

SENATE BILL NO. 17

INTRODUCED BY BECK

IN THE SENATE

JANUARY 2, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON TAXATION.
	FIRST READING.
JANUARY 6, 1989	COMMITTEE RECOMMEND BILL DO PASS AS AMENDED. REPORT ADOPTED.
JANUARY 7, 1989	PRINTING REPORT.
JANUARY 9, 1989	SECOND READING, DO PASS.
JANUARY 10, 1989	ENGROSSING REPORT.
JANUARY 11, 1989	THIRD READING, PASSED. AYES, 48; NOES, 0.
	TRANSMITTED TO HOUSE.

IN THE HOUSE

JANUARY 11, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON TAXATION.
JANUARY 27, 1989	FIRST READING.
MARCH 1, 1989	TAKEN FROM THE TABLE BY COMMITTEE  COMMITTEE RECOMMEND BILL BE CONCURRED IN AS AMENDED. REPORT ADOPTED.
MARCH 4, 1989	SECOND READING, CONCURRED IN AS AMENDED.
MARCH 7, 1989	THIRD READING, CONCURRED IN. AYES, 92; NOES, 1.
	RETURNED TO SENATE WITH AMENDMENTS.

IN THE SENATE

MARCH 11, 1989

RECEIVED FROM HOUSE.

SECOND READING, AMENDMENTS  
CONCURRED IN.

MARCH 14, 1989

THIRD READING, AMENDMENTS  
CONCURRED IN.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

## SENATE BILL NO. 17

INTRODUCED BY BECK

A BILL FOR AN ACT ENTITLED: "AN ACT DELETING THE USE OF THE VALUE GUIDE TO CARS OF PARTICULAR INTEREST IN DETERMINING THE PROPERTY TAX ON CERTAIN OLDER MOTOR VEHICLES; CLARIFYING THE MINIMUM TAXABLE VALUE ON MOTOR VEHICLES; EXTENDING THE LOCAL OPTION VEHICLE TAX; AMENDING SECTION 61-3-503, MCA, AND SECTION 40, CHAPTER 611, LAWS OF 1987; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND AN APPLICABILITY DATE."

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

**Section 1.** Section 61-3-503, MCA, is amended to read:

**"61-3-503. Assessment.** (1) Except as provided in subsection (2), the following apply to the taxation of motor vehicles:

(a) Except as provided in subsections (1)(c) through (1)(e), a person who files an application for registration or reregistration of a motor vehicle shall before filing such application with the county treasurer submit the application to the county assessor. The county assessor shall enter on the application in a space to be provided for that purpose the market value and taxable value of the vehicle as of January 1 of the year for which the application for registration is made.

(b) Except as provided in subsection (1)(c), motor vehicles are assessed for taxes on January 1 in each year irrespective of the time fixed by law for the assessment of other classes of personal property and irrespective of whether the levy and tax may be a lien upon real property within the state. In no event may any motor vehicle be subject to assessment, levy, and taxation more than once in each year.

(c) Vehicles subject to the provisions of 61-3-313 through 61-3-316 shall be assessed as of the first day of the registration period, using the average trade-in or wholesale value as of January 1 of the year of assessment of the vehicle as contained in the most recent volume of the Mountain States Edition of the National Automobile Dealers Association (N.A.D.A.) Official Used Car Guide or the National Edition of N.A.D.A. Appraisal Guides Official Older Used Car Guide, ~~or, for vehicles not listed in the preceding guides, the low value listed in The Value Guide to Cars of Particular Interest,~~ not including additions or deductions for options and mileage; and a lien for taxes and fees due thereon shall occur on the anniversary date of the registration and shall continue until such fees and taxes have been paid. If the value shown in any of the appraisal guides listed in this section is less than \$17,000 \$500, the department shall value the vehicle at \$17,000 \$500.

(d) Motorcycles and quadricycles shall be assessed, using the greater of the following:

(i) \$250; or

(ii) the average trade-in or wholesale value as of January 1 of the year of assessment of the vehicle as contained in the most recent volume of the applicable National Edition of the N.A.D.A. Motorcycle/Moped/ATV Appraisal Guide or N.A.D.A. Recreational Vehicle Appraisal Guide, not including additions or deductions for options and mileage.

