



UTAH STATE SENATE

UTAH STATE CAPITOL COMPLEX • 320 STATE CAPITOL
P.O. BOX 145115 • SALT LAKE CITY, UTAH 84114-5115 • (801) 538-1035

February 20, 2013

Mr. President:

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **S.B. 181**, POLITICAL SUBDIVISIONS PROPERTY AMENDMENTS, by Senator W. Harper, with the following amendments:

1. *Page 1, Line 11:*

11 {~~—consideration in the form of~~} fair market value for the property.

2. *Page 1, Line 17:*

17 {~~—consideration in the form of~~} fair market value for the property; and

3. *Page 6, Lines 165 through 170:*

165 (1) "Consideration" means something :
(a) of value given or done in exchange for
166 something given or done by another, including money, a service, or labor {~~—~~} ; or
(b) provided in the public interest supporting health, safety, and welfare of
the citizens of a political subdivision.

167 (2) "Educational entity" means {~~—~~}
168 ~~—(a)~~ } a school district or charter school {~~—~~; and
169 ~~—(b) an institution of higher education as described in Section 53B-2-101~~} .

170 (3) "Fair market value" means the {~~—amount~~} consideration at which
property would change hands

4. *Page 7, Line 197:*

197 dispose of property without receiving {~~—consideration in the form of~~} fair market

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value for the

5. *Page 7, Line 204:*

204 (i) subject to Subsection (3), a record requested in accordance with Title 63G,
Chapter 2, Government Records

6. *Page 7, Line 206:*

206 (ii) is requested for a purpose, including media purposes, other than commercial use;
{-or-}

7. *Page 7, Line 208:*

208 political subdivision, or the federal government {-} :
(f) the acquisition or disposal of property in accordance with Section 10-8-2; or
(g) any transfer of property specifically authorized by law.
(3)(a) If a records request has apparent significant commercial value, the
custodian of the property may require the requestor to attest in writing, under
penalty of perjury, whether the material is to be used for commercial resale purposes.
(b) If the request is for commercial resale purposes, the requestor shall pay fair
market value for the property as provided in Subsection (1).

Respectfully,

Margaret Dayton
Committee Chair

Voting: 4-1-2

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