

**MINUTES OF THE
HOUSE REVENUE AND TAXATION
STANDING COMMITTEE**

Room 445 - State Capitol

February 14, 2013

MEMBERS PRESENT: Rep. Ryan Wilcox, Chair
Rep. Jim Nielson, Vice Chair
Rep. Joel Briscoe
Rep. Tim Cosgrove
Rep. Gage Froerer
Rep. Francis Gibson
Rep. Eric Hutchings
Rep. John Knotwell
Rep. Kay McIff
Rep. Earl Tanner

MEMBERS EXCUSED: Rep. Mel Brown

MEMBERS ABSENT: Rep. Jake Anderegg
Rep. Steve Eliason
Rep. Brian King
Rep. Doug Sagers
Rep. Jon Stanard

STAFF PRESENT: Mr. Phil Dean, Policy Analyst
Ms. An Bradshaw, Secretary

Note: A list of visitors and a copy of handouts are filed with the committee minutes.

Chair Wilcox called the meeting to order at 2:03 p.m.

H.B. 234 Corporate Franchise and Income Tax Fine and Penalty Amendments (*Rep. B. Greene*)

Rep. Greene introduced the bill to the committee.

MOTION: Rep. Gibson moved to pass the bill out favorably. The motion passed unanimously.

MOTION: Rep. Nielson moved to place HB234 on the consent calendar. The motion passed unanimously.

H.B. 224 Impact Fees Amendments (Rep. D. McCay)

Rep. McCay introduced the bill to the committee. Mr. Mike Ostemiller, Utah Association of Realtors and Property Rights Coalition, and Ms. Jodi Hoffman, Utah League of Cities and Towns, answered questions from the committee.

MOTION: Rep. Gibson moved to amend the bill as follows:

1. Page 11, Lines 331 through 332:

331 (a) specific condition of development approval by a local political subdivision acting
 { in
332 coordination} pursuant to a prior agreement, whether written or unwritten,
 with the private entity; or

The motion to amend passed unanimously with Rep. Hutchings absent for the vote.

Spoke in favor of the bill: Ms. Lara Swensen, Summit Water Distribution Company

MOTION: Rep. Knotwell moved to further amend the bill as follows:

1. Page 13, Line 396 through Page 14, Line 404:

396 (3) ~~{(a)}~~ A local political subdivision or a private entity with a population, or
 serving a
397 population, of less than 5,000 as of the last federal census that charges impact fees of less
 than
398 \$250,000 annually need not comply with the impact fee facilities plan requirements of this
 part,
399 but shall ensure that:
400 ~~{(f)}~~ (a) the impact fees that the local political subdivision or private entity
 imposes are
401 based upon a reasonable plan that otherwise complies with the common law and this
 chapter;
402 and
403 ~~{(f)}~~ (b) each applicable notice required by this chapter is given.
404 ~~{(b) Subsection (3)(a) does not apply to a private entity.~~

-}

The motion to amend passed unanimously.

MOTION: Rep. Knotwell moved to pass the bill out favorably as amended. The motion passed unanimously with Rep. Briscoe absent for the vote.

MOTION: Rep. Nielson moved to adjourn the meeting. The motion passed unanimously with Rep. Briscoe absent for the vote.

Chair Wilcox adjourned the meeting at 2:52 p.m.

Rep. Ryan Wilcox, Chair