

1 **RESIDENTIAL EXEMPTION ON PROPERTY**

2 **TAX**

3 1999 GENERAL SESSION

4 STATE OF UTAH

5 **Sponsor: Thomas V. Hatch**

6 AN ACT RELATING TO THE PROPERTY TAX ACT; LIMITING THE RESIDENTIAL
7 EXEMPTION TO 45% OF THE FIRST \$250,000 OF THE PROPERTY'S FAIR MARKET
8 VALUE; MAKING TECHNICAL CHANGES; AND PROVIDING FOR RETROSPECTIVE
9 OPERATION.

10 This act affects sections of Utah Code Annotated 1953 as follows:

11 AMENDS:

12 **59-2-103**, as last amended by Chapter 275, Laws of Utah 1995

13 *Be it enacted by the Legislature of the state of Utah:*

14 Section 1. Section **59-2-103** is amended to read:

15 **59-2-103. Rate of assessment of property -- Residential property.**

16 (1) All tangible taxable property shall be assessed and taxed at a uniform and equal rate
17 on the basis of its fair market value, as valued on January 1, unless otherwise provided by law.

18 (2) ~~[Beginning] Except as provided in Subsection (3), beginning on January 1, [1995]~~
19 1999, the first \$250,000 of fair market value of residential property shall be reduced by 45%,
20 representing a residential exemption allowed under Utah Constitution Article XIII, Section 2[-
21 Utah Constitution].

22 ~~(3) The residential exemption for a person who obtains a homeowner's credit under~~
23 Section 59-2-1208 is as provided in:

24 (a) Section 59-2-1204; and

25 (b) Subsection 59-2-1207(7)(b).

26 ~~[(3)] (4) No more than one acre of land per residential unit may qualify for the residential~~
27 exemption.

28 Section 2. **Retrospective operation.**

29 This act has retrospective operation to January 1, 1999.

Legislative Review Note
as of 12-15-98 12:36 PM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel