

1 **Law Enforcement Agency Amendments**

2025 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Casey Snider

Senate Sponsor: Michael K. McKell

2
3 **LONG TITLE**

4 **General Description:**

5 This bill addresses provisions related to the interaction of certain law enforcement agencies.

6 **Highlighted Provisions:**

7 This bill:

8 ▶ allows the Department of Public Safety (the department) to enter into an interagency
9 agreement with a law enforcement agency of a city of the first class related to public
10 safety concerns;

11 ▶ requires the reduction of funds distributed to a first-tier eligible municipality from the
12 Homeless Shelter Cities Mitigation Restricted Account if the law enforcement agency of
13 the municipality has not entered into an interagency agreement with the department by
14 July 1, 2025;

15 ▶ requires the Department of Transportation, after notification from the department, to
16 withhold certain road funds from a municipality if:

- 17 • the municipality is a city of the first class;
- 18 • the municipality has not entered into an interagency agreement with the department
19 by October 1, 2025; and

20 • the municipality has had the municipality's funds from the Homeless Shelter Cities
21 Mitigation Restricted Account reduced;

22 ▶ establishes the public safety rapid response team within the department to respond to
23 public safety concerns in a city of the first class;

24 ▶ repeals the provisions enacted in this bill, subject to a review by an interim committee, on
25 July 1, 2027; and

26 ▶ makes technical and conforming changes.

27 **Money Appropriated in this Bill:**

28 None

29 **Other Special Clauses:**

30 None

31 **Utah Code Sections Affected:**

32 AMENDS:

33 **35A-16-402**, as last amended by Laws of Utah 2024, Chapters 204, 33834 **63I-1-235**, as last amended by Laws of Utah 2024, Third Special Session, Chapter 535 **63I-1-253**, as last amended by Laws of Utah 2024, Third Special Session, Chapter 536 **63I-1-272**, as last amended by Laws of Utah 2024, Third Special Session, Chapter 537 **72-2-108**, as last amended by Laws of Utah 2024, Chapter 438

38 ENACTS:

39 **53-29-101**, Utah Code Annotated 195340 **53-29-102**, Utah Code Annotated 195341 **53-29-103**, Utah Code Annotated 1953

42

43 *Be it enacted by the Legislature of the state of Utah:*44 Section 1. Section **35A-16-402** is amended to read:45 **35A-16-402 . Homeless Shelter Cities Mitigation Restricted Account -- Formula**
46 **for disbursing account funds to eligible municipalities.**47 (1) There is created a restricted account within the General Fund known as the Homeless
48 Shelter Cities Mitigation Restricted Account.

49 (2) The account shall be funded by:

50 (a) local sales and use tax revenue deposited into the account in accordance with Section
51 59-12-205;

52 (b) interest earned on the account; and

53 (c) appropriations made to the account by the Legislature.

54 (3) The office shall administer the account.

55 (4)(a) Subject to appropriations, the office shall annually disburse funds from the
56 account as follows:57 (i) 87.5% shall be disbursed to first-tier eligible municipalities that have been
58 approved to receive account funds under Section 35A-16-403, of which:59 (A) 70% of the amount described in Subsection (4)(a)(i) shall be disbursed
60 proportionately among applicants based on the total number of individuals
61 experiencing homelessness who are served by eligible shelters within each
62 municipality, as determined by the office;63 (B) 20% of the amount described in Subsection (4)(a)(i) shall be disbursed
64 proportionately among applicants based on the total number of individuals

