Earmarks of the State Sales and Use Tax

Report to:

Revenue and Taxation Interim Committee

November 18, 2015
November 16, 2015

Senator Deidre M. Henderson, Senate Chair
Representative Daniel McCay, House Chair
Revenue and Taxation Interim Committee
State Capitol
Salt Lake City, Utah

Re: Earmarking of the State Sales and Use Tax

Dear Senator Henderson and Representative McCay:

Introduction

The Utah Tax Review Commission (TRC) was created by the Legislature and is composed of members of the Legislature, executive branch officials, and members of the public. The TRC makes recommendations to the Legislature and Governor on specific tax issues as directed by the Governor, by the Legislature through a joint resolution, or by the Legislative Management Committee. At your request, and as approved by the Legislative Management Committee, the TRC conducted a review of earmarks to the state sales and use tax, particularly the earmarks related to water and transportation.

In conducting its review, the TRC held six meetings where it received extensive testimony and reports from the executive branch agencies that administer programs that are funded with earmarks of the state sales and use tax. The TRC also received testimony from the Governor’s office and from certain advocacy organizations.

Unanimous Recommendations

At its November 5, 2015, meeting, the TRC unanimously adopted the following recommendations:

1. In nearly all cases, the TRC opposes earmarks to the state sales and use tax.

2. In reviewing a proposed or existing earmark, the TRC recommends that decision makers consider whether the government activity funded by the earmark is of such importance that revenue certainty and budget predictability outweigh all other considerations.

3. The TRC recommends that a proposal to fund a state program through a sales and use tax earmark be reviewed by the Revenue and Taxation Standing Committees. The TRC recommends that the Legislature adopt appropriate rule changes to assure that the earmark funding mechanism receives review and recommendation by the Revenue and Taxation Standing Committees.

4. The TRC recommends that the Executive Appropriations Committee, when adopting revenue estimates for a new fiscal year, not consider the revenue from an earmark that is scheduled to be repealed during that new fiscal year to be available as unrestricted revenue and as such available for appropriation by the Legislature.
5. The TRC recommends that the earmarks to the state sales and use tax listed on the attached chart be repealed effective July 1, 2016. To implement this recommendation, staff has prepared draft legislation titled “Sales and Use Tax Modifications.” However, this draft legislation has not received the formal approval of the TRC. It is submitted today for your review and consideration.

In making this recommendation, the TRC makes no recommendation on whether or not the Legislature should continue to fund in some other way the programs now funded by an earmark. Our recommendation concerns only the appropriateness of using revenue from a sales and use tax earmark.

Other Recommendations and Considerations

1. The TRC voted, with two members voting in opposition, that the 1/16% earmark to the Transportation Fund be retained. The TRC was told that this earmark was instituted when the Legislature changed the distribution of motor fuel tax revenue between cities and counties and the Department of Transportation, providing a greater share of that revenue to cities and counties. The earmark was intended to replace the forgone motor fuel tax revenue.

2. While not adopted by a formal motion, several TRC members expressed support for a regular review by the legislature of all earmarks to the state sales tax. This review could be accomplished either by directing a legislative committee to review earmarks on a regular basis, enacting a future repeal date of an earmark within the Legislative Oversight and Sunset Act, or by enacting a future repeal date of an earmark within the Repeal Dates by Title Act.

3. Three earmarks that we recommend should be repealed provide an annual source of new revenue to three state revolving loan funds: the Water Resources Conservation and Development Fund, the Drinking Water Loan Program Subaccount, and the Utah Wastewater Loan Program Subaccount. The attached chart summarizes the cash balances and annual revenue from principle and interest payments for each of these funds.

Thank you for allowing us to present our recommendations to your committee. For your information, I have also attached a roster of TRC members.

Sincerely,

Curtis Trader
Chair
SALES AND USE TAX MODIFICATIONS

2016 GENERAL SESSION

STATE OF UTAH

LONG TITLE

General Description:

This bill amends provisions related to sales and use taxes.

Highlighted Provisions:

This bill:

- repeals certain earmarks of the state sales and use tax; and
- makes technical and conforming amendments.

Money Appropriated in this Bill:

None

Other Special Clauses:

This bill provides a special effective date.

Utah Code Sections Affected:

AMENDS:

4-18-106, as last amended by Laws of Utah 2014, Chapter 383
59-12-103, as last amended by Laws of Utah 2015, Chapter 283
59-12-1201, as last amended by Laws of Utah 2012, Chapter 121
63N-1-301, as renumbered and amended by Laws of Utah 2015, Chapter 283
63N-2-510, as last amended by Laws of Utah 2015, Chapter 417 and renumbered and amended by Laws of Utah 2015, Chapter 283
63N-2-512, as last amended by Laws of Utah 2015, Chapter 417 and renumbered and amended by Laws of Utah 2015, Chapter 283
72-2-124, as last amended by Laws of Utah 2015, Chapter 421
73-10c-4, as last amended by Laws of Utah 2007, Chapter 142

REPEALS:

73-10-31, as enacted by Laws of Utah 1996, Chapter 199

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

Section 1. Section 4-18-106 is amended to read:
Agriculture Resource Development Fund -- Contents -- Use of fund

(1) There is created a revolving loan fund known as the Agriculture Resource Development Fund.

(2) The Agriculture Resource Development Fund shall consist of:

(a) money appropriated to it by the Legislature;

[(b) sales and use tax receipts transferred to the fund in accordance with Section 59-12-103;]

[(c) money received for the repayment of loans made from the fund;]

[(d) money made available to the state for agriculture resource development from any source; and]

[(e) interest earned on the fund.]

(3) The commission shall make loans from the Agriculture Resource Development Fund as provided by Subsections 4-18-105(1)(e)(i) through (v).

(4) The commission may appoint an advisory board that shall:

(a) oversee the award process for loans, as described in this section;

(b) make recommendations to the commission regarding loans; and

(c) recommend the policies and procedures for the Agriculture Resource Development Fund, consistent with statute.

Section 2. Section 59-12-103 is amended to read:

59-12-103. Sales and use tax base -- Rates -- Effective dates -- Use of sales and use tax revenues.

