



UTAH ASSOCIATION OF COUNTIES

*A Unifying Voice for County Government*

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Grateful  
to Almighty  
God for life  
and liberty, we, the  
people of Utah, in order  
to secure and perpetuate  
the principles of free gov-  
ernment, do ordain and establish  
this CONSTITUTION. All men  
have the inherent and inalienable  
right to enjoy and defend their lives  
and liberties; to acquire, possess and  
protect property; to worship according

to the dictates of their consciences; to assemble peaceably, protest against wrongs, and petition for redress of grievances; to communicate freely their thoughts and opinions, being responsible for the abuse of that right. All political power is inherent in the people; and all free governments **Utah Association of Counties** are founded on their authority for **2012 GENERAL LEGISLATIVE SESSION RECAP** their equal protection and benefit, and they have the right to alter or reform their government as the public welfare may require. The State of Utah is an inseparable part of the Federal Union and the Constitution of the United States is the supreme law of the land.



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# **LEGISLATIVE HIGHLIGHTS**



Compromise was the name of the game during the 2012 Legislative Session. UAC worked with a number of interested parties on a number of different issues to help shepherd a several pieces of legislation into law.

Simplifying the process of reporting and auditing business personal property tax was the stated goal of HB 41; however, county assessors found several problems with the bill that merely raised the exemption for personal property tax. In response, Utah's assessors introduced HB 387. HB 387 greatly simplifies the process of reporting and auditing business personal property tax while not causing a tax shift away from business onto homeowners. In the end, HB 41 failed to pass out of the Senate and HB 387 was signed into law by the Governor.

When it was introduced, HB 502 would have greatly lowered the threshold to incorporate a city or town. Given the catastrophic consequences of 2007's HB 466—an early bill that likewise lowered the threshold to incorporate, UAC vigorously fought the original version of HB 502. UAC's lobbying paid off when the original version of HB 502 failed to pass out of committee. The final weeks of the session saw a number of substituted versions of HB 502 introduced until an extensively reworked version of the bill that makes some positive changes to the incorporation process ultimately passed into law.

SB 124 was a difficult bill for UAC. Seemingly pitting county auditors with the county legislative body, SB 124 places the authority to appoint a county with the county legislative body. SB 124 was ultimately compromised to include a delayed effective date for second through sixth class counties to allow for additional work on the issue.

The Legislature was even willing to compromise when it came to jail payment (sort of). While UAC's bill that would have secured a dedicated source of revenue for a large chunk of the state's portion of the cost of condition of probation prisoners failed to pass, the state did appropriate an additional \$1.4 million towards contract prisoners while maintaining funding levels for jail reimbursement.

Other important issues to county government that passed out of the Legislature include a fix to the indigent defense fund, a process for counties to obtain federal land use designation, several necessary boundary changes, a 90-day look back for erroneously credited E-991 charges, and a creation of an energy zone in the Uintah Basin.

Not everything was a win for county government during the 2012 Legislative Session. A bill that expands the grounds for civil commitment to include harmful sexual conduct passed through the process—HB 14 very likely could result in a large unfunded mandate to county government. Additionally, the legislature made significant cuts to Utah's receiving centers the result of which will likely be harmful to both Utah's troubled youth

and local law enforcement. Still, overall, the 2012 Legislative Session was overwhelmingly positive for county government.

As always, UAC staff appreciates the hard work of county officials throughout the state who worked diligently to ensure another successful year at the Legislature.

# **UAC TRACKING SHEET**



<b>Number</b>	<b>Title</b>	<b>Sponsor</b>	<b>Position</b>	<b>Status</b>
HB 014	Civil Commitment Amendments	Bradley M. Daw	Oppose	Enrolled
HB 019 s1	State Issued Identification Numbers	Wayne Harper	Oppose	Enrolled
HB 041 s1	Property Taxation of Business Personal Property	Patrick Painter	Oppose	Failed
HB 075 s2	Property Taxation of Low-income Housing	Jack R. Draxler	Support	Enrolled
HB 083	Reimbursement of Legal Fees and Costs to Officers and Employees Act Amendments	Brad Dee	Support	Failed
HB 087 s2	Billboard Revisions	Mel Brown	Oppose	Failed
HB 091 s1	Utah Enabling Act Litigation	Kenneth W. Sumsion		Failed
HB 092 s1	Boating Revisions	Richard A. Greenwood	Support	Enrolled
HB 094	Government Competition with Private Enterprise	Johnny Anderson	Oppose	Failed
HB 111	Amendments to Open and Public Meetings Act	Craig Frank	Oppose	Failed
HB 132 s1	Premarital Education and Counseling Amendments	Dixon M. Pitcher	Oppose	Failed
HB 139	Department of Community and Culture Amendments	Wayne Harper	Oppose	Enrolled
HB 148	Transfer and Taxation of Public Lands Act	Ken Ivory	Support	Enrolled
HB 152 s1	Emissions Amendments	Derek E. Brown	Oppose	Failed
HB 176 s1	County Land Use Plans	Mike Noel	Support	Enrolled
HB 194 s2	Involuntary Feeding and Hydration of Inmates	Derek E. Brown	Support	Enrolled
HB 216 s2	Political Subdivision Residential Rental Amendments	Kenneth W. Sumsion		Enrolled
HB 219 s1	Use of Public Buildings	Jim Nielson		Failed
HB 220	Classification of Counties	Ronda Menlove		Failed
HB 224 s1	Political Subdivisions - Report of Receipts of Federal Money	Ken Ivory	Oppose	Failed
HB 229 s1	Constables Amendments	Lee B. Perry	Support	Enrolled
HB 238	Expunged Records Amendments	Richard A. Greenwood	Support	Failed
HB 245 s3	Amendment to Definition of Smoking in Utah Indoor Clean Air Act	Brad Last	Support	Enrolled
HB 246	County Correctional Facilities Funding Amendments	Mike Noel	Support	Enrolled
HB 253 s1	Voter Registration Amendments	Kraig Powell		Enrolled
HB 273	Municipal and County Development Standards	Brad R. Wilson		Enrolled
HB 278 s1	Arrested Persons' Health Insurance Provisions	Bradley M. Daw	Support	Failed
HB 286	State House Boundary Amendments	Kenneth W. Sumsion	Support	Enrolled
HB 287	State Board of Education Boundary Amendments	Kenneth W. Sumsion	Support	Enrolled
HB 300	Illegal Alien Related Amendments	Christopher N. Herrod		Failed