(e) If a vehicle assessed under subsection (1)(c) or (1)(d) is not originally listed in the applicable N.A.D.A. guide, the department of revenue or its agent shall depreciate the original f.o.b. factory list price, f.o.b. port-of-entry list price, or the manufacturer's suggested list price, using the following methods:

(i) if the new car sales tax has been previously paid and the vehicle is less than 1 year in age, the depreciation percentage shall be 20%; or

(ii) if the vehicle is 1 year or older in age and it is not listed in any of the appraisal guides listed in this section, the department of revenue shall determine the depreciation percentage to approximate the average wholesale or trade-in values in the current N.A.D.A. guides referred to in this subsection. For purposes of this subsection (1),

the age of the vehicle is determined by subtracting the manufacturer's model year of the vehicle from the calendar year of assessment.

(f) When a minimum value of \$500 is reached, the value shall remain at that minimum so long as the vehicle is registered.

(g) If a previously registered vehicle is no longer listed in the applicable N.A.D.A. guide, the department or its agent shall depreciate the value of the vehicle at the rate of 10% a year until a minimum amount of \$500 is attained, and the value shall remain at that amount so long as the vehicle is registered.

(2) The provisions of subsections (1)(a) through (1)(g) do not apply to motor homes, travel trailers, campers, or mobile homes as defined in 15-1-101(1)."

**Section 2.** Section 40, Chapter 611, Laws of 1987, is amended to read:

"Section 40. Effective dates -- applicability -- termination. (1) Section 38(1) is effective July 1, 1987.

(2) This act is effective on passage and approval and applies to motor vehicles registered on or after July 1, 1987.

(3) ~~(a) Section 36 terminates July 17, 1989.~~

~~(b) Section 37 terminates January 1, 1988."~~

**Section 3.** Extension of authority. Any existing

1 authority to make rules on the subject of the provisions of  
2 [this act] is extended to the provisions of [this act].

3 **Section 4. Effective date -- applicability.** [This act]  
4 is effective on passage and approval and applies to motor  
5 vehicles registered on or after July 1, 1989.

-End-

## STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for SB017, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

An act deleting the use of the value guide to cars of particular interest in determining the property tax on certain older motor vehicles; clarifying the minimum taxable value on motor vehicles; extending the local option vehicle tax; and providing an immediate effective date and an applicability date.

ASSUMPTIONS:FISCAL IMPACT:

1. The 2% motor vehicle tax will generate total receipts of \$37,138,000 in FY90 and \$40,376,000 in FY91. (Revenue Estimating Advisory Council, REAC)
2. Presently, 30,699 vehicles dating prior to 1970 are assessed at values above \$ 500 using the Cars of Particular Interest (CPI) guide. It is assumed these represent the vast majority of vehicles assessed using the CPI guide. (Registrar of Motor Vehicles)
3. In FY 88 ,the total value of these 30,699 vehicles was \$25,080,537, for an average value of \$817.
4. Under the proposed law the market value for each of these vehicles will fall to \$500. (This represents a worst case scenario. The actual value of some of these vehicles may be higher than \$500, but there is no way to assess the actual average market value without additional data. Therefore, the revenue impact shown below represents the maximum revenue loss possible under the proposal.)
5. District court fees (State General Fund) are 7% of total vehicle tax receipts.
6. Distribution of Local Government revenues: University system - 2.1804%, School Foundation Program - 16.3527%, and other taxing jurisdictions - 81.4669% (Department of Revenue).

FISCAL IMPACT:

	FY '90			FY '91		
Revenue Impact:	Current Law	Proposed Law	Difference	Current Law	Proposed Law	Difference
Motor Vehicle Tax	\$37,138,000	\$36,943,379	(\$194,621)	\$40,376,000	\$40,181,379	(\$194,621)



1/9/89

RAY SHACKLEFORD, BUDGET DIRECTOR      DATE  
Office of Budget and Program Planning

TOM BECK, PRIMARY SPONSOR      DATE

Fiscal Note for SB017, as introduced

**SB 17**

Fiscal Note Request, SB017 as introduced  
Form BD-15  
Page 2

<u>Fund Information</u>	<u>FY '90</u>			<u>FY '91</u>		
	<u>Current Law</u>	<u>Proposed Law</u>	<u>Difference</u>	<u>Current Law</u>	<u>Proposed Law</u>	<u>Difference</u>
University Levy	\$ 753,067	\$ 749,128	(\$ 3,939)	\$ 818,740	\$ 814,787	(\$ 3,953)
School Foundation Program	5,647,895	5,618,353	( 29,542)	6,140,439	6,110,788	( 29,651)
District Court Fund (General Fund)	2,600,000	2,586,036	( 13,964)	2,826,000	2,812,697	( 13,303)

Effect On County Or Other Local Revenue Or Expenditures:

The proposal will reduce revenue to county and local jurisdictions by \$147,176 in FY90 and \$147,714 in FY91.

