

28 20A-7-613, Utah Code Annotated 1953

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

31 Section 1. Section 20A-7-613 is enacted to read:

32 **20A-7-613. Property tax referendum petition.**

33 (1) As used in this section:

34 (a) "Certified tax rate" is as defined in Subsection 59-2-924(3)(a).

35 (b) "Fiscal year taxing entity" means a taxing entity that operates under a fiscal year

36 that begins on July 1 and ends on June 30.

37 (2) Except as provided in this section, the requirements of this part apply to a
38 referendum petition challenging a fiscal year taxing entity's legislative body's vote to impose a
39 tax rate that exceeds the certified tax rate.

40 (3) Notwithstanding Subsection 20A-7-604(5), the local clerk shall number each of the
41 referendum packets and return them to the sponsors within two working days.

42 (4) Notwithstanding Subsection 20A-7-606(1), the sponsors shall deliver each signed
43 and verified referendum packet to the county clerk of the county in which the packet was
44 circulated no later than ~~§~~ → [32] ~~Ĥ~~ → [42] 40 ← ~~Ĥ~~ ← ~~§~~ days after the day on which the

44a1 ~~Ĥ~~ → [-petitioners file the

44a application for a

45 referendum petition under Subsection ~~20A-7-601(3)]~~ local clerk complies with Subsection (3) ← ~~Ĥ~~ .

46 (5) Notwithstanding Subsections 20A-7-606(2) and (3), the county clerk shall take the
47 actions required in Subsections 20A-7-606(2) and (3) within 10 working days after the day on
48 which the county clerk receives the signed and verified referendum packet as described in
49 Subsection (4).

50 (6) The local clerk shall take the actions required by Section 20A-7-607 within two
51 working days after the day on which the local clerk receives the referendum packets from the
52 county clerk.

53 (7) Notwithstanding Subsection 20A-7-608(2), the local attorney shall prepare the
54 ballot title within two working days after the day on which the referendum petition is declared
55 sufficient for submission to a vote of the people.

56 (8) Notwithstanding Subsection 20A-7-609(2)(d), a referendum that qualifies for the
57 ballot under this section shall appear on the ballot for the earlier of the next regular general
58 election or the next municipal general election unless a special election is called.

90 not have incurred but for compliance with this section.

91 (14) (a) An election officer shall include on a ballot a referendum that has not yet
92 qualified for placement on the ballot, if:

93 (i) sponsors file an application for a referendum described in this section;

94 (ii) the ballot will be used for the election for which the sponsors are attempting to
95 qualify the referendum; and

96 (iii) the deadline for qualifying the referendum for placement on the ballot occurs after
97 the day on which the ballot will be printed.

97a **§→ (b) If an election officer includes on a ballot a referendum described in Subsection (14)(a),**
97b **the ballot title shall comply with Subsection (12). ←§**

98 **§→ ~~(b)~~ (c) ←§** If an election officer includes on a ballot a referendum described in
98a Subsection

99 (14)(a) that does not qualify for placement on the ballot, the election officer shall inform the
100 voters by any practicable method that the referendum has not qualified for the ballot and that
101 votes cast in relation to the referendum will not be counted.

Legislative Review Note
as of 1-22-14 10:45 AM

Office of Legislative Research and General Counsel