

1 **UINTAH BASIN REVITALIZATION FUND**

2 **AMENDMENTS**

3 2010 GENERAL SESSION

4 STATE OF UTAH

5 **Chief Sponsor: Kevin T. Van Tassell**

6 House Sponsor: John G. Mathis

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**LONG TITLE**

8 **General Description:**

9 This bill modifies a provision relating to the Uintah Basin Revitalization Fund.

10 **Highlighted Provisions:**

11 This bill:

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- 13 ► modifies the calendar year designation in a provision requiring an adjustment in an
- 14 amount to be deposited into the Uintah Basin Revitalization Fund based on a
- 15 change in the consumer price index.

16 **Monies Appropriated in this Bill:**

17 None

18 **Other Special Clauses:**

19 None

20 **Utah Code Sections Affected:**

21 AMENDS:

22 **59-5-116**, as last amended by Laws of Utah 2007, Chapter 104

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

24 Section 1. Section **59-5-116** is amended to read:

25 **59-5-116. Disposition of certain taxes collected on Ute Indian land.**

26 (1) Except as provided in Subsection (2), there shall be deposited into the Uintah Basin



28 Revitalization Fund established in Section 9-10-102:

29 (a) for taxes imposed under this part, 33% of the taxes collected on oil, gas, or other  
30 hydrocarbon substances produced from a well:

31 (i) for which production began on or before June 30, 1995; and

32 (ii) attributable to interests:

33 (A) held in trust by the United States for the Tribe and its members; or

34 (B) on lands identified in Pub. L. No. 440, 62 Stat. 72 (1948);

35 (b) for taxes imposed under this part, 80% of taxes collected on oil, gas, or other  
36 hydrocarbon substances produced from a well:

37 (i) for which production began on or after July 1, 1995; and

38 (ii) attributable to interests:

39 (A) held in trust by the United States for the Tribe and its members; or

40 (B) on lands identified in Pub. L. No. 440, 62 Stat. 72 (1948); and

41 (c) for taxes imposed under this part, 80% of taxes collected on oil, gas, or other  
42 hydrocarbon substances produced from a well:

43 (i) for which production began on or after January 1, 2001; and

44 (ii) attributable to interests on lands conveyed to the tribe under the Ute-Moab Land  
45 Restoration Act, Pub. L. No. 106-398, Sec. 3303.

46 (2) (a) The maximum amount deposited in the Uintah Basin Revitalization Fund may  
47 not exceed:

48 (i) \$3,000,000 in fiscal year 2005-06;

49 (ii) \$5,000,000 in fiscal year 2006-07;

50 (iii) \$6,000,000 in fiscal years 2007-08 and 2008-09; and

51 (iv) for fiscal years beginning with fiscal year 2009-10, the amount determined by the  
52 commission as described in Subsection (2)(b).

53 (b) (i) The commission shall increase or decrease the dollar amount described in  
54 Subsection (2)(a)(iii) by a percentage equal to the percentage difference between the consumer  
55 price index for the preceding calendar year and the consumer price index for calendar year  
56 [~~2007-08~~] 2008; and

57 (ii) after making an increase or decrease under Subsection (2)(b)(i), round the dollar  
58 amount to the nearest whole dollar.

59           (c) For purposes of this Subsection (2), "consumer price index" is as described in  
60 Section 1(f)(4), Internal Revenue Code, and defined in Section (1)(f)(5), Internal Revenue  
61 Code.

62           (d) Any amounts in excess of the maximum described in Subsection (2)(a) shall be  
63 deposited into the General Fund.

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**Legislative Review Note**  
as of 12-29-09 2:29 PM

**Office of Legislative Research and General Counsel**

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**S.B. 96 - Uintah Basin Revitalization Fund Amendments**

**Fiscal Note**

2010 General Session  
State of Utah

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**State Impact**

Enactment of this bill could result in a loss of restricted revenue of \$172,200 in FY 2010, \$185,800 in FY 2011 and \$206,000 in FY 2012. There will be a corresponding increase to the General Fund in the respective fiscal years.

	<u>FY 2010</u> <u>Approp.</u>	<u>FY 2011</u> <u>Approp.</u>	<u>FY 2012</u> <u>Approp.</u>	<u>FY 2010</u> <u>Revenue</u>	<u>FY 2011</u> <u>Revenue</u>	<u>FY 2012</u> <u>Revenue</u>
General Fund	\$0	\$0	\$0	\$172,200	\$185,800	\$206,000
Restricted Funds	\$0	\$0	\$0	(\$172,200)	(\$185,800)	(\$206,000)
<b>Total</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

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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.