

**Effective 5/13/2014**

**Superseded 5/12/2015**

**17B-1-609 Hearing to consider adoption -- Notice.**

- (1) At the meeting at which the tentative budget is adopted, the board of trustees shall:
  - (a) establish the time and place of a public hearing to consider its adoption; and
  - (b) except as provided in Subsection (5), order that notice of the hearing:
    - (i)
      - (A) be published at least seven days before the hearing in at least one issue of a newspaper of general circulation published in the county or counties in which the district is located; or
      - (B) if no newspaper is published, be posted in three public places within the district; and
    - (ii) be published at least seven days before the hearing on the Utah Public Notice Website created in Section 63F-1-701.
- (2) If the budget hearing is held in conjunction with a tax increase hearing, the notice required in Subsection (1)(b):
  - (a) may be combined with the notice required under Section 59-2-919; and
  - (b) shall be published in accordance with the advertisement provisions of Section 59-2-919.
- (3) Proof that notice was given in accordance with Subsection (1)(b), (2), or (5) is prima face evidence that notice was properly given.
- (4) If a notice required under Subsection (1)(b), (2), or (5) is not challenged within 30 days after the day on which the hearing is held, the notice is adequate and proper.
- (5) A board of trustees of a local district with an annual operating budget of less than \$250,000 may satisfy the notice requirements in Subsection (1)(b) by:
  - (a) mailing a written notice, postage prepaid, to each voter in the local district or special service district; and
  - (b) posting the notice in three public places within the district.