

ARKANSAS SENATE
95th General Assembly - Regular Session, 2025
Amendment Form

Subtitle of Senate Bill 131

TO CONFIRM THE LAW RELATED TO THE ASSESSMENT OF A HOMESTEAD
BELONGING TO A PERSON WITH A DISABILITY OR A PERSON SIXTY-FIVE YEARS OF
AGE OR OLDER.

Amendment No. 1 to Senate Bill 131

Amend Senate Bill 131 as originally introduced:

Delete everything after the enacting clause, and substitute the following:

"SECTION 1. Arkansas Code § 26-26-1120 is amended to read as follows:
26-26-1120. Disabled persons – Definition.

~~(a)~~ As used in Arkansas Constitution, Amendment 79, “disabled person” means a person who:

(1) Is disabled for purposes of Title XIX of the Social Security Act, 42 U.S.C. § 1396 et seq., as in effect on January 1, 2003, for any period during the calendar year;

(2) Is a permanently and totally disabled veteran as defined by 38 C.F.R. § 4.1 et seq., Part IV, as in effect on January 1, 2003; or

(3) Has received permanent and total disability insurance benefits for any period of time during the calendar year.

~~(b)(1) When a disabled person or a person sixty-five (65) years of age or older sells his or her real property, the purchaser shall not be entitled to claim any reduction to the real property’s assessed value.~~

~~(2) On or after January 1 of the year following the date of the sale, the county assessor shall assess the real property at its full market value, unadjusted for assessment limitations required by Arkansas Constitution, Amendment 79.~~

SECTION 2. Arkansas Code § 26-26-1123 is amended to read as follows:



26-26-1123. Sale of real property.

(a) When a person ~~sells his or her~~ purchases real property, the county assessor shall assess the real property at twenty percent (20%) of the appraised value ~~at the next assessment date after~~ on the date of the transfer of title to the real property.

(b) The owner of real property to whom title is transferred by a sale is ~~not~~ then immediately entitled to claim any limitation on future increases to the assessed value of the real property ~~until the second assessment date after the date of the transfer of title to the real property~~ as described in Arkansas Constitution, Amendment 79.

(c) ~~This section does not~~ The protections under this section and under Arkansas Constitution, Amendment 79 apply to any transfer of title to real property claimed as a homestead in which the owner or beneficiary of the homestead retains a life-estate interest in the homestead following the transfer of title to the real property.

(d) This section does not apply to the purchase of a homestead by a person who is disabled or is sixty-five (65) years of age or older whose assessed or taxable value of his or her homestead cannot be increased for any reason after the date of purchase unless substantial improvements are made to the homestead as provided in Arkansas Constitution, Amendment 79."

The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator J. Bryant

CEB/CEB - 02-19-2025 04:54:40

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Secretary