

1                   **GEOGRAPHIC REFERENCE CENTER AMENDMENTS**

2                                   2021 GENERAL SESSION

3                                   STATE OF UTAH

4                                   **Chief Sponsor: Walt Brooks**

5                                   Senate Sponsor: Don L. Ipson

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7 **LONG TITLE**

8 **General Description:**

9                   This bill changes the name of the Automated Geographic Reference Center.

10 **Highlighted Provisions:**

11                   This bill:

12                   ▶ changes the name of the Automated Geographic Reference Center to the "Utah  
13 Geospatial Resource Center"; and

14                   ▶ makes technical changes.

15 **Money Appropriated in this Bill:**

16                   None

17 **Other Special Clauses:**

18                   This bill provides revisor instructions.

19 **Utah Code Sections Affected:**

20 AMENDS:

21                   **10-9a-203**, as last amended by Laws of Utah 2015, Chapter 202

22                   **10-9a-603**, as last amended by Laws of Utah 2020, Chapter 434

23                   **11-58-503**, as last amended by Laws of Utah 2019, Chapter 399

24                   **17-27a-203**, as last amended by Laws of Utah 2009, Chapter 188

25                   **17-27a-603**, as last amended by Laws of Utah 2020, Chapter 434

26                   **17-50-105**, as last amended by Laws of Utah 2009, Chapter 350

27                   **17B-1-106**, as last amended by Laws of Utah 2013, Chapter 445



- 28            **17C-2-109**, as last amended by Laws of Utah 2016, Chapter 350
- 29            **17C-3-108**, as last amended by Laws of Utah 2016, Chapter 350
- 30            **17C-4-107**, as last amended by Laws of Utah 2016, Chapter 350
- 31            **17C-5-111**, as enacted by Laws of Utah 2016, Chapter 350
- 32            **20A-5-303**, as last amended by Laws of Utah 2011, Chapter 335
- 33            **20A-13-102.2**, as last amended by Laws of Utah 2013, Chapter 383
- 34            **20A-13-104**, as last amended by Laws of Utah 2013, Chapter 383
- 35            **20A-14-102.2**, as last amended by Laws of Utah 2013, Chapter 455
- 36            **20A-14-102.3**, as last amended by Laws of Utah 2013, Chapter 455
- 37            **20A-14-201**, as last amended by Laws of Utah 2011, Chapter 297
- 38            **36-1-103.2**, as last amended by Laws of Utah 2013, Chapter 454
- 39            **36-1-105**, as last amended by Laws of Utah 2013, Chapter 454
- 40            **36-1-202.2**, as last amended by Laws of Utah 2013, Chapter 382
- 41            **36-1-204**, as last amended by Laws of Utah 2013, Chapter 382
- 42            **53G-3-204**, as renumbered and amended by Laws of Utah 2018, Chapter 3
- 43            **54-3-28**, as last amended by Laws of Utah 2013, Chapter 445
- 44            **63F-1-502**, as last amended by Laws of Utah 2017, Chapter 238
- 45            **63F-1-506**, as last amended by Laws of Utah 2009, Chapter 350
- 46            **63F-1-508**, as last amended by Laws of Utah 2013, Chapter 310
- 47            **63H-1-403**, as last amended by Laws of Utah 2020, Chapter 282
- 48            **63H-7a-304**, as last amended by Laws of Utah 2020, Chapters 294 and 368
- 49            **63N-3-501**, as enacted by Laws of Utah 2018, Chapter 182
- 50            **67-1a-2.2**, as enacted by Laws of Utah 2011, Third Special Session, Chapter 9
- 51            **67-1a-6.5**, as last amended by Laws of Utah 2016, Chapter 350
- 52            **72-5-304**, as last amended by Laws of Utah 2005, Chapter 169
- 53            **72-5-309**, as last amended by Laws of Utah 2008, Chapters 97 and 382

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55    *Be it enacted by the Legislature of the state of Utah:*

56            Section 1. Section **10-9a-203** is amended to read:

57            **10-9a-203. Notice of intent to prepare a general plan or comprehensive general**  
58 **plan amendments in certain municipalities.**

59 (1) Before preparing a proposed general plan or a comprehensive general plan  
 60 amendment, each municipality within a county of the first or second class shall provide 10  
 61 calendar days notice of [its] the municipality's intent to prepare a proposed general plan or a  
 62 comprehensive general plan amendment:

63 (a) to each affected entity;

64 (b) to the [~~Automated Geographic Reference Center~~] Utah Geospatial Resource Center  
 65 created in Section 63F-1-506;

66 (c) to the association of governments, established pursuant to an interlocal agreement  
 67 under Title 11, Chapter 13, Interlocal Cooperation Act, of which the municipality is a member;  
 68 and

69 (d) on the Utah Public Notice Website created under Section 63F-1-701.

70 (2) Each notice under Subsection (1) shall:

71 (a) indicate that the municipality intends to prepare a general plan or a comprehensive  
 72 general plan amendment, as the case may be;

73 (b) describe or provide a map of the geographic area that will be affected by the general  
 74 plan or amendment;

75 (c) be sent by mail, e-mail, or other effective means;

76 (d) invite the affected entities to provide information for the municipality to consider in  
 77 the process of preparing, adopting, and implementing a general plan or amendment concerning:

78 (i) impacts that the use of land proposed in the proposed general plan or amendment  
 79 may have; and

80 (ii) uses of land within the municipality that the affected entity is considering that may  
 81 conflict with the proposed general plan or amendment; and

82 (e) include the address of an Internet website, if the municipality has one, and the name  
 83 and telephone number of [~~a person~~] an individual where more information can be obtained  
 84 concerning the municipality's proposed general plan or amendment.

85 Section 2. Section **10-9a-603** is amended to read:

86 **10-9a-603. Plat required when land is subdivided -- Approval of plat -- Owner**  
 87 **acknowledgment, surveyor certification, and underground utility facility owner**  
 88 **verification of plat -- Recording plat.**

89 (1) Unless exempt under Section 10-9a-605 or excluded from the definition of

90 subdivision under Section 10-9a-103, whenever any land is laid out and platted, the owner of  
91 the land shall provide an accurate plat that describes or specifies:

92 (a) a subdivision name that is distinct from any subdivision name on a plat recorded in  
93 the county recorder's office;

94 (b) the boundaries, course, and dimensions of all of the parcels of ground divided, by  
95 their boundaries, course, and extent, whether the owner proposes that any parcel of ground is  
96 intended to be used as a street or for any other public use, and whether any such area is  
97 reserved or proposed for dedication for a public purpose;

98 (c) the lot or unit reference, block or building reference, street or site address, street  
99 name or coordinate address, acreage or square footage for all parcels, units, or lots, and length  
100 and width of the blocks and lots intended for sale; and

101 (d) every existing right-of-way and easement grant of record for an underground  
102 facility, as defined in Section 54-8a-2, and for any other utility facility.

103 (2) (a) Subject to Subsections (3), (5), and (6), if the plat conforms to the municipality's  
104 ordinances and this part and has been approved by the culinary water authority, the sanitary  
105 sewer authority, and the local health department, as defined in Section 26A-1-102, if the local  
106 health department and the municipality consider the local health department's approval  
107 necessary, the municipality shall approve the plat.

108 (b) Municipalities are encouraged to receive a recommendation from the fire authority  
109 and the public safety answering point before approving a plat.

110 (c) A municipality may not require that a plat be approved or signed by a person or  
111 entity who:

112 (i) is not an employee or agent of the municipality; or

113 (ii) does not:

114 (A) have a legal or equitable interest in the property within the proposed subdivision;

115 (B) provide a utility or other service directly to a lot within the subdivision;

116 (C) own an easement or right-of-way adjacent to the proposed subdivision who signs  
117 for the purpose of confirming the accuracy of the location of the easement or right-of-way in  
118 relation to the plat; or

119 (D) provide culinary public water service whose source protection zone designated as  
120 provided in Section 19-4-113 is included, in whole or in part, within the proposed subdivision.

121 (d) For a subdivision application that includes land located within a notification zone,  
122 as determined under Subsection (2)(f), the land use authority shall:

123 (i) within 20 days after the day on which a complete subdivision application is filed,  
124 provide written notice of the application to the canal owner or associated canal operator contact  
125 described in:

126 (A) Section 10-9a-211;

127 (B) Subsection 73-5-7(2); or

128 (C) Subsection (5)(c); and

129 (ii) wait to approve or reject the subdivision application for at least 20 days after the  
130 day on which the land use authority mails the notice described in Subsection (2)(d)(i) in order  
131 to receive input from the canal owner or associated canal operator, including input regarding:

132 (A) access to the canal;

133 (B) maintenance of the canal;

134 (C) canal protection; and

135 (D) canal safety.

136 (e) When applicable, the subdivision applicant shall comply with Section 73-1-15.5.

137 (f) The land use authority shall provide the notice described in Subsection (2)(d) to a  
138 canal owner or associated canal operator if:

139 (i) the canal's centerline is located within 100 feet of a proposed subdivision; and

140 (ii) the centerline alignment is available to the land use authority:

141 (A) from information provided by the canal company under Section 10-9a-211, using  
142 mapping-grade global positioning satellite units or digitized data from the most recent aerial  
143 photo available to the canal owner or associated canal operator;

144 (B) using the state engineer's inventory of canals under Section 73-5-7; or

145 (C) from information provided by a surveyor under Subsection (5)(c).

146 (3) The municipality may withhold an otherwise valid plat approval until the owner of  
147 the land provides the legislative body with a tax clearance indicating that all taxes, interest, and  
148 penalties owing on the land have been paid.

149 (4) (a) Within 30 days after approving a final plat under this section, a municipality  
150 shall submit to the [~~Automated Geographic Reference Center~~] Utah Geospatial Resource  
151 Center, created in Section 63F-1-506, for inclusion in the unified statewide 911 emergency

152 service database described in Subsection [63H-7a-304](#)(4)(b):

- 153 (i) an electronic copy of the approved final plat; or
- 154 (ii) preliminary geospatial data that depict any new streets and situs addresses proposed
- 155 for construction within the bounds of the approved plat.

156 (b) If requested by the [~~Automated Geographic Reference Center~~] Utah Geospatial  
157 Resource Center, a municipality that approves a final plat under this section shall:

- 158 (i) coordinate with the [~~Automated Geographic Reference Center~~] Utah Geospatial  
159 Resource Center to validate the information described in Subsection (4)(a); and
- 160 (ii) assist the [~~Automated Geographic Reference Center~~] Utah Geospatial Resource  
161 Center in creating electronic files that contain the information described in Subsection (4)(a)  
162 for inclusion in the unified statewide 911 emergency service database.

163 (5) (a) A county recorder may not record a plat unless:

- 164 (i) prior to recordation, the municipality has approved and signed the plat;
- 165 (ii) each owner of record of land described on the plat has signed the owner's  
166 dedication as shown on the plat; and
- 167 (iii) the signature of each owner described in Subsection (5)(a)(ii) is acknowledged as  
168 provided by law.

169 (b) The surveyor making the plat shall certify that the surveyor:

- 170 (i) holds a license in accordance with Title 58, Chapter 22, Professional Engineers and  
171 Professional Land Surveyors Licensing Act;
- 172 (ii) has completed a survey of the property described on the plat in accordance with  
173 Section [17-23-17](#) and has verified all measurements; and
- 174 (iii) has placed monuments as represented on the plat.

175 (c) (i) To the extent possible, the surveyor shall consult with the owner or operator of  
176 an existing or proposed underground facility or utility facility within the proposed subdivision,  
177 or a representative designated by the owner or operator, to verify the accuracy of the surveyor's  
178 depiction of the:

- 179 (A) boundary, course, dimensions, and intended use of the public rights-of-way, a  
180 public or private easement, or grants of record;
- 181 (B) location of an existing underground facility and utility facility; and
- 182 (C) physical restrictions governing the location of the underground facility and utility

183 facility within the subdivision.

184 (ii) The cooperation of an owner or operator under Subsection (5)(c)(i):

185 (A) indicates only that the plat approximates the location of the existing underground  
186 and utility facilities but does not warrant or verify their precise location; and

187 (B) does not affect a right that the owner or operator has under Title 54, Chapter 8a,  
188 Damage to Underground Utility Facilities, a recorded easement or right-of-way, the law  
189 applicable to prescriptive rights, or any other provision of law.

190 (6) (a) Except as provided in Subsection (5)(c), after the plat has been acknowledged,  
191 certified, and approved, the individual seeking to record the plat shall, within the time period  
192 and manner designated by ordinance, record the plat in the county recorder's office in the  
193 county in which the lands platted and laid out are situated.

194 (b) A failure to record a plat within the time period designated by ordinance renders the  
195 plat voidable by the land use authority.

