

State of Arkansas
94th General Assembly
Regular Session, 2023

As Engrossed: H3/8/23
A Bill

HOUSE BILL 1475

By: Representatives Beaty Jr., *Gazaway, Hawk, J. Moore*

By: Senators Hill, Hester, B. Johnson

For An Act To Be Entitled

AN ACT TO AMEND THE PROPERTY TAX EXEMPTION FOR INTANGIBLE PERSONAL PROPERTY; TO IDENTIFY THE INTANGIBLE PERSONAL PROPERTY OF SELF-SERVICE STORAGE FACILITIES THAT IS EXEMPT FROM PROPERTY TAXES; TO REQUIRE A COUNTY ASSESSOR TO PROVIDE AN EXPLANATION RELATED TO A TAXPAYER'S INTANGIBLE PERSONAL PROPERTY; AND FOR OTHER PURPOSES.

Subtitle

TO IDENTIFY THE INTANGIBLE PERSONAL PROPERTY OF SELF-SERVICE STORAGE FACILITIES THAT IS EXEMPT FROM PROPERTY TAXES; AND TO REQUIRE A COUNTY ASSESSOR TO PROVIDE AN EXPLANATION RELATED TO A TAXPAYER'S INTANGIBLE PERSONAL PROPERTY.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 26-3-302 is amended to read as follows:
26-3-302. Intangible personalty.

(a) All intangible personal property in this state is exempt from all ad valorem tax levies of counties, cities, and school districts in the state.

(b)(1) Intangible personal property includes without limitation a permit or license required to place, operate, or maintain at a specific location one (1) or more structures or fixtures and the value associated with the permit or license to place, operate, or maintain at a specific location



the structures or fixtures.

(2) With respect to a self-service storage facility, as defined in § 18-16-401, intangible personal property includes without limitation goodwill, rental agreements, customer lists, security systems, future development opportunities, and management software.

(c) The exemption provided in this section applies with respect to the assessment and taxation of intangible personal property on and after January 1, 1976, and ad valorem taxes shall not be assessed or collected on intangible personal property for any period after January 1, 1976.

(d) Upon the request of a taxpayer, a county assessor shall provide to a taxpayer a written explanation of the value of the taxpayer's intangible personal property and how the value of the taxpayer's intangible personal property was excluded from the levy of ad valorem taxes.

SECTION 2. EFFECTIVE DATE. Section 1 of this act is effective for assessment years beginning on or after January 1, 2023.

/s/Beaty Jr.

APPROVED: 3/21/23