

**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:



28 Section 1. Section **59-2-301.5** is enacted to read:

29 **59-2-301.5. Definitions -- Assessment of property if threatened or endangered**
30 **species is present.**

31 (1) As used in this section:

32 (a) "Endangered" is as defined in Section 23-13-2.

33 (b) "Threatened" is as defined in Section 23-13-2.

34 (2) In assessing the fair market value of property, a county assessor shall consider as
35 part of the determination of fair market value whether a threatened or endangered species is
36 present on the property, including any impacts the presence of the threatened or endangered
37 species has on:

38 (a) the functionality of the property;

39 (b) the ability to use the property; and

40 (c) property rights.

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

44 Section 2. **Effective date.**

45 This bill takes effect on January 1, 2014.

Legislative Review Note
as of 2-4-13 4:46 PM

Office of Legislative Research and General Counsel