

H.B. 40

EXPENDITURES FOR TOURISM, RECREATION, CULTURAL, AND CONVENTION FACILITIES AND ACTIVITIES

SENATE FLOOR AMENDMENTS

AMENDMENT 1

FEBRUARY 15, 2006 12:40 PM

Senator **Sheldon L Killpack** proposes the following amendments:

1. *Page 1, Lines 21 through 22:*

21 convention facilities tax funds imposed by the legislative body of a county;

= ► **modifies provisions related to the composition and duties of county tourism tax advisory boards;**

22 ► provides that the report on the use of transient room tax funds and tourism,

2. *Page 2, Lines 35 through 36:*

35 17-31-5.5, as enacted by Chapter 270, Laws of Utah 1996

= **17-31-8, as last amended by Chapter 255, Laws of Utah 2004**

36 59-12-603, as last amended by Chapters 105 and 269, Laws of Utah 2005

3. *Page 3, Line 84:*

84 (c) the Office of the Legislative Fiscal Analyst.

Section 2. Section 17-31-8 is amended to read:

17-31-8. Tourism tax advisory boards.

(1) (a) Except as provided in Subsection (1)(b), any county that collects the following taxes shall operate a tourism tax advisory board:

(i) the tax allowed under Section 59-12-301; or

(ii) the tax allowed under Section 59-12-603.

(b) Notwithstanding Subsection (1)(a), a county is exempt from Subsection (1)(a) if the county has an existing board, council, committee, convention visitor's bureau, or body that substantially conforms with Subsections (2), (3), and (4).

(2) A tourism tax advisory board created under Subsection (1) shall consist of at least five members.

(3) A tourism tax advisory board shall be composed of ~~{-any of}~~ the following members

that ~~{-}~~

~~{(a)}~~ are residents of the county ~~{-and}~~ ∴

~~{(b) represent the local;}~~

~~{(i) hotel and lodging industry;}~~

~~{(ii) restaurant industry;}~~

~~{(iii) recreational facilities;}~~

~~{(iv) convention facilities;}~~

~~{(v) museums;}~~

~~{(vi) cultural attractions; or}~~

~~{(vii) other tourism-related industries.}~~

= (a) a majority of the members shall be current employees of entities in the county that are subject to the taxes referred to in Sections 59-12-301 or 59-12-603; and

(b) the balance of the board's membership shall be employees of recreational facilities, convention facilities, museums, cultural attractions, or other tourism related industries located within the county.

(4) (a) Each tourism tax advisory board shall advise the county legislative body on the best use of revenues collected from the tax allowed under Section 59-12-301 by providing the legislative body with a priority listing for proposed expenditures based on projected available tax revenues supplied to the board by the county legislative body on an annual basis .

(b) Each tourism tax advisory board in a county operating under the county commission form of government under Section 17-52-501 or the expanded county commission form under Section 17-52-502 shall advise the county legislative body on the best use of revenues collected from the tax allowed under Section 59-12-603 by providing the legislative body with a priority listing for proposed expenditures based on projected available tax revenues supplied to the board by the county legislative body on an annual basis.

(c) If a county legislative body fails to adopt a part or all of the priority listing supplied to it under Subsections (4)(a) or (b), it shall provide an explanation for that action in the open public meeting in which it adopts the annual county budget under Section 17-36-15 .

(5) A member of any county tourism tax advisory board:

(a) may not receive compensation or benefits for the member's services; and

(b) may receive per diem and expenses incurred in the performance of the member's official duties.

Renumber remaining sections accordingly.