



General Assembly

January Session, 2009

Committee Bill No. 5549

LCO No. 4136

04136HB05549PD_

Referred to Committee on Planning and Development

Introduced by:
(PD)

AN ACT CONCERNING THE MILL RATE FOR MOTOR VEHICLES.

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

1 Section 1. (NEW) (*Effective October 1, 2009, and applicable to assessment*
2 *years commencing on or after October 1, 2009*) (a) For assessment years
3 commencing on or after October 1, 2009, no municipality shall collect
4 the property tax with respect to motor vehicles otherwise taxable in
5 such municipality.

6 (b) Not later than January 31, 2010, and each January thirty-first
7 thereafter, the assessor of each municipality shall send a list that
8 includes the value of all motor vehicles subject to taxation by the
9 municipality to the Department of Motor Vehicles.

10 (c) Not later than August 31, 2010, and each August thirty-first
11 thereafter, the assessor of each municipality shall send a supplemental
12 list that includes the value of all motor vehicles subject to taxation by
13 the municipality that were not included in the list provided under
14 subsection (b) of this section to the Department of Motor Vehicles.

15 Sec. 2. (NEW) (*Effective October 1, 2009, and applicable to assessment*

16 *years commencing on or after October 1, 2009)* (a) For assessment years
17 commencing on or after October 1, 2009, the Commissioner of Motor
18 Vehicles shall calculate and collect the amount of motor vehicle
19 property tax due from each taxpayer. The amount of tax due shall be
20 based on the value of the motor vehicles included in the lists supplied
21 to him by the municipalities and the state-wide mill rate determined
22 by the Office of Policy and Management plus an adjustment to cover
23 the costs to the department for administering the tax collection.

24 (b) The funds collected pursuant to subsection (a) of this section
25 shall be deposited by the commissioner into the motor vehicle
26 property tax equalization account established under section 5 of this
27 act.

28 Sec. 3. (NEW) (*Effective October 1, 2009, and applicable to assessment*
29 *years commencing on or after October 1, 2009)* On or before March thirty-
30 first, annually, commencing March 31, 2010, the Secretary of the Office
31 of Policy and Management shall calculate the average state-wide mill
32 rate for the purpose of levying property tax on motor vehicles. The
33 mill rate shall be the average of the mill rates in all municipalities of
34 the state for the immediately preceding assessment year. The secretary
35 shall notify the Commissioner of Motor Vehicles of the state-wide mill
36 rate.

37 Sec. 4. (NEW) (*Effective October 1, 2009, and applicable to assessment*
38 *years commencing on or after October 1, 2009)* (a) On or before July first,
39 annually, commencing July 1, 2010, the tax collector of each
40 municipality shall certify to the Secretary of the Office of Policy and
41 Management, on a form furnished by said secretary, the amount of tax
42 revenue that such municipality, except for the provisions of section 1
43 of this act, would have received with respect to property on the list
44 required under subsection (b) of section 1 of this act, together with
45 such supporting information as said secretary may require. The
46 secretary shall, on or before July fifteenth, annually, certify to the
47 Comptroller the amount due each municipality under the provisions of

48 this subsection and the Comptroller shall draw his order on the State
49 Treasurer on or before the thirty-first day of July following and the
50 State Treasurer shall pay the amount thereof from the motor vehicle
51 property tax equalization account to such municipality on or before the
52 fifteenth day of August following.

53 (b) On or before November first, annually, commencing November
54 1, 2010, the tax collector of each municipality shall certify to the
55 Secretary of the Office of Policy and Management, on a form furnished
56 by said secretary, the amount of tax revenue that such municipality,
57 except for the provisions of section 1 of this act, would have received
58 with respect to property on the supplemental list required under
59 subsection (c) of section 1 of this act, together with such supporting
60 information as said secretary may require. The secretary shall, on or
61 before November fifteenth, annually, certify to the Comptroller the
62 amount due each municipality under the provisions of this subsection
63 and the Comptroller shall draw his order on the State Treasurer on or
64 before the thirtieth day of November following and the State Treasurer
65 shall pay the amount thereof from the motor vehicle property tax
66 equalization account to such municipality on or before the fifteenth
67 day of December following.

