

- 28 ▶ requires a large public transit district to transition retirement benefits to fall under
 29 the provisions and oversight provided in the Utah State Retirement and Insurance
 30 Benefit Act;
- 31 ▶ exempts certain meetings of members of the board of trustees of a large public
 32 transit district from the Open and Public Meetings Act;
- 33 ▶ defines "diesel fuel," "electric vehicle," "hybrid electric vehicle," "motor fuel," and
 34 "natural gas";
- 35 ▶ modifies provisions imposing registration fees on motor vehicles based on the type
 36 of motor vehicle and fuel used to propel the vehicle;
- 37 ▶ creates the "Public Transportation Capital Investment Fund" within the
 38 Transportation Investment Fund of 2005;
- 39 ▶ increases the tax on hotel room stays and other accommodations and allocates the
 40 increased revenue to the Public Transportation Capital Investment Fund;
- 41 ▶ imposes a deadline for a local government to impose certain local option sales and
 42 use taxes, after which the state imposes the portion of authorized local option sales
 43 and use taxes still unimposed by the local government;
- 44 ▶ allows a county, city, or town to impose certain local option sales and use taxes
 45 without submitting the question to the county's, city's, or town's registered voters;
- 45a **Ŝ→** ▶ **amends provisions related to the expenditure of certain local option sales and use**
 45b **taxes; ←Ŝ**
- 46 ▶ modifies certain responsibilities of the Department of Transportation and the
 47 executive director of the Department of Transportation related to supervision and
 48 oversight of certain projects and cooperation with other entities involved in a
 49 project;
- 50 ▶ modifies governance of the Department of Transportation, including:
 51 • requiring a second deputy director;
 52 • describing the qualifications for each deputy; and
 53 • describing the responsibilities of each deputy director;
- 54 ▶ creates the Planning and Investment Division within the Department of
 55 Transportation;
- 56 ▶ modifies requirements for the Department of Transportation to develop statewide
 57 strategic initiatives for coordinating and planning multimodal transportation;
- 58 ▶ requires the Department of Transportation to study a road user charge and

2167 **59-12-2217. County option sales and use tax for transportation -- Base -- Rate --**
 2168 **Written prioritization process -- Approval by county legislative body.**

2169 (1) Subject to the other provisions of this part, but no later than June 30, 2022, a county
 2170 legislative body may impose a sales and use tax of up to .25% on the transactions described in
 2171 Subsection [59-12-103](#)(1) within the county, including the cities and towns within the county.

2172 (2) Subject to Subsections (3) through (8) and Section [59-12-2207](#), the revenues
 2173 collected from a sales and use tax under this section may only be expended for:

2174 (a) a project or service:

2175 (i) relating to a regionally significant transportation facility for the portion of the
 2176 project or service that is performed within the county;

2177 (ii) for new capacity or congestion mitigation if the project or service is performed
 2178 within a county:

2179 (A) of the first or second class; or

2180 (B) if that county is part of an area metropolitan planning organization; and

2181 (iii) that is on a priority list:

2182 (A) created by the county's council of governments in accordance with Subsection (7);

2183 and

2184 (B) approved by the county legislative body in accordance with Subsection (7);

2185 (b) ~~§~~→ [corridor preservation for] ←~~§~~ a project or service described in Subsection (2)(a) as
 2186 provided in Subsection (8); or

2187 (c) debt service or bond issuance costs related to a project or service described in
 2188 Subsection (2)(a)(i) or (ii).

2189 (3) If a project or service described in Subsection (2) is for:

2190 (a) a principal arterial highway or a minor arterial highway in a county of the first or
 2191 second class or a collector road in a county of the second class, that project or service shall be
 2192 part of the:

2193 (i) county and municipal master plan; and

2194 (ii) (A) statewide long-range plan; or

2195 (B) regional transportation plan of the area metropolitan planning organization if a
 2196 metropolitan planning organization exists for the area; or

2197 (b) a fixed guideway or an airport, that project or service shall be part of the regional

2198 transportation plan of the area metropolitan planning organization if a metropolitan planning
2199 organization exists for the area.

