

**Senator Wayne A. Harper** proposes the following substitute bill:

**TRANSPORTATION FUNDING REVISIONS**

2023 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Wayne A. Harper**

House Sponsor: Ashlee Matthews

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**LONG TITLE**

**General Description:**

This bill repeals certain restricted accounts that are outdated or no longer needed.

**Highlighted Provisions:**

This bill:

- ▶ repeals the following outdated and no longer necessary accounts:
  - the Impacted Communities Transportation Development Restricted Account;
- and
  - the Motorcycle Safety Awareness Support Restricted Account; and
- ▶ makes technical changes.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**41-1a-418**, as last amended by Laws of Utah 2022, Chapters 19, 48, 68, and 451

**41-1a-422**, as last amended by Laws of Utah 2022, Chapters 19, 48, 68, 255, 259, 335, 451, and 456



26 [59-21-2](#), as last amended by Laws of Utah 2022, Chapter 68

27 REPEALS:

28 [72-2-128](#), as enacted by Laws of Utah 2016, Chapter 184

29 [72-2-130](#), as enacted by Laws of Utah 2019, Chapter 38

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

32 Section 1. Section **41-1a-418** is amended to read:

33 **41-1a-418. Authorized special group license plates.**

34 (1) The division shall only issue special group license plates in accordance with this  
35 section through Section [41-1a-422](#) to a person who is specified under this section within the  
36 categories listed as follows:

37 (a) disability special group license plates issued in accordance with Section [41-1a-420](#);

38 (b) honor special group license plates, as in a war hero, which plates are issued for a:

39 (i) survivor of the Japanese attack on Pearl Harbor;

40 (ii) former prisoner of war;

41 (iii) recipient of a Purple Heart;

42 (iv) disabled veteran;

43 (v) recipient of a gold star award issued by the United States Secretary of Defense; or

44 (vi) recipient of a campaign or combat theater award determined by the Department of  
45 Veterans and Military Affairs;

46 (c) unique vehicle type special group license plates, as for historical, collectors value,  
47 or other unique vehicle type, which plates are issued for:

48 (i) a special interest vehicle;

49 (ii) a vintage vehicle;

50 (iii) a farm truck; or

51 (iv) (A) until Subsection (1)(c)(iv)(B) or (4) applies, a vehicle powered by clean fuel as  
52 defined in Section [59-13-102](#); or

53 (B) beginning on the effective date of rules made by the Department of Transportation  
54 authorized under Subsection [41-6a-702\(5\)\(b\)](#) and until Subsection (4) applies, a vehicle  
55 powered by clean fuel that meets the standards established by the Department of Transportation  
56 in rules authorized under Subsection [41-6a-702\(5\)\(b\)](#);

- 57 (d) recognition special group license plates, which plates are issued for:
- 58 (i) a current member of the Legislature;
- 59 (ii) a current member of the United States Congress;
- 60 (iii) a current member of the National Guard;
- 61 (iv) a licensed amateur radio operator;
- 62 (v) a currently employed, volunteer, or retired firefighter until June 30, 2009;
- 63 (vi) an emergency medical technician;
- 64 (vii) a current member of a search and rescue team;
- 65 (viii) a current honorary consulate designated by the United States Department of
- 66 State;
- 67 (ix) an individual supporting commemoration and recognition of women's suffrage;
- 68 (x) an individual supporting a fraternal, initiatic order for those sharing moral and
- 69 metaphysical ideals, and designed to teach ethical and philosophical matters of brotherly love,
- 70 relief, and truth;
- 71 (xi) an individual supporting the Utah Wing of the Civil Air Patrol; or
- 72 (xii) an individual supporting the recognition and continuation of the work and life of
- 73 Dr. Martin Luther King, Jr.; or
- 74 (e) support special group license plates, as for a contributor to an institution or cause,
- 75 which plates are issued for a contributor to:
- 76 (i) an institution's scholastic scholarship fund;
- 77 (ii) the Division of Wildlife Resources;
- 78 (iii) the Department of Veterans and Military Affairs;
- 79 (iv) the Division of Outdoor Recreation;
- 80 (v) the Department of Agriculture and Food;
- 81 (vi) the Guardian Ad Litem Services Account and the Children's Museum of Utah;
- 82 (vii) the Boy Scouts of America;
- 83 (viii) spay and neuter programs through No More Homeless Pets in Utah;
- 84 (ix) the Boys and Girls Clubs of America;
- 85 (x) Utah public education;
- 86 (xi) programs that provide support to organizations that create affordable housing for
- 87 those in severe need through the Division of Real Estate;

