

2007 SESSION

HOUSE SUBSTITUTE

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SENATE BILL NO. 1051

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the House Committee on Finance
on February 12, 2007)

(Patron Prior to Substitute—Senator Edwards)

A BILL to amend the Code of Virginia by adding a section numbered § 58.1-3221.2, relating to classification of real property for tax purposes.

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding a section numbered § 58.1-3221.2 as follows:

§ 58.1-3221.2. Classification of certain energy-efficient buildings for tax purposes.

Energy-efficient buildings, not including the real estate or land on which they are located, are hereby declared to be a separate class of property and shall constitute a classification for local taxation separate from other classifications of real property. The governing body of any county, city, or town may, by ordinance, levy a tax on the value of such buildings at a different rate from that of tax levied on other real property. The rate of tax imposed by any county, city, or town on such buildings shall not exceed that applicable to the general class of real property.

For purposes of this section, an energy-efficient building is any building that exceeds the energy efficiency standards prescribed in the Virginia Uniform Statewide Building Code by 30 percent. Energy-efficient building certification shall be determined by any qualified licensed engineer or contractor who is not related to the taxpayer and who shall certify to the taxpayer that he or she has qualifications to provide the certification.

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