



URBAN RENEWAL BOARD SPECIAL MEETING AGENDA

June 09, 2025 at 11:30 AM

Council Chambers at City Hall - 1123 W. Lake St. Sandpoint, Idaho

Call to Order and Roll Call

Requests to Withdraw from SURA Revenue Allocation Areas

1. Reference Materials: Agenda Report for the Board (action items below)
2. Reference Materials: Accounting from Bonner County (action items below)
3. Reference Materials: House Bill 436, Idaho Legislature 2025 (action items below)
4. Consider Request from Bonner County Ambulance District to Withdraw from the Northern Revenue Allocation Area - **action item**
5. Consider Request from Bonner County Ambulance District to Withdraw from the Downtown Revenue Allocation Area - **action item**

Adjourn

Public Participation Options and Information

Before the meeting, comment in writing: Email cityclerk@sandpointidaho.gov or deliver to City Hall.
Attend in person: See above for meeting location. Seating available on first-come, first-served basis.
Attend remotely: Register at <https://www.sandpointidaho.gov/meetings>.
After the meeting, view the recording on YouTube: <https://www.youtube.com/c/CityofSandpoint>.
For questions or requests for special accommodation: At least 48 hours prior to the meeting, send a message to the email address above or call (208) 263-3310.

AGENDA REPORT

Agenda Subject: Request by the Bonner County Ambulance District to withdraw from the Northern Urban Renewal Plan and Revenue Allocation Area and the Downtown Urban Renewal Plan and Revenue Allocation Area		Date: June 9, 2025
Agency Contacts: Eric Paull, Agency Board Chair Melissa Ward, Agency Clerk	Attachments: <ol style="list-style-type: none"> 1. Accounting from Bonner County 2. Bonner County Ambulance District Resolution No. 2025-01 3. Bonner County Ambulance District Resolution No. 2025-5 4. Information Regarding Agency Indebtedness 	
Actions Requested: <ol style="list-style-type: none"> 1. Consider Bonner County Ambulance District Request to Withdraw from the Northern District. 2. Consider Bonner County Ambulance District Request to Withdraw from the Downtown District. 		

Background:

During the 2025 legislative session, the legislature approved, and the Governor signed, House Bill 436 (HB 436). The bill included retroactive application to January 1, 2025. The bill addresses several issues, including the ability of a fire district¹ and ambulance service district to withdraw from the revenue allocation financing provisions under an urban renewal plan established by a city council ordinance approving an urban renewal plan prior to July 1, 2025. The bill sets forth a specific process for a fire district and/or ambulance service district to apply for such a withdrawal. Excerpting from House Bill 436:

By May 1, the fire district and ambulance service district must request an accounting from the county showing the amount of revenue allocation proceeds attributable to the fire district or ambulance service district as of December 31 of the prior year. The county then is required to submit the accounting to the fire district, ambulance service district and the urban renewal agency within 15 days of receipt of the request. The fire district and ambulance service district must then adopt a formal resolution by June 1 expressing its intent to withdraw and send the resolution to the urban renewal agency. The agency shall then schedule a special meeting within ten business days of receipt of the resolution from the fire district and the ambulance service district.

¹ Fire District inclusion is mentioned here but only the Bonner County Ambulance District request is under consideration.

The Urban Renewal Agency for the City of Sandpoint, Idaho (Agency) timely received the accounting information from Bonner County and the Bonner County Ambulance District's (EMS) resolutions requesting withdrawal from the Agency's two (2) revenue allocation areas.

