

**MINUTES OF THE
HOUSE POLITICAL SUBDIVISIONS
STANDING COMMITTEE**

Room C450, State Capitol, Utah State Capitol Complex
Monday, February 25, 2008

MEMBERS PRESENT: Rep. Fred R Hunsaker, Chair
 Rep. Gage Froerer, Vice Chair
 Rep. Sheryl L. Allen
 Rep. Rebecca Chavez-Houck
 Rep. James A. Dunnigan
 Rep. Kerry W. Gibson
 Rep. Richard A. Greenwood
 Rep. Jennifer M. Seelig
 Rep. LaWanna Lou Shurtliff
 Rep. Stephen H. Urquhart
 Rep. R. Curt Webb

STAFF PRESENT: Joseph Wade, Policy Analyst
 Doris Donat, Committee Secretary

Note: A list of visitors and a copy of handouts are filed with the committee minutes.

Rep. Hunsaker opened the meeting at 8:05 a.m.

MOTION: Rep. Froerer moved to approve the minutes of February 21, 2008. The motion passed unanimously, with Rep. Allen, Rep. Gibson, Rep. Seelig, and Rep. Shurtliff absent for the vote.

1st Sub. H.B. 422 Political Subdivision Clerk Amendments (Rep. M. Newbold)

Rep. Newbold introduced and explained the bill to the Committee. (handout)

MOTION: Rep. Dunnigan moved to adopt 2nd Sub. H.B. 422. The motion passed unanimously, with Rep. Allen, Rep. Gibson, Rep. Seelig, and Rep. Shurtliff absent for the vote.

MOTION: Rep. Dunnigan moved to recommend 2nd Sub. H.B. 422 favorably, with Rep. Allen, Rep. Gibson, Rep. Seelig, and Rep. Shurtliff absent for the vote.

H.B. 435 Public Hearings on Property Tax Increases (Rep. G. Froerer)

Rep. Froerer introduced and explained the bill to the Committee.

MOTION: Rep. Froerer moved to amend the bill as follows:

1. Page 2, Lines 32 through 38:

32 Be it enacted by the Legislature of the state of Utah:

33 Section 1. Section **59-2-919.5** is enacted to read:
34 59-2-919.5. Consolidated advertisement of public hearings.
35 (1) { ~~On the same day on which a taxing entity provides the notice to the~~
county required
36 under Subsection 59-2-918(5) or 59-2-919(7), the } ~~A~~ taxing entity shall provide to
the county
37 auditor the { ~~same~~ } information required by Subsection 59-2-918(5) or 59-2-919(7).
38 (2) If as of July 22, two or more taxing entities notify the county auditor under

The motion passed unanimously, with Rep. Gibson and Rep. Shurtliff absent for the vote.

Spoke to the bill: Roger Tew, Utah League of Cities and Towns
Brent Gardner, Utah Association of Counties
Ronald Mortenson, Citizen Coalition for Tax Fairness

MOTION: Rep. Urquhart moved to recommend H.B. 435 favorably as amended. The motion passed unanimously.

1st Sub. H.B. 464 Access to Landlocked Parcels (Rep. M. Walker)

Rep. Walker introduced and explained the bill to the Committee.

Spoke to the bill: Lynn Pace, Salt Lake City Attorney's Office

MOTION: Rep. Gibson moved to recommend 1st Sub. H.B. 464 favorably. The motion passed unanimously.

H.B. 188 Transit Revisions (Rep. W. Harper)

Rep. Harper introduced and explained the bill to the Committee.

MOTION: Rep. Dunnigan moved to adopt 1st Sub. H.B. 188. The motion passed unanimously, with Rep. Froerer absent for the vote.

Spoke to the bill: Bruce Jones, General Counsel, Utah Transit Authority (handout)
Mike Allegra, Utah Transit Authority
Terry Diehl, Utah Transit Authority
Bill Tibbits, citizen
Michael Packer, citizen (handouts)

MOTION: Rep. Dunnigan moved to recommend 1st Sub. H.B. 188 favorably. The motion passed, with Rep. Greenwood, Rep. Shurtliff, and Rep. Urquhart voting in opposition,

and Rep. Froerer absent for the vote.

H.B. 216 Annexation Revisions (Rep. B. Last)

Rep. Last introduced and explained the bill to the Committee.

MOTION: Rep. Froerer moved to recommend H.B. 216 favorably. The motion passed unanimously.

MOTION: Rep. Urquhart moved to place H.B. 216 on the Consent Calendar. The motion passed unanimously.

H.B. 481 Subdivision Approval Amendments (Rep. M. Noel)

Rep. Noel introduced and explained the bill to the Committee.

MOTION: Rep. Dunnigan moved to amend H.B. 481 as follows:

1. *Page 1, Lines 12 through 15:*

12 ▶ authorizes an owner of agricultural land within counties of the { ~~third,~~ } fourth,
 fifth, or
13 sixth class to divide from the land up to six parcels of at least { ~~five acres~~ } one acre
 each,
14 without complying with subdivision plat requirements or county subdivision
15 ordinances.

2. *Page 3, Lines 77 through 80:*

77 (B) is located in the unincorporated area of a county of the { ~~third,~~ } fourth, fifth,
 or sixth
78 class.
79 (ii) "Minor subdivision" means a division of agricultural land:
80 (A) to create six or fewer parcels of at least { ~~five acres~~ } one acre each; and

SUBSTITUTE

MOTION: Rep. Gibson moved a substitute motion to amend as follows:

1. *Page 1, Lines 12 through 15:*

12 ▶ authorizes an owner of agricultural land within counties of the third, fourth, fifth,
 or
13 sixth class to divide from the land up to six parcels of at least { ~~five acres~~ } one acre

- each,
14 without complying with subdivision plat requirements or county subdivision
15 ordinances.

2. *Page 3, Line 80:*

80 (A) to create six or fewer parcels of at least { ~~five acres~~ } one acre each; and

The substitute motion passed, with Rep. Urquhart and Rep. Hunsaker voting in opposition.

Spoke to the bill: Todd Bingham, Vice-President, Utah Farm Bureau
Brent Gardner, Utah Association of Counties

MOTION: Rep. Webb moved to recommend H.B. 481 favorably as amended. The motion passed, with Rep. Allen, Rep. Seelig, and Rep. Shurtliff voting in opposition.

3rd Sub. S.B. 25 Municipal Incorporation Amendments (Sen. D. Stowell) (Rep. M. Brown)

This bill was held as per the sponsor's request and not considered.

1st Sub. S.B. 54 Initiative and Referendum Petition Amendments (Sen. B. Goodfellow) (Rep. K. Garn)

Sen. Goodfellow introduced and explained the bill to the Committee.

MOTION: Rep. Gibson moved to recommend 1st Sub. S.B. 54 favorably. The motion passed unanimously.

3rd Sub. S.B. 20 Municipal Government Amendments (Sen. C. Walker) (Rep. A. Tilton)

This bill was not considered.

S.B. 177 Local Government Disposal of Real Property Acquired by Exaction (Sen. W. Niederhauser) (Rep. M. Morley)

This bill was not considered.

MOTION: Rep. Allen moved to adjourn the meeting. Rep. Hunsaker adjourned the meeting at 9:30 a.m.