

ASSEMBLY, No. 2451

STATE OF NEW JERSEY

219th LEGISLATURE

INTRODUCED FEBRUARY 3, 2020

Sponsored by:

Assemblyman DANIEL R. BENSON

District 14 (Mercer and Middlesex)

SYNOPSIS

Permits veteran's property tax deduction for tax year when veteran was previously qualified to receive deduction and became owner of real property after October 1 of pretax year.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning eligibility criteria for the veteran's property tax
2 deduction and amending P.L.1963, c.171.

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4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

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7 1. Section 6 of P.L.1963, c.171 (C.54:4-8.15) is amended to
8 read as follows:

9 6. a. Every fact essential to support a claim for a veteran's
10 deduction hereunder shall exist on October 1 of the pretax year and
11 in the case of an application by a veteran such application shall
12 establish that the claimant was, on October 1 of the pretax year, (a)
13 a veteran, as herein defined, (b) the owner of the legal title to the
14 property as to which the veteran's deduction is claimed and (c) a
15 citizen and resident of this State and, in the case of an application
16 by a surviving spouse, as herein defined, such application shall
17 establish that the surviving spouse was, on October 1 of the pretax
18 year, (a) the owner of the legal title to the property as to which the
19 veteran's deduction is claimed, (b) that he or she has not remarried
20 and (c) that he or she is a resident of this State. For purposes of
21 establishing a claim, a tenant shareholder in a cooperative or a
22 mutual housing corporation shall be deemed the owner of legal title
23 to his proportionate share of the taxable value of the real property
24 of the corporation or any other entity holding title. For the purpose
25 of establishing a claim, a resident of a continuing care retirement
26 community shall be deemed the owner of legal title to the share of
27 the taxable value of the real property of the continuing care
28 retirement community that is attributable to the unit that the
29 resident occupies.

30 b. Notwithstanding the requirement in subsection a. of this
31 section that a veteran shall be the owner of the legal title to the
32 property as to which the veteran's deduction is claimed on October
33 1 of the pretax year, a veteran who becomes the owner of the legal
34 title to a parcel of real property after October 1 of the pretax year,
35 but not after December 31 of the pretax year, shall be eligible to
36 receive the veteran's property tax deduction for the tax year as long
37 as the veteran was eligible to receive the veteran's property tax
38 deduction on any other parcel of real property in the State prior to
39 October 1 of the pretax year.

40 (cf: P.L.2019, c.203, s.3

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42 2. This act shall take effect immediately.

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45 STATEMENT

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47 This bill would allow a veteran who becomes the owner of the
48 legal title to a parcel of real property after October 1 of the pretax

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

Matter underlined thus is new matter.

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1 year to be eligible to receive the veteran's property tax deduction on
2 that parcel of real property for the tax year as long as the veteran
3 was eligible to receive that property tax deduction on any other
4 parcel of real property in the State prior to October 1 of the pretax
5 year. Under current law, a veteran must be the owner of the legal
6 title to the property as to which a veteran's property tax deduction is
7 claimed on October 1 of the pretax year in order to be eligible to
8 receive that property tax deduction for the tax year beginning the
9 next January 1st. This bill would prevent a veteran from becoming
10 ineligible for the veteran's property tax deduction if the veteran
11 moved into a new home after October 1.