

121 (ii) water system.

122 (5) (a) Except for a local district in the creation of which an election is not required
123 under Subsection 17B-1-214(3)(d), the area of a local district may include all or part of the
124 unincorporated area of one or more counties and all or part of one or more municipalities.

125 (b) The area of a local district need not be contiguous.

126 (6) For a local district created before May 5, 2008, the authority to provide fire
127 protection service also includes the authority to provide:

128 (a) paramedic service; and

129 (b) emergency service, including hazardous materials response service.

130 (7) A local district created before May 11, 2010, authorized to provide the construction
131 and maintenance of curb, gutter, or sidewalk may provide a service described in Subsection
132 (1)(a)(xi) on or after May 11, 2010.

133 (8) A local district created before May 10, 2011, authorized to provide culinary,
134 irrigation, sewage, or storm water services may provide a service described in Subsection
135 (1)(a)(xiii) on or after May 10, 2011.

136 (9) A local district may not be created under this chapter for two years after the date on
137 which ~~H~~→ [a] **an inactive** ←~~H~~ local district is dissolved in accordance with Part 13, Dissolution
137a of a Local District, if
138 the local district proposed for creation:

139 (a) provides the same or substantially similar services as the dissolved ~~H~~→ **inactive** ←~~H~~
139a local district;

140 and

141 (b) is located in substantially the same area as the dissolved ~~H~~→ **inactive** ←~~H~~ local district.
142 Section 2. Section **17B-1-1301** is amended to read:

143 **17B-1-1301. Definitions.**

144 For purposes of this part:

145 (1) "Active" means, with respect to a local district, that the district is not inactive.

146 (2) "Administrative body" means:

147 (a) if the local district proposed to be dissolved is active and has a duly constituted
148 board of trustees in sufficient numbers to form a quorum, the board of trustees; ~~H~~→ [or] ←~~H~~

149 (b) ~~H~~→ [except as provided in Subsection (2)(a):] if the local district proposed to be
149a dissolved is active or inactive and does not have a duly constituted board of trustees in
149b sufficient numbers to form a quorum: ←~~H~~

150 (i) for a local district located entirely within a single municipality, the legislative body
151 of that municipality;

152 (ii) for a local district located in multiple municipalities within the same county or at
 153 least partly within the unincorporated area of a county, the legislative body of that county; or

154 (iii) for a local district located within multiple counties, the legislative body of the
 155 county whose boundaries include more of the local district than is included within the
 156 boundaries of any other county ~~H~~ → [-] ; or

156a **(c) if the local district proposed to be dissolved is inactive and has a duly constituted**
 156b **board of trustees in sufficient numbers to form a quorum:**

156c **(i) the board of trustees, if the board of trustees receives a petition or adopts a**
 156d **resolution to dissolve before the legislative body described in Subsection (2)(c)(ii); or**

156e **(ii) a legislative body described in Subsection (2)(b)(i), (ii), or (iii), respectively, if**
 156f **the legislative body receives a petition or adopts a resolution to dissolve before the board of**
 156g **trustees described in Subsection (2)(c)(i).** ←H

157 (3) "Clerk" means:

158 (a) the board of trustees if the board is also the administrative body under Subsection
 159 (2)(a);

160 (b) the clerk or recorder of the municipality whose legislative body is the
 161 administrative body under Subsection (2)(b)(i); or

162 (c) the clerk of the county whose legislative body is the administrative body under
 163 Subsection (2)(b)(ii) or (iii).

164 (4) "Inactive" means, with respect to a local district, that during the preceding three
 165 years the district has not:

166 (a) provided any service or otherwise operated;

167 (b) received property taxes or user or other fees; and

168 (c) expended any funds.

169 Section 3. Section **17B-1-1304** is amended to read:

170 **17B-1-1304. Petition requirements.**

171 **(1) A person who circulates a petition described in Section 17B-1-1303 shall use a**
 172 **petition form:**

173 **(a) provided by the clerk; and**

174 **(b) that complies with this section.**

175 ~~(1)~~ (2) Each petition under Subsection 17B-1-1303(1)(a) or (2) shall:

176 (a) indicate the typed or printed name and current residence address of each owner of
 177 acre-feet of water, property owner, or registered voter signing the petition;

178 (b) if it is a petition signed by the owners of acre-feet of water or property owners,
 179 indicate the address of the property as to which the owner is signing;

180 (c) designate up to three signers of the petition as sponsors, one of whom shall be
 181 designated the contact sponsor, with the mailing address and telephone number of each; and

182 (d) be filed with the clerk.