- 88 (xii) the Department of Public Safety;
- 89 (xiii) programs that support Zion National Park;
- 90 (xiv) beginning on July 1, 2009, programs that provide support to firefighter  
91 organizations;
- 92 (xv) programs that promote bicycle operation and safety awareness;
- 93 (xvi) programs that conduct or support cancer research;
- 94 (xvii) programs that create or support autism awareness;
- 95 (xviii) programs that create or support humanitarian service and educational and  
96 cultural exchanges;
- 97 (xix) until September 30, 2017, programs that conduct or support prostate cancer  
98 awareness, screening, detection, or prevention;
- 99 (xx) programs that support and promote adoptions;
- 100 (xxi) programs that support issues affecting women and children through an  
101 organization affiliated with a national professional men's basketball organization;
- 102 (xxii) programs that strengthen youth soccer, build communities, and promote  
103 environmental sustainability through an organization affiliated with a professional men's soccer  
104 organization;
- 105 (xxiii) programs that support children with heart disease;
- 106 (xxiv) programs that support the operation and maintenance of the Utah Law  
107 Enforcement Memorial;
- 108 (xxv) programs that provide assistance to children with cancer;
- 109 (xxvi) programs that promote leadership and career development through agricultural  
110 education;
- 111 (xxvii) the Utah State Historical Society;
- 112 [~~xxviii~~] programs that promote motorcycle safety awareness;
- 113 [~~xxix~~] xxviii organizations that promote clean air through partnership, education,  
114 and awareness;
- 115 [~~xxx~~] xxix programs dedicated to strengthening the state's Latino community  
116 through education, mentoring, and leadership opportunities;
- 117 [~~xxxi~~] xxx organizations dedicated to facilitating, connecting, registering, and  
118 advocating for organ donors and donor families;

119            [~~(xxxii)~~] (xxxii) public education on behalf of the Kiwanis International clubs;  
120            [~~(xxxiii)~~] (xxxii) the Live On suicide prevention campaign; or  
121            [~~(xxxiv)~~] (xxxiii) the Division of State Parks to advance the Utah State Parks dark sky  
122 initiative.

123            (2) (a) The division may not issue a new type of special group license plate or decal  
124 unless the division receives:

125            (i) (A) a private donation for the start-up fee established under Section [63J-1-504](#) for  
126 the production and administrative costs of providing the new special group license plates or  
127 decals; or

128            (B) a legislative appropriation for the start-up fee provided under Subsection  
129 (2)(a)(i)(A); and

130            (ii) beginning on January 1, 2012, and for the issuance of a support special group  
131 license plate authorized in Section [41-1a-422](#), at least 500 completed applications for the new  
132 type of support special group license plate or decal to be issued with all fees required under this  
133 part for the support special group license plate or decal issuance paid by each applicant.

134            (b) (i) Beginning on January 1, 2012, each participating organization shall collect and  
135 hold applications for support special group license plates or decals authorized in Section  
136 [41-1a-422](#) on or after January 1, 2012, until it has received at least 500 applications.

137            (ii) Once a participating organization has received at least 500 applications, it shall  
138 submit the applications, along with the necessary fees, to the division for the division to begin  
139 working on the design and issuance of the new type of support special group license plate or  
140 decal to be issued.