196 Section 3. Section **11-58-503** is amended to read:

197 **11-58-503. Notice of project area plan adoption -- Effective date of plan -- Time**  
198 **for challenging a project area plan or project area.**

199 (1) Upon the board's adoption of a project area plan, the board shall provide notice as  
200 provided in Subsection (2) by publishing or causing to be published legal notice:

201 (a) in a newspaper of general circulation within or near the project area; and

202 (b) as required by Section [45-1-101](#).

203 (2) (a) Each notice under Subsection (1) shall include:

204 (i) the board resolution adopting the project area plan or a summary of the resolution;  
205 and

206 (ii) a statement that the project area plan is available for general public inspection and  
207 the hours for inspection.

208 (b) The statement required under Subsection (2)(a)(ii) may be included within the  
209 board resolution adopting the project area plan or within the summary of the resolution.

210 (3) The project area plan shall become effective on the date designated in the board  
211 resolution.

212 (4) The authority shall make the adopted project area plan available to the general  
213 public at [~~its~~] the authority's offices during normal business hours.

214 (5) Within 10 days after the day on which a project area plan is adopted that establishes  
215 a project area, or after an amendment to a project area plan is adopted under which the  
216 boundary of a project area is modified, the authority shall send notice of the establishment or  
217 modification of the project area and an accurate map or plat of the project area to:

218 (a) the State Tax Commission;

219 (b) the [~~Automated Geographic Reference Center~~] Utah Geospatial Resource Center  
220 created in Section 63F-1-506; and

221 (c) the assessor and recorder of each county where the project area is located.

222 (6) (a) A legal action or other challenge to a project area plan or a project area  
223 described in a project area plan is barred unless brought within 30 days after the effective date  
224 of the project area plan.

225 (b) A legal action or other challenge to a project area that consists of authority  
226 jurisdictional land is barred unless brought within 30 days after the board adopts a business  
227 plan under Subsection 11-58-202(1)(a) for the authority jurisdictional land.

228 Section 4. Section 17-27a-203 is amended to read:

229 **17-27a-203. Notice of intent to prepare a general plan or comprehensive general**  
230 **plan amendments in certain counties.**

231 (1) Before preparing a proposed general plan or a comprehensive general plan  
232 amendment, each county of the first or second class shall provide 10 calendar days notice of  
233 [~~its~~] the county's intent to prepare a proposed general plan or a comprehensive general plan  
234 amendment:

235 (a) to each affected entity;

236 (b) to the [~~Automated Geographic Reference Center~~] Utah Geospatial Resource Center  
237 created in Section 63F-1-506;

238 (c) to the association of governments, established pursuant to an interlocal agreement  
239 under Title 11, Chapter 13, Interlocal Cooperation Act, of which the county is a member; and

240 (d) on the Utah Public Notice Website created under Section 63F-1-701.

241 (2) Each notice under Subsection (1) shall:

242 (a) indicate that the county intends to prepare a general plan or a comprehensive  
243 general plan amendment, as the case may be;

244 (b) describe or provide a map of the geographic area that will be affected by the general



245 plan or amendment;

246 (c) be sent by mail, e-mail, or other effective means;

247 (d) invite the affected entities to provide information for the county to consider in the  
248 process of preparing, adopting, and implementing a general plan or amendment concerning:

249 (i) impacts that the use of land proposed in the proposed general plan or amendment  
250 may have; and

251 (ii) uses of land within the county that the affected entity is considering that may  
252 conflict with the proposed general plan or amendment; and

253 (e) include the address of an Internet website, if the county has one, and the name and  
254 telephone number of ~~[a person]~~ an individual where more information can be obtained  
255 concerning the county's proposed general plan or amendment.

256 Section 5. Section 17-27a-603 is amended to read:

257 **17-27a-603. Plat required when land is subdivided -- Approval of plat -- Owner**  
258 **acknowledgment, surveyor certification, and underground utility facility owner**  
259 **verification of plat -- Recording plat.**

260 (1) Unless exempt under Section 17-27a-605 or excluded from the definition of  
261 subdivision under Section 17-27a-103, whenever any land is laid out and platted, the owner of  
262 the land shall provide an accurate plat that describes or specifies:

263 (a) a subdivision name that is distinct from any subdivision name on a plat recorded in  
264 the county recorder's office;

265 (b) the boundaries, course, and dimensions of all of the parcels of ground divided, by  
266 their boundaries, course, and extent, whether the owner proposes that any parcel of ground is  
267 intended to be used as a street or for any other public use, and whether any such area is  
268 reserved or proposed for dedication for a public purpose;

269 (c) the lot or unit reference, block or building reference, street or site address, street  
270 name or coordinate address, acreage or square footage for all parcels, units, or lots, and length  
271 and width of the blocks and lots intended for sale; and

272 (d) every existing right-of-way and easement grant of record for an underground  
273 facility, as defined in Section 54-8a-2, and for any other utility facility.

274 (2) (a) Subject to Subsections (3), (5), and (6), if the plat conforms to the county's  
275 ordinances and this part and has been approved by the culinary water authority, the sanitary

276 sewer authority, and the local health department, as defined in Section 26A-1-102, if the local  
277 health department and the county consider the local health department's approval necessary, the  
278 county shall approve the plat.

279 (b) Counties are encouraged to receive a recommendation from the fire authority and  
280 the public safety answering point before approving a plat.

281 (c) A county may not require that a plat be approved or signed by a person or entity  
282 who:

283 (i) is not an employee or agent of the county; or

284 (ii) does not:

285 (A) have a legal or equitable interest in the property within the proposed subdivision;

286 (B) provide a utility or other service directly to a lot within the subdivision;

287 (C) own an easement or right-of-way adjacent to the proposed subdivision who signs  
288 for the purpose of confirming the accuracy of the location of the easement or right-of-way in  
289 relation to the plat; or

290 (D) provide culinary public water service whose source protection zone designated as  
291 provided in Section 19-4-113 is included, in whole or in part, within the proposed subdivision.

292 (d) For a subdivision application that includes land located within a notification zone,  
293 as determined under Subsection (2)(f), the land use authority shall:

294 (i) within 20 days after the day on which a complete subdivision application is filed,  
295 provide written notice of the application to the canal owner or associated canal operator contact  
296 described in:

297 (A) Section 17-27a-211;

298 (B) Subsection 73-5-7(2); or

299 (C) Subsection (5)(c); and

300 (ii) wait to approve or reject the subdivision application for at least 20 days after the  
301 day on which the land use authority mails the notice under Subsection (2)(d)(i) in order to  
302 receive input from the canal owner or associated canal operator, including input regarding:

303 (A) access to the canal;

304 (B) maintenance of the canal;

305 (C) canal protection; and

306 (D) canal safety.

307 (e) When applicable, the subdivision applicant shall comply with Section 73-1-15.5.

308 (f) The land use authority shall provide the notice described in Subsection (2)(d) to a  
309 canal owner or associated canal operator if:

310 (i) the canal's centerline is located within 100 feet of a proposed subdivision; and

311 (ii) the centerline alignment is available to the land use authority:

312 (A) from information provided by the canal company under Section 17-27a-211 using  
313 mapping-grade global positioning satellite units or digitized data from the most recent aerial  
314 photo available to the canal owner or canal operator;

315 (B) using the state engineer's inventory of canals under Section 73-5-7; or

316 (C) from information provided by a surveyor under Subsection (5)(c).

317 (3) The county may withhold an otherwise valid plat approval until the owner of the  
318 land provides the legislative body with a tax clearance indicating that all taxes, interest, and  
319 penalties owing on the land have been paid.

320 (4) (a) Within 30 days after approving a final plat under this section, a county shall  
321 submit to the [~~Automated Geographic Reference Center~~] Utah Geospatial Resource Center,  
322 created in Section 63F-1-506, for inclusion in the unified statewide 911 emergency service  
323 database described in Subsection 63H-7a-304(4)(b):

324 (i) an electronic copy of the approved final plat; or

325 (ii) preliminary geospatial data that depict any new streets and situs addresses proposed  
326 for construction within the bounds of the approved plat.

327 (b) If requested by the [~~Automated Geographic Reference Center~~] Utah Geospatial  
328 Resource Center, a county that approves a final plat under this section shall:

329 (i) coordinate with the [~~Automated Geographic Reference Center~~] Utah Geospatial  
330 Resource Center to validate the information described in Subsection (4)(a); and

331 (ii) assist the [~~Automated Geographic Reference Center~~] Utah Geospatial Resource  
332 Center in creating electronic files that contain the information described in Subsection (4)(a)  
333 for inclusion in the unified statewide 911 emergency service database.

334 (5) (a) A county recorder may not record a plat unless, subject to Subsection  
335 17-27a-604(1):

336 (i) prior to recordation, the county has approved and signed the plat;

337 (ii) each owner of record of land described on the plat has signed the owner's

338 dedication as shown on the plat; and

339 (iii) the signature of each owner described in Subsection (5)(a)(ii) is acknowledged as  
340 provided by law.

341 (b) The surveyor making the plat shall certify that the surveyor:

342 (i) holds a license in accordance with Title 58, Chapter 22, Professional Engineers and  
343 Professional Land Surveyors Licensing Act;

344 (ii) has completed a survey of the property described on the plat in accordance with  
345 Section 17-23-17 and has verified all measurements; and

346 (iii) has placed monuments as represented on the plat.

347 (c) (i) To the extent possible, the surveyor shall consult with the owner or operator of  
348 an existing or proposed underground facility or utility facility within the proposed subdivision,  
349 or a representative designated by the owner or operator, to verify the accuracy of the surveyor's  
350 depiction of the:

351 (A) boundary, course, dimensions, and intended use of the public rights-of-way, a  
352 public or private easement, or grants of record;

353 (B) location of an existing underground facility and utility facility; and

354 (C) physical restrictions governing the location of the underground facility and utility  
355 facility within the subdivision.

356 (ii) The cooperation of an owner or operator under Subsection (5)(c)(i):

357 (A) indicates only that the plat approximates the location of the existing underground  
358 and utility facilities but does not warrant or verify their precise location; and

359 (B) does not affect a right that the owner or operator has under Title 54, Chapter 8a,  
360 Damage to Underground Utility Facilities, a recorded easement or right-of-way, the law  
361 applicable to prescriptive rights, or any other provision of law.

362 (6) (a) Except as provided in Subsection (5)(c), after the plat has been acknowledged,  
363 certified, and approved, the individual seeking to record the plat shall, within the time period  
364 and manner designated by ordinance, record the plat in the county recorder's office in the  
365 county in which the lands platted and laid out are situated.

366 (b) A failure to record a plat within the time period designated by ordinance renders the  
367 plat voidable by the land use authority.

368 Section 6. Section 17-50-105 is amended to read:

369 **17-50-105. Disputed boundaries.**

370 (1) As used in this section, "independent surveyor" means the surveyor whose position  
371 is established within the [~~Automated Geographic Reference Center~~] Utah Geospatial Resource  
372 Center under Subsection 63F-1-506(3).

373 (2) (a) If a dispute or uncertainty arises as to the true location of a county boundary as  
374 described in the official records maintained by the office of the lieutenant governor, the  
375 surveyors of each county whose boundary is the subject of the dispute or uncertainty may  
376 determine the true location.

377 (b) If agreement is reached under Subsection (2)(a), the county surveyors shall provide  
378 notice, accompanied by a map, to the lieutenant governor showing the true location of the  
379 county boundary.

380 (3) (a) If the county surveyors fail to agree on or otherwise fail to establish the true  
381 location of the county boundary, the county executive of either or both of the affected counties  
382 shall engage the services of the independent surveyor.

383 (b) After being engaged under Subsection (3)(a), the independent surveyor shall notify  
384 the surveyor of each county whose boundary is the subject of the dispute or uncertainty of the  
385 procedure the independent surveyor will use to determine the true location of the boundary.

386 (c) With the assistance of each surveyor who chooses to participate, the independent  
387 surveyor shall determine permanently the true location of the boundary by marking surveys and  
388 erecting suitable monuments to designate the boundary.

389 (d) Each boundary established under this Subsection (3) shall be considered permanent  
390 until superseded by legislative enactment.

391 (e) The independent surveyor shall provide notice, accompanied by a map, to the  
392 lieutenant governor showing the true location of the county boundary.

393 (4) Nothing in this section may be construed to give the county surveyors or  
394 independent surveyor any authority other than to erect suitable monuments to designate county  
395 boundaries as they are described in the official records maintained by the office of the  
396 lieutenant governor.

397 Section 7. Section **17B-1-106** is amended to read:

398 **17B-1-106. Notice before preparing or amending a long-range plan or acquiring**  
399 **certain property.**

400 (1) As used in this section:

401 (a) (i) "Affected entity" means each county, municipality, local district under this title,  
402 special service district, school district, interlocal cooperation entity established under Title 11,  
403 Chapter 13, Interlocal Cooperation Act, and specified public utility:

404 (A) whose services or facilities are likely to require expansion or significant  
405 modification because of an intended use of land; or

406 (B) that has filed with the local district a copy of the general or long-range plan of the  
407 county, municipality, local district, school district, interlocal cooperation entity, or specified  
408 public utility.

