

- 59 (ii) installation of a timer or timing system for a hot water heater; or
 60 (iii) installation of a rain catchment system; or
 61 (j) any other modified, installed, or remodeled fixture that is approved as a utility
 62 cost-savings measure by the governing body.

63 [(2)] (3) "Finance" or "financing" includes the issuing of bonds by a municipality,
 64 county, or state university for the purpose of using a portion, or all or substantially all of the
 65 proceeds to pay for or to reimburse the user ~~[or its]~~, lender, or the user or lender's designee for
 66 the costs of the acquisition of facilities of a project, or to create funds for the project itself
 67 where appropriate, whether these costs are incurred by the municipality, the county, the state
 68 university, the user, or a designee of the user. If title to or in these facilities at all times remains
 69 in the user, the bonds of the municipality or county shall be secured by a pledge of one or more
 70 notes, debentures, bonds, other secured or unsecured debt obligations of the user or lender, or
 71 ~~[such]~~ the sinking fund or other arrangement as in the judgment of the governing body is
 72 appropriate for the purpose of assuring repayment of the bond obligations to investors in
 73 accordance with their terms.

74 [(3)] (4) "Governing body" means:

- 75 (a) for a county, city, or town, the legislative body of the county, city, or town;
 76 (b) for the military installation development authority created in Section 63H-1-201,
 77 the authority board, as defined in Section 63H-1-102;

78 (c) for ~~H→ [the University of Utah and Utah State University]~~ a state university except as
 78a provided in Subsection (4)(d) ←H , the board or body having the
 79 control and supervision of the ~~H→ [University of Utah and Utah State University]~~ state
 79a university ←H ; and

80 (d) for a nonprofit corporation or foundation created by and operating under the
 81 auspices of a state university, the board of directors or board of trustees of that corporation or
 82 foundation.

83 [(4)] (5) (a) "Industrial park" means land, including all necessary rights, appurtenances,
 84 easements, and franchises relating to it, acquired and developed by ~~[any]~~ a municipality,
 85 county, or state university for the establishment and location of a series of sites for plants and
 86 other buildings for industrial, distribution, and wholesale use. ~~[There may be included as part~~
 87 ~~of]~~

88 (b) "Industrial park" includes the development of the land for ~~[any]~~ an industrial park
 89 under this chapter or the acquisition and provision of water, sewerage, drainage, street, road,

121 political subdivision, state agency, or any other legal entity, or its legal representative, agent, or
 122 assigns, for the reduction, abatement, or prevention of pollution, including the removal or
 123 treatment of any substance in process material, if that material would cause pollution if used
 124 without the removal or treatment;

125 (iii) an energy efficiency upgrade;

126 (iv) a renewable energy system;

127 ~~(v)~~ (v) facilities, machinery, or equipment, the manufacturing and financing of which
 128 will maintain or enlarge domestic or foreign markets for Utah industrial products; or

129 ~~(vi)~~ (vi) any economic development or new venture investment fund to be raised other
 130 than from:

131 ~~(i)~~ (A) municipal or county general fund money;

132 ~~(ii)~~ (B) money raised under the taxing power of any county or municipality; or

133 ~~(iii)~~ (C) money raised against the general credit of any county or municipality.

134 (b) "Project" does not include any property, real, personal, or mixed, for the purpose of
 135 the construction, reconstruction, improvement, or maintenance of a public utility as defined in
 136 Section 54-2-1.

137 (11) "Renewable energy system" means a product, system, device, or interacting group
 138 of devices that is permanently affixed to real property and that produces energy from renewable
 139 resources, including:

140 (a) a photovoltaic system;

141 (b) a solar thermal system;

142 (c) a wind system;

143 (d) a geothermal system, including:

144 (i) a direct-use system; or

145 (ii) a ground source heat pump system;

146 (e) a micro-hydro system; or

147 (f) another renewable energy system approved by the governing body.

148 ~~(9)~~ (12) "State university" means ~~H→ [the University of Utah and Utah State University]~~

148a **an institution of higher education as described in Section 53B-2-101 ←H**

149 and includes any nonprofit corporation or foundation created by and operating under their
 150 authority.

151 ~~(10)~~ (13) "User" means the person, whether natural or corporate, who will occupy,