(1) A tax is imposed on the purchaser as provided in this part for amounts paid or charged for the following transactions:

(a) retail sales of tangible personal property made within the state;

(b) amounts paid for:

(i) telecommunications service, other than mobile telecommunications service, that originates and terminates within the boundaries of this state;

(ii) mobile telecommunications service that originates and terminates within the boundaries of one state only to the extent permitted by the Mobile Telecommunications Sourcing Act, 4 U.S.C. Sec. 116 et seq.; or
(iii) an ancillary service associated with a:
(A) telecommunications service described in Subsection (1)(b)(i); or
(B) mobile telecommunications service described in Subsection (1)(b)(ii);
(c) sales of the following for commercial use:
   (i) gas;
   (ii) electricity;
   (iii) heat;
   (iv) coal;
   (v) fuel oil; or
   (vi) other fuels;
(d) sales of the following for residential use:
   (i) gas;
   (ii) electricity;
   (iii) heat;
   (iv) coal;
   (v) fuel oil; or
   (vi) other fuels;
(e) sales of prepared food;
(f) except as provided in Section 59-12-104, amounts paid or charged as admission or
   user fees for theaters, movies, operas, museums, planetariums, shows of any type or nature,
   exhibitions, concerts, carnivals, amusement parks, amusement rides, circuses, menageries,
   fairs, races, contests, sporting events, dances, boxing matches, wrestling matches, closed circuit
   television broadcasts, billiard parlors, pool parlors, bowling lanes, golf, miniature golf, golf
   driving ranges, batting cages, skating rinks, ski lifts, ski runs, ski trails, snowmobile trails,
   tennis courts, swimming pools, water slides, river runs, jeep tours, boat tours, scenic cruises,
   horseback rides, sports activities, or any other amusement, entertainment, recreation,
   exhibition, cultural, or athletic activity;
(g) amounts paid or charged for services for repairs or renovations of tangible personal
   property, unless Section 59-12-104 provides for an exemption from sales and use tax for:
   (i) the tangible personal property; and
   (ii) parts used in the repairs or renovations of the tangible personal property described
in Subsection (1)(g)(i), regardless of whether:

(A) any parts are actually used in the repairs or renovations of that tangible personal property; or

(B) the particular parts used in the repairs or renovations of that tangible personal property are exempt from a tax under this chapter;

(h) except as provided in Subsection 59-12-104(7), amounts paid or charged for assisted cleaning or washing of tangible personal property;

(i) amounts paid or charged for tourist home, hotel, motel, or trailer court accommodations and services that are regularly rented for less than 30 consecutive days;

(j) amounts paid or charged for laundry or dry cleaning services;

(k) amounts paid or charged for leases or rentals of tangible personal property if within this state the tangible personal property is:

(i) stored;

(ii) used; or

(iii) otherwise consumed;

(l) amounts paid or charged for tangible personal property if within this state the tangible personal property is:

(i) stored;

(ii) used; or

(iii) consumed; and

(m) amounts paid or charged for a sale:

(i) (A) of a product transferred electronically; or

(B) of a repair or renovation of a product transferred electronically; and

(ii) regardless of whether the sale provides:

(A) a right of permanent use of the product; or

(B) a right to use the product that is less than a permanent use, including a right:

(I) for a definite or specified length of time; and

(II) that terminates upon the occurrence of a condition.

(2) (a) Except as provided in Subsections (2)(b) through (e), a state tax and a local tax is imposed on a transaction described in Subsection (1) equal to the sum of:

(i) a state tax imposed on the transaction at a tax rate equal to the sum of:
(A) 4.70%; and

(B) (I) the tax rate the state imposes in accordance with Part 18, Additional State Sales and Use Tax Act, if the location of the transaction as determined under Sections 59-12-211 through 59-12-215 is in a county in which the state imposes the tax under Part 18, Additional State Sales and Use Tax Act; and

(II) the tax rate the state imposes in accordance with Part 20, Supplemental State Sales and Use Tax Act, if the location of the transaction as determined under Sections 59-12-211 through 59-12-215 is in a city, town, or the unincorporated area of a county in which the state imposes the tax under Part 20, Supplemental State Sales and Use Tax Act; and

(ii) a local tax equal to the sum of the tax rates a county, city, or town imposes on the transaction under this chapter other than this part.

(b) Except as provided in Subsection (2)(d) or (e), a state tax and a local tax is imposed on a transaction described in Subsection (1)(d) equal to the sum of:

(i) a state tax imposed on the transaction at a tax rate of 2%; and

(ii) a local tax equal to the sum of the tax rates a county, city, or town imposes on the transaction under this chapter other than this part.

(c) Except as provided in Subsection (2)(d) or (e), a state tax and a local tax is imposed on amounts paid or charged for food and food ingredients equal to the sum of:

(i) a state tax imposed on the amounts paid or charged for food and food ingredients at a tax rate of 1.75%; and

(ii) a local tax equal to the sum of the tax rates a county, city, or town imposes on the amounts paid or charged for food and food ingredients under this chapter other than this part.

(d) (i) For a bundled transaction that is attributable to food and food ingredients and tangible personal property other than food and food ingredients, a state tax and a local tax is imposed on the entire bundled transaction equal to the sum of:

(A) a state tax imposed on the entire bundled transaction equal to the sum of:

(I) the tax rate described in Subsection (2)(a)(i)(A); and

(II) (Aa) the tax rate the state imposes in accordance with Part 18, Additional State Sales and Use Tax Act, if the location of the transaction as determined under Sections 59-12-211 through 59-12-215 is in a county in which the state imposes the tax under Part 18, Additional State Sales and Use Tax Act; and
(Bb) the tax rate the state imposes in accordance with Part 20, Supplemental State Sales and Use Tax Act, if the location of the transaction as determined under Sections 59-12-211 through 59-12-215 is in a city, town, or the unincorporated area of a county in which the state imposes the tax under Part 20, Supplemental State Sales and Use Tax Act; and

(B) a local tax imposed on the entire bundled transaction at the sum of the tax rates described in Subsection (2)(a)(ii).

(ii) If an optional computer software maintenance contract is a bundled transaction that consists of taxable and nontaxable products that are not separately itemized on an invoice or similar billing document, the purchase of the optional computer software maintenance contract is 40% taxable under this chapter and 60% nontaxable under this chapter.

(iii) Subject to Subsection (2)(d)(iv), for a bundled transaction other than a bundled transaction described in Subsection (2)(d)(i) or (ii):

(A) if the sales price of the bundled transaction is attributable to tangible personal property, a product, or a service that is subject to taxation under this chapter and tangible personal property, a product, or service that is not subject to taxation under this chapter, the entire bundled transaction is subject to taxation under this chapter unless:

(I) the seller is able to identify by reasonable and verifiable standards the tangible personal property, product, or service that is not subject to taxation under this chapter from the books and records the seller keeps in the seller's regular course of business; or

(II) state or federal law provides otherwise; or

(B) if the sales price of a bundled transaction is attributable to two or more items of tangible personal property, products, or services that are subject to taxation under this chapter at different rates, the entire bundled transaction is subject to taxation under this chapter at the higher tax rate unless:

(I) the seller is able to identify by reasonable and verifiable standards the tangible personal property, product, or service that is subject to taxation under this chapter at the lower tax rate from the books and records the seller keeps in the seller's regular course of business; or

(II) state or federal law provides otherwise.

