

SB227 L.002

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Finance.

SB15-227 be amended as follows:

- 1 Amend reengrossed bill, page 3, line 24, after "OWNER" insert "UNDER
2 THE PENALTY OF PERJURY IN THE SECOND DEGREE".
- 3 Page 3, line 26, strike "SECTION; AND" and substitute "SECTION AND THAT
4 THERE IS ONLY ONE BUILDING UNIT CLAIMED AS A RESIDENTIAL STORAGE
5 CONDOMINIUM UNIT FOR THE OWNER'S RESIDENCE; AND".
- 6 Page 4, line 4, after the period add "IF AN OWNER CLAIMS MORE THAN ONE
7 BUILDING UNIT AS A RESIDENTIAL STORAGE CONDOMINIUM UNIT RELATED
8 TO A RESIDENCE, THEN NONE OF THE BUILDING UNITS CLAIMED FOR THE
9 RESIDENCE QUALIFY AS RESIDENTIAL STORAGE CONDOMINIUM UNITS FOR
10 THAT PROPERTY TAX YEAR."
- 11 Page 4, after line 20 insert:
- 12 "(d) IN ADDITION TO ANY PENALTIES PRESCRIBED BY LAW FOR
13 PERJURY IN THE SECOND DEGREE, IF A PERSON KNOWINGLY PROVIDES
14 FALSE INFORMATION ON THE AFFIDAVIT OF INTENDED USE, THEN:
- 15 (I) THE BUILDING UNIT SHALL NOT QUALIFY AS A RESIDENTIAL
16 STORAGE UNIT;
- 17 (II) THE PERSON IS REQUIRED TO PAY, TO THE TREASURER OF ANY
18 COUNTY IN WHICH A BUILDING UNIT IMPROPERLY QUALIFIED AS A
19 RESIDENTIAL STORAGE CONDOMINIUM UNIT DUE TO THE FALSE
20 INFORMATION, AN AMOUNT EQUAL TO THE AMOUNT OF PROPERTY TAXES
21 NOT PAID AS A RESULT OF THE IMPROPER CLASSIFICATION; AND
- 22 (III) THE PERSON SHALL, UPON CONVICTION OF PERJURY, BE
23 REQUIRED TO PAY TO THE TREASURER OF ANY COUNTY IN WHICH A
24 BUILDING UNIT IMPROPERLY QUALIFIED AS A RESIDENTIAL STORAGE
25 CONDOMINIUM UNIT DUE TO THE FALSE INFORMATION, AN ADDITIONAL
26 AMOUNT EQUAL TO TWICE THE AMOUNT OF THE PROPERTY TAXES NOT
27 PAID AS A RESULT OF THE IMPROPER CLASSIFICATION PLUS INTEREST.
28 INTEREST IS CALCULATED AT THE ANNUAL RATE CALCULATED PURSUANT
29 TO SECTION 39-21-110.5 (2) AND (3) FROM THE DATE THE INVALID
30 AFFIDAVIT WAS FILED UNTIL THE DATE THE APPLICANT MAKES THE
31 PAYMENT REQUIRED BY THIS SUBPARAGRAPH (III)."

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