

PUBLIC TRANSIT TAX AMENDMENTS

1998 GENERAL SESSION

STATE OF UTAH

Sponsor: Marda Dillree

AN ACT RELATING TO REVENUE AND TAXATION; ELIMINATING CERTAIN
REQUIRED USES OF THE ADDITIONAL PUBLIC TRANSIT DISTRICT TAX.

This act affects sections of Utah Code Annotated 1953 as follows:

AMENDS:

59-12-502, as last amended by Chapter 30, Laws of Utah 1992

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

Section 1. Section **59-12-502** is amended to read:

**59-12-502. Additional public transit tax for expanded system and fixed guideway --
Rate -- Voter approval.**

(1) In addition to other sales and use taxes, and the public transit district tax authorized by Section 59-12-501, any county, city, or town within a transit district organized under Title 17A, Chapter 2, Part 10, may impose a sales and use tax of 1/4 of 1% to fund a fixed guideway and expanded public transportation system only if the governing body of the county, city, or town submits, by resolution, the proposal to all the qualified voters within the county, city, or town for approval at a general or special election conducted in the manner provided by statute. Notice of the election shall be given by the county, city, or town governing body 15 days in advance in the manner prescribed by statute.

(2) If the majority of the voters voting in this election approve the proposal, it shall become effective on the date provided by the county, city, or town governing body.

(3) This section may not be construed to require an election in jurisdictions where voters have previously approved a public transit sales or use tax. This section shall be construed to require an election to impose the sales and use tax authorized by this section, including jurisdictions where the voters have previously approved the transit district sales and use tax

1 authorized by Section 59-12-501, but this section may not be construed to affect the sales and use
2 tax authorized by Section 59-12-501.

3 (4) ~~[No public]~~ Public funds ~~[shall]~~ may not be spent to promote the required election
4 under this section.

5 ~~[(5) Notwithstanding the designated use of revenues in Subsection (1), of the revenues~~
6 ~~generated by the tax imposed under this section by any county of the first class, 75% shall be~~
7 ~~allocated to fund a fixed guideway and expanded public transportation system and 25% shall be~~
8 ~~allocated to fund renovations, repairs, and improvements to Interstate 15.]~~

Legislative Review Note
as of 11-14-97 12:59 PM

A limited legal review of this bill raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel