



28 (1) ~~[For purposes of]~~ As used in this section:

29 (a) (i) "Acquisition cost" means all costs required to put an item of tangible personal  
30 property into service; and

31 (ii) includes:

32 (A) the purchase price for a new or used item;

33 (B) the cost of freight and shipping;

34 (C) the cost of installation, engineering, erection, or assembly; and

35 (D) sales and use taxes.

36 (b) (i) "Item of taxable tangible personal property" does not include an improvement to  
37 real property or a part that will become an improvement.

38 (ii) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the  
39 commission may make rules defining the term "item of taxable tangible personal property."

40 (c) (i) "Taxable tangible personal property" means tangible personal property that is  
41 subject to taxation under this chapter.

42 (ii) "Taxable tangible personal property" does not include:

43 (A) tangible personal property required by law to be registered with the state before it  
44 is used:

45 (I) on a public highway;

46 (II) on a public waterway;

47 (III) on public land; or

48 (IV) in the air;

49 (B) a mobile home as defined in Section 41-1a-102; or

50 (C) a manufactured home as defined in Section 41-1a-102.

51 (2) (a) The taxable tangible personal property of a taxpayer is exempt from taxation if  
52 the taxable tangible personal property has a total aggregate taxable value per county of \$10,000  
53 or less.

54 (b) In addition to the exemption under Subsection (2)(a), an item of taxable tangible  
55 personal property~~[-, except for an item of noncapitalized personal property as defined in Section~~  
56 ~~59-2-108;]~~ is exempt from taxation if the item of taxable tangible personal property~~[:(i)]~~ has an  
57 acquisition cost of \$1,000 or less~~[:];~~.

58 ~~[(ii) has reached a percent good of 15% or less according to a personal property~~

59 schedule published by the commission pursuant to Section ~~59-2-107~~, and]  
60 [(iii) is in a personal property schedule with a residual value of 15% or less.]  
61 (3) (a) For calendar years beginning on or after January 1, 2015, the commission shall  
62 increase the dollar amount described in Subsection (2)(a):  
63 (i) by a percentage equal to the percentage difference between the consumer price  
64 index for the preceding calendar year and the consumer price index for calendar year 2013; and  
65 (ii) up to the nearest \$100 increment.  
66 (b) For purposes of this Subsection (3), the commission shall calculate the consumer  
67 price index as provided in Sections 1(f)(4) and 1(f)(5), Internal Revenue Code.  
68 (c) If the percentage difference under Subsection (3)(a)(i) is zero or a negative  
69 percentage, the consumer price index increase for the year is zero.  
70 (4) (a) For the first calendar year in which a taxpayer qualifies for an exemption  
71 described in Subsection (2), a county assessor may require the taxpayer to file a signed  
72 statement described in Section ~~59-2-306~~.  
73 (b) Notwithstanding Section ~~59-2-306~~ and subject to ~~H~~→ **[Subsection] Subsections (4)(c)**  
73a **and** ~~←H~~ (5), for a calendar  
74 year in which a taxpayer qualifies for an exemption described in Subsection (2) after the  
75 calendar year described in Subsection (4)(a), ~~H~~→ **[a signed statement described in Section ~~59-2-306~~**  
76 **with respect to the taxable tangible personal property that is exempt under Subsection (2) may**  
77 **only require the taxpayer to certify, under penalty of perjury, that the taxpayer qualifies for the**  
78 **exemption under Subsection (2)] a county assessor may not require the taxpayer to:**  
78a **(i) file another signed statement; or**  
78b **(ii) certify that the taxpayer qualifies for the exemption under Subsection (2)**  
78c **(c) If a taxpayer that has claimed an exemption under Subsection (2) no longer qualifies**  
78d **to claim the exemption, the taxpayer shall notify the county assessor in writing on a form**  
78e **provided by the county assessor.** ~~←H~~  
79 (5) A signed statement with respect to qualifying exempt primary residential rental  
80 personal property is as provided in Section ~~59-2-103.5~~.  
81 (6) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the



82 commission may make rules to administer this section and provide for uniform  
83 implementation.

84 Section 2. **Repealer.**

85 This bill repeals:

86 Section **59-2-108, Election for assessment and taxation of noncapitalized personal**  
87 **property according to a schedule.**

88 Section 3. **Effective date.**

89 This bill takes effect on January 1, 2016.

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**Legislative Review Note**  
as of 2-11-15 4:02 PM

**Office of Legislative Research and General Counsel**

**H.B. 327**