<b>Number</b>	<b>Title</b>	<b>Sponsor</b>	<b>Position</b>	<b>Status</b>
HB 306	Disposal of Unused Prescription Drugs	Bradley M. Daw	Support	Enrolled
HB 310	State and Political Subdivision Employment Amendments	Daniel McCay	Oppose	Failed
HB 313	Local Health Regulation	Johnny Anderson	Oppose	Enrolled
HB 337	Open Government Amendments	John Dougall	Oppose	Failed
HB 341	Financial Disclosures by Local Candidates	Kenneth W. Sumsion	Oppose	Failed
HB 342	Campaign Finance Reporting in Local Elections	Kenneth W. Sumsion	Oppose	Failed
HB 346	Amendments Regarding Competency to Stand Trial	LaVar Christensen	Oppose	Enrolled
HB 387 s1	Property Tax Modifications	John Dougall	Support	Enrolled
HB 442	County Correctional Funding Amendments	Mike Noel	Support	Enrolled
HB 443	Corrections Issues Task Force	Eric Hutchings		Failed
HB 464	County Land Use Amendments	Bill Wright		Failed
HB 476	Amendments to Government Property Tax - Appraiser Amendments	Don Ipson	Support	Enrolled
HB 495	Property Tax - Appraiser Amendments	Jack R. Draxler	Support	Enrolled
HB 502 s6	Incorporation Amendments	Mel Brown	Neutral	Enrolled
HB 510 s1	Indigent Defense Act Amendments	Greg Hughes	Support	Enrolled
HB 511	Eminent Domain of Federal Land	Kenneth W. Sumsion	Oppose	Failed
HJR 11	Joint Resolution on Motor Vehicle Taxes and Fees	John Dougall		Failed
HJR 13	Joint Resolution - Tax Opinion Question	Greg Hughes	Neutral	Enrolled
HJR 18	Joint Resolution on Personal Property Tax	John Dougall	Oppose	Failed

<b>Number</b>	<b>Title</b>	<b>Sponsor</b>	<b>Position</b>	<b>Status</b>
SB 013	Medical Examiner Amendments	Allen M. Christensen	Support	Enrolled
SB 018	Government Records Access and Management Act - Voter Registration Records	Margaret Dayton	Support	Enrolled
SB 019 s2	Voter Information Pamphlets	Peter C. Knudson	Support	Enrolled
SB 027 s2	Amendments to Revenue and Taxation Title	Howard Stephenson		Enrolled
SB 046	Agriculture Sustainability Act	Scott K. Jenkins		Failed
SB 069	Assessments Area Amendments	Wayne Niederhauser	Oppose	Failed
SB 070	Sales and Use Taxation of Short-term Lodging	Curt Bramble	Oppose	Failed
SB 078 s1	Water Conservancy District Amendments	John Valentine		Enrolled
SB 083	Uintah Basin Energy Zones	Kevin Van Tassell	Support	Enrolled
SB 085 s2	Medicaid Cost Control Amendments	Allen M. Christensen	Oppose	Enrolled
SB 086 s2	Agriculture Protection Amendments	Curt Bramble	Support	Failed
SB 094	Electric Power Facilities Amendments	Curt Bramble	Support	Enrolled
SB 095	Use of Payment in Lieu of Taxes Funds	Casey O. Anderson		Failed
SB 096 s1	Sales and Use Tax Exemptions for Public Golf Courses	Scott K. Jenkins		Failed
SB 099	Employment Amendments	Mark Madsen		Enrolled
SB 118	Transferable Development Rights Amendments	Wayne Niederhauser	Support	Enrolled
SB 122	Urban Farming Assessment Act	Wayne Niederhauser	Support	Enrolled
SB 124 s3	County Amendments	Curt Bramble	Support	Enrolled
SB 125	State Senate Boundary Amendments	Ralph Okerlund	Support	Enrolled
SB 136 s1	Billboard Amendments	Wayne Niederhauser	Oppose	Failed
SB 138 s1	Health Insurance Mandate Accountability Amendments	Todd Weiler		Enrolled
SB 142	Traffic Management Committee Repeal	Todd Weiler	Support	Enrolled
SB 153 s2	Procurement Amendments	Wayne Niederhauser		Enrolled
SB 158 s1	Delinquent Property Tax and Uniform Fee Amendments	Ben McAdams		Failed
SB 163	Local Government Real Property Amendments	Mark Madsen	Oppose	Failed
SB 164 s1	Transportation Funding Amendments	Jerry Stevenson		Enrolled
SB 165 s1	Redevelopment Agency Amendments	Todd Weiler		Enrolled
SB 171	Jail Reimbursement Funding Amendments	John Valentine	Support	Failed
SB 174	Land Use Authority Amendments	Wayne Niederhauser		Enrolled
SB 180 s3	Political Subdivision Ethics Amendments	Curt Bramble		Enrolled
SB 200	Justice Court Amendments	Lyle W. Hillyard	Oppose	Enrolled

<b>Number</b>	<b>Title</b>	<b>Sponsor</b>	<b>Position</b>	<b>Status</b>
SB 221 s1	Revenue and Tax Amendments	Curt Bramble	Support	Enrolled
SB 229 s1	Telecommunications Regulatory Amendments	Curt Bramble		Enrolled
SJR 08 s4	Joint Resolution on Property Tax Exemption for Military Personnel	Luz Robles		Enrolled
SJR 22 s1	Joint Resolution on State Spending Limitations	Stuart C. Reid	Oppose	Failed

# **ENROLLED BILLS**



## **HB 14 Civil Commitment Amendments**

**Sponsor: Brad Daw**  
**UAC Position: Oppose**  
**Enrolled**

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HB 14 expands the grounds for civil commitment to include “harmful sexual conduct.” The result of HB 14 will be more civil commitments to the state hospital and local mental health centers. Currently, county mental health authorities do not provide sex offender specific treatment—this is handled through the corrections system. The Utah Association of Counties sees HB 14 as an unfunded mandate, hence its opposition to the bill.

## **HB 19 State Issued Identification Numbers**

**Sponsor: Wayne Harper**  
**UAC Position: Oppose**  
**Enrolled**

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HB 19 enacts the State Issued Identification Number Act which requires a government entity to phase out the use of any nine-digit number as an identifier for any individual. The act requires an entity to comply with its provisions if the phase out can be accomplished within current appropriations. Otherwise, the entity must phase out nine-digit identifiers during its next information technology system redesign.

UAC’s opposition to HB 19 was based on the original version of the bill that required an immediate phase out of nine-digit identifiers at a huge fiscal cost.

## **HB 75 Property Taxation of Low-income Housing**

**Sponsor: Jack Draxler**  
**UAC Position: Support**  
**Enrolled**

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HB 75 codifies a Tax Commission ruling regarding the process for low-income housing property owners to qualify for a reduced market value with the county assessor’s office. A recent Tax Commission judgment where the Tax Commission ignored its very own ruling made HB 75 necessary.

