

491 Chapter 13, Interlocal Cooperation Act, except as specifically authorized by this section's
492 language.

493 (g) (i) An energy services interlocal entity described in Subsection (7)(a) retains its
494 authority to provide electric service to the extent authorized by Sections 11-13-202 and
495 11-13-203 and Subsections 11-13-204 (1) through (5).

496 (ii) Notwithstanding Subsection (7)(g)(i), if the Public Service Commission approves
497 the agreement described in Subsection (7)(a)(i), the energy services interlocal entity may not
498 provide retail electric service to customers located outside the municipal boundaries of its
499 members, except for customers located within the geographic area described in the agreement.

500 Section 6. Section 11-13-206 is amended to read:

501 **11-13-206. Requirements for agreements for joint or cooperative action.**

502 (1) Each agreement under Section 11-13-202, 11-13-203, or 11-13-205 shall specify:

503 (a) its duration;

504 (b) if the agreement creates an interlocal entity:

505 (i) the precise organization, composition, and nature of the interlocal entity;

506 (ii) the powers delegated to the interlocal entity;

507 (iii) the manner in which the interlocal entity is to be governed; and

508 (iv) subject to Subsection (2), the manner in which the members of its governing

509 ~~[body]~~ board are to be appointed or selected;

510 (c) its purpose or purposes;

511 (d) the manner of financing the joint or cooperative ~~[undertaking]~~ action and of
512 establishing and maintaining a budget for it;

513 (e) the permissible method or methods to be employed in accomplishing the partial or
514 complete termination of the agreement and for disposing of property upon such partial or
515 complete termination; ~~[and]~~

516 (f) the process, conditions, and terms for withdrawal of a participating public agency
517 from the interlocal entity or the joint or cooperative undertaking. ~~§~~→ ~~[and]~~

517a (g)(i) whether voting is based upon one vote per member or weighted; and

517b (ii) if weighted voting is allowed, the basis upon which the vote weight will be
517c determined; and ←~~§~~

518 [(f)] ~~§~~→ [(g)] (h) ←~~§~~ any other necessary and proper matters.

519 (2) Each agreement under Section 11-13-203 or 11-13-205 that creates an interlocal
520 entity shall require that Utah public agencies that are parties to the agreement have the right to
521 appoint or select members of the interlocal entity's governing ~~[body]~~ board with a majority of

584 (i) financing its facilities or improvements; or
 585 (ii) providing for or financing an energy efficiency upgrade or a renewable energy
 586 system in accordance with Title 11, Chapter 42, Assessment Area Act.

587 (b) The bonds or notes may be sold at public or private sale, mature at such times and
 588 bear interest at such rates, and have such other terms and security as the entity determines.

589 (c) ~~[Such bonds]~~ The bonds or notes described in this Subsection (2) are not a debt of
 590 any public agency that is a party to the agreement.

591 (3) The governing ~~[body, as defined in Section 11-13-219, of an interlocal entity]~~ board
 592 may, by resolution, delegate to one or more officers of the interlocal entity or to a committee of
 593 designated members of the governing [body] board the authority to:

594 (a) in accordance with and within the parameters set forth in the resolution, approve the
 595 final interest rate, price, principal amount, maturity, redemption features, or other terms of a
 596 bond or note; and

597 (b) approve and execute all documents relating to the issuance of the bond or note.

598 (4) Bonds and notes issued under this chapter are declared to be negotiable instruments
 599 and their form and substance need not comply with the Uniform Commercial Code.

600 (5) (a) An interlocal entity shall issue bonds in accordance with ~~§~~ , as applicable:

600a (i) ~~←§~~ Chapter 14, Local

601 Government Bonding Act ~~§~~ [or] :

601a (ii) ~~←§~~ Chapter 27, Utah Refunding Bond Act ~~§~~ [as applicable] :

601b (iii) this chapter; or

601c (iv) any other provision of state law that authorizes issuance of bonds by a public body. ←§

602 (b) An interlocal entity is a public body as defined in Section 11-30-2.

603 Section 12. Section 11-13-218.1 is enacted to read:

604 **11-13-218.1. Pledge of revenues to pay for bonds.**

605 (1) In addition to any assignment, pledge, or conveyance made in accordance with
 606 Subsection 11-13-204(1)(a)(i)(G), bonds issued by an interlocal entity may be payable from
 607 and secured by the pledge of all or any specified part of:

608 (a) the revenues to be derived by the interlocal entity from providing the entity's
 609 services and from the operation of the entity's facilities and other properties;

610 (b) sales and use taxes, property taxes, and other taxes;

611 (c) federal, state, or local grants; or

612 (d) other funds legally available to the interlocal entity.

613 (2) An assignment, pledge, or conveyance made by an interlocal entity to secure bonds