- 65 experiencing homelessness who are served by eligible shelters within each
66 municipality as compared to the total population of the municipality, as
67 determined by the office; and
- 68 (C) 10% of the amount described in Subsection (4)(a)(i) shall be disbursed
69 proportionately among applicants based on the total year-round capacity of all
70 eligible shelters within each municipality, as determined by the office;
- 71 (ii) 2.5% shall be disbursed to second-tier eligible municipalities that have been
72 approved to receive account funds under Section 35A-16-403, of which:
- 73 (A) 70% of the amount described in Subsection (4)(a)(ii) shall be disbursed
74 proportionately among applicants based on the total number of individuals
75 experiencing homelessness who are served by eligible shelters within each
76 municipality, as determined by the office;
- 77 (B) 20% of the amount described in Subsection (4)(a)(ii) shall be disbursed
78 proportionately among applicants based on the total number of individuals
79 experiencing homelessness who are served by eligible shelters within each
80 municipality as compared to the total population of the municipality, as
81 determined by the office; and
- 82 (C) 10% of the amount described in Subsection (4)(a)(ii) shall be disbursed
83 proportionately among applicants based on the total year-round capacity of all
84 eligible shelters within each municipality, as determined by the office; and
- 85 (iii) 10% shall be disbursed to third-tier eligible municipalities that have been
86 approved to receive account funds under Section 35A-16-403, in accordance with
87 a formula established by the office and approved by the board.
- 88 (b) In disbursing funds to second-tier municipalities under Subsection (4)(a)(ii), the
89 maximum amount of funds that the office may disburse each year to a single
90 second-tier municipality may not exceed 50% of the total amount of funds disbursed
91 under Subsection (4)(a)(ii).
- 92 (c) The office may disburse funds under Subsection (4)(a)(iii) to an authorized provider
93 of a third-tier eligible municipality.
- 94 (d) The office may disburse funds to a third-tier municipality or an authorized provider
95 under Subsection (4)(a)(iii) regardless of whether the municipality receives funds
96 under Subsection (4)(a)(i) as a first-tier municipality or funds under Subsection
97 (4)(a)(ii) as a second-tier municipality.
- 98 (e) If any account funds are available to the office for disbursement under this section

99 after making the disbursements required in Subsection (4)(a), the office may disburse
100 the available account funds to third-tier municipalities that have been approved to
101 receive account funds under Section 35A-16-403.

102 (f)(i) [~~Notwithstanding~~] Except as provided in Subsection (4)(g), and notwithstanding
103 any other provision in this section, if an eligible municipality requests account
104 funds under Section 35A-16-403 and the request is denied for the sole reason that
105 the municipality has failed to comply with the requirements of Subsection
106 35A-16-403(2)(g)(i), the office may disburse the account funds that the
107 municipality would otherwise have received to:

108 (A) eligible municipalities in accordance with the provisions of this Subsection
109 (4); or

110 (B) subject to Subsection (4)(f)(ii), the Department of Public Safety.

111 (ii)(A) The office may not disburse account funds to the Department of Public
112 Safety under Subsection (4)(f)(i) unless the disbursement is recommended and
113 approved by the board.

114 (B) The Department of Public Safety shall use any account funds received under
115 Subsection (4)(f)(i) to assist in the enforcement of state laws that promote the
116 safety or well-being of individuals experiencing homelessness.

117 (g)(i) Subject to Subsection (4)(g)(ii) and notwithstanding any other provision of this
118 section, the office may not disburse any funds to a first-tier eligible municipality
119 under Subsection (4)(a)(i) if:

120 (A) the first-tier eligible municipality is subject to the provisions described in
121 Section 53-29-102; and

122 (B) the first-tier eligible municipality's law enforcement agency has not entered
123 into an interagency agreement with the Department of Public Safety as
124 described in Subsection 53-29-102(1).

125 (ii) By July 1 each year, the office shall disburse 100% of the funds not disbursed to
126 the first-tier eligible municipality under Subsection (4)(g)(i) that the municipality
127 would otherwise have received to the Department of Public Safety to assist in the
128 enforcement of state laws in the municipality, including any deployment of the
129 public safety rapid response team created in Section 53-29-103 in the municipality.

130 (5) In disbursing account funds to municipalities under Subsection (4), the office may not
131 consider the capacity of an eligible shelter to qualify a municipality for multiple tiers of
132 funding.

- 133 (6) The office may use up to 2.75% of any appropriations made to the account by the
 134 Legislature to offset the office's administrative expenses under this part.
- 135 (7) In accordance with Section 63J-1-602.1, appropriations from the account are nonlapsing.
- 136 (8) The office may disburse any uncommitted account funds to municipalities under this
 137 section in the following year.

