

**SB 837 STAFF MEASURE SUMMARY**

**Carrier:** Rep. Hernandez

**House Committee On Revenue**

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**Action Date:** 05/29/19

**Action:** Do Pass.

**Vote:** 6-0-1-0

**Yeas:** 6 - Findley, Hernandez, Marsh, Nathanson, Reschke, Smith G

**Exc:** 1 - Smith Warner

**Fiscal:** Has minimal fiscal impact

**Revenue:** Revenue impact issued

**Prepared By:** Jaime McGovern, Economist

**Meeting Dates:** 5/14, 5/29

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**WHAT THE MEASURE DOES:**

Allows real market value (RMV) to be adjusted subsequent to a Board of property tax appeals (BOPTA), or other adjudicated decision if the property is sold within 5 years.

**ISSUES DISCUSSED:**

- Appeals process.
- Circumstances in which real market value can be adjusted.
- Right of property owner to pursue successive appeals.
- Obligation of assessor to maintain an accurate tax roll.

**EFFECT OF AMENDMENT:**

No amendment.

**BACKGROUND:**

In general, if a property owner is not satisfied with the real market value of their property, they have the ability, through several avenues, to appeal the real market value of their property on the roll. If one of the adjudicating bodies, BOPTA, the tax court of appeals, or DOR decides in the favor of the property owner, then the value is frozen at that adjudicated level for five years. Currently, statute provides specific conditions under which RMV may be adjusted in the five years following an adjudicated decision. Those include property additions, subdividing and rezoning. This bill adds the condition of sale to that list. In particular, if the adjudicated value satisfies the property owner, then the property can not increase in value on the roll for five years (absent aforementioned circumstances). However, the property owner still maintains the right to further appeal the value in the following year, yet current statute does not allow roll correction in the other direction in the case of a sale. This bill provides that permissive option.