

**LOCAL GOVERNMENT - CHARITABLE**

**CONTRIBUTIONS**

2007 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Brad L. Dee**

Senate Sponsor: John W. Hickman

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**LONG TITLE**

**General Description:**

This bill modifies a provision relating to county assistance to nonprofit entities.

**Highlighted Provisions:**

This bill:

- ▶ clarifies that a county may use its own funds or funds the county receives from the state or any other source in providing monetary assistance to a nonprofit entity; and
- ▶ makes technical changes.

**Monies Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**17-50-303**, as last amended by Chapter 40, Laws of Utah 2006

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

Section 1. Section **17-50-303** is amended to read:

**17-50-303. County may not give or lend credit -- County may borrow in anticipation of revenues -- Assistance to nonprofit entities.**



28 (1) A county may not give or lend its credit to or in aid of any person or corporation,  
29 or, except as provided in Subsection (3), appropriate money in aid of any private enterprise.

30 (2) (a) A county may borrow money in anticipation of the collection of taxes and other  
31 county revenues in the manner and subject to the conditions of Title 11, Chapter 14, Local  
32 Government Bonding Act.

33 (b) A county may incur indebtedness under Subsection (2)(a) for any purpose for which  
34 funds of the county may be expended.

35 (3) (a) ~~[A county may not provide services or monetary or nonmonetary assistance to~~  
36 ~~or waive fees required to be paid by a nonprofit entity unless] If the county receives fair and~~  
37 ~~adequate consideration in return, a county may:~~

38 (i) provide services or nonmonetary assistance to or waive fees required to be paid by a  
39 nonprofit entity; and

40 (ii) provide monetary assistance to a nonprofit entity, whether from the county's own  
41 funds or from funds the county receives from the state or any other source.

42 (b) Consideration paid to a county under Subsection (3)(a) may:

43 (i) be nonmonetary; and

44 (ii) include anything that in the judgment of the county legislative body contributes to  
45 the safety, health, prosperity, moral well-being, peace, order, comfort, or convenience of county  
46 inhabitants.

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**Legislative Review Note**  
**as of 1-22-07 11:20 AM**

**Office of Legislative Research and General Counsel**

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**H.B. 335 - Local Government - Charitable Contributions**

**Fiscal Note**

2007 General Session

State of Utah

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**State Impact**

Enactment of this bill will not require additional appropriations.

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**Individual, Business and/or Local Impact**

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for individuals, businesses, or local governments.

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*1/29/2007, 11:34:14 AM, Lead Analyst: Wardrop, T.*

**Office of the Legislative Fiscal Analyst**