141            (iii) Beginning on January 1, 2012, the division may not work on the issuance or design  
142 of a new support special group license plate or decal authorized in Section [41-1a-422](#) until the  
143 applications and fees required under this Subsection (2) have been received by the division.

144            (iv) The division shall begin issuance of a new support special group license plate or  
145 decal authorized in Section [41-1a-422](#) on or after January 1, 2012, no later than six months  
146 after receiving the applications and fees required under this Subsection (2).

147            (c) (i) Beginning on July 1, 2009, the division may not renew a motor vehicle  
148 registration of a motor vehicle that has been issued a firefighter recognition special group  
149 license plate unless the applicant is a contributor as defined in Subsection

150 41-1a-422(1)(a)(ii)(D) to the Firefighter Support Restricted Account.

151 (ii) A registered owner of a vehicle that has been issued a firefighter recognition  
152 special group license plate prior to July 1, 2009, upon renewal of the owner's motor vehicle  
153 registration shall:

154 (A) be a contributor to the Firefighter Support Restricted Account as required under  
155 Subsection (2)(c)(i); or

156 (B) replace the firefighter recognition special group license plate with a new license  
157 plate.

158 (3) Beginning on July 1, 2011, if a support special group license plate or decal type  
159 authorized in Section 41-1a-422 and issued on or after January 1, 2012, has fewer than 500  
160 license plates issued each year for a three consecutive year time period that begins on July 1,  
161 the division may not issue that type of support special group license plate or decal to a new  
162 applicant beginning on January 1 of the following calendar year after the three consecutive year  
163 time period for which that type of support special group license plate or decal has fewer than  
164 500 license plates issued each year.

165 (4) Beginning on July 1, 2011, the division may not issue to an applicant a unique  
166 vehicle type license plate for a vehicle powered by clean fuel under Subsection (1)(c)(iv).

167 (5) (a) Beginning on October 1, 2017, the division may not issue a new prostate cancer  
168 support special group license plate.

169 (b) A registered owner of a vehicle that has been issued a prostate cancer support  
170 special group license plate before October 1, 2017, may renew the owner's motor vehicle  
171 registration, with the contribution allocated as described in Section 41-1a-422.

172 Section 2. Section 41-1a-422 is amended to read:

173 **41-1a-422. Support special group license plates -- Contributor -- Voluntary**  
174 **contribution collection procedures.**

175 (1) As used in this section:

176 (a) (i) except as provided in Subsection (1)(a)(ii), "contributor" means a person who  
177 has donated or in whose name at least \$25 has been donated to:

178 (A) a scholastic scholarship fund of a single named institution;

179 (B) the Department of Veterans and Military Affairs for veterans programs;

180 (C) the Division of Wildlife Resources for the Wildlife Resources Account created in

181 Section 23-14-13, for conservation of wildlife and the enhancement, preservation, protection,  
182 access, and management of wildlife habitat;

183 (D) the Department of Agriculture and Food for the benefit of conservation districts;

184 (E) the Division of Outdoor Recreation for the benefit of snowmobile programs;

185 (F) the Guardian Ad Litem Services Account and the Children's Museum of Utah, with  
186 the donation evenly divided between the two;

187 (G) the Boy Scouts of America for the benefit of a Utah Boy Scouts of America  
188 council as specified by the contributor;

189 (H) No More Homeless Pets in Utah for distribution to organizations or individuals  
190 that provide spay and neuter programs that subsidize the sterilization of domestic animals;

191 (I) the Utah Alliance of Boys and Girls Clubs, Inc. to provide and enhance youth  
192 development programs;

193 (J) the Utah Association of Public School Foundations to support public education;

194 (K) the Utah Housing Opportunity Restricted Account created in Section 61-2-204 to  
195 assist people who have severe housing needs;

196 (L) the Public Safety Honoring Heroes Restricted Account created in Section 53-1-118  
197 to support the families of fallen Utah Highway Patrol troopers and other Department of Public  
198 Safety employees;

199 (M) the Division of Outdoor Recreation for distribution to organizations that provide  
200 support for Zion National Park;

