

**UTAH STATE TAX COMMISSION
MEETING MINUTES**

9:00 a.m., Thursday, January 11, 2018

Commission Hearing Room 1025, 210 North 1950 West, Salt Lake City, Utah

Participating:

John L. Valentine – Commission Chair
Michael J. Cragun – Commissioner
Robert P. Pero – Commissioner
Rebecca L. Rockwell – Commissioner
Barry Conover – Executive Director

Commission Office:

Christa Johnson, Commission Executive Assistant

Note: A copy of related materials and an audio recording of the meeting can be found on the Tax Commission website: <http://tax.utah.gov/commission-office/meetings>.

I. Call to Order

Commission Chair Valentine called the meeting to order at 9:01 a.m.

II. Public Comment (individuals or groups wishing to address the Commissioners for up to three minutes on matters not related to a pending or reasonably imminent appeal to the Tax Commission)

Commission Chair Valentine asked if anyone wished to address the Tax Commissioners. There were no comments.

III. Consider Approving Open and Closed Commission meeting minutes of December 14, 2017

MOTION: Commissioner Pero moved to approve the Open and Closed Commission meeting minutes of, December 14, 2017. The motion passed unanimously.

IV. Annual OPMA training

Commissioner Cragun gave a presentation on Utah's Open and Public Meetings Act.

V. Approve submission of proposed rule amendments to Division of Administrative Rules for publication in Utah Register

1. Rule R861-1A-31. Declaratory Orders

The following proposed rule amendment is for the Commission to consider and submit for publication to the Division of Administrative Rules. The rule will be published in the Utah Bulletin on February 1, 2018 and the public comment period will end on March 5, 2018.

Rule R861-1A-31. Declaratory Orders. The proposed amendment deletes language that indicated when a party with standing may petition for a declaratory order since Section 63G-4-503 provides the criteria for petitioning a declaratory order.

MOTION: Commissioner Rockwell moved to submit the proposed rule amendment R861-1A-31. Declaratory Orders, to the Division of Administrative Rules. The motion passed unanimously.

VI. Consider Tax Commission positions on pending legislation

1. [H.B. 21](#) -- Certified Tax Rate Amendments (*Rep. McCay, D.*)
2. [H.B. 53](#) -- Military Spouse Income Tax Amendments (*Rep. Eliason, S.*)
3. [H.B. 54](#) -- Individual Income Tax Deduction Amendments (*Rep. Sagers, D.*)
4. [S.B. 37](#) -- Sales and Use Tax Exemption Amendments (*Sen. Stephenson, H.*)

H.B. 21 -- Certified Tax Rate Amendments. This bill modifies the calculation of the certified property tax rate by adjusting eligible new growth to account for collection rates over the previous five years; and makes technical and conforming changes.

MOTION: Commissioner Rockwell moved that the commission support H.B. 21 -- Certified Tax Rate Amendments. The motion passed unanimously.

H.B. 53 -- Military Spouse Income Tax Amendments. This bill authorizes an individual income tax deduction from adjusted gross income for the amount of all income, including income apportioned to another state, of a nonmilitary spouse of an active duty military member in certain circumstances; and makes technical corrections.

MOTION: Commissioner Rockwell moved that the commission support H.B. 53 -- Military Spouse Income Tax Amendments. The motion passed unanimously.

H.B. 54 -- Individual Income Tax Deduction Amendments. This bill authorizes a deduction from adjusted gross income for individual income tax purposes for: certain bonds, notes, or other obligations issued by a local political subdivision; And the interest on certain bonds, notes, or other obligations issued by a local political subdivision; and makes technical corrections.

MOTION: Commissioner Rockwell moved that the commission support H.B. 54 -- Individual Income Tax Deduction Amendments. The motion passed unanimously.

S.B. 37 -- Sales and Use Tax Exemption Amendments. This bill removes the requirement that a product purchased for resale be resold within the state to qualify for a sales and use tax exemption.

MOTION: Commissioner Rockwell moved that the commission support S.B. 37 -- Sales and Use Tax Exemption Amendments. The motion passed unanimously.

VII. Adjourn

Commission Chair Valentine adjourned the meeting at 9:23 a.m.

Approved on: Thursday, January 25, 2018

Attested: Christa Johnson

Executive Assistant, Utah State Tax Commission