Attached to this Agenda Bill:

- The accounting from Bonner County
- Bonner County Ambulance District Resolution No. 2025-01
- Bonner County Ambulance District Resolution No. 2025-5
- Information Regarding Agency Indebtedness

The meeting on June 9, 2025, will address the request from EMS. The Agency Board may decide to accept the withdrawal request; in which case the Board will come back in a special meeting to adopt a formal resolution allowing for withdrawal. In that instance, the Agency resolution and the resolution from EMS will be transmitted to the county clerk, county recorder, and the state tax commission prior to the fourth Monday of July. Conversely the Board may deny the request to withdraw in writing due to "outstanding bonds, contractual obligations or other indebtedness being funded by the district's revenue allocation proceeds, and setting forth specific information about the indebtedness." HB 436 provides some additional guidance as to how the Agency should analyze the withdrawal request determining whether the Agency's obligations are greater than the revenue allocation proceeds attributable to EMS. The Statement of Purpose for HB 436 states as follows:

". . . it allows a fire district or ambulance service district within a URD opt out of an existing urban renewal revenue allocation area, provided that there is no existing indebtedness or other financial obligations."

Indebtedness and Obligations:

Below is a summary evidencing several obligations of the Agency by revenue allocation area and the amounts committed by the Agency for payment.

Downtown District

On September 7, 2018, the Agency issued a \$1,500,000 revenue allocation note, with an interest rate of 3.63% per annum. The purpose of the note is for the acquisition, construction and installation of public improvements within the Downtwon District. The note, which requires semi-annual payments of approximately \$83,378 including interest, required an initial payment beginning on March 15, 2019, and matures on September 15, 2029. The current balance on the note is \$686,635.48.

There is also a Note payable to the City of Sandpoint. The Agency and the City have entered into an informal agreement in which certain large community development projects are initially funded by the City and will be repaid by the Agency as future property taxes are collected. The informal agreement does not contain a specific repayment schedule. As of September 30, 2024, the balance on the note is \$572,528.

Northern District

The Agency has several reimbursement obligations in the Northern District.

The annual amount of reimbursement for each obligation is set forth below:

- Schweitzer Ranch - \$25,000.00
- Milltown - \$33,333.00
- Milltown public improvements – \$18,433.00

Fiscal Notes:

The information provided by Bonner County provides an estimate of the budget capacity increase to the Bonner County Ambulance District should the Agency accept the requests for withdrawal from the Downtown District and the Northern District. The estimated potential budget capacity increase to the Bonner County Ambulance District from each revenue allocation area is:

- Downtown District: \$22,993.19
- Northern District: \$8,194.28

The accounting does not include an analysis of the impact of withdrawal on the Agency's budget; however, that information can be calculated from the information provided by the County. The effect of the Bonner County Ambulance District's withdrawal on each revenue allocation area is:

- Downtown District: $\$187,589,431 \times .00015911 = \$29,847.35$
- Northern District: $\$87,915,091 \times .00015911 = \$13,988.17$

Recommendation:

Based on this information, two motions have been prepared for each revenue allocation area as stated below. One motion denies the withdrawal request, authorizing the Chair to provide written notice to EMS concluding the Agency has contractual obligations or other indebtedness being funded by the district's revenue allocation proceeds greater than the revenue allocation proceeds attributable to EMS. The second motion grants the withdrawal and authorizes the scheduling of a special meeting to consider a resolution approving the resolution.

Downtown District

Suggested Motion:

I move to deny the withdrawal request by the Bonner County Ambulance District for the Downtown District revenue allocation area as the Agency's obligations funded by revenue allocation proceeds exceed the amount of revenue allocation attributable to Bonner County Ambulance District and authorize the Chairman to provide written notice to the Bonner County Ambulance District citing the Agency's obligations and the action of the Board on this date.

Alternatively:

I move to accept the withdrawal application filed by the Bonner County Ambulance District for the Downtown District revenue allocation area and direct the Chair and staff to prepare a resolution accepting the withdrawal and schedule a special meeting of the Board to consider the resolution.

Northern District

Suggested Motion:

I move to deny the withdrawal request by the Bonner County Ambulance District for the Northern District revenue allocation area as the Agency's obligations funded by revenue allocation proceeds exceed the amount of revenue allocation attributable to Bonner County Ambulance District and authorize the Chairman to provide written notice to the Bonner County Ambulance District citing the Agency's obligations and the action of the Board on this date.

