

PERSONAL PROPERTY AUDITS

2011 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Ralph Okerlund

House Sponsor: Richard A. Greenwood

LONG TITLE

General Description:

This bill modifies a provision relating to personal property audits.

Highlighted Provisions:

This bill:

► modifies a provision relating to who bears the cost of personal property audits by requiring ~~§~~→ [a county] the taxing entity for which the audit was performed ←~~§~~ to bear the full cost.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

59-2-705, as last amended by Laws of Utah 1988, Chapter 3

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

Section 1. Section **59-2-705** is amended to read:

59-2-705. Personal property audits -- Records confidential -- Cost.

(1) The commission shall provide the services of qualified personal property appraisers for the purpose of auditing taxable personal property accounts in each county. The results of the audits shall be reported to the assessor of the county. The reports shall constitute the

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28 confidential records of the commission and the assessor's office but the commission or the
29 assessor may publish statistical information based upon the audits. The accounts to be audited
30 shall be determined by the commission and the county assessor.

31 (2) The costs of all personal property audits made pursuant to Subsection (1) shall be
32 computed by the commission upon the basis of the number of days of services rendered, and
33 [70%] all of the cost shall be borne [by the commission and 30%] by the ~~§~~→ [county] taxing entity
33a for which the audit was performed ←~~§~~ . To assist the
34 counties in budgeting for these services, the commission shall submit to each county assessor
35 not later than May 1 of each year an estimate of the costs of the audits for the following fiscal
36 year.

Legislative Review Note
as of 2-15-11 2:54 PM

Office of Legislative Research and General Counsel

FISCAL NOTE

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SHORT TITLE: **Personal Property Audits - As Amended**

SPONSOR: **Okerlund, R.**

2011 GENERAL SESSION, STATE OF UTAH

STATE GOVERNMENT (UCA 36-12-13(2)(b))

Enacting this bill shifts auditing costs to the taxing entity for which an audit is performed and saves the State Tax Commission's Property Tax Division \$200,000.

STATE BUDGET DETAIL TABLE

	FY 2011	FY 2012	FY 2013
Revenue	\$0	\$0	\$0
Expenditure:			
Education Fund	\$0	(\$200,000)	(\$200,000)
Dedicated Credits	\$0	\$200,000	\$200,000
Total Expenditure	\$0	\$0	\$0
Net Impact, All Funds (Rev.-Exp.)	\$0	\$0	\$0
Net Impact, General/Education Funds	\$0	\$200,000	\$200,000

LOCAL GOVERNMENTS (UCA 36-12-13(2)(c))

Shifting this responsibility will cost local taxing entities about \$200,000.

DIRECT EXPENDITURES BY UTAH RESIDENTS AND BUSINESSES (UCA 36-12-13(2)(d))

Enacting this bill likely will not result in direct, measurable expenditures by Utah residents or businesses.