

Assembly Bill No. 2691

Passed the Assembly August 22, 2016

Chief Clerk of the Assembly

Passed the Senate August 15, 2016

Secretary of the Senate

This bill was received by the Governor this _____ day
of _____, 2016, at _____ o'clock ____M.

Private Secretary of the Governor

CHAPTER _____

An act to add Section 2607.5 to the Revenue and Taxation Code, relating to taxation.

LEGISLATIVE COUNSEL'S DIGEST

AB 2691, Holden. Property taxation: Monthly Property Tax Payment Program.

Existing property tax law specifies that all taxes on personal property and half of the taxes on real property are due and payable each November 1 and provides that these taxes are delinquent if not paid by each December 10. Existing property tax law specifies that the second half of taxes on real property is due each February 1 and provides that these taxes are delinquent if not paid by each April 10.

This bill would authorize a county board of supervisors to implement a Monthly Property Tax Payment Program to authorize qualified taxpayers, as defined, to pay the property tax owed on the qualified taxpayer's principal place of residence in monthly installments. The bill would authorize the ordinance or resolution implementing the program to set forth specific procedures for purposes of determining delinquency and default, as specified. The bill would require the monthly property tax payment to be allocated among the county, cities, special districts, and school entities in proportion to the amounts of ad valorem property tax revenue otherwise allocated among these entities. The bill would exclude from its provisions property for which an escrow account is established, as provided.

The people of the State of California do enact as follows:

SECTION 1. Section 2607.5 is added to the Revenue and Taxation Code, to read:

2607.5. (a) Notwithstanding any other law, a county board of supervisors may adopt a resolution or ordinance to implement a Monthly Property Tax Payment Program, to authorize qualified taxpayers to pay the property tax owed on the qualified taxpayer's principal place of residence in monthly installments.

(b) The ordinance or resolution implementing the program may set forth specific procedures for the tax collector to deem as timely monthly installments paid late but within a specified grace period due to reasonable cause for purposes of determining delinquency and default.

(c) The monthly property tax payment shall be allocated among the county, cities, special districts, and school entities in proportion to the amounts of ad valorem property tax revenue otherwise allocated among these entities.

(d) For purposes of this section, both of the following shall apply:

(1) “Qualified taxpayer” means a taxpayer who is either or both of the following:

(A) A person who is 62 years of age or older.

(B) A person receiving supplemental security income for a disability, regardless of age.

(2) “School entities” has the same meaning as that term is defined in subdivision (f) of Section 95.

(e) This section shall not apply to property for which an escrow account, as defined in Section 1024.17 of Title 12 of the Code of Federal Regulations, is established.

Approved _____, 2016

Governor