APPROVED BY COMMITTEE  
ON TAXATION

SENATE BILL NO. 17

INTRODUCED BY BECK

A BILL FOR AN ACT ENTITLED: "AN ACT ~~DELETING~~ REVISING THE USE OF THE VALUE GUIDE TO CARS OF PARTICULAR INTEREST IN DETERMINING THE PROPERTY TAX ON CERTAIN OLDER MOTOR VEHICLES; CLARIFYING THE MINIMUM TAXABLE VALUE ON MOTOR VEHICLES; EXTENDING THE LOCAL OPTION VEHICLE TAX; AMENDING SECTION 61-3-503, MCA, AND SECTION 40, CHAPTER 611, LAWS OF 1987; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND AN APPLICABILITY DATE."

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"61-3-503. Assessment. (1) Except as provided in subsection (2), the following apply to the taxation of motor vehicles:

(a) Except as provided in subsections (1)(c) through (1)(e), a person who files an application for registration or reregistration of a motor vehicle shall before filing such application with the county treasurer submit the application to the county assessor. The county assessor shall enter on the application in a space to be provided for that purpose the market value and taxable value of the vehicle as of January 1 of the year for which the

application for registration is made.

(b) Except as provided in subsection (1)(c), motor vehicles are assessed for taxes on January 1 in each year irrespective of the time fixed by law for the assessment of other classes of personal property and irrespective of whether the levy and tax may be a lien upon real property within the state. In no event may any motor vehicle be subject to assessment, levy, and taxation more than once in each year.

(c) Vehicles subject to the provisions of 61-3-313 through 61-3-316 shall be assessed as of the first day of the registration period, using the average trade-in or wholesale value as of January 1 of the year of assessment of the vehicle as contained in the most recent volume of the Mountain States Edition of the National Automobile Dealers Association (N.A.D.A.) Official Used Car Guide~~7~~, or the National Edition of N.A.D.A. Appraisal Guides Official Older Used Car Guide, or, for vehicles not listed in the preceding guides,--the--low-value-listed-in-The-Value-Guide-to-Cars-of Particular-Interest; OR, FOR VEHICLES THAT WERE NEVER LISTED IN ANY EDITION OF THE PRECEDING GUIDES, THE LOW VALUE LISTED IN THE VALUE GUIDE TO CARS OF PARTICULAR INTEREST, not including additions or deductions for options and mileage; and a lien for taxes and fees due thereon shall occur on the anniversary date of the registration and shall continue



1 until such fees and taxes have been paid. If the value shown  
 2 in any of the appraisal guides listed in this section is  
 3 less than ~~\$1,000~~ \$500, the department shall value the  
 4 vehicle at ~~\$1,000~~ \$500.

5 (d) Motorcycles and quadricycles shall be assessed,  
 6 using the greater of the following:

7 (i) \$250; or

8 (ii) the average trade-in or wholesale value as of  
 9 January 1 of the year of assessment of the vehicle as  
 10 contained in the most recent volume of the applicable  
 11 National Edition of the N.A.D.A. Motorcycle/Moped/ATV  
 12 Appraisal Guide or N.A.D.A. Recreational Vehicle Appraisal  
 13 Guide, not including additions or deductions for options and  
 14 mileage.

15 (e) If a vehicle assessed under subsection (1)(c) or  
 16 (1)(d) is not originally listed in the applicable N.A.D.A.  
 17 guide, the department of revenue or its agent shall  
 18 depreciate the original f.o.b. factory list price, f.o.b.  
 19 port-of-entry list price, or the manufacturer's suggested  
 20 list price, using the following methods:

21 (i) if the new car sales tax has been previously paid  
 22 and the vehicle is less than 1 year in age, the depreciation  
 23 percentage shall be 20%; or

24 (ii) if the vehicle is 1 year or older in age and it is  
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1 section, the department of revenue shall determine the  
 2 depreciation percentage to approximate the average wholesale  
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 6 manufacturer's model year of the vehicle from the calendar  
 7 year of assessment.