## **HB 92 Boating Revisions**

**Sponsor: Richard Greenwood**  
**UAC Position: Support**  
**Enrolled**

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HB 92 puts penalties in place for an operator of a boating vehicle who leaves the scene of an accident resulting in property damage or personal harm or death. HB 92 corrects an oversight to existing law.

## **HB 139 Department of Community and Culture Amendments**

**Sponsor: Wayne Harper**  
**UAC Position: Oppose**  
**Enrolled**

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HB 139 renames the Department of Community and Culture the Department of Heritage and Arts and moves the Division of Housing and Community Development to the Department of Workforce Services. It's estimated that the bill will result in a \$400,000 cost savings to the state. UAC's opposition to HB 139 came, in large part, over concerns expressed by Utah's Association of Governments (AOGs) regarding the move of the Division of Housing and Community Development. Ultimately, the AOGs concerns were placated and UAC did not lobby for the defeat of the bill.

## **HB 148 Transfer and Taxation of Public Lands Act**

**Sponsor: Ken Ivory**  
**UAC Position: Support**  
**Enrolled**

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HB 148 requires the United States to extinguish title to public lands and transfer the title of those public lands to the State of Utah by the end of 2014. The bill also requires the Constitutional Defense Council to study or draft legislation on certain issues related to the transfer, management, and taxation of public lands, including: 1) drafting proposed legislation creating a public lands commission and 2) establishing actions that shall be taken to secure, preserve, and protect the state's rights and benefits related to the United States' duty to have extinguished title to public lands and transferred title to those public lands to the state.

Legislative General Counsel opinioned that any attempt by the State of Utah to impose the requirements of HB 148 would be ruled unconstitutional and that any attempt to impose the requirements of the bill would assuredly result in court costs to the state.

## **HB 176**

### **County Land Use Plans**

**Sponsor: Mike Noel**  
**UAC Position: Support**  
**Enrolled**

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HB 176 sets up a process for counties to recommend to the Utah State Legislature proposed congressional land use legislation concerning federal land use designation. At which point, the Legislature can adopt the proposal and then propose the counties' land use designations to the US Congress. HB 176 prohibits county government from bypassing the Utah State Legislature in this process.

## **HB 194**

### **Involuntary Feeding and Hydration of Inmates**

**Sponsor: Derek Brown**  
**UAC Position: Support**  
**Enrolled**

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HB 194 authorizes correctional facilities to involuntarily feed and hydrate prisoners who refuse sustenance and to petition the court to order involuntary feeding or hydrating of prisoners. Prisoners are entitled to a mental health evaluation prior to the petition and have the right to attend the hearing, testify before the court, present evidence, and cross-examine witnesses. HB 194 also specifies that involuntary feeding and hydration of a prisoner shall be conducted under medical supervision in a reasonable manner.

## **HB 216**

### **Political Subdivision Residential Rental Amendments**

**Sponsor: Kenneth Sumsion**  
**UAC Position: Neutral**  
**Enrolled**

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HB 216 modifies Utah's Good Landlord laws. Specifically, it exempts landlords of four or fewer residents from participating in good landlord training as well as landlords who have previously completed good landlord training in another municipality.

The original version of HB 216 included language regarding county government, thus earning a spot on UAC's tracking sheet. The final version of the bill only addresses cities.

**HB 229**  
**Constables Amendments**

**Sponsor: Lee Perry**  
**UAC Position: Support**  
**Enrolled**

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HB 229 limits the period of time a county may contract with a constable to four years. It also requires a constable or his deputies to clearly identify themselves as constables in word and writing when serving a person. HB 229 also clarifies that constables must notify the any jurisdiction outside of their contracted area prior to serving a warrant of arrest.

**HB 245**  
**Amendment to Definition of Smoking in Utah Indoor Clean Air Act**

**Sponsor: Brad Last**  
**UAC Position: Support**  
**Enrolled**

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HB 245 amends the definition of smoking in the Utah Indoor Clean Air Act by including e-cigarettes and heated tobacco products. The bill grandfathers existing hookah dens from the provisions of the bill until July 1, 2017.

**HB 246**  
**County Correctional Facilities Funding Amendments**

**Sponsor: Mike Noel**  
**UAC Position: Support**  
**Enrolled**

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HB 246 directs the state to calculate reimbursement for counties that house state inmates and parolees in county facilities based on the average number of days over the previous five years, instead of the actual number of incarceration days for the prior year.

## **HB 253 Voter Registration Amendments**

**Sponsor: Kraig Powell**  
**UAC Position: Neutral**  
**Enrolled**

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HB 253 requires the removal of a voter from the official register upon notification that the voter has subsequently voted in another state, upon notice of a criminal conviction that prohibits a voter from voting, and notice of a voter's death from the Department of Health's Bureau of Vital Records. Additional, HB 253 attempts to expedite the cleanup of the official register by requiring the county clerk's office to mail a notice to any voter who has not voted in two consecutive General Elections—receiving notice from the post office in the event of a move.

## **HB 273 Municipal and County Development Standards**

**Sponsor: Brad Wilson**  
**UAC Position: Neutral**  
**Enrolled**

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HB 273 1) requires that a municipality or county that adopts an amendment to a specification for a public improvement give notice, 2) prohibits a municipality or county from imposing certain requirements on an applicant for preliminary subdivision approval, and 3) prohibits a municipality or county from imposing certain requirements on a holder of an issued land use permit or a final, unexpired subdivision plat.

## **HB 286 State House Boundary Amendments**

**Sponsor: Kenneth Sumsion**  
**UAC Position: Support**  
**Enrolled**

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HB 286 makes minor adjustments to State House district boundaries to reconcile United States Census data with state maps and to resolve certain election administration issues.

HB 286, HB 287, and SB 125 were adopted in response to requests from Utah's county clerks to address issues associated with Utah's recent redrawn districts.

**HB 287**  
**State Board of Education Boundary Amendments**

**Sponsor: Kenneth Sumsion**  
**UAC Position: Support**  
**Enrolled**

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HB 287 makes minor adjustments to State Board of Education district boundaries to reconcile United States Census data with state maps and to resolve certain election administration issues.

HB 286, HB 287, and SB 125 were adopted in response to requests from Utah's county clerks to address issues associated with Utah's recent redrawn districts.

**HB 306**  
**Disposal of Unused Prescription Drugs**

**Sponsor: Brad Daw**  
**UAC Position: Support**  
**Enrolled**

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HB 306 amends the Pharmacy Practice Act to require the division to adopt rules regarding the disposal of unused prescription drugs in accordance with federal laws and regulations.

