# CLAIM FOR REASSESSMENT EXCLUSION FOR TRANSFER BETWEEN PARENT AND CHILD OCCURRING ON OR AFTER FEBRUARY 16, 2021



## Phong La ALAMEDA COUNTY ASSESSOR 1221 Oak St., Rm 145

1221 Oak St., Rm 145 Oakland, Ca. 94612-4288 (510) 272-3787 / FAX (510) 272-3803 www.acgov.org/assessor

NAME AND MAILING ADDRESS

# A. PROPERTY

ASSESSOR'S PARCEL/ID NUMBER

| PROPERTY ADDRESS                                       |   | CITY   |
|--|---|--|
| RECORDER'S DOCUMENT NUMBER                             |   | DATE OF PURCHASE OR TRANSFER                                 |
| PROBATE NUMBER (if applicable)                         | DATE OF DEATH (if applicable)   | DATE OF DECREE OF DISTRIBUTION (if applicable)               |
| B TRANSFEROR(S)/SELLER(S) (addi                        | tional transferors, please complete Section E on  | Page 3)  |
| Print full name(s) of transferor(s)                    | Name  | Name   |
| Family relationship(s) to transferee(s)                | Relationship  | Relationship   |
| 1. Was this property the transferor's f                | amily farm?   | operty used?   |
| □ Pasture/Grazing □ Agricultur                         | al Commodity 🛛 Cultivation:   |  |
| 2. Was this property the transferor's p                | orincipal residence?  |  |
| a. If yes, please check which of                       | the following exemptions was granted or eligible to   | be granted on this property.                                 |
| □ Homeowners' Exemption                                | Disabled Veterans' Exemption  |  |
| b. Is this property a multi-unit pr                    | operty? □ Yes □ No <b>If yes,</b> which unit was the tr   | ansferor <mark>'s</mark> principal residence?                |
| 3. Was only a partial in <mark>te</mark> rest in the p | rop <mark>ert</mark> y transferred? □ Yes □ No <b>If yes</b> , perce  | entage transferred %   |
| 4. Was this property owned in joint te                 | nancy? 🗆 Yes 🛛 No   |  |
|  | the m <mark>ed</mark> ium of a <mark>w</mark> ill and/or trust, you must atta                                 | ch a <mark>fu</mark> ll and complete copy of the will and/or |
| trust and all amendments.                              |   |  |
|  | CERTIFICATION   |  |
|  | ry under the laws of the State of California that the<br>nts, is true and correct to the best of my knowledge |  |
| , , , ,  | ed in Section D. I knowingly am granting this exclusion   | ,                      |

legal representative) of the transferees listed in Section D. I knowingly am granting this exclusion and will not file a claim to transfer the base year value of my principal residence under Revenue and Taxation Code section 69.6.

| SIGNATURE OF TRANSFEROR OR LEGAL REPRESENTATIVE      | PRINTED NAME | DATE                        |
|--|--------------|-----------------------------|
| SIGNATURE OF TRANSFEROR OR LEGAL REPRESENTATIVE<br>► | PRINTED NAME | DATE                        |
| MAILING ADDRESS                                      |              | DAYTIME PHONE NUMBER<br>( ) |
| CITY, STATE, ZIP                                     |              | EMAIL ADDRESS               |

(Please complete applicable information on reverse side.) THIS DOCUMENT IS NOT SUBJECT TO PUBLIC INSPECTION



#### C. PARENT-CHILD RELATIONSHIP INFORMATION

- 1. If child was adopted, age at time of adoption:
- 2. If stepparent/stepchild relationship is involved, was the parent still married to or in a registered domestic partnership (*"registered" means registered with the California Secretary of State*) with the stepparent on the date of purchase or transfer?  $\Box$  Yes  $\Box$  No
- 3. If NO, was the marriage or registered domestic partnership terminated by: Death Divorce/Termination of partnership
- 4. If terminated by death, had the surviving stepparent remarried or entered into a registered domestic partnership as of the date of purchase or transfer? 

  Yes 
  No
- 5. If in-law relationship is involved, was the child-in-law still married to or in a registered domestic partnership with the child on the date of purchase or transfer? 
  Yes No
- 6. If NO, was the marriage or registered domestic partnership terminated by: Death Divorce/Termination of partnership
- 7. If terminated by death, had the surviving child-in-law remarried or entered into a registered domestic partnership as of the date of purchase or transfer? 
  Yes 
  No

| D. TRA            | NSFEREE(S)/BUYER(S) (additional transferees, please complete Section F on Page 3)  |
|-------------------|--|
| Print fu          | Il name(s) of transferee(s) Name Name  |
| Family<br>transfe | relationship(s) to<br>ror(s) Relationship  |
| 1. Is th          | nis property the transferee's family farm?   Yes  No   |
| 2. Is th          | nis property currently the transferee's principal residence?   |
|                   | If yes, complete sections a, b, c, d, e, and f below:  |
|                   | If no, date the transferee intends to occupy the property as the principal residence:  |
| a.                | Is this property a multi-unit property?  Yes INO If yes, which unit is the transferee's principal residence:                       |
| b.                | Has the transferee applied for a Homeowners' or Disabled Veterans' Exemption?  Yes No  |
|                   | If yes, complete sections c, d, e, and f.  |
|                   | If no, to be eligible for the exclusion, the transferee must file and be eligible for one of the exemptions within one year of the |
|                   | transfer date. If the exemption claim is filed after the one-year period, prospective relief may be available.                     |
| C.                | Name of transferee who filed or will be filing the exemption claim:  |
| d.                | Type of Exemption:  Homeowners' Exemption Disabled Veterans' Exemption   |
| e.                | Date the transferee occupied this property as a principal residence:(month/day/year)   |
| f.                | Does the transferee own another property that is or was their principal residence?   |
|                   | If yes, please provide the address below and the move-out date.  |
| ADDRES            |  |
| CITY, ST          | ATE, ZIP MOVE-OUT DATE (month/day/year)  |
|                   |  |