(iv) For purposes of Subsection (2)(d)(iii), books and records that a seller keeps in the seller's regular course of business includes books and records the seller keeps in the regular course of business for nontax purposes.
(e) (i) Except as otherwise provided in this chapter and subject to Subsections (2)(e)(ii) and (iii), if a transaction consists of the sale, lease, or rental of tangible personal property, a product, or a service that is subject to taxation under this chapter, and the sale, lease, or rental of tangible personal property, other property, a product, or a service that is not subject to taxation under this chapter, the entire transaction is subject to taxation under this chapter unless the seller, at the time of the transaction:

(A) separately states the portion of the transaction that is not subject to taxation under this chapter on an invoice, bill of sale, or similar document provided to the purchaser; or

(B) is able to identify by reasonable and verifiable standards, from the books and records the seller keeps in the seller's regular course of business, the portion of the transaction that is not subject to taxation under this chapter.

(ii) A purchaser and a seller may correct the taxability of a transaction if:

(A) after the transaction occurs, the purchaser and the seller discover that the portion of the transaction that is not subject to taxation under this chapter was not separately stated on an invoice, bill of sale, or similar document provided to the purchaser because of an error or ignorance of the law; and

(B) the seller is able to identify by reasonable and verifiable standards, from the books and records the seller keeps in the seller's regular course of business, the portion of the transaction that is not subject to taxation under this chapter.

(iii) For purposes of Subsections (2)(e)(i) and (ii), books and records that a seller keeps in the seller's regular course of business includes books and records the seller keeps in the regular course of business for nontax purposes.

(f) (i) If the sales price of a transaction is attributable to two or more items of tangible personal property, products, or services that are subject to taxation under this chapter at different rates, the entire purchase is subject to taxation under this chapter at the higher tax rate unless the seller, at the time of the transaction:

(A) separately states the items subject to taxation under this chapter at each of the different rates on an invoice, bill of sale, or similar document provided to the purchaser; or

(B) is able to identify by reasonable and verifiable standards the tangible personal property, product, or service that is subject to taxation under this chapter at the lower tax rate from the books and records the seller keeps in the seller's regular course of business.
(ii) For purposes of Subsection (2)(f)(i), books and records that a seller keeps in the seller's regular course of business includes books and records the seller keeps in the regular course of business for nontax purposes.

(g) Subject to Subsections (2)(h) and (i), a tax rate repeal or tax rate change for a tax rate imposed under the following shall take effect on the first day of a calendar quarter:

(i) Subsection (2)(a)(i)(A);

(ii) Subsection (2)(b)(i);

(iii) Subsection (2)(c)(i); or


(h) (i) A tax rate increase takes effect on the first day of the first billing period that begins on or after the effective date of the tax rate increase if the billing period for the transaction begins before the effective date of a tax rate increase imposed under:

(A) Subsection (2)(a)(i)(A);

(B) Subsection (2)(b)(i);

(C) Subsection (2)(c)(i); or


(ii) The repeal of a tax or a tax rate decrease applies to a billing period if the billing statement for the billing period is rendered on or after the effective date of the repeal of the tax or the tax rate decrease imposed under:

(A) Subsection (2)(a)(i)(A);

(B) Subsection (2)(b)(i);

(C) Subsection (2)(c)(i); or


(i) (i) For a tax rate described in Subsection (2)(i)(ii), if a tax due on a catalogue sale is computed on the basis of sales and use tax rates published in the catalogue, a tax rate repeal or change in a tax rate takes effect:

(A) on the first day of a calendar quarter; and

(B) beginning 60 days after the effective date of the tax rate repeal or tax rate change.

(ii) Subsection (2)(i)(i) applies to the tax rates described in the following:

(A) Subsection (2)(a)(i)(A);

(B) Subsection (2)(b)(i);
(C) Subsection (2)(c)(i); or

(iii) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the commission may by rule define the term "catalogue sale."

3 (a) The following state taxes shall be deposited into the General Fund:
   (i) the tax imposed by Subsection (2)(a)(i)(A);
   (ii) the tax imposed by Subsection (2)(b)(i);
   (iii) the tax imposed by Subsection (2)(c)(i); or
   (iv) the tax imposed by Subsection (2)(d)(i)(A)(I).

(b) The following local taxes shall be distributed to a county, city, or town as provided in this chapter:
   (i) the tax imposed by Subsection (2)(a)(ii);
   (ii) the tax imposed by Subsection (2)(b)(ii);
   (iii) the tax imposed by Subsection (2)(c)(ii); and
   (iv) the tax imposed by Subsection (2)(d)(i)(B).

[4) (a) Notwithstanding Subsection (3)(a), for a fiscal year beginning on or after July 1, 2003, the lesser of the following amounts shall be expended as provided in Subsections (b) through (g):
  [(i) for taxes listed under Subsection (3)(a), the amount of tax revenue generated:
    [(A) by a 1/16% tax rate on the transactions described in Subsection (1); and
    [(B) for the fiscal year; or
    [(ii) $17,500,000.

(b) (i) For a fiscal year beginning on or after July 1, 2003, 14% of the amount described in Subsection (4)(a) shall be transferred each year as dedicated credits to the Department of Natural Resources to:
  [(A) implement the measures described in Subsections 79-2-303(3)(a) through (d) to protect sensitive plant and animal species; or
  [(B) award grants, up to the amount authorized by the Legislature in an appropriations act, to political subdivisions of the state to implement the measures described in Subsections 79-2-303(3)(a) through (d) to protect sensitive plant and animal species.

   [(ii) Money transferred to the Department of Natural Resources under Subsection ...
(4)(b)(i) may not be used to assist the United States Fish and Wildlife Service or any other person to list or attempt to have listed a species as threatened or endangered under the Endangered Species Act of 1973, 16 U.S.C. Sec. 1531 et seq.

[(iii) At the end of each fiscal year:
[(A) 50% of any unexpended dedicated credits shall lapse to the Water Resources Conservation and Development Fund created in Section 73-10-24;]
[(B) 25% of any unexpended dedicated credits shall lapse to the Utah Wastewater Loan Program Subaccount created in Section 73-10c-5; and]
[(C) 25% of any unexpended dedicated credits shall lapse to the Drinking Water Loan Program Subaccount created in Section 73-10c-5;]

[(e) For a fiscal year beginning on or after July 1, 2003, 3% of the amount described in Subsection (4)(a) shall be deposited each year in the Agriculture Resource Development Fund created in Section 4-18-106.]

