

LEGISLATIVE POLICY COMMITTEE

MARCH 6, 2017

FINAL LPC OF THE SESSION!

Remember the Alamo



TEAM ULCT: THANKS TO THE CITY STAFFERS WHO REGULARLY JOIN US ON CAPITOL HILL

- Bountiful: Police Chief Tom Ross
- Layton: Gary Crane
- Midvale: Kane Loader
- Murray: Rees Davidson
- Ogden: Mark Johnson, Mark Stratford, Gary Williams
- Provo: Corey Norman
- Salt Lake City: Lynn Pace
- Sandy: Ashley Jolin and Nicole Martin
- South Jordan: Chip Dawson and Ryan Loose
- South Salt Lake/Tooele: Randy Sant
- St. George: Shawn Guzman
- West Valley: Nicole Cottle and Brandon Hill

ULCT HAS ENGAGED ON THESE BILLS

- HB 19 Asset Forfeiture
- HB 20 Political Activities of Public Entities
- HB 30 Historic Preservation
- HB 32 Assessment Areas
- HB 36 Affordable Housing
- HB 39 Local Officers
- HB 89 Impact Fees
- HB 115 Solid Waste
- HB 144 ALJ Qualifications
- HB 152 Transportation Funding
- HB 163 Municipality Per Diem
- HB 164 Municipal Enterprise Funds
- HB 178 Good Landlord
- HB 186 Local Gov't Residency
- HB 195 Dissolution of Local Districts
- HB 232 Land Use Amendments
- HB 239 Juvenile Justice
- HB 243 Common Area Land Use

ULCT HAS ENGAGED ON THESE BILLS

- HB 253 Short-term Rentals
- HB 276 Seat Belt Revisions
- HB 277 Direct Food Sales
- HB 279 Impact Fees
- HB 280 Agriculture Regulation
- HB 281 Construction & Fire Codes
- HB 290 Community Reinvestment Agency
- HB 298 Free Expression
- HB 300 Trampoline Park Safety
- HB 301 Canal Safety
- HB 304 Water Conservation
- HB 324 Budget Hearing Notice
- HB 327 Nighttime Construction
- HB 356 On Premise Signage
- HB 357 Utility Easement
- HB 364 Removal of Local Elected Officials
- HB 372 Candidate Replacement
- HB 378 Second-hand Store

