



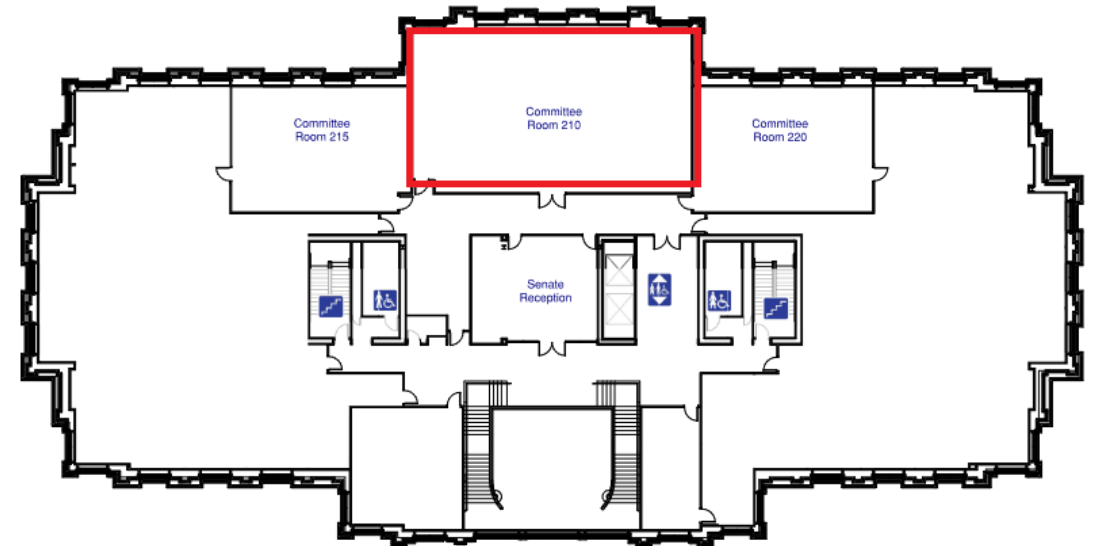
LPC

January 24, 2022

Session Logistics - LPC

LPC

- Every Monday at noon (except for the week of 2/21, when LPC will be held on that Tuesday)
- Room 210 of the Senate Building and Online (via Zoom webinar)
 - You can vote and participate online or in person
- Raising an issue
 - If you would like to request the LPC consider an issue, please notify staff at least one business day in advance of the next meeting.
- Updating your LPC roster
 - Please request changes at least 1 business day prior to LPC.
- Learn more: <https://www.ulct.org/LPC>



East Building - Level 2

Stair Elevator Restrooms



Session Logistics - Communication

Staying up to speed

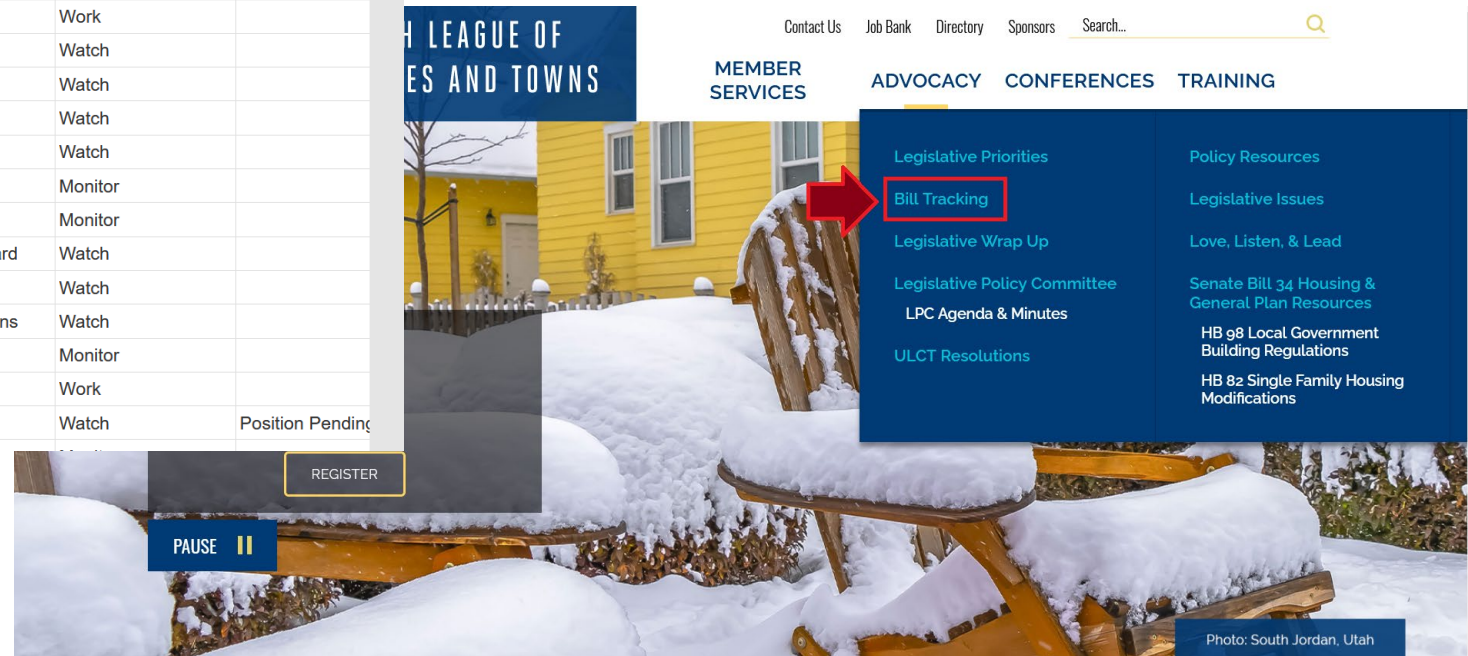
- Friday Facts
 - Who: all subscribers of Friday Facts (entire ULCT email list)
 - Content: highlights legislative priorities or the most significant events of the week, along with non-legislative information and the usual sports trivia
- Nightly email
 - Who: all subscribers of Friday Facts.
 - Content: highlights priority bills or significant events of the day
- Action Alerts (issue specific)
 - Who: LPC members or targeted outreach to cities with legislators on a given committee.
 - Content: talking points/concerns, relevant information about upcoming votes on a bill