8 (f) When a minimum value of \$500 is reached, the value  
 9 shall remain at that minimum so long as the vehicle is  
 10 registered.

11 (g) If a previously registered vehicle is no longer  
 12 listed in the applicable N.A.D.A. guide, the department or  
 13 its agent shall depreciate the value of the vehicle at the  
 14 rate of 10% a year until a minimum amount of \$500 is  
 15 attained, and the value shall remain at that amount so long  
 16 as the vehicle is registered.

17 (2) The provisions of subsections (1)(a) through  
 18 (1)(g) do not apply to motor homes, travel trailers,  
 19 campers, or mobile homes as defined in 15-1-101(1)."

20 **Section 2.** Section 40, Chapter 611, Laws of 1987, is  
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22 "Section 40. **Effective dates -- applicability --**  
 23 **termination.** (1) Section 38(1) is effective July 1, 1987.

24 (2) This act is effective on passage and approval and  
 25 applies to motor vehicles registered on or after July 1,

1 1987.

2 (3) ~~{a}-Section-36-terminates-July-17-1989-~~

3 ~~{b}~~ Section 37 terminates January 1, 1988."

4 NEW SECTION. **Section 3.** Extension of authority. Any  
5 existing authority to make rules on the subject of the  
6 provisions of [this act] is extended to the provisions of  
7 [this act].

8 NEW SECTION. **Section 4.** Effective date --  
9 applicability. [This act] is effective on passage and  
10 approval and applies to motor vehicles THAT ARE REQUIRED TO  
11 BE registered on or after July 1, 1989.

-End-

## STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for SB017, third reading.

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An act deleting the use of the value guide to cars of particular interest in determining the property tax on certain older motor vehicles; clarifying the minimum taxable value on motor vehicles; extending the local option vehicle tax; and providing an immediate effective date and an applicability date.


ASSUMPTIONS:

There is no change in the fiscal impact of this third reading version compared to the introduced version. The data are not available for a more refined calculation.

1. The 2% motor vehicle tax will generate total receipts of \$37,138,000 in FY90 and \$40,376,000 in FY91. (Revenue Estimating Advisory Council, REAC)
2. Presently, 30,699 vehicles dating prior to 1970 are assessed at values above \$ 500 using the Cars of Particular Interest (CPI) guide. It is assumed these represent the vast majority of vehicles assessed using the CPI guide. (Registrar of Motor Vehicles)
3. In FY 88 ,the total value of these 30,699 vehicles was \$25,080,537, for an average value of \$817.
4. Under the proposed law the market value for each of these vehicles will fall to \$500. (This represents a worst case scenario. The actual value of some of these vehicles may be higher than \$500, but there is no way to assess the actual average market value without additional data. Therefore, the revenue impact shown below represents the maximum revenue loss possible under the proposal.)
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FISCAL IMPACT:

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	Current Law	Proposed Law	Difference	Current Law	Proposed Law	Difference
Revenue Impact:						
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 RAY SHACKLEFORD, BUDGET DIRECTOR  
 Office of Budget and Program Planning

DATE

1/12/89

TOM BECK, PRIMARY SPONSOR      DATE

Fiscal Note for SB017, third reading

**SB 17**

Fiscal Note Request, SB017, third reading

Form BD-15

Page 2

<u>Fund Information</u>	<u>FY '90</u>			<u>FY '91</u>		
	<u>Current Law</u>	<u>Proposed Law</u>	<u>Difference</u>	<u>Current Law</u>	<u>Proposed Law</u>	<u>Difference</u>
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SB 17

## 1 SENATE BILL NO. 17

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5 USE OF THE VALUE GUIDE TO CARS OF PARTICULAR INTEREST IN  
6 DETERMINING THE PROPERTY TAX ON CERTAIN OLDER MOTOR  
7 VEHICLES; CLARIFYING THE MINIMUM TAXABLE VALUE ON MOTOR  
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9 SECTION 61-3-503, MCA, AND SECTION 40, CHAPTER 611, LAWS OF  
10 1987; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND AN  
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20 or reregistration of a motor vehicle shall before filing  
21 such application with the county treasurer submit the  
22 application to the county assessor. The county assessor  
23 shall enter on the application in a space to be provided for  
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1 application for registration is made.

