

S.B. 205

COMMUNITY DEVELOPMENT AND RENEWAL AGENCY AMENDMENTS

SENATE FLOOR AMENDMENTS

AMENDMENT 2

MARCH 2, 2009

1:08 PM

Senator **Curtis S. Bramble** proposes the following amendments:

1. *Page 1, Line 13:*

13 ▶ modifies the definitions of "base taxable value," "inactive airport site," **"inactive industrial site,"** and "project

2. *Page 1, Line 26 through Page 2, Line 28:*

26 { ~~→ extends the length of time that an agency may be authorized to be paid tax~~
27 **increment under an urban renewal project area budget for an inactive industrial site**
28 **or an inactive airport site from 15 to 20 years;** }

3. *Page 2, Line 42:*

42 { ~~May 12, 2009~~ } **the effective date of this bill** ; and

4. *Page 2, Line 47:*

47 { ~~None~~ } **This bill provides an immediate effective date.**

5. *Page 11, Lines 329 through 330:*

329 (ii) "Industrial property" means private real property { ~~that~~ } ;
330 (A) **over half of which** is located within the boundary of a town, as defined in Section 10-1-104; and

6. *Page 11, Lines 331 through 332:*

331 (B) comprises some or all of an inactive industrial site.
 (iii) "Perimeter portion" means the portion of an inactive industrial site that is:
 (A) part of the inactive industrial site because it lies within the perimeter described in Subsection
 17C-1-102(23)(b); and
 (B) located within the boundary of a city, as defined in Section 10-1-104.
332 (b) { ~~A~~ } **(i) Subject to Subsection (4)(b)(ii), a** county agency may undertake urban renewal,
 economic development, or

7. *Page 11, Line 334:*

334 property submits a written request to the county agency to do so.

(ii) A county agency may not include a perimeter portion within a project area without the approval of the city in which the perimeter portion is located.

8. Page 19, Line 556:

556 industrial site or inactive airport site, at least 60% of tax increment for at least {+} 15 {+} {~~20~~} years; or

9. Page 19, Line 584:

584 **on or** after {~~May 11, 2009~~} **the effective date of this bill** ;

10. Page 22, Lines 651 through 653:

651 (8) (a) An agency may not use tax increment to pay **the debt service of or** any **other** amount related to a bond issued or

652 other obligation incurred **if the bond was issued or the obligation was incurred:**

(i) by an interlocal entity created under Title 11, Chapter 13, Interlocal Cooperation Act;

(ii) on or after {~~May 11, 2009 if the bond is issued or the obligation is incurred~~} **the effective date of this bill; and** -

653 = **(iii)** to finance a telecommunication facility.

(b) Subsection (8)(a) may not be construed to prohibit the refinancing, restatement, or refunding of a bond issued before the effective date of this bill.

11. Page 25, Line 744:

744 An agency that uses tax increment **on or** after {~~May 11, 2009~~} **the effective date of this bill** to pay for communication

12. Page 25, Line 747:

747 provider of communication service **with respect to the communication infrastructure or communication facility for which the tax increment is used** ; and

13. Page 28, Line 856:

856 (b) An urban renewal project area budget adopted **on or** after {~~May 11, 2009~~} **the effective date of this bill** shall specify:

14. Page 31, Line 941:

941 (b) An economic development project area budget adopted **on or** after {~~May 11, 2009~~} **the effective date of this bill** shall

15. Page 32, Line 977:

977 on or after May 1, 2000 but before ~~{ May 12, 2009 }~~ the effective date of this bill .

16. Page 32, Line 979:

979 project area budget adopted on or after May 1, 2000 but before ~~{ May 12, 2009 }~~ the effective date of
this bill that provides for

17. Page 32, Line 987:

987 development project area budgets adopted on or after May 1, 2002 but before ~~{ May 12, 2009 }~~ the
effective date of this bill , if

18. Page 34, Lines 1031 through 1032:

1031 (3) A resolution adopted or interlocal agreement entered under Subsection (2) on or after
1032 ~~{ May 11, 2009 }~~ the effective date of this bill shall specify:

19. Page 37, Line 1116:

1116 resolution approved or an interlocal agreement adopted under Section 17C-4-201.

Section 22. Effective date.

If approved by two-thirds of all the members elected to each house, this bill takes effect upon approval by the governor, or the day following the constitutional time limit of Utah Constitution Article VII, Section 8, without the governor's signature, or in the case of a veto, the date of veto override.

Section 23. Revisor instructions.

It is the intent of the Legislature that, in preparing the Utah Code database for publication, the Office of Legislative Research and General Counsel shall replace the language "the effective date of this bill" with the bill's actual effective date.