Session Logistics – Bill Tracking

Click here to download this report in [PDF](#) or [Excel](#).

Number	Title	Sponsor	Tracking Level	Position
HB 0006	Executive Offices and Criminal Justice Base Budget	Cheryl Acton	Monitor	
HB 0012	Public Safety Retirement Amendments	Matthew Gwynn	Work	Position Pending
HB 0021	School and Child Care Center Water Testing Requirements	Stephen Handy	Monitor	
HB 0022	Open and Public Meetings Act Modifications	Doug Welton	Watch	
HB 0023	First Responder Mental Health Services Amendments	Ryan Wilcox	Work	
HB 0033	Instream Water Flow Amendments	Joel Ferry	Watch	
HB 0036	Commission on Housing Affordability Amendments	Steve Waldrip	Watch	
HB 0037	State Water Policy Amendments	Keven Stratton	Watch	
HB 0039	State Construction Code Amendments	Joel Ferry	Watch	
HB 0045	Justice Court Judge Elections Amendments	Jon Hawkins	Monitor	
HB 0046	Utah Energy Infrastructure Amendments	Carl Albrecht	Monitor	
HB 0057	Government Records Access Amendments	Andrew Stoddard	Watch	
HB 0061	Postretirement Reemployment Amendments	Kera Birkeland	Watch	
HB 0064	Drinking Water Amendments	Christine Watkins	Watch	
HB 0071	Utah Fair Housing Act Amendments	Clare Collard	Monitor	
HB 0085	Eminent Domain Amendments	Mike Petersen	Work	
HB 0093	Juror and Witness Fee Amendments	Mike Winder	Watch	Position Pending

<https://www.ulct.org/bills>



Water Issues

- Land and Water Planning
 - SB110 – Water as Part of General Plan - McKell
- Landscape – Turf
 - HB121 – Water Conservation Modifications – Spendlove
 - HB95 - Landscape Requirement Prohibition – Ward



Retail Incentives

What we are hearing

- Gov. Cox in State of the State:

- *“I ask for your support of bills by Rep. Schultz ... and Reps. Ferry, Waldrip, and Briscoe and Sen. Anderegg to remove gov’t regulations that needlessly increase Utah’s housing prices. We can increase supply without decreasing quality of life. We cannot let our state become California.”*