68 Sec. 5. (NEW) (*Effective October 1, 2009, and applicable to assessment*
69 *years commencing on or after October 1, 2009*) There is established an
70 account to be known as the "motor vehicle property tax equalization
71 account" which shall be a separate, nonlapsing account within the
72 General Fund. The account shall contain any moneys required by law
73 to be deposited in the account. Moneys in the account shall be
74 expended by the State Treasurer for the purposes of section 4 of this
75 act.

76 Sec. 6. Section 12-71b of the general statutes is repealed and the
77 following is substituted in lieu thereof (*Effective October 1, 2009, and*
78 *applicable to assessment years commencing on or after October 1, 2009*):

79 (a) [Any person who owns a] For purposes of any motor vehicle

80 which is not registered with the Commissioner of Motor Vehicles on
81 the first day of October in any assessment year and which is registered
82 subsequent to said first day of October but prior to the first day of
83 August in such assessment year [shall be liable for the payment of
84 property tax with respect to such motor vehicle in the town where
85 such motor vehicle is subject to property tax, in an amount as
86 hereinafter provided, on the first day of January immediately
87 subsequent to the end of such assessment year. The property tax
88 payable with respect to such motor vehicle on said first day of January
89 shall be in] the municipality shall calculate the amount which would
90 be [payable] due under the provisions of section 4 of this act if such
91 motor vehicle had been entered in the taxable list of the town where
92 such motor vehicle is subject to property tax on the first day of October
93 in such assessment year if such registration occurs prior to the first day
94 of November. If such registration occurs on or after the first day of
95 November but prior to the first day of August in such assessment year,
96 such tax calculation shall be a pro rata portion of the amount of tax
97 [payable] calculated if such motor vehicle had been entered in the
98 taxable list of such town on October first in such assessment year to be
99 determined (1) by a ratio, the numerator of which shall be the number
100 of months from the date of such registration, including the month in
101 which registration occurs, to the first day of October next succeeding
102 and the denominator of which shall be twelve, or (2) upon the
103 affirmative vote of the legislative body of the municipality, by a ratio
104 the numerator of which shall be the number of days from the date of
105 such registration, including the day on which the registration occurs,
106 to the first day of October next succeeding and the denominator of
107 which shall be three hundred sixty-five. For purposes of this section
108 the term "assessment year" means the period of twelve full months
109 commencing with October first each year.

110 (b) [Whenever any person who owns a] For purposes of any motor
111 vehicle which has been entered in the taxable list of the town where
112 such motor vehicle is subject to property tax in any assessment year
113 and [who] has, subsequent to the first day of October in such

114 assessment year but prior to the first day of August in such assessment
115 year, [replaces such motor vehicle] been replaced with another motor
116 vehicle, hereinafter referred to as the replacement vehicle, which
117 vehicle may be in a different classification for purposes of registration
118 than the motor vehicle replaced, and provided one of the following
119 conditions is applicable with respect to the motor vehicle replaced: (1)
120 The unexpired registration of the motor vehicle replaced is transferred
121 to the replacement vehicle, (2) the motor vehicle replaced was stolen or
122 totally damaged and proof concerning such theft or total damage is
123 submitted to the assessor in such town, or (3) the motor vehicle
124 replaced is sold by such person within forty-five days immediately
125 prior to or following the date on which such person acquires the
126 replacement vehicle, [such person shall be liable for the payment of
127 property tax with respect to the replacement vehicle in the town in
128 which the motor vehicle replaced is subject to property tax, in an
129 amount as hereinafter provided, on the first day of January
130 immediately subsequent to the end of such assessment year] the
131 provisions of this subsection apply with respect to the calculation of
132 the amount due to a municipality under the provisions of section 4 of
133 this act. If the replacement vehicle is replaced by such person with
134 another motor vehicle prior to the first day of August in such
135 assessment year, the replacement vehicle shall be subject to property
136 tax as provided in this subsection and such other motor vehicle
137 replacing the replacement vehicle, or any motor vehicle replacing such
138 other motor vehicle in such assessment year, shall be deemed to be the
139 replacement vehicle for purposes of this subsection and shall be subject
140 to property tax as provided herein. The [property tax payable] amount
141 due to the municipality with respect to the replacement vehicle on said
142 first day of January shall be the amount by which (A) is in excess of (B)
143 as follows: (A) The property tax which would be [payable] calculated if
144 the replacement vehicle had been entered in the taxable list of the town
145 in which the motor vehicle replaced is subject to property tax on the
146 first day of October in such assessment year if such registration occurs
147 prior to the first day of November, however if such registration occurs

