

17-2-105 Governor's proclamation -- Notice and plat to lieutenant governor -- Recording requirements -- Effective date.

- (1) Upon receipt of the election result from the lieutenant governor under Section 17-2-104, the governor shall issue a proclamation, stating the result of the vote in each of the counties, and that the consolidation of the one county with the other will take effect as provided in Subsection (3).
- (2) The legislative body of the consolidating county shall:
 - (a) within 30 days after the issuance of the governor's proclamation under Subsection (1), send to the lieutenant governor:
 - (i) a copy of a notice of an impending boundary action, as defined in Section 67-1a-6.5, that meets the requirements of Subsection 67-1a-6.5(3); and
 - (ii) a copy of an approved final local entity plat, as defined in Section 67-1a-6.5; and
 - (b) upon the lieutenant governor's issuance of a certificate of consolidation under Section 67-1a-6.5, submit to the recorder of the consolidating county:
 - (i) the original notice of an impending boundary action;
 - (ii) the original certificate of consolidation;
 - (iii) the original approved final local entity plat; and
 - (iv) a certified copy of the governor's proclamation under Subsection (1).
- (3)
 - (a) A consolidation of counties approved at an election under Section 17-2-103 takes effect on January 1 of the year immediately following the lieutenant governor's issuance of a certificate of consolidation under Section 67-1a-6.5.
 - (b)
 - (i) The effective date of a consolidation of counties for purposes of assessing property within the consolidating county is governed by Section 59-2-305.5.
 - (ii) Until the documents listed in Subsection (2)(b) are recorded in the office of the recorder of the county in which the property is located, a consolidating county may not:
 - (A) levy or collect a property tax on property in the consolidating county that used to be in the originating county;
 - (B) levy or collect an assessment on property in the consolidating county that used to be in the originating county; or
 - (C) charge or collect a fee for service provided to property within the consolidating county that used to be in the originating county.

Renumbered and Amended by Chapter 350, 2009 General Session