**HB 313**  
**Local Health Regulation**

**Sponsor: Johnny Anderson**  
**UAC Position: Oppose**  
**Enrolled**

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HB 313 prohibits a local health department or local health department board from establishing standards or regulations that are more stringent than those established by federal law, state statute, or Department of Health rules, unless the local health department makes a written finding that federal and state laws are not adequate to protect public health. HB 313 does provide, however, that the restrictions against more stringent regulations do not apply to emergency rulemaking or to items not regulated by federal law, state statute, or administrative rules.

## **HB 346**

### **Amendments Regarding Competency to Stand Trial**

**Sponsor: LaVar Christensen**  
**UAC Position: Oppose**  
**Enrolled**

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HB 346 requires the court to consider the totality of the circumstances (including testimony of lay witnesses) when considering a defendant's competency to stand trial.

UAC took a position to oppose HB 346 based on an earlier version of the bill that would have allowed to civilly commit a defendant found incompetent to stand trial. This would have resulted in potentially large costs to county mental health providers.

## **HB 387**

### **Property Tax Modifications**

**Sponsor: John Dougall**  
**UAC Position: Support**  
**Enrolled**

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HB 387 simplifies the accounting for business personal property by creating two classes of property: 1) capitalized equipment (anything with a cost of over \$1,000) and 2) non capitalized equipment (equipment with a cost of \$1,000 or less). The non capitalized equipment can be reported in a lump sum total, and is depreciated to zero in three years.

## **HB 442**

### **County Correctional Funding Amendments**

**Sponsor: Mike Noel**  
**UAC Position: Support**  
**Enrolled**

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HB 442 increases the rate at which the state reimburses counties for housing state inmates and providing treatment programs to 79 percent of the final state daily incarceration rate. For facilities that do not provide treatment programs, HB 442 increases the rate for contract prisoners to 73 percent of the final state daily incarceration rate.

The result of HB 442 is an additional \$1.4 million towards the state contract prisoner program.

## **HB 476**

### **Amendments to Government**

**Sponsor: Don Ipson**  
**UAC Position: Support**  
**Enrolled**

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HB 476 allows for a 90 day look back regarding erroneously credited E-911 taxes being paid to a municipality or county for cell phones charges, meaning that if it is discovered that one jurisdiction is erroneously collecting E-911 charges that rightfully belong to another, those taxes can be shifted but only back the previous 90 days.

HB 476 mirrors language in place for other erroneously sales taxes collected for cell phone charges.

## **HB 495**

### **Property Tax - Appraiser Amendments**

**Sponsor: Jack Draxler**  
**UAC Position: Support**  
**Enrolled**

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HB 495 removes the requirement that an unlicensed appraiser trainee within the county assessor's office become a licensed appraiser within 36 months after the date of hire. This is consistent with the practices of commercial appraisers outside government.

## **HB 502**

### **Incorporation Amendments**

**Sponsor: Mel Brown**  
**UAC Position: Neutral**  
**Enrolled**

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HB 502 changes the requirements necessary to place the vote to incorporate a city or town on the ballot. The bill requires petitioners desiring to incorporate to collect the signatures of 10 percent of registered voters within 90 percent of the voting precincts within a proposed incorporation. It keeps a feasibility study in place that nixes any incorporation that would produce over 105 percent revenue to cost in a proposed city and 110 percent revenue to cost in a proposed town.

UAC strongly opposed the original version of HB 502, a bill that relaxed a number of steps in place to incorporate. After several attempts to the original bill, the bill's sponsor was forced to accept the final version of HB 502 which does little enough to the existing incorporation law that UAC withdrew it's opposition.

## **HB 510 Indigent Defense Act Amendments**

**Sponsor: Greg Hughes**  
**UAC Position: Support**  
**Enrolled**

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HB 510 addresses the issue of defense resources associated with a defendant who declares indigency after hiring private counsel. HB 510 clarifies that in such a case; the defendant may not spend freely on defense resources (such as expert witnesses) and expect the county to cover all the costs. HB 510 became necessary based on a recent ruling from the Utah Supreme Court.

## **HJR 13 Joint Resolution - Tax Opinion Question**

**Sponsor: Greg Hughes**  
**UAC Position: Neutral**  
**Enrolled**

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HJR 13 authorizes the Legislature to present an opinion question to the registered voters of the state to impose a state sales and use tax to support and enhance heritage, arts, culture, and museums throughout the state. If the public votes in support of a statewide arts tax, the Legislature will have the option to impose such a sales tax. The Statewide arts tax would be set at the difference between 0.15 percent and the rate imposed in counties or municipalities that currently impose an arts tax.

Proponents of the resolution, in a presentation to county commissioners and council members in September, indicated that in a county where an arts tax is not currently in place, the county would receive the first 0.1 percent of the tax; however nothing in the resolution supports that claim.

## **SB 13 Medical Examiner Amendments**

**Sponsor: Allen Christensen**  
**UAC Position: Support**  
**Enrolled**

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SB 13 requires the state medical examiner to assume custody of a body when it appears that the death is the result of a highway accident. Prior to SB 13, the law enforcement jurisdiction responding to an accident had to handle the body—a job law enforcement was ill-suited to handle. SB 13 directed a \$350,000 ongoing appropriation to the state medical examiner's office to handle the extra cost associated with the bill.

## **SB 18 Government Records Access and Management Act - Voter Registration Records**

**Sponsor: Margaret Dayton**  
**UAC Position: Support**  
**Enrolled**

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SB 18 classifies a voter's email address on a voter registration record as a private record. Passage of SB 18 will allow the Lt. Governor's office and the county clerk's office to email voters regarding election news without fear of seeing those emails end up in the hands of spammers.

SB 18 was amended to include a voter's birth date as a private record over the objections of the state's political parties. This amendment stalled the bill until it was removed late in the session.

## **SB 19 Voter Information Pamphlets**

**Sponsor: Pete Knudson**  
**UAC Position: Support**  
**Enrolled**

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SB 19 allows the Lt. Governor's office the option of a more extensive voter information website in lieu of the current voter information pamphlet that is mailed out to the electorate. In addition to the ability to offer greater information than the restraints of publishing a pamphlet currently allow, the website would also be precinct-specific giving Utah voters nothing but the pertinent information to their ballot. The Lt. Governor's office is required to prepare a limited number of traditional voter information pamphlets for those citizens who might request it as well as provide a number of traditional voter information pamphlets in certain locations.

