

**COUNTY CONSERVATION AND
PRESERVATION FUND**

2009 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Jack R. Draxler

Senate Sponsor: _____

LONG TITLE

General Description:

This bill amends the Farmland Assessment Act to authorize a county legislative body to deposit certain revenues received under the Farmland Assessment Act into a conservation and preservation fund.

Highlighted Provisions:

This bill:

- ▶ amends the Farmland Assessment Act to authorize a county legislative body to deposit certain revenues received under the Farmland Assessment Act into a conservation and preservation fund;
- ▶ establishes the purposes for which revenues deposited into a conservation and preservation fund may be expended; and
- ▶ provides that a conservation and preservation fund is subject to Title 17, Chapter 36, Uniform Fiscal Procedures Act for Counties.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:



28 **59-2-514.1**, Utah Code Annotated 1953

29

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

31 Section 1. Section **59-2-514.1** is enacted to read:

32 **59-2-514.1. County conservation and preservation fund -- Expenditure of**
 33 **revenues -- Fund subject to Uniform Fiscal Procedures Act for Counties.**

34 (1) The county legislative body of a county that receives revenues from the following
 35 may deposit up to ~~H~~→ [the entire amount] 30% ←~~H~~ of the revenues the county receives into a
 35a conservation and
 36 preservation fund as provided in this section:

37 (a) a rollback tax under:

38 (i) Section 59-2-506; or

39 (ii) Section 59-2-511;

40 (b) a conservation easement rollback tax under Section 59-2-506.5;

41 (c) an in lieu fee payment under:

42 (i) Section 59-2-506.5; or

43 (ii) Section 59-2-511; or

44 (d) interest on a rollback tax, conservation easement rollback tax, or in lieu fee

45 payment described in Subsections (1)(a) through (c).

46 (2) A county legislative body may expend revenues described in Subsection (1) that the
 47 county legislative body deposits into a conservation and preservation fund for the conservation
 48 and preservation of:

49 (a) agricultural land;

50 (b) critical watershed land;

51 (c) critical wildlife habitat;

52 (d) open space;

53 (e) a park;

54 (f) a trail; or

55 (g) a combination of Subsections (2)(a) through (f) as determined by the county
 56 legislative body.

57 (3) A conservation and preservation fund established under this section is subject to
 58 Title 17, Chapter 36, Uniform Fiscal Procedures Act for Counties.

Legislative Review Note
as of 1-21-09 10:19 AM

Office of Legislative Research and General Counsel

H.B. 115 - County Conservation and Preservation Fund

Fiscal Note

2009 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 would have no net fiscal impact. There is a potential shift in expenditures from other revenue sources to the county conservation and preservation fund.