Alternatively:

I move to accept the withdrawal application filed by the Bonner County Ambulance District for the Northern District revenue allocation area and direct the Chair and staff to prepare a resolution accepting the withdrawal and schedule a special meeting of the Board to consider the resolution.

From: [Sandpoint City Clerk's Office](#)
To: [Melissa Ward](#)
Subject: FW: Ambulance and Fire District Requesting to opt-out HB-436
Date: Tuesday, May 13, 2025 8:10:39 AM

From: Jessica Stephany <jessica.stephany@bonnercountyid.gov>
Sent: Tuesday, May 13, 2025 8:03 AM
To: Sandpoint City Clerk's Office <cityclerk@sandpointidaho.gov>
Cc: Michael Rosedale <michael.rosedale@bonnercountyid.gov>; Jeffrey Lindsey <jeff.lindsey@bonnercountyid.gov>
Subject: Ambulance and Fire District Requesting to opt-out HB-436

You don't often get email from jessica.stephany@bonnercountyid.gov. [Learn why this is important](#)

[Caution] This email originated from outside the City of Sandpoint organization. **Do not** click on links or open attachments unless you recognize the sender and know it's safe. When in doubt contact the [IT Department](#)

Good morning,

The Clerk’s Office has received a preliminary request regarding the allocation of property taxes associated with your Urban Renewal Area (URA), specifically focusing on amounts that could potentially be diverted from the Bonner County Ambulance District or Westside Fire District.

Both districts have formally requested an accounting of the values involved. Based on current data for tax year 2024:

- **Bonner County Ambulance District** would be eligible to receive from **Sandpoint Downtown URA \$22,993.19**
- **Bonner County Ambulance District** would be eligible to receive from **Sandpoint Northern URA \$8,194.28**

Ambulance District	TOTALS	DURA	Sandpoint DT	Sandpoint N	Oldtown	Priest River
2024 Increment	698126575	394098373	187589431	87915091	19607003	8916677
2006	-105494922	-75011565	-6945756	-23537601		
	592631653	319086808	180643675	64377490	19607003	8916677
	0.8	0.8	0.8	0.8	0.8	0.8
Total value at 80%	474105322	255269446	144514940	51501992	15685602	7133341.6
2024 Levy rate	0.00015911	0.00015911	0.00015911	0.00015911	0.00015911	0.00015911
	75433.00	40614.90	22993.19	8194.28	2495.67	1134.96

This letter serves to formally notify your Urban Renewal Agency of these values.

Please let us know if you need additional details or documentation.

Jessica Stephany
Comptroller - Chief Deputy Clerk
Bonner County
1500 Highway 2, Suite 336
Sandpoint, ID 83864
Phone: 208-265-1437 ext 1313

LEGISLATURE OF THE STATE OF IDAHO
 Sixty-eighth Legislature First Regular Session - 2025