## **SB 27 Amendments to Revenue and Taxation Title**

**Sponsor: Howard Stephenson**  
**UAC Position: Neutral**  
**Enrolled**

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SB 27 amends provisions in the Revenue and Taxation title to address certain issues related to the Utah Supreme Court case Ivory Homes v. Utah State Tax Commission. Specifically, SB 27 1) amends the circumstances under which a person who pays a tax, fee, or charge liability may receive a credit or refund; 2) addresses the construction of a statute involving a tax, fee, or charge by the State Tax Commission or a court; 3) addresses the taxability of a transaction consisting of taxable and nontaxable property, products, or services; and 4) addresses sales and use tax refund procedures.

**SB 78**  
**Water Conservancy District Amendments**

**Sponsor: John Valentine**  
**UAC Position: Neutral**  
**Enrolled**

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SB 78 directs the Revenue and Taxation Interim Committee to conduct a study of the proper allocation of water costs to the rate structure charged for water customers.

**SB 83**  
**Uintah Basin Energy Zones**

**Sponsor: Kevin Van Tassell**  
**UAC Position: Support**  
**Enrolled**

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SB 83 identifies lands in Daggett, Duchesne, and Uintah Counties that have energy potential and designates those lands as the Uintah Basin Energy Zone. SB 83 also promotes local, state, and federal collaboration to develop energy and mineral resources in the Uintah Basin Energy Zone.

**SB 85**  
**Medicaid Cost Control Amendments**

**Sponsor: Allen Christensen**  
**UAC Position: Oppose**  
**Enrolled**

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SB 85 amends the Medicaid drug program to implement a limited pilot program to test a preferred drug list program for one type of psychotropic drug and requires the department to authorize a nonpreferred drug under certain circumstances.

**SB 94**  
**Electric Power Facilities Amendments**

**Sponsor: Curt Bramble**  
**UAC Position: Support**  
**Enrolled**

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SB 94 enacts language related to an interlocal entity that provides replacement project capacity and the Electric Power Facilities Act by excluding certain facilities that provide replacement project capacity from the certificate of public convenience and necessity requirement.

## **SB 99 Employment Amendments**

**Sponsor: Mark Madsen  
UAC Position: Neutral  
Enrolled**

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SB 99 prohibits a municipality or county from enacting or enforcing an ordinance that establishes, mandates, or requires a private employer to establish or offer an employee benefit.

SB 99 does not, however, prohibit a municipality or county from entering into a contract with a private employer to offer employee benefits. So in practicality, SB 99 does next to nothing.

## **SB 118 Transferable Development Rights Amendments**

**Sponsor: Wayne Niederhauser  
UAC Position: Support  
Enrolled**

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SB 118 authorizes a municipality or county to adopt an ordinance permitting the transfer of a transferable development right and prohibits a municipality or county from allowing the use of a transferable development right unless the municipality or county has adopted the ordinance.

## **SB 122 Urban Farming Assessment Act**

**Sponsor: Wayne Niederhauser  
UAC Position: Support  
Enrolled**

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SB 122 provides that land in a county of the first class that is used for urban farming may be assessed based on its value for agricultural purposes and provides for a 10-year rollback of taxes if the land ceases to be eligible for assessment under the urban farming provisions. To qualify for the urban farming act, the land must be between 2 and 5 acres and must be actively devoted to urban farming for two consecutive years.

Late in the session, SB 122 was amended to include second class counties. This amendment was removed from the final, enrolled version of the bill, however.

## **SB 124 County Amendments**

**Sponsor: Curt Bramble**  
**UAC Position: Support**  
**Enrolled**

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SB 124 places the authority to appoint a budget officer in a county with the county legislative body. It clarifies the responsibility of the county auditor within the county. SB 124 has an immediate effective date for counties of the first class and effective date of January 1, 2014 for second through sixth class counties.

SB 124 was a difficult bill for UAC and many of its affiliate groups. UAC's position to support SB 124 only came after the delayed effective date for second through sixth class counties was added to the bill with the understanding that interested parties could revisit the issue in the interim.

## **SB 125 State Senate Boundary Amendments**

**Sponsor: Ralph Okerlund**  
**UAC Position: Support**  
**Enrolled**

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SB 125 makes minor adjustments to Utah State Senate district boundaries to reconcile United States Census data with state maps and to resolve certain election administration issues.

HB 286, HB 287, and SB 125 were adopted in response to requests from Utah's county clerks to address issues associated with Utah's recent redrawn districts.

## **SB 138 Health Insurance Mandate Accountability Amendments**

**Sponsor: Todd Weiler**  
**UAC Position: Neutral**  
**Enrolled**

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SB 138 applies a health insurance mandate that is enacted by the state after January 1, 2012, to a public school district, charter school, or a state funded institution of higher education and requires the state to appropriate the cost of implementing a health insurance mandate enacted after January 1, 2012, to the participating employers in the state employees' risk pools, public school districts, charter schools, and state funded institutions of higher education.

**SB 142**  
**Traffic Management Committee Repeal**

**Sponsor: Todd Weiler**  
**UAC Position: Support**  
**Enrolled**

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SB 142 repeals the Traffic Management Committee—a committee that has already completed its work and, by its own admission, no longer serves a purpose.

**SB 153**  
**Procurement Amendments**

**Sponsor: Wayne Niederhauser**  
**UAC Position: Neutral**  
**Enrolled**

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SB 153 makes recodifies and amends the Utah Procurement Code. SB 153 describes duties and powers of the Utah State Procurement Policy Board as well as the Division of Purchasing and General Services and the chief procurement officer of the state. SB 153 also addresses a number of procurement requirements for the state.

**SB 164**  
**Transportation Funding Amendments**

**Sponsor: Jerry Stevenson**  
**UAC Position: Neutral**  
**Enrolled**

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SB 164 modifies the Transportation Code by amending provisions relating to funding for designated highway projects within Salt Lake County—specifically within the cities of West Valley, West Jordan, and Midvale.

**SB 165**  
**Redevelopment Agency Amendments**

**Sponsor: Todd Weiler**  
**UAC Position: Neutral**  
**Enrolled**

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SB 165 amends provisions related to community development and renewal agencies. Specifically, SB 165 allows for multiple community development projects to overlap, provided that the combined tax increment may not exceed 100 percent of the tax increment generated from a property located within the overlapping boundaries. The intent of the bill seems to provide an easier process for cities to create new central business district projects.

## **SB 174 Land Use Authority Amendments**

**Sponsor: Wayne Niederhauser**  
**UAC Position: Neutral**  
**Enrolled**

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SB 174 removes requirements to subdivide agricultural land. The bill requires the new owner of record of subdivided agricultural land to file a notice with the county recorder that the lot or parcel is created for agricultural land only and will remain so until a further zoning change permits other use.

