

SENATE COMMITTEE OF REFERENCE REPORT

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Chairman of Committee

February 20, 2013  
Date

Committee on Business, Labor, & Technology.

After consideration on the merits, the Committee recommends the following:

SB13-155 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend printed bill, page 3, line 11, strike everything after "companies."  
2 and substitute "LICENSED AD VALOREM APPRAISERS LICENSED".
- 3 Page 4, line 26, strike "CERTIFIED" and substitute "LICENSED".
- 4 Page 5, line 4, strike "CERTIFIED" and substitute "LICENSED".
- 5 Page 6, line 7, strike ""CERTIFIED" and substitute ""LICENSED".
- 6 Page 6, line 14, strike "CERTIFIED" and substitute "LICENSED".
- 7 Page 6, line 18, strike "CERTIFIED" and substitute "LICENSED".
- 8 Page 7, line 10, strike "CERTIFIED" and substitute "LICENSED".
- 9 Page 8, line 14, strike "and has good moral character" and substitute "~~and~~  
10 ~~has good moral character~~".
- 11 Page 9, line 2, strike "CERTIFIED" and substitute "LICENSED".
- 12 Page 10, line 12, strike "CERTIFIED" and substitute "LICENSED".
- 13 Page 10, line 13, strike "CERTIFIED" and substitute "LICENSED".

- 1 Page 11, line 6, strike "truthfulness, honesty, and" and substitute  
2 "truthfulness AND honesty and".
- 3 Page 11, line 7, strike "moral character," and substitute "~~moral~~  
4 ~~character,~~".
- 5 Page 11, line 12, strike everything after "company."
- 6 Page 11, strike lines 13 and 14.
- 7 Page 12, line 1, strike "(1) (a)".
- 8 Page 12, line 1, strike everything after "and" and substitute "(11) as  
9 follows:".
- 10 Page 12, strike line 2.
- 11 Page 12, strike lines 6 through 13.
- 12 Page 12, strike lines 24 through 27.
- 13 Page 13, strike lines 1 through 3.
- 14 Page 16, line 1, strike "CERTIFIED" and substitute "LICENSED".
- 15 page 16, after line 27 insert:
- 16 **"SECTION 15.** In Colorado Revised Statutes, 39-2-123, **amend**  
17 (2) as follows:
- 18 **39-2-123. Board of assessment appeals created - members -**  
19 **compensation.** (2) Effective July 1, 1991, the existing board of  
20 assessment appeals is abolished, and the terms of members of the board  
21 then serving are terminated. Effective July 1, 1991, except as otherwise  
22 provided in section 39-2-125 (1) (c) (I), the new board shall be comprised  
23 of three members who shall be appointed by the governor with the  
24 consent of the senate. Members of the board shall be experienced in  
25 property valuation and taxation and shall be public employees, as defined  
26 in section 24-10-103 (4) (a), C.R.S., who are not subject to the state  
27 personnel system laws. One of such members shall be or shall have been,  
28 within the five years immediately preceding the date of initial  
29 appointment, actively engaged in agriculture. On and after June 1, 1993,

1 members shall be ~~registered~~; licensed or certificated pursuant to the  
2 provisions of part 7 of article 61 of title 12, C.R.S., and, if any member  
3 fails to become so ~~registered~~; licensed or certificated by said date, the  
4 office of such member shall be deemed to be vacated and shall be filled  
5 in the same manner as other vacancies. Initial appointments to the board  
6 shall be as follows: One member shall be appointed for a term of two  
7 years, and two members shall be appointed for terms of four years.  
8 Thereafter, appointments to the board shall be for terms of four years  
9 each. Service on the board shall be at the pleasure of the governor, who  
10 may appoint a replacement to serve for the unexpired term of any  
11 member. Such replacement shall be appointed with the consent of the  
12 senate. Any other vacancies on the board shall be filled by appointment  
13 by the governor with the consent of the senate for the unexpired term.

14 **SECTION 16.** In Colorado Revised Statutes, 39-8-108.5, **amend**  
15 (1) (b) introductory portion as follows:

16 **39-8-108.5. Arbitration of property valuations - arbitrators -**  
17 **qualifications - procedures.** (1) (b) Except as otherwise provided in  
18 paragraph (c) of this subsection (1), persons on such list shall be, in  
19 addition to any other qualifications deemed necessary by the board,  
20 experienced in the area of property taxation, on and after June 1, 1993, be  
21 ~~registered~~; licensed or certificated pursuant to part 7 of article 61 of title  
22 12, C.R.S., and be any one of the following:

23 **SECTION 17.** In Colorado Revised Statutes, 28-3-106, **amend**  
24 (1) (s) (I) as follows:

25 **28-3-106. Powers and duties of adjutant general.** (1) The  
26 adjutant general has the following powers and duties:

27 (s) (I) If, in the judgment of the adjutant general, any real estate  
28 which has been acquired for military purposes is unsuitable for military  
29 purposes, the adjutant general, by and with the approval of the governor,  
30 in writing, has authority to sell, trade, or otherwise dispose of such real  
31 estate, but, except as otherwise provided by subparagraph (II) of this  
32 paragraph (s), such real estate shall not be disposed of for less than its  
33 appraised value. The appraised value of such real estate shall be  
34 determined by an appraiser who is ~~registered~~; licensed or certificated  
35 pursuant to part 7 of article 61 of title 12, C.R.S., and who is selected by  
36 the adjutant general from a list of three qualified individuals submitted to  
37 the adjutant general by the department. Appraisers shall be selected for  
38 the list, and their fees shall be negotiated in accordance with the standards  
39 established by part 14 of article 30 of title 24, C.R.S. The adjutant  
40 general, by and with the advice and approval of the governor, is  
41 authorized to lease any property belonging to the department when it is

1 not needed for the immediate use of the department. All conveyances  
2 which are required for the purpose of this section shall be executed by the  
3 governor under the seal of the state, and the proceeds of all sales, trades,  
4 or other disposition shall be placed in an account to be invested by the  
5 state treasurer as provided in section 24-36-113, C.R.S. Any interest  
6 earned on the investment or deposit of such proceeds shall remain in such  
7 account and shall not be credited to the general fund or any other fund of  
8 the state. Said proceeds and any interest thereon shall be disbursed by  
9 authority of the adjutant general, subject to appropriation by the general  
10 assembly, only for the construction, repair, improvement, acquisition, or  
11 costs of acquisition or sale of armories throughout the state. Costs of  
12 acquisition or sale shall include but need not be limited to appraisals, site  
13 surveys, environmental surveys, title work, property inspections, closing  
14 costs, legal fees, real estate fees, site preparation, or utility studies. Prior  
15 to disposing of any real property pursuant to the provisions of this  
16 paragraph (s), the adjutant general shall submit a report to the capital  
17 development committee which describes such real property, the  
18 maintenance costs related to such real property, the current value of such  
19 real property, any conditions or limitations which may restrict the use of  
20 such real property, and the terms of the proposed disposition of such real  
21 property. The capital development committee shall review any such report  
22 which is submitted to the capital development committee and shall  
23 provide recommendations to the adjutant general concerning the proposed  
24 real property disposition within thirty days after the date of receipt of such  
25 report. The adjutant general shall not complete any such real property  
26 disposition without considering any recommendations of the capital  
27 development committee which are provided within such thirty-day  
28 period."

29 Renumber succeeding sections accordingly.

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