[(d)(i) For a fiscal year beginning on or after July 1, 2003, 1% of the amount described in Subsection (4)(a) shall be transferred each year as dedicated credits to the Division of Water Rights to cover the costs incurred in hiring legal and technical staff for the adjudication of water rights.]

[(ii) At the end of each fiscal year:
[(A) 50% of any unexpended dedicated credits shall lapse to the Water Resources Conservation and Development Fund created in Section 73-10-24;]
[(B) 25% of any unexpended dedicated credits shall lapse to the Utah Wastewater Loan Program Subaccount created in Section 73-10c-5; and]
[(C) 25% of any unexpended dedicated credits shall lapse to the Drinking Water Loan Program Subaccount created in Section 73-10c-5;]

[(e)(i) For a fiscal year beginning on or after July 1, 2003, 41% of the amount described in Subsection (4)(a) shall be deposited in the Water Resources Conservation and Development Fund created in Section 73-10-24 for use by the Division of Water Resources.]

[(ii) In addition to the uses allowed of the Water Resources Conservation and Development Fund under Section 73-10-24, the Water Resources Conservation and Development Fund may also be used to:
[(A) conduct hydrologic and geotechnical investigations by the Division of Water Resources;]

[(B) fund research and development projects related to water resource management.

[(C) provide technical assistance to state and local governments in implementing water resource management plans.

[(D) support the development of regional water resource management plans.

[(E) provide funding for the development of water conservation plans.

[(F) fund water resource conservation projects.

[(G) fund water resource education programs.

[(H) fund water resource policy research.

[(I) fund water resource management training programs.

[(J) fund water resource management technology transfer programs.

[(K) fund water resource management demonstration projects.

[(L) fund water resource management data collection projects.

[(M) fund water resource management monitoring projects.

[(N) fund water resource management modeling projects.

[(O) fund water resource management forecasting projects.

[(P) fund water resource management policy analysis projects.

[(Q) fund water resource management decision support systems.

[(R) fund water resource management information systems.

[(S) fund water resource management information dissemination projects.

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Resources in a cooperative effort with other state, federal, or local entities, for the purpose of quantifying surface and ground water resources and describing the hydrologic systems of an area in sufficient detail so as to enable local and state resource managers to plan for and accommodate growth in water use without jeopardizing the resource;

[(B) fund state required dam safety improvements; and]

[(C) protect the state's interest in interstate water compact allocations, including the hiring of technical and legal staff;]

[(f) For a fiscal year beginning on or after July 1, 2003, 20.5% of the amount described in Subsection (4)(a) shall be deposited in the Utah Wastewater Loan Program Subaccount created in Section 73-10c-5 for use by the Water Quality Board to fund wastewater projects;]

[(g) For a fiscal year beginning on or after July 1, 2003, 20.5% of the amount described in Subsection (4)(a) shall be deposited in the Drinking Water Loan Program Subaccount created in Section 73-10c-5 for use by the Division of Drinking Water to;]

[(i) provide for the installation and repair of collection, treatment, storage, and distribution facilities for any public water system, as defined in Section 19-4-102;]

[(ii) develop underground sources of water, including springs and wells; and]

[(iii) develop surface water sources;]

[(5) Notwithstanding Subsection (3)(a), for a fiscal year beginning on or after July 1, 2006, the difference between the following amounts shall be expended as provided in this Subsection (5), if that difference is greater than $1:]

[(i) for taxes listed under Subsection (3)(a), the amount of tax revenue generated for the fiscal year by a 1/16% tax rate on the transactions described in Subsection (1); and]

[(ii) $17,500,000;]

[(b) (i) The first $500,000 of the difference described in Subsection (5)(a) shall be:]

[(A) transferred each fiscal year to the Department of Natural Resources as dedicated credits; and]

[(B) expended by the Department of Natural Resources for watershed rehabilitation or restoration;]

[(ii) At the end of each fiscal year, 100% of any unexpended dedicated credits described in Subsection (5)(b)(i) shall lapse to the Water Resources Conservation and Development Fund created in Section 73-10-24;]
(e)(i) After making the transfer required by Subsection (5)(b)(i), $150,000 of the remaining difference described in Subsection (5)(a) shall be:

(A) transferred each fiscal year to the Division of Water Resources as dedicated credits; and

(B) expended by the Division of Water Resources for cloud-seeding projects authorized by Title 73, Chapter 15, Modification of Weather;

(ii) At the end of each fiscal year, 100% of any unexpended dedicated credits described in Subsection (5)(c)(i) shall lapse to the Water Resources Conservation and Development Fund created in Section 73-10-24.

(d) After making the transfers required by Subsections (5)(b) and (c), 94% of the remaining difference described in Subsection (5)(a) shall be deposited into the Water Resources Conservation and Development Fund created in Section 73-10-24 for use by the Division of Water Resources for:

(i) preconstruction costs:

(A) as defined in Subsection 73-26-103(6) for projects authorized by Title 73, Chapter 26, Bear River Development Act; and

(B) as defined in Subsection 73-28-103(8) for the Lake Powell Pipeline project authorized by Title 73, Chapter 28, Lake Powell Pipeline Development Act;

(ii) the cost of employing a civil engineer to oversee any project authorized by Title 73, Chapter 26, Bear River Development Act;

(iii) the cost of employing a civil engineer to oversee the Lake Powell Pipeline project authorized by Title 73, Chapter 28, Lake Powell Pipeline Development Act; and

(iv) other uses authorized under Sections 73-10-24, 73-10-25.1, 73-10-30; and

Subsection (4)(e)(ii) after funding the uses specified in Subsections (5)(d)(i) through (iii);

(e) After making the transfers required by Subsections (5)(b) and (c) and subject to Subsection (5)(f), 6% of the remaining difference described in Subsection (5)(a) shall be transferred each year as dedicated credits to the Division of Water Rights to cover the costs incurred for employing additional technical staff for the administration of water rights;

(f) At the end of each fiscal year, any unexpended dedicated credits described in Subsection (5)(c) over $150,000 lapse to the Water Resources Conservation and Development Fund created in Section 73-10-24;
Notwithstanding Subsection (3)(a), for a fiscal year beginning on or after July 1, 2003, and for taxes listed under Subsection (3)(a), the amount of revenue generated by a 1/16% tax rate on the transactions described in Subsection (1) for the fiscal year shall be deposited in the Transportation Fund created by Section 72-2-102.

Notwithstanding Subsection (3)(a), beginning on July 1, 2012, the Division of Finance shall deposit into the Transportation Investment Fund of 2005 created in Section 72-2-124 a portion of the taxes listed under Subsection (3)(a) equal to the revenues generated by a 1/64% tax rate on the taxable transactions under Subsection (1).

