

1 HB224
2 112724-1
3 By Representative Allen (Constitutional Amendment)
4 RFD: Tuscaloosa County Legislation
5 First Read: 12-JAN-10

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8 SYNOPSIS: Currently, the Constitution of Alabama of
9 1901, does not allow a person to claim a homestead
10 exemption if the person is not actually residing on
11 the property for which the exemption is claimed.

12 This bill would propose an amendment to the
13 Constitution of Alabama of 1901, to allow a person
14 residing in Tuscaloosa County and claiming a
15 homestead exemption in the county to continue to
16 claim the homestead exemption for three years on
17 his or her property after he or she is admitted to
18 a nursing home or assisted living facility.

19
20 A BILL
21 TO BE ENTITLED
22 AN ACT
23

24 To amend the Constitution of Alabama of 1901, to
25 allow a person residing in Tuscaloosa County and claiming a
26 homestead exemption in the county to continue to claim the
27 homestead exemption for three years on his or her property

1 after he or she is admitted to a nursing home or assisted
2 living facility.

3 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

4 Section 1. The following amendment to the
5 Constitution of Alabama of 1901, is proposed and shall become
6 valid as a part of the Constitution when all requirements of
7 this act are fulfilled:

8 PROPOSED AMENDMENT

9 A person residing in Tuscaloosa County and claiming
10 a homestead exemption in the county under the laws of this
11 state may continue to claim the exemption for three years
12 after he or she is admitted to a nursing home or assisted
13 living facility if the person continues to own the property
14 while he or she resides in the home or the facility. The
15 person shall only be required to verify by signature, on a
16 form provided by the county tax assessor, that the qualifying
17 conditions continue to exist, and to return the form by mail.

18 Section 2. An election upon the proposed amendment
19 shall be held in accordance with Amendment 555 to the
20 Constitution of Alabama of 1901, now appearing as Section
21 284.01 of the Official Recompilation of the Constitution of
22 Alabama of 1901, as amended, and the election laws of this
23 state.

24 Section 3. The appropriate election official shall
25 assign a ballot number for the proposed constitutional
26 amendment on the election ballot and shall set forth the

1 following description of the substance or subject matter of
2 the proposed constitutional amendment:

3 "Relating to Tuscaloosa County, proposing an
4 amendment to the Constitution of Alabama of 1901, to allow a
5 person residing in Tuscaloosa County and claiming a homestead
6 exemption in the county to continue to claim the homestead
7 exemption for three years on his or her property after he or
8 she is admitted to a nursing home or assisted living facility.

9 "Proposed by Act _____."

10 This description shall be followed by the following
11 language:

12 "Yes () No ()."