

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 217, As Amended in the Senate

BY REVENUE AND TAXATION COMMITTEE

AN ACT

1 RELATING TO THE LOCAL ECONOMIC DEVELOPMENT ACT; AMENDING SECTION 50-2905A,
2 IDAHO CODE, TO REVISE A PROVISION REGARDING AN ELECTION, TO PROVIDE FOR
3 CERTAIN EXCEPTIONS, TO DEFINE TERMS, TO REVISE A DEFINITION, AND TO MAKE
4 A TECHNICAL CORRECTION.
5

6 Be It Enacted by the Legislature of the State of Idaho:

7 SECTION 1. That Section 50-2905A, Idaho Code, be, and the same is hereby
8 amended to read as follows:

9 50-2905A. ELECTION NECESSARY FOR EXPENDITURES ON CERTAIN
10 PROJECTS. (1) Notwithstanding any other provision of this chapter, on and
11 after July 1, 2016 the effective date of this act, it shall be unlawful for
12 an urban renewal agency to expend revenue collected under this chapter
13 on project costs when either the amount of revenue collected under this
14 chapter, or the amount of revenue collected under this chapter plus any other
15 public funds, not including federal funds or federal funds administered
16 by a public body, contributes to fifty-one percent (51%) or more of the
17 total project cost and the project is for construction of a municipal
18 building that will not be subject to property taxation or a multipurpose
19 sports stadium complex, or the remodel of such a building or complex, with a
20 total project cost exceeding one million dollars (\$1,000,000) unless such
21 construction project is first approved in an election by sixty percent (60%)
22 of the participating qualified electors residing within the borders of the
23 qualified municipality. An election pursuant to this section shall be in
24 accordance with the provisions of chapter 1, title 34, Idaho Code. The total
25 project cost described in this subsection shall not include the cost of any
26 infrastructure or belowground improvements including, but not limited to,
27 water, sewer, storm drainage, electrical, natural gas, telecommunication,
28 or other similar systems and lines, streets, roads, curbs, gutters, side-
29 walks, walkways, parking facilities, or unoccupied auxiliary structures.
30 This section shall not be construed to require an election regarding bonds
31 issued prior to the effective date of this act.

32 (2) For purposes of this section, the following terms shall have the
33 following meanings:

34 (a) "Multipurpose sports stadium complex" means a place or venue for
35 indoor or outdoor sports, concerts, or other events that contains a
36 field or other playing surface or area either partly or completely sur-
37 rounded by a tiered structure designed to allow spectators to stand or
38 sit and view the event;

39 (b) "Municipal building" means only an administrative building, city
40 hall, library, courthouse, public safety or law enforcement buildings,
41 other judicial buildings, fire stations, jails, and detention facili-
42 ties that are not subject to property taxation whether they are, or are

1 intended to be, owned or operated by or leased to a public body for the
2 public's benefit;
3 (bc) "Project costs" shall have the same meaning as provided in section
4 50-2903(14), Idaho Code;
5 (d) "Public body" shall have the same meaning as provided in section
6 50-2018(3), Idaho Code;
7 (e) "Public funds" shall mean the funds collected or received by a pub-
8 lic body but shall not include grants or donations from private entities
9 or individuals to the public body.