148 on or after the first day of November but prior to the first day of
149 August in such assessment year, such tax calculation shall be a pro rata
150 portion of the amount of tax [payable] due to the municipality under
151 the provisions of section 4 of this act if such motor vehicle had been
152 entered in the taxable list of such town on October first in such
153 assessment year to be determined by a ratio, the numerator of which
154 shall be the number of months from the date of such registration,
155 including the month in which registration occurs, to the first day of
156 October next succeeding and the denominator of which shall be
157 twelve, provided if such person, on said first day of October, was
158 entitled to any exemption under section 12-81 which was allowed in
159 the assessment of the motor vehicle replaced, such exemption shall be
160 allowed for purposes of determining the property tax payable with
161 respect to the replacement vehicle as provided herein; (B) the property
162 tax [payable by such person] calculated with respect to the motor
163 vehicle replaced, provided if the replacement vehicle is registered
164 subsequent to the thirty-first day of October but prior to the first day of
165 August in such assessment year such property tax [payable] calculated
166 with respect to the motor vehicle replaced shall, for purposes of the
167 computation herein, be deemed to be a pro rata portion of such
168 property tax to be prorated in the same manner as the amount of tax
169 determined under subparagraph (A) [above] of this subdivision.

170 (c) Any person who owns a commercial motor vehicle which has
171 been temporarily registered at any time during any assessment year
172 and which has not during such period been entered in the taxable list
173 of any town in the state for purposes of the property tax and with
174 respect to which no permanent registration has been issued during
175 such period, shall be liable for the payment of property tax with
176 respect to such motor vehicle in the town where such motor vehicle is
177 subject to property tax on the first day of January immediately
178 following the end of such assessment year, in an amount as hereinafter
179 provided. The property tax payable shall be in the amount which
180 would be payable if such motor vehicle had been entered in the taxable
181 list of the town where such motor vehicle is subject to property tax on

182 the first day of October in such assessment year.

183 (d) Any motor vehicle subject to property tax as provided in this
184 section shall, except as otherwise provided in subsection (b) of this
185 section, be subject to such property tax in the town in which such
186 motor vehicle was last registered in the assessment year ending
187 immediately preceding the day on which such property tax is payable
188 as provided in this section.

189 (e) Whenever any motor vehicle subject to property tax as provided
190 in this section has been replaced by the owner with another motor
191 vehicle in the assessment year immediately preceding the day on
192 which such property tax is payable, each such motor vehicle shall be
193 subject to property tax as provided in this section.

