

150 (i) clearly state that the assessment is for the improvement, operation and maintenance,  
 151 or economic promotion activities provided by the local entity;

152 (ii) itemize the assessment separate from any other tax, fee, charge, interest, or penalty  
 153 that is included on the property tax notice in accordance with Section 59-2-1317; and

154 (iii) state that if less than the full amount of the property tax and assessments included  
 155 on the property tax notice are paid, the payment will be applied proportionately to the balances  
 156 due for property taxes and assessments and other permitted charges described in this section  
 157 unless otherwise specified by the taxpayer ~~H~~→ and the taxpayer demonstrates that the unpaid  
 157a fees are being challenged by the taxpayer ←~~H~~ .

158 (2) Before a governing body may adopt a resolution or ordinance levying an  
 159 assessment against property within an assessment area:

160 (a) the governing body shall:

161 (i) subject to Subsection (3), prepare an assessment list designating:

162 (A) each parcel of property proposed to be assessed; and

163 (B) the amount of the assessment to be levied against the property;

164 (ii) appoint a board of equalization as provided in Section 11-42-403; and

165 (iii) give notice as provided in Section 11-42-402; and

166 (b) the board of equalization, appointed under Section 11-42-403, shall hold hearings,  
 167 make any corrections it considers appropriate to an assessment, and report its findings to the  
 168 governing body as provided in Section 11-42-403.

169 (3) (a) The governing body of a local entity shall prepare the assessment list described  
 170 in Subsection (2)(a)(i) at any time after:

171 (i) the governing body has determined the estimated or actual operation and  
 172 maintenance costs, if the assessment is to pay operation and maintenance costs;

173 (ii) the governing body has determined the estimated or actual economic promotion  
 174 costs described in Section 11-42-206, if the assessment is to pay for economic promotion  
 175 activities; or

176 (iii) for any other assessment, the governing body has determined:

177 (A) the estimated or actual acquisition and construction costs of all proposed  
 178 improvements within the assessment area, including overhead costs and authorized  
 179 contingencies;

180 (B) the estimated or actual property price for all property to be acquired to provide the

336 (iii) state that if less than the full amount of the property tax and local district fees  
 337 included on the property tax notice are paid, the payment will be applied proportionately to the  
 338 balances due for property taxes and local district fees, which shall include all fees and other  
 339 permitted charges described in this section unless otherwise specified by the taxpayer ~~H→~~ **and the**  
 339a **taxpayer demonstrates that the unpaid fees are being challenged by the taxpayer** ←~~H~~ .

340 [~~2~~] (3) A lien under Subsection (1) is not valid if certification under Subsection (1) is  
 341 made after the filing for record of a document conveying title of the customer's property to a  
 342 new owner.

343 [~~3~~] (4) Nothing in this section may be construed to:

344 (a) waive or release the customer's obligation to pay fees [~~or charges~~] that the district  
 345 has imposed;

346 (b) preclude the certification of a lien under Subsection (1) with respect to past due  
 347 fees [~~or charges~~] for commodities, services, or facilities provided after the date that title to the  
 348 property is transferred to a new owner; or

349 (c) nullify or terminate a valid lien.

350 [~~4~~] (5) After all amounts owing under a lien established as provided in this section  
 351 have been paid, the local district shall file for record in the county recorder's office a release of  
 352 the lien.

353 Section 8. Section **17B-1-902.1** is enacted to read:

354 **17B-1-902.1. Interest -- Collection of administrative costs.**

355 (1) (a) A local district may charge interest on a past due fee or past due charge.

356 (b) If a local district charges interest as described in Subsection (1)(b), the local district  
 357 shall calculate the interest rate for a calendar year:

358 (i) based on the federal short-term rate determined by the secretary of the treasury  
 359 under Section 6621, Internal Revenue Code, in effect for the preceding fourth calendar quarter;  
 360 and

361 (ii) as simple interest at the rate of eighteen percentage points above the federal  
 362 short-term rate.

363 (c) If a local district charges interest on a past due fee collected by the local district,  
 364 regardless of whether the fee is certified, the local district may charge the interest monthly but  
 365 may not compound the interest more frequently than annually.

366 (2) (a) A local district may charge and collect only one of the following: