

HOUSE BILL NO. 60
INTRODUCED BY HARRINGTON

IN THE HOUSE

JANUARY 3, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON STATE ADMINISTRATION.
JANUARY 4, 1989	FIRST READING.
JANUARY 5, 1989	ON MOTION, REREFERRED TO COMMITTEE ON TAXATION.
JANUARY 18, 1989	COMMITTEE RECOMMEND BILL DO PASS AS AMENDED. REPORT ADOPTED.
JANUARY 19, 1989	PRINTING REPORT.
JANUARY 21, 1989	SECOND READING, DO PASS AS AMENDED. ENGROSSING REPORT.
JANUARY 23, 1989	THIRD READING, PASSED. AYES, 72; NOES, 24. TRANSMITTED TO SENATE.

IN THE SENATE

JANUARY 25, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON LOCAL GOVERNMENT. FIRST READING.
MARCH 1, 1989	COMMITTEE RECOMMEND BILL BE CONCURRED IN AS AMENDED. REPORT ADOPTED.
MARCH 3, 1989	SECOND READING, CONCURRED IN.
MARCH 6, 1989	THIRD READING, CONCURRED IN. AYES, 43; NOES, 6. RETURNED TO HOUSE WITH AMENDMENTS.

IN THE HOUSE

APRIL 11, 1989

RECEIVED FROM SENATE.

SECOND READING, AMENDMENTS
CONCURRED IN.

APRIL 12, 1989

THIRD READING, AMENDMENTS
CONCURRED IN.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 HB BILL NO. 60
2 INTRODUCED BY Hamilton
3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO SPECIFY
5 QUALIFICATIONS FOR THE OFFICE OF COUNTY ASSESSOR; TO MANDATE
6 EDUCATIONAL REQUIREMENTS FOR THE CERTIFICATION OF COUNTY
7 ASSESSORS; TO MANDATE CONTINUING EDUCATION REQUIREMENTS FOR
8 COUNTY ASSESSORS; AND AMENDING SECTIONS 15-1-202 AND
9 15-8-103, MCA."

10
11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

12 **Section 1. Qualifications for office of county**
13 **assessor -- forfeiture of office.** (1) In addition to the
14 qualifications set forth in 7-4-2201, to be eligible for the
15 office of assessor, a person must, at the time of election
16 or appointment to office, be a high school graduate or must
17 have been issued an equivalency of completion of secondary
18 education as provided for in 20-7-131 or a similar
19 equivalency certification issued by another state or
20 jurisdiction.

21 (2) Each assessor, before entering the duties of his
22 office, must:

23 (a) take and file with the county clerk the
24 constitutional oath of office; and

25 (b) certify to the county clerk that:

1 (i) he has satisfactorily completed the assessor
2 certification training as provided in [section 3]; or
3 (ii) he intends to take the assessor certification
4 training at the next offering.

5 (3) An assessor forfeits his office for failure to
6 take and satisfactorily complete the assessor certification
7 training within 36 months after taking office by election or
8 appointment or for failure to satisfactorily complete annual
9 continuing education as provided in [section 3], unless the
10 board of county commissioners finds that:

11 (a) the assessor is excused for reasons beyond his
12 control, including illness, a death in the family, or other
13 good cause; or

14 (b) there is no other qualified person available for
15 appointment as assessor.

16 **Section 2. Purpose.** The legislature hereby establishes
17 a system of instruction, examination, and certification for
18 all county assessors for the following purposes:

19 (1) to establish and document the achievement of
20 competency requirements for county assessors and to assure
21 that all assessors possess and are able to apply the
22 knowledge, skills, and abilities required in the daily
23 performance of assessor duties; and

24 (2) to benefit the interests of local government
25 units, property taxpayers, and property tax administrators

1 statewide by the professional development and increased
2 competency of elected or appointed county assessors.

