

General Assembly

Substitute Bill No. 1276

January Session, 2025



AN ACT CONCERNING A PROPERTY TAX EXEMPTION FOR VETERANS WHO ARE PERMANENTLY AND TOTALLY DISABLED BASED ON A DISABILITY RATING OF ONE HUNDRED PER CENT AND A PROPERTY TAX EXEMPTION FOR GOLD STAR SPOUSES.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

- 1 Section 1. (*Effective from passage*) In each town in which the grand list
- 2 for the assessment year commencing October 1, 2024, has been
- published and lodged for public inspection on or before the effective
- 4 date of this section:
- 5 (1) Notwithstanding the provisions of section 12-55 of the general 6 statutes, such town's assessor or board of assessors may disregard, 7 adjust and republish said grand list not later than thirty days after the 8 effective date of this section;
- 9 (2) Notwithstanding the provisions of subsection (b) of section 12-110 10 of the general statutes, such town's board of assessment appeals shall 11 meet to hear appeals related to the assessment of property during the 12 period commencing sixty days after the effective date of this section and 13 concluding pinety days after the effective date of this section on
- 13 concluding ninety days after the effective date of this section, on
- 14 business days as described in said subsection;
- 15 (3) Notwithstanding the provisions of subdivision (1) of subsection
- 16 (a) of section 12-111 of the general statutes and section 12-112 of the

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general statutes, appeals from the doings of such town's assessors shall be heard or entertained by such town's board of assessment appeals if any such appeal is made on or before the fifteenth day after the effective date of this section;

- (4) Notwithstanding the provisions of subdivisions (1) and (2) of subsection (a) of section 12-111 of the general statutes, such town's board of assessment appeals shall notify each taxpayer who filed an appeal, whether to advise of the date, time and place of the appeal hearing or to advise that such board has elected not to conduct an appeal hearing, in accordance with said subdivisions, not later than sixty days after the effective date of this section;
- (5) Notwithstanding the provisions of section 12-120 of the general statutes, such town's assessor or board of assessors shall transmit to the Secretary of the Office of Policy and Management not later than one hundred twenty days after the effective date of this section an abstract of the assessment list that has been examined and corrected by the board of assessment appeals; and
- (6) Notwithstanding the provisions of title 7 of the general statutes, chapter 204 of the general statutes, section 12-142 of the general statutes and any special act, municipal charter or home rule ordinance, if such town has adopted a budget or levied taxes for the fiscal year ending June 30, 2026, such town may, by vote of its legislative body or, in a municipality where the legislative body is a town meeting, by vote of the board of selectmen, (A) amend its budget in the same manner as such budget was originally adopted, and (B) not later than one hundred fifty days after the effective date of this section, adjust the tax levy and the amount of any remaining installments of such taxes. If such town has levied a tax that was due and payable in a single installment for the fiscal year ending June 30, 2026, such town may mail or hand deliver to persons liable therefor a supplemental rate bill for any additional tax levy resulting pursuant to subparagraph (B) of this subdivision.
- Sec. 2. Subdivision (83) of section 12-81 of the general statutes is

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repealed and the following is substituted in lieu thereof (*Effective from passage and applicable to assessment years commencing on or after October 1,* 2024):

(83) (A) (i) [A] That portion of a dwelling, including a condominium, as defined in section 47-68a, [and] a unit in a common interest community, as defined in section 47-202, [that is (I) owned by] and a mobile manufactured home, as defined in section 12-63a, and the lot upon which such dwelling sits, not to exceed two acres thereof, that (I) belongs to, or is held in trust for, any resident of this state who has served in the Army, Navy, Marine Corps, Coast Guard, Air Force or Space Force of the United States and has been determined by the United States Department of Veterans Affairs to be permanently and totally disabled based on a service-connected [permanent and total] disability rating [as determined by the United States Department of Veterans Affairs] of one hundred per cent, and (II) is occupied by such resident as the resident's primary residence, or (ii) lacking such residence, one motor vehicle [owned by] that belongs to, or is held in trust for, such resident and is garaged in this state. As used in this subdivision, "dwelling" does not include any portion of the unit or structure used by such resident for commercial purposes or from which such resident derives any rental income.

