

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 556

BY REVENUE AND TAXATION COMMITTEE

AN ACT

1 RELATING TO TAXATION; AMENDING CHAPTER 6, TITLE 63, IDAHO CODE, BY THE AD-  
2 DITION OF A NEW SECTION 63-602FF, IDAHO CODE, TO AUTHORIZE A BOARD OF  
3 COUNTY COMMISSIONERS TO GRANT A PROPERTY TAX EXEMPTION FOR PERSONAL  
4 PROPERTY, TO PROVIDE PROCEDURES AND TO PROVIDE THAT THE LEGISLATURE  
5 DECLARES THIS EXEMPTION NECESSARY AND JUST; AND PROVIDING AN EFFECTIVE  
6 DATE.  
7

8 Be It Enacted by the Legislature of the State of Idaho:

9 SECTION 1. That Chapter 6, Title 63, Idaho Code, be, and the same is  
10 hereby amended by the addition thereto of a NEW SECTION, to be known and des-  
11 ignated as Section 63-602FF, Idaho Code, and to read as follows:

12 63-602FF. PROPERTY EXEMPT FROM TAXATION -- PERSONAL PROPERTY --  
13 COUNTY OPTION. (1) Beginning on January 1, 2019, a board of county commis-  
14 sioners may grant a personal property tax exemption for all or a portion of  
15 the market value of the personal property described in section 63-602KK,  
16 Idaho Code, that is located in the county. The exemption shall be valid for  
17 the exemption time period granted by the board of county commissioners.

18 (2) Before granting a property tax exemption under this section, the  
19 board of county commissioners shall hold a public meeting regarding whether  
20 to grant the exemption. The board of county commissioners shall provide  
21 a summary of the application under consideration, a written notice of the  
22 time, date and location of the public meeting, and an invitation to par-  
23 ticipate in the meeting to all affected taxing districts and urban renewal  
24 agencies at least five (5) calendar days before the meeting.

25 (3) Once an exemption has been granted, no further exemption approvals  
26 are necessary as long as the requirements of this section have been met and  
27 said property will no longer be assessed. Any portion of operating property  
28 that is personal property as reported in section 63-602KK(8) (a) (ii), Idaho  
29 Code, within the boundaries of the county granting an exemption under sub-  
30 section (1) of this section shall also no longer be assessed by the state tax  
31 commission.

32 (4) The legislature declares this exemption necessary and just.

33 (5) No later than the third Monday of November of each year, the county  
34 clerk of each county shall certify to the state tax commission the amount of  
35 new exemptions from property taxes under this section in that county for that  
36 year. The certification shall identify the property receiving tax reduc-  
37 tions, the value of the property, the property's location, the amount of the  
38 tax levy applicable to personal property in the location, and the tax before  
39 and after the exemption allowed in this section. The certification shall be  
40 in the form prescribed by the state tax commission and shall include such ad-  
41 ditional information as the commission may require by rule as needed to im-  
42 plement the purpose of this section. The certification shall be reviewed

1 and, if necessary, corrected by the state tax commission. Any personal prop-  
2 erty that has been granted a permanent exemption by the board of county com-  
3 missioners may be removed from the county assessor's property roll following  
4 the certification.

5 SECTION 2. This act shall be in full force and effect on and after Jan-  
6 uary 1, 2019.