194 (f) Upon receipt by the assessor in any town of notice from the
195 Commissioner of Motor Vehicles, in a manner as prescribed by said
196 commissioner, with respect to any motor vehicle subject to property
197 tax in accordance with the provisions of this section and which has not
198 been entered in the taxable grand list of such town, such assessor shall
199 determine the value of such motor vehicle for purposes of property tax
200 assessment and shall add such value to the taxable grand list in such
201 town for the immediately preceding assessment date and the tax
202 thereon shall be levied and collected by the [tax collector] Department
203 of Motor Vehicles in accordance with section 2 of this act. Such
204 property tax shall be payable not later than the first day of February
205 following the first day of January on which the owner of such motor
206 vehicle becomes liable for the payment of property tax with respect to
207 such motor vehicle in accordance with the provisions of this section,
208 subject to any determination in accordance with section 12-142 that
209 such tax shall be due and payable in installments. Said owner may
210 appeal the assessment of such motor vehicle, as determined by the
211 assessor in accordance with this subsection, to the board of assessment
212 appeals next succeeding the date on which the tax based on such
213 assessment is payable, and thereafter, to the Superior Court as

214 provided in section 12-117a. If the amount of such tax is reduced upon
215 appeal, the portion thereof which has been paid in excess of the
216 amount determined to be due upon appeal shall be refunded to said
217 owner.

218 (g) Any motor vehicle which is not registered in this state shall be
219 subject to property tax in this state if such motor vehicle in the normal
220 course of operation most frequently leaves from and returns to or
221 remains in one or more points within this state, and such motor vehicle
222 shall be subject to such property tax in the town within which such
223 motor vehicle in the normal course of operation most frequently leaves
224 from and returns to or remains, provided when the owner of such
225 motor vehicle is a resident in any town in the state, it shall be
226 presumed that such motor vehicle most frequently leaves from and
227 returns to or remains in such town unless evidence, satisfactory to the
228 assessor in such town, is submitted to the contrary.

229 Sec. 7. Subsection (a) of section 12-71c of the general statutes is
230 repealed and the following is substituted in lieu thereof (*Effective*
231 *October 1, 2009, and applicable to assessment years commencing on or after*
232 *October 1, 2009*):

233 (a) Any person who is liable for property tax in any assessment year
234 in respect to a motor vehicle which in such assessment year is (1) sold
235 by such person with ownership thereof transferred to the purchaser,
236 (2) totally damaged, (3) stolen from such person and not recovered, or
237 (4) removed from this state and registered in another state by such
238 person who concurrently ceases to be a resident of this state, shall be
239 entitled to a property tax credit in the town in which [such person is
240 liable for property tax in respect to] such motor vehicle is included in
241 the list required under section 1 of this act to be applied against any
242 property tax for which such person is liable in such town in the
243 assessment year in which such motor vehicle is sold, damaged, stolen
244 or removed and registered as provided in this section, or in the
245 assessment year next following. Such property tax credit shall be a pro

246 rata portion of the tax payable in respect to such motor vehicle for the
247 assessment year in which it is so sold, damaged, stolen or removed
248 and registered to be determined by a ratio, the numerator of which
249 shall be the number of full months from the date such motor vehicle is
250 so sold, damaged, stolen or removed and registered, to the first day of
251 October next succeeding and the denominator of which shall be
252 twelve, provided (1) such credit shall not be allowed in such
253 assessment year next following if property tax paid in respect to such
254 motor vehicle, for the assessment year in which such motor vehicle is
255 so sold, damaged, stolen or removed and registered, is allowed in
256 reduction of property tax due in respect to another motor vehicle
257 replacing such motor vehicle as provided under subsection (b) of
258 section 12-71b₂ or (2) in the event such credit is allowed in the
259 assessment year in which such motor vehicle is so sold, damaged,
260 stolen or removed and registered, the property tax paid in respect to
261 such motor vehicle for such assessment year shall not be allowed in
262 reduction of property tax due in respect to another motor vehicle
263 replacing such motor vehicle as provided under subsection (b) of
264 section 12-71b.