Notwithstanding Subsection (3)(a), in addition to the amounts deposited in Subsection (7), and subject to Subsection (8)(b), for a fiscal year beginning on or after July 1, 2012, the Division of Finance shall deposit into the Transportation Investment Fund of 2005 created by Section 72-2-124:

- a portion of the taxes listed under Subsection (3)(a) in an amount equal to 8.3% of the revenues collected from the following taxes, which represents a portion of the approximately 17% of sales and use tax revenues generated annually by the sales and use tax on vehicles and vehicle-related products:
  - the tax imposed by Subsection (2)(a)(i)(A);  
  - the tax imposed by Subsection (2)(b)(i);  
  - the tax imposed by Subsection (2)(c)(i); and
  - the tax imposed by Subsection (2)(d)(i)(A)(I); plus
- an amount equal to 30% of the growth in the amount of revenues collected in the current fiscal year from the sales and use taxes described in Subsections (8)(a)(i)(A) through (D) that exceeds the amount collected from the sales and use taxes described in Subsections (8)(a)(i)(A) through (D) in the 2010-11 fiscal year.

Subject to Subsections (8)(b)(ii) and (iii), in any fiscal year that the portion of the sales and use taxes deposited under Subsection (8)(a) represents a total lower percentage of the sales and use taxes described in Subsections (8)(a)(i)(A) through (D) generated in the current fiscal year than the total percentage of sales and use taxes deposited in the previous fiscal year, the Division of Finance shall deposit an amount under Subsection (8)(a) equal to the product of:

- the total percentage of sales and use taxes deposited under Subsection (8)(a) in the
previous fiscal year; and]

(B) the total sales and use tax revenue generated by the taxes described in Subsections 
(8)(a)(i)(A) through (D) in the current fiscal year;]

(ii) In any fiscal year in which the portion of the sales and use taxes deposited under 
Subsection (8)(a) would exceed 17% of the revenues collected from the sales and use taxes 
described in Subsections (8)(a)(i)(A) through (D) in the current fiscal year, the Division of 
Finance shall deposit 17% of the revenues collected from the sales and use taxes described in 
Subsections (8)(a)(i)(A) through (D) for the current fiscal year under Subsection (8)(a);]

(iii) In all subsequent fiscal years after a year in which 17% of the revenues collected 
from the sales and use taxes described in Subsections (8)(a)(i)(A) through (D) was deposited 
under Subsection (8)(a), the Division of Finance shall annually deposit 17% of the revenues 
collected from the sales and use taxes described in Subsections (8)(a)(i)(A) through (D) in the 
current fiscal year under Subsection (8)(a);]

(9) Notwithstanding Subsection (3)(a), and in addition to the amounts deposited under 
Subsections (7) and (8), for a fiscal year beginning on or after July 1, 2012, the Division of 
Finance shall annually deposit $90,000,000 of the revenues generated by the taxes listed under 
Subsection (3)(a) into the Transportation Investment Fund of 2005 created by Section 
72-2-124.;]

[(10) Notwithstanding Subsection (3)(a), for each fiscal year beginning with fiscal 
year 2009-10, $533,750 shall be deposited into the Qualified Emergency Food Agencies Fund 
created by Section 35A-8-1009 and expended as provided in Section 35A-8-1009.

(11)(a) Notwithstanding Subsection (3)(a), except as provided in Subsection (11)(b), 
and in addition to any amounts deposited under Subsections (7), (8), and (9), beginning on July 
1, 2012, the Division of Finance shall deposit into the Transportation Investment Fund of 2005 
created by Section 72-2-124 the amount of tax revenue generated by a .025% tax rate on the 
transactions described in Subsection (1);]

[(b) For purposes of Subsection (11)(a), the Division of Finance may not deposit into 
the Transportation Investment Fund of 2005 any tax revenue generated by amounts paid or 
charged for food and food ingredients, except for tax revenue generated by a bundled 
transaction attributable to food and food ingredients and tangible personal property other than 
food and food ingredients described in Subsection (2)(d);]
(12) (a) Notwithstanding Subsection (3)(a), and except as provided in Subsection (12)(b), beginning on January 1, 2009, the Division of Finance shall deposit into the Transportation Fund created by Section 72-2-102 the amount of tax revenue generated by a .025% tax rate on the transactions described in Subsection (1) to be expended to address chokepoints in construction management.

(b) For purposes of Subsection (12)(a), the Division of Finance may not deposit into the Transportation Fund any tax revenue generated by amounts paid or charged for food and food ingredients, except for tax revenue generated by a bundled transaction attributable to food and food ingredients and tangible personal property other than food and food ingredients described in Subsection (2)(d).

(13) (6) Notwithstanding Subsection (3)(a), beginning the second fiscal year after the fiscal year during which the Division of Finance receives notice under Subsection 63N-2-510(3) that construction on a qualified hotel, as defined in Section 63N-2-502, has begun, the Division of Finance shall, for two consecutive fiscal years, annually deposit $1,900,000 of the revenue generated by the taxes listed under Subsection (3)(a) into the Hotel Impact Mitigation Fund, created in Section 63N-2-512.

(14) (7) Notwithstanding Subsections (4) through (13)(6), an amount required to be expended or deposited in accordance with Subsections (4) through (13)(6) may not include an amount the Division of Finance deposits in accordance with Section 59-12-103.2.

Section 3. Section 59-12-1201 is amended to read:

59-12-1201. Motor vehicle rental tax -- Rate -- Exemptions -- Administration, collection, and enforcement of tax -- Administrative charge -- Deposits.

(1) (a) Except as provided in Subsection (3), there is imposed a tax of 2.5% on all short-term leases and rentals of motor vehicles not exceeding 30 days.

(b) The tax imposed in this section is in addition to all other state, county, or municipal fees and taxes imposed on rentals of motor vehicles.

(2) (a) Subject to Subsection (2)(b), a tax rate repeal or tax rate change for the tax imposed under Subsection (1) shall take effect on the first day of a calendar quarter.

(b) (i) For a transaction subject to a tax under Subsection (1), a tax rate increase shall take effect on the first day of the first billing period:

(A) that begins after the effective date of the tax rate increase; and
(B) if the billing period for the transaction begins before the effective date of a tax rate
increase imposed under Subsection (1).

(ii) For a transaction subject to a tax under Subsection (1), the repeal of a tax or a tax
rate decrease shall take effect on the first day of the last billing period:

(A) that began before the effective date of the repeal of the tax or the tax rate decrease;

and

(B) if the billing period for the transaction begins before the effective date of the repeal
of the tax or the tax rate decrease imposed under Subsection (1).