409 (ii) "Affected entity" does not include the local district that is required under this  
410 section to provide notice.

411 (b) "Specified public utility" means an electrical corporation, gas corporation, or  
412 telephone corporation, as those terms are defined in Section 54-2-1.

413 (2) (a) If a local district under this title located in a county of the first or second class  
414 prepares a long-range plan regarding [its] the local district's facilities proposed for the future or  
415 amends an already existing long-range plan, the local district shall, before preparing a  
416 long-range plan or amendments to an existing long-range plan, provide written notice, as  
417 provided in this section, of [its] the local district's intent to prepare a long-range plan or to  
418 amend an existing long-range plan.

419 (b) Each notice under Subsection (2)(a) shall:

420 (i) indicate that the local district intends to prepare a long-range plan or to amend a  
421 long-range plan, as the case may be;

422 (ii) describe or provide a map of the geographic area that will be affected by the  
423 long-range plan or amendments to a long-range plan;

424 (iii) be:

425 (A) sent to each county in whose unincorporated area and each municipality in whose  
426 boundaries is located the land on which the proposed long-range plan or amendments to a  
427 long-range plan are expected to indicate that the proposed facilities will be located;

428 (B) sent to each affected entity;

429 (C) sent to the ~~[Automated Geographic Reference Center]~~ Utah Geospatial Resource  
430 Center created in Section 63F-1-506;

431 (D) sent to each association of governments, established pursuant to an interlocal  
432 agreement under Title 11, Chapter 13, Interlocal Cooperation Act, of which a county or  
433 municipality described in Subsection (2)(b)(iii)(A) is a member; and

434 (E) (I) placed on the Utah Public Notice Website created under Section 63F-1-701, if  
435 the local district:

436 (Aa) is required under Subsection 52-4-203(3) to use that website to provide public  
437 notice of a meeting; or

438 (Bb) voluntarily chooses to place notice on that website despite not being required to  
439 do so under Subsection (2)(b)(iii)(E)(I)(Aa); or

440 (II) the state planning coordinator appointed under Section 63J-4-202, if the local  
441 district does not provide notice on the Utah Public Notice Website under Subsection  
442 (2)(b)(iii)(E)(I);

443 (iv) with respect to the notice to counties and municipalities described in Subsection  
444 (2)(b)(iii)(A) and affected entities, invite them to provide information for the local district to  
445 consider in the process of preparing, adopting, and implementing the long-range plan or  
446 amendments to a long-range plan concerning:

447 (A) impacts that the use of land proposed in the proposed long-range plan or  
448 amendments to a long-range plan may have on the county, municipality, or affected entity; and

449 (B) uses of land that the county, municipality, or affected entity is planning or  
450 considering that may conflict with the proposed long-range plan or amendments to a long-range  
451 plan; and

452 (v) include the address of an Internet website, if the local district has one, and the name  
453 and telephone number of ~~[a person]~~ an individual where more information can be obtained  
454 concerning the local district's proposed long-range plan or amendments to a long-range plan.

455 (3) (a) Except as provided in Subsection (3)(d), each local district intending to acquire  
456 real property in a county of the first or second class for the purpose of expanding the local  
457 district's infrastructure or other facilities used for providing the services that the local district is  
458 authorized to provide shall provide written notice, as provided in this Subsection (3), of [its]  
459 the local district's intent to acquire the property if the intended use of the property is contrary  
460 to:

461 (i) the anticipated use of the property under the county or municipality's general plan;

462 or

463 (ii) the property's current zoning designation.

464 (b) Each notice under Subsection (3)(a) shall:

465 (i) indicate that the local district intends to acquire real property;

466 (ii) identify the real property; and

467 (iii) be sent to:

468 (A) each county in whose unincorporated area and each municipality in whose

469 boundaries the property is located; and

470 (B) each affected entity.

471 (c) A notice under this Subsection (3) is a protected record as provided in Subsection

472 [63G-2-305](#)(8).

473 (d) (i) The notice requirement of Subsection (3)(a) does not apply if the local district  
474 previously provided notice under Subsection (2) identifying the general location within the  
475 municipality or unincorporated part of the county where the property to be acquired is located.

476 (ii) If a local district is not required to comply with the notice requirement of  
477 Subsection (3)(a) because of application of Subsection (3)(d)(i), the local district shall provide  
478 the notice specified in Subsection (3)(a) as soon as practicable after ~~its~~ the local district's  
479 acquisition of the real property.

480 Section 8. Section **17C-2-109** is amended to read:

481 **17C-2-109. Agency required to transmit and record documents after adoption of**  
482 **an urban renewal project area plan.**

483 Within 30 days after the community legislative body adopts, under Section [17C-2-107](#),  
484 an urban renewal project area plan, the agency shall:

485 (1) record with the recorder of the county in which the project area is located a  
486 document containing:

487 (a) a description of the land within the project area;

488 (b) a statement that the project area plan for the project area has been adopted; and

489 (c) the date of adoption;

490 (2) transmit a copy of the description of the land within the project area and an accurate  
491 map or plat indicating the boundaries of the project area to the [~~Automated Geographic~~  
492 ~~Reference Center~~] Utah Geospatial Resource Center created under Section [63F-1-506](#); and



493 (3) for a project area plan that provides for the agency to receive tax increment,  
494 transmit a copy of the description of the land within the project area, a copy of the community  
495 legislative body ordinance adopting the project area plan, and a map or plat indicating the  
496 boundaries of the project area to:

497 (a) the auditor, recorder, attorney, surveyor, and assessor of each county in which any  
498 part of the project area is located;

499 (b) the officer or officers performing the function of auditor or assessor for each taxing  
500 entity that does not use the county assessment roll or collect the taxing entity's taxes through  
501 the county;

502 (c) the legislative body or governing board of each taxing entity;

503 (d) the State Tax Commission; and

504 (e) the State Board of Education.

505 Section 9. Section **17C-3-108** is amended to read:

506 **17C-3-108. Agency required to transmit and record documents after adoption of**  
507 **economic development project area plan.**

508 Within 30 days after the community legislative body adopts, under Section **17C-3-106**,  
509 an economic development project area plan, the agency shall:

510 (1) record with the recorder of the county in which the economic development project  
511 area is located a document containing:

512 (a) a description of the land within the project area;

513 (b) a statement that the project area plan for the project area has been adopted; and

514 (c) the date of adoption;

515 (2) transmit a copy of the description of the land within the project area and an accurate  
516 map or plat indicating the boundaries of the project area to the [~~Automated Geographic~~

517 ~~Reference Center~~] Utah Geospatial Resource Center created under Section **63F-1-506**; and

518 (3) for a project area plan that provides for the agency to receive tax increment,  
519 transmit a copy of the description of the land within the project area, a copy of the community  
520 legislative body ordinance adopting the project area plan, and a map or plat indicating the  
521 boundaries of the project area to:

522 (a) the auditor, recorder, attorney, surveyor, and assessor of each county in which any  
523 part of the project area is located;

524 (b) the officer or officers performing the function of auditor or assessor for each taxing  
525 entity that does not use the county assessment roll or collect the taxing entity's taxes through  
526 the county;

527 (c) the legislative body or governing board of each taxing entity;

528 (d) the State Tax Commission; and

529 (e) the State Board of Education.

530 Section 10. Section 17C-4-107 is amended to read:

531 **17C-4-107. Agency required to transmit and record documents after adoption of**  
532 **community development project area plan.**

533 Within 30 days after the community legislative body adopts, under Section 17C-4-105,  
534 a community development project area plan, the agency shall:

535 (1) record with the recorder of the county in which the project area is located a  
536 document containing:

537 (a) a description of the land within the project area;

538 (b) a statement that the project area plan for the project area has been adopted; and

539 (c) the date of adoption;

540 (2) transmit a copy of the description of the land within the project area and an accurate  
541 map or plat indicating the boundaries of the project area to the [~~Automated Geographic~~

542 ~~Reference Center~~] Utah Geospatial Resource Center created under Section 63F-1-506; and

543 (3) for a project area plan that provides for the agency to receive tax increment,  
544 transmit a copy of the description of the land within the project area, a copy of the community  
545 legislative body ordinance adopting the project area plan, and a map or plat indicating the  
546 boundaries of the project area to:

547 (a) the auditor, recorder, attorney, surveyor, and assessor of each county in which any  
548 part of the project area is located;

549 (b) the officer or officers performing the function of auditor or assessor for each taxing  
550 entity that does not use the county assessment roll or collect the taxing entity's taxes through  
551 the county;

552 (c) the legislative body or governing board of each taxing entity;

553 (d) the State Tax Commission; and

554 (e) the State Board of Education.

555 Section 11. Section **17C-5-111** is amended to read:

556 **17C-5-111. Agency required to transmit and record documentation after**  
557 **adoption of community reinvestment project area plan.**

558 Within 30 days after the day on which a community legislative body adopts a  
559 community reinvestment project area plan under Section **17C-5-109**, the agency shall:

560 (1) record with the recorder of the county in which the community reinvestment project  
561 area is located a document containing:

562 (a) the name of the community reinvestment project area;

563 (b) a boundary description of the community reinvestment project area; and

564 (c) (i) a statement that the community legislative body adopted the community  
565 reinvestment project area plan; and

566 (ii) the day on which the community legislative body adopted the community  
567 reinvestment project area plan;

568 (2) transmit a copy of a description of the land within the community reinvestment  
569 project area and an accurate map or plat indicating the boundaries of the community  
570 reinvestment project area to the [~~Automated Geographic Reference Center~~] Utah Geospatial  
571 Resource Center created in Section **63F-1-506**; and

572 (3) for a community reinvestment project area plan that provides for the agency to  
573 receive tax increment, transmit a copy of a description of the land within the community  
574 reinvestment project area, a copy of the community legislative body ordinance adopting the  
575 community reinvestment project area plan, and an accurate map or plat indicating the  
576 boundaries of the community reinvestment project area to:

577 (a) the auditor, recorder, county or district attorney, surveyor, and assessor of each  
578 county in which any part of the community reinvestment project area is located;

579 (b) the officer or officers performing the function of auditor or assessor for each taxing  
580 entity that does not use the county assessment roll or collect the taxing entity's taxes through  
581 the county;

582 (c) the legislative body or governing board of each taxing entity;

583 (d) the State Tax Commission; and

584 (e) the State Board of Education.

585 Section 12. Section **20A-5-303** is amended to read:

586           **20A-5-303. Establishing, dividing, abolishing, and changing voting precincts --**  
587 **Common polling places -- Combined voting precincts.**

588           (1) (a) After receiving recommendations from the county clerk, the county legislative  
589 body may establish, divide, abolish, and change voting precincts.

590           (b) Within 30 days after the establishment, division, abolition, or change of a voting  
591 precinct under this section, the county legislative body shall file with the [~~Automated~~  
592 ~~Geographic Reference Center~~] Utah Geospatial Resource Center, created under Section  
593 63F-1-506, a notice describing the action taken and specifying the resulting boundaries of each  
594 voting precinct affected by the action.

595           (2) (a) The county legislative body shall alter or divide voting precincts so that each  
596 voting precinct contains not more than 1,250 active voters.

597           (b) The county legislative body shall:

598           (i) identify those precincts that may reach the limit of active voters in a precinct under  
599 Subsection (2)(a) or that becomes too large to facilitate the election process; and

600           (ii) except as provided by Subsection (3), divide those precincts on or before January 1  
601 of a general election year.

602           (3) A county legislative body shall divide a precinct identified under Subsection  
603 (2)(b)(i) on or before January 31 of a regular general election year that immediately follows the  
604 calendar year in which the Legislature divides the state into districts in accordance with Utah  
605 Constitution, Article IX, Section 1.

606           (4) Notwithstanding Subsection (2)(a) and except as provided by Subsection (5), the  
607 county legislative body may not:

608           (a) establish or abolish any voting precinct after January 1 of a regular general election  
609 year;

610           (b) alter or change the boundaries of any voting precinct after January 1 of a regular  
611 general election year; or

612           (c) establish, divide, abolish, alter, or change a voting precinct between January 1 of a  
613 year immediately preceding the year in which an enumeration is required by the United States  
614 Constitution and the day on which the Legislature divides the state into districts in accordance  
615 with Utah Constitution, Article IX, Section 1.

616           (5) A county legislative body may establish, divide, abolish, alter, or change a voting

617 precinct on or before January 31 of a regular general election year that immediately follows the  
618 calendar year in which the Legislature divides the state into districts in accordance with Utah  
619 Constitution, Article IX, Section 1.

620 (6) (a) For the purpose of voting in an election, the county legislative body may  
621 establish a common polling place for two or more whole voting precincts.

622 (b) At least 90 days before the election, the county legislative body shall designate:

623 (i) the voting precincts that will vote at the common polling place; and

624 (ii) the location of the common polling place.

625 (c) A county may use one set of election judges for the common polling place under  
626 this Subsection (6).

