

1 **ASSESSMENT OF PROPERTY IF THREATENED OR**
2 **ENDANGERED SPECIES IS PRESENT**

3 2013 GENERAL SESSION

4 STATE OF UTAH

5 **Chief Sponsor: Michael E. Noel**

6 Senate Sponsor: Evan J. Vickers

8 **LONG TITLE**

9 **General Description:**

10 This bill amends provisions related to the assessment of property if a threatened or
11 endangered species is present.

12 **Highlighted Provisions:**

13 This bill:

- 14 ▶ defines terms;
- 15 ▶ requires a county assessor to consider in the county assessor's determination of the
16 fair market value of property whether a threatened or endangered species is present;
- 17 and
- 18 ▶ makes technical and conforming changes.

19 **Money Appropriated in this Bill:**

20 None

21 **Other Special Clauses:**

22 This bill takes effect on January 1, 2014.

23 **Utah Code Sections Affected:**

24 ENACTS:

25 **59-2-301.5**, Utah Code Annotated 1953

27 *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 any portion of the property, including any impacts the presence of the threatened or
37 endangered 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.