265 Sec. 8. Section 12-146 of the general statutes is repealed and the
266 following is substituted in lieu thereof (*Effective October 1, 2009, and*
267 *applicable to assessment years commencing on or after October 1, 2009*):

268 Unless the context otherwise requires, wherever used in this section,
269 "tax" includes each property tax and each installment and part thereof
270 due to a municipality as it may have been increased by interest, fees
271 and charges. If any tax due in a single installment or if any installment
272 of any tax due in two or more installments is not paid in full (1) on or
273 before the first day of the month next succeeding the month in which it
274 became due and payable, or if not due and payable on the first day of
275 the month, (2) on or before the same date of the next succeeding month
276 corresponding to that of the month on which it became due and
277 payable, the whole or such part of such installment as is unpaid shall
278 thereupon be delinquent and shall be subject to interest from the due

279 date of such delinquent installment. Except for unpaid real estate taxes
280 the collection of which was, or is, deferred under the provisions of
281 section 12-174, and any predecessor and successor thereto, which
282 unpaid real estate taxes continue to be subject to the provisions of such
283 deferred collection statutes, the delinquent portion of the principal of
284 any tax shall be subject to interest at the rate of eighteen per cent per
285 annum from the time when it became due and payable until the same
286 is paid, subject to a minimum interest charge of two dollars which any
287 municipality, by vote of its legislative body, may elect not to impose,
288 and provided, in any computation of such interest, under any
289 provision of this section, each fractional part of a month in which any
290 portion of the principal of such tax remains unpaid shall be considered
291 to be equivalent to a whole month. Each addition of interest shall
292 become, and shall be collectible as, a part of such tax. Interest shall
293 accrue at said rate until payment of such taxes due notwithstanding
294 the entry of any judgment in favor of the municipality against the
295 taxpayer or the property of the taxpayer. Except as hereinafter
296 specified for taxes representing two or more items of property, the
297 collector shall not receive any partial payment of a delinquent tax
298 which is less than the total accrued interest on the principal of such tax
299 up to the date of payment and shall apply each partial payment to the
300 wiping out of such interest before making any application thereof to
301 the reduction of such principal; provided, whenever the first partial
302 payment is made after delinquency, interest from the due date of such
303 delinquent tax to the date of such partial payment shall be figured on
304 the whole or such part of the principal of such tax as is unpaid at the
305 beginning of delinquency and provided, whenever a subsequent
306 partial payment of such tax is made, interest shall be figured from the
307 date of payment of the last-preceding, to the date of payment of such
308 subsequent, partial payment on the whole or such balance of the
309 principal of such tax as remains unpaid on the date of the last-
310 preceding partial payment. If any tax, at the time of assessment or
311 because of a subsequent division, represents two or more items of
312 property, the collector may receive payment in full of such part of the

313 principal and interest of such tax as represents one or more of such
314 items, even though interest in full on the entire amount of the principal
315 of such tax has not been received up to the date of such payment; in
316 which event, interest on the remaining portion of the principal of any
317 such tax shall be computed, as the case may be, from the due date of
318 such tax if no other payment after delinquency has been made or from
319 the last date of payment of interest in full on the whole amount or
320 unpaid balance of the principal of such delinquent tax if previous
321 payment of interest has been made. Each collector shall keep a separate
322 account of such interest and the time when the same has been received
323 and shall pay over the same to the treasurer of the municipality of the
324 collector as a part of such tax. No tax or installment thereof shall be
325 construed to be delinquent under the provisions of this section if the
326 envelope containing the amount due as such tax or installment, as
327 received by the tax collector of the municipality to which such tax is
328 payable, bears a postmark showing a date within the time allowed by
329 statute for the payment of such tax or installment. Any municipality
330 may, by vote of its legislative body, require that any delinquent
331 property taxes applicable with respect to a motor vehicle shall be paid
332 only in cash or by certified check or money order. [Any municipality
333 adopting such requirement may provide that such requirement shall
334 only be applicable to delinquency exceeding a certain period in
335 duration as determined by such municipality. Any municipality shall
336 waive all or a portion of the interest due and payable under this
337 section on a delinquent tax with respect to a taxpayer who has
338 received compensation under chapter 968 as a crime victim.]