SB 174 was introduced very late in the session; fortunately, UAC was able to work with the sponsor to ensure the bill didn't harm county government or planning and zoning.

## **SB 180 Political Subdivision Ethics Amendments**

**Sponsor: Curt Bramble**  
**UAC Position: Neutral**  
**Enrolled**

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SB 180 creates the seven-member Political Subdivisions Ethics Review Commission which shall review ethics charges within the state's political subdivisions. The committee is granted subpoena powers and rules for testimony, legal counsel, enforcement, and other procedures are spelled out in the bill. This commission shall offer an annual report to the Legislature.

SB 180 also authorizes a county to establish its own county ethics commission, in which case ethics complaints within that county would be handled in-house.

## **SB 200 Justice Court Amendments**

**Sponsor: Lyle W. Hillyard**  
**UAC Position: Oppose**  
**Enrolled**

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SB 200 establishes and amends procedures to establish and expand the territorial jurisdiction of justice courts. SB 200 also clarifies training requirements for prospective justice court judges including continuing education requirements.

**SB 221**  
**Revenue and Tax Amendments**

**Sponsor: Curt Bramble**  
**UAC Position: Support**  
**Enrolled**

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SB 221 makes changes related to the multicounty assessing and collecting levy, including the distribution of multicounty assessing and collecting levy revenues.

**SB 229**  
**Telecommunications Regulatory Amendments**

**Sponsor: Curt Bramble**  
**UAC Position: Neutral**  
**Enrolled**

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SB 229 prohibits the state and a political subdivision of the state from regulating Internet protocol-enabled service or voice over Internet protocol service, but does not affect or limit the enforcement of criminal or civil laws in regards to these services. SB 229 also does not prohibit the future taxation of said services.

**SJR 8**  
**Joint Resolution on Property Tax Exemption for Military Personnel**

**Sponsor: Luz Robles**  
**UAC Position: Neutral**  
**Enrolled**

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SJR 8 places before Utah's voters during the November, 2012 General Election a proposed Utah State Constitution amendment that would provide that the primary residence of a person who is ordered to federal active duty may be exempt from property tax if the property owner is out of state for at least 200 days in a calendar year or 200 consecutive days.

# **FAILED BILLS**



## **HB 41**

### **Property Taxation of Business Personal Property**

**Sponsor: Patrick Painter**  
**UAC Position: Oppose**  
**Failed**

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HB 41 would have expanded the exemption to business personal property tax to \$15,000 from the roughly \$4,000 exemption today. The expressed intent of HB 41 was to simplify the filing and auditing process associated with business personal property tax; however, UAC maintained that the bill did nothing to address the issue. HB 387 was introduced during the session as UAC and (specifically) county assessors' solution to that issue. HB 41 was failed get the votes to pass out of the Senate floor.

## **HB 83**

### **Reimbursement of Legal Fees and Costs to Officers and Employees Act Amendments**

**Sponsor: Brad Dee**  
**UAC Position: Support**  
**Failed**

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HB 83 would have excused a political entity from covering legal fees of an employee in a case where the political entity can offer proof that the employee engaged in the misconduct that formed the basis of the indictment for which necessitated the legal fees. UAC drafted HB 83 after a number of high-profile cases resulting in no criminal charges, but clear proof of misconduct surfaced. The bill was met with strong opposition from employee union groups and UAC decided the fight wasn't worth the effort. The bill never received a committee hearing.

## **HB 87**

### **Billboard Revisions**

**Sponsor: Mel Brown**  
**UAC Position: Oppose**  
**Failed**

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HB 87 would have prohibited a city or county from enacting ordinances regarding electronic billboards. The bill was heavily opposed by the League of Cities and Towns made it through the House of Representatives, but proponents were never able to muster the votes necessary to pass it out of the Senate and so it remained circled on the Senate Second Reading Calendar until the end of the Legislative Session.

## **HB 91 Utah Enabling Act Litigation**

**Sponsor: Kenneth Sumsion**  
**UAC Position: Neutral**  
**Failed**

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HB 91 would have required the attorney general to file an action for a declaratory judgment to enforce Section 9 of the Utah Enabling Act if the United States does not comply with certain demands outlined in HCR 1. Both HB 91 and HCR 1 passed out of the House of Representatives but failed to receive a vote in the Senate.

## **HB 94 Government Competition with Private Enterprise**

**Sponsor: Johnny Anderson**  
**UAC Position: Oppose**  
**Failed**

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HB 94 would have required a public entity to conduct a study and contact private enterprise prior to engaging in new activity that could be constructed as competing with private enterprise. It also would have required the Privatization Policy Board to hold a public meeting and issue an advisory opinion about a government entity's proposed commercial activity. Finally, HB 94 would have granted a private enterprise a private right of action to compel compliance with requirements of the bill and would have required the public entity to cover attorney fees and court costs in such an action.

With such a large sweeping piece of legislation, it should come as no surprise that HB 94 failed to so much pass out of a committee hearing. The bill was, however, recommended for interim study.

## **HB 111 Amendments to Open and Public Meetings Act**

**Sponsor: Craig Frank**  
**UAC Position: Oppose**  
**Failed**

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HB 111 would have required any subset of public body that is required to comply with the Open and Public Meeting Act also comply with that act. The bill failed to receive so much as a committee hearing.

## **HB 132**

### **Premarital Education and Counseling Amendments**

**Sponsor: Dixon Pitcher**  
**UAC Position: Oppose**  
**Failed**

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HB 132 would have offered an incentive for couples to complete premarital counseling by offering a \$10 discount towards a marriage certificate if documentation of that counseling is presented to the county clerk's office. The bill would have magnanimously offered that discount off of the portion of the marriage certificate the county collects and not the portion the state collects. The bill passed out of committee but was voted down when presented to the House floor.

## **HB 152**

### **Emissions Amendments**

**Sponsor: Derek Brown**  
**UAC Position: Oppose**  
**Failed**

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HB 152 would have reduced the number of vehicles requiring an emissions test. This would have resulted in a hit to the private entities that provide this service throughout the Wasatch Front as well as Davis County which currently provides emission testing services. The bill was substituted in and passed out of committee with most of the provisions removed, but never received a vote on the House floor.

## **HB 219**

### **Use of Public Buildings**

**Sponsor: Jim Nielson**  
**UAC Position: Neutral**  
**Failed**

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HB 219 would have permitted a political party to avoid janitorial fees when reserving a public building provided the political party clean up after itself. The bill never made it out of committee. Committee members were, apparently skeptical of the bill, knowing full well that "politics are dirty."