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3 vehicles are assessed for taxes on January 1 in each year  
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6 whether the levy and tax may be a lien upon real property  
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9 each year.

10 (c) Vehicles subject to the provisions of 61-3-313  
11 through 61-3-316 shall be assessed as of the first day of  
12 the registration period, using the average trade-in or  
13 wholesale value as of January 1 of the year of assessment of  
14 the vehicle as contained in the most recent volume of the  
15 Mountain States Edition of the National Automobile Dealers  
16 Association (N.A.D.A.) Official Used Car Guide, or the  
17 National Edition of N.A.D.A. Appraisal Guides Official Older  
18 Used Car Guide, ~~or, for vehicles not listed in the preceding~~  
19 ~~guides,--the--low-value-listed-in-The-Value-Guide-to-Cars-of~~  
20 ~~Particular-Interest;~~ OR, FOR VEHICLES THAT WERE NEVER LISTED  
21 IN ANY EDITION OF THE PRECEDING GUIDES, THE LOW VALUE LISTED  
22 IN THE VALUE GUIDE TO CARS OF PARTICULAR INTEREST, not  
23 including additions or deductions for options and mileage;  
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25 anniversary date of the registration and shall continue

1 until such fees and taxes have been paid. If the value shown  
2 in any of the appraisal guides listed in this section is  
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4 vehicle at \$1,000 \$500.

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15 (e) If a vehicle assessed under subsection (1)(c) or  
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18 depreciate the original f.o.b. factory list price, f.o.b.  
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20 list price, using the following methods:

21 (i) if the new car sales tax has been previously paid  
22 and the vehicle is less than 1 year in age, the depreciation  
23 percentage shall be 20%; or

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25 not listed in any of the appraisal guides listed in this

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6 manufacturer's model year of the vehicle from the calendar  
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4 NEW SECTION. **Section 3.** Extension of authority. Any  
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8 NEW SECTION. **Section 4.** Effective date --  
9 applicability. [This act] is effective on passage and  
10 approval and applies to motor vehicles THAT ARE REQUIRED TO  
11 BE registered on or after July 1, 1989.

-End-

*Dr. K...  
was early*

*2/28/89  
3:54 PM  
FOR*

STANDING COMMITTEE REPORT

February 28, 1989  
Page 2 of 2

February 28, 1989  
Page 1 of 2

Mr. Speaker: We, the committee on Taxation report that Senate Bill 17 (first reading copy -- white) be concurred in as amended.

Signed: *Dan Harrington*  
Dan Harrington, Chairman

And, that such amendments read:

1. Title, lines 5 and 6.  
Following: line 4  
Strike: "USE OF THE VALUE GUIDE TO CARS OF PARTICULAR INTEREST IN DETERMINING"
2. Page 2, line 20.  
Following: "FOR"  
Strike: "VEHICLES"  
Insert: "a vehicle"  
Following: "THAT"  
Strike: "WERE"  
Insert: "was"
3. Page 2, lines 21 and 22.  
Following: "GUIDES," on line 21  
Strike: the remainder of line 21 through "INTEREST" on line 22  
Insert: "the retail value of a mercedes-benz coupe roadster for the same model year as the vehicle being assessed"
4. Page 3, lines 3 and 4.  
Following: "\$1,000" on line 3  
Strike: the remainder of line 3 through "\$500" on line 4  
Insert: "\$750, there is imposed a tax of \$15 plus, if applicable, the local option vehicle tax provided in 61-3-537. For a vehicle that was at one time listed in one of the preceding guides but is no longer listed, the vehicle is considered to have a value of \$750 and is subject to a minimum tax of \$15, except for a vehicle registered as a collector's item under the provisions of 61-3-411 and charged the applicable fee"
5. Page 4, line 8.

Following: "of"  
Strike: "\$500"  
Insert: "\$1,000"

6. Page 4, line 14.  
Following: "amount of"  
Strike: "\$500"  
Insert: "\$1,000"

7. Page 5, line 9.  
Following: "applicability."  
Insert: "(1)"

8. Page 5.  
Following: line 11  
Insert: "(2) The assessment requirements contained in 61-3-503(1)(c), as amended by [this act], apply to a vehicle that is required to be registered on or after July 1, 1989, including an assessment for any delinquent taxes due on the vehicle."

