

Senator Sheldon L. Killpack proposes the following substitute bill:

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;
 - exercise powers and perform functions, as authorized under a contract with the federal government; and
 - amend a project area plan;
- ▶ 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:



26 None

27 **Utah Code Sections Affected:**

28 AMENDS:

29 **63H-1-201**, as enacted by Laws of Utah 2007, Chapter 23

30 **63H-1-502**, as enacted by Laws of Utah 2007, Chapter 23

31 ENACTS:

32 **63H-1-403.5**, Utah Code Annotated 1953



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

35 Section 1. Section **63H-1-201** is amended to read:

36 **63H-1-201. Creation of Military Installation Development Authority.**

37 (1) There is created a Military Installation Development Authority.

38 (2) The authority is an independent, nonprofit, separate body corporate and politic,
39 with perpetual succession.

40 (3) The authority may:

41 (a) sue and be sued;

42 (b) enter into contracts generally;

43 (c) buy, obtain an option upon, or otherwise acquire any interest in real or personal
44 property within the boundaries of a military installation;

45 (d) sell, convey, grant, dispose of by gift, or otherwise dispose of any interest in real or
46 personal property;

47 (e) enter into a lease agreement on real or personal property, either as lessee or lessor,
48 within the boundaries of a military installation;

49 (f) provide for the development of military land under contracts with the federal
50 government;

51 (g) exercise powers and perform functions under a contract with the federal
52 government, as authorized in that contract;

53 [~~g~~] (h) receive tax increment as provided in this chapter;

54 [~~h~~] (i) accept financial or other assistance from any public or private source for the
55 authority's activities, powers, and duties, and expend any funds so received for any of the
56 purposes of this chapter;

88 determines by resolution that the infrastructure and improvements are of benefit to the project
89 area; and

90 (f) to pay the principal of and interest on bonds issued by the authority.

91 (2) The determination of the authority board under Subsection (1)(e) regarding benefit
92 to the project area shall be final and conclusive.

S.B. 264 1st Sub. (Green) - 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.