138 Section 2. Section **53-29-101** is enacted to read:

139 **CHAPTER 29. DEPARTMENT INTERACTION WITH LOCAL LAW**

140 **ENFORCEMENT**

141 **53-29-101 . Definitions.**

142 As used in this chapter:

- 143 (1) "City of the first class" means a municipality that is classified by population as a city of
 144 the first class under Section 10-2-301 on or before May 7, 2025.
- 145 (2) "Public safety event" means a situation significantly affecting public safety including:
 146 (a) an illegal homeless encampment; and
 147 (b) a large-scale illegal drug distribution occurrence.
- 148 (3) "Response team" means the public safety rapid response team created in Section
 149 53-29-103.

150 Section 3. Section **53-29-102** is enacted to read:

151 **53-29-102 . Public safety interagency agreement.**

- 152 (1) Subject to Subsections (2) and (3), by July 1, 2025, the department and the law
 153 enforcement agency of a city of the first class may enter into a public safety interagency
 154 agreement addressing how the department and the law enforcement agency can:
 155 (a) increase public safety within the jurisdiction of the law enforcement agency; and
 156 (b) ensure the proper functioning and operation of the law enforcement agency in
 157 accordance with generally accepted law enforcement standards and practices.
- 158 (2) The interagency agreement described in Subsection (1):
 159 (a) shall include:
 160 (i) at a minimum, terms that require the law enforcement agency to reimburse the
 161 department for the department's expenses if the department deploys department
 162 resources to effectuate the interagency agreement, including if the department
 163 deploys the response team in accordance with Section 53-29-103 within the
 164 jurisdiction of the law enforcement agency;

- 165 (ii) if the agreement requires joint operations to be conducted between the department
166 and the law enforcement agency, the roles and responsibilities of the department
167 and the law enforcement agency in any joint operations;
- 168 (iii) the parameters on any data shared under the agreement to assist in effectuating
169 the agreement; and
- 170 (iv) measures to ensure accountability and communication between the department
171 and the law enforcement agency; and
- 172 (b) may include accountability metrics to determine if:
- 173 (i) public safety within the jurisdiction of the law enforcement agency has improved;
174 and
- 175 (ii) the law enforcement agency is functioning and operating within generally
176 accepted law enforcement standards and practices.
- 177 (3)(a) If, by July 1, 2025, a law enforcement agency of a city of the first class does not
178 enter into an interagency agreement with the department as described in Subsection
179 (1), the law enforcement agency's city shall have the city's funds distributed from the
180 Homeless Shelter Cities Mitigation Restricted Account reduced in accordance with
181 Subsection 35A-16-402(4)(g).
- 182 (b)(i) If, by October 1, 2025, a law enforcement agency of a city of the first class
183 does not enter into an interagency agreement with the department as described in
184 Subsection (1) and has had the city's funds distributed from the Homeless Shelter
185 Cities Mitigation Restricted Account reduced under Subsection (3)(a), the law
186 enforcement agency's city shall, after the department has notified the Department
187 of Transportation regarding this information, have the city's road funds withheld
188 under Subsection 72-2-108(8)(a).
- 189 (ii) If a notification is made to the Department of Transportation under Subsection
190 (3)(b)(i) and the law enforcement agency of the city subsequently enters into an
191 interagency agreement with the department as described in Subsection (1) after
192 October 1, 2025, the department shall notify the Department of Transportation
193 regarding the agreement and that the city is eligible to receive funds under
194 Subsection 72-2-108(8)(b).
- 195 (4)(a) By October 1 of each year the department shall provide to the Law Enforcement
196 and Criminal Justice Interim Committee:
- 197 (i) a written report of any interagency agreement entered into under Subsection (1),
198 including:

