

HB1001_L.023

PROPOSED CONFERENCE COMMITTEE AMENDMENT
ON HB14-1001

[See Explanation at End of Amendment]

BY REPRESENTATIVE(S)
also SENATOR(S)

HB14-1001 be amended as follows:

1 Amend rerevised bill, strike everything below the enacting clause and
2 substitute:

3 "SECTION 1. In Colorado Revised Statutes, **amend** 39-5-117 as
4 follows:

5 **39-5-117. Property improvements destroyed after assessment**
6 **date.** (1) Whenever any improvements are destroyed or demolished
7 subsequent to the assessment date in any year, it is the duty of the owner
8 thereof or the owner's agent to promptly notify the assessor of such
9 destruction or demolition and the date upon which the same occurred.
10 EXCEPT AS SET FORTH IN SUBSECTION (2) OF THIS SECTION, in all such
11 cases, such improvements shall be valued by the assessor at the
12 proportion of its valuation for the full calendar year that the period of
13 time in such year prior to its destruction or demolition bears to the full
14 calendar year. Failure of the owner thereof or of the owner's agent to so
15 notify the assessor prior to the date taxes are levied shall be considered
16 a waiver, and no proportionate valuation by the assessor shall then be
17 required UNDER THIS SUBSECTION (1), NOR SHALL SUBSECTION (2) OF THIS
18 SECTION APPLY.

19 (2) (a) IF AN IMPROVEMENT WITHIN A COUNTY IS DESTROYED
20 AFTER THE ASSESSMENT DATE IN ANY YEAR BY A NATURAL CAUSE AS
21 DEFINED IN SECTION 39-1-102 (8.4), AS DETERMINED BY THE COUNTY
22 ASSESSOR IN THE COUNTY IN WHICH THE IMPROVEMENT IS LOCATED, THE
23 ASSESSOR MAY, IN HIS OR HER SOLE DISCRETION, TREAT THE
24 IMPROVEMENT AS BEING DESTROYED FOR THE FULL CALENDAR YEAR. IF
25 THERE IS MORE THAN ONE IMPROVEMENT WITHIN THE COUNTY DESTROYED
26 BY THE SAME NATURAL CAUSE, AN ASSESSOR SHALL TREAT ALL
27 IMPROVEMENTS FOR WHICH HE OR SHE RECEIVED NOTICE PURSUANT TO
28 SUBSECTION (1) OF THIS SECTION IN THE SAME MANNER UNDER THIS
29 PARAGRAPH (a).

1 (b) IF UNDER PARAGRAPH (a) OF THIS SUBSECTION (2) THE
2 ASSESSOR ELECTS TO TREAT ONE OR MORE IMPROVEMENTS AS BEING
3 DESTROYED FOR A FULL CALENDAR AFTER THE TAXES HAVE BEEN PAID,
4 THE COUNTY TREASURER SHALL REFUND THE TAXPAYER, WITHOUT
5 INTEREST, FOR ANY EXCESS TAXES PAID, AND ALL TAXING ENTITIES SHALL
6 PAY THE COUNTY THEIR PROPORTIONAL SHARE FOR THE TAXES REFUNDED.
7 **SECTION 2. Safety clause.** The general assembly hereby finds,
8 determines, and declares that this act is necessary for the immediate
9 preservation of the public peace, health, and safety."

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Explanation:

This amendment is outside the scope of the differences between the two houses.