(B) If such resident lacks such [dwelling or motor vehicle] <u>property</u> in such resident's name, [the dwelling or motor vehicle, as applicable,] <u>so much of the property</u> belonging to, or held in trust for, such resident's spouse, who is domiciled with such resident, shall be so exempt. When any resident entitled to an exemption under the provisions of this subdivision has died, the [dwelling] <u>real property</u> or motor vehicle, as applicable, <u>described in subparagraph (A) of this subdivision</u> belonging to, or held in trust for, such deceased resident's surviving spouse, while such spouse remains a widow or widower, or <u>belonging to or</u> held in trust for such deceased resident's minor children during their minority, or both, while they are residents of this state, shall be so exempt as that to which such resident was or would have been entitled at the time of such resident's death.

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(C) No individual entitled to the exemption under this subdivision and under one or more of subdivisions (19), (22), (23), (25) and (26) of this section shall receive more than one exemption.

(D) (i) No individual shall receive any exemption to which such individual is entitled under this subdivision until such individual has complied with section 12-95, as amended by this act, and has submitted proof of such individual's [disability rating, as determined] determination by the United States Department of Veterans Affairs, to the assessor of the town in which the exemption is sought. If there is no change to an individual's [disability rating] determination, such proof shall not be required for any assessment year following that for which the exemption under this subdivision is granted initially. If the United States Department of Veterans Affairs modifies an individual's [disability rating] <u>determination</u> to other than <u>permanently and totally</u> disabled based on a service-connected [permanent and total] disability rating of one hundred per cent, such modification shall be deemed a waiver of the right to the exemption under this subdivision. Any such individual whose [disability rating] determination was modified to other than permanently and totally disabled based on a serviceconnected [permanent and total] disability rating of one hundred per cent may seek the exemption under subdivision (20) of this section.

(ii) Any individual who has been unable to submit evidence of [disability rating] such determination by the United States Department of Veterans Affairs in the manner required by this subdivision, or who has failed to submit such evidence as provided in section 12-95, as amended by this act, may, when such individual obtains such evidence, make application to the tax collector not later than one year after such individual obtains such proof or not later than one year after the expiration of the time limited in section 12-95, as amended by this act, as the case may be, for abatement in case the tax has not been paid, or for refund in case the whole tax or part of the tax has been paid. Such abatement or refund may be granted retroactively to include the assessment day next succeeding the date as of which such individual was entitled to such [disability rating as determined] determination by

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the United States Department of Veterans Affairs, but in no case shall any abatement or refund be made for a period greater than three years.

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(iii) The tax collector shall, after examination of such application, refer the same, with the tax collector's recommendations thereon, to the board of selectmen of a town or to the corresponding authority of any other municipality, and shall certify to the amount of abatement or refund to which the applicant is entitled. Upon receipt of such application and certification, the selectmen or other duly constituted authority shall, in case the tax has not been paid, issue a certificate of abatement or, in case the whole tax or part of the tax has been paid, draw an order upon the treasurer in favor of such applicant for such amount, without interest. Any action so taken by such selectmen or other authority shall be a matter of record and the tax collector shall be notified in writing of such action.