- 199 (A) the terms of the interagency agreement; and
 200 (B) if available, any information regarding the implementation and operation of
 201 the department and law enforcement agency under the interagency agreement;
 202 and
 203 (ii) if applicable, the list of law enforcement agencies located in a city of the first
 204 class that did not enter into an interagency agreement with department.
- 205 (b) By October 1 of each year any law enforcement agency that has entered an
 206 interagency agreement under Subsection (1) may make a written report to the Law
 207 Enforcement and Criminal Justice Interim Committee regarding any information the
 208 law enforcement agency determines is relevant for the Law Enforcement and
 209 Criminal Justice Interim Committee to consider regarding whether the law
 210 enforcement agency:
 211 (i) has successfully increased public safety within the jurisdiction of the law
 212 enforcement agency; and
 213 (ii) is functioning and operating in accordance with generally accepted law
 214 enforcement standards and practices.

215 Section 4. Section **53-29-103** is enacted to read:

216 **53-29-103 . Public safety rapid response team.**

- 217 (1) The department shall create a public safety rapid response team within the department.
 218 (2) Subject to Subsection (3), the response team shall:
 219 (a) respond to a public safety event in a city of the first class if, in the department's
 220 determination, the city's law enforcement agency fails to respond in a timely manner
 221 and remedy the public safety event in accordance with state and local law; and
 222 (b) ensure that the public safety event is remedied in a timely manner that, in the
 223 department's determination, is in compliance with state and local law.
 224 (3) Before the response team may respond to a public safety event under Subsection (2), the
 225 response team shall notify the city's law enforcement agency of the upcoming response.

226 Section 5. Section **63I-1-235** is amended to read:

227 **63I-1-235 . Repeal dates: Title 35A.**

- 228 (1) Subsection 35A-16-402(4)(g), regarding the withholding of funds, is repealed July 1,
 229 2027.
 230 [(+)] (2) Subsection 35A-1-202(2)(d), regarding the Child Care Advisory Committee, is
 231 repealed July 1, 2026.
 232 [(2)] (3) Section 35A-3-205, Creation of committee, is repealed July 1, 2026.

- 233 ~~[(3)]~~ (4) Subsection 35A-4-502(5), regarding the Employment Advisory Council, is repealed
234 July 1, 2029.
- 235 ~~[(4)]~~ (5) Title 35A, Chapter 9, Part 6, Education Savings Incentive Program, is repealed July
236 1, 2028.
- 237 ~~[(5)]~~ (6) Section 35A-13-303, State Rehabilitation Advisory Council, is repealed July 1,
238 2034.
- 239 ~~[(6)]~~ (7) Section 35A-16-206, Utah Homeless Network Steering Committee, is repealed July
240 1, 2027.
- 241 ~~[(7)]~~ (8) Section 35A-16-207, Duties of the steering committee, is repealed July 1, 2027.
242 Section 6. Section **63I-1-253** is amended to read:
243 **63I-1-253 . Repeal dates: Titles 53 through 53G.**
- 244 (1) Section 53-1-122, Road Rage Awareness and Prevention Restricted Account, is
245 repealed July 1, 2028.
- 246 (2) Section 53-2a-105, Emergency Management Administration Council created --
247 Function -- Composition -- Expenses, is repealed July 1, 2029.
- 248 (3) Section 53-2a-1103, Search and Rescue Advisory Board -- Members -- Compensation,
249 is repealed July 1, 2027.
- 250 (4) Section 53-2a-1104, General duties of the Search and Rescue Advisory Board, is
251 repealed July 1, 2027.
- 252 (5) Title 53, Chapter 2a, Part 15, Grid Resilience Committee, is repealed July 1, 2027.
- 253 (6) Section 53-2d-104, State Emergency Medical Services Committee -- Membership --
254 Expenses, is repealed July 1, 2029.
- 255 (7) Section 53-2d-703, Volunteer Emergency Medical Service Personnel Health Insurance
256 Program -- Creation -- Administration -- Eligibility -- Benefits -- Rulemaking --
257 Advisory board, is repealed July 1, 2027.
- 258 (8) Section 53-5-703, Board -- Membership -- Compensation -- Terms -- Duties, is repealed
259 July 1, 2029.
- 260 (9) Section 53-11-104, Board, is repealed July 1, 2029.
- 261 (10) Section 53-22-104.1, School Security Task Force -- Membership -- Duties -- Per diem
262 -- Report -- Expiration, is repealed December 31, 2025.
- 263 (11) Section 53-22-104.2, The School Security Task Force -- Education Advisory Board, is
264 repealed December 31, 2025.
- 265 (12) Title 53, Chapter 29, Department Interaction With Local Law Enforcement, is repealed
266 July 1, 2027.

