

1 **IMPACT FEE REPORTING REQUIREMENTS**

2 2017 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: John Knotwell**

5 Senate Sponsor: Daniel Hemmert

7 **LONG TITLE**

8 **General Description:**

9 This bill amends provisions related to impact fees.

10 **Highlighted Provisions:**

11 This bill:

- 12 ▶ modifies the reporting requirements for a local political subdivision that collects an
- 13 impact fee; and
- 14 ▶ makes technical and conforming changes.

15 **Money Appropriated in this Bill:**

16 None

17 **Other Special Clauses:**

18 None

19 **Utah Code Sections Affected:**

20 AMENDS:

21 **11-36a-601**, as enacted by Laws of Utah 2011, Chapter 47

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

24 Section 1. Section **11-36a-601** is amended to read:

25 **11-36a-601. Accounting of impact fees.**

26 A local political subdivision that collects an impact fee shall:

- 27 (1) establish a separate interest bearing ledger account for each type of public facility
- 28 for which an impact fee is collected;
- 29 (2) deposit a receipt for an impact fee in the appropriate ledger account established

30 under Subsection (1);

31 (3) retain the interest earned on each fund or ledger account in the fund or ledger

32 account;

33 (4) at the end of each fiscal year, prepare a report ~~[on]~~ that:

34 (a) for each fund or ledger account [showing], shows:

35 ~~[(a)]~~ (i) the source and amount of all money collected, earned, and received by the fund

36 or ledger account during the fiscal year; and

37 ~~[(b)]~~ (ii) each expenditure from the fund or ledger account; [and]

38 ~~[(5) produce a report that:]~~

39 (b) accounts for all impact fee funds that the local political subdivision has on hand at

40 the end of the fiscal year;

41 ~~[(a)]~~ (c) identifies the impact fee funds described in Subsection (4)(b) by:

42 (i) the year in which [they] the impact fee funds were received[;];

43 (ii) the project from which the impact fee funds were collected[~~, the impact fee~~

44 projects];

45 (iii) the project for which the impact fee funds [were] are budgeted[;]; and

46 (iv) the projected schedule for expenditure; and

47 ~~[(b)]~~ (d) is:

48 (i) in a format developed by the state auditor;

49 ~~[(c) is]~~ (ii) certified by the local political subdivision's chief financial officer; and

50 ~~[(d) is]~~ (iii) transmitted [annually] to the state auditor within 180 days after the day on

51 which the fiscal year ends.