



GOVERNOR'S OFFICE OF  
BUDGET AND PROGRAM PLANNING

## Fiscal Note 2025 Biennium

**Bill information:**

SB0362 - Eliminate property tax statute of limitations on refunds (Morigeau, Shane A)

**Status:** As Introduced

- Significant Local Gov Impact     
  Needs to be included in HB 2     
  Technical Concerns  
 Included in the Executive Budget     
  Significant Long-Term Impacts     
  Dedicated Revenue Form Attached

### FISCAL SUMMARY

	<u>FY 2024</u> <u>Difference</u>	<u>FY 2025</u> <u>Difference</u>	<u>FY 2026</u> <u>Difference</u>	<u>FY 2027</u> <u>Difference</u>
<b>Expenditures:</b>				
General Fund	\$0	\$0	\$0	\$0
State Special Revenue	\$0	\$0	\$0	\$0
<b>Revenue:</b>				
General Fund	\$0	\$0	\$0	\$0
State Special Revenue	\$0	\$0	\$0	\$0
<b>Net Impact-General Fund Balance:</b>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

**Description of fiscal impact:** SB 362 eliminates current 10 year limitation on property tax refunds and the timeframe for which a revised assessment (and tax refund) can be issued as a result of an erroneous assessment.

### FISCAL ANALYSIS

**Assumptions:****Department of Revenue**

1. Current law limits revised assessments to be made within 10 years after the year in which the original assessment was made; this bill eliminates the 10-year limitation in cases where the revised assessment would result in a lower assessment and the property owner would be entitled to a refund.
2. The Department of Revenue Property Assessment Division and Centrally Assessed Unit does not anticipate any direct costs or impact due to this bill as this situation rarely occurs or has been an issue in the past.
3. Any system changes required to accommodate the unlimited timeframe for refunds would be managed through normal maintenance.

**Effect on County or Other Local Revenues or Expenditures:**

- 1. Local Government's do not anticipate a fiscal impact from this bill.

**Long-Term Impacts:**

**Office of Budget and Program Planning**

- 1. Current law allows for a 10-year lookback, this bill extends that period without a definitive "lookback" window of time.

**Technical Notes:**

**Department of Revenue**

- 1. A definition for the term "erroneous assessment" is recommended. Clarification as to what constitutes an erroneous assessment has been unclear in the past.
- 2. On page 1, line 18 of the bill, "person" should be replaced with "property".

NO SPONSOR SIGNATURE

2/24/23  
Date

  
Budget Director's Initials

2-22-23  
Date

Sponsor's Initials