339 Sec. 9. Section 12-704c of the general statutes is repealed and the
340 following is substituted in lieu thereof (*Effective October 1, 2009, and*
341 *applicable to taxable years commencing on or after January 1, 2010*):

342 (a) Any resident of this state, as defined in subdivision (1) of
343 subsection (a) of section 12-701, subject to the tax under this chapter for
344 any taxable year shall be entitled to a credit in determining the amount
345 of tax liability under this chapter, for all or a portion, as permitted by

346 this section, of the amount of property tax, as defined in this section,
347 first becoming due and actually paid during such taxable year by such
348 person on such person's primary residence [or motor vehicle] in
349 accordance with this section, [, provided in the case of a person who
350 files a return under the federal income tax for such taxable year as an
351 unmarried individual, a married individual filing separately or a head
352 of household, one motor vehicle shall be eligible for such credit and in
353 the case of a husband and wife who file a return under federal income
354 tax for such taxable year as married individuals filing jointly, no more
355 than two motor vehicles shall be eligible for a credit under the
356 provisions of this section.]

357 (b) The credit allowed under this section shall not exceed two
358 hundred fifteen dollars for the taxable year commencing on or after
359 January 1, 1997, and prior to January 1, 1998; for taxable years
360 commencing on or after January 1, 1998, but prior to January 1, 1999,
361 three hundred fifty dollars; for taxable years commencing on or after
362 January 1, 1999, but prior to January 1, 2000, four hundred twenty-five
363 dollars; for taxable years commencing on or after January 1, 2000, but
364 prior to January 1, 2003, five hundred dollars; for taxable years
365 commencing on or after January 1, 2003, three hundred fifty dollars;
366 for taxable years commencing on or after January 1, 2005, but prior to
367 January 1, 2006, three hundred fifty dollars; and for taxable years
368 commencing on or after January 1, 2006, five hundred dollars. In the
369 case of any husband and wife who file a return under the federal
370 income tax for such taxable year as married individuals filing a joint
371 return, the credit allowed, in the aggregate, shall not exceed such
372 amounts for each such taxable year.

373 (c) (1) (A) For taxable years commencing prior to January 1, 2000, in
374 the case of any such taxpayer who files under the federal income tax
375 for such taxable year as an unmarried individual whose Connecticut
376 adjusted gross income exceeds fifty-two thousand five hundred
377 dollars, the amount of the credit that exceeds one hundred dollars shall
378 be reduced by ten per cent for each ten thousand dollars, or fraction

379 thereof, by which the taxpayer's Connecticut adjusted gross income
380 exceeds said amount.

381 (B) For taxable years commencing on or after January 1, 2000, but
382 prior to January 1, 2001, in the case of any such taxpayer who files
383 under the federal income tax for such taxable year as an unmarried
384 individual whose Connecticut adjusted gross income exceeds fifty-
385 three thousand five hundred dollars, the amount of the credit that
386 exceeds one hundred dollars shall be reduced by ten per cent for each
387 ten thousand dollars, or fraction thereof, by which the taxpayer's
388 Connecticut adjusted gross income exceeds said amount.

389 (C) For taxable years commencing on or after January 1, 2001, but
390 prior to January 1, 2004, in the case of any such taxpayer who files
391 under the federal income tax for such taxable year as an unmarried
392 individual whose Connecticut adjusted gross income exceeds fifty-four
393 thousand five hundred dollars, the amount of the credit shall be
394 reduced by ten per cent for each ten thousand dollars, or fraction
395 thereof, by which the taxpayer's Connecticut adjusted gross income
396 exceeds said amount.

397 (D) For taxable years commencing on or after January 1, 2004, but
398 prior to January 1, 2007, in the case of any such taxpayer who files
399 under the federal income tax for such taxable year as an unmarried
400 individual whose Connecticut adjusted gross income exceeds fifty-five
401 thousand dollars, the amount of the credit shall be reduced by ten per
402 cent for each ten thousand dollars, or fraction thereof, by which the
403 taxpayer's Connecticut adjusted gross income exceeds said amount.

