

**STATE PROPERTY AND SCHOOL AND INSTITUTIONAL  
TRUST LAND AMENDMENTS**

2017 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Michael E. Noel**

Senate Sponsor: \_\_\_\_\_

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**LONG TITLE**

**General Description:**

This bill modifies provisions related to local government's authority related to state owned property and school and institutional trust land.

**Highlighted Provisions:**

This bill:

- ▶ addresses a municipality's authority related to property owned by the state;
- ▶ addresses a county's authority related to property owned by the state; and
- ▶ makes technical changes.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

⚡→ [None] This bill provides a special effective date. ←⚡

**Utah Code Sections Affected:**

AMENDS:

**10-9a-304**, as last amended by Laws of Utah 2015, Chapter 465

**17-27a-103**, as last amended by Laws of Utah 2015, Chapters 327, 352, and 465

**17-27a-301**, as last amended by Laws of Utah 2016, Chapter 411

**17-27a-304**, as renumbered and amended by Laws of Utah 2005, Chapter 254

**63I-2-210**, as last amended by Laws of Utah 2016, Chapter 14

H.B. 408



493 (d) The city shall respond to a written request described in Subsection (7)(c) within 60  
494 days after the day on which the city receives the written request.

495 (e) After the county receives the city's list of three individuals, the county shall submit  
496 one of the individuals on the list for appointment to the vacant planning commission seat in  
497 accordance with county ordinance.

498 (f) The county shall fill the vacancy in accordance with the county's standard procedure  
499 if the city fails to timely respond to the written request.

500 Section 4. Section **17-27a-304** is amended to read:

501 **17-27a-304. State and federal property.**

502 (1) As used in this section, "property owned by the state" includes property owned as  
503 school and institutional trust land as defined in Section 53C-1-103.

504 (2) Unless otherwise provided by law, nothing contained in this chapter may be  
505 construed as giving a county jurisdiction over property owned by the state or the United States.

506 (3) Subsection (2) applies to property owned by the state that is occupied or used by a  
507 person under a permit or lease.

508 Section 5. Section **63I-2-210** is amended to read:

509 **63I-2-210. Repeal dates -- Title 10.**

510 (1) Subsection 10-2a-106(2), the language that states ", including a township  
511 incorporation procedure as defined in Section 10-2a-105," is repealed July 1, 2016.

512 (2) Subsection 10-2a-410(3)(d)(ii) is repealed January 1, 2017.

513 (3) Section 10-2a-105 is repealed July 1, 2016.

514 [~~(4) Subsection 10-9a-304(2) is repealed June 1, 2016.~~]

514a **↔ Section 6. Effective date.**

514b **If approved by two-thirds of all the members elected to each house, this bill takes effect upon**  
514c **approval by the governor, or the day following the constitutional time limit of Utah**  
514d **Constitution, Article VII, Section 8, without the governor's signature, or in the case of a veto,**  
514e **the date of veto override. ↔**