627 (7) Each county shall have at least two polling places open for voting on the date of the  
628 election.

629 (8) Each common polling place shall have at least one voting device that is accessible  
630 for individuals with disabilities in accordance with Public Law 107-252, the Help America  
631 Vote Act of 2002.

632 Section 13. Section **20A-13-102.2** is amended to read:

633 **20A-13-102.2. County clerk, Utah Geospatial Resource Center, and lieutenant**  
634 **governor responsibilities -- Maps and voting precinct boundaries.**

635 (1) Each county clerk shall obtain a copy of the Congressional shapefile for the clerk's  
636 county from the lieutenant governor's office.

637 (2) (a) A county clerk may create one or more county maps that identify the boundaries  
638 of Utah's Congressional districts as generated from the Congressional shapefile.

639 (b) Before publishing or distributing any map or data created by the county clerk that  
640 identifies the boundaries of Utah's Congressional districts within the county, the county clerk  
641 shall submit the county map and data to the lieutenant governor and to the [~~Automated~~  
642 ~~Geographic Reference Center~~] Utah Geospatial Resource Center for review.

643 (c) Within 30 days after receipt of a county map and data from a county clerk, the  
644 [~~Automated Geographic Reference Center~~] Utah Geospatial Resource Center shall:

645 (i) review the county map and data to evaluate if the county map and data accurately  
646 reflect the boundaries of Utah's Congressional districts established by the Legislature in the  
647 Congressional shapefile;

- 648 (ii) determine whether the county map and data are correct or incorrect; and
- 649 (iii) communicate those findings to the lieutenant governor.
- 650 (d) The lieutenant governor shall either notify the county clerk that the county map and
- 651 data are correct or notify the county clerk that the county map and data are incorrect.
- 652 (e) If the county clerk receives notice from the lieutenant governor that the county map
- 653 and data submitted are incorrect, the county clerk shall:
  - 654 (i) make the corrections necessary to conform the county map and data to the
  - 655 Congressional shapefile; and
  - 656 (ii) resubmit the corrected county map and data to the lieutenant governor and to the
  - 657 ~~[Automated Geographic Reference Center]~~ Utah Geospatial Resource Center for a new review
  - 658 under this Subsection (2).
- 659 (3) (a) Subject to the requirements of this Subsection (3), each county clerk shall
- 660 establish voting precincts and polling places within each Utah Congressional district according
- 661 to the procedures and requirements of Section [20A-5-303](#).
- 662 (b) Within five working days after approval of voting precincts and polling places by
- 663 the county legislative body as required by Section [20A-5-303](#), each county clerk shall submit a
- 664 voting precinct map identifying the boundaries of each voting precinct within the county to the
- 665 lieutenant governor and to the ~~[Automated Geographic Reference Center]~~ Utah Geospatial
- 666 Resource Center for review.
- 667 (c) Within 30 days after receipt of a map from a county clerk, the ~~[Automated~~
- 668 ~~Geographic Reference Center]~~ Utah Geospatial Resource Center shall:
  - 669 (i) review the voting precinct map to evaluate if the voting precinct map accurately
  - 670 reflects the boundaries of Utah's Congressional districts established by the Legislature in the
  - 671 Congressional shapefile;
  - 672 (ii) determine whether the voting precinct map is correct or incorrect; and
  - 673 (iii) communicate those findings to the lieutenant governor.
- 674 (d) The lieutenant governor shall either notify the county clerk that the voting precinct
- 675 map is correct or notify the county clerk that the map is incorrect.
- 676 (e) If the county clerk receives notice from the lieutenant governor that the voting
- 677 precinct map is incorrect, the county clerk shall:
  - 678 (i) make the corrections necessary to conform the voting precinct map to the

679 Congressional shapefile; and

680 (ii) resubmit the corrected voting precinct map to the lieutenant governor and to the  
681 [~~Automated Geographic Reference Center~~] Utah Geospatial Resource Center for a new review  
682 under this Subsection (3).

683 Section 14. Section **20A-13-104** is amended to read:

684 **20A-13-104. Uncertain boundaries -- How resolved.**

685 (1) As used in this section, "affected party" means:

686 (a) a representative whose Congressional district boundary is uncertain because the  
687 boundary in the Congressional shapefile used to establish the district boundary has been  
688 removed, modified, or is unable to be identified or who is uncertain about whether [~~or not~~] the  
689 representative or another [~~person~~] individual resides in a particular Congressional district;

690 (b) a candidate for Congressional representative whose Congressional district boundary  
691 is uncertain because the boundary in the Congressional shapefile used to establish the district  
692 boundary has been removed, modified, or is unable to be identified or who is uncertain about  
693 whether [~~or not~~] the candidate or another [~~person~~] individual resides in a particular  
694 Congressional district; or

695 (c) [~~a person~~] and individual who is uncertain about which Congressional district  
696 contains the [~~person's~~] individual's residence because the boundary in the Congressional  
697 shapefile used to establish the district boundary has been removed, modified, or is unable to be  
698 identified.

699 (2) (a) An affected party may file a written request petitioning the lieutenant governor  
700 to determine:

701 (i) the precise location of the Congressional district boundary;

702 (ii) the number of the Congressional district in which [~~a person~~] an individual resides;

703 or

704 (iii) both Subsections (2)(a)(i) and (ii).

705 (b) In order to make the determination required by Subsection (2)(a), the lieutenant  
706 governor shall review the Congressional shapefile and obtain and review other relevant data  
707 such as aerial photographs, aerial maps, or other data about the area.

708 (c) Within five days of receipt of the request, the lieutenant governor shall review the  
709 Congressional shapefile, obtain and review any relevant data, and make a determination.

710 (d) When the lieutenant governor determines the location of the Congressional district  
711 boundary, the lieutenant governor shall:

712 (i) prepare a certification identifying the appropriate boundary and attaching a map, if  
713 necessary; and

714 (ii) send a copy of the certification to:

715 (A) the affected party;

716 (B) the county clerk of the affected county; and

717 (C) the [~~Automated Geographic Reference Center~~] Utah Geospatial Resource Center  
718 created under Section 63F-1-506.

719 (e) If the lieutenant governor determines the number of the Congressional district in  
720 which a particular [~~person~~] individual resides, the lieutenant governor shall send a letter  
721 identifying that district by number to:

722 (i) the [~~person~~] individual;

723 (ii) the affected party who filed the petition, if different than the [~~person~~] individual  
724 whose Congressional district number was identified; and

725 (iii) the county clerk of the affected county.

726 Section 15. Section **20A-14-102.2** is amended to read:

727 **20A-14-102.2. Uncertain boundaries -- How resolved.**

728 (1) As used in this section:

729 (a) "Affected party" means:

730 (i) a state school board member whose State Board of Education district boundary is  
731 uncertain because the feature used to establish the district boundary in the Board shapefile has  
732 been removed, modified, or is unable to be identified or who is uncertain about whether [~~or~~  
733 ~~not~~] the member or another [~~person~~] individual resides in a particular State Board of Education  
734 district;

735 (ii) a candidate for state school board whose State Board of Education district  
736 boundary is uncertain because the feature used to establish the district boundary in the Board  
737 shapefile has been removed, modified, or is unable to be identified or who is uncertain about  
738 whether [~~or not~~] the candidate or another [~~person~~] individual resides in a particular State Board  
739 of Education district; or

740 (iii) [~~a person~~] an individual who is uncertain about which State Board of Education



741 district contains the ~~[person's]~~ individual's residence because the feature used to establish the  
742 district boundary in the Board shapefile has been removed, modified, or is unable to be  
743 identified.

744 (b) "Feature" means a geographic or other tangible or intangible mark such as a road or  
745 political subdivision boundary that is used to establish a State Board of Education district  
746 boundary.

747 (2) (a) An affected party may file a written request petitioning the lieutenant governor  
748 to determine:

749 (i) the precise location of the State Board of Education district boundary;

750 (ii) the number of the State Board of Education district in which ~~[a person]~~ an  
751 individual resides; or

752 (iii) both Subsections (2)(a)(i) and (ii).

753 (b) In order to make the determination required by Subsection (2)(a), the lieutenant  
754 governor shall review:

755 (i) the Board shapefile; and

756 (ii) other relevant data such as aerial photographs, aerial maps, or other data about the  
757 area.

758 (c) Within five days of receipt of the request, the lieutenant governor shall:

759 (i) review the Board block shapefile;

760 (ii) review any relevant data; and

761 (iii) make a determination.

762 (d) If the lieutenant governor determines the precise location of the State Board of  
763 Education district boundary, the lieutenant governor shall:

764 (i) prepare a certification identifying the appropriate State Board of Education district  
765 boundary and attaching a map, if necessary; and

766 (ii) send a copy of the certification to:

767 (A) the affected party;

768 (B) the county clerk of the affected county; and

769 (C) the ~~[Automated Geographic Reference Center]~~ Utah Geospatial Resource Center  
770 created under Section [63F-1-506](#).

771 (e) If the lieutenant governor determines the number of the State Board of Education

772 district in which a particular [person] individual resides, the lieutenant governor shall send a  
773 letter identifying that district by number to:

774 (i) the [person] individual;

775 (ii) the affected party who filed the petition, if different than the [person] individual  
776 whose State Board of Education district number was identified; and

777 (iii) the county clerk of the affected county.

778 Section 16. Section **20A-14-102.3** is amended to read:

779 **20A-14-102.3. County clerk, Utah Geospatial Resource Center, and lieutenant**  
780 **governor responsibilities -- Maps and voting precinct boundaries.**

781 (1) As used in this section, "redistricting boundary data" means the Board shapefile.

782 (2) Each county clerk shall obtain a copy of the redistricting boundary data for the  
783 clerk's county from the lieutenant governor's office.

784 (3) (a) A county clerk may create one or more county maps that identify the boundaries  
785 of State Board of Education districts as generated from the redistricting boundary data.

786 (b) Before publishing or distributing any map or data created by the county clerk that  
787 identifies the boundaries of State Board of Education districts within the county, the clerk shall  
788 submit the county map and data to the lieutenant governor and to the [~~Automated Geographic~~  
789 ~~Reference Center~~] Utah Geospatial Resource Center for review.

790 (c) Within 30 days after receipt of a county map and data from a county clerk, the  
791 [~~Automated Geographic Reference Center~~] Utah Geospatial Resource Center shall:

792 (i) review the county map and data to evaluate if the county map and data accurately  
793 reflect the boundaries of State Board of Education districts established by the Legislature in the  
794 redistricting boundary data;

795 (ii) determine whether the county map and data are correct or incorrect; and

796 (iii) communicate those findings to the lieutenant governor.

797 (d) The lieutenant governor shall either notify the county clerk that the county map and  
798 data are correct or inform the county clerk that the county map and data are incorrect.

799 (e) If the county clerk receives notice from the lieutenant governor that the county map  
800 and data submitted are incorrect, the county clerk shall:

801 (i) make the corrections necessary to conform the county map and data to the  
802 redistricting boundary data; and

803 (ii) resubmit the corrected county map and data to the lieutenant governor for a new  
804 review under this Subsection (3).

805 (4) (a) Subject to the requirements of this Subsection (4), each county clerk shall  
806 establish voting precincts and polling places within each State Board of Education district  
807 according to the procedures and requirements of Section [20A-5-303](#).

808 (b) Within five working days after approval of voting precincts and polling places by  
809 the county legislative body as required by Section [20A-5-303](#), each county clerk shall submit a  
810 voting precinct map identifying the boundaries of each voting precinct within the county to the  
811 lieutenant governor and to the [~~Automated Geographic Reference Center~~] Utah Geospatial  
812 Resource Center for review.

813 (c) Within 30 days after receipt of a voting precinct map from a county clerk, the  
814 [~~Automated Geographic Reference Center~~] Utah Geospatial Resource Center shall:

815 (i) review the voting precinct map to evaluate if the voting precinct map accurately  
816 reflects the boundaries of State Board of Education districts established by the Legislature in  
817 the redistricting boundary data;

818 (ii) determine whether the voting precinct map is correct or incorrect; and

819 (iii) communicate those findings to the lieutenant governor.

820 (d) The lieutenant governor shall either notify the county clerk that the voting precinct  
821 map is correct or notify the county clerk that the voting precinct map is incorrect.

822 (e) If the county clerk receives notice from the lieutenant governor that the voting  
823 precinct map is incorrect, the county clerk shall:

824 (i) make the corrections necessary to conform the voting precinct map to the  
825 redistricting boundary data; and

826 (ii) resubmit the corrected voting precinct map to the lieutenant governor and to the  
827 [~~Automated Geographic Reference Center~~] Utah Geospatial Resource Center for a new review  
828 under this Subsection (4).

829 Section 17. Section [20A-14-201](#) is amended to read:

830 **20A-14-201. Boards of education -- School board districts -- Creation --**

831 **Reapportionment.**

832 (1) (a) The county legislative body, for local school districts whose boundaries  
833 encompass more than a single municipality, and the municipal legislative body, for school

834 districts contained completely within a municipality, shall divide the local school district into  
835 local school board districts as required under Subsection [20A-14-202](#)(1)(a).

