

SENATE, No. 1318

STATE OF NEW JERSEY 219th LEGISLATURE

INTRODUCED FEBRUARY 10, 2020

Sponsored by:

Senator SHIRLEY K. TURNER

District 15 (Hunterdon and Mercer)

SYNOPSIS

Increases annual income limitation to receive senior and disabled citizens' property tax deduction to \$15,000.

CURRENT VERSION OF TEXT

As introduced.



1 **AN ACT** concerning deductions from real property taxes for certain
2 residents of the State and amending P.L.1963, c.172.

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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 2 of P.L.1963, c.172 (C.54:4-8.41) is amended to
8 read as follows:

9 2. Every person, a citizen and resident of this State of the age
10 of 65 or more years, or less than 65 years of age who is permanently
11 and totally disabled, having an annual income not in excess of the
12 limitations provided in this section and residing in a dwelling house
13 owned by him which is a constituent part of his real property or
14 residing in a dwelling house owned by him which is assessed as real
15 property but which is situated on land owned by another or others,
16 or residing as a tenant shareholder in a cooperative or mutual
17 housing corporation, shall be entitled, annually, on proper claim
18 being made therefor, to a deduction against the tax or taxes assessed
19 against such real property, to an amount not exceeding the amount
20 of said tax, the proportionate share of said tax attributable to his
21 unit, or the sum provided in this section, whichever is the lesser, but
22 no such deduction from taxes shall be in addition to any other
23 deduction or exemption from taxes to which said person may be
24 entitled, except a veteran's deduction provided under P.L.1963,
25 c.171 (C.54:4-8.10 et seq.). A citizen and resident granted a
26 deduction pursuant to this section may receive in addition any
27 homestead rebate or credit provided by law.

28 For the purposes of this section, the annual income limitation
29 shall be: \$5,000.00 for any year prior to 1981; \$8,000.00 for the
30 year 1981; \$9,000.00 for the year 1982; **【and】** \$10,000.00 for
31 **【year】** the years 1983 through 2018; and \$15,000.00 for the year
32 2019 and each year thereafter.

33 The sum deducted pursuant to this section shall not exceed: in
34 any year prior to 1981, \$160.00; in the year 1981, \$200.00; in the
35 year 1982, \$225.00; and in the year 1983 and in each year
36 thereafter, \$250.00.

37 For the purposes of this act:

38 a. The income of a married person shall be deemed to include
39 an amount equal to the income of the spouse during the applicable
40 income year, except for such portion of that year as the two were
41 living apart in a state of separation, whether under judicial decree or
42 otherwise.

43 b. The requirement of ownership shall be satisfied by the
44 holding of a beneficial interest in the dwelling house where legal

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.

1 title thereto is held by another who retains a security interest in the
2 dwelling house.

3 (cf: P.L.1989, c.252, s.2)

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5 2. This act shall take effect immediately, but shall remain
6 inoperative until the approval by the voters of a constitutional
7 amendment authorizing the increase in the annual income limitation
8 to receive the annual \$250 property tax deduction provided for
9 herein.

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STATEMENT

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14 This bill would amend current law to increase the annual income
15 threshold for eligibility to receive the senior and disabled persons
16 \$250 property tax deduction from \$10,000 to \$15,000 once that
17 increase is authorized by constitutional amendment.