Sec. 3. (NEW) (Effective October 1, 2025) (a) Any municipality, upon approval by its legislative body, may provide that the surviving spouse of any resident of this state who (1) had served in the Army, Navy, Marine Corps, Coast Guard, Air Force or Space Force of the United States, (2) had been determined by the United States Department of Veterans Affairs to have a service-connected disability rating, and (3) died prior to October 1, 2024, shall, while such spouse remains a widow or widower, be entitled to an exemption from property tax on (A) that portion of a dwelling, including a condominium, as defined in section 47-68a of the general statutes, a unit in a common interest community, as defined in section 47-202 of the general statutes, and a mobile manufactured home, as defined in section 12-63a of the general statutes, and the lot upon which such dwelling sits, not to exceed two acres thereof, that (i) belongs to, or is held in trust for, such surviving spouse, and (ii) is occupied by such surviving spouse as the surviving spouse's primary residence, or (B) lacking such residence, one motor vehicle that belongs to, or is held in trust for, such surviving spouse and is garaged in this state. As used in this subsection, "dwelling" does not include any portion of the unit or structure used by such surviving spouse for commercial purposes or from which such surviving spouse derives any

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151 rental income.

- (b) (1) No surviving spouse shall receive the exemption to which such surviving spouse is entitled under this section until such surviving spouse has complied with section 12-95 of the general statutes, as amended by this act, and has submitted proof to the assessor of the town in which the exemption is sought that the surviving spouse's deceased veteran was determined by the United States Department of Veterans Affairs to have a service-connected disability rating.
- (2) Any surviving spouse who has been unable to submit evidence of such determination by the United States Department of Veterans Affairs in the manner required by this subsection, or who has failed to submit such evidence as provided in section 12-95 of the general statutes, as amended by this act, may, when such surviving spouse obtains such evidence, make application to the tax collector not later than one year after such surviving spouse obtains such proof or not later than one year after the expiration of the time limited in section 12-95 of the general statutes, as amended by this act, as the case may be, for abatement in case the tax has not been paid, or for refund in case the whole tax or part of the tax has been paid. Such abatement or refund may be granted retroactively to include the assessment day next succeeding the date as of which such surviving spouse was entitled to such determination by the United States Department of Veterans Affairs, but in no case shall any abatement or refund be made for a period greater than three years.
- (3) The tax collector shall, after examination of such application, refer the same, with the tax collector's recommendations thereon, to the board of selectmen of a town or to the corresponding authority of any other municipality, and shall certify to the amount of abatement or refund to which the applicant is entitled. Upon receipt of such application and certification, the selectmen or other duly constituted authority shall, in case the tax has not been paid, issue a certificate of abatement or, in case the whole tax or part of the tax has been paid, draw an order upon the treasurer in favor of such applicant for such amount, without interest. Any action so taken by such selectmen or other authority shall be a

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184 matter of record and the tax collector shall be notified in writing of such 185 action.

186 Sec. 4. Subdivision (20) of section 12-81 of the general statutes is 187 repealed and the following is substituted in lieu thereof (Effective from passage and applicable to assessment years commencing on or after October 1, 189 2024):

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- 190 (20) (A) Subject to the provisions hereinafter stated, property not 191 exceeding three thousand five hundred dollars in amount shall be 192 exempt from taxation, which property belongs to, or is held in trust for, 193 any resident of this state who has served, or is serving, in the Army, 194 Navy, Marine Corps, Coast Guard, Air Force or Space Force of the 195 United States and (i) has a disability rating as determined by the United 196 States Department of Veterans Affairs amounting to ten per cent or 197 more of total disability, other than a determination of being permanently and totally disabled based on a service-connected 198 199 [permanent and total] disability rating of one hundred per cent, 200 provided such exemption shall be two thousand dollars in any case in 201 which such rating is between ten per cent and twenty-five per cent; two 202 thousand five hundred dollars in any case in which such rating is more 203 than twenty-five per cent but not more than fifty per cent; three 204 thousand dollars in any case in which such rating is more than fifty per 205 cent but not more than seventy-five per cent; and three thousand five 206 hundred dollars in any case in which such resident has attained sixty-207 five years of age or such rating is more than seventy-five per cent; or (ii) 208 is receiving a pension, annuity or compensation from the United States 209 because of the loss in service of a leg or arm or that which is considered 210 by the rules of the United States Pension Office or the Bureau of War 211 Risk Insurance the equivalent of such loss.
 - (B) If such veteran lacks such amount of property in such veteran's name, so much of the property belonging to, or held in trust for, such veteran's spouse, who is domiciled with such veteran, as is necessary to equal such amount shall also be so exempt. When any veteran entitled to an exemption under the provisions of this subdivision has died,