836 (b) The county and municipal legislative bodies shall divide the school district so that  
837 the local school board districts are substantially equal in population and are as contiguous and  
838 compact as practicable.

839 (2) (a) County and municipal legislative bodies shall reapportion district boundaries to  
840 meet the population, compactness, and contiguity requirements of this section:

841 (i) at least once every 10 years;

842 (ii) if a new district is created:

843 (A) within 45 days after the canvass of an election at which voters approve the creation  
844 of a new district; and

845 (B) at least 60 days before the candidate filing deadline for a school board election;

846 (iii) whenever districts are consolidated;

847 (iv) whenever a district loses more than 20% of the population of the entire school  
848 district to another district;

849 (v) whenever a district loses more than 50% of the population of a local school board  
850 district to another district;

851 (vi) whenever a district receives new residents equal to at least 20% of the population  
852 of the district at the time of the last reapportionment because of a transfer of territory from  
853 another district; and

854 (vii) whenever it is necessary to increase the membership of a board from five to seven  
855 members as a result of changes in student membership under Section [20A-14-202](#).

856 (b) If a school district receives territory containing less than 20% of the population of  
857 the transferee district at the time of the last reapportionment, the local school board may assign  
858 the new territory to one or more existing school board districts.

859 (3) (a) Reapportionment does not affect the right of any school board member to  
860 complete the term for which the member was elected.

861 (b) (i) After reapportionment, representation in a local school board district shall be  
862 determined as provided in this Subsection (3).

863 (ii) If only one board member whose term extends beyond reapportionment lives  
864 within a reapportioned local school board district, that board member shall represent that local

865 school board district.

866 (iii) (A) If two or more members whose terms extend beyond reapportionment live  
867 within a reapportioned local school board district, the members involved shall select one  
868 member by lot to represent the local school board district.

869 (B) The other members shall serve at-large for the remainder of their terms.

870 (C) The at-large board members shall serve in addition to the designated number of  
871 board members for the board in question for the remainder of their terms.

872 (iv) If there is no board member living within a local school board district whose term  
873 extends beyond reapportionment, the seat shall be treated as vacant and filled as provided in  
874 this part.

875 (4) (a) If, before an election affected by reapportionment, the county or municipal  
876 legislative body that conducted the reapportionment determines that one or more members  
877 shall be elected to terms of two years to meet this part's requirements for staggered terms, the  
878 legislative body shall determine by lot which of the reapportioned local school board districts  
879 will elect members to two-year terms and which will elect members to four-year terms.

880 (b) All subsequent elections are for four-year terms.

881 (5) Within 10 days after any local school board district boundary change, the county or  
882 municipal legislative body making the change shall send an accurate map or plat of the  
883 boundary change to the [~~Automated Geographic Reference Center~~] Utah Geospatial Resource  
884 Center created under Section [63F-1-506](#).

885 Section 18. Section **36-1-103.2** is amended to read:

886 **36-1-103.2. County clerk, Utah Geospatial Resource Center, and lieutenant**  
887 **governor responsibilities -- Maps and voting precinct boundaries.**

888 (1) As used in this section, "redistricting boundary data" means the Senate shapefile.

889 (2) Each county clerk shall obtain a copy of the redistricting boundary data for the  
890 clerk's county from the lieutenant governor's office.

891 (3) (a) A county clerk may create one or more county maps that identify the boundaries  
892 of Senate districts as generated from the redistricting boundary data.

893 (b) Before publishing or distributing any map or data created by the county clerk that  
894 identifies the boundaries of Senate districts within the county, the clerk shall submit the county  
895 map and data to the lieutenant governor and to the [~~Automated Geographic Reference Center~~]

896 Utah Geospatial Resource Center for review.

897 (c) Within 30 days after receipt of a county map and data from a county clerk, the

898 [~~Automated Geographic Reference Center~~] Utah Geospatial Resource Center shall:

899 (i) review the county map and data to evaluate if the county map and data accurately  
900 reflect the boundaries of Senate districts established by the Legislature in the redistricting  
901 boundary data;

902 (ii) determine whether the county map and data are correct or incorrect; and

903 (iii) communicate those findings to the lieutenant governor.

904 (d) The lieutenant governor shall either notify the county clerk that the county map and  
905 data are correct or notify the county clerk that the county map and data are incorrect.

906 (e) If the county clerk receives notice from the lieutenant governor that the county map  
907 and data submitted are incorrect, the county clerk shall:

908 (i) make the corrections necessary to conform the county map and data to the  
909 redistricting boundary data; and

910 (ii) resubmit the corrected county map and data to the lieutenant governor and to the  
911 [~~Automated Geographic Reference Center~~] Utah Geospatial Resource Center for a new review  
912 under this Subsection (3).

913 (4) (a) Subject to the requirements of this Subsection (4), each county clerk shall  
914 establish voting precincts and polling places within each Senate district according to the  
915 procedures and requirements of Section [20A-5-303](#).

916 (b) Within five working days after approval of voting precincts and polling places by  
917 the county legislative body as required by Section [20A-5-303](#), each county clerk shall submit a  
918 voting precinct map identifying the boundaries of each voting precinct within the county to the  
919 lieutenant governor and to the [~~Automated Geographic Reference Center~~] Utah Geospatial  
920 Resource Center for review.

921 (c) Within 30 days after receipt of a voting precinct map from a county clerk, the  
922 [~~Automated Geographic Reference Center~~] Utah Geospatial Resource Center shall:

923 (i) review the voting precinct map to evaluate if the voting precinct map accurately  
924 reflects the boundaries of Senate districts established by the Legislature in the redistricting  
925 boundary data;

926 (ii) determine whether the voting precinct map is correct or incorrect; and

927 (iii) communicate those findings to the lieutenant governor.

928 (d) The lieutenant governor shall either notify the county clerk that the voting precinct  
929 map is correct or notify the county clerk that the map is incorrect.

930 (e) If the county clerk receives notice from the lieutenant governor that the voting  
931 precinct map is incorrect, the county clerk shall:

932 (i) make the corrections necessary to conform the voting precinct map to the  
933 redistricting boundary data; and

934 (ii) resubmit the corrected voting precinct map to the lieutenant governor and to the  
935 [~~Automated Geographic Reference Center~~] Utah Geospatial Resource Center for a new review  
936 under this Subsection (4).

937 Section 19. Section **36-1-105** is amended to read:

938 **36-1-105. Uncertain boundaries -- How resolved.**

939 (1) As used in this section:

940 (a) "Affected party" means:

941 (i) a senator whose Utah State Senate district boundary is uncertain because the feature  
942 used to establish the district boundary in the Senate shapefile has been removed, modified, or is  
943 unable to be identified or who is uncertain about whether [~~or not~~] the senator or another  
944 [~~person~~] individual resides in a particular Senate district;

945 (ii) a candidate for senator whose Senate district boundary is uncertain because the  
946 feature used to establish the district boundary in the Senate shapefile has been removed,  
947 modified, or is unable to be identified or who is uncertain about whether [~~or not~~] the candidate  
948 or another [~~person~~] individual resides in a particular Senate district; or

949 (iii) [~~a person~~] an individual who is uncertain about which Senate district contains the  
950 [~~person's~~] individual's residence because the feature used to establish the district boundary in  
951 the Senate shapefile has been removed, modified, or is unable to be identified.

952 (b) "Feature" means a geographic or other tangible or intangible mark such as a road or  
953 political subdivision boundary that is used to establish a Senate district boundary.

954 (2) (a) An affected party may file a written request petitioning the lieutenant governor  
955 to determine:

956 (i) the precise location of the Senate district boundary;

957 (ii) the number of the Senate district in which [~~a person~~] an individual resides; or

- 958 (iii) both Subsections (2)(a)(i) and (ii).
- 959 (b) In order to make the determination required by Subsection (2)(a), the lieutenant
- 960 governor shall review:
  - 961 (i) the Senate shapefile; and
  - 962 (ii) other relevant data such as aerial photographs, aerial maps, or other data about the
  - 963 area.
- 964 (c) Within five days of receipt of the request, the lieutenant governor shall:
  - 965 (i) review the Senate shapefile;
  - 966 (ii) review any relevant data; and
  - 967 (iii) make a determination.
- 968 (d) When the lieutenant governor determines the location of the Senate district
- 969 boundary, the lieutenant governor shall:
  - 970 (i) prepare a certification identifying the appropriate Senate district boundary and
  - 971 attaching a map, if necessary; and
  - 972 (ii) send a copy of the certification to:
    - 973 (A) the affected party;
    - 974 (B) the county clerk of the affected county; and
    - 975 (C) the [~~Automated Geographic Reference Center~~] Utah Geospatial Resource Center
    - 976 created under Section [63F-1-506](#).
  - 977 (e) If the lieutenant governor determines the number of the Senate district in which a
  - 978 particular [~~person~~] individual resides, the lieutenant governor shall send a letter identifying that
  - 979 district by number to:
    - 980 (i) the [~~person~~] individual;
    - 981 (ii) the affected party who filed the petition, if different than the [~~person~~] individual
    - 982 whose Senate district number was identified; and
    - 983 (iii) the county clerk of the affected county.
- 984 Section 20. Section **36-1-202.2** is amended to read:
  - 985 **36-1-202.2. County clerk, Utah Geospatial Resource Center, and lieutenant**
  - 986 **governor responsibilities -- Maps and voting precinct boundaries.**
  - 987 (1) As used in this section, "redistricting boundary data" means the House shapefile.
  - 988 (2) Each county clerk shall obtain a copy of the redistricting boundary data for the



989 clerk's county from the lieutenant governor's office.

990 (3) (a) A county clerk may create one or more county maps that identify the boundaries  
991 of House districts as generated from the redistricting boundary data.

992 (b) Before publishing or distributing any map or data created by the county clerk that  
993 identifies the boundaries of House districts within the county, the clerk shall submit the county  
994 map and data to the lieutenant governor and to the [~~Automated Geographic Reference Center~~]  
995 Utah Geospatial Resource Center for review.

996 (c) Within 30 days after receipt of a county map and data from a county clerk, the  
997 [~~Automated Geographic Reference Center~~] Utah Geospatial Resource Center shall:

998 (i) review the county map and data to evaluate if the county map and data accurately  
999 reflect the boundaries of House districts established by the Legislature in the redistricting  
1000 boundary data;

1001 (ii) determine whether the county map and data are correct or incorrect; and

1002 (iii) communicate those findings to the lieutenant governor.

1003 (d) The lieutenant governor shall either notify the county clerk that the county map and  
1004 data are correct or notify the county clerk that the county map and data are incorrect.

1005 (e) If the county clerk receives notice from the lieutenant governor that the county map  
1006 and data submitted are incorrect, the county clerk shall:

1007 (i) make the corrections necessary to conform the county map and data to the  
1008 redistricting boundary data; and

1009 (ii) resubmit the corrected county map and data to the lieutenant governor and to the  
1010 [~~Automated Geographic Reference Center~~] Utah Geospatial Resource Center for a new review  
1011 under this Subsection (3).

1012 (4) (a) Subject to the requirements of this Subsection (4), each county clerk shall  
1013 establish voting precincts and polling places within each House district according to the  
1014 procedures and requirements of Section [20A-5-303](#).

1015 (b) Within five working days after approval of voting precincts and polling places by  
1016 the county legislative body as required by Section [20A-5-303](#), each county clerk shall submit a  
1017 voting precinct map identifying the boundaries of each voting precinct within the county to the  
1018 lieutenant governor and to the [~~Automated Geographic Reference Center~~] Utah Geospatial  
1019 Resource Center for review.

1020 (c) Within 30 days after receipt of a voting precinct map from a county clerk, the  
1021 [~~Automated Geographic Reference Center~~] Utah Geospatial Resource Center shall:

1022 (i) review the voting precinct map to evaluate if the county map accurately reflects the  
1023 boundaries of House districts established by the Legislature in the redistricting boundary data;

1024 (ii) determine whether the voting precinct map is correct or incorrect; and

1025 (iii) communicate those findings to the lieutenant governor.

1026 (d) The lieutenant governor shall either notify the county clerk that the voting precinct  
1027 map is correct or notify the county clerk that the voting precinct map is incorrect.

1028 (e) If the county clerk receives notice from the lieutenant governor that the voting  
1029 precinct map is incorrect, the county clerk shall:

1030 (i) make the corrections necessary to conform the voting precinct map to the  
1031 redistricting boundary data; and

1032 (ii) resubmit the corrected voting precinct map to the lieutenant governor and to the  
1033 [~~Automated Geographic Reference Center~~] Utah Geospatial Resource Center for a new review  
1034 under this Subsection (4).