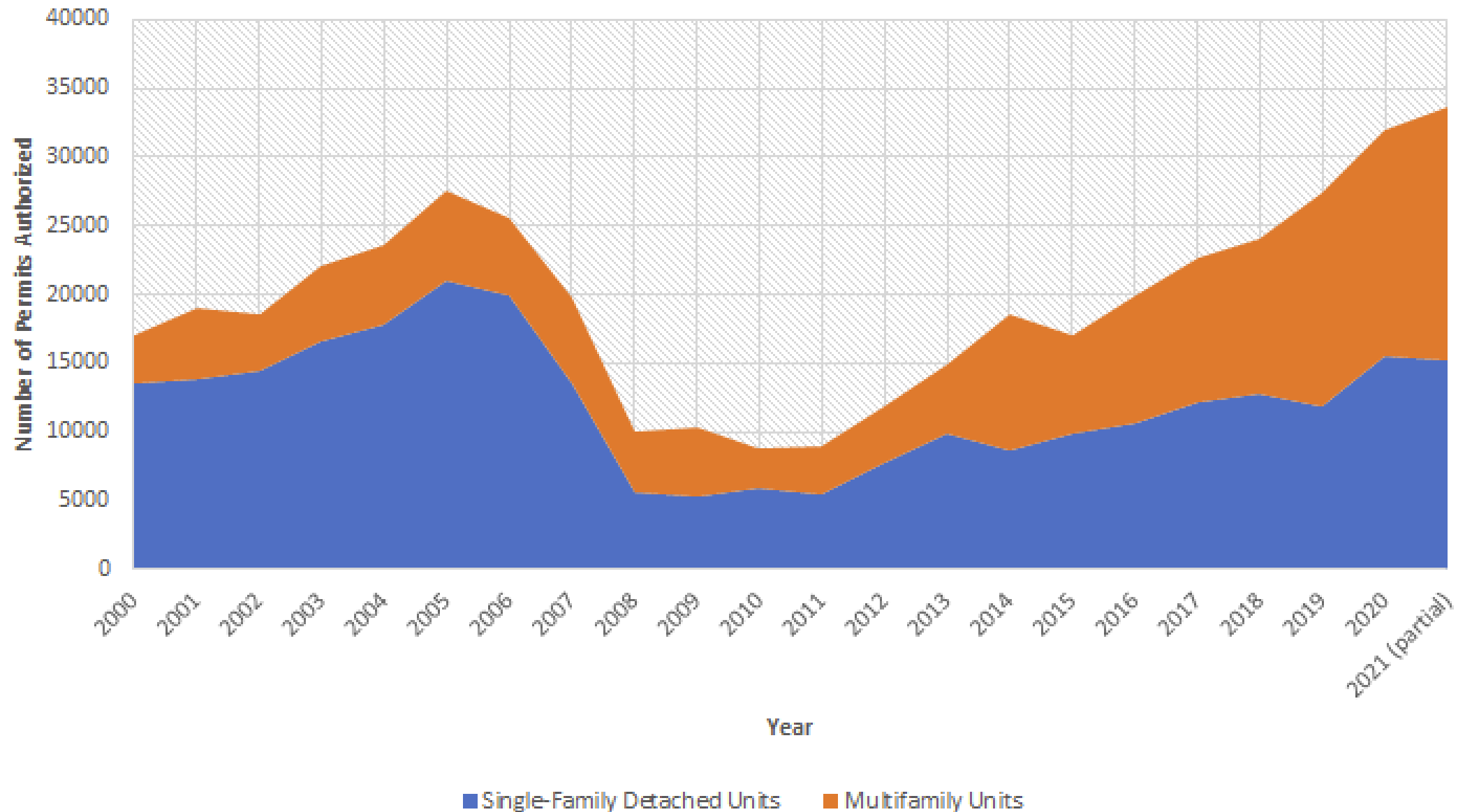
Potential concerning concepts out there:

- 1) State MIDA-like land use authority in some unincorporated counties
- 2) Development by right if it meets state, not local, criteria
 - Residential density
 - Affordable housing
 - Owner occupied
- 3) State minimum zoning in certain areas (i.e. near transportation hubs)

Housing and land use update

- Rep. Waldrip w/ULCT Board, Jan. 19 (90 min)
 - 1) SB 34+: improved data records, focus on implementation
 - # of permits, # of entitled units, low-income units, etc.
 - Prioritize state \$ for cities going above and beyond w/MIHP
 - 2) Intelligent regional solutions
 - Technical assistance
 - Support cities who plan well
 - Public engagement about growth, density, and quality of life
 - 3) “Transformational policy”
 - Need a metric to show how cities are planning for housing (“fair share”)
 - Metric = 2022 interim
 - Enhance housing and transportation nexus
 - State role around transportation hubs?
 - One size misfits all

Single-Family Detached & Multifamily Residential Permits Authorized in Utah



SB 34 status quo v. SB 34+

11/82 cities out of compliance (as of Dec 30)

Compliance = submission of annual report to DWS about selected menu items

- Fruit Heights
- Grantsville
- North Logan
- Ogden
- Pleasant Grove
- Salem
- Sunset
- Taylorsville
- Vernal
- West Haven
- West Jordan