LCO **7** of 17 property belonging to, or held in trust for, such deceased veteran's surviving spouse, while such spouse remains a widow or widower, or belonging to or held in trust for such deceased veteran's minor children during their minority, or both, while they are residents of this state, shall be exempt in the same aggregate amount as that to which the disabled veteran was or would have been entitled at the time of such veteran's death.

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- (C) No individual entitled to the exemption under this subdivision and under one or more of subdivisions (19), (22), (23), (25) and (26) of this section shall receive more than one exemption.
- (D) (i) No individual shall receive any exemption to which such individual is entitled under this subdivision until such individual has complied with section 12-95, as amended by this act, and has submitted proof of such individual's disability rating, as determined by the United States Department of Veterans Affairs, to the assessor of the town in which the exemption is sought. If there is no change to an individual's disability rating, such proof shall not be required for any assessment year following that for which the exemption under this subdivision is granted initially. If the United States Department of Veterans Affairs modifies a veteran's disability rating, such modification shall be deemed a waiver of the right to the exemption under this subdivision until proof of disability rating is submitted to the assessor and the right to such exemption is established as required initially, except that if such disability rating is modified to a determination that such veteran is permanently and totally disabled based on a service-connected [permanent and total] disability rating of one hundred per cent, such veteran may seek the exemption under subdivision (83) of this section.
- (ii) Any individual who has been unable to submit evidence of disability rating in the manner required by this subdivision, or who has failed to submit such evidence as provided in section 12-95, as amended by this act, may, when such individual obtains such evidence, make application to the tax collector not later than one year after such individual obtains such proof or not later than one year after the

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expiration of the time limited in section 12-95, as amended by this act, as the case may be, for abatement in case the tax has not been paid, or for refund in case the whole tax has been paid, of such part or the whole of such tax as represents the service exemption. Such abatement or refund may be granted retroactively to include the assessment day next succeeding the date as of which such person was entitled to such disability rating as determined by the United States Department of Veterans Affairs, but in no case shall any abatement or refund be made for a period greater than three years.

(iii) The tax collector shall, after examination of such application, refer the same, with the tax collector's recommendations thereon, to the board of selectmen of a town or to the corresponding authority of any other municipality, and shall certify to the amount of abatement or refund to which the applicant is entitled. Upon receipt of such application and certification, the selectmen or other duly constituted authority shall, in case the tax has not been paid, issue a certificate of abatement or, in case the whole tax has been paid, draw an order upon the treasurer in favor of such applicant for the amount, without interest, that represents the service exemption. Any action so taken by such selectmen or other authority shall be a matter of record and the tax collector shall be notified in writing of such action;

Sec. 5. Section 12-93 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage and applicable to assessment years commencing on or after October 1, 2024*):

Any person who claims an exemption from taxation under the provisions of section 12-81, as amended by this act, or 12-82 by reason of service in the Army, Navy, Marine Corps, Coast Guard, Air Force or Space Force of the United States shall give notice to the town clerk of the town in which he resides that he is entitled to such exemption. Any person who has performed such service may establish his right to such exemption by exhibiting to the town clerk an honorable discharge, or a certified copy thereof, from such service or, in the absence of such discharge or copy, by appearing before the assessors for an examination

