

HOUSE JOINT RESOLUTION NO. HJ0007

Property tax limits.

Sponsored by: Representative(s) Miller, Cohee and
Dockstader and Senator(s) Bebout and Coe

A BILL

for

1 A JOINT RESOLUTION proposing to amend the Wyoming
2 Constitution; relating to taxation and revenue; creating an
3 additional class of property for assessment of taxes;
4 providing for a limit in the increase in property tax on
5 real residential property as specified; and providing
6 definitions.

7

8 *BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF WYOMING,*
9 *two-thirds of all the members of the two houses, voting*
10 *separately, concurring therein:*

11

12 **Section 1.** The following proposal to amend Wyoming
13 Constitution, Article 15, Section 11(a)(intro), (ii), by
14 creating a new paragraph (iii) and by renumbering (iii) as
15 (iv), (b) through (d) and by creating a new subsection (e)
16 is proposed for submission to the electors of the State of

1 Wyoming at the next general election for approval or
2 rejection, to become valid as a part of the constitution if
3 ratified by a majority of the electors voting at the
4 election:

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6 **Article 15, Section 11. Uniformity of assessment**
7 **required.**

8

9 (a) All property, except as in this constitution
10 otherwise provided, shall be uniformly valued at its full
11 value as defined by the legislature, in ~~three (3)~~ four (4)
12 classes as follows:

13

14 (ii) Property used for industrial purposes as
15 defined by the legislature; ~~and~~

16

17 (iii) Any residential property as defined by the
18 legislature; and

19

20 ~~(iii)~~ (iv) All other property, real and personal.

21

22 (b) The legislature shall prescribe the percentage of
23 value which shall be assessed within each designated class.

24 All taxable property shall be valued at its full value as

1 defined by the legislature except as provided by subsection
2 (e) of this section and agricultural and grazing lands
3 which shall be valued according to the capability of the
4 land to produce agricultural products under normal
5 conditions. The percentage of value prescribed for
6 industrial property shall not be more than forty percent
7 (40%) higher nor more than four (4) percentage points more
8 than the percentage prescribed for property other than
9 minerals.

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11 (c) Except as provided by subsection (e) of this
12 section, the legislature shall not create new classes or
13 subclasses or authorize any property to be assessed at a
14 rate other than the rates set for authorized classes.

15

16 (d) Except as provided by subsection (e) of this
17 section, all taxation shall be equal and uniform within
18 each class of property. The legislature shall prescribe
19 such regulations as shall secure a just valuation for
20 taxation of all property, real and personal.

21

22 (e) Notwithstanding subsections (b), (c) and (d) of
23 this section, the maximum amount of any ad valorem tax on
24 any residential property shall not increase in any one (1)

1 calendar year by more than ten percent (10%) from the
2 previous calendar year. However, the ten percent (10%)
3 limitation shall not apply to any residential property,
4 which is purchased, newly constructed, or has undergone a
5 change of ownership in the previous calendar year. Any
6 residential property, which is sold in an arms-length
7 transaction, shall be valued at the sales price. The terms
8 "purchased," "newly constructed" and "change in ownership"
9 shall be defined by the legislature.

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11 **Section 2.** The Secretary of State shall endorse the
12 following statement on the proposed amendment:

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1 The adoption of this amendment will create an
2 additional class of property for taxation purposes. The
3 additional class will consist of residential property.
4 Assessment of property within this class must be uniform
5 but may differ from the other three (3) classes of property
6 currently defined in the constitution. The adoption of
7 this amendment would also limit the amount of property
8 taxes on real residential property purposes to an annual
9 increase of ten percent (10%), subject to certain
10 exceptions.

11

12

(END)