HOUSE



COMMITTEE OF THE WHOLE AMENDMENT  
SENATE BILL 17  
Representative Mike Kadas

March 4, 1989 12:07 pm  
Page 1 of 1

Mr. Chairman: I move to amend SENATE BILL 17 (third reading copy -- blue).

Signed: Mike Kadas  
Representative Mike Kadas

And, that such amendments to SENATE BILL 17 read as follows:

Amendment No. 3

In Insert, following: "of"

Strike: "a mercedes-benz coupe roadster for the same model year as"

Following: "vehicle"

Strike: "being assessed"

Insert: "as determined by the county assessor, and thereafter depreciated 10% per year until a value of \$500 is reached"

Amendment No. 4

Strike: Amendment No. 4 in its entirety

Amendment No. 5

Strike: Amendment No. 5 in its entirety

Amendment No. 6

Strike: Amendment No. 6 in its entirety

ADOPT

REJECT

HOUSE

511207CW.HBV

SB 17

## 1 SENATE BILL NO. 17

2 INTRODUCED BY BECK

3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT ~~DELETING~~ REVISING THE  
5 ~~USE--OF--THE--VALUE--GUIDE--TO--CARS--OF--PARTICULAR--INTEREST--IN~~  
6 ~~DETERMINING--THE~~ PROPERTY TAX ON CERTAIN OLDER MOTOR  
7 VEHICLES; CLARIFYING THE MINIMUM TAXABLE VALUE ON MOTOR  
8 VEHICLES; EXTENDING THE LOCAL OPTION VEHICLE TAX; AMENDING  
9 SECTION 61-3-503, MCA, AND SECTION 40, CHAPTER 611, LAWS OF  
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12  
13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA;14 **Section 1.** Section 61-3-503, MCA, is amended to read:15 **"61-3-503. Assessment.** (1) Except as provided in  
16 subsection (2), the following apply to the taxation of motor  
17 vehicles:

18 (a) Except as provided in subsections (1)(c) through  
19 (1)(e), a person who files an application for registration  
20 or reregistration of a motor vehicle shall before filing  
21 such application with the county treasurer submit the  
22 application to the county assessor. The county assessor  
23 shall enter on the application in a space to be provided for  
24 that purpose the market value and taxable value of the  
25 vehicle as of January 1 of the year for which the

1 application for registration is made.

2 (b) Except as provided in subsection (1)(c), motor  
3 vehicles are assessed for taxes on January 1 in each year  
4 irrespective of the time fixed by law for the assessment of  
5 other classes of personal property and irrespective of  
6 whether the levy and tax may be a lien upon real property  
7 within the state. In no event may any motor vehicle be  
8 subject to assessment, levy, and taxation more than once in  
9 each year.

10 (c) Vehicles subject to the provisions of 61-3-313  
11 through 61-3-316 shall be assessed as of the first day of  
12 the registration period, using the average trade-in or  
13 wholesale value as of January 1 of the year of assessment of  
14 the vehicle as contained in the most recent volume of the  
15 Mountain States Edition of the National Automobile Dealers  
16 Association (N.A.D.A.) Official Used Car Guide, or the  
17 National Edition of N.A.D.A. Appraisal Guides Official Older  
18 Used Car Guide, ~~or, for vehicles not listed in the preceding~~  
19 ~~guides, the low value listed in The Value Guide to Cars of~~  
20 ~~Particular Interest, OR, FOR VEHICLES A VEHICLE THAT WERE~~  
21 ~~WAS NEVER LISTED IN ANY EDITION OF THE PRECEDING GUIDES, THE~~  
22 ~~LOW--VALUE--LISTED--IN--THE--VALUE--GUIDE--TO--CARS--OF--PARTICULAR~~  
23 ~~INTEREST THE RETAIL VALUE OF A-MERCEDES-BENZ-COUPE--ROADSTER~~  
24 ~~FOR--THE--SAME--MODEL--YEAR--AS THE VEHICLE BEING-ASSESSED AS~~  
25 DETERMINED BY THE COUNTY ASSESSOR, AND THEREAFTER