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 436

BY REVENUE AND TAXATION COMMITTEE

AN ACT

1 RELATING TO URBAN RENEWAL; AMENDING SECTION 50-2006, IDAHO CODE, TO RE-
 2 VISE A PROVISION REGARDING THE DISSOLUTION OF AN URBAN RENEWAL AGENCY;
 3 AMENDING SECTION 50-2903, IDAHO CODE, TO REVISE A DEFINITION, TO ADD
 4 A TERM, AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 50-2903A,
 5 IDAHO CODE, TO REVISE A PROVISION REGARDING THE EFFECT OF AN ORDINANCE
 6 MODIFYING AN URBAN RENEWAL PLAN; AMENDING SECTION 50-2904, IDAHO CODE,
 7 TO REVISE A PROVISION REGARDING THE EXTENSION OF A REVENUE ALLOCATION
 8 AREA FINANCING PROVISION; AMENDING SECTION 50-2906, IDAHO CODE, TO RE-
 9 VISE PROVISIONS REGARDING A PUBLIC HEARING AND ORDINANCE FOR A PROPOSED
 10 REVENUE ALLOCATION AREA; AMENDING SECTION 50-2907, IDAHO CODE, TO PRO-
 11 VIDE A CORRECT CODE REFERENCE; AMENDING SECTION 50-2908, IDAHO CODE, TO
 12 REVISE PROVISIONS REGARDING THE ALLOCATION OF PROPERTY TAXES BETWEEN AN
 13 URBAN RENEWAL AGENCY AND A TAXING DISTRICT; AMENDING CHAPTER 29, TITLE
 14 50, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 50-2914, IDAHO CODE, TO
 15 PROVIDE FOR THE TERMINATION OF AN URBAN RENEWAL PLAN AND REVENUE ALLO-
 16 CATION FINANCING PROVISION; AMENDING SECTION 63-301A, IDAHO CODE, TO
 17 ESTABLISH A PROVISION REGARDING THE NEW CONSTRUCTION ROLL AND TO PRO-
 18 VIDE A CORRECT CODE REFERENCE; AMENDING SECTION 50-2905, IDAHO CODE,
 19 TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 50-2905A, IDAHO
 20 CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION 63-602KK,
 21 IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AMENDING SECTION
 22 63-802, IDAHO CODE, TO REVISE A PROVISION REGARDING CERTAIN LIMITATIONS
 23 ON BUDGET REQUESTS OF TAXING DISTRICTS; AND DECLARING AN EMERGENCY AND
 24 PROVIDING RETROACTIVE APPLICATION.
 25

26 Be It Enacted by the Legislature of the State of Idaho:

27 SECTION 1. That Section 50-2006, Idaho Code, be, and the same is hereby
 28 amended to read as follows:

29 50-2006. URBAN RENEWAL AGENCY -- AUTHORIZATION -- DISSOLUTION.

30 (1) (a) There is hereby created in each municipality an independent pub-
 31 lic body corporate and politic to be known as the "urban renewal agency"
 32 that was created by resolution as provided in section 50-2005, Idaho
 33 Code, before July 1, 2011, for the municipality; provided, that such
 34 agency shall not transact any business or exercise its powers hereunder
 35 until or unless the local governing body has made the findings pre-
 36 scribed in section 50-2005, Idaho Code.

37 (b) An urban renewal agency created after July 1, 2011, shall not trans-
 38 act any business or exercise its powers provided for in this chapter
 39 until a majority of qualified electors, voting in a citywide or coun-
 40 tywide election, depending on the municipality in which such agency is
 41 created, vote to authorize such agency to transact business and exer-
 42 cise its powers provided for in this chapter. If prior to July 1, 2011,

1 the local governing body has made the findings prescribed in paragraph
2 (a) of this subsection, then such agency shall transact business and
3 shall exercise its powers hereunder and is not subject to the require-
4 ments of this paragraph.

5 (2) Upon satisfaction of the requirements under subsection (1) of this
6 section, the urban renewal agency is authorized to transact the business and
7 exercise the powers hereunder by a board of commissioners to be established
8 as follows:

9 (a) Unless provided otherwise in this section, the mayor, by and with
10 the advice and consent of the local governing body, shall appoint a
11 board of commissioners of the urban renewal agency, which shall consist
12 of not less than three (3) commissioners nor more than nine (9) commis-
13 sioners. In the order of appointment, the mayor shall designate the
14 number of commissioners to be appointed, and the term of each, provided
15 that the original term of office of no more than two (2) commissioners
16 shall expire in the same year. The commissioners shall serve for terms
17 not to exceed five (5) years, from the date of appointment, except that
18 all vacancies shall be filled for the unexpired term.

19 (b) For inefficiency or neglect of duty or misconduct in office, a com-
20 missioner may be removed by a majority vote of the local governing body
21 only after a hearing and after he shall have been given a copy of the
22 charges at least ten (10) days prior to such hearing and have had an op-
23 portunity to be heard in person or by counsel. Any commission position
24 that becomes vacant at a time other than the expiration of a term shall
25 be filled by the mayor or chair of the board of county commissioners, if
26 that is the local governing body, by and with the advice and consent of
27 the local governing body, including the mayor, if applicable, and shall
28 be filled for the unexpired term.

