



# House of Representatives *State of Utah*

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February 29, 2012

Madam Speaker:

The Public Utilities and Technology Committee reports a favorable recommendation on **H.B. 421**, LOCAL DISTRICT DISSOLUTION, by Representative D. McCay, with the following amendments and recommends it be placed on the Consent Calendar.

1. *Page 5, Lines 136 through 141:*

136           (9) A local district may not be created under this chapter for two years after the date  
on  
137 which ~~{a}~~ **an inactive** local district is dissolved in accordance with Part 13,  
Dissolution of a Local District, if  
138 the local district proposed for creation:  
139           (a) provides the same or substantially similar services as the dissolved  
**inactive** local district;  
140 and  
141           (b) is located in substantially the same area as the dissolved **inactive** local  
district.

2. *Page 5, Line 146 through Page 6, Line 156:*

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

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155 county whose boundaries include more of the local district than is included within the  
156 boundaries of any other county {~~—~~} ; or

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

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

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

Respectfully,

Michael E. Noel  
Committee Chair

Voting: 9-0-2

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