267 ~~[(12)]~~ (13) Subsection 53B-1-301(1)(j), regarding the Higher Education and Corrections
268 Council, is repealed July 1, 2027.

269 ~~[(13)]~~ (14) Section 53B-7-709, Five-year performance goals, is repealed July 1, 2027.

270 ~~[(14)]~~ (15) Title 53B, Chapter 8a, Part 3, Education Savings Incentive Program, is repealed
271 July 1, 2028.

272 ~~[(15)]~~ (16) Title 53B, Chapter 17, Part 11, USTAR Researchers, is repealed July 1, 2028.

273 ~~[(16)]~~ (17) Section 53B-17-1203, SafeUT and School Safety Commission established --
274 Members, is repealed January 1, 2030.

275 ~~[(17)]~~ (18) Title 53B, Chapter 18, Part 16, USTAR Researchers, is repealed July 1, 2028.

276 ~~[(18)]~~ (19) Title 53B, Chapter 18, Part 17, Food Security Council, is repealed July 1, 2027.

277 ~~[(19)]~~ (20) Title 53B, Chapter 18, Part 18, Electrification of Transportation Infrastructure
278 Research Center, is repealed July 1, 2028.

279 ~~[(20)]~~ (21) Title 53B, Chapter 35, Higher Education and Corrections Council, is repealed
280 July 1, 2027.

281 ~~[(21)]~~ (22) Subsection 53C-3-203(4)(b)(vii), regarding the distribution of money from the
282 Land Exchange Distribution Account to the Geological Survey for test wells and other
283 hydrologic studies in the West Desert, is repealed July 1, 2030.

284 ~~[(22)]~~ (23) Subsection 53E-1-201(1)(q), regarding the Higher Education and Corrections
285 Council, is repealed July 1, 2027.

286 ~~[(23)]~~ (24) Subsection 53E-2-304(6), regarding foreclosing a private right of action or
287 waiver of governmental immunity, is repealed July 1, 2027.

288 ~~[(24)]~~ (25) Subsection 53E-3-503(5), regarding coordinating councils for youth in care, is
289 repealed July 1, 2027.

290 ~~[(25)]~~ (26) Subsection 53E-3-503(6), regarding coordinating councils for youth in care, is
291 repealed July 1, 2027.

292 ~~[(26)]~~ (27) Subsection 53E-4-202(8)(b), regarding a standards review committee, is repealed
293 January 1, 2028.

294 ~~[(27)]~~ (28) Section 53E-4-203, Standards review committee, is repealed January 1, 2028.

295 ~~[(28)]~~ (29) Title 53E, Chapter 6, Part 5, Utah Professional Practices Advisory Commission,
296 is repealed July 1, 2033.

297 ~~[(29)]~~ (30) Subsection 53E-7-207(7), regarding a private right of action or waiver of
298 governmental immunity, is repealed July 1, 2027.

299 ~~[(30)]~~ (31) Section 53F-2-420, Intensive Services Special Education Pilot Program, is
300 repealed July 1, 2024.

