

1.1 moves to amend H.F. No. 4826 as follows:

1.2 Page 1, line 22, delete everything before the period and insert "first half payment"

1.3 Page 1, line 23, delete "tax due on the property" and insert "first half payment amount"

1.4 Page 1, line 24, delete "final net tax" and insert "first half payment"

1.5 Page 9, after line 8, insert:

1.6 "Sec. Minnesota Statutes 2023 Supplement, section 290A.03, subdivision 13, is amended
1.7 to read:

1.8 Subd. 13. **Property taxes payable.** (a) "Property taxes payable" means the property tax
1.9 exclusive of:

1.10 (1) special assessments, penalties, and interest payable on a claimant's homestead after
1.11 deductions made under sections 273.135, 273.1384, 273.1391, 273.42, subdivision 2, ~~and~~;

1.12 (2) any other state paid property tax credits in any calendar year, except the credit under
1.13 section 273.1389; and

1.14 (3) after any refund claimed and allowable under section 290A.04, subdivision 2h, that
1.15 is first payable in the year that the property tax is payable.

1.16 (b) In the case of a claimant who makes ground lease payments, "property taxes payable"
1.17 includes the amount of the payments directly attributable to the property taxes assessed
1.18 against the parcel on which the house is located.

1.19 (c) Regardless of the limitations in section 280A(c)(5) of the Internal Revenue Code,
1.20 "property taxes payable" must be apportioned or reduced for the use of a portion of the
1.21 claimant's homestead for a business purpose if the claimant deducts any business depreciation
1.22 expenses for the use of a portion of the homestead or deducts expenses under section 280A
1.23 of the Internal Revenue Code for a business operated in the claimant's homestead.

2.1 (d) For manufactured homes, "property taxes payable" shall also include 17 percent of
2.2 the gross rent paid in the preceding year for the site on which the homestead is located.

2.3 (e) When a homestead is owned by two or more persons as joint tenants or tenants in
2.4 common, such tenants shall determine between them which tenant may claim the property
2.5 taxes payable on the homestead. If they are unable to agree, the matter shall be referred to
2.6 the commissioner of revenue whose decision shall be final.

2.7 (f) Property taxes are considered payable in the year prescribed by law for payment of
2.8 the taxes.

2.9 (g) In the case of a claim relating to "property taxes payable," the claimant must have
2.10 owned and occupied the homestead on January 2 of the year in which the tax is payable and
2.11 (i) the property must have been classified as homestead property pursuant to section 273.124,
2.12 on or before December 31 of the assessment year to which the "property taxes payable"
2.13 relate; or (ii) the claimant must provide documentation from the local assessor that application
2.14 for homestead classification has been made on or before December 31 of the year in which
2.15 the "property taxes payable" were payable and that the assessor has approved the application.

2.16 **EFFECTIVE DATE.** This section is effective for refunds based on property taxes
2.17 payable in 2026 and thereafter."

2.18 Page 10, line 3, delete "; safe harbor"

2.19 Page 10, line 7, delete the colon and insert "the amount of advance payments received
2.20 and the credit amount for which the claimant is eligible."

2.21 Page 10, delete lines 8 to 11

2.22 Page 10, after line 13, insert:

2.23 "(c) A claimant that receives an advance credit under this section and section 273.1389
2.24 must file a claim for a homestead credit refund for the property taxes payable year for which
2.25 the advanced credit was received."