

INTRODUCTION

In 2006, Colorado voters approved Referendum E, amending section 3.5 of article X of the Colorado Constitution. The amendment and subsequent legislation expanded the senior property tax exemption to include “qualifying disabled veterans.”

For disabled veterans who qualify, 50% of the first \$200,000 of actual value of the veteran’s primary residence is exempt from property taxation. The state reimburses the local governments for the lost revenue.

ELIGIBILITY REQUIREMENTS

Qualifying Disabled Veteran:

A qualifying disabled veteran is a person who meets each of the following requirements:

- An individual who served on active duty in the U.S. armed forces.
- An individual who was honorably discharged.
- An individual who sustained a service-connected disability that has been rated by the U.S. Department of Veterans Affairs as 100% “permanent and total.” VA unemployability awards do not meet the requirement for determining an applicant’s eligibility.

Ownership Requirement:

The veteran must own the property and must have been an owner of record since January 1 of the year of application. However, if the veteran’s spouse owns the property, the veteran may meet the ownership requirement if the couple was

married on or before January 1 and both have occupied the property as their primary residence since January 1.

If the property is owned by a trust, corporate partnership, or other legal entity, the veteran will meet the ownership requirement if each of the following items is true:

- The veteran or spouse is a maker of the trust or a principal of the corporate partnership or legal entity.
- The property was transferred solely for estate planning purposes.
- The veteran or spouse would otherwise be the owner of record.

Occupancy Requirement:

The veteran must occupy the property as his or her primary residence and must have done so since January 1 of the year of application. A primary residence is the place at which a person’s habitation is fixed.

If the veteran is confined to a hospital, nursing home or assisted living facility, the property will be considered the veteran’s primary residence if it is occupied by a spouse or a financial dependent or if the property is unoccupied.

If the veteran owns a multiple dwelling unit property, the exemption will only be granted to the unit occupied by the veteran as his or her primary residence.

APPLICATION PROCESS

Applications for the disabled veteran property tax exemption are available from the Colorado Department of Military and Veterans Affairs, Division of Veterans Affairs at www.dmva.state.co.us/page/va/prop_tax or the Division of Property Taxation’s website at <http://www.dola.state.co.us/dpt/forms/index.htm>.

Completed applications must be postmarked or delivered to the Division of Veterans Affairs by **July 1** of the year in which the exemption is requested. Late applications may be accepted through September 1 if the applicant can show good cause for missing the July 1 deadline.

Completed applications are confidential unless required for evidence in a legal proceeding or administrative hearing. In no event will Social Security numbers be divulged.

Review by the Division of Veterans Affairs:

The Division of Veterans Affairs determines if an applicant meets the eligibility requirements of a “qualifying disabled veteran” and sends notice of that determination to the applicant.

If the applicant meets the “qualifying disabled veteran” eligibility requirements, the Division of Veterans Affairs forwards the approved application to the appropriate county assessor for further review.

The Division of Veterans Affairs’ determination on whether or not an applicant meets the “qualifying disabled veteran” eligibility requirements is final and cannot be appealed.

Review by the County Assessor:

The county assessor determines if the property ownership and occupancy requirements are met. If the property qualifies, the assessor places the exemption on the property. Once an exemption application is filed and approved, the exemption remains in effect until a disqualifying event occurs.

If the property requirements are not met, the assessor sends a letter to the applicant explaining the reasons(s) for denial and providing instructions for appealing the assessor’s decision to the county board of equalization. No later than September 15, the applicant may request a hearing before the county board. The hearing must be held between September 1 and October 1. The decision of the county board may not be appealed.

Review by the Property Tax Administrator:

The Property Tax Administrator analyzes annual reports submitted by each county to determine if any applicant has filed applications for the senior citizen and/or the disabled veteran exemption on more than one property located in Colorado.

No later than November 1, the Property Tax Administrator denies the exemption of any applicant claiming multiple exemptions. Applicants denied the exemption may file a written protest with the Property Tax Administrator no later than November 15. If the protest is denied, the Property Tax Administrator provides a written statement of the basis for the denial to the applicant and the county assessor.

Applicants have the right to appeal the Property Tax Administrator's decision to the Board of Assessment Appeals within 30 days from the date the decision was mailed, § 39-2-125(1)(b), C.R.S.

Under no circumstances shall an exemption be allowed for property taxes assessed during any tax year prior to the year in which the veteran first files an exemption application.