3 **Section 3. Assessor certification training and**
4 **continuing education.** (1) The department of revenue shall
5 conduct annual assessor certification training and
6 continuing education. The cost of conducting such education
7 must be borne by the department. The department shall pay
8 the mileage, per diem, and salary of each assessor attending
9 and the mileage and per diem of each assessor-elect
10 attending.

11 (2) The annual assessor certification training
12 includes:

13 (a) personal property assessment training;

14 (b) training in fundamentals of real property
15 appraisal in the course I format of the international
16 association of assessing officers; and

17 (c) training in property tax administration, personnel
18 management, fiscal management, public relations, assessor
19 ethics, and related public management principles.

20 (3) The annual assessor continuing education must
21 include 18 hours of advanced training covering the subjects
22 described in subsection (2).

23 (4) An assessor shall satisfactorily complete 18 hours
24 of advanced training within a 3-year period.

25 (5) The department shall issue an assessor a document

1 acknowledging that he is a certified assessor upon his
2 satisfactory completion of the training in subsection (2)
3 and 18 months' service as an elected or appointed assessor.

4 **Section 4.** Section 15-1-202, MCA, is amended to read:

5 "15-1-202. Enforcement of revenue laws. (1) The
6 department of revenue may direct proceedings, actions, and
7 prosecutions to be instituted to enforce the laws relating
8 to the penalties, liabilities, and punishment of public
9 officials and persons or their agents for failure or neglect
10 to comply with the provisions of the statutes governing the
11 revenue of the state or municipal corporations. The
12 department shall cause complaints to be made against
13 assessors and other public officers to the proper district
14 court for their removal from office for official misconduct,
15 or neglect of duty, or failure of an assessor to comply with
16 the certification or continuing education requirements of
17 [section 3].

18 (2) The department may require county attorneys to
19 assist in the commencement and prosecution of actions and
20 proceedings in their respective counties for penalties,
21 forfeitures, removals, and punishment for violations of the
22 laws of the state in respect to the assessment of property
23 and other revenue laws or for failure of an assessor to
24 comply with the certification or continuing education
25 requirements of [section 2].

1 (3) Nothing in this section affects the authority of
2 any other person, public officer, or public body to pursue
3 any other legal process for the removal from office of an
4 assessor who forfeits office for failure to comply with
5 certification and continuing education requirements."

6 **Section 5.** Section 15-8-103, MCA, is amended to read:

7 "15-8-103. Department to conduct assessing appraisal
8 schools. The department of revenue shall schedule and hold
9 area schools within the state for appraisers and assessors
10 as often as it considers necessary. The costs of such
11 appraisers and assessors attending shall be borne by the
12 state. The department shall notify all assessors and
13 appraisers at least 6 months before such a school is
14 scheduled. All ~~assessors~~ and appraisers shall attend."

15 **Section 6.** Extension of authority. Any existing
16 authority to make rules on the subject of the provisions of
17 [this act] is extended to the provisions of [this act].

18 **Section 7.** Codification instruction. (1) [Section 1]
19 is intended to be codified as an integral part of Title 7,
20 chapter 4, part 30, and the provisions of Title 7 apply to
21 [section 1].

22 (2) [Sections 2 and 3] are intended to be codified as
23 an integral part of Title 15, chapter 8, part 1, and the
24 provisions of Title 15 apply to [sections 2 and 3].

-End-

STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for HB060, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

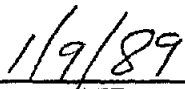
An act to specify qualifications for the office of County Assessor; to mandate educational requirements for the certification of county assessors; to mandate continuing education requirements for county assessors.

ASSUMPTIONS:

1. Each year of the biennium 60 people will be trained.
2. Beginning FY 92, approximately 20 people will be trained every 3 years.
3. Training will require 5 nights lodging at \$24.96 per night per person.
4. Room and equipment rental will cost \$1500.
5. University fees (printing, consulting, salaries, etc.) will cost \$5322.
6. Travel costs will be \$2400.
7. Meals will cost \$5040.