201 (N) the Firefighter Support Restricted Account created in Section 53-7-109 to support  
202 firefighter organizations;

203 (O) the Share the Road Bicycle Support Restricted Account created in Section  
204 72-2-127 to support bicycle operation and safety awareness programs;

205 (P) the Cancer Research Restricted Account created in Section 26-21a-302 to support  
206 cancer research programs;

207 (Q) Autism Awareness Restricted Account created in Section 53F-9-401 to support  
208 autism awareness programs;

209 (R) Humanitarian Service and Educational and Cultural Exchange Restricted Account  
210 created in Section 9-17-102 to support humanitarian service and educational and cultural  
211 programs;

212 (S) Upon renewal of a prostate cancer support special group license plate, to the  
213 Cancer Research Restricted Account created in Section 26-21a-302 to support cancer research  
214 programs;

215 (T) the Choose Life Adoption Support Restricted Account created in Section 80-2-502  
216 to support programs that promote adoption;

217 (U) the National Professional Men's Basketball Team Support of Women and Children  
218 Issues Restricted Account created in Section 26B-1-302;

219 (V) the Utah Law Enforcement Memorial Support Restricted Account created in  
220 Section 53-1-120;

221 (W) the Children with Cancer Support Restricted Account created in Section  
222 26-21a-304 for programs that provide assistance to children with cancer;

223 (X) the National Professional Men's Soccer Team Support of Building Communities  
224 Restricted Account created in Section 9-19-102;

225 (Y) the Children with Heart Disease Support Restricted Account created in Section  
226 26-58-102;

227 (Z) the Utah Intracurricular Student Organization Support for Agricultural Education  
228 and Leadership Restricted Account created in Section 4-42-102;

229 (AA) the Division of Wildlife Resources for the Support for State-Owned Shooting  
230 Ranges Restricted Account created in Section 23-14-13.5, for the creation of new, and  
231 operation and maintenance of existing, state-owned firearm shooting ranges;

232 (BB) the Utah State Historical Society to further the mission and purpose of the Utah  
233 State Historical Society;

234 [~~(CC)~~] ~~the Motorcycle Safety Awareness Support Restricted Account created in Section~~  
235 ~~72-2-130;~~

236 [~~(DD)~~] (CC) clean air support causes, with half of the donation deposited into the  
237 Clean Air Support Restricted Account created in Section 19-1-109, and half of the donation  
238 deposited into the Clean Air Fund created in Section 59-10-1319;

239 [~~(EE)~~] (DD) the Latino Community Support Restricted Account created in Section  
240 13-1-16;

241 [~~(FF)~~] (EE) the Allyson Gamble Organ Donation Contribution Fund created in Section  
242 26-18b-101;



243            [~~(GG)~~] (FF) public education on behalf of the Kiwanis International clubs, with the  
244 amount of the donation required to cover the costs of issuing, ordering, or reordering Kiwanis  
245 support special group plates, as determined by the State Tax Commission, deposited into the  
246 Kiwanis Education Support Fund created in Section 53F-9-403, and all remaining donation  
247 amounts deposited into the Uniform School Fund;

248            [~~(HH)~~] (GG) the Governor's Suicide Prevention Fund created in Section 62A-15-1103  
249 to support the Live On suicide prevention campaign administered by the Division of Integrated  
250 Healthcare; or

251            [~~(HH)~~] (HH) the State Park Fees Restricted Account created in Section 79-4-402 to  
252 support the Division of State Parks' dark sky initiative.

253            (ii) (A) For a veterans special group license plate described in Subsection (4) or  
254 41-1a-421(1)(a)(v), "contributor" means a person who has donated or in whose name at least a  
255 \$25 donation at the time of application and \$10 annual donation thereafter has been made.

256            (B) For a Utah Housing Opportunity special group license plate, "contributor" means a  
257 person who:

258            (I) has donated or in whose name at least \$30 has been donated at the time of  
259 application and annually after the time of application; and

260            (II) is a member of a trade organization for real estate licensees that has more than  
261 15,000 Utah members.