- SB 34 = Soft deadline
 - Late submissions: American Fork, Bountiful, Cedar City, Clearfield, Mapleton, Midway, Providence, Smithfield, South Jordan, South Ogden, South Salt Lake, South Weber, Syracuse, Washington Terrace, West Bountiful
- SB 34+ = Dec. 1 hard deadline
- SB 34 = select menu items
- SB 34+ = show your implementation
 - TBD: how DWS will evaluate and an appeal option for a city
- SB 34 & state \$ = eligibility for state TIF/TTIF
- SB 34+ & state \$ = same, plus eligibility for ARPA local match
 - TBD: GOEO economic opportunity zones, other state \$, retail incentives
 - TBD: the more menu items the city picks, the higher priority the city gets for state \$

Housing concepts we are actively engaging on:

- SB 34+
- Retail incentives limitations with exceptions when housing is included
- HTRZ expansion
- Requirements for station area plans (SAPs) around transit that meet Wasatch Choice objectives
 - Overlay
 - Referendum

Retirement Bills

HB 12 1st sub: Public Safety Retirement Amendments (Gwynn)

- Applies to all public safety employees (police and fire)
- Cooling off period: reduced from one year to 60 days for public safety and firefighters (lines 43-50)
- Requires that a retiree shall have a bona fide termination from all participating employers and may not have before the retiree retires, prearrangement that anticipates postretirement reemployment with a participating employer
- 3-year repealer.
- Changes from original: strikes the shorted years of service and the adjustments to tier 2 contributions
- No Fiscal Note or URS estimate for substitute yet
 - The fiscal note for the cooling off period in the original bill was ~\$15m (~\$9.8m for the shortened cooling off period for Tier 1, ~\$5m for the shortened cooling off period for Tier 2 employees). URS anticipates this will change with the repealer provision in the substitute.

HB 61: Post Retirement Amendments (Birkeland)

- Applies to all public safety employees and teachers
- Cooling off period: reduced from one year to 60 days
- Requires that they do not work more than 20-hours a week/part-time equivalent
 - Cannot make more than the lesser of \$15k/year or the wages from the above hours
- Changes from original: seems to strike previous requirement that they return to employment in a rural area
- Fiscal Note: May cost local governments up to \$5,672,500 beginning in FY 23

Retirement

	HB 12 1 st Sub (Gwynn)	HB 61 (Birkeland)
Applies to	Public safety only	Public Safety and teachers
Cooling-off period	Reduced from 1 year to 60 days	Reduced from 1 year to 60 days
Additional Terms	<ul style="list-style-type: none"> Requires bona fide termination and may not have prearrangement for re-employment 3-year repealer Does not specify hour limits, income limits, benefits, or what type of employment they return to. 	<ul style="list-style-type: none"> May not work more than part time (20 hrs/week) May return to teaching, public safety, or “any other position” Cannot earn more than the lesser of part time wages or \$15k/year Does not receive any employer paid benefits other than workers comp (retirement, medical, dental. PTO)
Changes from original	<ul style="list-style-type: none"> Strikes shortened years of services Strikes increased Tier 2 multiplier Strikes Tier 2 backfill 	<ul style="list-style-type: none"> Appears to be amended to remove requirement that reemployment take place in rural Utah
Fiscal Impact	<p>URS and LFA still working on Fiscal impact</p> <p>Cost of cooling off period in original bill was ~\$15m (~\$9.8 tier 1, ~\$5m tier 2). URS anticipates 3 year repealer may change this.</p>	<p>LFA Fiscal Note: May cost local governments, employers, and individuals up to \$5,672,500 beginning in FY 23</p>

Bill Tracker – Ratify Positions

What do you need to do right now?

- Contact your legislator(s) about the need to respect the role of local government and to discuss ULCT legislative priorities
- As bills arise, be ready to:
 - 1) Reach out immediately to legislator(s) to explain your city's position
 - 2) Use social media to explain the city's position to your residents and urge them to contact your legislator(s)
 - 3) Use social media to thank legislator(s)
- Follow up with ULCT if your city is interested in:
 - HB 181 (railroads)
 - Bills impacting land use around transit

Other key dates/info

- Upcoming LPCs
 - Monday, January 31
 - Monday, February 7
 - Monday, February 14
 - Tuesday, February 22
 - Monday, February 28
- Tuesday, March 8: GOP AND DEMOCRATIC CAUCUS NIGHT
 - Hold your legislators publicly accountable
- February: UTA transit-free month!
- National League of Cities: March 14-16 in Washington, DC
- Midyear Conference: April 20-22 in St. George