

HOUSE AMENDMENTS TO HOUSE BILL 4017

By COMMITTEE ON RURAL COMMUNITIES

February 14

1 On page 1 of the printed bill, line 2, after the first semicolon delete the rest of the line.

2 Delete lines 5 through 21 and delete pages 2 through 9 and insert:

3 **“SECTION 1. (1) Subsection (2) of this section applies to a lien created by an assessment**
4 **or subsequent reassessment of property by a city for a local improvement district if:**

5 **“(a) The owner of the property or a predecessor in interest to the property objected to**
6 **or remonstrated against the formation of the district;**

7 **“(b) The assessment or reassessment was imposed after January 1, 2008, and before**
8 **January 1, 2009; and**

9 **“(c) The assessment or reassessment was in an amount:**

10 **“(A) Greater than twice the real market value of the property as shown on the last cer-**
11 **tified property tax assessment roll on the date the assessment or reassessment was imposed;**
12 **and**

13 **“(B) That exceeded the real market value of the property determined under subparagraph**
14 **(A) of this paragraph by more than \$1.4 million.**

15 **“(2) If, in any current or future litigation regarding a lien described in subsection (1) of**
16 **this section, the court finds that the assessment or reassessment exceeded the dollar value**
17 **of the special benefit to the property attributable to the local improvement on the date the**
18 **assessment or reassessment was imposed:**

19 **“(a) The court shall issue a judgment revising the assessment or reassessment down to**
20 **the dollar value of the special benefit to the property attributable to the local improvement**
21 **on the date the assessment or reassessment was imposed.**

22 **“(b) Notwithstanding any other provision of law, redemption of the property may be made**
23 **by any person entitled to redeem the property within two years following the issuance of the**
24 **court’s judgment under paragraph (a) of this subsection by paying to the treasurer of the**
25 **city the purchase price of the property at the sale on execution and the amount of any taxes,**
26 **assessments or liens upon the property that are paid after the sale on execution by the**
27 **purchaser at the sale. The payment in redemption of the property under this paragraph may**
28 **not include any amounts for penalty or interest.**

29 **“(c) The city may not be deemed the prevailing party in the litigation for any purpose.**

30 **“SECTION 2. Section 1 of this 2014 Act is repealed on January 2, 2025.**

31 **“SECTION 3. This 2014 Act being necessary for the immediate preservation of the public**
32 **peace, health and safety, an emergency is declared to exist, and this 2014 Act takes effect**
33 **on its passage.”.**

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