1035 Section 21. Section **36-1-204** is amended to read:

1036 **36-1-204. Uncertain boundaries -- How resolved.**

1037 (1) As used in this section:

1038 (a) "Affected party" means:

1039 (i) a representative whose Utah House of Representatives district boundary is uncertain  
1040 because the feature used to establish the district boundary in the House shapefile has been  
1041 removed, modified, or is unable to be identified or who is uncertain about whether [~~or not~~] the  
1042 representative or another [~~person~~] an individual resides in a particular House district;

1043 (ii) a candidate for representative whose House district boundary is uncertain because  
1044 the feature used to establish the district boundary in the House shapefile has been removed,  
1045 modified, or is unable to be identified or who is uncertain about whether [~~or not~~] the candidate  
1046 or another [~~person~~] individual resides in a particular House district; or

1047 (iii) [~~a person~~] an individual who is uncertain about which House district contains the  
1048 [~~person's~~] individual's residence because the feature used to establish the district boundary in  
1049 the House shapefile has been removed, modified, or is unable to be identified.

1050 (b) "Feature" means a geographic or other identifiable tangible or intangible object

1051 such as a road or political subdivision boundary that is used to establish a House district  
1052 boundary.

1053 (2) (a) An affected party may file a written request petitioning the lieutenant governor  
1054 to determine:

- 1055 (i) the precise location of the House district boundary;
- 1056 (ii) the number of the House district in which [~~a person~~] an individual resides; or
- 1057 (iii) both Subsections (2)(a)(i) and (ii).

1058 (b) In order to make the determination required by Subsection (2)(a), the lieutenant  
1059 governor shall review:

- 1060 (i) the House shapefile; and
- 1061 (ii) other relevant data such as aerial photographs, aerial maps, or other data about the  
1062 area.

1063 (c) Within five days of receipt of the request, the lieutenant governor shall:

- 1064 (i) review the House shapefile;
- 1065 (ii) review any relevant data; and
- 1066 (iii) make a determination.

1067 (d) When the lieutenant governor determines the location of the House district  
1068 boundary, the lieutenant governor shall:

1069 (i) prepare a certification identifying the appropriate House district boundary and  
1070 attaching a map, if necessary; and

1071 (ii) send a copy of the certification to:

- 1072 (A) the affected party;
- 1073 (B) the county clerk of the affected county; and
- 1074 (C) the [~~Automated Geographic Reference Center~~] Utah Geospatial Resource Center  
1075 created under Section 63F-1-506.

1076 (e) If the lieutenant governor determines the number of the House district in which a  
1077 particular [~~person~~] individual resides, the lieutenant governor shall send a letter identifying that  
1078 district by number to:

- 1079 (i) the [~~person~~] individual;
- 1080 (ii) the affected party who filed the petition, if different than the [~~person~~] individual  
1081 whose House district number was identified; and

1082 (iii) the county clerk of the affected county.

1083 Section 22. Section **53G-3-204** is amended to read:

1084 **53G-3-204. Notice before preparing or amending a long-range plan or acquiring**  
1085 **certain property.**

1086 (1) As used in this section:

1087 (a) "Affected entity" means each county, municipality, local district under Title 17B,  
1088 Limited Purpose Local Government Entities - Local Districts, special service district under  
1089 Title 17D, Chapter 1, Special Service District Act, interlocal cooperation entity established  
1090 under Title 11, Chapter 13, Interlocal Cooperation Act, and specified public utility:

1091 (i) whose services or facilities are likely to require expansion or significant  
1092 modification because of an intended use of land; or

1093 (ii) that has filed with the school district a copy of the general or long-range plan of the  
1094 county, municipality, local district, special service district, school district, interlocal  
1095 cooperation entity, or specified public utility.

1096 (b) "Specified public utility" means an electrical corporation, gas corporation, or  
1097 telephone corporation, as those terms are defined in Section [54-2-1](#).

1098 (2) (a) If a school district located in a county of the first or second class prepares a  
1099 long-range plan regarding ~~[its]~~ the school district's facilities proposed for the future or amends  
1100 an already existing long-range plan, the school district shall, before preparing a long-range plan  
1101 or amendments to an existing long-range plan, provide written notice, as provided in this  
1102 section, of ~~[its]~~ the school district's intent to prepare a long-range plan or to amend an existing  
1103 long-range plan.

1104 (b) Each notice under Subsection (2)(a) shall:

1105 (i) indicate that the school district intends to prepare a long-range plan or to amend a  
1106 long-range plan, as the case may be;

1107 (ii) describe or provide a map of the geographic area that will be affected by the  
1108 long-range plan or amendments to a long-range plan;

1109 (iii) be:

1110 (A) sent to each county in whose unincorporated area and each municipality in whose  
1111 boundaries is located the land on which the proposed long-range plan or amendments to a  
1112 long-range plan are expected to indicate that the proposed facilities will be located;

- 1113 (B) sent to each affected entity;
- 1114 (C) sent to the [~~Automated Geographic Reference Center~~] Utah Geospatial Resource  
1115 Center created in Section [63F-1-506](#);
- 1116 (D) sent to each association of governments, established pursuant to an interlocal  
1117 agreement under Title 11, Chapter 13, Interlocal Cooperation Act, of which a county or  
1118 municipality described in Subsection (2)(b)(iii)(A) is a member; and
- 1119 (E) placed on the Utah Public Notice Website created under Section [63F-1-701](#);
- 1120 (iv) with respect to the notice to counties and municipalities described in Subsection  
1121 (2)(b)(iii)(A) and affected entities, invite them to provide information for the school district to  
1122 consider in the process of preparing, adopting, and implementing the long-range plan or  
1123 amendments to a long-range plan concerning:
- 1124 (A) impacts that the use of land proposed in the proposed long-range plan or  
1125 amendments to a long-range plan may have on the county, municipality, or affected entity; and
- 1126 (B) uses of land that the county, municipality, or affected entity is planning or  
1127 considering that may conflict with the proposed long-range plan or amendments to a long-range  
1128 plan; and
- 1129 (v) include the address of an Internet website, if the school district has one, and the  
1130 name and telephone number of [~~a person~~] an individual where more information can be  
1131 obtained concerning the school district's proposed long-range plan or amendments to a  
1132 long-range plan.
- 1133 (3) (a) Except as provided in Subsection (3)(d), each school district intending to  
1134 acquire real property in a county of the first or second class for the purpose of expanding the  
1135 district's infrastructure or other facilities shall provide written notice, as provided in this  
1136 Subsection (3), of [~~its~~] the school district's intent to acquire the property if the intended use of  
1137 the property is contrary to:
- 1138 (i) the anticipated use of the property under the county or municipality's general plan;  
1139 or
- 1140 (ii) the property's current zoning designation.
- 1141 (b) Each notice under Subsection (3)(a) shall:
- 1142 (i) indicate that the school district intends to acquire real property;
- 1143 (ii) identify the real property; and

1144 (iii) be sent to:  
 1145 (A) each county in whose unincorporated area and each municipality in whose  
 1146 boundaries the property is located; and  
 1147 (B) each affected entity.  
 1148 (c) A notice under this Subsection (3) is a protected record as provided in Subsection  
 1149 [63G-2-305](#)(8).

1150 (d) (i) The notice requirement of Subsection (3)(a) does not apply if the school district  
 1151 previously provided notice under Subsection (2) identifying the general location within the  
 1152 municipality or unincorporated part of the county where the property to be acquired is located.

1153 (ii) If a school district is not required to comply with the notice requirement of  
 1154 Subsection (3)(a) because of application of Subsection (3)(d)(i), the school district shall  
 1155 provide the notice specified in Subsection (3)(a) as soon as practicable after ~~[its]~~ the school  
 1156 district's acquisition of the real property.

1157 Section 23. Section **54-3-28** is amended to read:

1158 **54-3-28. Notice required of certain public utilities before preparing or amending**  
 1159 **a long-range plan or acquiring certain property.**

1160 (1) As used in this section:

1161 (a) (i) "Affected entity" means each county, municipality, local district under Title 17B,  
 1162 Limited Purpose Local Government Entities - Local Districts, special service district, school  
 1163 district, interlocal cooperation entity established under Title 11, Chapter 13, Interlocal  
 1164 Cooperation Act, and specified public utility:

1165 (A) whose services or facilities are likely to require expansion or significant  
 1166 modification because of expected uses of land under a proposed long-range plan or under  
 1167 proposed amendments to a long-range plan; or

1168 (B) that has filed with the specified public utility a copy of the general or long-range  
 1169 plan of the county, municipality, local district, special service district, school district, interlocal  
 1170 cooperation entity, or specified public utility.

1171 (ii) "Affected entity" does not include the specified public utility that is required under  
 1172 Subsection (2) to provide notice.

1173 (b) "Specified public utility" means an electrical corporation, gas corporation, or  
 1174 telephone corporation, as those terms are defined in Section [54-2-1](#).

1175 (2) (a) If a specified public utility prepares a long-range plan regarding [its] the  
1176 specified public utility's facilities proposed for the future in a county of the first or second class  
1177 or amends an already existing long-range plan, the specified public utility shall, before  
1178 preparing a long-range plan or amendments to an existing long-range plan, provide written  
1179 notice, as provided in this section, of [its] the specified public utility's intent to prepare a  
1180 long-range plan or to amend an existing long-range plan.

1181 (b) Each notice under Subsection (2) shall:

1182 (i) indicate that the specified public utility intends to prepare a long-range plan or to  
1183 amend a long-range plan, as the case may be;

1184 (ii) describe or provide a map of the geographic area that will be affected by the  
1185 long-range plan or amendments to a long-range plan;

1186 (iii) be sent to:

1187 (A) each county in whose unincorporated area and each municipality in whose  
1188 boundaries is located the land on which the proposed long-range plan or amendments to a  
1189 long-range plan are expected to indicate that the proposed facilities will be located;

1190 (B) each affected entity;

1191 (C) the [~~Automated Geographic Reference Center~~] Utah Geospatial Resource Center  
1192 created in Section [63F-1-506](#);

1193 (D) each association of governments, established pursuant to an interlocal agreement  
1194 under Title 11, Chapter 13, Interlocal Cooperation Act, of which a county or municipality  
1195 described in Subsection (2)(b)(iii)(A) is a member; and

1196 (E) the state planning coordinator appointed under Section [63J-4-202](#);

1197 (iv) with respect to the notice to counties and municipalities described in Subsection  
1198 (2)(b)(iii)(A) and affected entities, invite them to provide information for the specified public  
1199 utility to consider in the process of preparing, adopting, and implementing the long-range plan  
1200 or amendments to a long-range plan concerning:

1201 (A) impacts that the use of land proposed in the proposed long-range plan or  
1202 amendments to a long-range plan may have on the county, municipality, or affected entity; and

1203 (B) uses of land that the county, municipality, or affected entity is planning or  
1204 considering that may conflict with the proposed long-range plan or amendments to a long-range  
1205 plan; and

1206 (v) include the address of an Internet website, if the specified public utility has one, and  
1207 the name and telephone number of ~~[a person]~~ an individual where more information can be  
1208 obtained concerning the specified public utility's proposed long-range plan or amendments to a  
1209 long-range plan.

1210 (3) (a) Except as provided in Subsection (3)(d), each specified public utility intending  
1211 to acquire real property in a county of the first or second class for the purpose of expanding  
1212 ~~[its]~~ the specified public utility's infrastructure or other facilities used for providing the services  
1213 that the specified public utility is authorized to provide shall provide written notice, as  
1214 provided in this Subsection (3), of ~~[its]~~ the specified public utility's intent to acquire the  
1215 property if the intended use of the property is contrary to:

1216 (i) the anticipated use of the property under the county or municipality's general plan;  
1217 or

1218 (ii) the property's current zoning designation.

1219 (b) Each notice under Subsection (3)(a) shall:

1220 (i) indicate that the specified public utility intends to acquire real property;

1221 (ii) identify the real property; and

1222 (iii) be sent to:

1223 (A) each county in whose unincorporated area and each municipality in whose  
1224 boundaries the property is located; and

1225 (B) each affected entity.

1226 (c) A notice under this Subsection (3) is a protected record as provided in Subsection  
1227 [63G-2-305](#)(8).

1228 (d) (i) The notice requirement of Subsection (3)(a) does not apply if the specified  
1229 public utility previously provided notice under Subsection (2) identifying the general location  
1230 within the municipality or unincorporated part of the county where the property to be acquired  
1231 is located.

1232 (ii) If a specified public utility is not required to comply with the notice requirement of  
1233 Subsection (3)(a) because of application of Subsection (3)(d)(i), the specified public utility  
1234 shall provide the notice specified in Subsection (3)(a) as soon as practicable after ~~[its]~~ the  
1235 specified public utility's acquisition of the real property.

1236 Section 24. Section **63F-1-502** is amended to read:



1237 **63F-1-502. Definitions.**

1238 As used in this part:

1239 (1) "Center" means the [~~Automated Geographic Reference Center~~] Utah Geospatial  
1240 Resource Center created in Section 63F-1-506.

