

TRANSPORTATION FUNDING AMENDMENTS

2009 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Stephen H. Urquhart

House Sponsor: John Dougall

LONG TITLE

General Description:

This bill enacts provisions relating to state and local spending on certain transportation projects.

Highlighted Provisions:

This bill:

▶ prohibits the state, counties, and municipalities from spending project-specific funds allocated through a congressional authorization act for a transportation project that is eligible for funds apportioned to the state in support of the statewide transportation improvement program **§→ unless the specified project is included on the statewide transportation improvement program ←§** .

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

72-2-112, as renumbered and amended by Laws of Utah 1998, Chapter 270

ENACTS:

10-8-2.5, Utah Code Annotated 1953

17-50-327, Utah Code Annotated 1953



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

29 Section 1. Section **10-8-2.5** is enacted to read:

30 **10-8-2.5. Prohibition against spending certain transportation funds.**

31 (1) As used in this section:

32 (a) "Apportioned" means divided or assigned among the states based on a prescribed
33 formula established in 23 U.S.C.

34 (b) "Authorization act" means an act of Congress enacted after July 1, 2009 that
35 authorizes transportation programs from the Highway Trust Fund established in 26 U.S.C. Sec.
36 9503.

37 (2) A municipality may not spend project-specific funds that are allocated through an
38 authorization act for a transportation-related project that is eligible for funds apportioned to the
39 state in support of the statewide transportation improvement program ~~§~~ → **unless the specified**
39a **project is included on the statewide transportation improvement program** ← ~~§~~ .

40 Section 2. Section **17-50-327** is enacted to read:

41 **17-50-327. Prohibition against spending certain transportation funds.**

42 (1) As used in this section:

43 (a) "Apportioned" means divided or assigned among the states based on a prescribed
44 formula established in 23 U.S.C.

45 (b) "Authorization act" means an act of Congress enacted after July 1, 2009 that
46 authorizes transportation programs from the Highway Trust Fund established in 26 U.S.C. Sec.
47 9503.

48 (2) A county may not spend project-specific funds that are allocated through an
49 authorization act for a transportation-related project that is eligible for funds apportioned to the
50 state in support of the statewide transportation improvement program ~~§~~ → **unless the specified**
50a **project is included on the statewide transportation improvement program** ← ~~§~~ .

51 Section 3. Section **72-2-112** is amended to read:

52 **72-2-112. Transportation department authorized to participate in federal**
53 **program.**

54 (1) Notwithstanding any law to the contrary, the department is empowered to
55 participate in the deferred payment program authorized by Congress in Public Law 94-30.

56 (2) Any indebtedness incurred by the department under this section shall be paid from
57 state transportation funds as appropriated.

58 (3) (a) As used in this Subsection (3):

59 (i) "Apportioned" means divided or assigned among the states based on a prescribed
60 formula established in 23 U.S.C.

61 (ii) "Authorization act" means an act of Congress enacted after July 1, 2009 that
62 authorizes transportation programs from the Highway Trust Fund established in 26 U.S.C. Sec.
63 9503.

64 (b) The state, including any agency, department, or division of the state, may not spend
65 project-specific funds that are allocated through an authorization act for a transportation-related
66 project that is eligible for funds apportioned to the state in support of the statewide
67 transportation improvement program ~~§~~ **→ unless the specified project is included on the statewide**
67a **transportation improvement program** ~~←§~~ .

Legislative Review Note
as of 1-28-09 11:56 AM

Office of Legislative Research and General Counsel

S.B. 134 - Transportation Funding Amendments

Fiscal Note

2009 General Session

State of Utah

State Impact

Enactment of this bill will not require additional appropriations.

Individual, Business and/or Local Impact

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for individuals, businesses, or local governments.