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under oath, supported by two affidavits of disinterested persons, showing that the claimant is a veteran, as defined in section 27-103, or is serving or, if he is unable to appear by reason of such service, he may establish such right, until such time as he appears personally and exhibits his discharge or copy, by forwarding to the town clerk annually a written statement, signed by the commanding officer of his unit, ship or station or by some other appropriate officer, or where such claimant is currently serving in an active theater of war or hostilities, by the presentation of a notarized statement of a parent, guardian, spouse or legal representative of such claimant, stating that he is personally serving and is unable to appear in person by reason of such service, which statement shall be received before the assessment day of the town wherein the exemption is claimed. In the case of any person claiming exemption under subdivision (83) of section 12-81, as amended by this act, such person shall present to the assessors all documentation necessary to demonstrate that the claimant has been determined by the United States Department of Veterans Affairs to be permanently and totally disabled based on a service-connected disability rating of one hundred per cent, and shall attest that such person has not filed for, and will not file for, the exemption under said subdivision in another town. The assessors shall report to the town clerk all claims so established. Any person claiming exemption by reason of the service of a relative as a soldier, sailor, marine or member of the Coast Guard, Air Force or Space Force may establish his right thereto by at least two affidavits of disinterested persons showing the service of such relative, his honorable discharge or death in service, and the relationship of the claimant to him; and the assessors may further require such person to be examined by them under oath concerning such facts. The town clerk of the town where the honorable discharge or certified copy thereof and each affidavit is originally presented for record shall record such discharge or certified copy or affidavits thereof in full and shall list the names of such claimants and such service shall be performed by the town clerk without remuneration therefor. Thereafter if any person entitled to such exemption changes his legal residence, the town clerk in the town of former residence and in which such honorable discharge or certified

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318 copy thereof or any such affidavit in respect to such person was 319 originally presented for record shall, upon request and payment of a fee 320 by such person to said town of former residence in an amount 321 determined by the town treasurer as necessary to cover the cost of such 322 procedure, prepare and mail to the town in which such person resides, 323 a copy of the record of such discharge or certified copy thereof or 324 affidavits, or he may establish his right to such exemption in the town 325 in which he resides by exhibiting to the town clerk thereof the original 326 discharge or a certified copy thereof or such affidavits. Said clerk shall 327 take therefrom sufficient data to satisfy the exemption requirements of 328 the general statutes and shall record the same and shall note the town 329 where the original complete recording of discharge papers was made. 330 No board of assessors or board of assessment appeals or other official 331 shall allow any such claim for exemption unless evidence as herein 332 specified has been filed in the office of the town clerk, provided, if any 333 claim for exemption has been allowed by any board of assessors or 334 board of assessment appeals prior to July 1, 1923, the provisions of this 335 section shall not apply to such claim. Each claim granted prior to July 1, 336 1923, shall be recorded with those presented subsequent thereto, and a 337 list of such names, alphabetically arranged, shall be furnished the 338 assessors by the town clerk.

Sec. 6. Section 12-94 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage and applicable to assessment years commencing on or after October 1, 2024*):

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The exemptions granted in sections 12-81, as amended by this act, and 12-82 to soldiers, sailors, marines and members of the Coast Guard, Air Force and Space Force, and their spouses, widows, widowers, fathers and mothers, and to blind or totally disabled persons and their spouses shall first be made in the town in which the person entitled thereto resides, and any person asking such exemption in any other town shall annually make oath before, or forward his or her affidavit to, the assessors of such town, deposing that such exemptions, except the exemption provided in subdivision (55) of section 12-81, if allowed, will not, together with any other exemptions granted under sections 12-81,