- 301 [~~(31)~~] (32) Section 53F-5-214, Grant for professional learning, is repealed July 1, 2025.
- 302 [~~(32)~~] (33) Section 53F-5-215, Elementary teacher preparation grant, is repealed July 1,
- 303 2025.
- 304 [~~(33)~~] (34) Section 53F-5-219, Local Innovations Civics Education Pilot Program, is
- 305 repealed July 1, 2025.
- 306 [~~(34)~~] (35) Title 53F, Chapter 10, Part 2, Capital Projects Evaluation Panel, is repealed July
- 307 1, 2027.
- 308 [~~(35)~~] (36) Subsection 53G-4-608(2)(b), regarding the Utah Seismic Safety Commission, is
- 309 repealed January 1, 2025.
- 310 [~~(36)~~] (37) Subsection 53G-4-608(4)(b), regarding the Utah Seismic Safety Commission, is
- 311 repealed January 1, 2025.
- 312 [~~(37)~~] (38) Section 53G-9-212, Drinking water quality in schools, is repealed July 1, 2027.
- 313 Section 7. Section **63I-1-272** is amended to read:
- 314 **63I-1-272 . Repeal dates: Title 72.**
- 315 (1) Subsection 72-2-108(8), regarding the withholding of funds, is repealed July 1, 2027.
- 316 [~~(4)~~] (2) Section 72-2-134, Transportation Infrastructure General Fund Support Subfund, is
- 317 repealed July 1, 2027.
- 318 [~~(2)~~] (3) Title 72, Chapter 4, Part 3, Utah State Scenic Byway Program, is repealed January
- 319 2, 2030.
- 320 Section 8. Section **72-2-108** is amended to read:
- 321 **72-2-108 . Apportionment of funds available for use on class B and class C roads**
- 322 **-- Bonds.**
- 323 (1) For purposes of this section:
- 324 (a) "Eligible county" means a county of the fifth class, as described in Section 17-50-501,
- 325 that received a distribution for fiscal year 2015 that was reapportioned to include
- 326 money in addition to the amount calculated under Subsection (2), and the portion of
- 327 the distribution derived from the calculation under Subsection (2) was less than 60%
- 328 of the total distribution.
- 329 (b) "Graveled road" means a road:
- 330 (i) that is:
- 331 (A) graded; and
- 332 (B) drained by transverse drainage systems to prevent serious impairment of the
- 333 road by surface water;
- 334 (ii) that has an improved surface; and

- 335 (iii) that has a wearing surface made of:
- 336 (A) gravel;
- 337 (B) broken stone;
- 338 (C) slag;
- 339 (D) iron ore;
- 340 (E) shale; or
- 341 (F) other material that is:
- 342 (I) similar to a material described in Subsection (1)(b)(iii)(A) through (E); and
- 343 (II) coarser than sand.
- 344 (c) "Paved road" includes:
- 345 (i) a graveled road with a chip seal surface; and
- 346 (ii) a circulator alley.
- 347 (d) "Road mile" means a one-mile length of road, regardless of:
- 348 (i) the width of the road; or
- 349 (ii) the number of lanes into which the road is divided.
- 350 (e) "Weighted mileage" means the sum of the following:
- 351 (i) paved road miles multiplied by five; and
- 352 (ii) all other road type road miles multiplied by two.
- 353 (2) Subject to the provisions of Subsections (3) through (7), funds appropriated for class B
- 354 and class C roads shall be apportioned among counties and municipalities in the
- 355 following manner:
- 356 (a) 50% in the ratio that the class B roads weighted mileage within each county and class
- 357 C roads weighted mileage within each municipality bear to the total class B and class
- 358 C roads weighted mileage within the state; and
- 359 (b) 50% in the ratio that the population of a county or municipality bears to the total
- 360 population of the state as of the last official federal census or the United States
- 361 Bureau of Census estimate, whichever is most recent, except that if population
- 362 estimates are not available from the United States Bureau of Census, population
- 363 figures shall be derived from the estimate from the Utah Population Committee.
- 364 (3) For purposes of Subsection (2)(b), "the population of a county" means:
- 365 (a) the population of a county outside the corporate limits of municipalities in that
- 366 county, if the population of the county outside the corporate limits of municipalities
- 367 in that county is not less than 14% of the total population of that county, including
- 368 municipalities; and