404 (E) For taxable years commencing on or after January 1, 2007, but
405 prior to January 1, 2008, in the case of any such taxpayer who files
406 under the federal income tax for such taxable year as an unmarried
407 individual whose Connecticut adjusted gross income exceeds fifty-five
408 thousand five hundred dollars, the amount of the credit shall be
409 reduced by ten per cent for each ten thousand dollars, or fraction
410 thereof, by which the taxpayer's Connecticut adjusted gross income

411 exceeds said amount.

412 (F) For taxable years commencing on or after January 1, 2008, but
413 prior to January 1, 2009, in the case of any such taxpayer who files
414 under the federal income tax for such taxable year as an unmarried
415 individual whose Connecticut adjusted gross income exceeds fifty-six
416 thousand five hundred dollars, the amount of the credit shall be
417 reduced by ten per cent for each ten thousand dollars, or fraction
418 thereof, by which the taxpayer's Connecticut adjusted gross income
419 exceeds said amount.

420 (G) For taxable years commencing on or after January 1, 2009, but
421 prior to January 1, 2010, in the case of any such taxpayer who files
422 under the federal income tax for such taxable year as an unmarried
423 individual whose Connecticut adjusted gross income exceeds fifty-
424 eight thousand five hundred dollars, the amount of the credit shall be
425 reduced by ten per cent for each ten thousand dollars, or fraction
426 thereof, by which the taxpayer's Connecticut adjusted gross income
427 exceeds said amount.

428 (H) For taxable years commencing on or after January 1, 2010, but
429 prior to January 1, 2011, in the case of any such taxpayer who files
430 under the federal income tax for such taxable year as an unmarried
431 individual whose Connecticut adjusted gross income exceeds sixty
432 thousand five hundred dollars, the amount of the credit shall be
433 reduced by ten per cent for each ten thousand dollars, or fraction
434 thereof, by which the taxpayer's Connecticut adjusted gross income
435 exceeds said amount.

436 (I) For taxable years commencing on or after January 1, 2011, but
437 prior to January 1, 2012, in the case of any such taxpayer who files
438 under the federal income tax for such taxable year as an unmarried
439 individual whose Connecticut adjusted gross income exceeds
440 sixty-two thousand five hundred dollars, the amount of the credit shall
441 be reduced by ten per cent for each ten thousand dollars, or fraction
442 thereof, by which the taxpayer's Connecticut adjusted gross income

443 exceeds said amount.

444 (J) For taxable years commencing on or after January 1, 2012, in the
445 case of any such taxpayer who files under the federal income tax for
446 such taxable year as an unmarried individual whose Connecticut
447 adjusted gross income exceeds sixty-four thousand five hundred
448 dollars, the amount of the credit shall be reduced by ten per cent for
449 each ten thousand dollars, or fraction thereof, by which the taxpayer's
450 Connecticut adjusted gross income exceeds said amount.

451 (2) In the case of any such taxpayer who files under the federal
452 income tax for such taxable year as a married individual filing
453 separately whose Connecticut adjusted gross income exceeds fifty
454 thousand two hundred fifty dollars, the amount of the credit shall be
455 reduced by ten per cent for each five thousand dollars, or fraction
456 thereof, by which the taxpayer's Connecticut adjusted gross income
457 exceeds said amount.

458 (3) In the case of a taxpayer who files under the federal income tax
459 for such taxable year as a head of household whose Connecticut
460 adjusted gross income exceeds seventy-eight thousand five hundred
461 dollars, the amount of the credit shall be reduced by ten per cent for
462 each ten thousand dollars or fraction thereof, by which the taxpayer's
463 Connecticut adjusted gross income exceeds said amount.

