

5th Sub. S.B. 199
LOCAL GOVERNMENT REVISIONS

Representative **Brad L. Dee** proposes the following amendments:

1. *Page 2, Lines 26 through 28:*

- 26 ▶ provides notice and hearing requirements;
27 { ~~▶ provides for the incorporation of a metro township after November 3, 2015;~~ }
28 ▶ provides for the determination of metro township council districts and election of

2. *Page 5, Lines 142 through 148:*

- 142 10-2a-409, Utah Code Annotated 1953
143 { ~~10-2a-410, Utah Code Annotated 1953~~ }
144 10-2a-411, Utah Code Annotated 1953
145 10-2a-412, Utah Code Annotated 1953
146 10-2a-413, Utah Code Annotated 1953
147 { ~~10-2a-414, Utah Code Annotated 1953~~ }
148 10-3b-601, Utah Code Annotated 1953

3. *Page 76, Lines 2336 through 2339:*

- 2336 (1) The provisions of this part:
2337 (a) apply to the following located in a county of the first class:
2338 (i) a planning township established before { ~~May 12~~ } January 1, 2015; and
2339 (ii) subject to Subsection (2), an unincorporated island located in a county of the first

4. *Page 76, Lines 2343 through 2350:*

- 2343 (2) (a) The provisions of Part 2, Incorporation of a City, and Part 3, Incorporation of a
2344 Town, apply to an unincorporated area described in Subsection (1) for an incorporation as a
2345 city after November 3, 2015.
2346 { ~~(b) The provisions of Section 10-2a-410 apply to an unincorporated area described in~~
2347 Subsection (1) for an incorporation as a metro township after November 3, 2015. }
2348 { ~~(c)~~ } (b) The provisions of Chapter 2, Part 4, Annexation:
2349 (i) do not apply to an unincorporated island for purposes of annexation before
2350 November 4, 2015, unless:

5. *Page 77, Lines 2371 through 2373:*

2371 (6) (a) "Planning township" means an area located in a county of the first class that is
2372 established before January 1, 2015, as a township as defined in and established in accordance with law
before the
2373 enactment of this bill.

6. Page 85, Line 2608 through Page 88, Line 2718
Delete lines 2608 through lines 2718
Renumber remaining sections accordingly.:

7. Page 88, Lines 2719 through 2720:

2719 Section 60. Section {~~10-2a-411~~} 10-2a-410 is enacted to read:
2720 {~~10-2a-411~~} 10-2a-410 . Determination of metro township districts -- Determination of metro

8. Page 88, Line 2722 through Page 89, Line 2724:

2722 **(1) If a metro township is incorporated in accordance with an election held under**
2723 **Section 10-2a-404 {~~or 10-2a-410~~ :**
2724 **(a) each of the five metro township council members shall be elected by district; and**

9. Page 90, Line 2783 through Page 91, Line 2787:

2783 **the clerk of the county in which the metro township, city, or town is located for an election**
2784 **described in Section {~~10-2a-412~~} 10-2a-411 .**
2785 Section 61. Section {~~10-2a-412~~} 10-2a-411 is enacted to read:
2786 {~~10-2a-412~~} 10-2a-411 . Election of officers of new city, town, or metro township.
2787 **(1) For the election of the initial office holders of a metro township, city, or town,**

10. Page 91, Line 2786:

2786 {~~10-2a-412~~} 10-2a-411 . Election of officers of new city, town, or metro township.

11. Page 92, Lines 2821 through 2829:

2821 **noon on the first Monday in January next following the election.**
2822 Section 62. Section {~~10-2a-413~~} 10-2a-412 is enacted to read:
2823 {~~10-2a-413~~} 10-2a-412 . Notification to lieutenant governor of election of officers.
2824 **Within 10 days of the canvass of final election of metro township, city, or town officers**
2825 **under Section {~~10-2a-412~~} 10-2a-411 , the county clerk shall send written notice to the**
lieutenant governor
2826 **of the name and position of each officer elected and the term for which each has been elected.**
2827 Section 63. Section {~~10-2a-414~~} 10-2a-413 is enacted to read:

2828 ~~{10-2a-414}~~ 10-2a-413 . Incorporation under this part subject to other provisions.
2829 (1) An incorporation of a metro township, city, or town under this part is subject to the

12. Page 93, Lines 2853 through 2856:

2853 10-2a-403, are elected:
2854 (i) by district in accordance with Subsection ~~{10-2a-411}~~ 10-2a-410 (1)(a)(i); or
2855 (ii) at large in accordance with Subsection ~~{10-2a-411}~~ 10-2a-410 (1)(b).
2856 (b) The council districts in a metro township shall comply with the requirements of

13. Page 93, Lines 2860 through 2864:

2860 12, 2015:
2861 (i) the council members are elected by district in accordance with Section
 ~~{10-2a-411}~~ 10-2a-410 ;
2862 and
2863 (ii) the mayor is elected at large in accordance with Section ~~{10-2a-411}~~ 10-2a-410 .
2864 (b) The council districts in a city described in Subsection (4)(a) shall comply with the

14. Page 136, Lines 4192 through 4195:

4192 17-27a-306. Planning advisory areas.
4193 (1) (a) A [township] planning advisory area may be established ~~{in a county other than a~~
4194 county of the first class} as provided in this Subsection (1).
4195 (b) A [township] planning advisory area may not be established unless the area to be

15. Page 136, Lines 4204 through 4206:

4204 (II) (Aa) in a county of the [first,] second[, or] third class, at least 5% of the total
4205 population of the unincorporated county, but not less ~~{then}~~ than 300 residents; or
4206 (Bb) in a county of the fourth, fifth, or sixth class, at least 25% of the total population

16. Page 140, Lines 4315 through 4318:

4315 ~~word "township" in its name;~~
4316 (k) An area that is an established township before May 12, 2015 ~~{, in a county other than~~
4317 a county of the first class} :
4318 (i) is, as of May 12, 2015, a planning advisory area; and