2200 (4) In a county of the first or second class, a regionally significant transportation
2201 facility project or service described in Subsection (2)(a)(i) shall have a funded year priority
2202 designation on a Statewide Transportation Improvement Program and Transportation
2203 Improvement Program if the project or service described in Subsection (2)(a)(i) is:

- 2204 (a) a principal arterial highway;
- 2205 (b) a minor arterial highway;
- 2206 (c) a collector road in a county of the second class; or
- 2207 (d) a major collector highway in a rural area.

2208 (5) Of the revenues collected from a sales and use tax imposed under this section
2209 within a county of the first ~~§~~→ [or-second] ←~~§~~ class, 25% or more shall be expended for the
2209a purpose
2210 described in Subsection (2)(b).

2211 (6) (a) As provided in this Subsection (6), a council of governments shall:

2212 (i) develop a written prioritization process for the prioritization of projects to be funded
2213 by revenues collected from a sales and use tax under this section;

2214 (ii) create a priority list of regionally significant transportation facility projects or
2215 services described in Subsection (2)(a)(i) in accordance with Subsection (7); and

2216 (iii) present the priority list to the county legislative body for approval in accordance
2217 with Subsection (7).

2218 (b) The written prioritization process described in Subsection (6)(a)(i) shall include:

2219 (i) a definition of the type of projects to which the written prioritization process
2220 applies;

2221 (ii) subject to Subsection (6)(c), the specification of a weighted criteria system that the
2222 council of governments will use to rank proposed projects and how that weighted criteria
2223 system will be used to determine which proposed projects will be prioritized;

2224 (iii) the specification of data that is necessary to apply the weighted criteria system;

2225 (iv) application procedures for a project to be considered for prioritization by the
2226 council of governments; and

2227 (v) any other provision the council of governments considers appropriate.

2228 (c) The weighted criteria system described in Subsection (6)(b)(ii) shall include the

2260 (e) Subject to Subsections (7)(f) and (g), after a council of governments finalizes a
 2261 priority list in accordance with this Subsection (7), the council of governments shall:

2262 (i) submit the priority list to the county legislative body for approval; and

2263 (ii) obtain approval of the priority list from a majority of the members of the county
 2264 legislative body.

2265 (f) A council of governments may only submit one priority list per calendar year to the
 2266 county legislative body.

2267 (g) A county legislative body may only consider and approve one priority list submitted
 2268 under Subsection (7)(e) per calendar year.

2269 (8) ~~§→ [(a) Except as provided in Subsection (8)(b), revenues collected from a sales and use~~
 2270 ~~tax under this section that a county allocates for a purpose described in Subsection (2)(b) shall~~
 2271 ~~be:~~

2272 ~~—— (i) deposited in or transferred to the Local Highway and Transportation Corridor~~
 2273 ~~Preservation Fund created by Section 72-2-117.5; and~~

2274 ~~—— (ii) expended as provided in Section 72-2-117.5.~~

2275 ~~—— (b)] ←§~~ In a county of the first class, revenues collected from a sales and use tax under this
 2276 section that a county allocates for a purpose described in Subsection (2)(b) shall be:

2277 ~~§→ [(i)] (a) ←§~~ deposited in or transferred to the County of the First Class Highway
 2277a Projects Fund

2278 created by Section 72-2-121; and

2279 ~~§→ [(ii)] (b) ←§~~ expended as provided in Section 72-2-121.

2280 (9) Notwithstanding Section 59-12-2208, a county legislative body may, but is not
 2281 required to, submit an opinion question to the county's registered voters in accordance with
 2282 Section 59-12-2208 to impose a sales and use tax under this section.

2283 Section 33. Section 59-12-2218 is amended to read:

2284 **59-12-2218. County, city, or town option sales and use tax for airports, highways,**
 2285 **and systems for public transit -- Base -- Rate -- Administration of sales and use tax --**
 2286 **Voter approval exception.**

2287 (1) Subject to the other provisions of this part, but no later than June 30, 2022, the
 2288 following may impose a sales and use tax under this section:

2289 (a) if, on April 1, 2009, a county legislative body of a county of the second class
 2290 imposes a sales and use tax under this section, the county legislative body of the county of the