1241 (2) "Database" means the State Geographic Information Database created in Section  
1242 63F-1-507.

1243 (3) "Geographic Information System" or "GIS" means a computer driven data  
1244 integration and map production system that interrelates disparate layers of data to specific  
1245 geographic locations.

1246 (4) "State Geographic Information Database" means the database created in Section  
1247 63F-1-507.

1248 (5) "Statewide Global Positioning Reference Network" or "network" means the  
1249 network created in Section 63F-1-509.

1250 Section 25. Section 63F-1-506 is amended to read:

1251 **63F-1-506. Utah Geospatial Resource Center.**

1252 (1) There is created the [~~Automated Geographic Reference Center~~] Utah Geospatial  
1253 Resource Center as part of the division.

1254 (2) The center shall:

1255 (a) provide geographic information system services to state agencies under rules  
1256 adopted in accordance with Section 63F-1-504 and policies established by the division;

1257 (b) provide geographic information system services to federal government, local  
1258 political subdivisions, and private persons under rules and policies established by the division;

1259 (c) manage the State Geographic Information Database; and

1260 (d) establish standard format, lineage, and other requirements for the database.

1261 (3) (a) There is created a position of surveyor within the center.

1262 (b) The surveyor under this Subsection (3) shall:

1263 (i) be licensed as a professional land surveyor under Title 58, Chapter 22, Professional  
1264 Engineers and Professional Land Surveyors Licensing Act;

1265 (ii) provide technical support to the office of lieutenant governor in the lieutenant  
1266 governor's evaluation under Section 67-1a-6.5 of a proposed boundary action, as defined in  
1267 Section 17-23-20;

- 1268 (iii) as requested by a county surveyor, provide technical assistance to the county  
1269 surveyor with respect to the county surveyor's responsibilities under Section 17-23-20;
- 1270 (iv) fulfill the duties described in Section 17-50-105, if engaged to do so as provided in  
1271 that section;
- 1272 (v) assist the State Tax Commission in processing and quality assurance of boundary  
1273 descriptions or maps into digital format for inclusion in the State Geographic Information  
1274 Database;
- 1275 (vi) coordinate with county recorders and surveyors to create a statewide parcel layer in  
1276 the State Geographic Information Database containing parcel boundary, parcel identifier, parcel  
1277 address, owner type, and county recorder contact information; and
- 1278 (vii) facilitate and integrate the collection efforts of local government and federal  
1279 agencies for data collection to densify and enhance the statewide Public Land Survey System  
1280 reference network in the State Geographic Information Database.
- 1281 (4) The division may:
- 1282 (a) make rules and establish policies to govern the center and [its] the center's  
1283 operations; and
- 1284 (b) set fees for the services provided by the center.
- 1285 (5) The state may not sell information obtained from counties under Subsection  
1286 (3)(b)(v).
- 1287 Section 26. Section 63F-1-508 is amended to read:
- 1288 **63F-1-508. Committee to award grants to counties for inventory and mapping of**  
1289 **R.S. 2477 rights-of-way -- Use of grants -- Request for proposals.**
- 1290 (1) There is created within the center a committee to award grants to counties to  
1291 inventory and map R.S. 2477 rights-of-way, associated structures, and other features as  
1292 provided by Subsection (5).
- 1293 (2) (a) The committee shall consist of:
- 1294 (i) the center manager;
- 1295 (ii) a representative of the Governor's Office of Management and Budget;
- 1296 (iii) a representative of Utah State University Extension;
- 1297 (iv) a representative of the Utah Association of Counties; and
- 1298 (v) three county commissioners.

1299 (b) The committee members specified in Subsections (2)(a)(ii) through (2)(a)(iv) shall  
1300 be selected by the organizations they represent.

1301 (c) The committee members specified in Subsection (2)(a)(v) shall be:

1302 (i) selected by the Utah Association of Counties;

1303 (ii) from rural counties; and

1304 (iii) from different regions of the state.

1305 (3) (a) The committee shall select a chair from [~~its~~] the committee's membership.

1306 (b) The committee shall meet upon the call of the chair or a majority of the committee  
1307 members.

1308 (c) Four members shall constitute a quorum.

1309 (4) (a) Committee members who are state government employees shall receive no  
1310 additional compensation for their work on the committee.

1311 (b) Committee members who are not state government employees shall receive no  
1312 compensation or expenses from the state for their work on the committee.

1313 (5) (a) The committee shall award grants to counties to:

1314 (i) inventory and map R.S. 2477 rights-of-way using Global Positioning System (GPS)  
1315 technology; and

1316 (ii) photograph:

1317 (A) roads and other evidence of construction of R.S. 2477 rights-of-way;

1318 (B) structures or natural features that may be indicative of the purpose for which an  
1319 R.S. 2477 right-of-way was created, such as mines, agricultural facilities, recreational facilities,  
1320 or scenic overlooks; and

1321 (C) evidence of valid and existing rights on federal lands, such as mines and  
1322 agricultural facilities.

1323 (b) (i) The committee may allow counties, while they are conducting the activities  
1324 described in Subsection (5)(a), to use grant money to inventory, map, or photograph other  
1325 natural or cultural resources.

1326 (ii) Activities funded under Subsection (5)(b)(i) must be integrated with existing  
1327 programs underway by state agencies, counties, or institutions of higher education.

1328 (c) Maps and other data acquired through the grants shall become a part of the State  
1329 Geographic Information Database.

1330 (d) Counties shall provide an opportunity to interested parties to submit information  
1331 relative to the mapping and photographing of R.S. 2477 rights-of-way and other structures as  
1332 provided in Subsections (5)(a) and (5)(b).

1333 (6) (a) The committee shall develop a request for proposals process and issue a request  
1334 for proposals.

1335 (b) The request for proposals shall require each grant applicant to submit an  
1336 implementation plan and identify any monetary or in-kind contributions from the county.

1337 (c) In awarding grants, the committee shall give priority to proposals to inventory, map,  
1338 and photograph R.S. 2477 rights-of-way and other structures as specified in Subsection (5)(a)  
1339 which are located on federal lands that:

1340 (i) a federal land management agency proposes for special management, such as lands  
1341 to be managed as an area of critical environmental concern or primitive area; or

1342 (ii) are proposed to receive a special designation by Congress, such as lands to be  
1343 designated as wilderness or a national conservation area.

1344 (7) Each county that receives a grant under the provision of this section shall provide a  
1345 copy of all data regarding inventory and mapping to the [AGRC] Utah Geospatial Resource  
1346 Center for inclusion in the state database.

1347 Section 27. Section **63H-1-403** is amended to read:

1348 **63H-1-403. Notice of project area plan adoption -- Effective date of plan --**  
1349 **Contesting the formation of the plan.**

1350 (1) Upon the board's adoption of a project area plan, the board shall provide notice as  
1351 provided in Subsection (1)(b) by publishing or causing to be published legal notice:

1352 (a) in a newspaper of general circulation within or near the project area; and  
1353 (b) as required by Section 45-1-101.

1354 (2) (a) Each notice under Subsection (1) shall include:

1355 (i) the board resolution adopting the project area plan or a summary of the resolution;  
1356 and

1357 (ii) a statement that the project area plan is available for general public inspection and  
1358 the hours for inspection.

1359 (b) The statement required under Subsection (2)(a)(ii) may be included in the board  
1360 resolution or summary described in Subsection (2)(a)(i).

1361 (3) The project area plan becomes effective on the date designated in the board  
1362 resolution adopting the project area plan.

1363 (4) The authority shall make the adopted project area plan available to the general  
1364 public at ~~[its]~~ the authority's offices during normal business hours.

1365 (5) Within 10 days after the day on which a project area plan is adopted that establishes  
1366 a project area, or after an amendment to a project area plan is adopted under which the  
1367 boundary of a project area is modified, the authority shall send notice of the establishment or  
1368 modification of the project area and an accurate map or plat of the project area to:

1369 (a) the State Tax Commission;

1370 (b) the ~~[Automated Geographic Reference Center]~~ Utah Geospatial Resource Center  
1371 created in Section [63F-1-506](#); and

1372 (c) the assessor and recorder of each county where the project area is located.

1373 (6) (a) A legal action or other challenge to a project area plan or a project area  
1374 described in a project area plan is barred unless brought within 30 days after the effective date  
1375 of the project area plan.

1376 (b) For a project area created before December 1, 2018, a legal action or other  
1377 challenge is barred.

1378 (c) For a project area created after December 1, 2018, and before May 14, 2019, a legal  
1379 action or other challenge is barred after July 1, 2019.

1380 Section 28. Section **63H-7a-304** is amended to read:

1381 **63H-7a-304. Unified Statewide 911 Emergency Service Account -- Creation --**  
1382 **Administration -- Permitted uses.**

1383 (1) There is created a restricted account within the General Fund known as the "Unified  
1384 Statewide 911 Emergency Service Account," consisting of:

1385 (a) proceeds from the fee imposed in Section [69-2-403](#);

1386 (b) money appropriated or otherwise made available by the Legislature; and

1387 (c) contributions of money, property, or equipment from federal agencies, political  
1388 subdivisions of the state, persons, or corporations.

1389 (2) (a) Except as provided in Subsection (4) and subject to Subsection (3) and  
1390 appropriations by the Legislature, the authority shall disburse funds in the 911 account for the  
1391 purpose of enhancing and maintaining the statewide public safety communications network and

1392 911 call processing equipment in order to rapidly, efficiently, effectively, and with greater  
1393 interoperability deliver 911 services in the state.

1394 (b) In expending funds in the 911 account, the authority shall give a higher priority to  
1395 an expenditure that:

1396 (i) best promotes statewide public safety;

1397 (ii) best promotes interoperability;

1398 (iii) impacts the largest service territory;

1399 (iv) impacts a densely populated area; or

1400 (v) impacts an underserved area.

1401 (c) The authority shall expend funds in the 911 account in accordance with the  
1402 authority strategic plan described in Section 63H-7a-206.

1403 (d) The authority may not expend funds from the 911 account collected through the  
1404 911 emergency service charge imposed in Section 69-2-403 on behalf of a PSAP that chooses  
1405 not to participate in the:

1406 (i) public safety communications network; and

1407 (ii) the 911 emergency service defined in Section 69-2-102.

1408 (e) The authority may not expend funds from the 911 account collected through the  
1409 prepaid wireless 911 service charge revenue distributed in Subsection 69-2-405(9)(c) on behalf  
1410 of a PSAP that chooses not to participate in the:

1411 (i) public safety communications network; and

1412 (ii) 911 emergency service defined in Section 69-2-102.

1413 (f) The executive director shall recommend to the board expenditures for the authority  
1414 to make from the 911 account in accordance with this Subsection (2).

1415 (3) Subject to an appropriation by the Legislature and approval by the board, the  
1416 Administrative Services Division may use funds in the 911 account to cover the Administrative  
1417 Services Division's administrative costs related to the 911 account.

1418 (4) (a) The authority shall reimburse from the 911 account to the [~~Automated~~  
1419 ~~Geographic Reference Center~~] Utah Geospatial Resource Center created in Section 63F-1-506  
1420 an amount equal to up to 1 cent of each unified statewide 911 emergency service charge  
1421 deposited into the 911 account under Section 69-2-403.

1422 (b) The [~~Automated Geographic Reference Center~~] Utah Geospatial Resource Center

1423 shall use the funds reimbursed to the [~~Automated Geographic Reference Center~~] Utah  
1424 Geospatial Resource Center under Subsection (4)(a) to:

- 1425 (i) enhance and upgrade digital mapping standards; and  
1426 (ii) maintain a statewide geospatial database for unified statewide 911 emergency  
1427 service.

1428 Section 29. Section **63N-3-501** is amended to read:

1429 **63N-3-501. Infrastructure and broadband coordination.**

1430 (1) The office shall partner with the [~~Automated Geographic Reference Center~~] Utah  
1431 Geospatial Resource Center created in Section **63F-1-506** to collect and maintain a database  
1432 and interactive map that displays economic development data statewide, including:

- 1433 (a) voluntarily submitted broadband availability, speeds, and other broadband data;  
1434 (b) voluntarily submitted public utility data;  
1435 (c) workforce data, including information regarding:  
1436 (i) enterprise zones designated under Section **63N-2-206**;  
1437 (ii) business resource centers;  
1438 (iii) public institutions of higher education; and  
1439 (iv) procurement technical assistance centers;  
1440 (d) transportation data, which may include information regarding railway routes,  
1441 commuter rail routes, airport locations, and major highways;  
1442 (e) lifestyle data, which may include information regarding state parks, national parks  
1443 and monuments, United States Forest Service boundaries, ski areas, golf courses, and hospitals;  
1444 and  
1445 (f) other relevant economic development data as determined by the office, including  
1446 data provided by partner organizations.

