ASSESSMENT OF PROPERTY IF THREATENED OR
ENDANGERED SPECIES IS PRESENT

2013 GENERAL SESSION
STATE OF UTAH

Chief Sponsor: Michael E. Noel
Senate Sponsor: Evan J. Vickers

LONG TITLE

General Description:
This bill amends provisions related to the assessment of property if a threatened or endangered species is present.

Highlighted Provisions:
This bill:
- defines terms;
- requires a county assessor to consider in the county assessor's determination of the fair market value of property whether a threatened or endangered species is present; and
- makes technical and conforming changes.

Money Appropriated in this Bill:
None

Other Special Clauses:
This bill takes effect on January 1, 2014.

Utah Code Sections Affected:
ENACTS:
59-2-301.5, Utah Code Annotated 1953

Be it enacted by the Legislature of the state of Utah:
Section 1. Section 59-2-301.5 is enacted to read:
59-2-301.5. Definitions -- Assessment of property if threatened or endangered
species is present.

(1) As used in this section:
   (a) "Endangered" is as defined in Section 23-13-2.
   (b) "Threatened" is as defined in Section 23-13-2.

(2) In assessing the fair market value of property, a county assessor shall consider as part of the determination of fair market value whether a threatened or endangered species is present on any portion of the property, including any impacts the presence of the threatened or endangered species has on:
   (a) the functionality of the property;
   (b) the ability to use the property; and
   (c) property rights.

(3) This section does not prohibit a county assessor from including as part of a determination of the fair market value of property any other factor affecting the fair market value of the property.

Section 2. **Effective date.**

This bill takes effect on January 1, 2014.