262            (C) For an Honoring Heroes special group license plate, "contributor" means a person  
263 who has donated or in whose name at least \$35 has been donated at the time of application and  
264 annually thereafter.

265            (D) For a firefighter support special group license plate, "contributor" means a person  
266 who:

267            (I) has donated or in whose name at least \$15 has been donated at the time of  
268 application and annually after the time of application; and

269            (II) is a currently employed, volunteer, or retired firefighter.

270            (E) For a cancer research special group license plate, "contributor" means a person who  
271 has donated or in whose name at least \$35 has been donated at the time of application and  
272 annually after the time of application.

273            (F) For a Utah Law Enforcement Memorial Support special group license plate,

274 "contributor" means a person who has donated or in whose name at least \$35 has been donated  
275 at the time of application and annually thereafter.

276 (b) "Institution" means a state institution of higher education as defined under Section  
277 [53B-3-102](#) or a private institution of higher education in the state accredited by a regional or  
278 national accrediting agency recognized by the United States Department of Education.

279 (2) (a) An applicant for original or renewal collegiate special group license plates under  
280 Subsection (1)(a)(i) must be a contributor to the institution named in the application and  
281 present the original contribution verification form under Subsection (2)(b) or make a  
282 contribution to the division at the time of application under Subsection (3).

283 (b) An institution with a support special group license plate shall issue to a contributor  
284 a verification form designed by the commission containing:

285 (i) the name of the contributor;

286 (ii) the institution to which a donation was made;

287 (iii) the date of the donation; and

288 (iv) an attestation that the donation was for a scholastic scholarship.

289 (c) The state auditor may audit each institution to verify that the money collected by the  
290 institutions from contributors is used for scholastic scholarships.

291 (d) After an applicant has been issued collegiate license plates or renewal decals, the  
292 commission shall charge the institution whose plate was issued, a fee determined in accordance  
293 with Section [63J-1-504](#) for management and administrative expenses incurred in issuing and  
294 renewing the collegiate license plates.

295 (e) If the contribution is made at the time of application, the contribution shall be  
296 collected, treated, and deposited as provided under Subsection (3).

297 (3) (a) (i) Except as provided in Subsection (3)(a)(ii), an applicant for original or  
298 renewal support special group license plates under this section must be a contributor to the  
299 sponsoring organization associated with the license plate.

300 (ii) An applicant for a historical special group license plate is not required to make a  
301 donation to the Utah State Historical Society if the historical special group license plate is for a  
302 vintage vehicle that has a model year of 1980 or older.

303 (b) This contribution shall be:

304 (i) unless collected by the named institution under Subsection (2), collected by the

305 division;

306 (ii) considered a voluntary contribution for the funding of the activities specified under  
307 this section and not a motor vehicle registration fee;

308 (iii) deposited into the appropriate account less actual administrative costs associated  
309 with issuing the license plates; and

310 (iv) for a firefighter special group license plate, deposited into the appropriate account  
311 less:

312 (A) the costs of reordering firefighter special group license plate decals; and

313 (B) the costs of replacing recognition special group license plates with new license  
314 plates under Subsection 41-1a-1211(13).

315 (c) The donation described in Subsection (1)(a) must be made in the 12 months before  
316 registration or renewal of registration.

317 (d) The donation described in Subsection (1)(a) shall be a one-time donation made to  
318 the division when issuing original:

319 (i) snowmobile license plates; or

320 (ii) conservation license plates.

321 (4) Veterans license plates shall display one of the symbols representing the Army,  
322 Navy, Air Force, Marines, Coast Guard, or American Legion.

323 Section 3. Section 59-21-2 is amended to read:

324 **59-21-2. Mineral Bonus Account created -- Contents -- Use of Mineral Bonus**  
325 **Account money -- Mineral Lease Account created -- Contents -- Appropriation of money**  
326 **from Mineral Lease Account.**

327 (1) (a) There is created a restricted account within the General Fund known as the  
328 "Mineral Bonus Account."