(3) A motor vehicle is exempt from the tax imposed under Subsection (1) if:

(a) the motor vehicle is registered for a gross laden weight of 12,001 or more pounds;

(b) the motor vehicle is rented as a personal household goods moving van; or

(c) the lease or rental of the motor vehicle is made for the purpose of temporarily
replacing a person's motor vehicle that is being repaired pursuant to a repair agreement or an
insurance agreement.

(4) (a) (i) The tax authorized under this section shall be administered, collected, and
enforced in accordance with:

(A) the same procedures used to administer, collect, and enforce the tax under Part 1,
Tax Collection; and

(B) Chapter 1, General Taxation Policies.

(ii) Notwithstanding Subsection (4)(a)(i), a tax under this part is not subject to
Subsections 59-12-103(4) through [(42)] (5) or Section 59-12-107.1 or 59-12-123.

(b) The commission shall retain and deposit an administrative charge in accordance
with Section 59-1-306 from the revenues the commission collects from a tax under this part.

(c) Except as provided under Subsection (4)(b), all revenue received by the
commission under this section shall be deposited daily with the state treasurer and credited
monthly to the Marda Dillree Corridor Preservation Fund under Section 72-2-117.

Section 4. Section 63N-1-301 is amended to read:

63N-1-301. Annual report -- Content -- Format.

(1) The office shall prepare and submit to the governor and the Legislature, by October
1 of each year, an annual written report of the operations, activities, programs, and services of
the office, including the divisions, sections, boards, commissions, councils, and committees
established under this title, for the preceding fiscal year.

(2) For each operation, activity, program, or service provided by the office, the annual report shall include:

(a) a description of the operation, activity, program, or service;

(b) data selected and used by the office to measure progress, performance, and scope of the operation, activity, program, or service, including summary data;

(c) budget data, including the amount and source of funding, expenses, and allocation of full-time employees for the operation, activity, program, or service;

(d) historical data from previous years for comparison with data reported under Subsections (2)(b) and (c);

(e) goals, challenges, and achievements related to the operation, activity, program, or service;

(f) relevant federal and state statutory references and requirements;

(g) contact information of officials knowledgeable and responsible for each operation, activity, program, or service; and

(h) other information determined by the office that:

(i) may be needed, useful, or of historical significance; or

(ii) promotes accountability and transparency for each operation, activity, program, or service with the public and elected officials.

(3) The annual report shall be designed to provide clear, accurate, and accessible information to the public, the governor, and the Legislature.

(4) The office shall:

(a) submit the annual report in accordance with Section 68-3-14; and

(b) make the annual report, and previous annual reports, accessible to the public by placing a link to the reports on the office's website.

Section 5. Section 63N-2-510 is amended to read:


(1) The office shall include the following information in the office's annual written report described in Section 63N-1-301:

(a) the state's success in attracting new conventions and corresponding new state revenue;
(b) the estimated amount of convention incentive commitments and the associated calculation made by the office and the period of time over which convention incentives are expected to be paid;

c (c) the economic impact on the state related to generating new state revenue and providing convention incentives; and

d (d) the estimated and actual costs and economic benefits of the convention incentive commitments that the office made.

(2) Upon the commencement of the construction of a qualified hotel, the office shall send a written notice to the Division of Finance:

(a) referring to the two annual deposits required under Subsection 59-12-103[(13)](6);

and

(b) notifying the Division of Finance that construction on the qualified hotel has begun.

Section 6. Section 63N-2-512 is amended to read:


(1) As used in this section:

(a) "Affected hotel" means a hotel built in the state before July 1, 2014.

(b) "Direct losses" means affected hotels' losses of hotel guest business attributable to the qualified hotel room supply being added to the market in the state.

(c) "Mitigation fund" means the Hotel Impact Mitigation Fund, created in Subsection (2).

(2) There is created an expendable special revenue fund known as the Hotel Impact Mitigation Fund.

(3) The mitigation fund shall:

(a) be administered by the board;

(b) earn interest; and

(c) be funded by:

(i) payments required to be deposited into the mitigation fund by the Division of Finance under Subsection 59-12-103[(13)](6);

(ii) money required to be deposited into the mitigation fund under Subsection 17-31-9(2) by the county in which a qualified hotel is located; and

(iii) any money deposited into the mitigation fund under Subsection (6).
(4) Interest earned by the mitigation fund shall be deposited into the mitigation fund.

(5) (a) In accordance with office rules, the board shall annually pay up to $2,100,000 of money in the mitigation fund:
   (i) to affected hotels;
   (ii) for four consecutive years, beginning 12 months after the date of initial occupancy of the qualified hotel occurs; and
   (iii) to mitigate direct losses.

   (b) (i) If the amount the board pays under Subsection (5)(a) in any year is less than $2,100,000, the board shall pay to the Stay Another Day and Bounce Back Fund, created in Section 63N-2-511, the difference between $2,100,000 and the amount paid under Subsection (5)(a).

   (ii) The board shall make any required payment under Subsection (5)(b)(i) within 90 days after the end of the year for which a determination is made of how much the board is required to pay to affected hotels under Subsection (5)(a).

(6) A host local government or qualified hotel owner may make payments to the Division of Finance for deposit into the mitigation fund.

(7) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the office shall, in consultation with the Utah Hotel and Lodging Association and the county in which the qualified hotel is located, make rules establishing procedures and criteria governing payments under Subsection (5)(a) to affected hotels.

Section 7. Section 72-2-124 is amended to read:


(1) There is created a capital projects fund entitled the Transportation Investment Fund of 2005.

(2) The fund consists of money generated from the following sources:

   (a) any voluntary contributions received for the maintenance, construction, reconstruction, or renovation of state and federal highways;
   (b) appropriations made to the fund by the Legislature; and
   (c) the sales and use tax revenues deposited into the fund in accordance with Section 59-12-103; and
   (d) registration fees designated under Section 41-1a-1201.
(3) (a) The fund shall earn interest.

(b) All interest earned on fund money shall be deposited into the fund.

(4) (a) Except as provided in Subsection (4)(b), the executive director may use fund money only to pay:

(i) the costs of maintenance, construction, reconstruction, or renovation to state and federal highways prioritized by the Transportation Commission through the prioritization process for new transportation capacity projects adopted under Section 72-1-304;

(ii) the costs of maintenance, construction, reconstruction, or renovation to the highway projects described in Subsections 63B-18-401(2), (3), and (4);

(iii) principal, interest, and issuance costs of bonds authorized by Section 63B-18-401 minus the costs paid from the County of the First Class Highway Projects Fund in accordance with Subsection 72-2-121(4)(f);

(iv) for a fiscal year beginning on or after July 1, 2013, to transfer to the 2010 Salt Lake County Revenue Bond Sinking Fund created by Section 72-2-121.3 the amount certified by Salt Lake County in accordance with Subsection 72-2-121.3(4)(c) as necessary to pay the debt service on $30,000,000 of the revenue bonds issued by Salt Lake County;

(v) principal, interest, and issuance costs of bonds authorized by Section 63B-16-101 for projects prioritized in accordance with Section 72-2-125;

(vi) all highway general obligation bonds that are intended to be paid from revenues in the Centennial Highway Fund created by Section 72-2-118; and

(vii) for fiscal year 2015-16 only, to transfer $25,000,000 to the County of the First Class Highway Projects Fund created in Section 72-2-121 to be used for the purposes described in Section 72-2-121.

