

26 None

27 **Other Special Clauses:**

28 None

29 **Utah Code Sections Affected:**

30 AMENDS:

31 **17B-1-202**, as last amended by Laws of Utah 2010, Chapters 150 and 159

32 **17B-1-643**, as last amended by Laws of Utah 2009, First Special Session, Chapter 5

33 **17B-2a-704**, as enacted by Laws of Utah 2007, Chapter 329

34 **17B-2a-807**, as last amended by Laws of Utah 2010, Chapter 281

34a **Ĥ→ 17D-1-106, as last amended by Laws of Utah 2009, Chapters 181 and 356 ←Ĥ**

35 **17D-1-201**, as last amended by Laws of Utah 2009, First Special Session, Chapter 4

36 ENACTS:

37 **17B-1-314**, Utah Code Annotated 1953

38 **17B-1-905**, Utah Code Annotated 1953

39 **17B-1-906**, Utah Code Annotated 1953



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

42 Section 1. Section **17B-1-202** is amended to read:

43 **17B-1-202. Local district may be created -- Services that may be provided --**

44 **Limitations.**

45 (1) (a) A local district may be created as provided in this part to provide within its  
46 boundaries service consisting of:

47 (i) the operation of an airport;

48 (ii) the operation of a cemetery;

49 (iii) fire protection, paramedic, and emergency services, including consolidated 911  
50 and emergency dispatch services;

51 (iv) garbage collection and disposal;

52 (v) health care, including health department or hospital service;

53 (vi) the operation of a library;

54 (vii) abatement or control of mosquitos and other insects;

55 (viii) the operation of parks or recreation facilities or services;

56 (ix) the operation of a sewage system;

- 57 (x) street lighting;
- 58 (xi) the construction and maintenance of a right-of-way, including:
- 59 (A) a curb;
- 60 (B) a gutter;
- 61 (C) a sidewalk;
- 62 (D) a street;
- 63 (E) a road;
- 64 (F) a water line;
- 65 (G) a sewage line;
- 66 (H) a storm drain;
- 67 (I) an electricity line;
- 68 (J) a communications line; or
- 69 (K) a natural gas line;
- 70 (xii) transportation, including public transit and providing streets and roads;
- 71 (xiii) the operation of a system, or one or more components of a system, for the
- 72 collection, storage, retention, control, conservation, treatment, supplying, distribution, or
- 73 reclamation of water, including storm, flood, sewage, irrigation, and culinary water, whether
- 74 the system is operated on a wholesale or retail level or both;
- 75 (xiv) in accordance with Subsection (1)(c), the development and execution of a
- 76 groundwater management plan in cooperation with and approved by the state engineer in
- 77 accordance with Section 73-5-15;
- 78 (xv) law enforcement service; [~~or~~]
- 79 (xvi) subject to Subsection (1)(b), the underground installation of an electric utility line
- 80 or the conversion to underground of an existing electric utility line[~~;~~]; ~~§~~→ [~~or~~] ←~~§~~
- 81 (xvii) the control or abatement of earth movement or a landslide ~~§~~→ [~~;~~] ; ~~or~~
- 81a **(xvii) the operation of animal control services and facilities.** ←~~§~~
- 82 (b) Each local district that provides the service of the underground installation of an
- 83 electric utility line or the conversion to underground of an existing electric utility line shall, in
- 84 installing or converting the line, provide advance notice to and coordinate with the utility that
- 85 owns the line.
- 86 (c) A groundwater management plan described in Subsection (1)(a)(xiv) may include
- 87 the banking of groundwater rights by a local district in a critical management area as defined in

429 (b) Upon providing written notice to the board of trustees, a member of the board may  
430 resign from the board of trustees.

431 (c) Except as provided in Section 17B-2a-807.5, if a board member is recalled or  
432 resigns under this Subsection (12), the vacancy shall be filled as provided in Subsection (6).

432a **Ĥ→ Section 8. Section 17D-1-106 is amended to read:**

432b **17D-1-106. Special service districts subject to other provisions.**

432c (1) A special service district is, to the same extent as if it were a local district, subject to and  
432d governed by:

432e (a) Sections 17B-1-105, 17B-1-107, 17B-1-108, 17B-1-109, 17B-1-110, 17B-1-111, 17B-1-112,  
432f 17B-1-113, 17B-1-116, and 17B-1-118;

432g (b) Sections 17B-1-304, 17B-1-305, 17B-1-306, 17B-1-307, 17B-1-310, 17B-1-312, [and]  
432h 17B-1-313 , and 17B-1-314 ;

432i (c) Title 17B, Chapter 1, Part 6, Fiscal Procedures for Local Districts;

432j (d) Title 17B, Chapter 1, Part 7, Local District Budgets and Audit Reports;

432k (e) Title 17B, Chapter 1, Part 8, Local District Personnel Management; and

432l (f) Title 17B, Chapter 1, Part 9, Collection of Service Fees and Charges.

432m (2) For purposes of applying the provisions listed in Subsection (1) to a special service  
432n district, each reference in those provisions to the local district board of trustees means the governing  
432o body. ←Ĥ

433 Section Ĥ→ [8] 9 ←Ĥ . Section 17D-1-201 is amended to read:

434 **17D-1-201. Services that a special service district may be created to provide.**

435 As provided in this part, a county or municipality may create a special service district to  
436 provide any combination of the following services:

437 (1) water;

438 (2) sewerage;

439 (3) drainage;

440 (4) flood control;

441 (5) garbage collection and disposal;

442 (6) health care;

443 (7) transportation, including the receipt of federal secure rural school funds under

444 Section 51-9-603 for the purposes of constructing, improving, repairing, or maintaining public  
445 roads;

446 (8) recreation;

447 (9) fire protection, including:

448 (a) emergency medical services, ambulance services, and search and rescue services, if