

1 **PAYMENT OF PROPERTY TAX AMENDMENTS**

2 2015 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: R. Curt Webb**

5 Senate Sponsor: _____

7 **LONG TITLE**

8 **General Description:**

9 This bill addresses the payment of property taxes.

10 **Highlighted Provisions:**

11 This bill:

12 ▶ addresses due dates for the payment of property taxes;

12a ~~H~~→ ▶ addresses closure of the county treasurer's office for the posting of property tax
12b payments; ←~~H~~

13 ▶ provides that a county treasurer or other public official, public entity, or public
14 employee may not require a property tax to be paid before the due date; and

15 ▶ makes technical and conforming changes.

16 **Money Appropriated in this Bill:**

17 None

18 **Other Special Clauses:**

19 None

20 **Utah Code Sections Affected:**

21 **AMENDS:**

22 **59-2-1330**, as last amended by Laws of Utah 2008, Chapters 61, 231, 236, and 301

23 **59-2-1331**, as last amended by Laws of Utah 2014, Chapter 279

24 **59-2-1332**, as last amended by Laws of Utah 2009, Chapter 388

25 **59-2-1332.5**, as last amended by Laws of Utah 2011, Chapter 422

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



183 substituted in Subsection (1)(a) and Subsection 59-2-1332(1) for November 30; and

184 (ii) the date of the day occurring 30 days after the date under Subsection (1)(b)(i) shall
185 be substituted in Subsection 59-2-1332(1) for December 30.

186 (c) If a property tax is paid or postmarked after the due date described in this

187 Subsection (1) ~~H~~→ [;

188 ~~—(i) ~~H~~ the property tax is delinquent ~~H~~→ [;and] .~~

189 ~~[(ii) the county treasurer shall close the treasurer's office for the posting of current year~~
190 ~~tax payments until a delinquent list has been prepared.] ~~H~~~~

191 (d) A county treasurer or other public official, public entity, or public employee may
192 not require the payment of a property tax before the due date described in this Subsection (1).

193 (2) (a) Except as provided in Subsection (2)(e), for each parcel, all delinquent taxes on
194 each separately assessed parcel are subject to a penalty of 2.5% of the amount of the delinquent
195 taxes or \$10, whichever is greater.

196 (b) Unless the delinquent taxes, together with the penalty, are paid on or before January
197 31, the amount of taxes and penalty shall bear interest on a per annum basis from the January 1
198 immediately following the delinquency date.

199 (c) Except as provided in Subsection (2)(d), for purposes of Subsection (2)(b), the
200 interest rate is equal to the sum of:

201 (i) 6%; and

202 (ii) the federal funds rate target:

203 (A) established by the Federal Open Markets Committee; and

204 (B) that exists on the January 1 immediately following the date of delinquency.

205 (d) The interest rate described in Subsection (2)(c) may not be:

206 (i) less than 7%; or

207 (ii) more than 10%.

208 (e) The penalty described in Subsection (2)(a) is 1% of the amount of the delinquent
209 taxes or \$10, whichever is greater, if all delinquent taxes and the penalty are paid on or before
210 the January 31 immediately following the delinquency date.

211 (3) If the delinquency exceeds one year, the amount of taxes and penalties for that year
212 and all succeeding years shall bear interest until settled in full through redemption or tax sale.

213 The interest rate to be applied shall be calculated for each year as established under Subsection