## **HB 220 Classification of Counties**

**Sponsor: Ronda Menlove**  
**UAC Position: Neutral**  
**Failed**

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HB 220 would have classified counties as either urban or rural for the purpose of various grants and other funding. The bill classified 25 of Utah's 29 counties as rural with only Salt Lake, Utah, Davis, and Weber Counties being considered urban. HB 220 passed out of the House and a Senate committee, but failed to receive the necessary votes to pass the Senate floor.

## **HB 224 Political Subdivisions - Report of Receipts of Federal Money**

**Sponsor: Ken Ivory**  
**UAC Position: Oppose**  
**Failed**

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HB 224 would have required political subdivisions to develop contingency plans in the event federal 12 receipts are reduced by 5 percent, 25 percent, or more. The political subdivisions' contingency plans would have been submitted to the Department of Finance every year. The bill was amended to require only certain political subdivisions (those who receive more than 10 percent of their budget from the federal government) prepare contingency plans for a reduction of federal receipts. The amended version of the bill passed out of the House but never received a vote in the Senate.

## **HB 238 Expunged Records Amendments**

**Sponsor: Richard Greenwood**  
**UAC Position: Support**  
**Failed**

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HB 238 would have allowed a government agency or official to release expunged information contained in a record of arrest, investigation, detention, or conviction as authorized by statute to a limited number of organizations. The bill passed out of the House unanimously but failed to be lifted from the Senate rules committee and died in the Senate without so much as a hearing.

**HB 278**  
**Arrested Persons' Health Insurance Provisions**

**Sponsor: Brad Daw**  
**UAC Position: Support**  
**Failed**

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HB 278 would have required health insurers to continue coverage of an individual who is incarcerated pending disposition of criminal charges. HB 278 is a scaled back version of a failed bill UAC supported in 2011 that would have required health insurers to continue to offer coverage to all incarcerated policy holders. HB 278 failed to receive so much as a committee hearing.

**HB 300**  
**Illegal Alien Related Amendments**

**Sponsor: Christopher Herrod**  
**UAC Position: Neutral**  
**Failed**

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HB 300 would have modified general government provisions to convert the Utah Immigration Accountability and Enforcement Act to the Utah Illegal Alien Family Transition Pilot Program and to make related changes including addressing enforcement issues. After the hubbub over immigration during the 2011 Legislative Session, it appeared the Legislature had no collective interest in considering immigration in 2012. HB 300 failed to receive so much as a committee hearing.

**HB 310**  
**State and Political Subdivision Employment Amendments**

**Sponsor: Daniel McCay**  
**UAC Position: Oppose**  
**Failed**

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HB 310 would have prohibited a state or political subdivision from considering seniority as the sole factor when determining whether to terminate an employee while conducting a reduction in force. The bill failed to pass out of committee.

## **HB 337**

### **Open Government Amendments**

**Sponsor: John Dougall**  
**UAC Position: Oppose**  
**Failed**

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HB 337 would have amended GRAMA to require the disclosure of certain records and would have created the Utah Public Records Website to serve as a central location for the public to access public records. Additionally, HB 337 would have required public hearings be broadcast via the internet. HB 337 seems very much a response to the negative press the Legislature received following last year's HB 477. Ultimately, the high fiscal note to HB 337 (upwards of \$1.5 million a year) was likely the only reason the bill failed to pass. It passed the House but never received a vote in the Senate.

## **HB 341**

### **Financial Disclosures by Local Candidates**

**Sponsor: Kenneth Sumsion**  
**UAC Position: Oppose**  
**Failed**

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HB 341 would have required local candidates including county, municipal, special district, and school district candidates to file the same financial disclosure with the Lt. Governor's office that candidates for state offices are currently required to file. The bill would have required the Lt. Governor's office to hire an additional full-time employee to administer the provisions of the bill. HB 341 never received so much as a committee hearing.

## **HB 342**

### **Campaign Finance Reporting in Local Elections**

**Sponsor: Kenneth Sumsion**  
**UAC Position: Oppose**  
**Failed**

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HB 342 would have required campaign finance reform in county elections. Candidates in first and second class counties would have been required to file campaign finance interim and year-end summary reports with the Lt. Governor's office while candidates in all other counties would have comply with required county ordinances establishing campaign finance disclosure requirements for candidates for county office. HB 342 failed to receive so much as a committee hearing.

## **HB 443 Corrections Issues Task Force**

**Sponsor: Eric Hutchings**  
**UAC Position: Neutral**  
**Failed**

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HB 443 would have created a one-year legislative task force charged with considering a number of issues dealing with corrections. Included within the issues the task force would have been asked to consider was contracting with county prisons. Every year, the Legislature appropriates money for two legislative task forces; HB 443 was not chosen and so was not considered on the House floor.

## **HB 464 County Land Use Amendments**

**Sponsor: Bill Wright**  
**UAC Position: Neutral**  
**Failed**

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HB 464 would have forced county general plans to become much more specific and required the county plan to account for moderate income housing for both the unincorporated county as well as municipalities within the county. The bill also allowed for agricultural land to forego certain requirements in order to subdivide. HB 464 popped up late in the session and was before a committee before UAC could take a formal position to oppose it. The bill failed to pass out of committee, but the least controversial section of the bill dealing with subdividing agricultural land was later introduced and passed in SB 174.

## **HB 511 Eminent Domain of Federal Land**

**Sponsor: Kenneth Sumsion**  
**UAC Position: Oppose**  
**Failed**

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HB 511 would have authorized a political subdivision to exercise eminent domain authority on property possessed by the federal government—this despite the fact that Legislative Counsel opined that the provisions of HB 511 would be ruled unconstitutional. Another problem with HB 511 is by arguing that a political subdivision can claim eminent domain authority on property possessed by the federal government, the Legislature is acknowledging that that property rightfully belongs to the federal government, something the Legislature disputed with the passage of HB 148. For these reasons, HB 511 failed to receive a vote in the Senate after passing out of the House.

**HJR 11**  
**Joint Resolution on Motor Vehicle Taxes and Fees**

**Sponsor: John Dougall**  
**UAC Position: Neutral**  
**Failed**

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HJR 11 would have placed a Utah State Constitution amendment to Utah's voters that would have prohibited sales and use tax on motor vehicles or parts be used to fund Utah's highways. HJR 11 never received a committee hearing.

**HJR 18**  
**Joint Resolution on Personal Property Tax**

**Sponsor: John Dougall**  
**UAC Position: Oppose**  
**Failed**

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HJR 18 would have placed a Utah State Constitution amendment to Utah's voters that would have allowed the Legislature to provide for tangible personal property to be assessed based on its value as reported for tax purposes to the United States government. HJR 18 was an attempt to address the expressed issue HB 41 wanted to fix. Later, county assessors drafted HB 387 as a better solution and HJR 18 was abandoned by its sponsor. It failed to receive so much as a committee hearing.