464 (4) In the case of a taxpayer who files under federal income tax for
465 such taxable year as married individuals filing jointly whose
466 Connecticut adjusted gross income exceeds one hundred thousand five
467 hundred dollars, the amount of the credit shall be reduced by ten per
468 cent for each ten thousand dollars, or fraction thereof, by which the
469 taxpayer's Connecticut adjusted gross income exceeds said amount.

470 [(d) The credit allowed under the provisions of this section shall be
471 available for any person leasing a motor vehicle pursuant to a written
472 agreement for a term of more than one year. Such lessee shall be
473 entitled to the credit in accordance with the provisions of this section

474 for the taxes actually paid by the lessor or lessee on such leased
475 vehicle, provided the lessee was lawfully in possession of the motor
476 vehicle at such time when the taxes first became due. The lessor shall
477 provide the lessee with documentation establishing, to the satisfaction
478 of the Commissioner of Revenue Services, the amount of property tax
479 paid during the time period in which the lessee was lawfully in
480 possession of the motor vehicle. The lessor of the motor vehicle shall
481 not be entitled to a credit under the provisions of this section.]

482 [(e)] (d) The credit may only be used to reduce such qualifying
483 taxpayer's tax liability for the year for which such credit is applicable
484 and shall not be used to reduce such tax liability to less than zero.

485 [(f)] (e) The amount of tax due pursuant to sections 12-705 and 12-
486 722 shall be calculated without regard to this credit.

487 [(g)] (f) For the purposes of this section: (1) "Property tax" means the
488 amount of property tax exclusive of any interest, fees or charges
489 thereon for which a taxpayer is liable, or in the case of any husband
490 and wife who file a return under the federal income tax for such
491 taxable year as married individuals filing a joint return, for which the
492 husband or wife or both are liable, to a Connecticut political
493 subdivision on the taxpayer's primary residence; [or motor vehicles;]
494 and (2) ["motor vehicle" means a motor vehicle, as defined in section
495 14-1, which is privately owned or leased; and (3)] property tax first
496 becomes due, if due and payable in a single installment, on the date
497 designated by the legislative body of the municipality as the date on
498 which such installment shall be due and payable and, if due and
499 payable in two or more installments, on the date designated by the
500 legislative body of the municipality as the date on which such
501 installment shall be due and payable or, at the election of the taxpayer,
502 on the date designated by the legislative body of the municipality as
503 the date on which any earlier installment of such tax shall be due and
504 payable.

505 Sec. 10. Sections 12-122a and 12-144a of the general statutes are

506 repealed. (Effective October 1, 2009)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2009, and applicable to assessment years commencing on or after October 1, 2009</i>	New section
Sec. 2	<i>October 1, 2009, and applicable to assessment years commencing on or after October 1, 2009</i>	New section
Sec. 3	<i>October 1, 2009, and applicable to assessment years commencing on or after October 1, 2009</i>	New section
Sec. 4	<i>October 1, 2009, and applicable to assessment years commencing on or after October 1, 2009</i>	New section
Sec. 5	<i>October 1, 2009, and applicable to assessment years commencing on or after October 1, 2009</i>	New section
Sec. 6	<i>October 1, 2009, and applicable to assessment years commencing on or after October 1, 2009</i>	12-71b
Sec. 7	<i>October 1, 2009, and applicable to assessment years commencing on or after October 1, 2009</i>	12-71c(a)
Sec. 8	<i>October 1, 2009, and applicable to assessment years commencing on or after October 1, 2009</i>	12-146
Sec. 9	<i>October 1, 2009, and applicable to taxable years commencing on or after January 1, 2010</i>	12-704c
Sec. 10	<i>October 1, 2009</i>	Repealer section

Statement of Purpose:

To equalize the mill rate for motor vehicle taxation throughout the state.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]

Co-Sponsors: REP. D'AMELIO, 71st Dist.; REP. BERGER, 73rd Dist.

H.B. 5549