329 (b) The Mineral Bonus Account consists of federal mineral lease bonus payments  
330 deposited pursuant to Subsection 59-21-1(3).

331 (c) The Legislature shall make appropriations from the Mineral Bonus Account in  
332 accordance with Section 35 of the Mineral Lands Leasing Act of 1920, 30 U.S.C. Sec. 191.

333 (d) The state treasurer shall:

334 (i) invest the money in the Mineral Bonus Account by following the procedures and  
335 requirements of Title 51, Chapter 7, State Money Management Act; and

336 (ii) deposit all interest or other earnings derived from the account into the Mineral  
337 Bonus Account.

338 (e) The Division of Finance shall, beginning on July 1, 2017, annually deposit 30% of  
339 mineral lease bonus payments deposited under Subsection (1)(b) from the previous fiscal year  
340 into the Wildland Fire Suppression Fund created in Section 65A-8-204, up to \$2,000,000 but  
341 not to exceed 20% of the amount expended in the previous fiscal year from the Wildland Fire  
342 Suppression Fund.

343 (2) (a) There is created a restricted account within the General Fund known as the  
344 "Mineral Lease Account."

345 (b) The Mineral Lease Account consists of federal mineral lease money deposited  
346 pursuant to Subsection 59-21-1(1).

347 (c) The Legislature shall make appropriations from the Mineral Lease Account as  
348 provided in Subsection 59-21-1(1) and this Subsection (2).

349 (d) ~~[(i) Except as provided in Subsections (2)(d)(ii) and (iii), the]~~ The Legislature shall  
350 annually appropriate 32.5% of all deposits made to the Mineral Lease Account to the  
351 Permanent Community Impact Fund established by Section 35A-8-303.

352 ~~[(ii) For fiscal year 2016-17 only and from the amount required to be deposited under~~  
353 ~~Subsection (2)(d)(i), the Legislature shall appropriate \$26,000,000 of the deposits made to the~~  
354 ~~Mineral Lease Account to the Impacted Communities Transportation Development Restricted~~  
355 ~~Account established by Section 72-2-128;]~~

356 ~~[(iii) For fiscal year 2017-18 only and from the amount required to be deposited under~~  
357 ~~Subsection (2)(d)(i), the Legislature shall appropriate \$27,000,000 of the deposits made to the~~  
358 ~~Mineral Lease Account to the Impacted Communities Transportation Development Restricted~~  
359 ~~Account established by Section 72-2-128;]~~

360 (e) The Legislature shall annually appropriate 2.25% of all deposits made to the  
361 Mineral Lease Account to the State Board of Education, to be used for education research and  
362 experimentation in the use of staff and facilities designed to improve the quality of education in  
363 Utah.

364 (f) The Legislature shall annually appropriate 2.25% of all deposits made to the  
365 Mineral Lease Account to the Utah Geological Survey, to be used for activities carried on by  
366 the survey having as a purpose the development and exploitation of natural resources in the

367 state.

368 (g) The Legislature shall annually appropriate 2.25% of all deposits made to the  
369 Mineral Lease Account to the Water Research Laboratory at Utah State University, to be used  
370 for activities carried on by the laboratory having as a purpose the development and exploitation  
371 of water resources in the state.

372 (h) (i) The Legislature shall annually appropriate to the Division of Finance 40% of all  
373 deposits made to the Mineral Lease Account to be distributed as provided in Subsection  
374 (2)(h)(ii) to:

375 (A) counties;

376 (B) special service districts established:

377 (I) by counties;

378 (II) under Title 17D, Chapter 1, Special Service District Act; and

379 (III) for the purpose of constructing, repairing, or maintaining roads; or

380 (C) special service districts established:

381 (I) by counties;

382 (II) under Title 17D, Chapter 1, Special Service District Act; and

383 (III) for other purposes authorized by statute.

