

Senator Wayne L. Niederhauser proposes the following substitute bill:

SALT LAKE COUNTY HIGHWAY PROJECT FUNDING

2011 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Wayne L. Niederhauser

House Sponsor: Wayne A. Harper

LONG TITLE

General Description:

This bill modifies the Transportation Code by amending provisions relating to funding for highway projects within Salt Lake County.

Highlighted Provisions:

This bill:

- provides that if project savings are identified by the Department of Transportation and if the use of funds is not in violation of any agreement, the Department of Transportation shall provide \$1,000,000 of the funds to Draper City to pay for highway improvements to 13490 South.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

72-2-121.4, as enacted by Laws of Utah 2010, Chapter 168

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



26 Section 1. Section 72-2-121.4 is amended to read:

27 **72-2-121.4. 2010 interlocal agreement governing state highway projects in Salt**
28 **Lake County.**

29 (1) Under the direction of the attorney general, the state of Utah and Salt Lake County
30 may enter into an interlocal agreement that includes, at minimum, the provisions specified in
31 this section.

32 (2) The attorney general shall ensure that, in the agreement, Salt Lake County
33 covenants to:

34 (a) issue revenue bonds in an amount generating proceeds of at least \$77,000,000,
35 together with additional amounts necessary to pay costs of issuance, pay capitalized interest,
36 and fund any debt service reserve requirements, and secured by revenues received from the
37 state of Utah under Section 72-2-121.3;

38 (b) transfer at least \$68,500,000 to the Department of Transportation to be used for
39 state highway projects in Salt Lake County as provided in the interlocal agreement; and

40 (c) use or transfer to a municipality to use \$8,500,000 to pay all or part of the costs of
41 the following highway construction projects in Salt Lake County in the following amounts:

42 (i) \$2,000,000 to Salt Lake County for 2300 East in Salt Lake County;

43 (ii) \$3,500,000 to Salt Lake City for North Temple;

44 (iii) \$1,500,000 to Murray City for 4800 South; and

45 (iv) \$1,500,000 to Riverton City for 13400 South -- 4000 West to 4570 West.

46 (3) The attorney general shall ensure that, in the agreement, the state of Utah covenants
47 to:

48 (a) use the money transferred by Salt Lake County under Subsection (2)(b) to pay all or
49 part of the costs of the following state highway construction or reconstruction projects within
50 Salt Lake County:

51 (i) 5400 South -- Bangerter Highway to 4000 West;

52 (ii) Bangerter Highway at SR-201;

53 (iii) 12300 South at State Street;

54 (iv) Bangerter Highway at 6200 South;

55 (v) Bangerter Highway at 7000 South;

56 (vi) Bangerter Highway at 3100 South;

57 (vii) 5400 South -- 4000 West to past 4800 West;
58 (viii) 9400 South and Wasatch Boulevard; and
59 (ix) I-215 West Interchange -- 3500 South to 3800 South and ramp work;
60 (b) widen and improve US-89 between 7200 South and 9000 South with available
61 highway funding identified by the commission; and
62 (c) transfer to Salt Lake County or its designee from the 2010 Salt Lake County
63 Revenue Bond Sinking Fund the amount certified by Salt Lake County as necessary to pay:
64 (i) the debt service on the revenue bonds issued by Salt Lake County; and
65 (ii) any additional amounts necessary to pay costs of issuance, pay capitalized interest,
66 and fund any debt service reserve requirements.
67 (4) The costs under Subsections (2)(c) and (3)(a) may include the cost of acquiring
68 land, interests in land, easements and rights-of-way, improving sites, and making all
69 improvements necessary, incidental, or convenient to the facilities and all related engineering,
70 architectural, and legal fees.
71 (5) In preparing the agreement required by this section, the attorney general and Salt
72 Lake County shall:
73 (a) review each existing interlocal agreement with Salt Lake County concerning Salt
74 Lake County revenues received by the state for state highway projects within Salt Lake County;
75 and
76 (b) as necessary, modify those agreements or draft a new interlocal agreement
77 encompassing all of the provisions necessary to reflect the state of Utah's and Salt Lake
78 County's obligations for those revenues and projects.
79 (6) If project savings are identified by the Department of Transportation from the funds
80 provided to the Department of Transportation as described in Subsection (2)(b) and if the use
81 of funds is not in violation of any agreement, the Department of Transportation shall provide
82 \$1,000,000 of the funds described in Subsection (2)(b) to Draper City to pay for highway
83 improvements to 13490 South.

FISCAL NOTE

S.B. 244 1st Sub. (Green)

SHORT TITLE: Salt Lake County Highway Project Funding

SPONSOR: Niederhauser, W.

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. The bill could reallocate savings from certain local transportation projects to another local transportation project if certain conditions are met.

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.