29 (c) By enactment of an ordinance, the local governing body may appoint
30 and designate, from among its members, members of the board of commis-
31 sioners of the urban renewal agency, provided that such representation
32 shall be less than a majority of the board of commissioners of the urban
33 renewal agency of the members of the local governing body on and after
34 July 1, 2017, in which case all the rights, powers, duties, privileges,
35 and immunities vested by the urban renewal law of 1965, and as amended,
36 in an appointed board of commissioners, shall be vested in the local
37 governing body, which shall, in all respects when acting as an urban re-
38 newal agency, be acting as an arm of state government, entirely separate
39 and distinct from the municipality, to achieve, perform, and accomplish
40 the public purposes prescribed and provided by said urban renewal law of
41 1965, and as amended.

42 (d) By enactment of an ordinance, the local governing body may termi-
43 nate the appointed board of commissioners and thereby appoint and des-
44 ignate itself as the board of commissioners of the urban renewal agency
45 for not more than one (1) calendar year.

46 (e) By enactment of an ordinance, the local governing body may provide
47 that the board of commissioners of the urban renewal agency shall be
48 elected at an election held for such purpose on one (1) of the November
49 dates provided in section 34-106, Idaho Code, and the ordinance may pro-
50 vide term limits for the commissioners. In this case, all the rights,

1 powers, duties, privileges, and immunities vested by the urban renewal
2 law of 1965, and as amended, in an appointed board of commissioners,
3 shall be vested in the elected board of commissioners of the urban
4 renewal agency, which shall, in all respects when acting as an urban re-
5 newal agency, be acting as an arm of state government, entirely separate
6 and distinct from the municipality, to achieve, perform, and accomplish
7 the public purposes prescribed and provided by said urban renewal law
8 of 1965, and as amended. The provisions of chapter 66, title 67, Idaho
9 Code, shall apply to elected commissioners, and the county election law
10 shall apply to the person running for commissioner as if the person were
11 running for county commissioner. In the event of a vacancy in an elected
12 commissioner position, the replacement shall be appointed by the mayor
13 or chair of the board of county commissioners, if that is the local gov-
14 erning body, by and with the advice and consent of the local governing
15 body, and shall be filled for the unexpired term.

16 (3) In all instances, a member of the board of commissioners of the ur-
17 ban renewal agency must be a resident of the county where the urban renewal
18 agency is located or is doing business.

19 (4) A commissioner shall receive no compensation for his services but
20 shall be entitled to the necessary expenses, including travel expenses, in-
21 curred in the discharge of his duties. Each commissioner shall hold office
22 until his successor has been appointed and has qualified. A certificate of
23 the appointment or reappointment of any commissioner shall be filed with the
24 clerk of the municipality and such certificate shall be conclusive evidence
25 of the due and proper appointment of such commissioner.

26 (5) (a) The powers of an urban renewal agency shall be exercised by the
27 commissioners thereof. A majority of the commissioners shall consti-
28 tute a quorum for the purpose of conducting business and exercising the
29 powers of the agency and for all other purposes. Action may be taken by
30 the agency upon a vote of a majority of the commissioners present, un-
31 less in any case the bylaws shall require a larger number.

32 (b) The commissioners shall elect the chairman, cochairman, or vice
33 chairman for a term of one (1) year from among their members. An agency
34 may employ an executive director, technical experts, and such other
35 agents and employees, permanent and temporary, as it may require, and
36 determine their qualifications, duties, and compensation. For such
37 legal service as it may require, an agency may employ or retain its own
38 counsel and legal staff.

39 (c) An agency authorized to transact business and exercise powers un-
40 der this chapter shall file, with the local governing body, on or be-
41 fore March 31 of each year a report of its activities for the preced-
42 ing calendar year, which report shall include the financial data and au-
43 dit reports required under sections 67-1075 and 67-1076, Idaho Code.
44 The agency shall be required to hold a public meeting to report these
45 findings and take comments from the public. At the time of filing the
46 report, the agency shall publish in a newspaper of general circulation
47 in the community a notice to the effect that such report has been filed
48 with the municipality and the state controller and that the report is
49 available for inspection during business hours in the office of the city

1 clerk or county recorder, in the office of the agency, and at all times
2 on the website of the state controller.

