2nd Sub. S.B. 183 PUBLIC TRANSIT DISTRICT ANNEXATION AND FUNDING AMENDMENTS

SENATE	EI OOD	Amendments	AMENDMENT 2	February 25, 2005	<i>1</i> ∙16 рм
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Senator Gregory S. Bell proposes the following amendments:

- 1. Page 2, Lines 50 through 51:
 - 50
 { authorizes any county legislative body to impose } amends the definition of qualifying county for purposes of imposing the county option sales and use tax
 - 51 for highways, fixed guideways, or systems for public transit; and
- 2. Page 3, Line 70:
 - 70 { 59-12-1503, as last amended by Chapters 90 and 255, Laws of Utah 2004 }
- 3. Page 6, Lines 160 through 162:
 - 160(vi) a vote{on a sales and use tax imposed under}authorized or required byTitle 59,Chapter 12,{Part 5, Public
 - 161 <u>Transit Tax or Part 15, County Option</u>} <u>Sales and Use Tax</u> {<u>for Highways, Fixed Guideways, or</u>
 - 162
 Systems for Public Transit }
 Act
 .

4. Page 40, Lines 1212 through 1214:

- 1212 (1) As used in this section, "public transit district" means a public transit district
- 1213 organized under Title 17A, Chapter 2, Part 10, Utah Public Transit District Act _____ that has more
- 1214 than 200,000 people residing within the district boundaries.
- 5. Page 41, Lines 1248 through 1256:

1248	(c) The ballot question for the opinion question submitted under Subsection (3)(a) shall					
1249	read:					
1250	<u>"Shall</u> { <u>-a</u> } <u>the</u> county be a part of { <u>that</u> } <u>a</u> public transit district?					
1251	If a majority of the county's registered voters voting in the election approve becoming a					
1252	part of { that } a public transit district, the county shall be annexed into the public transit district and					
1253	a sales and use tax of .25% shall be imposed countywide to fund public transportation					
1254	operations, costs, and improvements of the transit district. The .25% sales and use tax shall					
1255	supersede the existing sales and use taxes imposed by the county or a city or town within the					
1256	county that are used to fund public transportation."					

6. Page 41, Line 1265:

 1265
 (d) subject to
 Subsection
 (4)(e) and (f), if a city or town located within the county

7. Page 44, Lines 1336 through 1344:

- 1336 (b) {<u>Beginning</u>} (i) Except as provided in Subsection (5)(b)(ii), beginning on July 1, 2005, a bond may not be issued to fund new construction,
- 1337 major renovations, and improvements to Interstate 15 and state highways within the county if
- 1338
 the bond is intended to be paid from revenues allocated under Subsection (5)(a)(ii).

 (ii) Bonds may be issued that are intended to be paid from revenues allocated under Subsection

 (5)(a)(ii) to fund the construction or reconstruction projects identified in Subsections 63B-11

 502(2)(a)(i)(D) and (E) after July 1, 2005.
- 1339 (c) When all bonds incurred before July 1, 2005 for new construction, major
- 1340 renovations, and improvements to Interstate 15 and state highways within the county which
- 1341 were intended to be paid from revenues allocated under Subsection (5)(a)(ii) and the bonds identified
 Subsection (5)(b)(ii) have been paid
- 1342 off, the revenues generated by the tax imposed under this section that are allocated under
- 1343 <u>Subsection (5)(a)(ii) shall be allocated to fund a fixed guideway and expanded public</u>
- 1344 <u>transportation system.</u>

8. Page 45, Line 1388 through Page 46, Line 1395:

- 1388 (c) The ballot question for the proposal submitted under Subsection (3)(a) shall read:
- 1389"Shall the county be a part of{-the-}apublic transit district?
- 1390 If a majority of the county's registered voters voting in the election approve becoming a
- 1391 part of { that } a public transit district, the county shall be annexed into the public transit district and
- 1392 <u>a sales and use tax of .50% shall be imposed countywide to fund public transportation</u>
- 1393 operations, costs, and improvements of the transit district. The .50% sales and use tax shall
- 1394 supersede the existing sales and use taxes imposed by the county or a city or town within the
- 1395 <u>county that are used to fund public transportation."</u>

9. Page 47, Lines 1430 through 1437:

1430 (5) If a county legislative body imposes a tax under this section and a majority of the

- 1431 <u>county's registered voters voting in an election under Subsection (3) vote in favor of the</u>
- 1432 imposition of a tax under this section, beginning on the date the tax under this section is
- 1433 <u>imposed:</u>
- 1434 (a) the county legislative body may not impose a sales and use tax under Sections
- 1435 <u>59-12-501, 59-12-501.5</u>, {<u>and</u>} <u>59-12-502</u> <u>, and 59-12-1503</u> ; and
- 1436 (b) a city or town within the county may not impose a sales and use tax under Section

1437 <u>59-12-501 or 59-12-502.</u>

10. Page 56, Lines 1708 through 1718:					
1708	$\{+\}$ (3) "Qualifying county" means a county in which $\underline{:}$				
	(a) a sales and use tax authorized by				
1709	Section 59-12-502 is not imposed by:				
1710	$\{ \underline{(a)} \}$ <u>(i)</u> the county;				
1711	$\{-(b)\}$ <u>(ii)</u> a city within the county; or				
1712	$\{ \underline{(c)} \}$ <u>(iii)</u> a town within the county <u>; or</u>				
	(b) a sales and use tax authorized by Section 59-12-502.5 is not imposed by the county . {+}				
1713	$\{+\}$ (4) $\{+\}$ $\{-(3)-\}$ "State highway" means a highway designated as a state highway under				
	Title				
1714	72, Chapter 4, Designation of State Highways Act.				
1715	$\{+\}$ (5) $\{+\}$ $\{-(4)\}$ (a) Except as provided in Subsection $\{+\}$ (5) $\{+\}$				
	$\{\underline{(4)}\}$ (b), "public transit" is as defined				
1716	in Section 17A-2-1004.				
1717	(b) Notwithstanding Subsection $\{+\}$ (5) $\{+\}$ $\{-+\}$ (a), "public transit" does not include a				
	fixed				
1718	guideway system.				

11. Pages 56-63, Lines 1719-1937:

Delete lines 1719-1937