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as amended by this act, and 12-82, exceed the amount of exemption thereby allowed to such person. Such affidavit shall be filed with the assessors within the period the assessors have to complete their duties in the town where the exemption is claimed. The assessors of each town shall annually make a certified list of all persons who are found to be entitled to exemption under the provisions of said sections, which list shall be filed in the town clerk's office, and shall be prima facie evidence that the persons whose names appear thereon and who are not required by law to give annual proof are entitled to such exemption as long as they continue to reside in such town; but such assessors may, at any time, require any such person to appear before them for the purpose of furnishing [additional] evidence that demonstrates such person's entitlement to such exemption, provided [,] (1) any person who by reason of such person's disability is unable to so appear may furnish such assessors a statement from such person's attending physician, physician assistant or an advanced practice registered nurse certifying that such person is totally disabled and is unable to make a personal appearance and such other evidence of total disability as such assessors may deem appropriate, and (2) any person claiming exemption under subdivision (83) of section 12-81, as amended by this act, may furnish documentation from the United States Department of Veterans Affairs certifying that such person is permanently and totally disabled based on a service-connected disability rating of one hundred per cent and is unable to make a personal appearance.

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384 385 Sec. 7. Section 12-95 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage and applicable to assessment years commencing on or after October 1, 2024*):

No individual shall receive any exemption to which such individual is entitled by any one of subdivisions (19), (20), (22), (23), (25), (26), (28) and (83) of section 12-81, as amended by this act, or section 12-82 until such individual has proved such individual's right to such exemption in accordance with the provisions of sections 12-93, as amended by this act, and 12-94, as amended by this act, together with such further proof as is necessary under the provisions of any of said sections, including any

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386 modification by the United States Department of Veterans Affairs of (1) 387 a veteran's disability rating as described in subdivision (20) of section 388 12-81, as amended by this act, or (2) a resident's determination as 389 permanently and totally disabled based on a one hundred per cent 390 disability rating as described in subdivision (83) of section 12-81, as 391 amended by this act. Exemptions so proved by residents shall take effect 392 on the next succeeding assessment day, provided individuals entitled to 393 an exemption under the provisions of subdivision (20) or (83) of section 394 12-81, as amended by this act, may prove such right at any time before 395 the expiration of the time limited by law for the board of assessment 396 appeals of the town wherein the exemption is claimed to complete its 397 duties and such exemption shall take effect on the assessment day next 398 preceding the date of the proof thereof. For purposes of any tax payable 399 in accordance with the provisions of section 12-71b, any such exemption 400 referred to in this section shall take effect on the first day of January next 401 following the date on which the right to such exemption has been 402 proved.

Sec. 8. Section 12-93a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage and applicable to assessment years commencing on or after October 1, 2024*):

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- (a) Any person entitled to an exemption from property tax in accordance with any provision of subdivisions (19) to (26), inclusive, and (83) of section 12-81, as amended by this act, who is the owner of a residential dwelling on leased land, including any such person who is a sublessee under terms of the lease, shall be entitled to claim such exemption in respect to the assessment of the dwelling for purposes of the property tax, provided (1) the dwelling is such person's principal place of residence, (2) such lease or sublease requires that such person as the lessee or sublessee, whichever is applicable, pay all property taxes related to the dwelling and (3) such lease or sublease is recorded in the land records of the town.
- (b) Any person entitled to an exemption from property tax in accordance with the provisions of subdivisions (19) to (26), inclusive,

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and (83) of section 12-81, as amended by this act, shall be entitled to claim such exemption with respect to the assessment of a motor vehicle that is leased by such person. Notwithstanding the provisions of this chapter, any person claiming the exemption under this section for a leased motor vehicle shall be entitled to a refund of tax paid with respect to such vehicle whether such tax was paid by the lessee or by the lessor pursuant to the terms of the lease. Such refund shall equal the amount of such person's exemption multiplied by the applicable mill rate. Any such person claiming the exemption for a leased vehicle under this subdivision for any assessment year shall, not later than the thirty-first day of December next following the assessment year during which the tax for such leased vehicle has been paid, file with the assessor or board of assessors, in the town in which such motor vehicle tax has been paid, written application claiming such exemption on a form approved for such purpose by such assessor or board. Upon approving such person's exemption claim, the assessor shall certify the amount of refund to which the applicant is entitled and shall notify the tax collector of such amount. The tax collector shall refer such certification to the board of selectmen in a town or to the corresponding authority in any other municipality. Upon receipt of such certification, the selectmen or such other authority shall draw an order on the Treasurer in favor of such person for the amount of refund so certified. Failure to file such application as prescribed in this subsection with respect to any assessment year shall constitute a waiver of the right to such exemption for such assessment year.

