DEVELOPMENT AROUND MILITARY
INSTALLATIONS
2008 GENERAL SESSION
STATE OF UTAH
Chief Sponsor: Sheldon L. Killpack
House Sponsor: Brad L. Dee
LONG TITLE
General Description:
This bill modifies provisions relating to the Military Installation Development
Authority.
Highlighted Provisions:
This bill:
 authorizes the Military Installation Development Authority to enter into an
agreement with a political subdivision to receive municipal services in a project
area;
• clarifies that the employees that the Military Installation Development Authority is
authorized to hire includes contract employees; and
 makes allowable uses of tax increment applicable to other authority funds.
Monies Appropriated in this Bill:
None
Other Special Clauses:
None
Utah Code Sections Affected:
AMENDS:
63H-1-201 , as enacted by Laws of Utah 2007, Chapter 23
63H-1-502, as enacted by Laws of Utah 2007, Chapter 23



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29	Be it enacted by the Legislature of the state of Utah:
30	Section 1. Section 63H-1-201 is amended to read:
31	63H-1-201. Creation of Military Installation Development Authority.
32	(1) There is created a Military Installation Development Authority.
33	(2) The authority is an independent, nonprofit, separate body corporate and politic,
34	with perpetual succession.
35	(3) The authority may:
36	(a) sue and be sued;
37	(b) enter into contracts generally;
38	(c) buy, obtain an option upon, or otherwise acquire any interest in real or personal
39	property within the boundaries of a military installation;
40	(d) sell, convey, grant, dispose of by gift, or otherwise dispose of any interest in real or
41	personal property;
42	(e) enter into a lease agreement on real or personal property, either as lessee or lessor,
43	within the boundaries of a military installation;
44	(f) provide for the development of military land under contracts with the federal
45	government;
46	(g) receive tax increment as provided in this chapter;
47	(h) accept financial or other assistance from any public or private source for the
48	authority's activities, powers, and duties, and expend any funds so received for any of the
49	purposes of this chapter;
50	(i) borrow money or accept financial or other assistance from the federal government, a
51	public entity, or any other source for any of the purposes of this chapter and comply with any
52	conditions of the loan or assistance;
53	(j) issue bonds to finance the undertaking of any development objectives of the
54	authority;
55	(k) hire employees, including contract employees;
56	(l) transact other business and exercise all other powers provided for in this chapter;
57	[and]
58	(m) enter into a partnership agreement with a developer of military land[-]; and

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59	(n) enter into an agreement with a political subdivision of the state under which the
60	political subdivision provides one or more municipal services within a project area.
61	Section 2. Section 63H-1-502 is amended to read:
62	Part 5. Authority Funds
63	63H-1-502. Allowable uses of tax increment and other funds.
64	(1) The authority may use tax increment and other funds available to the authority:
65	(a) for any of the purposes for which the use of tax increment is authorized under this
66	chapter;
67	(b) for administrative, overhead, legal, and other operating expenses of the authority;
68	(c) to pay for, including financing or refinancing, all or part of the development of
69	military land;
70	(d) to pay the cost of the installation and construction of any publicly owned building,
71	facility, structure, landscaping, or other improvement within the project area from which the
72	tax increment funds were collected;
73	(e) to pay the cost of the installation of infrastructure and improvements outside the
74	project area from which the tax increment funds were collected if the authority board
75	determines by resolution that the infrastructure and improvements are of benefit to the project
76	area; and
77	(f) to pay the principal of and interest on bonds issued by the authority.
78	(2) The determination of the authority board under Subsection (1)(e) regarding benefit
79	to the project area shall be final and conclusive.

Legislative Review Note as of 2-13-08 1:13 PM

Office of Legislative Research and General Counsel

S.B. 264 - Development Around Military Installations

Fiscal Note

2008 General Session State of Utah

State Impact

Enactment of this bill will not require additional appropriations.

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.

2/22/2008, 8:42:50 AM, Lead Analyst: Bleazard, M.

Office of the Legislative Fiscal Analyst