ULCT HAS ENGAGED ON THESE BILLS

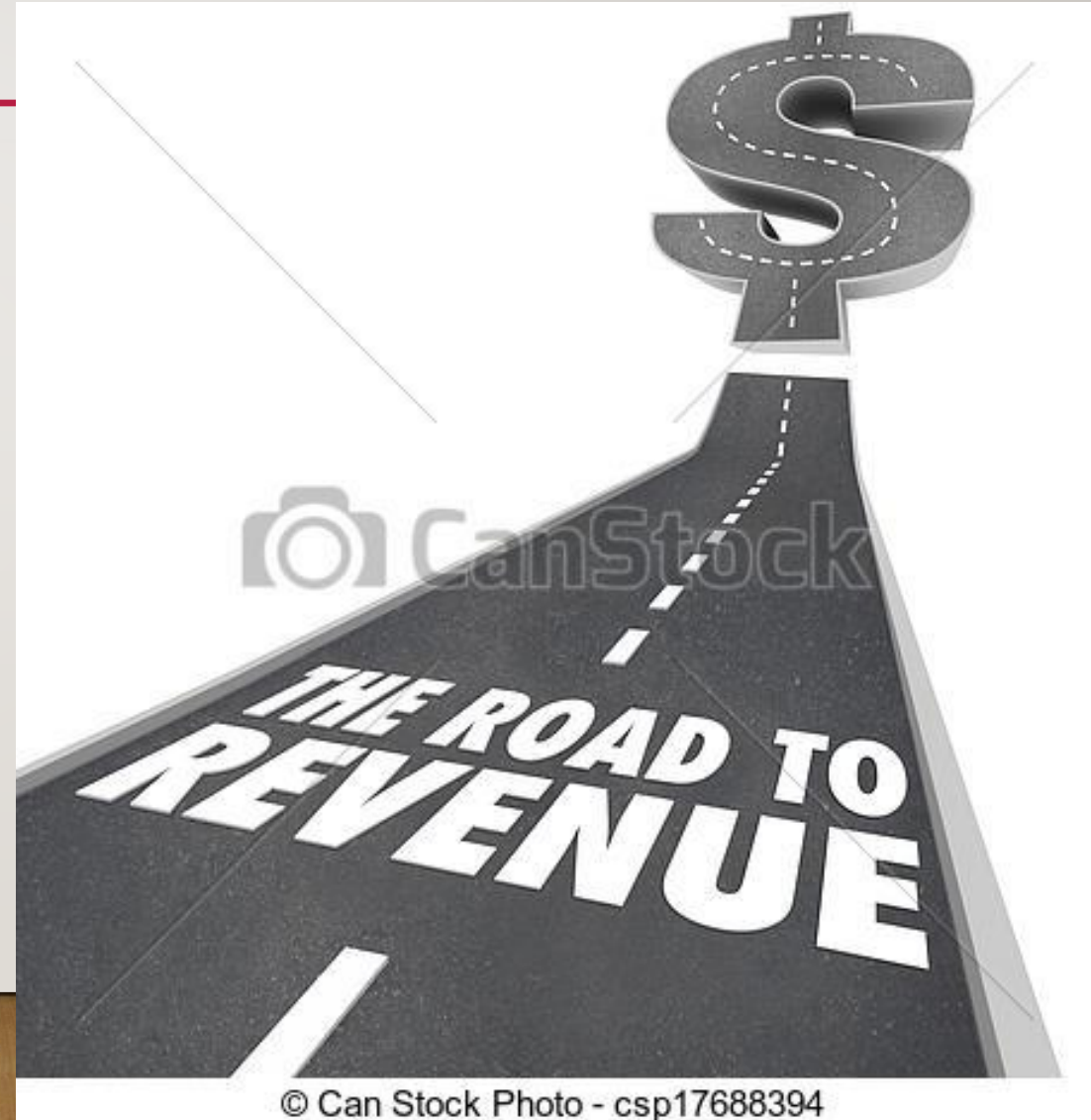
- HB 381 Law Enforcement Body Cams
- HB 393 Vehicle Towing
- HB 399 Gov't Immunity
- HB 408 STLA Amendments
- HB 441 Homelessness
- HB 442 Alcohol Amendments
- HB 448 Community Reinvestment
- HB 452 Homeless Services
- HB 458 County Snow Plow
- SB 37 Statewide Crisis Line
- SB 69 Notification Req'ts for Ballot Proposals
- SB 70 Asset Forfeiture
- SB 81 Licensing
- SB 83 Sales Tax Notification
- SB 87 Asset Forfeiture
- SB 94 Local Districts
- SB 97 Public Meeting Minutes
- SB 98 Excess Damages

ULCT HAS ENGAGED ON THESE BILLS

- SB 110 Online Sales Tax
- SB 140 Annexation of Islands within Cities
- SB 150 Local Gov't Bonding
- SB 152 Municipal Mayoral Term
- SB 156 Surviving Spouse
- SB 174 Public Transit and Transportation
- SB 181 High Priority Transportation Corridors
- SB 189 Oil and Gas
- SB 197 Manufacturing Amendments
- SB 198 UCA
- SB 241 Plan Review
- SB 242 GRAMA
- SB 244 Retail Bag
- SB 250 Food Trucks
- SB 251 Local Gov't Criminal Penalty
- SB 260 Assignable Right of First Removal
- SB 264 Outdoor Recreation
- SB 276 Transportation Funding

TAXES, EDUCATION, TRANSPORTATION, AND MORE

- \$200 million new \$ for schools (4% WPU)
- State sales tax on food (TBD)
- Transportation bonding (SB 277)
- Adjustments to motor fuel tax (SB 276)
- Online sales tax (SB 83, SB 110)



SB 276 TRANSPORTATION FUNDING MODIFICATIONS (CIRCLED IN SENATE)

- **HB 362, 2015:** intent was to convert the gas tax to include indexing
 - 29.4 cents became a 12% tax
 - Floor of \$2.45
 - Ceiling of \$3.33
- **2017:** wholesale fuel price is \$1.78
- \$2.45 unlikely to be reached for a decade, so the HB 362 gas tax change would NOT keep pace with inflation