CERTIFICATION

I certify (or declare) under penalty of perjury under the laws of the State of California that the foregoing and all information hereon, including any accompanying statements or documents, is true and correct to the best of my knowledge and that I am the parent or child (or transferee's legal representative) of the transferors listed in Section B.

| SIGNATURE OF TRANSFEREE OR LEGAL REPRESENTATIVE      | PRINTED NAME |              | DATE                        |
|--|--------------|--------------|-----------------------------|
| •  |              |              |                             |
| SIGNATURE OF TRANSFEREE OR LEGAL REPRESENTATIVE<br>▶ | PRINTED NAME |              | DATE                        |
| MAILING ADDRESS                                      |              |              | DAYTIME PHONE NUMBER<br>( ) |
| CITY, STATE, ZIP                                     |              | EMAIL ADDRES | S                           |

Note: The Assessor may contact you for additional information.

# THIS DOCUMENT IS NOT SUBJECT TO PUBLIC INSPECTION



#### E. ADDITIONAL TRANSFEROR(S)/SELLER(S)

| PRINT NAME | SIGNATURE | RELATIONSHIP TO<br>TRANSFEREE |
|------------|-----------|-------------------------------|
|            |           |                               |
|            |           |                               |
|            |           |                               |

## F. ADDITIONAL TRANSFEREE(S)/BUYER(S)

| PRINT NAME | RELATIONSHIP TO<br>TRANSFEROR |
|------------|-------------------------------|
| THIS IS    |                               |
| SAMPL      | E!                            |
| DO NO      | 7                             |
| USE!       |                               |

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#### CLAIM FOR REASSESSMENT EXCLUSION FOR TRANSFER BETWEEN PARENT AND CHILD OCCURRING ON OR AFTER FEBRUARY 16, 2021 Revenue and Taxation Code Section 63.2 Property Tax Rule 462.520

For transfers occurring on or after February 16, 2021, section 2.1(c) of article XIII A of the California Constitution, implemented by Revenue and Taxation Code section 63.2, provides that the terms "purchase" or "change in ownership" do not include the purchase or transfer of a family home or family farm between parents and their children.

For purposes of this exclusion, a "child" means any of the following:

- A child born of the parent, except a child who has been adopted by another person.
- A stepchild, while the relationship of stepparent and stepchild exists.
- An in-law child, while the in-law relationship exists.
- A child adopted by the parent pursuant to statute, other than an individual adopted after reaching 18 years of age.
- A foster child of a state-licensed foster parent.

A family home must have been the principal residence of the transferor and must continue or become the principal residence of the transferee within one year of the date of transfer or change in ownership. For real property that is sold or gifted, the date of recording of the deed is presumed to be the date of transfer or change in ownership. For real property that is inherited via trust, will, or intestate succession, date of death is the date of change in ownership. For real property that is inherited via trust, will, or intestate succession, date of death is the date of change in ownership. For a family home, the transferee must file for the homeowners' or disabled veterans' exemption within one year of the date of transfer or change in ownership. If the exemption claim is filed after the one-year period, prospective relief may be available.

A family farm is any real property that is under cultivation or being used for pasture or grazing, or that is used to produce any agricultural commodity. "Agricultural commodity" means any and all plant and animal products produced in this state for commercial purposes, including, but not limited to, plant products used for producing biofuels, and cultivated industrial hemp (Government Code section 51201).

If the assessed value of the family home or each legal parcel of a family farm on the date of transfer exceeds the sum of the factored base year value plus \$1 million, the amount in excess of this sum will be added to the factored base year value. Beginning February 16, 2023, and every other February thereafter, the \$1 million amount will be adjusted by the percentage change in the Housing Price Index for California for the previous calendar year, as determined by the Federal Housing Finance Agency. For further information, please see the State Board of Equalization's website at <a href="https://www.boe.ca.gov/prop19">www.boe.ca.gov/prop19</a>.

Exclusion filing requirements:

- For a family farm, this claim form must be completed, signed by the transferor(s) and the transferee, and filed with the Assessor.
- For a family home, (1) this claim form must be completed, signed by the transferor(s) and the transferee, and filed with the Assessor; and (2) an eligible transferee must file for the homeowners' or disabled veterans' exemption within **one year** of the date of transfer or change in ownership.

This claim form is timely if it is filed within three years after the date of purchase or transfer, or prior to the transfer of the real property to a third party, whichever is earlier. If a claim form has not been filed by the date specified in the preceding sentence, it will be timely if filed within six months after the date of mailing of a notice of supplemental or escape assessment issued as a result of the purchase or transfer for which this claim is filed.

If either claim is not timely filed, prospective relief may be available.

This claim form is for transfers occurring on or after February 16, 2021. For transfers occurring on or before February 15, 2021, please file claim form BOE-58-AH, Claim for Reassessment Exclusion for Transfer Between Parent and Child.

**NOTE:** A county board of supervisors may authorize a one-time processing fee of not more than \$175 to recover costs incurred by the County Assessor due to the failure of an eligible transferee to file a claim for the parent-child change in ownership exclusion after two written requests have been sent to an eligible transferee by the County Assessor.

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