

1 **GUIDELINES FOR LOCAL MATCHING**
2 **DOLLARS FOR TRANSPORTATION PROJECTS**

3 2004 GENERAL SESSION

4 STATE OF UTAH

5 **Sponsor: Carlene M. Walker**

7 **LONG TITLE**

8 **General Description:**

9 This bill requires the Transportation Commission to make rules adopting guidelines for
10 partnering with counties and municipalities to help finance state highway improvement
11 projects through local matching dollars.

12 **Highlighted Provisions:**

13 This bill:

14 ▶ requires the Transportation Commission ~~§ [to-adopt]~~ **§ IN CONSULTATION WITH**
14a **REPRESENTATIVES OF LOCAL GOVERNMENT, TO MAKE RULES ADOPTING** § guidelines that
14b encourage

15 partnering, help finance projects, and provide for:

- 16 • consideration of factors relevant to a decision to make program adjustments;
 - 17 • a process for submitting, evaluating, and hearing partnering proposals; and
 - 18 • maintenance of a public record of each proposal from initial submission to final
- 19 disposition ~~§ [-]~~ **AND**

19a ▶ **REQUIRES THE TRANSPORTATION COMMISSION TO SUBMIT THE PROPOSED RULES**
19b **AND ANY PROPOSED AMENDMENT TO THE RULES TO A COMMITTEE OR TASK FORCE PRIOR TO**
19c **TAKING FINAL ACTION ON THE RULES OR ANY AMENDMENT TO THE RULES.** §

20 **Monies Appropriated in this Bill:**

21 None

22 **Other Special Clauses:**

23 None

24 **Utah Code Sections Affected:**

25 ENACTS:

26 **72-2-123**, Utah Code Annotated 1953



28 *Be it enacted by the Legislature of the state of Utah:*

29 Section 1. Section **72-2-123** is enacted to read:

30 **72-2-123. Rulemaking adopting guidelines -- Partnering to finance state highway**
 31 **capacity improvements -- Partnering proposals.**

32 (1) In accordance with Title 63, Chapter 46a, Utah Administrative Rulemaking Act, the
 33 commission § , IN CONSULTATION WITH REPRESENTATIVES OF LOCAL GOVERNMENT, § shall
 33a make rules adopting guidelines for partnering with counties and
 34 municipalities for their help to finance state highway improvement projects through:

35 (a) local matching dollars; or

36 (b) other local participation methods.

37 (2) The guidelines shall encourage partnering to help finance state highway
 38 improvement projects and provide for:

39 (a) consideration of factors relevant to a decision to make a program adjustment
 40 including the potential to:

41 (i) extend department resources to other needed projects;

42 (ii) alleviate significant existing or future congestion or hazards to the traveling public;

43 and

44 (iii) address a need that is widely recognized by the public, elected officials, and
 45 transportation planners;

46 (b) a process for submitting, evaluating, and hearing partnering proposals; and

47 (c) keeping a public record of each proposal from initial submission to final

48 disposition.

48a **§ (3) THE COMMISSION SHALL SUBMIT THE PROPOSED RULES UNDER THIS SECTION TO**
 48b **A COMMITTEE OR TASK FORCE DESIGNATED BY THE LEGISLATIVE MANAGEMENT COMMITTEE**
 48c **FOR REVIEW PRIOR TO TAKING FINAL ACTION ON THE PROPOSED RULES OR ANY PROPOSED**
 48d **AMENDMENT TO THE RULES. §**

Legislative Review Note

as of 11-19-03 2:01 PM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel

Legislative Committee Note

as of 12-10-03 11:09 AM

The Transportation Planning Task Force recommended this bill.