MINUTES OF THE
SENATE REVENUE AND TAXATION
STANDING COMMITTEE
Tuesday, February 28, 2017 • 8:00 a.m. • 250 State Capitol

Members Present:
Sen. Howard A. Stephenson, Chair
Sen. Curtis S. Bramble
Sen. Jim Dabakis
Sen. Wayne A. Harper
Sen. Daniel Hemmert

Members Absent:
Sen. Gene Davis
Sen. Lincoln Fillmore
Sen. Deidre M. Henderson

Staff Present:
Mr. Leif G. Elder, Policy Analyst
Ms. Nancy Skidmore, Committee Secretary

Note: A list of others present, a copy of related materials, and an audio recording of the meeting can be found at le.utah.gov.

Chair Stephenson called the meeting to order at 8:09 a.m.

MOTION: Sen. Bramble moved to approve the minutes of the February 24, 2017 meeting. The motion passed with a vote of 4-0-4.

Yeas: Nays: Abs:
Sen. C. Bramble
Sen. J. Dabakis
Sen. W. Harper
Sen. H. Stephenson
Sen. G. Davis
Sen. L. Fillmore
Sen. D. Hemmert
Sen. D. Henderson

1. S.B. 247 Modifications to Distribution of Local Sales Tax Revenues (Okerlund, R.)

Sen. Bramble explained the bill.

Mr. Tom Pollard, Mayor, Town of Alta, spoke to the bill.


Yeas: Nays: Abs:
Sen. C. Bramble
Sen. J. Dabakis
Sen. W. Harper
Sen. D. Hemmert
Sen. H. Stephenson
Sen. G. Davis
Sen. L. Fillmore
Sen. D. Henderson
MOTION: Sen. Bramble moved to place S.B. 247 on the Consent Calendar. The motion passed with a vote of 5-0-3.


MOTION: Sen. Bramble moved to direct staff to submit an interim study item to better define the entities affected by the hold harmless addressed in S.B. 247 and to cleanup related provisions. The motion passed with a vote of 5-0-3.


2. S.B. 265 Distribution of Revenues Collected Under the Local Sales and Use Tax Act (Hinkins, D.)

Sen. Hinkins explained the bill.


Yeas: Nays: Abs:
Sen. C. Bramble Sen. G. Davis
Sen. J. Dabakis Sen. L. Fillmore
Sen. D. Hemmert
Sen. H. Stephenson

3. 1st Sub. H.B. 164 Municipal Enterprise Fund Amendments (Moss, J.)

MOTION: Sen. Bramble moved to amend 1st Substitute H.B. 164 with Amendment #1.

1. Page 5, Lines 128 through 132:

128 (A) mailing a copy of the notice to users of the goods or services provided by the enterprise for which the enterprise fund was created, if the town regularly mails users a periodic billing for the goods or services;

129 (B) emailing a copy of the notice to users of the goods or services provided by the enterprise for which the enterprise fund was created, if the town regularly emails users a periodic billing for the goods or services;

130 (C) posting the notice on the Utah Public Notice Website created in Section 63F-1-701;

131 and

132 (D) if the town has a website, prominently posting the notice on the town's website

2. Page 6, Lines 153 through 157:

153 (i) within 60 days after adopting the budget or budget amendment:

154 (A) mail a notice to users of the goods or services provided by the enterprise for which the enterprise fund was created

155 (B) announces the adoption of a budget or budget amendment that includes or is based on a transfer of money from an enterprise fund to another fund; and

156 (B) includes the specific enterprise fund information; if the town regularly mails users a periodic billing for the goods or services; and
(B) email a notice to users of the goods or services provided by the enterprise for which the enterprise fund was created, if the town regularly emails users a periodic billing for the goods or services;

3. Page 6, Line 161:

161 (B) using the town's social media platform, publish notice of the adoption of a budget

4. Page 6, Lines 165 through 166:

165 enterprise fund information for each enterprise fund from which money will be transferred.

