



# UTAH STATE SENATE

UTAH STATE CAPITOL COMPLEX • 320 STATE CAPITOL  
P.O. BOX 145115 • SALT LAKE CITY, UTAH 84114-5115 • (801) 538-1035

March 9, 2015

Mr. President:

The Economic Development and Workforce Services Committee reports a favorable recommendation on **1st Sub. H.B. 402**, NEW CONVENTION FACILITIES DEVELOPMENT INCENTIVE ACT AMENDMENTS, by Representative B. Wilson, with the following amendments:

1. *Page 5, Line 135:*

135 office, as provided in Subsection 63M-1-3405 ~~{(1)}~~ (2) (b)(i)(E).

2. *Page 8, Lines 235 through 237:*

235 without consideration ~~{or partially or completely in lieu of money that the county~~  
~~or city would~~  
236 ~~have otherwise paid to the qualified hotel owner or host local government as part of~~  
~~a~~  
237 ~~convention incentive or as incremental property tax revenue}~~ to be used as  
provided in

3. *Page 10, Line 276:*

276 (1) In accordance with rules adopted by the office under Section  
~~{63M-1-3408}~~ 63M-1-3409, the

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4. Page 12, Line 362:

362 Subsections [(+)] (2)(b)(i)(C), (D), and (E) and [(+)] (2)(c) ~~{(ii)}~~ authorizing disclosure of the tax

5. Page 14, Lines 415 through 417:

415 (a) "Displaced tax increment" means the amount of tax increment that a county would

416 have paid to the host agency , except for Subsection (2)(b) **, from tax increment revenue generated from the project area in which the hotel property is located** .

**(b) "Secured obligations" means bonds or other obligations of a host agency for the payment of which the host agency has, before March 13, 2015, pledged tax increment generated from the project area in which the hotel property is located.**

417 ~~{(b)}~~ **(c)** "Tax increment" means the same as that term is defined in Section 17C-1-102.

**(d) "Tax increment shortfall" means the amount of displaced tax increment a host agency needs to receive, in addition to any other tax increment the host agency receives from the project area in which the hotel property is located, to provide the host agency sufficient tax increment funds to be able to pay the debt service on its secured obligations.**

6. Page 14, Line 418:

418 [(+)] (2) (a) In accordance with rules adopted by the office **and subject to Subsection (5)** , [a host agency shall be

7. Page 14, Line 423:

423 would otherwise have paid to the host agency for that year **, subject to Subsection (5)** .

8. Page 15, Line 456:

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456 59-2-924.

(5)(a) Subject to Subsection (5)(b), a county may not spend the portion of incremental property tax revenue that is displaced tax increment until after 30 days after the county provides the notice required under Subsection (2)(c).

(b) If, within 30 days after the county provides the notice required under Subsection (2)(c), a host agency provides written notice to the county that the host agency will experience a tax increment shortfall, the county shall, unless the host agency agrees otherwise, pay to the host agency displaced tax increment in the amount of the tax increment shortfall.

9. Page 17, Line 492:

492 (a) referring to the two annual deposits required under Subsection 59-12-103  
{~~14~~} (13) ; and

10. Page 17, Line 509:

509 (ii) money transferred to the bounce back fund under Section  
{~~63M-1-3043.5~~} 63M-1-3403.5 or

Respectfully,

Aaron Osmond  
Committee Chair

Voting: 3-1-3

3 HB0402.SC1.wpd benchristensen/BNC RHR/RCN 3/9/15 4:44 pm

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