

**MINUTES OF THE
HOUSE REVENUE AND TAXATION
STANDING COMMITTEE
Room 445 - State Capitol, State Capitol Complex**

February 23, 2009

MEMBERS PRESENT: Rep. Todd Kiser, Chair
 Rep. Gage Froerer, Vice Chair
 Rep. Sheryl Allen
 Rep. Tim M. Cosgrove
 Rep. John Dougall
 Rep. Susan Duckworth
 Rep. Julie Fisher
 Rep. Wayne Harper
 Rep. Greg Hughes
 Rep. Eric Hutchings
 Rep. Christine Johnson
 Rep. Carol Spackman Moss
 Rep. Merlynn T. Newbold
 Rep. Stephen Sandstrom
 Rep. Jennifer Seelig
 Rep. Evan Vickers

STAFF PRESENT: Leif Elder, Policy Analyst
 Rosemary Young, Secretary

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

Rep. Kiser called the meeting to order at 8:14 a.m.

MOTION: Rep. Allen moved to approve the minutes of the February 19, 2009 meeting. The motion passed unanimously with Rep. Cosgrove, Rep. Duckworth, Rep. Hughes, Rep. Hutchings, Rep. Johnson, Rep. Moss, Rep. Seelig and Rep. Froerer absent for the vote.

**H.B. 380 Tourism, Recreation, Cultural, Convention, and Airport Facilities Tax
 Amendments (Rep. C. Frank)**

Rep. Frank, assisted by Melva Sine, Utah Restaurant Association, introduced the bill and explained it to the committee. The following individuals spoke in favor of the bill:

Jason Kassing	Kassing Andrews Advertising
Neil Wilkinson	Utah Restaurant Association
Greg Gruber	Utah Restaurant Association
Mont Evans	Utah Restaurant Association
Kelly Christensen	Utah Restaurant Association

The following individuals spoke against the bill:

Darrin Casper	Salt Lake County Government
Jim Olsen	Utah Food Industry Association
Wayne Jones	Salt Lake Valley Lodging Association
Barbara Riddle	Davis Area Convention and Visitors Bureau
Bill Malone	Park City Chamber of Commerce
Louenda Downs	Davis County Commission

MOTION: Rep. Harper moved to substitute H.B. 380 with 1st Substitute H.B. 380 and briefly explained the substitute bill.

SUBSTITUTE MOTION: Rep. Hutchings moved to transmit H.B. 380 with a favorable recommendation. The motion failed with Rep. Hughes, Rep. Hutchings, Rep. Froerer, and Rep. Kiser voting in favor and Rep. Allen and Rep. Moss absent for the vote.

The original motion to substitute H.B. 380 with 1st Sub. H.B. 380 failed with Rep. Dougall, Rep. Fisher, Rep. Harper, Rep. Hughes, Rep. Newbold, and Rep. Froerer voting in favor and Rep. Allen, Rep. Moss, and Rep. Seelig absent for the vote.

MOTION: Rep. Dougall moved to proceed to item 5 on the agenda. The motion passed with Rep. Newbold voting in opposition and Rep. Allen, Rep. Moss, and Rep. Seelig absent for the vote.

H.B. 418 Delinquent Property Tax Amendments (*Rep. G. Froerer*)

Rep. Froerer introduced the bill and explained it to the committee. Royce Van Tassell, Utah Taxpayers Association, spoke in favor of the bill.

MOTION: Rep. Dougall moved to transmit H.B. 418 with a favorable recommendation.

SUBSTITUTE MOTION: Rep. Harper moved to amend H.B. 418 as follows and transmit it with a favorable recommendation:

1. *Page 1, Lines 13 through 15:*

13 ▶ increases the penalty imposed on delinquent property taxes from 2% to
 {~~5%~~} 3% ;

14 ▶ provides that the penalty is only 2.5% if the delinquent property taxes and the
15 penalty are paid within {~~45~~} 60 days of the delinquency;

2. *Page 2, Lines 43 through 45:*

43 (2) (a) [~~For~~] Except as provided in Subsection (2)(e), for each parcel, all delinquent

44 taxes on each separately assessed parcel are subject to a penalty of [~~2%~~
45 ~~{5%}~~ 3% of the amount of
the delinquent taxes or \$10, whichever is greater.

3. *Page 2, Line 58 through Page 3, Line 60:*

58 (e) The penalty described in Subsection (2)(a) shall be 2.5% of the amount of the
59 delinquent taxes or \$10, whichever is greater, if all delinquent taxes and the penalty are
paid on
60 or before the January ~~{15}~~ 31 immediately following the delinquency date.

The motion to amend and transmit with a favorable recommendation passed with Rep. Hughes, Rep. Hutchings, Rep. Froerer, and Rep. Kiser voting in opposition and Rep. Allen, Rep. Moss, and Rep. Seelig absent for the vote.

The following bills were not considered in this meeting:

1st Sub. S.B. 23 **Income Taxation of Pass-through Entities and Pass-through Entity Taxpayers** (*Sen. W. Niederhauser*) (**Rep. J. Dougall**)

S.B. 141 **Aviation Fuel Tax Amendments** (*Sen. W. Niederhauser*) (**Rep. J. Dougall**)

H.B. 199 **Statewide Equalization of School Funding** (*Rep. W. Harper*)

H.B. 193 **Property Tax - Greenbelt Rollback** (*Rep. R. Menlove*)

MOTION: Rep. Dougall moved to adjourn. The motion passed unanimously with Rep. Allen, Rep. Moss, and Rep. Seelig absent for the vote.

Rep. Kiser adjourned the meeting at 10:00.

Rep. Todd E. Kiser, Chair