
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 200 Session of
2001

INTRODUCED BY TOMLINSON, RHOADES, COSTA, KUKOVICH, WAGNER,
MELLOW, TARTAGLIONE, O'PAKE, MUSTO, STOUT, BELL, BOSCOLA AND
LOGAN, JANUARY 31, 2001

REFERRED TO FINANCE, JANUARY 31, 2001

AN ACT

1 Providing for a freeze on real estate taxes for senior citizens.

2 The General Assembly of the Commonwealth of Pennsylvania

3 hereby enacts as follows:

4 Section 1. Short title.

5 This act shall be known and may be cited as the Senior

6 Citizens Property Tax Freeze Act.

7 Section 2. Definitions.

8 The following words and phrases when used in this act shall

9 have the meanings given to them in this section unless the

10 context clearly indicates otherwise:

11 "Base payment." The amount of property tax paid by the
12 claimant either in the tax year beginning January 1, 1995, or in
13 the first tax year during which the claimant first becomes
14 eligible, whichever occurs later, on the principal residence in
15 which the claimant has maintained continuous occupancy and
16 ownership since either January 1, 1995, or the date upon which
17 the claimant first became eligible. In the event the claimant

1 purchases a residence after January 1, 1995, or after the date
2 upon which the claimant first becomes eligible, the base payment
3 means property taxes paid during the tax year in which the
4 purchase was made.

5 "Increases in property taxes." The additional payments due
6 above the base amount, resulting from millage increases,
7 modifications in the assessment ratio or assessment increase.

8 Section 3. Eligibility.

9 To be eligible for a tax freeze under this act, a claimant
10 shall be 65 years of age or older.

11 Section 4. Tax freeze.

12 Notwithstanding the provisions of any other law, any person
13 who meets the eligibility requirements contained in this act
14 shall be entitled to a real estate tax freeze and shall not be
15 required to pay any increases in property taxes in excess of the
16 claimant's base payment.

17 Section 5. Application procedure.

18 Any person eligible for a tax freeze under section 3 may
19 apply for the freeze by filing with the taxing authorities the
20 following documents:

21 (1) A statement of request for a tax freeze.

22 (2) A certification that the claimant or the claimant
23 and the claimant's spouse jointly are the owners in fee
24 simple of the residence upon which the property taxes are
25 imposed.

26 (3) Evidence that the claimant is 65 years of age or
27 older.

28 (4) Receipts showing prompt payment of the current
29 year's property tax liability.

30 Section 6. Termination of tax freeze.

1 (a) General rule.--Subject to the limitation under
2 subsection (b), the tax rate on and the assessment of any real
3 estate taxes shall become current on the sale or transfer of
4 that real property, including any transfer under a recorded real
5 property sales contract.

6 (b) Limitation.--A tax freeze under this act shall remain in
7 effect upon the transfer of the affected real property to a
8 surviving spouse if at the time of the death of the claimant,
9 the surviving spouse is at least 62 years of age or will be 62
10 years of age within six months of the date of death of the
11 claimant.

12 Section 7. Commonwealth reimbursement.

13 The Department of Revenue shall, upon submission by local
14 taxing authorities of documentation as the department may
15 require, annually pay to local taxing authorities the amount of
16 each claimant's increase in property taxes in excess of the
17 claimant's base payment.

18 Section 8. Applicability.

19 This act shall apply retroactively to tax years beginning
20 January 1, 2001, and thereafter.

21 Section 9. Effective date.

22 This act shall take effect immediately.