384 (ii) The Division of Finance shall allocate the funds specified in Subsection (2)(h)(i):

385 (A) in amounts proportionate to the amount of mineral lease money generated by each  
386 county; and

387 (B) to a county or special service district established by a county under Title 17D,  
388 Chapter 1, Special Service District Act, as determined by the county legislative body.

389 (i) (i) The Legislature shall annually appropriate 5% of all deposits made to the  
390 Mineral Lease Account to the Department of Workforce Services to be distributed to:

391 (A) special service districts established:

392 (I) by counties;

393 (II) under Title 17D, Chapter 1, Special Service District Act; and

394 (III) for the purpose of constructing, repairing, or maintaining roads; or

395 (B) special service districts established:

396 (I) by counties;

397 (II) under Title 17D, Chapter 1, Special Service District Act; and

398 (III) for other purposes authorized by statute.

399 (ii) The Department of Workforce Services may distribute the amounts described in  
400 Subsection (2)(i)(i) only to special service districts established under Title 17D, Chapter 1,  
401 Special Service District Act, by counties:

402 (A) of the third, fourth, fifth, or sixth class;

403 (B) in which 4.5% or less of the mineral lease money within the state is generated; and

404 (C) that are significantly socially or economically impacted as provided in Subsection  
405 (2)(i)(iii) by the development of minerals under the Mineral Lands Leasing Act, 30 U.S.C. Sec.  
406 181 et seq.

407 (iii) The significant social or economic impact required under Subsection (2)(i)(ii)(C)  
408 shall be as a result of:

409 (A) the transportation within the county of hydrocarbons, including solid hydrocarbons  
410 as defined in Section 59-5-101;

411 (B) the employment of persons residing within the county in hydrocarbon extraction,  
412 including the extraction of solid hydrocarbons as defined in Section 59-5-101; or

413 (C) a combination of Subsections (2)(i)(iii)(A) and (B).

414 (iv) For purposes of distributing the appropriations under this Subsection (2)(i) to  
415 special service districts established by counties under Title 17D, Chapter 1, Special Service  
416 District Act, the Department of Workforce Services shall:

417 (A) (I) allocate 50% of the appropriations equally among the counties meeting the  
418 requirements of Subsections (2)(i)(ii) and (iii); and

419 (II) allocate 50% of the appropriations based on the ratio that the population of each  
420 county meeting the requirements of Subsections (2)(i)(ii) and (iii) bears to the total population  
421 of all of the counties meeting the requirements of Subsections (2)(i)(ii) and (iii); and

422 (B) after making the allocations described in Subsection (2)(i)(iv)(A), distribute the  
423 allocated revenues to special service districts established by the counties under Title 17D,  
424 Chapter 1, Special Service District Act, as determined by the executive director of the  
425 Department of Workforce Services after consulting with the county legislative bodies of the  
426 counties meeting the requirements of Subsections (2)(i)(ii) and (iii).

427 (v) The executive director of the Department of Workforce Services:

428 (A) shall determine whether a county meets the requirements of Subsections (2)(i)(ii)

429 and (iii);

430 (B) shall distribute the appropriations under Subsection (2)(i)(i) to special service  
431 districts established by counties under Title 17D, Chapter 1, Special Service District Act, that  
432 meet the requirements of Subsections (2)(i)(ii) and (iii); and

433 (C) in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,  
434 may make rules:

435 (I) providing a procedure for making the distributions under this Subsection (2)(i) to  
436 special service districts; and

437 (II) defining the term "population" for purposes of Subsection (2)(i)(iv).

