
HOUSE BILL 1578

State of Washington 60th Legislature 2007 Regular Session

By Representatives Orcutt, Takko, McDonald, Kretz, Ahern, Morrell, McCune, Green, Appleton, O'Brien and Bailey

Read first time 01/23/2007. Referred to Committee on Finance.

1 AN ACT Relating to property tax relief for senior citizens, persons
2 retired because of physical disability, or veterans; amending RCW
3 84.36.383; and creating a new section.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **Sec. 1.** RCW 84.36.383 and 2006 c 62 s 1 are each amended to read
6 as follows:

7 As used in RCW 84.36.381 through 84.36.389, except where the
8 context clearly indicates a different meaning:

9 (1) The term "residence" means a single family dwelling unit
10 whether such unit be separate or part of a multiunit dwelling,
11 including the land on which such dwelling stands not to exceed one
12 acre, except that a residence includes any additional property up to a
13 total of five acres that comprises the residential parcel if this
14 larger parcel size is required under land use regulations. The term
15 shall also include a share ownership in a cooperative housing
16 association, corporation, or partnership if the person claiming
17 exemption can establish that his or her share represents the specific
18 unit or portion of such structure in which he or she resides. The term
19 shall also include a single family dwelling situated upon lands the fee

1 of which is vested in the United States or any instrumentality thereof
2 including an Indian tribe or in the state of Washington, and
3 notwithstanding the provisions of RCW 84.04.080 and 84.04.090, such a
4 residence shall be deemed real property.

5 (2) The term "real property" shall also include a mobile home which
6 has substantially lost its identity as a mobile unit by virtue of its
7 being fixed in location upon land owned or leased by the owner of the
8 mobile home and placed on a foundation (posts or blocks) with fixed
9 pipe, connections with sewer, water, or other utilities. A mobile home
10 located on land leased by the owner of the mobile home is subject, for
11 tax billing, payment, and collection purposes, only to the personal
12 property provisions of chapter 84.56 RCW and RCW 84.60.040.

13 (3) "Department" means the state department of revenue.

14 (4) "Combined disposable income" means the disposable income of the
15 person claiming the exemption, plus the disposable income of his or her
16 spouse, and the disposable income of each cotenant occupying the
17 residence for the assessment year, less amounts paid by the person
18 claiming the exemption or his or her spouse during the assessment year
19 for:

20 (a) Drugs supplied by prescription of a medical practitioner
21 authorized by the laws of this state or another jurisdiction to issue
22 prescriptions;

23 (b) The treatment or care of either person received in the home or
24 in a nursing home, boarding home, or adult family home; (~~and~~)

25 (c) Health care insurance premiums of any person, including
26 premiums for medicare under Title XVIII of the social security act;

27 (d) Ocular devices prescribed for any person by an optometrist
28 licensed under chapter 18.53 RCW or a physician licensed under chapter
29 18.71 RCW; and

30 (e) Hearing instruments prescribed for any person by a licensed
31 audiologist under chapter 18.35 RCW or a physician licensed under
32 chapter 18.71 RCW.

33 (5) "Disposable income" means adjusted gross income as defined in
34 the federal internal revenue code, as amended prior to January 1, 1989,
35 or such subsequent date as the director may provide by rule consistent
36 with the purpose of this section, plus all of the following items to
37 the extent they are not included in or have been deducted from adjusted
38 gross income:

1 (a) Capital gains, other than gain excluded from income under
2 section 121 of the federal internal revenue code to the extent it is
3 reinvested in a new principal residence;
4 (b) Amounts deducted for loss;
5 (c) Amounts deducted for depreciation;
6 (d) Pension and annuity receipts;
7 (e) Military pay and benefits other than attendant-care and
8 medical-aid payments;
9 (f) Veterans benefits other than attendant-care and medical-aid
10 payments;
11 (g) Federal social security act and railroad retirement benefits;
12 (h) Dividend receipts; and
13 (i) Interest received on state and municipal bonds.
14 (6) "Cotenant" means a person who resides with the person claiming
15 the exemption and who has an ownership interest in the residence.
16 (7) "Disability" has the same meaning as provided in 42 U.S.C. Sec.
17 423(d)(1)(A) as amended prior to January 1, 2004, or such subsequent
18 date as the director may provide by rule consistent with the purpose of
19 this section.

20 NEW SECTION. **Sec. 2.** This act applies to taxes levied for
21 collection in 2008 and thereafter.

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