



UTAH STATE SENATE

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January 28, 2005

Mr. President:

The Revenue and Taxation Committee reports a favorable recommendation on **S.B. 121**, PROPERTY TAX EXEMPTION AMENDMENTS, by Senator C. Bramble, with the following amendments:

1. *Page 1, Lines 18 through 24:*

- 18 ▶ provides that, for property acquired after December 31, 2005, when
19 the property ceases
20 to qualify for ~~{a charitable}~~ an exemption for property owned by a
21 nonprofit entity and used exclusively for religious, charitable, or educational
22 purposes or a government exemption because of a
23 change in the ownership of the property, the new owner shall pay a proportional tax
24 based upon the period of time:
- beginning on the day that the new owner acquired the property; and
 - ending on the last day of the calendar year during which the new owner acquired
- the property;

▶ provides that, for property acquired after December 31, 2005, when the property ceases to qualify for an exemption for property owned by a nonprofit entity and used exclusively for religious, charitable, or educational purposes or a government exemption because of a change in ownership of the property, the new owner and previous owner of the property are required to report the acquisition of the property to the county assessor within 30 days from the day that the new owner acquired the property;

2. *Page 2, Lines 48 through 50:*

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48 (a) "~~{charitable}~~ exclusive exemption" means a property tax exemption
49 under Subsection (3)(d),
50 for property owned by a nonprofit entity that is used exclusively for religious, charitable,
or
50 educational purposes;

3. Page 4, Lines 103 through 112:

103 (4) Subject to Subsection (5), if property that is allowed ~~{a charitable}~~ an
exclusive exemption or a
104 government exemption ceases to qualify for the exemption because of a change in the
105 ownership of the property ~~{.}~~ :
(a) the new owner of the property shall pay a proportional tax based
106 upon the period of time:
107 ~~{(a)}~~ (i) beginning on the day that the new owner acquired the property;
and
108 ~~{(b)}~~ (ii) ending on the last day of the calendar year during which the new
owner acquired
109 the property ~~{.}~~ ; and
(b) the new owner of the property and the person from whom the new owner
acquires the property shall notify the county assessor, in writing, of the change in
ownership of the property within 30 days from the day that the new owner acquires
the property.
110 (5) Notwithstanding Subsection (4) (a), the proportional tax described in
Subsection (4) (a) :
111 (a) is subject to any ~~{charitable}~~ exclusive exemption or government
112 exemption that the property is
entitled to under the new ownership of the property; and

4. Page 7, Lines 201 through 206:

201 (10) (a) For purposes of this Subsection (10), "~~{charitable}~~ exclusive
exemption" is as defined in

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202 Section 59-2-1101.
203 (b) (i) For purposes of Subsection (1)(a), and except as provided in Subsections
204 (10)(b)(ii) and (iii), when a person acquires property on or after January 1 that qualifies
for ~~{a~~
205 ~~charitable}~~ an exclusive exemption, that person may apply for the
~~{charitable}~~ exclusive exemption on or before the later
206 of:

5. Page 7, Line 210 through Page 8, Line 215:

210 (ii) Notwithstanding Subsection (10)(b)(i), a person who acquires property on or
after
211 January 1, 2004, and before January 1, 2005, that qualifies for ~~{a charitable}~~ an
exclusive exemption, may
212 apply for the ~~{charitable}~~ exclusive exemption for the 2004 calendar year on or
before September 30, 2005.
213 (iii) Notwithstanding Subsection (10)(b)(i), a person who acquires property on or
after
214 January 1, 2005, and before January 1, 2006, that qualifies for ~~{a charitable}~~ an
exclusive exemption, may
215 apply for the ~~{charitable}~~ exclusive exemption for the 2005 calendar year on or
before the later of:

Respectfully,

Curtis S. Bramble
Committee Chair

Voting: 6-0-2

3 SB0121.SCI.WPD bhowe/BRH TRV/MDA 1/28/05 9:52 am

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