

FIFTY-FIFTH LEGISLATURE
SECOND SESSION, 2022

SB 178/a

February 7, 2022

Mr. President:

Your **RULES COMMITTEE**, to whom has been referred

SENATE BILL 178

has had it under consideration and reports same with recommendation that it **DO PASS**, amended as follows:

1. On page 1, line 19, strike "GOVERNING BODY" and insert in lieu thereof "DISTRICT BOARD".

2. On page 23, line 16, strike "governing body" and insert in lieu thereof "district board".

3. On page 24, line 24, strike "the" and insert in lieu thereof "a" and after "agreement", insert "with the district".

4. On page 33, line 11, after "district", insert ", which may be payable from such areas of the district as determined by the district board".

5. On page 59, line 14, strike "The" and insert in lieu thereof "Except as provided in Subsection E of this section, the".

6. On page 61, line 20, strike the closing quotation mark.

7. On page 61, between lines 20 and 21, insert the following new subsection:

"E. A district that has not issued and has determined that it will not issue in the future debt obligations, the interest on which is intended to be excludable from gross income for federal tax purposes, may be governed by a five-member appointed district board appointed by the governing body. Two members of the board shall be appointed based solely on the nominations by a nongovernmental person or persons who are parties to a development agreement with the district, or their successors in interest; one member shall be

**FIFTY-FIFTH LEGISLATURE
SECOND SESSION, 2022**

SRC/SB 178

Page 2

appointed by the governing body; one member shall be appointed pursuant to agreement by the governing body and the nongovernmental person or persons who are parties to the development agreement with the district; and the fifth member shall be the secretary of finance and administration or the secretary's designee. Each member of the board shall serve a five-year term and a vacancy in one of the positions before the end of a term shall be filled in the same manner as the original appointment was made for the remainder of the term. A district governed by a district board constituted pursuant to this subsection shall not be authorized to levy a property tax pursuant to the Tax Increment for Development Act."",

and thence referred to the **JUDICIARY COMMITTEE**.

Respectfully submitted,

DANIEL A. IVEY-SOTO, CHAIR

Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____

The roll call vote was 5 For 3 Against
Yes: 5
No: Duhigg, Lopez, Stewart
Excused: Baca, Pirtle, Wirth
Absent: None