

183 body shall retain any transient room tax funds collected but not expended during any fiscal year
 184 in the reserve fund to be used in accordance with Sections 17-31-2 through 17-31-5.

185 (b) ~~[The]~~ Except as described in Subsection (2)(c), accumulated unappropriated surplus
 186 in the reserve fund, as determined before the county's adoption of a tentative budget, may not
 187 exceed 50% of the total transient room tax revenue for the current fiscal year.

188 (c) For a fiscal year beginning on or after July 1, 2019, and ending on or before July 1,
 189 2023 ~~H→ [:] :~~

189a (i) ~~←H~~ if a county receives more than 150% of total transient room tax revenue in the fiscal
 189b year
 190 compared to the total transient room tax revenue received in the previous fiscal year,

191 accumulated unappropriated surplus in the reserve fund, as determined before the county's
 192 adoption of a tentative budget, may not exceed 50% of the total transient room tax revenue for
 193 the previous fiscal year plus an amount equal to the total transient room tax revenue that is
 194 more than 100% of total transient room tax revenue from the previous fiscal year ~~H→ [:] ; and~~

194a (ii) if a county adds to the county's reserve fund an amount equal to the total transient
 194b room tax revenue that is more than 100% of total transient room tax revenue from the
 194c previous fiscal year as authorized in Subsection (2)(c)(i), the county may expend that
 194d additional reserve fund money for visitor management and destination development subject to
 194e the requirements described in Subsections 17-31-2(6)(a)(ii)(A) and (B). ~~←H~~

195 Section 3. Section 17-31-5 is amended to read:

196 **17-31-5. General powers and duties of a county legislative body related to the**
 197 **transient room tax.**

198 ~~[The county legislative body may do and perform any and all other acts and things~~
 199 ~~necessary, convenient, desirable, or appropriate to carry out the provisions of Sections 17-31-2~~
 200 ~~through 17-31-5.]~~

201 ~~H→ (1) ←H~~ The legislative body of each county that imposes a transient room tax in
 201a accordance

202 with Section 17-31-2:

203 ~~H→ [(1)] (a) ←H~~ shall ~~H→~~ , except as provided in Subsection (2), ←H at least annually
 203a consider the priorities and recommendations of the county's

204 tourism tax advisory board created under Subsection 17-31-8(1)(a) or the substantially similar
 205 body as described in Subsection 17-31-8(1)(b) in one or more public meetings before finalizing
 206 decisions on expenditures of revenue from the transient room tax in each fiscal year;

207 ~~H→ [(2)] (b) ←H~~ shall prepare and provide the annual written report for each fiscal year ~~⊛~~

207a as described
208 in Section 17-31-5.5; and
209 ~~H~~ → [(3)] (c) ← ~~H~~ may do and perform any and all other acts and things necessary,
209a convenient.

210 ~~desirable, or appropriate to carry out the provisions of Sections 17-31-2 through 17-31-5.5.~~

210a ~~→ (2) Subsection (1)(a) does not apply to the legislative body of a county if:~~

210b ~~(a) the legislative body of the county has entered into a written contract with a~~

210c ~~substantially similar body to a tourism tax advisory board as described in Subsection~~

210d ~~17-31-8(1)(b); and~~

210e ~~(b) the written contract described in Subsection (2)(a) clearly delineates how the~~

210f ~~expenditures of revenue from the transient room tax are to be spent. ←~~

211 Section 4. Section 17-31-5.5 is amended to read:

212 **17-31-5.5. Report by county legislative body -- Content.**

213 (1) The legislative body of each county that imposes a transient room tax under Section