
ASSEMBLY BILL NO. 449—ASSEMBLYMEN GALLANT,
GRAY; DICKMAN, D’SILVA AND MCARTHUR

MARCH 27, 2023

JOINT SPONSORS: SENATORS BUCK; AND HANSEN

Referred to Committee on Revenue

SUMMARY—Enacts provisions to provide a property tax credit under certain circumstances. (BDR 32-767)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.
Effect on the State: Yes.

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

AN ACT relating to taxation; authorizing a taxpayer to obtain a credit against property taxes owed by the taxpayer under certain circumstances when an applicable partial abatement of taxes was not applied or claimed; and providing other matters properly relating thereto.

Legislative Counsel’s Digest:

1 Existing law provides a partial abatement of the property taxes levied on
2 property for which an assessed valuation has previously been established, a
3 remainder parcel of real property, certain single-family residences and certain
4 residential rental dwellings. These partial abatements have the effect of establishing
5 an annual cap on increases in property taxes. (NRS 361.4722, 361.4723, 361.4724)
6 Under existing law, if a taxpayer is aggrieved by a determination of the
7 applicability of such a partial abatement, the taxpayer is authorized to submit a
8 petition to the county assessor of the county in which the property is located for
9 the review of that determination, and such a petition must be submitted on or before
10 June 30 of the fiscal year for which the partial abatement is applied. (NRS
11 361.4734) This bill authorizes a taxpayer who, for the immediately preceding fiscal
12 year, paid a greater amount of property taxes than would have otherwise been due
13 because an applicable partial abatement was not applied or claimed, to petition the
14 county assessor for a credit against property taxes due for the next fiscal year.
15 Under this bill, any such credit may be carried forward to subsequent fiscal years.



THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1 **Section 1.** Chapter 361 of NRS is hereby amended by adding
2 thereto a new section to read as follows:

3 1. *Notwithstanding any other provision of law, a taxpayer*
4 *who, for the immediately preceding fiscal year, paid more than the*
5 *amount of taxes that the taxpayer would have otherwise been due*
6 *if an applicable partial abatement from taxation pursuant to NRS*
7 *361.4722, 361.4723 or 361.4724 had been applied or claimed for*
8 *that fiscal year, may submit a written petition for the review of the*
9 *partial abatement to the county assessor of the county in which the*
10 *property is located. The petition must be submitted on or before*
11 *June 30 of the fiscal year immediately following the fiscal year for*
12 *which the determination was effective. The county assessor shall,*
13 *within 30 days after receiving the petition, render a decision on the*
14 *petition and notify the taxpayer of that decision.*

15 2. *A taxpayer who submits a petition pursuant to subsection 1*
16 *and submits evidence satisfactory to establish that, for the*
17 *immediately preceding fiscal year, the taxpayer paid more than the*
18 *amount of taxes that the taxpayer would have otherwise been due*
19 *if an applicable partial abatement from taxation pursuant to NRS*
20 *361.4722, 361.4723 or 361.4724 had been applied or claimed for*
21 *that fiscal year is entitled to credit against the taxes due for the*
22 *next fiscal year. Any unused credit may be carried forward to*
23 *subsequent fiscal years.*

24 3. *A taxpayer who is aggrieved by a decision rendered by a*
25 *county assessor pursuant to subsection 1 may, within 30 days after*
26 *receiving notice of that decision, appeal the decision to the Nevada*
27 *Tax Commission.*

28 4. *A taxpayer who is aggrieved by a determination of the*
29 *Nevada Tax Commission rendered on an appeal made pursuant to*
30 *subsection 3 is entitled to a judicial review of that determination.*

31 **Sec. 2.** This act becomes effective on July 1, 2023.