1447 (2) The office may:

- 1448 (a) make recommendations to state and federal agencies, local governments, the  
1449 governor, and the Legislature regarding policies and initiatives that promote the development  
1450 of broadband-related infrastructure in the state and help implement those policies and  
1451 initiatives;  
1452 (b) facilitate coordination between broadband providers and public and private entities;  
1453 (c) collect and analyze data on broadband availability and usage in the state, including

1454 Internet speed, capacity, the number of unique visitors, and the availability of broadband  
1455 infrastructure throughout the state;

1456 (d) create a voluntary broadband advisory committee, which shall include broadband  
1457 providers and other public and private stakeholders, to solicit input on broadband-related policy  
1458 guidance, best practices, and adoption strategies;

1459 (e) work with broadband providers, state and local governments, and other public and  
1460 private stakeholders to facilitate and encourage the expansion and maintenance of broadband  
1461 infrastructure throughout the state; and

1462 (f) in accordance with the requirements of Title 63J, Chapter 5, Federal Funds  
1463 Procedures Act, and in accordance with federal requirements:

1464 (i) apply for federal grants;

1465 (ii) participate in federal programs; and

1466 (iii) administer federally funded broadband-related programs.

1467 Section 30. Section **67-1a-2.2** is amended to read:

1468 **67-1a-2.2. Residences in more than one district -- Lieutenant governor to resolve.**

1469 (1) If, in reviewing a map generated from a redistricting block assignment file, the  
1470 lieutenant governor determines that a single-family or multi-family residence is within more  
1471 than one Congressional, Senate, House, or State Board of Education district, the lieutenant  
1472 governor may, by January 31, 2012, and in consultation with the [~~Automated Geographic~~  
1473 ~~Reference Center~~] Utah Geospatial Resource Center, determine the district to which the  
1474 residence is assigned.

1475 (2) In order to make the determination required by Subsection (1), the lieutenant  
1476 governor shall review the block assignment file and other Bureau of the Census data and obtain  
1477 and review other relevant data such as aerial photography or other data about the area.

1478 (3) Upon making the determination authorized by this section, the lieutenant governor  
1479 shall notify county clerks affected by the determination and the [~~Automated Geographic~~  
1480 ~~Reference Center~~] Utah Geospatial Resource Center created under Section **63F-1-506**.

1481 Section 31. Section **67-1a-6.5** is amended to read:

1482 **67-1a-6.5. Certification of local entity boundary actions -- Definitions -- Notice**  
1483 **requirements -- Electronic copies -- Filing.**

1484 (1) As used in this section:



- 1485 (a) "Applicable certificate" means:
- 1486 (i) for the impending incorporation of a city, town, local district, conservation district,  
1487 or incorporation of a local district from a reorganized special service district, a certificate of  
1488 incorporation;
- 1489 (ii) for the impending creation of a county, school district, special service district,  
1490 community reinvestment agency, or interlocal entity, a certificate of creation;
- 1491 (iii) for the impending annexation of territory to an existing local entity, a certificate of  
1492 annexation;
- 1493 (iv) for the impending withdrawal or disconnection of territory from an existing local  
1494 entity, a certificate of withdrawal or disconnection, respectively;
- 1495 (v) for the impending consolidation of multiple local entities, a certificate of  
1496 consolidation;
- 1497 (vi) for the impending division of a local entity into multiple local entities, a certificate  
1498 of division;
- 1499 (vii) for the impending adjustment of a common boundary between local entities, a  
1500 certificate of boundary adjustment; and
- 1501 (viii) for the impending dissolution of a local entity, a certificate of dissolution.
- 1502 (b) "Approved final local entity plat" means a final local entity plat, as defined in  
1503 Section 17-23-20, that has been approved under Section 17-23-20 as a final local entity plat by  
1504 the county surveyor.
- 1505 (c) "Approving authority" has the same meaning as defined in Section 17-23-20.
- 1506 (d) "Boundary action" has the same meaning as defined in Section 17-23-20.
- 1507 (e) "Center" means the [~~Automated Geographic Reference Center~~] Utah Geospatial  
1508 Resource Center created under Section 63F-1-506.
- 1509 (f) "Community reinvestment agency" has the same meaning as defined in Section  
1510 17C-1-102.
- 1511 (g) "Conservation district" has the same meaning as defined in Section 17D-3-102.
- 1512 (h) "Interlocal entity" has the same meaning as defined in Section 11-13-103.
- 1513 (i) "Local district" has the same meaning as defined in Section 17B-1-102.
- 1514 (j) "Local entity" means a county, city, town, school district, local district, community  
1515 reinvestment agency, special service district, conservation district, or interlocal entity.

1516 (k) "Notice of an impending boundary action" means a written notice, as described in  
1517 Subsection (3), that provides notice of an impending boundary action.

1518 (l) "Special service district" has the same meaning as defined in Section [17D-1-102](#).

1519 (2) Within 10 days after receiving a notice of an impending boundary action, the  
1520 lieutenant governor shall:

1521 (a) (i) issue the applicable certificate, if:

1522 (A) the lieutenant governor determines that the notice of an impending boundary action  
1523 meets the requirements of Subsection (3); and

1524 (B) except in the case of an impending local entity dissolution, the notice of an  
1525 impending boundary action is accompanied by an approved final local entity plat;

1526 (ii) send the applicable certificate to the local entity's approving authority;

1527 (iii) return the original of the approved final local entity plat to the local entity's  
1528 approving authority;

1529 (iv) send a copy of the applicable certificate and approved final local entity plat to:

1530 (A) the State Tax Commission;

1531 (B) the center; and

1532 (C) the county assessor, county surveyor, county auditor, and county attorney of each  
1533 county in which the property depicted on the approved final local entity plat is located; and

1534 (v) send a copy of the applicable certificate to the state auditor, if the boundary action  
1535 that is the subject of the applicable certificate is:

1536 (A) the incorporation or creation of a new local entity;

1537 (B) the consolidation of multiple local entities;

1538 (C) the division of a local entity into multiple local entities; or

1539 (D) the dissolution of a local entity; or

1540 (b) (i) send written notification to the approving authority that the lieutenant governor  
1541 is unable to issue the applicable certificate, if:

1542 (A) the lieutenant governor determines that the notice of an impending boundary action  
1543 does not meet the requirements of Subsection (3); or

1544 (B) the notice of an impending boundary action is:

1545 (I) not accompanied by an approved final local entity plat; or

1546 (II) accompanied by a plat or final local entity plat that has not been approved as a final

- 1547 local entity plat by the county surveyor under Section 17-23-20; and
- 1548 (ii) explain in the notification under Subsection (2)(b)(i) why the lieutenant governor is
- 1549 unable to issue the applicable certificate.
- 1550 (3) Each notice of an impending boundary action shall:
- 1551 (a) be directed to the lieutenant governor;
- 1552 (b) contain the name of the local entity or, in the case of an incorporation or creation,
- 1553 future local entity, whose boundary is affected or established by the boundary action;
- 1554 (c) describe the type of boundary action for which an applicable certificate is sought;
- 1555 (d) be accompanied by a letter from the Utah State Retirement Office, created under
- 1556 Section 49-11-201, to the approving authority that identifies the potential provisions under
- 1557 Title 49, Utah State Retirement and Insurance Benefit Act, that the local entity shall comply
- 1558 with, related to the boundary action, if the boundary action is an impending incorporation or
- 1559 creation of a local entity that may result in the employment of personnel; and
- 1560 (e) (i) contain a statement, signed and verified by the approving authority, certifying
- 1561 that all requirements applicable to the boundary action have been met; or
- 1562 (ii) in the case of the dissolution of a municipality, be accompanied by a certified copy
- 1563 of the court order approving the dissolution of the municipality.
- 1564 (4) The lieutenant governor may require the approving authority to submit a paper or
- 1565 electronic copy of a notice of an impending boundary action and approved final local entity plat
- 1566 in conjunction with the filing of the original of those documents.
- 1567 (5) (a) The lieutenant governor shall:
- 1568 (i) keep, index, maintain, and make available to the public each notice of an impending
- 1569 boundary action, approved final local entity plat, applicable certificate, and other document that
- 1570 the lieutenant governor receives or generates under this section;
- 1571 (ii) make a copy of each document listed in Subsection (5)(a)(i) available on the
- 1572 Internet for 12 months after the lieutenant governor receives or generates the document;
- 1573 (iii) furnish a paper copy of any of the documents listed in Subsection (5)(a)(i) to any
- 1574 person who requests a paper copy; and
- 1575 (iv) furnish a certified copy of any of the documents listed in Subsection (5)(a)(i) to
- 1576 any person who requests a certified copy.
- 1577 (b) The lieutenant governor may charge a reasonable fee for a paper copy or certified

1578 copy of a document that the lieutenant governor provides under this Subsection (5).

1579 Section 32. Section **72-5-304** is amended to read:

1580 **72-5-304. Mapping and survey requirements.**

1581 (1) The Department of Transportation, counties, and cities are not required to possess  
1582 centerline surveys for R.S. 2477 rights-of-ways.

1583 (2) To be accepted, highways within R.S. 2477 rights-of-way do not need to be  
1584 included in the plats, descriptions, and maps of county roads required by Sections [72-3-105](#) and  
1585 [72-3-107](#) or on the State Geographic Information Database, created in Section [63F-1-507](#),  
1586 required to be maintained by Subsection (3).

1587 (3) (a) The [~~Automated Geographic Reference Center~~] Utah Geospatial Resource  
1588 Center, created in Section [63F-1-506](#), shall create and maintain a record of R.S. 2477  
1589 rights-of-way on the Geographic Information Database.

1590 (b) The record of R.S. 2477 rights-of-way shall be based on information maintained by  
1591 the Department of Transportation and cartographic, topographic, photographic, historical, and  
1592 other data available to or maintained by the [~~Automated Geographic Reference Center~~] Utah  
1593 Geospatial Resource Center.

1594 (c) Agencies and political subdivisions of the state may provide additional information  
1595 regarding R.S. 2477 rights-of-way when information is available.

1596 Section 33. Section **72-5-309** is amended to read:

1597 **72-5-309. Acceptance of rights-of-way -- Notice of acknowledgment required.**

1598 (1) The governor or the governor's designee may assess whether the grant of the R.S.  
1599 2477 has been accepted with regard to any right-of-way so as to vest title of the right-of-way in  
1600 the state and the applicable political subdivision as provided for in Section [72-5-103](#).

1601 (2) If the governor or governor's designee concludes that the grant has been accepted as  
1602 to any right-of-way, the governor or a designee shall issue a notice of acknowledgment of the  
1603 acceptance of the R.S. 2477 grant as to that right-of-way.

1604 (3) A notice of acknowledgment of the R.S. 2477 grant shall include:

1605 (a) a statement of reasons for the acknowledgment;

1606 (b) a general description of the right-of-way or rights-of-way subject to the notice of  
1607 acknowledgment, including the county in which it is located, and notice of where a center-line  
1608 description derived from Global Positioning System data may be viewed or obtained;

1609 (c) a statement that the owner of the servient estate in the land over which the  
1610 right-of-way or rights-of-way subject to the notice runs or any person with a competing  
1611 dominant estate ownership claim may file a petition with the district court for a decision  
1612 regarding the correctness or incorrectness of the acknowledgment; and

1613 (d) a statement of the time limit provided in Section 72-5-310 for filing a petition.

1614 (4) (a) (i) The governor or the governor's designee may record a notice of  
1615 acknowledgment, and any supporting affidavit, map, or other document purporting to establish  
1616 or affect the state's property interest in the right-of-way or rights-of-way, in the office of the  
1617 county recorder in the county where the right-of-way or rights-of-way exist.

1618 (ii) (A) A notice of acknowledgment recorded in the county recorder's office is not  
1619 required to be accompanied by a paper copy of the center-line description.

1620 (B) A paper copy of each center-line description together with the notice of  
1621 acknowledgment shall be placed in the state archives created in Section 63A-12-101 and made  
1622 available to the public upon request in accordance with Title 63G, Chapter 2, Government  
1623 Records Access and Management Act.

1624 (C) An electronic copy of the center-line description identified in a notice of  
1625 acknowledgment shall be available upon request at:

1626 (I) the county recorder's office; or

1627 (II) the [~~Automated Geographic Reference Center~~] Utah Geospatial Resource Center  
1628 created in Section 63F-1-506.

1629 (b) A notice of acknowledgment recorded in the county recorder's office is conclusive  
1630 evidence of acceptance of the R.S. 2477 grant upon:

1631 (i) expiration of the 60-day period for filing a petition under Section 72-5-310 without  
1632 the filing of a petition; or

1633 (ii) a final court decision that the notice of acknowledgment was not incorrect.

1634 Section 34. **Revisor instructions.**

1635 The Legislature intends that the Office of Legislative Research and General Counsel, in  
1636 preparing the Utah Code database for publication, on May 5, 2021, replace "Automated  
1637 Geographic Reference Center" with "Utah Geospatial Resource Center" in any new language  
1638 added to the Utah Code by legislation passed during the 2021 General Session.