

# H.B. 226

## LOCAL GOVERNMENT FEE AUTHORITY

HOUSE COMMITTEE AMENDMENTS

AMENDMENT 2

JANUARY 28, 2011 10:53 AM

Representative **Wayne A. Harper** proposes the following amendments:

1. *Page 1, Lines 9 through 16:*

9 This bill prohibits, with certain exceptions, a ~~{-county-}~~ service area on or after January 1, 2011,  
from  
10 charging or collecting a fee ~~{-for certain service areas created by the county-}~~ .  
11 Highlighted Provisions:  
12 This bill:  
13 ▶ prohibits, with certain exceptions, a ~~{-county-}~~ service area on or after January 1, 2011,  
from  
14 charging or collecting a fee ~~{-for certain service areas created by the county-}~~ ;  
15 ▶ requires a ~~{-county-}~~ service area to refund certain fees owed and paid beginning on or  
after January  
16 1, 2011; and

2. *Page 2, Lines 37 through 42:*

37 (5)(a) ~~{-On-}~~ Except as provided in Subsection (5)(b), on or after January 1, 2011, a  
~~{-county-}~~ service area may not charge or collect a fee under  
38 Section 17B-1-643 for ~~{-a service area created by the county for-}~~ ;  
39 (i) law enforcement services;  
40 (ii) fire protection services;  
41 (iii) ~~{-except as provided in Subsection (5)(b)-}~~ 911 ambulance or paramedic services as  
42 defined in Section 26-8a-102 that are provided under a contract in accordance with Section

3. *Page 2, Lines 45 through 50:*

45 (b) Subsection (5)(a) does not apply to:  
46 (i) a fee charged or collected on an individual basis rather than a general ~~{-countywide-}~~  
47 basis and in accordance with Section 26-8a-403; ~~{-or-}~~  
48 (ii) a non-911 service as defined in Section 26-8a-102 that is provided under a contract  
49 in accordance with Section 26-8a-405.2 ~~{-;-}~~ ; or  
(iii) an impact fee charged or collected for a public safety facility as defined in Section 11-36-102.  
50 (c) (i) A ~~{-county-}~~ service area shall:

4. Page 2, Line 54:

54           (ii) A ~~{county}~~ service area may not pay interest on a refund described in Subsection (5)(c)(i).