Amendment G: Modify Property Tax Exemption for Veterans with Disabilities

Placed on the ballot by the legislature • Passes with 55 percent of the vote

1 Amendment G proposes amending the <u>Colorado Constitution</u> to:

reduce property taxes for some veterans of the U.S. Armed Forces with a disability.

4 What Your Vote Means

5 **YES**

- 6 A "yes" vote on Amendment G reduces
- 7 the property taxes paid by some veteran
- 8 homeowners by expanding the existing
- 9 homestead exemption to include veterans
- 10 whose disability is rated as making them
- 11 unemployable.

12 **NO**

- 13 A "no" vote on Amendment G means that
- 14 existing requirements to receive the
- 15 homestead exemption remain in place,
- 16 and it continues to be available to
- 17 veterans whose disability is rated as 100
- 18 percent permanent and total.

19 Summary and Analysis of Amendment G

20 What is the current homestead exemption?

- 21 The homestead exemption in the state constitution reduces property taxes owed on a
- qualifying homeowner's primary residence by exempting 50 percent of the first \$200,000 of
 the home's value from taxation.
- 24 Qualifying homeowners include: Coloradans aged 65 or over who have lived in their home
- for at least ten years; veterans with a service-connected disability rated 100 percent
- 26 permanent and total by the federal government; and surviving spouses, also known as Gold
- 27 Star spouses, of U.S. Armed Forces service members who died in the line of duty and of
- 28 veterans whose death resulted from a service-related injury or disease.
- 29 The homestead exemption reduces property taxes collected by counties and paid to local
- 30 governments. The state reimburses the local governments for all revenue lost as a result of
- 31 the exemption.

32 Who qualifies for the homestead exemption under the measure?

- 33 Amendment G extends the homestead exemption, currently available for veterans with a
- 34 disability rated 100 percent permanent and total, to veterans who have qualified for the
- 35 Total Disability Individual Unemployability (TDIU) rating as determined by the U.S.

making them 17 17 18 |

- 1 Department of Veterans Affairs. The 100 percent permanent and total disability rating is
- 2 based on physical or medical service-related injuries or illnesses and is a medical
- 3 determination, unrelated to whether a person can be employed. In order to qualify for the
- 4 TDIU rating, a veteran must be unable to work a steady job that supports them financially
- 5 because of a service-connected disability. In most cases, a veteran must also have at least
- 6 one service-connected disability rated at 60 percent or more disabling, or have two or more
- 7 service-connected disabilities, with at least one rated at 40 percent or more disabling and a
- 8 combined rating of 70 percent or more. The TDIU rating allows a veteran to receive federal
- 9 disability benefits equal to what a veteran with a 100 percent disability rating receives.

An estimated 3,700 veterans in Colorado who are not otherwise able to claim the homestead
exemption would be eligible for the exemption under this amendment in property tax year
2025.

13 How does the homestead exemption reduce a homeowner's property tax bill?

- 14 Table 1 provides examples of how the homestead exemption reduces property taxes based
- 15 on an average 2023 property tax rate and the current exemption level. The actual tax
- 16 reductions will vary depending on the statewide residential assessment rate, the home value,
- 17 and local property tax rates set by local governments.
- 18 In 2023, about 285,000 seniors claimed homestead exemptions, with an average tax
- reduction of \$540, and about 12,000 veterans and Gold Star spouses claimed homesteadexemptions, with an average tax reduction of \$590.

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Home Value	Average Taxes without Homestead Exemption	Average Taxes with Homestead Exemption	Average Tax Reduction
\$150,000	\$890	\$445	\$445
\$250,000	\$1,480	\$890	\$590
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Examples of Homeowner Savings from the Homestead Exemption

23

22

For information on those issue committees that support or oppose the measures on the ballot at the November 5, 2024, election, go to the Colorado Secretary of State's elections center web site hyperlink for ballot and initiative information:

https://coloradosos.gov/pubs/elections/Initiatives/InitiativesHome.html

24 Argument For Amendment G

Veterans who are unable to hold a steady job need property tax relief as much or more
 than other veterans who currently qualify for the homestead exemption and are still able
 to work. Including veterans with a TDIU rating in the homestead exemption helps ensure
 that those in need receive tax relief.