DEPRECIATED 10% PER YEAR UNTIL A VALUE OF \$500 IS REACHED, not including additions or deductions for options and mileage; and a lien for taxes and fees due thereon shall occur on the anniversary date of the registration and shall continue until such fees and taxes have been paid. If the value shown in any of the appraisal guides listed in this section is less than \$1,000 ~~\$500~~, the department shall value the vehicle at \$1,000 ~~\$500~~ \$750, THERE IS IMPOSED A TAX OF \$15 PLUS, IF APPLICABLE, THE LOCAL OPTION VEHICLE TAX PROVIDED IN 61-3-537, FOR A VEHICLE THAT WAS AT ONE TIME LISTED IN ONE OF THE PRECEDING GUIDES BUT IS NO LONGER LISTED, THE VEHICLE IS CONSIDERED TO HAVE A VALUE OF \$750 AND IS SUBJECT TO A MINIMUM TAX OF \$15, EXCEPT FOR A VEHICLE REGISTERED AS A COLLECTOR'S ITEM UNDER THE PROVISIONS OF 61-3-411 AND CHARGED THE APPLICABLE FEE \$500, THE DEPARTMENT SHALL VALUE THE VEHICLE AT \$500.

(d) Motorcycles and quadricycles shall be assessed, using the greater of the following:

(i) \$250; or

(ii) the average trade-in or wholesale value as of January 1 of the year of assessment of the vehicle as contained in the most recent volume of the applicable National Edition of the N.A.D.A. Motorcycle/Moped/ATV Appraisal Guide or N.A.D.A. Recreational Vehicle Appraisal Guide, not including additions or deductions for options and

mileage.

(e) If a vehicle assessed under subsection (1)(c) or (1)(d) is not originally listed in the applicable N.A.D.A. guide, the department of revenue or its agent shall depreciate the original f.o.b. factory list price, f.o.b. port-of-entry list price, or the manufacturer's suggested list price, using the following methods:

(i) if the new car sales tax has been previously paid and the vehicle is less than 1 year in age, the depreciation percentage shall be 20%; or

(ii) if the vehicle is 1 year or older in age and it is not listed in any of the appraisal guides listed in this section, the department of revenue shall determine the depreciation percentage to approximate the average wholesale or trade-in values in the current N.A.D.A. guides referred to in this subsection. For purposes of this subsection (1), the age of the vehicle is determined by subtracting the manufacturer's model year of the vehicle from the calendar year of assessment.

(f) When a minimum value of \$500 ~~\$1,000~~ \$500 is reached, the value shall remain at that minimum so long as the vehicle is registered.

(g) If a previously registered vehicle is no longer listed in the applicable N.A.D.A. guide, the department or its agent shall depreciate the value of the vehicle at the

1 rate of 10% a year until a minimum amount of \$500 ~~\$1,000~~  
 2 \$500 is attained, and the value shall remain at that amount  
 3 so long as the vehicle is registered.

4 (2) The provisions of subsections (1)(a) through  
 5 (1)(g) do not apply to motor homes, travel trailers,  
 6 campers, or mobile homes as defined in 15-1-101(1)."

7 **Section 2.** Section 40, Chapter 611, Laws of 1987, is  
 8 amended to read:

9 "Section 40. Effective dates -- applicability --  
 10 termination. (1) Section 38(1) is effective July 1, 1987.

11 (2) This act is effective on passage and approval and  
 12 applies to motor vehicles registered on or after July 1,  
 13 1987.

14 (3) ~~{a}-Section-36-terminates-July-17-1989-~~

15 ~~{b}~~ Section 37 terminates January 1, 1988."

16 NEW SECTION. **Section 3.** Extension of authority. Any  
 17 existing authority to make rules on the subject of the  
 18 provisions of [this act] is extended to the provisions of  
 19 [this act].

20 NEW SECTION. **Section 4.** Effective date --  
 21 applicability. (1) [This act] is effective on passage and  
 22 approval and applies to motor vehicles THAT ARE REQUIRED TO  
 23 BE registered on or after July 1, 1989.

24 (2) THE ASSESSMENT REQUIREMENTS CONTAINED IN  
 25 61-3-503(1)(C), AS AMENDED BY [THIS ACT], APPLY TO A VEHICLE

1 THAT IS REQUIRED TO BE REGISTERED ON OR AFTER JULY 1, 1989,  
 2 INCLUDING AN ASSESSMENT FOR ANY DELINQUENT TAXES DUE ON THE  
 3 VEHICLE.

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