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Sec. 9. Section 12-81cc of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage and applicable to assessment years commencing on or after October 1, 2024*):

Any person who has established his or her entitlement to a property tax exemption under subdivision (19), (20), (22), (23), (24), (25), (26), (28), [or] (53) or (83) of section 12-81, as amended by this act, or section 12-81g for a particular assessment year shall be issued a certificate as to such entitlement by the tax assessor of the relevant municipality. Such person shall be entitled to such exemption in any municipality in this

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state for such assessment year provided a copy of such certificate is provided to the tax assessor of any municipality in which such exemption is claimed and further provided such person would otherwise have been eligible for such exemption in such municipality if he or she had filed for such exemption as provided under the general statutes.

Sec. 10. Subdivision (22) of section 12-81 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective October* 1, 2025, and applicable to assessment years commencing on or after October 1, 2025):

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(22) Subject to the provisions of sections 12-89, 12-90 and 12-95, as amended by this act, (A) property to the amount of one thousand dollars belonging to, or held in trust for, any surviving spouse while such person remains a widow or widower, or a minor child or both, residing in this state, of one who has served in the Army, Navy, Marine Corps, Coast Guard, Air Force or Space Force of the United States, or any citizen of the United States who served in the military or naval service of a government allied or associated with the United States, as provided by subdivision (19) of this section, and who has died either during his or her term of service, except as provided in subparagraph (B) of this subdivision, or after becoming a veteran, as defined in section 27-103, [provided such amount shall be three thousand dollars] and (B) if death was due to service and occurred while on active duty (i) that portion of a dwelling, including a condominium, as defined in section 47-68a, a unit in a common interest community, as defined in section 47-202, and a mobile manufactured home, as defined in section 12-63a, and the lot upon which such dwelling sits, not to exceed two acres thereof, that (I) belongs to, or is held in trust for, any such surviving spouse, and (II) is occupied by such surviving spouse as the surviving spouse's primary residence, or (ii) lacking such residence, one motor vehicle that belongs to, or is held in trust for, such surviving spouse and is garaged in this state. As used in this subparagraph, "dwelling" does not include any portion of the unit or structure used by such surviving spouse for commercial purposes or from which such surviving spouse derives any

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487 <u>rental income</u>;

This act shall take effect as follows and shall amend the following		
sections:		
Section 1	from passage	New section
Sec. 2	from passage and	12-81(83)
	applicable to assessment	
	years commencing on or	
	after October 1, 2024	
Sec. 3	October 1, 2025	New section
Sec. 4	from passage and	12-81(20)
	applicable to assessment	
	years commencing on or	
	after October 1, 2024	
Sec. 5	from passage and	12-93
	applicable to assessment	
	years commencing on or	
	after October 1, 2024	
Sec. 6	from passage and	12-94
	applicable to assessment	
	years commencing on or	
	after October 1, 2024	
Sec. 7	from passage and	12-95
	applicable to assessment	
	years commencing on or	
	after October 1, 2024	
Sec. 8	from passage and	12-93a
	applicable to assessment	
	years commencing on or	
	after October 1, 2024	
Sec. 9	from passage and	12-81cc
	applicable to assessment	
	years commencing on or	
	after October 1, 2024	
Sec. 10	October 1, 2025, and	12-81(22)
	applicable to assessment	
	years commencing on or	
	after October 1, 2025	

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Statement of Legislative Commissioners:

In Section 1(4), "in accordance with said subdivisions" was added for clarity; and in Section 1(6), the first sentence was rewritten for consistency with standard drafting conventions.

VA Joint Favorable Subst.

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