

Senator Chris H. Wilson proposes the following substitute bill:

REVENUE BOND AND CAPITAL FACILITIES

AMENDMENTS

2021 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Chris H. Wilson

House Sponsor: Douglas V. Sagers

LONG TITLE

General Description:

This bill enacts provisions relating to 2021 revenue bonds and capital facility design and construction authorizations.

Highlighted Provisions:

This bill:

▶ expresses the Legislature's intent relating to the Utah Board of Higher Education's issuance, sale, and delivery of revenue bonds to finance:

• the construction of West Village Graduate and Family Student Housing at the University of Utah;

• the construction of the Impact - Epicenter building at the University of Utah;

• an expansion of the Electric Vehicle and Roadway building at Utah State University;

• the construction of the Stewart Stadium east bleachers at Weber State University; and

• the construction of the Noorda Engineering and Applied Science building at Weber State University; and

▶ expresses the Legislature's intent relating to the State Building Ownership



26 Authority's issuance of obligations to finance:

- 27 • a new state liquor store in the Sugarhouse area of Salt Lake City; and
- 28 • a new state liquor store in east Sandy.

29 **Money Appropriated in this Bill:**

30 None

31 **Other Special Clauses:**

32 None

33 **Utah Code Sections Affected:**

34 ENACTS:

35 **63B-31-201**, Utah Code Annotated 1953

36 **63B-31-202**, Utah Code Annotated 1953



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

39 Section 1. Section **63B-31-201** is enacted to read:

40 **CHAPTER 31. 2021 BONDING AND FINANCING AUTHORIZATIONS**

41 **Part 2. 2021 Revenue Bond Authorizations**

42 **63B-31-201. Revenue bond authorizations -- Utah Board of Higher Education.**

43 (1) The Legislature intends that:

44 (a) the Utah Board of Higher Education, on behalf of the University of Utah, may
45 issue, sell, and deliver revenue bonds or other evidences of indebtedness of the University of
46 Utah to borrow money on the credit, revenues, and reserves of the university, other than
47 appropriations of the Legislature, to finance the cost of constructing the West Village Graduate
48 and Family Student Housing;

49 (b) the University of Utah use student housing rental fees and other auxiliary revenue
50 as the primary revenue sources for repayment of any obligation created under authority of this
51 Subsection (1);

52 (c) the amount of revenue bonds or evidences of indebtedness authorized by this
53 Subsection (1) may not exceed \$125,800,000 for acquisition and construction proceeds,
54 together with other amounts necessary to pay costs of issuance, pay capitalized interest, and
55 fund any debt service reserve requirements;

56 (d) the university may plan, design, and construct the West Village Graduate and

57 Family Student Housing, subject to the requirements of Title 63A, Chapter 5b, Administration
58 of State Facilities; and

59 (e) the university may not request state funds for operation and maintenance costs or
60 capital improvements.

61 (2) The Legislature intends that:

62 (a) the Utah Board of Higher Education, on behalf of the University of Utah, may
63 issue, sell, and deliver revenue bonds or other evidences of indebtedness of the University of
64 Utah to borrow money on the credit, revenues, and reserves of the university, other than
65 appropriations of the Legislature, to finance the cost of constructing the Impact - Epicenter
66 building;

67 (b) the University of Utah use donations, student housing rental fees, and other
68 auxiliary revenue as the primary revenue sources for repayment of any obligation created under
69 authority of this Subsection (2);

70 (c) the amount of revenue bonds or evidences of indebtedness authorized by this
71 Subsection (2) may not exceed \$85,700,000 for acquisition and construction proceeds, together
72 with other amounts necessary to pay costs of issuance, pay capitalized interest, and fund any
73 debt service reserve requirements;

74 (d) the university may plan, design, and construct the Impact - Epicenter building,
75 subject to the requirements of Title 63A, Chapter 5b, Administration of State Facilities; and

76 (e) the university may not request state funds for operation and maintenance costs or
77 capital improvements.

78 (3) The Legislature intends that:

79 (a) the Utah Board of Higher Education, on behalf of the Utah State University, may
80 issue, sell, and deliver revenue bonds or other evidences of indebtedness of the Utah State
81 University to borrow money on the credit, revenues, and reserves of the university, other than
82 appropriations of the Legislature, to finance the cost of constructing an expansion of the
83 Electric Vehicle and Roadway building;

84 (b) Utah State University use research revenue, donations, and institutional funds as the
85 primary revenue sources for repayment of any obligation created under authority of this
86 Subsection (3);

87 (c) the amount of revenue bonds or evidences of indebtedness authorized by this

88 Subsection (3) may not exceed \$9,200,000 for acquisition and construction proceeds, together
89 with other amounts necessary to pay costs of issuance, pay capitalized interest, and fund any
90 debt service reserve requirements;

91 (d) the university may plan, design, and construct the expansion of the Electric Vehicle
92 and Roadway building, subject to the requirements of Title 63A, Chapter 5b, Administration of
93 State Facilities; and

94 (e) the university may not request state funds for operation and maintenance costs or
95 capital improvements.

