

1.1 ..... moves to amend H.F. No. 552 as follows:

1.2 Delete everything after the enacting clause and insert:

1.3 "Section 1. **[273.129] ELDERLY LIVING FACILITY DEFERRAL.**

1.4 Subdivision 1. **Requirements.** An elderly living facility is eligible for tax deferral  
1.5 under this section if it meets all of the following requirements:

1.6 (1) the facility is located in a city of the first class with a population of fewer than  
1.7 110,000;

1.8 (2) the facility is owned and operated by a nonprofit organization organized under section  
1.9 501(c)(3) of the Internal Revenue Code;

1.10 (3) construction of the facility was completed between January 1, 1963, and January 1,  
1.11 1964;

1.12 (4) the facility has a housing with services license under chapter 144D and a  
1.13 comprehensive home care license under chapter 144A;

1.14 (5) residents of the facility must be (i) at least 62 years of age, or (ii) disabled; and

1.15 (6) at least 30 percent of the units in the facility are occupied by persons whose annual  
1.16 income does not exceed 50 percent of the median family income for the area.

1.17 Subd. 2. **Deferral of taxes.** Property meeting the requirements of subdivision 1 must,  
1.18 upon timely application by the owner in the manner provided in subdivision 3, be treated  
1.19 as exempt property as defined in section 272.02. However, the assessor must make a separate  
1.20 determination of market value of such property and the tax based upon the appropriate tax  
1.21 rate applicable to such property in the taxing district must be recorded on the property  
1.22 assessment records.

2.1 Subd. 3. **Application.** Application for the deferment of taxes under this section must be  
2.2 filed by December 1 of the year prior to the year in which the taxes are payable. Any  
2.3 application filed under this subdivision and granted shall continue in effect for subsequent  
2.4 years until the property no longer qualifies. The application must be filed with the assessor  
2.5 in the taxing district in which the property is located on the form prescribed by the  
2.6 commissioner of revenue.

2.7 Subd. 4. **Payment of taxes.** Property receiving the tax deferment under this section  
2.8 continues to qualify until it is sold, transferred, or no longer qualifies under subdivision 1.  
2.9 The portion of the property that is sold, transferred, or no longer qualifying under subdivision  
2.10 1 is subject to taxes in the amount equal to the tax that would have been due on the property  
2.11 had it not been treated as exempt property under subdivision 2. These taxes must be extended  
2.12 against the property for taxes payable in the current year, plus the four prior years, to the  
2.13 extent that the property has qualified for a tax deferment under this section. No interest or  
2.14 penalties shall be levied on the taxes due under this subdivision if timely paid.

2.15 Subd. 5. **Lien.** The taxes imposed by this section are a lien upon the property assessed  
2.16 to the same extent and for the same duration as other taxes imposed on the property in this  
2.17 state. The tax shall be annually extended by the county auditor and if and when payable  
2.18 shall be collected and distributed in the manner provided by law for the collection and  
2.19 distribution of other property taxes.

2.20 **EFFECTIVE DATE.** This section is effective beginning with property taxes payable  
2.21 in 2020."

2.22 Amend the title accordingly