

#### SB 25-035: LIMITATION ON ACTIONS AGAINST APPRAISERS

**Prime Sponsors:** 

Sen. Frizell; Michaelson Jenet Rep. Clifford; Weinberg

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**Fiscal Analyst:** 

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**Version:** Initial Fiscal Note **Date:** January 22, 2025

Fiscal note status: The fiscal note reflects the introduced bill.

## **Summary Information**

**Overview.** The bill changes the statute of limitation for claims against real estate appraisers.

**Types of impacts.** The bill is projected to affect the following areas on an ongoing basis:

Minimal State Workload

Local Government

**Appropriations.** No appropriation is required

# Table 1 State Fiscal Impacts

	Budget Year	Out Year
Type of Impact	FY 2025-26	FY 2026-27
State Revenue	\$0	\$0
State Expenditures	\$0	\$0
Transferred Funds	\$0	\$0
Change in TABOR Refunds	\$0	\$0
Change in State FTE	0.0 FTE	0.0 FTE

## **Summary of Legislation**

Under current law, the statute of limitation for claims against a real estate appraiser begins when the party discovers a defect in the appraisal. The bill requires any legal action to be entered within five years of the appraisal report. The bill specifies that actions for fraud against real estate appraisers must be entered within three years and that discriminatory housing practices against real estate appraisers must be entered within one year.

## **State and Local Revenue and Expenditures**

The bill may result in fewer opportunities for plaintiffs in civil suits against real estate appraisers to file a claim. To the extent that fewer cases are filed, the trial courts may have less workload and lower court fee revenue. State revenue from filing fees is subject to TABOR. Because civil suits against real estate appraisers are currently rare, any reduction to trial court workload and revenue is assumed to be minimal. The same impact is expected for the Denver County Courts. The bill will cause minimal workload in the Division of Property Taxation within the Department of Local Affairs to update manuals and training materials where appropriate.

### **Effective Date**

The bill takes effect 90 days following adjournment of the General Assembly sine die, assuming no referendum petition is filed.

#### **State and Local Government Contacts**

Counties Law

County Assessors Local Affairs

Judicial Regulatory Agencies