

COUNTY CONTRACTED SERVICES

2005 GENERAL SESSION

STATE OF UTAH

Sponsor: Kory M. Holdaway

LONG TITLE**General Description:**

This bill enacts provisions related to contracts between counties and municipalities for county-provided services.

Highlighted Provisions:

This bill:

- ▶ prohibits counties from charging a municipality, contracting with the county for services, general overhead costs or costs attributable to services made available to all portions of the county; and
- ▶ provides for court review as to the reasonableness of the costs.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

17-15-28, Utah Code Annotated 1953

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

Section 1. Section **17-15-28** is enacted to read:

17-15-28. County contracted services -- Prohibitions.

(1) As used in this section:



28 (a) "General overhead costs" means costs a county would incur regardless of whether
29 or not the county provided the service under contract to the municipality.

30 (b) "Municipality" means a city or town.

31 (2) A county may not charge, directly or indirectly, a municipality that contracts with
32 the county for a service, costs that are:

33 (a) attributable to services made available to all portions of the county; or

34 (b) general overhead costs.

35 (3) The determination of costs under Subsection (2) is subject to court review as to the
36 reasonableness of the costs.

Legislative Review Note
as of 2-8-05 1:23 PM

Based on a limited legal review, this legislation has not been determined to have a high probability of being held unconstitutional.

Office of Legislative Research and General Counsel

Fiscal Note
Bill Number HB0329

County Contracted Services

17-Feb-05

7:53 AM

State Impact

No significant fiscal impact.

Individual and Business Impact

No fiscal impact.

Office of the Legislative Fiscal Analyst