

**CAPITAL DEVELOPMENT PROJECTS BONDING**

**AMENDMENTS**

2017 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Gage Froerer**

Senate Sponsor: Wayne A. Harper

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**LONG TITLE**

**General Description:**

This bill modifies provisions relating to the issuance of bonds for the prison project.

**Highlighted Provisions:**

This bill:

- ▶ increases the authorization for the issuance and extends the maximum maturity date of bonds for the prison project; and
- ▶ makes technical changes.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**63B-25-101**, as enacted by Laws of Utah 2015, Chapter 182

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

Section 1. Section **63B-25-101** is amended to read:

**63B-25-101. General obligation bonds for prison project -- Maximum amount --**

**Use of proceeds.**

(1) As used in this section:

(a) "Prison project" means the same as that term is defined in Section **63C-16-102**.

30 (b) "Prison project fund" means the capital projects fund created in Subsection  
31 [63A-5-225](#)(7).

32 (2) The commission may issue general obligation bonds as provided in this section.

33 (3) (a) The total amount of bonds to be issued under this section may not exceed  
34 [~~\$470,000,000~~] \$570,000,000, plus additional amounts necessary to pay costs of issuance, to  
35 pay capitalized interest, and to fund any debt service reserve requirements, with the total  
36 amount of the bonds not to exceed [~~\$474,700,000~~] \$575,700,000.

37 (b) The maturity of bonds issued under this section [~~shall be seven~~] may not exceed 10  
38 years.

39 (4) The commission shall ensure that proceeds from the issuance of bonds under this  
40 section are deposited into the Prison Project Fund for use by the division to pay all or part of  
41 the cost of the prison project, including:

42 (a) interest estimated to accrue on the bonds authorized in this section until the  
43 completion of construction of the prison project, plus a period of 12 months after the end of  
44 construction; and

45 (b) all related engineering, architectural, and legal fees.

46 (5) (a) The division may enter into agreements related to the prison project before the  
47 receipt of proceeds of bonds issued under this section.

48 (b) The division shall make those expenditures from unexpended and unencumbered  
49 building funds already appropriated to the Prison Project Fund.

50 (c) The division shall reimburse the Prison Project Fund upon receipt of the proceeds  
51 of bonds issued under this chapter.

52 (d) The state intends to use proceeds of tax-exempt bonds to reimburse itself for  
53 expenditures for costs of the prison project.

54 (6) Before issuing bonds authorized under this section, the commission shall request  
55 and consider a recommendation from the Prison Development Commission, created in Section  
56 [63C-16-201](#), regarding the timing and amount of the issuance.