



**Bill Number: S.B. 1147**  
**Worsley Floor Amendment**  
**Reference to: printed bill**  
**Amendment drafted by: Leg Council**

## **FLOOR AMENDMENT EXPLANATION**

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- 1. Restricts the levy of an additional transportation plan and excise tax to a county with a population of 400,000 persons or fewer.**
- 2. Outlines processes for renewal and extension of an existing county transportation excise tax to fund a new transportation plan in a county with a population of 400,000 to 1,200,000 persons or a county with a population over 1,200,000 persons.**
- 3. Requires an additional transportation excise tax to begin at the following January 1 or July 1, whichever occurs first after at least 60 days following voter approval.**
- 4. Removes the ability for an additional transportation excise tax and accompanying transportation plan to exist in perpetuity until the voters terminate the measure and requires the initial ballot measure to include a termination date within 20 years.**
- 5. Limits the sum of an additional transportation excise tax and any existing county transportation excise or road tax to one percent.**
- 6. Specifies that the Department of Revenue collects a levied additional county transportation excise tax.**
- 7. Specifies that any existing tax and adopted transportation plan remain, regardless of the outcome of the ballot measure for a renewal of a transportation excise tax.**
- 8. Makes technical and conforming changes.**

**Amendment explanation prepared by Kaitlyn Neff**

**02/16/2018**

WORSLEY FLOOR AMENDMENT  
SENATE AMENDMENTS TO S.B. 1147  
(Reference to printed bill)

- 1 Page 1, line 4, strike "supplemental"
- 2 Strike line 5, insert "renewal; extension; election"
- 3 Strike lines 6 through 12
- 4 Line 13, strike "B." insert:
- 5 "A. THE BOARD OF SUPERVISORS OF A COUNTY WITH A POPULATION OF FOUR
- 6 HUNDRED THOUSAND PERSONS OR LESS, ON A MAJORITY VOTE, MAY SUBMIT TO AND FOR
- 7 APPROVAL BY THE QUALIFIED ELECTORS OF THE COUNTY AN EXCISE TAX THAT IS IN
- 8 ADDITION TO A COUNTY EXCISE TAX LEVIED OR AUTHORIZED PURSUANT TO SECTION
- 9 42-6106 OR 42-6107 FOR TRANSPORTATION PURPOSES. THE BOARD SHALL PRESENT
- 10 THE ISSUE ON THE BALLOT AS A SINGLE QUESTION FOR APPROVAL OR DISAPPROVAL OF
- 11 THE TAX."
- 12 Reletter to conform
- 13 Line 14, after "DEPARTMENT" insert "OF REVENUE"
- 14 Line 15, strike "SECTION" insert "SUBSECTION"
- 15 Line 16, strike "UNDER THIS SECTION"
- 16 Line 17, after "FIRST" insert "AT LEAST SIXTY DAYS"
- 17 Line 19, strike "RESPECTIVE"; strike "42-6105,"
- 18 Line 21, strike "ANY" insert "THE"
- 19 Line 22, strike "42-6105,"
- 20 Line 23, after "PERCENT" strike remainder of line
- 21 Strike lines 24 through 28
- 22 Line 29, strike "PRESCRIBED BY THIS PARAGRAPH"
- 23 Line 30, strike "C." insert "4."
- 24 Line 31, strike "EITHER"; after "TAX" strike remainder of line

1 Page 1, strike lines 32 and 33, insert "THAT IS WITHIN TWO HUNDRED FORTY MONTHS  
2 AFTER THE DATE PRESCRIBED IN PARAGRAPH 1 OF THIS SUBSECTION."

3 Line 34, strike "D." insert "5."

4 Line 35, strike "SECTION" insert "SUBSECTION"

5 Line 37, strike "SECTION" insert "SUBSECTION"; after the period insert:  
6 "6."

7 Line 38, strike "1." insert "(a)"

8 Line 40, strike "2." insert "(b)"

9 Line 41, strike "3." insert "(c)"

10 Line 42, strike "4." insert "(d)"

11 After line 43, insert:

12 "B. AT THE WRITTEN REQUEST OF THE REGIONAL PLANNING AGENCY, THE  
13 BOARD OF SUPERVISORS OF A COUNTY THAT LEVIES A TAX PURSUANT TO SECTION  
14 42-6105 MAY CALL AND CONDUCT A COUNTYWIDE ELECTION TO APPROVE THE RENEWAL  
15 AND EXTENSION OF THE TAX LEVIED UNDER SECTION 42-6105 ACCORDING TO THE  
16 FOLLOWING REQUIREMENTS:

17 1. THE ISSUE ON THE BALLOT SHALL BE PRESENTED AS A SINGLE QUESTION  
18 FOR APPROVAL OR DISAPPROVAL OF THE TAX.

19 2. THE ELECTION SHALL BE HELD ON A REGULARLY SCHEDULED COUNTYWIDE  
20 GENERAL ELECTION DAY PURSUANT TO SECTION 16-211.

21 3. THE RENEWED TAX SHALL BE LEVIED AND COLLECTED AT THE RATES  
22 PRESCRIBED BY SECTION 42-6105, SUBSECTION B FOR A TERM BEGINNING FROM AND  
23 AFTER DECEMBER 31, 2025 AND CONTINUING FOR TWENTY YEARS.

