



UTAH STATE SENATE

UTAH STATE CAPITOL COMPLEX • 320 STATE CAPITOL
P.O. BOX 145115 • SALT LAKE CITY, UTAH 84114-5115 • (801) 538-1035

February 22, 2008

Mr. President:

The Natural Resources, Agriculture, and Environment Committee reports a favorable recommendation on **S.B. 90**, PAYMENT IN LIEU OF PROPERTY TAXES ACT, by Senator G. Davis, with the following amendments:

1. *Page 7, Lines 189 through 201:*

- 189 (1) The Division of Finance shall calculate whether or not there is eligible surplus by
190 no later than {~~August~~} September 15 of each fiscal year.
191 (2) There is eligible surplus in a fiscal year if for the immediately preceding fiscal
year
192 there is an unrestricted, undesignated balance in the General Fund {~~after:~~
193 ~~—(a) the transfers:~~
194 ~~—(i) to the General Fund Budget Reserve Account as provided in Section~~
~~63-38-2.5; and~~
195 ~~—(ii) as provided in Section 63-38-2.7; and~~
196 ~~—(b) the earmark to the Industrial Assistance Fund provided for in Subsection~~
197 ~~63-38f-904(5).}~~
198 (3) If in a fiscal year there is eligible surplus, the Division of Finance shall notify the
199 commission by no later than {~~September~~} October 1:
200 (a) that there is eligible surplus; and
201 (b) of the amount of eligible surplus.

2. *Page 7, Lines 204 through 207:*

Bill Number



SB0090

Action Class



S

Action Code



SCRAMD

204 (1) Subject to an appropriation by the legislature of the eligible surplus and
to the other provisions in this section, if the Division of Finance notifies the
205 commission that there is eligible surplus, the commission shall pay an eligible
municipality the
206 total of the payments in lieu of property taxes that the eligible municipality applied for
under
207 Section 59-3a-202 by no later than October 1 of that fiscal year.

3. Page 8, Lines 214 through 218:

214 (c) determine if there is sufficient eligible surplus appropriated by the
Legislature to pay the amount described in
215 Subsection (2)(b).
216 (3) If there is insufficient eligible surplus appropriated by the Legislature to
pay the amount described in Subsection
217 (2)(b), the commission shall:
218 (a) reduce the amount each eligible municipality is due under Subsection (2)(a) by
the

Respectfully,

Darin G. Peterson
Committee Chair

Voting: 6-1-0

3 SB0090.SCI.WPD smaeser/JBA ADO/PVD 2/22/08 9:34 am

Bill Number



SB0090

Action Class



S

Action Code



SCRAMD