his income;

18 (b) his retirement benefits;

19 (c) his marital status;

20 (d) the fact that he maintains the land and
 21 improvements as his primary residential dwelling, where
 22 applicable; and

23 (e) such other information as is relevant to the
 24 applicant's eligibility.

25 (2) This application must be made before March 1 of the

1 year after the applicant becomes eligible. The application
 2 remains in effect in subsequent years unless there is a
 3 change in the applicant's eligibility.

4 (3) The affidavit is sufficient if the applicant signs
 5 a statement affirming the correctness of the information
 6 supplied, whether or not the statement is signed before a
 7 person authorized to administer oaths, and mails the
 8 application and statement to the department of revenue.
 9 This signed statement shall be treated as a statement under
 10 oath or equivalent affirmation for the purposes of 45-7-202,
 11 relating to the criminal offense of false swearing."

-End-

INTRODUCED BILL

-2-

SB34

Approved by Committee
on Taxation

SENATE BILL NO. 34
INTRODUCED BY S. BROWN

A BILL FOR AN ACT ENTITLED: "AN ACT TO ELIMINATE THE ANNUAL APPLICATION REQUIREMENT FOR SENIOR CITIZENS TO RECEIVE A PREFERENTIAL PROPERTY CLASSIFICATION; AMENDING SECTION 15-6-151, MCA.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 15-6-151, MCA, is amended to read:

"15-6-151. Application for class five and certain class four classifications. (1) A person applying for classification of property described in subsection (1)(c) of 15-6-135 or subsection (1)(d) of 15-6-134 shall make an affidavit to the department of revenue, on a form provided by the department without cost, stating:

- (a) his income;
- (b) his retirement benefits;
- (c) his marital status;
- (d) the fact that he maintains the land and improvements as his primary residential dwelling, where applicable; and
- (e) such other information as is relevant to the applicant's eligibility.

(2) This application must be made before March 1 of

the year after the applicant becomes eligible. The application remains in effect in subsequent years unless there is a change in the applicant's eligibility. THE TAXPAYER SHALL INFORM THE DEPARTMENT OF ANY CHANGE IN ELIGIBILITY. THE DEPARTMENT MAY INQUIRE BY MAIL WHETHER ANY CHANGE IN ELIGIBILITY HAS TAKEN PLACE AND MAY REQUIRE A NEW STATEMENT OF ELIGIBILITY AT ANY TIME IT CONSIDERS NECESSARY.

(3) The affidavit is sufficient if the applicant signs a statement affirming the correctness of the information supplied, whether or not the statement is signed before a person authorized to administer oaths, and mails the application and statement to the department of revenue. This signed statement shall be treated as a statement under oath or equivalent affirmation for the purposes of 45-7-202, relating to the criminal offense of false swearing."

-End-

SECOND READING

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-End-