FISCAL IMPACT:

<u>Expenditure Impact:</u>	<u>FY90</u>			<u>FY91</u>		
	<u>Current Law</u>	<u>Proposed Law</u>	<u>Difference</u>	<u>Current Law</u>	<u>Proposed Law</u>	<u>Difference</u>
Operating Expense						
General Fund	\$ 0	\$ 21,750	\$ 21,750	\$ 0	\$ 21,750	\$ 21,750

RAY SHACKLEFORD, BUDGET DIRECTOR
Office of Budget and Program Planning

DATE



DAN W. HARRINGTON, PRIMARY SPONSOR

DATE

Fiscal Note for HB060, as introduced

HB 60

RE-REFERRED AND
APPROVED BY COMMITTEE
ON TAXATION

HOUSE BILL NO. 60

INTRODUCED BY HARRINGTON

A BILL FOR AN ACT ENTITLED: "AN ACT TO SPECIFY QUALIFICATIONS FOR THE OFFICE OF COUNTY ASSESSOR; TO MANDATE EDUCATIONAL REQUIREMENTS FOR THE CERTIFICATION OF COUNTY ASSESSORS; TO MANDATE CONTINUING EDUCATION REQUIREMENTS FOR COUNTY ASSESSORS; AND AMENDING SECTIONS SECTION 15-1-202 AND 15-8-103, MCA; AND PROVIDING AN EFFECTIVE DATE AND AN APPLICABILITY DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

NEW SECTION. **Section 1.** Qualifications for office of county assessor -- forfeiture of office. (1) In addition to the qualifications set forth in 7-4-2201, ~~to-be-eligible-for the-office-of-assessor--a-person-must--at--the--time--of election-or-appointment-to-office--be-a-high-school-graduate or--must--have--been--issued-an-equivalency-of-completion-of secondary-education-as-provided-for-in-20-7-131-or-a-similar equivalency--certification--issued-by--another--state---or jurisdiction--~~

~~{2}--Each EACH~~ assessor, before entering the duties of his office, must:

(a) take and file with the county clerk the constitutional oath of office; and

(b) certify to the county clerk that:

(i) he has satisfactorily completed the assessor certification training as provided in [section 3(2)]; or

(ii) he intends to take the assessor certification training at the next offering.

~~{3}~~(2) An assessor forfeits his office for failure to take and satisfactorily complete the assessor certification training within 36 24 months after taking office by election or appointment or for failure to satisfactorily complete annual continuing education as provided in [section 3], unless the board of county commissioners finds that:

(a) the assessor is excused for reasons beyond his control, including illness, a death in the family, or other good cause; or

(b) there is no other qualified person available for appointment as assessor.

NEW SECTION. **Section 2.** Purpose. The legislature hereby establishes a system of instruction, examination, and certification for all county assessors for the following purposes:

(1) to establish and document the achievement of competency requirements for county assessors and to assure that all assessors possess and are able to apply the knowledge, skills, and abilities required in the daily performance of assessor duties; and

(2) to benefit the interests of local government units, property taxpayers, and property tax administrators statewide by the professional development and increased competency of elected or appointed county assessors.

NEW SECTION. **Section 3. Assessor certification training and continuing education.** (1) The department of revenue shall conduct annual assessor certification training and continuing education. The cost of conducting such education must be borne by the department. The department shall pay the mileage, AND per diem, ~~and salary~~ of each assessor attending and the mileage ~~and per diem~~ of each assessor-elect attending.

(2) The annual assessor certification training includes:

- (a) personal property assessment training;
- (b) training in fundamentals of real property appraisal in the course I format of the international association of assessing officers; and
- (c) training in property tax administration, personnel management, fiscal management, public relations, assessor ethics, and related public management principles.

(3) The annual assessor continuing education must include 18 hours of advanced training covering the subjects described in subsection (2).

(4) An assessor shall satisfactorily complete 18 hours

of advanced training within a 3-year period.

(5) The department shall issue an assessor a document acknowledging that he is a certified assessor upon his satisfactory completion of the training in subsection (2) and 18 months' service as an elected or appointed assessor.