No more than one exemption per tax year shall be allowed for a residential property, even if one or more of the owner-occupiers qualify for both the senior exemption and the disabled veteran exemption. Any applicant who attempts to claim exemption on more than one property, knowingly provides false information on an exemption application, or fails to provide notice to the county assessor of any change in the ownership or occupancy of a property within 60 days of such occurrence will be subject to the penalties prescribed by law.

ADDITIONAL INFORMATION

For additional information regarding the disabled veteran property tax exemption, contact the Colorado Division of Property Taxation at (303) 866-2371, your county assessor, or the Colorado Department of Military and Veterans Affairs, Division of Veterans Affairs.

Colorado Dept. of Military & Veterans Affairs
Division of Veterans Affairs
1355 S. Colorado Blvd., Bldg. C, Suite 113
Denver, Colorado 80222
Phone: (303) 343-1268
www.dmva.state.co.us/page/va/prop_tax

OFFICE OF THE COUNTY ASSESSOR

| | |
|-------------------------|----------------|
| Adams County..... | (720) 523-6038 |
| Alamosa County..... | (719) 589-6365 |
| Arapahoe County | (303) 795-4600 |
| Archuleta County..... | (970) 264-8310 |
| Baca County..... | (719) 523-4332 |
| Bent County | (719) 456-2010 |
| Boulder County | (303) 441-3530 |
| Broomfield County..... | (303) 464-5819 |
| Chaffee County | (719) 539-4016 |
| Cheyenne County | (719) 767-5664 |
| Clear Creek County..... | (303) 679-2322 |
| Conejos County..... | (719) 376-5585 |
| Costilla County..... | (719) 672-3642 |
| Crowley County..... | (719) 267-5229 |
| Custer County | (719) 783-2218 |
| Delta County | (970) 874-2120 |
| Denver County | (720) 913-4038 |
| Dolores County | (970) 677-2385 |
| Douglas County..... | (303) 660-7450 |
| Eagle County..... | (970) 328-8640 |
| Elbert County | (303) 621-3101 |
| El Paso County | (719) 520-6600 |
| Fremont County | (719) 276-7310 |
| Garfield County | (970) 945-9134 |
| Gilpin County..... | (303) 582-5451 |
| Grand County..... | (970) 725-3060 |
| Gunnison County | (970) 641-1085 |
| Hinsdale County..... | (970) 944-2224 |
| Huerfano County..... | (719) 738-1191 |
| Jackson County..... | (970) 723-4751 |
| Jefferson County | (303) 271-8600 |
| Kiowa County..... | (719) 438-5521 |
| Kit Carson County..... | (719) 346-8946 |
| Lake County..... | (719) 486-4110 |
| La Plata County..... | (970) 382-6221 |
| Larimer County..... | (970) 498-7050 |

OFFICE OF THE COUNTY ASSESSOR

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| Las Animas County..... | (719) 846-2295 |
| Lincoln County | (719) 743-2358 |
| Logan County | (970) 522-2797 |
| Mesa County..... | (970) 244-1610 |
| Mineral County..... | (719) 658-2669 |
| Moffat County | (970) 824-9102 |
| Montezuma County..... | (970) 565-3428 |
| Montrose County | (970) 249-3753 |
| Morgan County | (970) 542-3512 |
| Otero County | (719) 383-3010 |
| Ouray County..... | (970) 325-4371 |
| Park County | (719) 836-4331 |
| Phillips County | (970) 854-3151 |
| Pitkin County..... | (970) 920-5160 |
| Prowers County | (719) 336-8000 |
| Pueblo County | (719) 583-6597 |
| Rio Blanco County | (970) 878-9410 |
| Rio Grande County | (719) 657-3326 |
| Routt County..... | (970) 870-5544 |
| Saguache County | (719) 655-2521 |
| San Juan County | (970) 387-5632 |
| San Miguel County | (970) 728-3174 |
| Sedgwick County | (970) 474-2531 |
| Summit County | (970) 453-3480 |
| Teller County | (719) 689-2941 |
| Washington County | (970) 345-6662 |
| Weld County | (970) 353-3845 |
| Yuma County | (970) 332-5032 |

PREPARED BY:

Division of Property Taxation
Department of Local Affairs
State of Colorado
Reorder: m7 business systems
(303) 777-1277
15-DPT-AR PUB B7 (01/12)

PROPERTY TAX EXEMPTION FOR DISABLED VETERANS IN COLORADO



This brochure was created to provide general information regarding the disabled veteran property tax exemption. For additional information on this topic, as well as specific information on rebates and deferrals for persons with disabilities, please visit www.dola.colorado.gov/dpt.