

Senator Chris H. Wilson proposes the following substitute bill:

LOCAL GOVERNMENT OFFICERS COMPENSATION AMENDMENTS

2024 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Chris H. Wilson

House Sponsor: _____

LONG TITLE

General Description:

This bill modifies provisions relating to compensation of county and municipal officers.

Highlighted Provisions:

This bill:

- requires the notice of a public hearing on the proposed adoption of compensation or compensation schedules for county or municipal officers to include the amount of any proposed compensation increase;

- requires a public hearing on the compensation of county or municipal officers to be held separate from any other public hearing; and

- makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

10-3-818, as last amended by Laws of Utah 2023, Chapter 435

17-16-14, as last amended by Laws of Utah 1993, Chapter 227



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

Section 1. Section **10-3-818** is amended to read:

10-3-818. Salaries in municipalities -- Notice.

(1) The elective and statutory officers of municipalities shall receive such compensation for their services as the governing body ~~[may fix]~~ fixes by ordinance adopting compensation or compensation schedules enacted after public hearing.

(2) (a) Upon ~~[its]~~ a governing body's own motion the governing body may review or consider the compensation of any officer or officers of the municipality or a ~~[salary]~~ compensation schedule applicable to any officer or officers of the city for the purpose of determining whether or not ~~[it]~~ the compensation or compensation schedule should be adopted, changed, or amended. ~~[In the event that]~~

(b) If the governing body decides that the compensation or compensation schedules should be adopted, changed, or amended, ~~[it]~~ the governing body shall set a time and place for a public hearing at which all interested persons shall be given an opportunity to be heard.

(3) Notice of the time, place, and purpose of the meeting shall:

(a) be published, for at least seven days before the day of the meeting, for the municipality, as a class A notice under Section 63G-30-102; and

(b) include the amount of any proposed compensation increase.

(4) A public hearing under Subsection (1) or (2)(b) shall be held separate from any other public hearing.

~~[(4)]~~ (5) After the conclusion of the public hearing, the governing body may enact an ordinance fixing, changing, or amending the compensation of any elective or appointive officer of the municipality or adopting a compensation schedule applicable to any officer or officers.

~~[(5)]~~ (6) Any ordinance enacted before Laws of Utah 1977, Chapter 48, by a municipality establishing a salary or compensation schedule for its elective or appointive officers and any salary fixed prior to Laws of Utah 1977, Chapter 48, shall remain effective until the municipality has enacted an ordinance pursuant to the provisions of this chapter.

~~[(6)]~~ (7) The compensation of all municipal officers shall be paid at least monthly out of the municipal treasury provided that municipalities having 1,000 or fewer population may by ordinance provide for the payment of its statutory officers less frequently. None of the

provisions of this chapter shall be considered as limiting or restricting the authority to any municipality that has adopted or does adopt a charter pursuant to Utah Constitution, Article XI, Section 5, to determine the salaries of its elective and appointive officers or employees.

Section 2. Section **17-16-14** is amended to read:

17-16-14. Salaries of county officers.

(1) The ~~[annual salaries]~~ compensation of the officers of all counties in the state shall be fixed by the respective county legislative bodies~~[-, provided no changes shall be made in existing salaries of county officers until the county legislative body in a county desiring to change existing salaries of county officers shall first hold a public hearing at which all interested persons shall be given an opportunity to be heard]~~, subject to the requirements of this section.

(2) (a) Before fixing or changing the compensation of a county officer or a compensation schedule applicable to county officers, the county legislative body shall:

(i) hold a public hearing, as provided in Subsection (2)(b), on the proposed compensation or compensation schedule;

(ii) publish notice of the public hearing, as a class A notice under Section [63G-30-102](#), for at least seven days before the day of the public hearing; and

(iii) include in the notice under Subsection (2)(a)(ii) the amount of any proposed compensation increase.

(b) (i) A county legislative body holding a public hearing under Subsection (2)(a)(i) shall allow all interested persons an opportunity to be heard.

(ii) A public hearing held under Subsection (2)(a)(i) shall be held separate from any other public hearing.

Section 3. Effective date.

This bill takes effect on May 1, 2024.