96 (4) The Legislature intends that:

97 (a) the Utah Board of Higher Education, on behalf of Weber State University, may
98 issue, sell, and deliver revenue bonds or other evidences of indebtedness of Weber State
99 University to borrow money on the credit, revenues, and reserves of the university, other than
100 appropriations of the Legislature, to finance the cost of constructing the Stewart Stadium east
101 bleachers;

102 (b) Weber State University use student fees and institutional funds as the primary
103 revenue sources for repayment of any obligation created under authority of this Subsection (4);

104 (c) the amount of revenue bonds or evidences of indebtedness authorized by this
105 Subsection (4) may not exceed \$4,000,000 for acquisition and construction proceeds, together
106 with other amounts necessary to pay costs of issuance, pay capitalized interest, and fund any
107 debt service reserve requirements;

108 (d) the university may plan, design, and construct the Stewart Stadium east bleachers,
109 subject to the requirements of Title 63A, Chapter 5b, Administration of State Facilities; and

110 (e) the university may not request additional state funds for operation and maintenance
111 costs or capital improvements.

112 (5) The Legislature intends that:

113 (a) the Utah Board of Higher Education, on behalf of Weber State University, may
114 issue, sell, and deliver revenue bonds or other evidences of indebtedness of Weber State
115 University to borrow money on the credit, revenues, and reserves of the university, other than
116 appropriations of the Legislature, to finance the cost of constructing the Noorda Engineering
117 and Applied Science building;

118 (b) Weber State University use lease payments as the primary revenue sources for

119 repayment of any obligation created under authority of this Subsection (5);

120 (c) the amount of revenue bonds or evidences of indebtedness authorized by this
121 Subsection (5) may not exceed \$8,500,000 for acquisition and construction proceeds, together
122 with other amounts necessary to pay costs of issuance, pay capitalized interest, and fund any
123 debt service reserve requirements;

124 (d) the university may plan, design, and construct the Noorda Engineering and Applied
125 Science building, subject to the requirements of Title 63A, Chapter 5b, Administration of State
126 Facilities; and

127 (e) the university may not request additional state funds for operation and maintenance
128 costs or capital improvements.

129 Section 2. Section **63B-31-202** is enacted to read:

130 **63B-31-202. State Building Ownership Authority obligations for new state liquor**
131 **stores.**

132 (1) The Legislature intends that:

133 (a) the State Building Ownership Authority, under the authority of Title 63B, Chapter
134 1, Part 3, State Building Ownership Authority Act, may issue or execute obligations or may
135 enter into or arrange for a lease-purchase agreement in which participation interests may be
136 created, to provide up to \$11,725,700 for a Salt Lake City market area liquor store in
137 Sugarhouse, together with additional amounts necessary to pay costs of issuance, pay
138 capitalized interest, and fund any existing debt service reserve requirements;

139 (b) the Department of Alcoholic Beverage Control use sales revenues as the primary
140 revenue source for repayment of any obligation created under authority of this Subsection (1);

141 (c) the Department of Alcoholic Beverage Control may request operation and
142 maintenance funding from sales revenues; and

143 (d) the Department of Alcoholic Beverage Control use up to \$5,000,000 to repay the
144 State Store Land Acquisition Fund under Section [32B-2-307](#).

145 (2) The Legislature intends that:

146 (a) the State Building Ownership Authority, under the authority of Title 63B, Chapter
147 1, Part 3, State Building Ownership Authority Act, may issue or execute obligations or may
148 enter into or arrange for a lease-purchase agreement in which participation interests may be
149 created, to provide up to \$5,524,000 for a Salt Lake City area market liquor store in east Sandy,

150 together with additional amounts necessary to pay costs of issuance, pay capitalized interest,
151 and fund any existing debt service reserve requirements;

152 (b) the Department of Alcoholic Beverage Control use sales revenues as the primary
153 revenue source for repayment of any obligation created under authority of this Subsection (2);

154 and

155 (c) the Department of Alcoholic Beverage Control may request operation and
156 maintenance funding from sales revenues.