

1 **LAND EXCHANGE DISTRIBUTION ACCOUNT**

2 **AMENDMENTS**

3 2010 GENERAL SESSION

4 STATE OF UTAH

5

LONG TITLE

6 **General Description:**

7 This bill modifies the distribution of monies from the Land Exchange Distribution
8 Account.

9 **Highlighted Provisions:**

10 This bill:

- 11 ▶ provides that .75% of the monies in the Land Exchange Distribution Account shall
- 12 be distributed to the Geological Survey for test wells and other hydrologic studies in
- 13 the West Desert;
- 14 ▶ reduces the amount of money distributed from the Land Exchange Distribution
- 15 Account to the Permanent Community Impact Fund from 7.5% to 6.75% of the
- 16 account monies; and
- 17 ▶ provides a repeal date.

18 **Monies Appropriated in this Bill:**

19 None

20 **Other Special Clauses:**

21 None

22 **Utah Code Sections Affected:**

23 AMENDS:

24 **53C-3-203**, as last amended by Laws of Utah 2008, Chapter 216

25 **63I-1-253**, as last amended by Laws of Utah 2009, Chapter 299

26

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

27 Section 1. Section **53C-3-203** is amended to read:

28 **53C-3-203. Land Exchange Distribution Account.**

29 (1) As used in this section, "account" means the Land Exchange Distribution Account

32 created in Subsection (2)(a).

33 (2) (a) There is created within the General Fund a restricted account known as the Land
34 Exchange Distribution Account.

35 (b) The account shall consist of ~~[all]~~ revenue deposited in the account as required by
36 ~~[Subsections 53C-3-202(2)(a)(ii) and (2)(b)(ii)]~~ Section 53C-3-202.

37 (3) (a) The state treasurer shall invest monies in the account according to Title 51,
38 Chapter 7, State Money Management Act.

39 (b) The Division of Finance shall deposit interest or other earnings derived from
40 investment of account monies into the General Fund.

41 (4) ~~[For fiscal years beginning on or after fiscal year 2007-08, because the revenue is~~
42 ~~not derived from taxes, the]~~ The Legislature shall annually appropriate from the account:

43 (a) 55% of all deposits made to the account to counties in amounts proportionate to the
44 amounts of mineral revenue generated from the acquired land, exchanged land, acquired
45 mineral interests, or exchanged mineral interests located in each county, to be used to mitigate
46 the impacts caused by mineral development;

47 (b) 25% of all deposits made to the account to counties in amounts proportionate to the
48 total surface and mineral acreage within each county that was conveyed to the United States
49 under the agreement or an exchange, to be used to mitigate the loss of mineral development
50 opportunities resulting from the agreement or exchange;

51 (c) 1.68% of all deposits made to the account to the State Board of Education, to be
52 used for education research and experimentation in the use of staff and facilities designed to
53 improve the quality of education in Utah;

54 (d) 1.66% of all deposits made to the account to the Geological Survey, to be used for
55 natural resources development in the state;

56 (e) 1.66% of all deposits made to the account to the Water Research Laboratory at Utah
57 State University, to be used for water development in the state; and

58 (f) 7.5% of all deposits made to the account to the Constitutional Defense Restricted
59 Account created in Section 63C-4-103.

60 (5) ~~[For fiscal years 2007-08 and 2008-09]~~ Beginning with fiscal year 2009-10, the
61 Legislature shall annually appropriate from the account ~~[7.5%]~~ .75% of all deposits made to the
62 account to the Geological Survey, to be used for test wells and other hydrologic studies in the

63 West Desert.

64 (6) ~~[For fiscal years beginning on or after]~~ Beginning with fiscal year 2009-10, the
65 Legislature shall annually appropriate from the account ~~[7.5%]~~ 6.75% of all deposits made to
66 the account to the Permanent Community Impact Fund created in Section 9-4-303, to be used
67 for grants to political subdivisions of the state to mitigate the impacts resulting from the
68 development or use of school and institutional trust lands.

69 Section 2. Section **63I-1-253** is amended to read:

70 **63I-1-253. Repeal dates, Titles 53, 53A, and 53B.**

71 The following provisions are repealed on the following dates:

72 (1) Section 53-3-232, Conditional licenses, is repealed July 1, 2015.

73 (2) Title 53A, Chapter 1a, Part 6, Public Education Job Enhancement Program is
74 repealed July 1, 2010.

75 (3) Title 53A, Chapter 1a, Part 9, Voluntary Extended-day Kindergarten Program, is
76 repealed July 1, 2011.

77 (4) The State Instructional Materials Commission, created in Section 53A-14-101, is
78 repealed July 1, 2011.

79 (5) Section 53A-17a-163, Performance-based Compensation Pilot Program is repealed
80 July 1, 2011.

81 (6) Subsection 53C-3-203(5), which provides for the distribution of monies from the
82 Land Exchange Distribution Account to the Geological Survey for test wells and other
83 hydrologic studies in the West Desert, is repealed July 1, 2020.

Legislative Review Note
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Office of Legislative Research and General Counsel