438 (j) (i) The Legislature shall annually make the following appropriations from the  
439 Mineral Lease Account:

440 (A) an amount equal to 52 cents multiplied by the number of acres of school or  
441 institutional trust lands, lands owned by the Division of State Parks or the Division of Outdoor  
442 Recreation, and lands owned by the Division of Wildlife Resources that are not under an in lieu  
443 of taxes contract, to each county in which those lands are located;

444 (B) to each county in which school or institutional trust lands are transferred to the  
445 federal government after December 31, 1992, an amount equal to the number of transferred  
446 acres in the county multiplied by a payment per acre equal to the difference between 52 cents  
447 per acre and the per acre payment made to that county in the most recent payment under the  
448 federal payment in lieu of taxes program, 31 U.S.C. Sec. 6901 et seq., unless the federal  
449 payment was equal to or exceeded the 52 cents per acre, in which case a payment under this  
450 Subsection (2)(j)(i)(B) may not be made for the transferred lands;

451 (C) to each county in which federal lands, which are entitlement lands under the federal  
452 in lieu of taxes program, are transferred to the school or institutional trust, an amount equal to  
453 the number of transferred acres in the county multiplied by a payment per acre equal to the  
454 difference between the most recent per acre payment made under the federal payment in lieu of  
455 taxes program and 52 cents per acre, unless the federal payment was equal to or less than 52  
456 cents per acre, in which case a payment under this Subsection (2)(j)(i)(C) may not be made for  
457 the transferred land; and

458 (D) to a county of the fifth or sixth class, an amount equal to the product of:

459 (I) \$1,000; and

460 (II) the number of residences described in Subsection (2)(j)(iv) that are located within  
461 the county.

462 (ii) A county receiving money under Subsection (2)(j)(i) may, as determined by the  
463 county legislative body, distribute the money or a portion of the money to:

464 (A) special service districts established by the county under Title 17D, Chapter 1,  
465 Special Service District Act;

466 (B) school districts; or

467 (C) public institutions of higher education.

468 (iii) (A) Beginning in fiscal year 1994-95 and in each year after fiscal year 1994-95, the  
469 Division of Finance shall increase or decrease the amounts per acre provided for in Subsections  
470 (2)(j)(i)(A) through (C) by the average annual change in the Consumer Price Index for all urban  
471 consumers published by the Department of Labor.

472 (B) For fiscal years beginning on or after fiscal year 2001-02, the Division of Finance  
473 shall increase or decrease the amount described in Subsection (2)(j)(i)(D)(I) by the average  
474 annual change in the Consumer Price Index for all urban consumers published by the  
475 Department of Labor.

476 (iv) Residences for purposes of Subsection (2)(j)(i)(D)(II) are residences that are:

477 (A) owned by:

478 (I) the Division of State Parks;

479 (II) the Division of Outdoor Recreation; or

480 (III) the Division of Wildlife Resources;

481 (B) located on lands that are owned by:

482 (I) the Division of State Parks;

483 (II) the Division of Outdoor Recreation; or

484 (III) the Division of Wildlife Resources; and

485 (C) are not subject to taxation under:

486 (I) Chapter 2, Property Tax Act; or

487 (II) Chapter 4, Privilege Tax.

488 (k) The Legislature shall annually appropriate to the Permanent Community Impact  
489 Fund all deposits remaining in the Mineral Lease Account after making the appropriations  
490 provided for in Subsections (2)(d) through (j).



491 (3) (a) Each agency, board, institution of higher education, and political subdivision  
492 receiving money under this chapter shall provide the Legislature, through the Office of the  
493 Legislative Fiscal Analyst, with a complete accounting of the use of that money on an annual  
494 basis.

495 (b) The accounting required under Subsection (3)(a) shall:

496 (i) include actual expenditures for the prior fiscal year, budgeted expenditures for the  
497 current fiscal year, and planned expenditures for the following fiscal year; and

498 (ii) be reviewed by the Business, Economic Development, and Labor Appropriations  
499 Subcommittee as part of its normal budgetary process under Title 63J, Chapter 1, Budgetary  
500 Procedures Act.

501 Section 4. **Repealer.**

502 This bill repeals:

503 Section **72-2-128, Impacted Communities Transportation Development Restricted**  
504 **Account.**

505 Section **72-2-130, Motorcycle Safety Awareness Support Restricted Account.**