

LOCAL DISTRICT TAX AMENDMENTS

2011 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Derek E. Brown

Senate Sponsor: Curtis S. Bramble

LONG TITLE

General Description:

This bill amends local district property tax provisions.

Highlighted Provisions:

This bill:

- ▶ amends provisions relating to a local district property tax; and
- ▶ makes technical corrections.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

17B-1-1002, as last amended by Laws of Utah 2008, Chapter 360

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

Section 1. Section **17B-1-1002** is amended to read:

17B-1-1002. Limit on local district property tax levy -- Exclusions.

(1) The rate at which a local district levies a property tax for district operation and maintenance expenses on the taxable value of taxable property within the district may not exceed:



- 28 (a) .0008, for a basic local district;
- 29 (b) .0004, for a cemetery maintenance district;
- 30 (c) .0004, for a drainage district;
- 31 (d) .0008, for a fire protection district;
- 32 (e) .0008, for an improvement district;
- 33 (f) .0005, for a metropolitan water district;
- 34 (g) .0004, for a mosquito abatement district;
- 35 (h) .0004, for a public transit district;
- 36 (i) (i) .0023, for a service area that:
- 37 (A) is located in a county of the first or second class; and
- 38 (B) (I) provides fire protection, paramedic, and emergency services; or
- 39 (II) ~~H~~→ subject to Subsection (3), ←H provides law enforcement services; or
- 40 (ii) .0014, for each other service area; or
- 41 (j) the rates provided in Section 17B-2a-1006, for a water conservancy district.

42 (2) Property taxes levied by a local district are excluded from the limit applicable to
 43 that district under Subsection (1) if the taxes are:

- 44 (a) levied under Section 17B-1-1103 by a local district, other than a water conservancy
- 45 district, to pay principal of and interest on general obligation bonds issued by the district;
- 46 (b) levied to pay debt and interest owed to the United States; or
- 47 (c) levied to pay assessments or other amounts due to a water users association or other
- 48 public cooperative or private entity from which the district procures water.

48a **~~H~~→ (3) A service area described in Subsection (1)(i)(i)(B)(II) may not collect a tax described in**
 48b **Subsection (1)(i)(i) if a municipality or a county having a right to appoint a member to the**
 48c **board of trustees of the service area under Subsection 17B-2a-905(2) assesses on or after**
 48d **November 30 in the year in which the tax is first collected and each subsequent year that the**
 48e **tax is collected:**

- 48f **(a) a generally assessed fee imposed under Section 17B-1-643 for law enforcement**
- 48g **services; or**
- 48h **(b) any other generally assessed fee for law enforcement services. ←H**

Legislative Review Note
 as of 2-25-11 8:06 AM

FISCAL NOTE

H.B. 446

SHORT TITLE: **Local District Tax Amendments**

SPONSOR: **Brown, D.**

2011 GENERAL SESSION, STATE OF UTAH

STATE GOVERNMENT (UCA 36-12-13(2)(b))

Enactment of this bill likely will not materially impact the state budget.

LOCAL GOVERNMENTS (UCA 36-12-13(2)(c))

Enactment of this bill likely will not result in direct, measurable costs for local governments.

DIRECT EXPENDITURES BY UTAH RESIDENTS AND BUSINESSES (UCA 36-12-13(2)(d))

Enactment of this bill likely will not result in direct, measurable expenditures by Utah residents or businesses.

2/28/2011, 04:07 PM, Lead Analyst: Wilko, A./Attorney: VA

Office of the Legislative Fiscal Analyst