(b) The executive director may use fund money to exchange for an equal or greater amount of federal transportation funds to be used as provided in Subsection (4)(a).

(5) (a) Before bonds authorized by Section 63B-18-401 may be issued in any fiscal year, the department and the commission shall appear before the Executive Appropriations Committee of the Legislature and present the amount of bond proceeds that the department needs to provide funding for the projects identified in Subsections 63B-18-401(2), (3), and (4) for the next fiscal year.

(b) The Executive Appropriations Committee of the Legislature shall review and
comment on the amount of bond proceeds needed to fund the projects.

(6) The Division of Finance shall, from money deposited into the fund, transfer the amount of funds necessary to pay principal, interest, and issuance costs of bonds authorized by Section 63B-18-401 in the current fiscal year to the appropriate debt service or sinking fund.

[(7) (a) The commission shall develop prior to June 30, 2015, a funding plan and identify a highway construction program using the prioritization process for new transportation capacity projects adopted under Section 72-1-304 that meets long-term transportation needs beyond the normal four year programming horizon.]

[(b) The commission shall report the plan and program established under Subsection (7)(a) to the Transportation Interim Committee of the Legislature by no later than September 30, 2015.]

Section 8. Section 73-10c-4 is amended to read:

73-10c-4. Credit enhancement and interest buy-down agreements -- Loans or grants -- Hardship grants.

(1) On behalf of the state, the Water Quality Board and the Drinking Water Board may each enter into credit enhancement agreements with political subdivisions containing terms and provisions that the acting board determines will reasonably improve the security for or marketability of drinking water and wastewater project obligations, including any of the following:

(a) a term providing security for drinking water and wastewater project obligations, as provided in Subsection 73-10c-6(2)(b), by agreeing to purchase the drinking water or wastewater project obligations of, or to make loans to, political subdivisions from a subaccount of the security fund for the purpose of preventing defaults in the payment of principal and interest on drinking water and wastewater project obligations;

(b) a term making loans to political subdivisions to pay the cost of obtaining:

(i) letters of credit from banks, savings and loan institutions, insurance companies, or other financial institutions;

(ii) municipal bond insurance; or

(iii) other forms of insurance or security to provide security for drinking water and wastewater project obligations; and

(c) a term providing other methods and assistance to political subdivisions that are
reasonable and proper to enhance the marketability of or security for drinking water and
wastewater project obligations.

(2) (a) The Drinking Water Board and the Water Quality Board may each make loans
from a security fund subaccount to political subdivisions to finance all or part of drinking water
and wastewater project costs by following the procedures and requirements of Sections
73-10c-4.1 and 73-10c-4.2.

(b) These loans may only be made after credit enhancement agreements, interest
buy-down agreements, and all other financing alternatives have been evaluated by the acting
board and the board determines those options are unavailable or unreasonably expensive for the
subdivision requesting assistance.

(c) Loans may be made from the security fund subaccount at interest rates determined
by the board.

(3) (a) The Drinking Water Board and the Water Quality Board may each make loans
or grants from the security fund to political subdivisions for interest buy-down agreements for
drinking water or wastewater project obligations.

(b) The Drinking Water Board may make loans or grants from the security account to
political subdivisions for planning for drinking water projects.

[(4) (a) Of the total amount of money annually available to the Drinking Water Board
and Water Quality Board for financial assistance to political subdivisions, at least 10% shall be
allocated by each board for credit enhancement and interest buy-down agreements.]

[(b) The requirement specified in Subsection (4)(a) shall apply only so long as sales
and use tax is transferred to the Utah Wastewater Loan Program Subaccount and Drinking
Water Loan Program Subaccount as provided in Section 59-12-103:]

[(5) (4) To the extent money is available in the hardship grant subaccounts of the
security fund, the Drinking Water Board and the Water Quality Board may each make grants to
political subdivisions that meet the drinking water or wastewater project loan considerations
respectively, but whose projects are determined by the granting board to not be economically
feasible unless grant assistance is provided.

[(6) (5) The Drinking Water and Water Quality Boards may at any time transfer
money out of their respective hardship grant subaccounts of the security fund to their respective
loan program subaccounts.]
The Water Quality Board may make a grant from the Hardship Grant Program for Wastewater Projects Subaccount created in Subsection 73-10c-5(2)(c) for a nonpoint source project as provided by Section 73-10c-4.5 if:

(a) money is available in the subaccount; and

(b) the Water Quality Board determines that the project would not be economically feasible unless a grant were made.

Section 9. Repealer.

This bill repeals:

Section 73-10-31, Allocation of funds for credit enhancement and interest buy-down agreements.

Section 10. Effective date.