Section 4. Section 15-1-202, MCA, is amended to read:

"15-1-202. Enforcement of revenue laws. (1) The department of revenue may direct proceedings, actions, and prosecutions to be instituted to enforce the laws relating to the penalties, liabilities, and punishment of public officials and persons or their agents for failure or neglect to comply with the provisions of the statutes governing the revenue of the state or municipal corporations. The department shall cause complaints to be made against assessors and other public officers to the proper district court for their removal from office for official misconduct, or neglect of duty, or failure of an assessor to comply with the certification or continuing education requirements of [section 3].

(2) The department may require county attorneys to assist in the commencement and prosecution of actions and proceedings in their respective counties for penalties, forfeitures, removals, and punishment for violations of the laws of the state in respect to the assessment of property and other revenue laws or for failure of an assessor to

1 comply with the certification or continuing education
2 requirements of [section 2 3].

3 (3) Nothing in this section affects the authority of
4 any other person, public officer, or public body to pursue
5 any other legal process for the removal from office of an
6 assessor who forfeits office for failure to comply with
7 certification and continuing education requirements."

8 ~~Section 5.--Section 15-8-103, MCA, is amended to--read:~~

9 ~~"15-8-103.--Department--to--conduct--assessing appraisal~~
10 ~~schools.--The department of revenue shall schedule and--hold~~
11 ~~area--schools--within the state for appraisers and assessors~~
12 ~~as often as--it--considers--necessary.--The--costs--of--such~~
13 ~~appraisers--and--assessors--attending--shall be borne by the~~
14 ~~state.--The--department--shall--notify--all--assessors--and~~
15 ~~appraisers--at--least--6--months--before--such a school is~~
16 ~~scheduled.--All assessors and appraisers shall attend."~~

17 NEW SECTION. Section 5. Extension of authority. Any
18 existing authority to make rules on the subject of the
19 provisions of [this act] is extended to the provisions of
20 [this act].

21 NEW SECTION. Section 6. Codification instruction. (1)
22 [Section 1] is intended to be codified as an integral part
23 of Title 7, chapter 4, part 30, and the provisions of Title
24 7 apply to [section 1].

25 (2) [Sections 2 and 3] are intended to be codified as

1 an integral part of Title 15, chapter 8, part 1, and the
2 provisions of Title 15 apply to [sections 2 and 3].

3 NEW SECTION. SECTION 7. EFFECTIVE DATE --
4 APPLICABILITY. [THIS ACT] IS EFFECTIVE JANUARY 1, 1991, AND
5 APPLIES TO AN ASSESSOR WHOSE TERM OF OFFICE BEGINS ON OR
6 AFTER JANUARY 1, 1991.

-End-

HOUSE BILL NO. 60

INTRODUCED BY HARRINGTON

A BILL FOR AN ACT ENTITLED: "AN ACT TO SPECIFY QUALIFICATIONS FOR THE OFFICE OF COUNTY ASSESSOR; TO MANDATE EDUCATIONAL REQUIREMENTS FOR THE CERTIFICATION OF COUNTY ASSESSORS; TO MANDATE CONTINUING EDUCATION REQUIREMENTS FOR COUNTY ASSESSORS; AND AMENDING SECTIONS SECTION 15-1-202 AND 15-8-103, MCA; AND PROVIDING AN EFFECTIVE DATE AND AN APPLICABILITY DATE DATES."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

NEW SECTION. Section 1. Qualifications for office of county assessor -- forfeiture of office. (1) In addition to the qualifications set forth in 7-4-2201, ~~to-be-eligible-for the-office-of-assessor,--a-person--must,--at--the--time--of election-or-appointment-to-office,--be-a-high-school-graduate or--must--have--been--issued-an-equivalency-of-completion-of secondary-education-as-provided-for-in-20-7-131-or-a-similar equivalency--certification--issued--by--another---state---or jurisdiction.~~

~~(2)~~ Each EACH assessor, before entering the duties of his office, must:

(a) take and file with the county clerk the constitutional oath of office; and

(b) certify to the county clerk that:

(i) he has satisfactorily completed the assessor certification training as provided in [section 3(2)]; or

(ii) he intends to take the assessor certification training at the next offering.

