

1 State of Arkansas  
2 81st General Assembly  
3 Regular Session, 1997

# A Bill

SENATE BILL 364

4  
5 By: Senator Mahony

## For An Act To Be Entitled

9 "AN ACT TO AMEND ARKANSAS CODE ANNOTATED § 26-26-305  
10 RELATING TO THE CYCLICAL REAPPRAISAL OF PROPERTY FOR AD  
11 VALOREM TAX PURPOSES; AND FOR OTHER PURPOSES."

### Subtitle

13 "TO AMEND A.C.A. § 26-26-305 REGARDING  
14 REAPPRAISAL OF PROPERTY FOR AD VALOREM  
15 TAX PURPOSES."  
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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20 SECTION 1. Arkansas Code Annotated § 26-26-305 is amended to read as  
21 follows:

22 "26-26-305. Valuation review program.

23 (a) It is the legislative intent of this section to promote property  
24 assessments that are not clearly erroneous, manifestly excessive, or  
25 confiscatory by requiring that each ~~parcel of taxable property~~ residential,  
26 commercial, and industrial structure in each county of the state shall be  
27 physically reviewed, and revalued as required, at a minimum of once every five  
28 (5) years and more frequently as may be necessary, in a continuous maintenance  
29 cycle, with a goal of keeping all data reasonably current to ensure equity.

30 (b) It shall be the duty of the county assessor of each county in the  
31 state to conduct and carry out a continuing program of ~~valuation review~~ of all  
32 properties under his jurisdiction pursuant to such rules and regulations as  
33 the Assessment Coordination Division of the Arkansas Public Service Commission  
34 may prescribe, to the end that all parcels of property under the assessor's  
35 jurisdiction not otherwise required to be appraised at use or productivity  
36 value under the provisions of Arkansas Constitution, Amendment 59 are

1 appraised at current market value for assessment purposes.

2 (c) The county quorum courts, after consultation with the taxing units  
3 in each county, shall furnish the assessor with such additional funds and  
4 personnel as may be required to carry out the cyclical review program hereby  
5 required.

6 (d) The Assessment Coordination Division of the Arkansas Public Service  
7 Commission ~~is hereby authorized, empowered, and directed to~~ shall promulgate  
8 rules and regulations for the implementation of this program.

9 (e) If the review cycle of a county's ~~cyclical review~~ data maintenance  
10 program is two (2) or more years, then normal carrying out of such ~~physical~~  
11 ~~review~~ program and adjustments to ~~valuations~~ data thereunder shall not  
12 constitute a comprehensive countywide reappraisal for purposes of triggering  
13 the provisions of Arkansas Constitution, Amendment 59."  
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15 SECTION 2. All provisions of this act of a general and permanent nature  
16 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
17 Revision Commission shall incorporate the same in the Code.  
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19 SECTION 3. If any provision of this act or the application thereof to  
20 any person or circumstance is held invalid, such invalidity shall not affect  
21 other provisions or applications of the act which can be given effect without  
22 the invalid provision or application, and to this end the provisions of this  
23 act are declared to be severable.  
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25 SECTION 4. All laws and parts of laws in conflict with this act are  
26 hereby repealed.  
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