This bill takes effect on July 1, 2016.
<table>
<thead>
<tr>
<th>Earmark</th>
<th>Annual Revenue (FY 2015)</th>
<th>Where is the money deposited?</th>
<th>Purpose</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>8.3% of all sales and use tax revenue</td>
<td>$183 M</td>
<td>Transportation Investment Fund of 2005</td>
</tr>
<tr>
<td>2</td>
<td>30% of growth above FY 2011 revenue</td>
<td>$126 M</td>
<td>Transportation Investment Fund of 2005</td>
</tr>
<tr>
<td>3</td>
<td>$90,000,000 lump sum</td>
<td>$90 M</td>
<td>Transportation Investment Fund of 2005</td>
</tr>
<tr>
<td>5</td>
<td>0.025%</td>
<td>$11 M</td>
<td>Transportation Fund</td>
</tr>
<tr>
<td>6</td>
<td>0.025%</td>
<td>$11 M</td>
<td>Transportation Investment Fund of 2005</td>
</tr>
<tr>
<td>7</td>
<td>1/64%</td>
<td>$8 M</td>
<td>Transportation Investment Fund of 2005</td>
</tr>
<tr>
<td>Loan Funds</td>
<td>Amount</td>
<td>Department or Program Subaccount</td>
<td></td>
</tr>
<tr>
<td>----------------------------------------------------------------------------</td>
<td>------------</td>
<td>----------------------------------------------------------------------------------------------------------------------</td>
<td></td>
</tr>
<tr>
<td><strong>Agriculture Resource Development Fund</strong></td>
<td>$525 K</td>
<td>Loans to Utah farmers and ranchers for rangeland improvement and other agriculture related purposes.</td>
<td></td>
</tr>
<tr>
<td><strong>Water Resource Conservation and Development Fund</strong></td>
<td>$20.5 M</td>
<td>&quot;Through the revolving Conservation and Development Fund, the Board of Water Resources helps local water suppliers finance the construction of water projects throughout the state. These projects put the state's water to beneficial use for people, agriculture, and business to maintain standards of living and build local economies. All of these funds are repaid by local water users.&quot; (Utah Department of Natural Resources)</td>
<td></td>
</tr>
<tr>
<td><strong>Drinking Water Loan Program Subaccount</strong></td>
<td>$3.587 M</td>
<td>Drinking water capital improvement projects to provide service capacity and maintain or achieve compliance with the mandates of the Safe Water Drinking Act.</td>
<td></td>
</tr>
<tr>
<td><strong>Utah Wastewater Loan Program Subaccount</strong></td>
<td>$3.587 M</td>
<td>Wastewater capital improvement projects to provide service capacity and maintain or achieve compliance with the mandates of the Clean Water Act.</td>
<td></td>
</tr>
<tr>
<td><strong>Department of Natural Resources</strong></td>
<td>$2.450 M</td>
<td>Protect sensitive plan and animal species</td>
<td></td>
</tr>
<tr>
<td><strong>Division of Water Rights</strong></td>
<td>$175 K</td>
<td>Water rights adjudication</td>
<td></td>
</tr>
<tr>
<td><strong>Department of Natural Resources</strong></td>
<td>$500 K</td>
<td>Watershed rehabilitation or restoration</td>
<td></td>
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<tr>
<td><strong>Division of Water Resources</strong></td>
<td>$150 K</td>
<td>Cloud-seeding projects</td>
<td></td>
</tr>
<tr>
<td>Description</td>
<td>Amount</td>
<td></td>
<td></td>
</tr>
<tr>
<td>----------------------------------------------------------------------------</td>
<td>---------</td>
<td></td>
<td></td>
</tr>
<tr>
<td>About 6% (after making above transfers) of the amount above $17,500,000</td>
<td>$850 K</td>
<td></td>
<td></td>
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<tr>
<td>Division of Water Rights</td>
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<tr>
<td>Technical staff for the administration of water rights</td>
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<tr>
<td>Subtotal - Water</td>
<td>$32.324 M</td>
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<tr>
<td>Grand Total -- All Earmarks</td>
<td>$461.324 M</td>
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</tbody>
</table>
Utah Tax Review Commission
Utah Department of Environmental Quality and Utah Department of Natural Resources
Revolving Loan Funds that Receive Ongoing Revenue from Earmarks of the State Sales and Use Tax
November 18, 2015

<table>
<thead>
<tr>
<th></th>
<th>Water Resource Conservation and Development Fund</th>
<th>Drinking Water Loan Program Subaccount</th>
<th>Utah Wastewater Loan Program Subaccount</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Annual State Sales and Use Tax Earmark Revenue</strong></td>
<td>$7,175,000 from the first $17.5M and $13,317,977 of the amount above the first $17.5M</td>
<td>$3,587,000</td>
<td>$3,587,000</td>
</tr>
<tr>
<td>FY 2015 Total:</td>
<td>$20,492,977</td>
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<td></td>
</tr>
<tr>
<td><strong>Current Balance</strong></td>
<td>$19,797,000 (cash balance less $7.5 million in committed projects)</td>
<td>$5,844,858</td>
<td>$14,797,771</td>
</tr>
<tr>
<td><strong>Number of Outstanding Loans</strong></td>
<td>125</td>
<td>113</td>
<td>34</td>
</tr>
<tr>
<td><strong>Total Balance Owing on All Outstanding Loans</strong></td>
<td>$279,000,000</td>
<td>$48,431,055</td>
<td>$46,286,000</td>
</tr>
<tr>
<td><strong>FY 2015 Revenue from Interest Payments</strong></td>
<td>$5,700,000</td>
<td>$973,670</td>
<td>$338,495 (through May 2015)</td>
</tr>
<tr>
<td><strong>FY 2015 Revenue from Principle Payments</strong></td>
<td>$12,900,000</td>
<td>$4,997,827</td>
<td>$3,044,624</td>
</tr>
</tbody>
</table>
## Roster
### Utah Tax Review Commission
#### November 18, 2015

<table>
<thead>
<tr>
<th>Name</th>
<th>Appointed by</th>
<th>Representing</th>
</tr>
</thead>
<tbody>
<tr>
<td>Curtis Trader, Chair</td>
<td>Governor</td>
<td>Public</td>
</tr>
<tr>
<td>Sen. Jim Dabkis</td>
<td>President of the Senate</td>
<td>Senate</td>
</tr>
<tr>
<td>Sen. Lyle W. Hillyard</td>
<td>President of the Senate</td>
<td>Senate</td>
</tr>
<tr>
<td>Sen. Deidre M. Henderson</td>
<td>Ex-officio</td>
<td>Senate Chair, Revenue and Taxation Interim Committee</td>
</tr>
<tr>
<td>Rep. Joel Briscoe</td>
<td>Speaker of the House of Representatives</td>
<td>House of Representatives</td>
</tr>
<tr>
<td>Rep. Steve Eliason</td>
<td>Speaker of the House of Representatives</td>
<td>House of Representatives</td>
</tr>
<tr>
<td>Rep. Daniel McCay</td>
<td>Ex-officio</td>
<td>House Chair, Revenue and Taxation Interim Committee</td>
</tr>
<tr>
<td>Commissioner John Valentine</td>
<td>Utah State Tax Commission</td>
<td>Utah State Tax Commission</td>
</tr>
<tr>
<td>K. Tim Larson</td>
<td>Governor</td>
<td>Public</td>
</tr>
<tr>
<td>Gregory G. Prawitt</td>
<td>Governor</td>
<td>Public</td>
</tr>
<tr>
<td>Lawrence C. Walters</td>
<td>Governor</td>
<td>Public</td>
</tr>
<tr>
<td>Phil Dean</td>
<td>Governor</td>
<td>Public</td>
</tr>
<tr>
<td>Kathleen Howell</td>
<td>TRC</td>
<td>Public</td>
</tr>
<tr>
<td>Troy K. Lewis</td>
<td>TRC</td>
<td>Public</td>
</tr>
<tr>
<td>Emily D. Bagley</td>
<td>TRC</td>
<td>Public</td>
</tr>
<tr>
<td>Kelly J. Applegate</td>
<td>TRC</td>
<td>Public</td>
</tr>
</tbody>
</table>