~~(3)~~(2) An assessor forfeits his office for failure to take and satisfactorily complete the assessor certification training within 36 24 months after taking office by election or appointment or for failure to satisfactorily complete annual continuing education as provided in [section 3], unless the board of county commissioners finds that:

(a) the assessor is excused for reasons beyond his control, including illness, a death in the family, or other good cause; or

(b) there is no other qualified person available for appointment as assessor.

NEW SECTION. Section 2. Purpose. The legislature hereby establishes a system of instruction, examination, and certification for all county assessors for the following purposes:

(1) to establish and document the achievement of competency requirements for county assessors and to assure that all assessors possess and are able to apply the knowledge, skills, and abilities required in the daily performance of assessor duties; and

(2) to benefit the interests of local government units, property taxpayers, and property tax administrators statewide by the professional development and increased competency of elected or appointed county assessors.

NEW SECTION. **Section 3. Assessor certification training and continuing education.** (1) The department of revenue shall conduct annual assessor certification training and continuing education. The cost of conducting such education must be borne by the department. The department shall pay the mileage, AND per diem, ~~and salary~~ of each assessor attending and the mileage ~~and per diem~~ of each assessor-elect attending.

(2) The annual assessor certification training includes:

- (a) personal property assessment training;
- (b) training in fundamentals of real property appraisal in the course I format of the international association of assessing officers; and
- (c) training in property tax administration, personnel management, fiscal management, public relations, assessor ethics, and related public management principles.

(3) The annual assessor continuing education must include 18 hours of advanced training covering the subjects described in subsection (2).

(4) An assessor shall satisfactorily complete 18 hours

of advanced training within a 3-year period.

(5) The department shall issue an assessor a document acknowledging that he is a certified assessor upon his satisfactory completion of the training in subsection (2) and 18 months' service as an elected or appointed assessor.

Section 4. Section 15-1-202, MCA, is amended to read:

"15-1-202. Enforcement of revenue laws. (1) The department of revenue may direct proceedings, actions, and prosecutions to be instituted to enforce the laws relating to the penalties, liabilities, and punishment of public officials and persons or their agents for failure or neglect to comply with the provisions of the statutes governing the revenue of the state or municipal corporations. The department shall cause complaints to be made against assessors and other public officers to the proper district court for their removal from office for official misconduct, or neglect of duty, or failure of an assessor to comply with the certification or continuing education requirements of [section 3].

(2) The department may require county attorneys to assist in the commencement and prosecution of actions and proceedings in their respective counties for penalties, forfeitures, removals, and punishment for violations of the laws of the state in respect to the assessment of property and other revenue laws or for failure of an assessor to

1 comply with the certification or continuing education
2 requirements of [section 2 3].

3 (3) Nothing in this section affects the authority of
4 any other person, public officer, or public body to pursue
5 any other legal process for the removal from office of an
6 assessor who forfeits office for failure to comply with
7 certification and continuing education requirements."

8 ~~Section 5. Section 15-8-103, MCA, is amended to read:~~

9 ~~"15-8-103. Department to conduct assessing appraisals~~
10 ~~schools. The department of revenue shall schedule and hold~~
11 ~~area schools within the state for appraisers and assessors~~
12 ~~as often as it considers necessary. The costs of such~~
13 ~~appraisers and assessors attending shall be borne by the~~
14 ~~state. The department shall notify all assessors and~~
15 ~~appraisers at least 6 months before such a school is~~
16 ~~scheduled. All assessors and appraisers shall attend."~~