24 4. THE NET REVENUES COLLECTED FROM THE TAX SHALL BE ALLOCATED AND  
25 DISTRIBUTED TO FUND THE REGIONAL TRANSPORTATION PLAN UNDER SECTION 28-6308,  
26 SUBSECTION C AND DEPOSITED IN:

27 (a) THE REGIONAL AREA ROAD FUND PURSUANT TO SECTION 28-6303 FOR USE  
28 FOR:

29 (i) FREEWAYS AND OTHER ROUTES IN THE STATE HIGHWAY SYSTEM, INCLUDING  
30 CAPITAL EXPENSE AND MAINTENANCE.

1 (ii) MAJOR ARTERIAL STREET AND INTERSECTION IMPROVEMENTS, INCLUDING  
2 CAPITAL EXPENSE AND IMPLEMENTATION STUDIES.

3 (b) THE PUBLIC TRANSPORTATION FUND PURSUANT TO SECTION 48-5103 FOR  
4 CAPITAL COSTS, MAINTENANCE AND OPERATION OF PUBLIC TRANSPORTATION SYSTEMS  
5 ACCORDING TO THE PLAN DESCRIBED IN SECTION 42-6105, SUBSECTION D,  
6 PARAGRAPH 3.

7 C. AT THE WRITTEN REQUEST OF THE REGIONAL TRANSPORTATION AUTHORITY  
8 ESTABLISHED PURSUANT TO TITLE 48, CHAPTER 30 IN A COUNTY WITH A POPULATION  
9 OF MORE THAN FOUR HUNDRED THOUSAND BUT LESS THAN ONE MILLION TWO HUNDRED  
10 THOUSAND PERSONS, THE BOARD OF SUPERVISORS OF THE COUNTY MAY CALL AND  
11 CONDUCT A COUNTYWIDE ELECTION TO APPROVE THE EXTENSION OF THE TAX LEVIED  
12 PURSUANT TO SECTION 42-6106 TO FUND THE REGIONAL TRANSPORTATION PLAN UNDER  
13 SECTION 48-5309 ACCORDING TO THE FOLLOWING REQUIREMENTS:

14 1. THE ISSUE ON THE BALLOT SHALL BE PRESENTED AS A SINGLE QUESTION  
15 FOR THE APPROVAL OR DISAPPROVAL OF THE TAX.

16 2. THE ELECTION SHALL BE HELD ON AN ELECTION DAY SET PURSUANT TO  
17 SECTION 48-5314, SUBSECTION A, PARAGRAPH 2.

18 3. NOTWITHSTANDING SECTION 42-6106, SUBSECTION B, THE TAX SHALL BE  
19 LEVIED AND COLLECTED:

20 (a) AT A RATE THAT, TOGETHER WITH ANY TAX RATE CURRENTLY LEVIED  
21 PURSUANT TO SECTION 42-6106 OR 42-6107, WILL NOT EXCEED:

22 (i) TWENTY PERCENT OF THE TRANSACTION PRIVILEGE TAX RATE PRESCRIBED  
23 BY SECTION 42-5010, SUBSECTION A IN EFFECT ON JANUARY 1, 1990 TO EACH  
24 PERSON ENGAGING OR CONTINUING IN THE COUNTY IN A BUSINESS TAXED UNDER  
25 CHAPTER 5, ARTICLE 1 OF THIS TITLE.

26 (ii) TWENTY PERCENT OF THE RATE PRESCRIBED BY SECTION 42-5352,  
27 SUBSECTION A.

28 (b) ON THE USE OR CONSUMPTION OF ELECTRICITY OR NATURAL GAS BY  
29 RETAIL ELECTRIC OR NATURAL GAS CUSTOMERS IN THE COUNTY WHO ARE SUBJECT TO  
30 USE TAX UNDER SECTION 42-5155, AT A RATE EQUAL TO THE TRANSACTION PRIVILEGE  
31 TAX RATE UNDER SUBDIVISION (a), ITEM (i) OF THIS PARAGRAPH APPLYING TO

1 PERSONS ENGAGING OR CONTINUING IN THE COUNTY IN THE UTILITIES TRANSACTION  
2 PRIVILEGE TAX CLASSIFICATION.

3 4. THE TAX SHALL BE LEVIED FOR A TERM DETERMINED BY THE REGIONAL  
4 TRANSPORTATION AUTHORITY BOARD BEGINNING JANUARY 1 OR JULY 1, WHICHEVER  
5 DATE OCCURS FIRST AT LEAST SIXTY DAYS FOLLOWING THE ELECTION AND CONTINUING  
6 FOR AT LEAST ONE HUNDRED TWENTY BUT NOT MORE THAN TWO HUNDRED FORTY MONTHS.

7 5. REGARDLESS OF THE OUTCOME OF THE ELECTION, ANY PREEXISTING TAX  
8 ADOPTED PURSUANT TO SECTION 42-6106 SHALL REMAIN IN EFFECT ACCORDING TO THE  
9 EXISTING TRANSPORTATION PLAN UNLESS AMENDED PURSUANT TO THIS SUBSECTION.

10 6. THE NET REVENUES COLLECTED FROM THE TAX SHALL BE DEPOSITED IN THE  
11 REGIONAL TRANSPORTATION FUND PURSUANT TO SECTION 48-5307 FOR THE PURPOSES  
12 OF THE REGIONAL TRANSPORTATION PLAN, INCLUDING CAPITAL EXPENSE AND  
13 MAINTENANCE COSTS."

14 Reletter to conform

15 Page 2, line 1, after "COLLECTED" insert "FROM ANY TAX LEVIED"

16 Amend title to conform

BOB WORSLEY

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02/13/2018  
11:03 AM  
C: dmt