**SB 46**  
**Agriculture Sustainability Act**

**Sponsor: Scott Jenkins**  
**UAC Position: Neutral**  
**Failed**

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SB 46 would have required first, second, and third class counties, and would have permitted fourth, fifth, and sixth class counties, to each establish an Agriculture Sustainability Investment Fund. The counties would have been required to deposit any rollback tax collected by the county into the fund. The oversight of the fund would have been provided by a newly created Agricultural Preservation Selection and Funding Committee, the powers and duties for which were spelled out in SB 46. Money within the fund would have been used to purchase agriculture conservation easement. SB 46 passed out of committee but was circled and left on the Senate board throughout the Legislative Session.

**SB 69**  
**Assessments Area Amendments**

**Sponsor: Wayne Niederhauser**  
**UAC Position: Oppose**  
**Failed**

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SB 69 would have amended the requirements of a notice of a proposed assessment area designation, enacted language related to a waiver of a right to protest, and authorized a municipality or county to levy an assessment against property by levying and collecting a property tax. SB 69 never received a committee hearing.

**SB 70**  
**Sales and Use Taxation of Short-term Lodging**

**Sponsor: Curt Bramble**  
**UAC Position: Oppose**  
**Failed**

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SB 70 would have addressed issues relating to the online travel companies' practice of remitting taxes on hotel rooms purchased on their websites for the wholesale price of the room while collecting the taxes on those rooms for the customer's retail price. SB 70 would have given online travel companies the option of either remitting taxes (including TRT) based on the retail rate of a hotel room or remitting only the wholesale rate of the room provided they disclose the various fees and taxes associated with the room rate to their buyer. SB 70 was not voted on in a committee, instead the sponsor sent it back to rules for further study.

**SB 86**  
**Agriculture Protection Amendments**

**Sponsor: Curt Bramble**  
**UAC Position: Support**  
**Failed**

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SB 86 would have given the authority regarding an agriculture protection area to the legislative body of a county and made the authority of the agricultural protection advisory board advisory only. SB 86 failed to get the votes necessary to pass out of the Senate floor.

## **SB 95**

### **Use of Payment in Lieu of Taxes Funds**

**Sponsor: Casey Anderson**  
**UAC Position: Neutral**  
**Failed**

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SB 95 would have required a county to use federal PILT receipts to fund municipal-type services in the unincorporated county. The sponsor of SB 95 agreed to hold SB 95 unless he received UAC's endorsement of his bill. When he failed to receive that endorsement, he held the bill. SB 95 never received a committee hearing.

## **SB 96**

### **Sales and Use Tax Exemptions for Public Golf Courses**

**Sponsor: Scott Jenkins**  
**UAC Position: Neutral**  
**Failed**

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SB 96 would have provided a sales and use tax exemption for admission or user fees for golf or a golf driving range at a private golf course. The intent of SB 96 was to even the playing field between private and public golf courses by exempting sales tax on a private course to approach the benefits of a property tax exemption on a public course. SB 96 was abandoned by its sponsor after passing out of committee and receiving the first out of two votes necessary to move it to the House.

## **SB 136**

### **Billboard Amendments**

**Sponsor: Wayne Niederhauser**  
**UAC Position: Oppose**  
**Failed**

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SB 136 would have prohibited a city or county from enacting ordinances regarding electronic billboards. The language of SB 136 mirrored that of HB 87 and SB 136 was abandoned when billboard advocates figured HB 87 had a better chance of passing. Ultimately, HB 87 failed to generate enough votes in the Senate and both bills remained circled on the Senate second reading calendar when the Legislative Session ended.

## **SB 158 Delinquent Property Tax and Uniform Fee Amendments**

**Sponsor: Ben McAdams**  
**UAC Position: Neutral**  
**Failed**

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SB 158 would have increased interest rates and interest rate caps on delinquent property taxes or uniform fees. The rate would have increased from 6 percent to 8 percent with the cap increased from 10 percent to 12 percent. The intent of SB 158 was to discourage property tax owners from using delinquent property tax as a loan with a low interest rate. SB 158 failed to pass out of committee.

## **SB 163 Local Government Real Property Amendments**

**Sponsor: Mark Madsen**  
**UAC Position: Oppose**  
**Failed**

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SB 163 would have required a county or municipality to conduct an annual inventory of real property held by the county or municipality and to dispose of any real property that does not have an identified public use. SB 163 never received a committee hearing.

## **SB 171 Jail Reimbursement Funding Amendments**

**Sponsor: John Valentine**  
**UAC Position: Support**  
**Failed**

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SB 171 would have dedicated some \$8 million annually of revenue generated from the beer tax be used for the state to pay county government for housing state prisoners in county jails as a condition of probation. Before the Legislative Session, SB 171 was identified as UAC's top legislative priority. While the bill would not have covered all the costs the state as agreed in statute to pay for condition of probation, it certainly would have moved the discussion in a positive direction. SB 171 ran into strong opposition from Senate leadership and failed to pass out of committee.

**SJR 22**  
**Joint Resolution on State Spending Limitations**

**Sponsor: Stuart Reid**  
**UAC Position: Oppose**  
**Failed**

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SJR 22 would have placed a Utah State Constitution amendment to Utah's voters that would have limited legislative appropriations or expenditures from tax revenues to the amount the state spent in one of the five preceding fiscal years, adjusted by inflation or deflation and any change in population, unless three-fifths of both houses approve. The Legislature was uninterested in limiting its options for future years and SJR 22 failed to pass out of the Senate.

# **INTERIM STUDY ISSUES**



**Utah Association of Counties  
2012-2013 Interim Study Issues**

**UAC Action List**

1. Invasive Weed Funding
2. Reimbursement Rate for Contract Prisoners
3. Planning Issues
4. Agriculture Issues (SB 46, SB 86)
5. Animal Control
6. Constables and Process Servers
7. Behavioral Health Care Reform
8. Dedicated Funding for Condition of Probation Prisoners

**Legislative List (SJR 3)**

45. Absentee Ballot Deadlines
50. Definition of Rural (HB 220)
52. Election Code Changes
54. Emergency Authority for Election Officials
55. Government Competition with Private Enterprise (HB 94)
71. Local Drug Ordinances
95. Governmental Immunities Amendments
126. Sales Taxes at Hotels
131. Disability for Peace Officers Injured in the Line of Duty
173. Government Competition with the Private Sector (HB 94)