17 NEW SECTION. SECTION 5. TRANSITION. A PERSON WHO, ON
18 [THE EFFECTIVE DATE OF THIS ACT], HOLDS THE OFFICE OF COUNTY
19 ASSESSOR FORFEITS HIS OFFICE FOR FAILURE TO TAKE AND
20 SATISFACTORILY COMPLETE THE ASSESSOR CERTIFICATION TRAINING
21 AS PROVIDED IN [SECTION 3(2)] WITHIN 24 MONTHS AFTER [THE
22 EFFECTIVE DATE OF THIS ACT] OR HIS APPOINTMENT TO THE
23 OFFICE, WHICHEVER IS LATER, OR FOR FAILURE TO SATISFACTORILY
24 COMPLETE ANNUAL CONTINUING EDUCATION AS PROVIDED IN [SECTION
25 3], UNLESS THE BOARD OF COUNTY COMMISSIONERS FINDS THAT:

1 (1) THE ASSESSOR IS EXCUSED FOR REASONS BEYOND HIS
2 CONTROL, INCLUDING ILLNESS, A DEATH IN THE FAMILY, OR OTHER
3 GOOD CAUSE; OR

4 (2) THERE IS NO OTHER QUALIFIED PERSON AVAILABLE FOR
5 APPOINTMENT AS ASSESSOR.

6 NEW SECTION. Section 6. Extension of authority. Any
7 existing authority to make rules on the subject of the
8 provisions of [this act] is extended to the provisions of
9 [this act].

10 NEW SECTION. Section 7. Codification instruction. (1)
11 [Section 1] is intended to be codified as an integral part
12 of Title 7, chapter 4, part 30, and the provisions of Title
13 7 apply to [section 1].

14 (2) [Sections 2 and 3] are intended to be codified as
15 an integral part of Title 15, chapter 8, part 1, and the
16 provisions of Title 15 apply to [sections 2 and 3].

17 NEW SECTION. SECTION 8. EFFECTIVE DATE --
18 APPLICABILITY. (1) [THIS ACT] IS EFFECTIVE JANUARY JULY 1,
19 1991, AND APPLIES TO AN ASSESSOR WHOSE TERM OF OFFICE BEGINS
20 ON OR AFTER JANUARY 17, 1991 1989.

21 (2) [SECTION 1] APPLIES TO:

22 (A) AN ASSESSOR WHOSE TERM OF OFFICE BEGINS ON OR
23 AFTER JANUARY 1, 1991; OR

24 (B) A PERSON APPOINTED TO FILL THE TERM OF AN ASSESSOR
25 WHOSE TERM OF OFFICE WOULD HAVE BEGUN ON JANUARY 1, 1991, IF

1 THE APPOINTEE WAS APPOINTED BETWEEN THE TIME THAT THE
2 ASSESSOR WAS ELECTED BUT PRIOR TO JANUARY 1, 1991.

3 (3) [SECTIONS 2 THROUGH 8] APPLY JULY 1, 1989, AND
4 THEREAFTER.

5 (4) [SECTION 5] TERMINATES JANUARY 1, 1991.

-End-

(6)

SENATE STANDING COMMITTEE REPORT

March 1, 1989

MR. PRESIDENT:

We, your committee on Local Government, having had under consideration HB 60 (third reading copy -- blue), respectfully report that HB 60 be amended and as so amended be concurred in:

Sponsor: Harrington (Walker)

1. Title, line 9.

Following: "DATE"

Strike: remainder of line 9 through "DATES" on line 10

2. Page 2, line 8.

Following: "36"

Strike: "24"

Insert: "36"

3. Page 5, line 17 through page 6, line 5.

Strike: section 5 in its entirety

Renumber: subsequent sections

4. Page 6, line 18.

Following: "JANUARY"

Strike: "JULY"

Insert: "JANUARY"

5. Page 6, line 19.

Following: line 18

Insert: "1991."