SB 276 TRANSPORTATION FUNDING MODIFICATIONS (CIRCLED IN SENATE)

- SB 276: tax of 16%
 - Floor: \$1.78
 - Ceiling: \$2.43
- SB 276: reduce amount of state sales tax going into the Transportation Investment Fund by an amount equal to 35% of the gas tax increase
- UDOT: increase to budget is equivalent of half of the indexing
- B&C: no formula change; increased gas tax revenues beyond current projected levels

OTHER REVENUE RELATED BILLS ... HOUSE VOTES?

SB 110, Sen. Bramble, Online Sales Tax

- Utah has lost \$80-\$350 million in sales tax revenue currently owed and not collected
- Justice Kennedy: “unwise to delay any longer the reconsideration of Quill” (28 states)
- Economic nexus: transact more than \$100,000
- Affiliate nexus: affiliate is agent for company

SB 264, Sen. Okerlund, Outdoor Recreation

- Pilot grant program of \$1 million last year
- State transient room tax of .30% on hotels, etc.
- Outdoor Recreation Infrastructure Grant Program
- 14 member committee, knowledgeable about outdoor recreation activities, youth programs, and tourism-based economic development (1 ULCT)

HB 408: STATE PROPERTY & SCHOOL AND INSTITUTIONAL TRUST LAND AMENDMENTS (REP. MIKE NOEL)

- “*Property owned by the state*” includes property owned as **school and institutional trust land**, including state owned land occupied or used by a person under a permit or lease
- City or county does not have jurisdiction over state owned property ... which would now include school and institutional trust land
- If approved by 2/3 of the House and Senate, then bill has immediate effective date

HB 442, ALCOHOL AMENDMENTS (REP. BRAD WILSON)

- Industry and stakeholder concerns about “Zion curtain” and the potential replacement
- Stakeholder concern about proximity (200-600 feet) of restaurants/bars to “community locations”
 - Church, school, park, library, playground (public or private)
- Current two pronged variance process:
 - 1) general variance (4 steps), and
 - 2) special variance, IF community location does not provide written consent
- **Reduced proximity without variance?**
- **OPTION TO PRESERVE VARIANCE:** 1) local governing body hearing, 2) local gov’t written consent, 3) DABC commission hearing, and **NO** special variance

HB 441, HOUSING & HOMELESS REFORM

REP. FRANCIS GIBSON

- Two years, not three years, for \$27 million
- \$3 million ongoing for ANY shelter in state
- City may not prohibit a shelter from being built if the site approved by the Homeless Coordinating Committee and receives money from Homeless Coordinating Committee
 - ULCT will recommend committee members to Governor's office

SL County must recommend site by March 30

- County currently evaluating multiple sites and intend to put forward 5 sites for public review
- Committee of stakeholders
- Public Open Houses: Mar 14, 6-8 pm; Mar 18, 3-5 pm
- Committee meetings: March 22 and March 28

HB 452 HOMELESS SERVICES

REP. STEVE ELIASON

- Statewide operation and maintenance revenue stream
- Mechanism: currently (as of 10 am) sales tax, but could be property tax
 - .30% of revenues collected from state, county, and city sales taxes
- Qualifying homeless shelters:
 - Initial intent was new shelters in SL County, but sponsor willing to ensure all shelters would qualify
 - Criteria: located within a city, provides temporary shelter, 50+ capacity, operates year-round
- \$900 per bed to city to cover costs

LAST WEEK, LATE HOUR LOBBYING EFFORTS

HOUSE FLOOR

- HB 399 Gov't Immunity (Mon deadline)
- HB 408 STLA (Mon deadline)
- HB 441 Homelessness (Gibson; Mon deadline)
- HB 452 Homelessness (Eliason; Mon deadline)
- SB 110 Online Sales
- SB 198 UCA
- SB 264 State TRT
- SB 276 Transportation \$ (eventually)

SENATE FLOOR

- HB 253 Short-term Rental
- HB 442 Alcohol Amendments
- SB 276 Transportation \$ (circled; Mon deadline)