(b) A notice required under Subsection (6)(a)(i) shall:
(i) announce the adoption of a budget or budget amendment that includes or is based on a transfer of money from an enterprise fund to another fund; and
(ii) include the specific enterprise fund information.

166 (c) The governing body shall maintain the website posting required under Subsection

5. Page 10, Lines 294 through 298:

294 (A) mailing a copy of the notice to users of the goods or services provided by the enterprise for which the enterprise fund was created, if the city regularly mails users a periodic billing for the goods or services;

295 (B) emailing a copy of the notice to users of the good or services provided by the enterprise for which the enterprise fund was created, if the city regularly emails users a periodic billing for the goods or services;

296 (C) posting the notice on the Utah Public Notice Website created in Section 63F-1-701;

297 and

298 (D) if the city has a website, prominently posting the notice on the city's website until

6. Page 11, Lines 319 through 324:

319 (i) within 60 days after adopting the budget or budget amendment:

(A) mail a notice to users of the
320 goods or services provided by the enterprise for which the enterprise fund was created
   a notice
321 that:
322 (A) announces the adoption of a budget or budget amendment that includes or is based
323 on a transfer of money from an enterprise fund to another fund; and
324 (B) includes the specific enterprise fund information; if the city
325 regularly mails users a periodic billing for the goods or services; and
326 (B) email a notice to users of the goods or services provided by the enterprise
327 for which the enterprise fund was created, if the city regularly emails users a
328 periodic billing for the goods or services;

7. Page 11, Line 327:
327 (B) using the city's social media platform, publish notice of the adoption of a budget or

8. Page 11, Lines 331 through 332:
331 enterprise fund information for each enterprise fund from which money will be transferred.
   (b) A notice required under Subsection (6)(a)(i) shall:
   (i) announce the adoption of a budget or budget amendment that includes or is based on a transfer of money from an enterprise fund to another fund; and
   (ii) include the specific enterprise fund information.
332 The governing body shall maintain the website posting required under Subsection

The motion passed with a vote of 5-0-3.

Abs:
Rep. Moss explained the bill.

Mr. Spener Nitz, Research Analyst, Utah Taxpayers Association, spoke in favor of the bill.

Mr. Roger Tew, Executive Director, Utah League of Cities and Towns, spoke in favor of the bill.

Mr. Kory Holdaway, Lobbyist, Murray City, spoke in favor of the bill.

Mr. Ronald Mortensen spoke in favor of the bill.

**MOTION:** Sen. Bramble moved to pass 1st Substitute H.B. 164 out favorably. The motion passed with a vote of 5-0-3.

**Yeas:**
Sen. C. Bramble
Sen. J. Dabakis
Sen. W. Harper
Sen. D. Hemmert
Sen. H. Stephenson

**Nays:**

**Abs:**
Sen. G. Davis
Sen. L. Fillmore
Sen. D. Henderson

**MOTION:** Sen. Bramble moved to place 1st Substitute H.B. 164 on the Consent Calendar. The motion passed with a vote of 5-0-3.

**Yeas:**
Sen. C. Bramble
Sen. J. Dabakis
Sen. W. Harper
Sen. D. Hemmert
Sen. H. Stephenson

**Nays:**

**Abs:**
Sen. G. Davis
Sen. L. Fillmore
Sen. D. Henderson

4. 2nd Sub. H.B. 219 Rural Tax Credit Amendments *(Sandall, S.)*

Sen. Sandall explained the bill.

Ms. Linda Gillmor, Director, Rural Development, Governor's Office of Economic Development, spoke to the bill.
Ms. Lori Na, Chair, Rural Coalition, spoke in favor of the bill.

**MOTION:** Sen. Harper moved to pass 2nd Substitute H.B. 219 out favorably. The motion passed with a vote of 5-0-3.

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**MOTION:** Sen. Dabakis moved to adjourn. The motion passed with a vote of 5-0-3.

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Chair Stephenson adjourned the meeting at 9:02 a.m.

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Sen. Howard A. Stephenson, Chair