- 369 (b) if the population of a county outside the corporate limits of municipalities in the
370 county is less than 14% of the total population:
- 371 (i) the aggregate percentage of the population apportioned to municipalities in that
372 county shall be reduced by an amount equal to the difference between:
- 373 (A) 14%; and
374 (B) the actual percentage of population outside the corporate limits of
375 municipalities in that county; and
- 376 (ii) the population apportioned to the county shall be 14% of the total population of
377 that county, including incorporated municipalities.
- 378 (4) For an eligible county, the department shall reapportion the funds under Subsection (2)
379 to ensure that the county or municipality receives, for a fiscal year beginning on or after
380 July 1, 2018, an amount equal to the greater of:
- 381 (a) the amount apportioned to the county or municipality for class B and class C roads in
382 the current fiscal year under Subsection (2); or
- 383 (b)(i) the amount apportioned to the county or municipality for class B and class C
384 roads through the apportionment formula under Subsection (2) or this Subsection
385 (4) in the prior fiscal year; plus
- 386 (ii) the amount calculated as described in Subsection (6).
- 387 (5)(a) The department shall decrease proportionately as provided in Subsection (5)(b)
388 the apportionments to counties and municipalities for which the reapportionment
389 under Subsection (4) does not apply.
- 390 (b) The aggregate amount of the funds that the department shall decrease proportionately
391 from the apportionments under Subsection (5)(a) is an amount equal to the aggregate
392 amount reapportioned to counties and municipalities under Subsection (4).
- 393 (6)(a) In addition to the apportionment adjustments made under Subsection (4), a county
394 or municipality that qualifies for reapportioned money under Subsection (4) shall
395 receive an amount equal to the amount apportioned to the eligible county or
396 municipality under Subsection (4) for class B and class C roads in the prior fiscal
397 year multiplied by the percentage increase or decrease in the total funds available for
398 class B and class C roads between the prior fiscal year and the fiscal year that
399 immediately preceded the prior fiscal year.
- 400 (b) The adjustment under Subsection (6)(a) shall be made in the same way as provided
401 in Subsections (5)(a) and (b).
- 402 (7)(a) If a county or municipality does not qualify for a reapportionment under

- 403 Subsection (4) in the current fiscal year but previously qualified for a
404 reapportionment under Subsection (4) on or after July 1, 2017, the county or
405 municipality shall receive an amount equal to the greater of:
- 406 (i) the amount apportioned to the county or municipality for class B and class C roads
407 in the current fiscal year under Subsection (2); or
 - 408 (ii) the amount apportioned to the county or municipality for class B and class C
409 roads in the prior fiscal year.
- 410 (b) The adjustment under Subsection (7)(a) shall be made in the same way as provided
411 in Subsections (5)(a) and (b).
- 412 (8)(a) Subject to Subsection (8)(b), the department shall withhold distributions of funds
413 to a municipality under this section after October 1, 2025, and hold the funds without
414 disbursing the funds to any other municipality if the department is notified by the
415 Department of Public Safety that the municipality:
- 416 (i) is subject to the provisions described in Section 53-29-102;
 - 417 (ii) has not entered into an interagency agreement with the Department of Public
418 Safety as described in Subsection 53-29-102(1); and
 - 419 (iii) has had the municipality's funds distributed from the Homeless Shelter Cities
420 Mitigation Restricted Account reduced in accordance with Subsection
421 35A-16-402(4)(g).
- 422 (b) The department may only begin disbursing the funds apportioned to the municipality
423 withheld under Subsection (8)(a) if the department is notified by the Department of
424 Public Safety that the municipality has entered into an interagency agreement with
425 the Department of Public Safety as described in Subsection 53-29-102(1).
- 426 ~~[(8)]~~ (9) The governing body of any municipality or county may issue bonds redeemable up
427 to a period of 10 years under Title 11, Chapter 14, Local Government Bonding Act, to
428 pay the costs of constructing, repairing, and maintaining class B or class C roads and
429 may pledge class B or class C road funds received pursuant to this section to pay
430 principal, interest, premiums, and reserves for the bonds.

431 Section 9. **Effective Date.**

432 This bill takes effect on May 7, 2025.