Legislative Council Draft

1 Argument Against Amendment G

- 2 1) The TDIU rating is not necessarily permanent. Expanding this exemption will make
- 3 property taxes more complicated, harder to administer fairly, and reliant on
- 4 determinations by the U.S. Department of Veterans Affairs that are subject to change.

5 Fiscal Impact

- 6 **State and local spending.** Amendment G will increase state spending by \$1.8 million in
- 7 state budget year 2025-26, and similar amounts in future years, to reimburse local
- 8 governments for lost property tax collections under the measure. With this state
- 9 reimbursement, money available for local spending will be unchanged.

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Last Draft Comments from Interested Parties

Amendment G Modify Property Tax Exemption for Veterans with Disabilities

Legislative Council Staff received no public comments on the last mailed draft of Amendment G.

Amendment G Modify Property Tax Exemption for Veterans with Disabilities Contact List

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	Contact List (Cont.)	
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Amendment G Modify Property Tax Exemption for Veterans with Disabilities Contact List (Cont.)

Interested Party	Organization Name	Email Address	
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Amendment G

Modification to Property Tax Exemption for Veterans with Disabilities

¹ Ballot Title:

- ² Shall there be an amendment to the Colorado constitution concerning the expansion of eligibility for the
- ³ property tax exemption for veterans with a disability to include a veteran who does not have a service-connected
- ⁴ disability rated as a one hundred percent permanent disability but does have individual unemployability status?

⁵ Text of Measure:

- ⁶ Be It Resolved by the House of Representatives of the Seventy-fourth General Assembly of the State of Colorado, the
 ⁷ Senate concurring herein:
- 8 SECTION 1. At the election held on November 5, 2024, the secretary of state shall submit to the registered
 9 electors of the state the ballot title set forth in section 2 for the following amendment to the state constitution:
- ¹⁰ In the constitution of the state of Colorado, section 3.5 of article X, **amend** (1)(c) and (1.5) as follows:
- ¹¹ Section 3.5. Homestead exemption for qualifying senior citizens, veterans with a disability, and surviving
- ¹² spouses receiving dependency indemnity compensation definition. (1) For property tax years commencing

¹³ on or after January 1, 2002, fifty percent of the first two hundred thousand dollars of actual value of residential

¹⁴ real property, as defined by law, that, as of the assessment date, is owner-occupied and is used as the primary

- ¹⁵ residence of the owner-occupier shall be exempt from property taxation if:
- (c) For property tax years commencing on or after January 1, 2007, only, the owner-occupier, as of the
 assessment date, is a disabled veteran WITH A DISABILITY.
- ¹⁸ (1.5) For purposes of this section, "disabled veteran" "VETERAN WITH A DISABILITY" means an individual who has
- ¹⁹ served on active duty in the United States armed forces, including a member of the Colorado national guard who
- ²⁰ has been ordered into the active military service of the United States, has been separated therefrom under
- ²¹ honorable conditions, and EITHER has established a service-connected disability that has been rated by the federal
- ²² UNITED STATES department of veterans affairs as one hundred percent permanent disability through disability
- ²³ retirement benefits or a pension pursuant to a law or regulation administered by the department, the department
- of homeland security, or the department of the army, navy, or air force OR HAS INDIVIDUAL UNEMPLOYABILITY STATUS AS
- 25 DETERMINED BY THE UNITED STATES DEPARTMENT OF VETERANS AFFAIRS.
- SECTION 2. Each elector voting at the election may cast a vote either "Yes/For" or "No/Against" on the following
 ballot title: "Shall there be an amendment to the Colorado constitution concerning the expansion of eligibility for
 the property tax exemption for veterans with a disability to include a veteran who does not have a service-
- ²⁹ connected disability rated as a one hundred percent permanent disability but does have individual
- ³⁰ unemployability status?"
- ³¹ **SECTION 3.** Except as otherwise provided in section 1-40-123, Colorado Revised Statutes, if at least fifty-five
- percent of the electors voting on the ballot title vote "Yes/For", then the amendment will become part of the
 state constitution.