

Representative Janice M. Fisher proposes the following substitute bill:

LOCAL DISTRICT BOARD OF TRUSTEES

AMENDMENTS

2009 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Janice M. Fisher

Senate Sponsor: _____

LONG TITLE

General Description:

This bill modifies provisions relating to the board of trustees of mosquito abatement districts.

Highlighted Provisions:

This bill:

- ▶ provides that up to two members of a mosquito abatement district board of trustees need not be residents of the mosquito abatement district, if the members reside within the boundary of their respective appointing municipality and the municipality cannot locate a qualified person willing to serve on the board of trustees.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

17B-2a-704, as enacted by Laws of Utah 2007, Chapter 329



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

27 Section 1. Section **17B-2a-704** is amended to read:

28 **17B-2a-704. Mosquito abatement district board of trustees.**

29 (1) (a) (i) Notwithstanding Subsection 17B-1-302(2) and subject to Subsection (1)(b),
30 the legislative body of each municipality that is entirely or partly included within a mosquito
31 abatement district shall appoint one member to the board of trustees.

32 (ii) (A) Notwithstanding Subsection 17B-1-302(1)(a)(ii) and subject to Subsection
33 (1)(a)(ii)(B), a member of the board of trustees appointed under Subsection (1)(a)(i) need not
34 be a resident within the boundary of the mosquito abatement district if:

35 (I) the municipal legislative body is unable to locate a qualified person living within
36 the boundary of the mosquito abatement district who is willing to serve as a member of the
37 board of trustees; and

38 (II) the member resides within the boundary of the municipality whose legislative body
39 appoints the member.

40 (B) A mosquito abatement district board of trustees may not have more than two
41 members serving on the board at any one time who are residents outside the boundary of the
42 district.

43 (b) If 75% or more of the area of a mosquito abatement district is within the boundaries
44 of a single municipality:

45 (i) the board of trustees shall consist of five members; and

46 (ii) the legislative body of that municipality shall appoint all five members of the
47 board.

48 (2) The legislative body of each county in which a mosquito abatement district is
49 located shall appoint one member to the district's board of trustees if:

50 (a) some or all of the county's unincorporated area is included within the boundaries of
51 the mosquito abatement district; or

52 (b) (i) the number of municipalities that are entirely or partly included within the
53 district is an even number less than nine; and

54 (ii) Subsection (1)(b) does not apply.

55 (3) If the number of board members appointed by application of Subsections (1) and
56 (2)(a) is an even number less than nine, the legislative body of the county in which the district

57 is located shall appoint an additional member.

58 (4) Each board of trustees member shall be appointed as provided in Section
59 17B-1-304.

60 (5) Each vacancy on a mosquito abatement district board of trustees shall be filled by
61 the applicable appointing authority as provided in Section 17B-1-304.