



Senate

General Assembly

File No. 427

January Session, 2009

Substitute Senate Bill No. 1071

Senate, April 2, 2009

The Committee on Commerce reported through SEN. LEBEAU of the 3rd Dist., Chairperson of the Committee on the part of the Senate, that the substitute bill ought to pass.

***AN ACT EXTENDING THE FILING DEADLINE FOR THE
MANUFACTURING EQUIPMENT AND MACHINERY TAX EXEMPTION
IN CERTAIN TOWNS.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (*Effective from passage*) Notwithstanding the provisions of
2 subparagraph (B) of subdivision (72) of section 12-81 of the general
3 statutes, any person otherwise eligible for a 2007 grand list exemption
4 pursuant to said subdivision (72) in the town of Newtown, except that
5 such person failed to file the required exemption application within
6 the time period prescribed, shall be regarded as having filed said
7 application in a timely manner if such person files said application not
8 later than thirty days after the effective date of this section, and pays
9 the late filing fee pursuant to section 12-81k of the general statutes.
10 Upon confirmation of the receipt of such fee and verification of the
11 exemption eligibility of the machinery and equipment included in such
12 application, the assessor shall approve the exemption for such
13 property. If taxes have been paid on the property for which such
14 exemption is approved, the town of Newtown shall reimburse such

15 person in an amount equal to the amount by which such taxes exceed
16 the taxes payable if the application had been filed in a timely manner.
17 Notwithstanding the provisions of subsection (c) of section 12-94b of
18 the general statutes and section 12-94e of the general statutes, the
19 assessor of the town of Newtown may submit such approved
20 exemption application to the Secretary of the Office of Policy and
21 Management together with a request for reimbursement of the tax loss
22 resulting from such exemption. Subject to the secretary's review and
23 approval of such exemption, such reimbursement shall be included in
24 the next certification the secretary makes to the Comptroller under the
25 provisions of section 12-94b of the general statutes.

26 Sec. 2. (*Effective from passage*) Notwithstanding the provisions of
27 subparagraph (B) of subdivision (72) of section 12-81 of the general
28 statutes, any person otherwise eligible for a 2007 grand list exemption
29 pursuant to said subdivision (72) in the town of Watertown, except
30 that such person failed to file the required exemption application
31 within the time period prescribed, shall be regarded as having filed
32 said application in a timely manner if such person files said application
33 not later than thirty days after the effective date of this section, and
34 pays the late filing fee pursuant to section 12-81k of the general
35 statutes. Upon confirmation of the receipt of such fee and verification
36 of the exemption eligibility of the machinery and equipment included
37 in such application, the assessor shall approve the exemption for such
38 property. If taxes have been paid on the property for which such
39 exemption is approved, the town of Watertown shall reimburse such
40 person in an amount equal to the amount by which such taxes exceed
41 the taxes payable if the application had been filed in a timely manner.
42 Notwithstanding the provisions of subsection (c) of section 12-94b of
43 the general statutes and section 12-94e of the general statutes, the
44 assessor of the town of Watertown may submit such approved
45 exemption application to the Secretary of the Office of Policy and
46 Management together with a request for reimbursement of the tax loss
47 resulting from such exemption. Subject to the secretary's review and
48 approval of such exemption, such reimbursement shall be included in
49 the next certification the secretary makes to the Comptroller under the

50 provisions of section 12-94b of the general statutes.

51 Sec. 3. (*Effective from passage*) Notwithstanding the provisions of
52 subparagraph (B) of subdivision (72) of section 12-81 of the general
53 statutes, any person otherwise eligible for a 2007 grand list exemption
54 pursuant to said subdivision (72) in the town of Suffield, except that
55 such person failed to file the required exemption application within
56 the time period prescribed, shall be regarded as having filed said
57 application in a timely manner if such person files said application not
58 later than thirty days after the effective date of this section, and pays
59 the late filing fee pursuant to section 12-81k of the general statutes.
60 Upon confirmation of the receipt of such fee and verification of the
61 exemption eligibility of the machinery and equipment included in such
62 application, the assessor shall approve the exemption for such
63 property. If taxes have been paid on the property for which such
64 exemption is approved, the town of Suffield shall reimburse such
65 person in an amount equal to the amount by which such taxes exceed
66 the taxes payable if the application had been filed in a timely manner.
67 Notwithstanding the provisions of subsection (c) of section 12-94b of
68 the general statutes and section 12-94e of the general statutes, the
69 assessor of the town of Suffield may submit such approved exemption
70 application to the Secretary of the Office of Policy and Management
71 together with a request for reimbursement of the tax loss resulting
72 from such exemption. Subject to the secretary's review and approval of
73 such exemption, such reimbursement shall be included in the next
74 certification the secretary makes to the Comptroller under the
75 provisions of section 12-94b of the general statutes.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section
Sec. 2	<i>from passage</i>	New section
Sec. 3	<i>from passage</i>	New section

CE *Joint Favorable Subst.*

The following fiscal impact statement and bill analysis are prepared for the benefit of members of the General Assembly, solely for the purpose of information, summarization, and explanation, and do not represent the intent of the General Assembly or either House thereof for any purpose:

OFA Fiscal Note

State Impact:

Agency Affected	Fund-Effect	FY 10 \$	FY 11 \$
Policy & Mgmt., Off.	GF - None	None	None

Note: GF=General Fund

Municipal Impact:

Municipalities	Effect	FY 10 \$	FY 11 \$
Newtown; Watertown; Suffield	Revenue Gain	Potential Significant	None
Various Municipalities	Potential Revenue Loss	Potential Minimal	None

Explanation

The bill will result in a significant revenue increase in the Payment-in-Lieu-of Taxes for Manufacturing Machinery and Equipment (PILOT MME) to Newtown, Watertown, and Suffield in FY 10. Since the appropriation contained in the Governor’s Recommended budget is not sufficient to fully fund the PILOT MME grant, all payments are subject to a pro rata reduction. Thus there is no state fiscal impact, but grants to all other municipalities will experience a minimal revenue loss.

The Out Years

The annualized ongoing fiscal impact identified above applies to FY 10 only.

OLR Bill Analysis

sSB 1071

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SUMMARY:

The Office of Legislative Research does not analyze Special Acts.

COMMITTEE ACTION

Commerce Committee

Joint Favorable Substitute

Yea 17 Nay 1 (03/17/2009)