6. Page 6, line 20 through page 7, line 5.

Following: "1991" on line 20

Strike: remainder of section 8 in its entirety

AND AS AMENDED BE CONCURRED IN

Signed:


Ethel M. Harding, Chairman

SENATE

HOUSE BILL NO. 60

INTRODUCED BY HARRINGTON

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(i) he has satisfactorily completed the assessor certification training as provided in [section 3(2)]; or

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~~(3)~~ (2) An assessor forfeits his office for failure to take and satisfactorily complete the assessor certification training within 36 ~~24~~ 36 months after taking office by election or appointment or for failure to satisfactorily complete annual continuing education as provided in [section 3], unless the board of county commissioners finds that:

(a) the assessor is excused for reasons beyond his control, including illness, a death in the family, or other good cause; or

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12 as often as it considers necessary. The costs of such
13 appraisers and assessors attending shall be borne by the
14 state. The department shall notify all assessors and
15 appraisers at least 6 months before such a school is
16 scheduled. All assessors and appraisers shall attend."

17 NEW SECTION. SECTION 5. TRANSITION. A PERSON WHO, ON
18 {THE EFFECTIVE DATE OF THIS ACT}, HOLDS THE OFFICE OF COUNTY
19 ASSESSOR, FORFEITS HIS OFFICE FOR FAILURE TO TAKE AND
20 SATISFACTORILY COMPLETE THE ASSESSOR CERTIFICATION TRAINING
21 AS PROVIDED IN {SECTION 3(2)} WITHIN 24 MONTHS AFTER {THE
22 EFFECTIVE DATE OF THIS ACT} OR HIS APPOINTMENT TO THE
23 OFFICE, WHICHEVER IS LATER, OR FOR FAILURE TO SATISFACTORILY
24 COMPLETE ANNUAL CONTINUING EDUCATION AS PROVIDED IN {SECTION
25 3}, UNLESS THE BOARD OF COUNTY COMMISSIONERS FINDS THAT:

1 {1} THE ASSESSOR IS EXCUSED FOR REASONS BEYOND HIS
2 CONTROL, INCLUDING ILLNESS, A DEATH IN THE FAMILY, OR OTHER
3 GOOD CAUSE, OR

4 {2} THERE IS NO OTHER QUALIFIED PERSON AVAILABLE FOR
5 APPOINTMENT AS ASSESSOR.

6 NEW SECTION. Section 5. Extension of authority. Any
7 existing authority to make rules on the subject of the
8 provisions of [this act] is extended to the provisions of
9 [this act].

10 NEW SECTION. Section 6. Codification instruction. (1)
11 [Section 1] is intended to be codified as an integral part
12 of Title 7, chapter 4, part 30, and the provisions of Title
13 7 apply to [section 1].

14 (2) [Sections 2 and 3] are intended to be codified as
15 an integral part of Title 15, chapter 8, part 1, and the
16 provisions of Title 15 apply to [sections 2 and 3].

17 NEW SECTION. SECTION 7. EFFECTIVE DATE ---
18 APPLICABILITY. {1} [THIS ACT] IS EFFECTIVE JANUARY JULY
19 JANUARY 1, 1991. 1991, AND APPLIES TO AN ASSESSOR WHOSE TERM
20 OF OFFICE BEGINS ON OR AFTER JANUARY 1, 1991 1989.

21 {2} {SECTION 1} APPLIES TO:

22 {A} AN ASSESSOR WHOSE TERM OF OFFICE BEGINS ON OR
23 AFTER JANUARY 1, 1991, OR

24 {B} A PERSON APPOINTED TO FILL THE TERM OF AN ASSESSOR
25 WHOSE TERM OF OFFICE WOULD HAVE BEGUN ON JANUARY 1, 1991 IF

1 THE--APPOINTEE--WAS--APPOINTED--BETWEEN--THE--TIME--THAT--THE
2 ASSESSOR--WAS--ELECTED--BUT--PRIOR--TO--JANUARY--17--1991;
3 {3}--{SECTIONS--2--THROUGH--8}--APPLY--JULY--17--1989--AND
4 THEREAFTER.
5 {4}--{SECTION--5}--TERMINATES--JANUARY--17--1991;

-End-