



House of Representatives *State of Utah*

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February 17, 2005

Mr. Speaker:

The Revenue and Taxation Committee reports a favorable recommendation on **H.B. 324**, TAXABLE VALUE ADJUSTMENT FOR PROPERTY DAMAGED BY A NATURAL DISASTER, by Representative B. Last, with the following amendments:

1. *Page 1, Lines 13 through 14:*

13 This bill:

► provides that, before completing and delivering the assessment book to the county auditor, the assessor shall adjust the assessment of property in the assessment book to reflect an adjustment in the taxable value of any property damaged by natural disaster if the adjustment is made by the county board of equalization on or before May 15;

14 ▶ defines terms;

2. *Page 1, Lines 25 through 26:*

25 Other Special Clauses:

26 {~~None~~} This bill provides retrospective operation.

3. *Page 1, Line 27:*

27 Utah Code Sections Affected:

AMENDED:

59-2-311, as last amended by Chapters 75 and 86, Laws of Utah 2000

4. *Page 2, Lines 31 through 32:*

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

Section 1. Section 59-2-311 is amended to read:

59-2-311. Completion and delivery of assessment book -- Signed

Bill Number



HB0324

Action Class



H

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statement required -- Contents of signed statement -- Adjustment of assessment in assessment book .

(1) Prior to May 22 each year, the assessor shall complete and deliver the assessment book to the county auditor.

(2) The assessor shall subscribe and sign a statement in the assessment book substantially as follows:

I, _____, the assessor of _____ County, do swear that before May 22, _____(year), I made diligent inquiry and examination, and either personally or by deputy, established the value of all of the property within the county subject to assessment by me; that the property has been assessed on the assessment book equally and uniformly according to the best of my judgment, information, and belief at its fair market value; that I have faithfully complied with all the duties imposed on the assessor under the revenue laws including the requirements of Section 59-2-303.1; and that I have not imposed any unjust or double assessments through malice or ill will or otherwise, or allowed anyone to escape a just and equal assessment through favor or reward, or otherwise.

(3) Before completing and delivering the assessment book under Subsection (1), the assessor shall adjust the assessment of property in the assessment book to reflect an adjustment in the taxable value of any property if the adjustment in taxable value is made:

(a) by the county board of equalization under Section 59-2-1004.5; and

(b) on or before May 15.

32 Section {~~1~~} 2 . Section 59-2-1004.5 is enacted to read:

5. Page 3, Line 88:

88 this section may appeal that decision under Section 59-2-1006.

= Section 3. Retrospection operation.

This bill provides retrospective operation to January 1, 2005.

6. Page 1, Line 10:

After "provide a" delete "tax" and insert "valuation"

7. Page 1, Line 16:

Delete "tax" and insert "valuation"

Bill Number



HB0324

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8. *Page 1, Line 22:* Delete "tax" and insert "valuation"
9. *Page 2, Line 55:* Delete "tax" and insert "valuation"
10. *Page 3, Line 60:* Delete "tax" and insert "valuation"
11. *Page 3, Line 61:* Delete "tax" and insert "valuation"

Respectfully,

Wayne A. Harper
Committee Chair

Voting: 14-0-1

3 HB0324.HC1.WPD 2/17/05 11:15 am bhowe/BRH TRV/MDA

Bill Number



HB0324

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