

Introduced by Senator Umberg

December 5, 2024

An act to amend Section 890.3 of the Military and Veterans Code, relating to veterans.

LEGISLATIVE COUNSEL'S DIGEST

SB 42, as introduced, Umberg. Veterans: benefits.

Under existing law, a claimant for disabled veterans' benefits is not ineligible for a disabled veterans' benefit for lack of certification of the disability of the veteran if there is a currently pending application to the United States Department of Veterans Affairs for certification of disability for that veteran and the subsequently received certification qualifies the veteran for the benefit.

This bill would make a technical, nonsubstantive change to that provision.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 890.3 of the Military and Veterans Code
- 2 is amended to read:
- 3 890.3. (a) (1) Notwithstanding any other law, on or after
- 4 January 1, 2001, a claimant is not ineligible for a disabled veterans'
- 5 benefit for lack of certification of disability of the veteran with
- 6 respect to whom the benefit is sought, if there is a currently pending
- 7 application to the United States Department of Veterans Affairs
- 8 (USDVA) for certification of disability for that veteran and the
- 9 subsequently received certification qualifies the veteran for the

1 benefit. An entity of state government, or any political subdivision
2 thereof, to which a claim for a disabled veterans' benefit is made,
3 shall require the claimant to provide written verification that an
4 application had been pending with the USDVA at the time the
5 claim for the disabled veterans' benefit is submitted.

6 (2) For purposes of this subdivision, "disabled veterans benefit"
7 means an exemption, privilege, service, or other legal benefit that
8 is provided pursuant to law by the state, or a political subdivision
9 thereof, exclusively to a disabled veteran, or their surviving spouse,
10 surviving domestic partner, parent, or child.

11 (b) (1) For purposes of applying the disabled veterans' property
12 tax exemption set forth in Section 205.5 of the Revenue and
13 Taxation Code, any amount of tax, including any interest or penalty
14 thereon, levied upon that portion of the assessed value of real
15 property that would have been exempt if the veteran's pending
16 application for certification of disability had been finalized, shall
17 be canceled or refunded if both of the following conditions are
18 met:

19 (A) The certification is received and is forwarded to the county
20 assessor.

21 (B) A return is made as required by Section 277 of the Revenue
22 and Taxation Code.

23 (2) ~~Any~~ A refund issued pursuant to this subdivision is subject
24 to the limitations periods for refunds set forth in Section 5097 of
25 the Revenue and Taxation Code.