

Representative Glenn L. Way proposes to substitute the following bill:

SPECIAL ELECTION NOTICE TO REGISTERED VOTERS

2000 GENERAL SESSION

STATE OF UTAH

Sponsor: Glenn L. Way

AN ACT RELATING TO BONDING; MODIFYING NOTICE REQUIREMENTS FOR BOND ELECTIONS; MAKING TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.

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

AMENDS:

11-14-3, as last amended by Chapter 3, Laws of Utah 1996, Second Special Session

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

Section 1. Section **11-14-3** is amended to read:

11-14-3. Notice of election -- Publication -- Mailing.

(1) (a) Notice of the election shall be published once a week during three consecutive weeks in a newspaper designated in accordance with Section 11-14-21, the first publication to be not less than 21 nor more than 35 days before the election.

(b) If no official newspaper is designated, the notices shall be published in a newspaper published in the municipality, or if no newspaper is published in the municipality, the notices shall be published in a newspaper having general circulation in the municipality.

(2) When the ~~h [maximum amount of bonds to be issued is \$1,000,000 or more,]~~ DEBT SERVICE ON THE BONDS TO BE ISSUED WILL INCREASE THE PROPERTY TAX IMPOSED UPON THE AVERAGE VALUE OF A RESIDENCE BY AN AMOUNT THAT IS GREATER THAN OR EQUAL TO \$15 PER YEAR, ~~h~~ the governing body shall, at least seven days but not more than 30 days before the bond election, if the bond election is not held on the date of a regular primary election, a municipal primary election, a regular general election, or a municipal general election, either mail:

(a) written notice of the bond election on a minimum three inch by five inch postcard to every household containing a registered voter who is eligible to vote on the bonds; or

26 (b) a voter information pamphlet prepared by the governing body, if one is prepared, that
27 includes the information required by Subsection (4).

28 ~~[(2) Election]~~ (3) (a) Except as provided in Subsection (3)(b), election notice given for
29 any bond election held in this state need not be posted by any persons~~[, except that in cities of~~
30 ~~the].~~

31 (b) (i) In third class cities or towns where [there is] no newspaper is published [in such city
32 or town], the governing body may [provide] require that notice of a bond election [therein may]
33 be given by posting in lieu of the publication [of such notice and in such event notice of the bond
34 election shall be posted by] requirements of Subsection (1).

35 (ii) When the governing body imposes a posting requirement, the city recorder, town clerk,
36 or other officer designated by the governing body shall post notice of the bond election in at least
37 five public places in [said] the city or town at least 21 days before the election.

38 (4) The printed, posted, and mailed notice required by this section shall identify:

39 (a) the date and place of the election;

40 (b) the hours during which the polls will be open; and

41 (c) the purpose for which the bonds are to be issued, the maximum amount of bonds to be
42 issued, and the maximum number of years to maturity of the bonds.

43 (5) The governing body shall pay the costs associated with the printed, posted, and mailed
44 notice required by this section.

45 **Section 2. Effective date.**

46 If approved by two-thirds of all the members elected to each house, this act takes effect
47 upon approval by the governor, or the day following the constitutional time limit of Utah
48 Constitution Article VII, Section 8, without the governor's signature, or in the case of a veto, the
49 date of veto override.