

ASSEMBLY JOINT RESOLUTION NO. 11—ASSEMBLYMAN PERKINS

MARCH 25, 2005

Referred to Committee on Growth and Infrastructure

SUMMARY—Proposes to amend Nevada Constitution to effect freeze on property taxes for senior citizens. (BDR C-1184)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets [omitted material] is material to be omitted.

ASSEMBLY JOINT RESOLUTION—Proposing to amend the Nevada Constitution to effect a freeze on property taxes for senior citizens.

Legislative Counsel’s Digest:

Existing law authorizes the Legislature to provide for an abatement of the tax or an exemption of part of the assessed value of a single-family residence occupied by the owner to the extent necessary to avoid severe economic hardship to the owner of the residence. (Nev. Const., Art. 10, § 1)
This resolution proposes to amend section 1 of Article 10 of the Nevada Constitution by requiring the Legislature to provide for a freeze on the tax upon the assessed value of any residence owned by a senior citizen who has paid property taxes in Nevada during each of the previous 10 years.

RESOLVED BY THE ASSEMBLY AND SENATE OF THE STATE OF NEVADA, JOINTLY, That Section 1 of Article 10 of the Nevada Constitution be amended to read as follows:

- Section 1. 1. The Legislature shall provide by law for a uniform and equal rate of assessment and taxation, and shall prescribe such regulations as shall secure a just valuation for taxation of all property, real, personal and possessory, except mines and mining claims, which shall be assessed and taxed only as provided in Section 5 of this Article.
- 2. Shares of stock, bonds, mortgages, notes, bank deposits, book accounts and credits, and securities and choses in action of like character are deemed to represent interest in



1 property already assessed and taxed, either in Nevada or
2 elsewhere, and shall be exempt.

3 3. The Legislature may constitute agricultural and open-
4 space real property having a greater value for another use
5 than that for which it is being used, as a separate class for
6 taxation purposes and may provide a separate uniform plan
7 for appraisal and valuation of such property for assessment
8 purposes. If such plan is provided, the Legislature shall also
9 provide for retroactive assessment for a period of not less
10 than 7 years when agricultural and open-space real property is
11 converted to a higher use conforming to the use for which
12 other nearby property is used.

13 4. Personal property which is moving in interstate
14 commerce through or over the territory of the State of
15 Nevada, or which was consigned to a warehouse, public or
16 private, within the State of Nevada from outside the State of
17 Nevada for storage in transit to a final destination outside the
18 State of Nevada, whether specified when transportation
19 begins or afterward, shall be deemed to have acquired no
20 situs in Nevada for purposes of taxation and shall be exempt
21 from taxation. Such property shall not be deprived of such
22 exemption because while in the warehouse the property is
23 assembled, bound, joined, processed, disassembled, divided,
24 cut, broken in bulk, relabeled or repackaged.

25 5. The Legislature may exempt motor vehicles from the
26 provisions of the tax required by this Section, and in lieu
27 thereof, if such exemption is granted, shall provide for a
28 uniform and equal rate of assessment and taxation of motor
29 vehicles, which rate shall not exceed five cents on one dollar
30 of assessed valuation.

31 6. The Legislature shall provide by law for a progressive
32 reduction in the tax upon business inventories by 20 percent
33 in each year following the adoption of this provision, and
34 after the expiration of the 4th year such inventories are
35 exempt from taxation. The Legislature may exempt any other
36 personal property, including livestock.

37 7. No inheritance tax shall ever be levied.

38 8. The Legislature may exempt by law property used for
39 municipal, educational, literary, scientific or other charitable
40 purposes, or to encourage the conservation of energy or the
41 substitution of other sources for fossil sources of energy.

42 9. No income tax shall be levied upon the wages or
43 personal income of natural persons. Notwithstanding the
44 foregoing provision, and except as otherwise provided in



1 subsection 1 of this Section, taxes may be levied upon the
2 income or revenue of any business in whatever form it may
3 be conducted for profit in the State.

4 10. The Legislature may provide by law for an
5 abatement of the tax upon or an exemption of part of the
6 assessed value of a single-family residence occupied by the
7 owner to the extent necessary to avoid severe economic
8 hardship to the owner of the residence.

9 *11. The annual property tax upon a residence owned
10 and occupied by a senior citizen who has paid property taxes
11 in this State during each of the previous 10 years must be
12 limited to an amount not greater than the tax upon the
13 assessed value of the property in the year in which the
14 person:*

15 *(a) Reaches the age of retirement, as defined by the*
16 *Legislature; or*

17 *(b) Has paid property taxes in this State for each of the*
18 *previous 10 years,*

19 *↳ whichever is later.*