3 (d) An urban renewal agency shall have the same fiscal year as a mu-
4 nicipality and shall be subject to the same audit requirements as a mu-
5 nicipality. An urban renewal agency shall be required to prepare and
6 file with its local governing body an annual financial report and shall
7 prepare, approve, and adopt an annual budget for filing with the local
8 governing body, for informational purposes. A budget means an annual
9 estimate of revenues and expenses for the following fiscal year of the
10 agency.

11 (6) An urban renewal agency shall comply with the public records law
12 pursuant to chapter 1, title 74, Idaho Code, open meetings law pursuant to
13 chapter 2, title 74, Idaho Code, the ethics in government law pursuant to
14 chapter 4, title 74, Idaho Code, and the competitive bidding provisions of
15 chapter 28, title 67, Idaho Code.

16 (7) A local governing body that has created an urban renewal agency may
17 dissolve the urban renewal agency by the enactment of an ordinance as pro-
18 vided in this subsection. Before such local governing body may dissolve an
19 urban renewal agency, it shall adopt a resolution of intent to dissolve the
20 urban renewal agency, which resolution shall be transmitted to the urban re-
21 newal agency. Upon the adoption of the resolution of intent to dissolve,
22 the urban renewal agency shall no longer have any authority to initiate any
23 new urban renewal projects or to take on any additional financial obliga-
24 tions other than such obligations as are necessary to wind down its affairs.
25 The local governing body and the board of commissioners of the urban renewal
26 agency shall then participate in a joint meeting to discuss dissolution. If
27 following the joint meeting the local governing body of an authorized munic-
28 ipality makes a finding that there no longer exists a need for the urban re-
29 newal agency in the municipality, the local governing body shall provide, by
30 ordinance, for a dissolution of the agency. The ordinance shall be effec-
31 tive upon publication. The ordinance shall be recorded in the real property
32 records of the county in which the agency operated. The local governing body
33 shall transmit a copy of the recorded dissolution ordinance to the urban re-
34 newal agency, the county clerk, and the state tax commission within ten (10)
35 business days of the recording date. Upon dissolution of the urban renewal
36 agency, title to all property of the urban renewal agency shall revert to the
37 municipality.

38 SECTION 2. That Section 50-2903, Idaho Code, be, and the same is hereby
39 amended to read as follows:

40 50-2903. DEFINITIONS. The following terms used in this chapter shall
41 have the following meanings, unless the context otherwise requires:

- 42 (1) "Act" or "this act" means this revenue allocation act.
- 43 (2) "Agency" or "urban renewal agency" means a public body created pur-
44 suant to section 50-2006, Idaho Code.
- 45 (3) "Authorized municipality" or "municipality" means any county or
46 incorporated city that has established an urban renewal agency or by or-
47 dinance has identified and created a competitively disadvantaged border
48 community.

1 (4) Except as provided in section 50-2903A, Idaho Code, "base assess-
2 ment roll" means the equalized assessment rolls, for all classes of taxable
3 property, on January 1 of the year in which the local governing body of an
4 authorized municipality passes an ordinance adopting or modifying an urban
5 renewal plan containing a revenue allocation financing provision, except
6 that the base assessment roll shall be adjusted as follows: the equalized
7 assessment valuation of the taxable property in a revenue allocation area
8 as shown upon the base assessment roll shall be reduced by the amount by
9 which the equalized assessed valuation as shown on the base assessment roll
10 exceeds the current equalized assessed valuation of any taxable property
11 located in the revenue allocation area and by the equalized assessed val-
12 uation of taxable property in such revenue allocation area that becomes
13 exempt from taxation subsequent to the date of the base assessment roll.
14 The equalized assessed valuation of the taxable property in a revenue allo-
15 cation area as shown on the base assessment roll shall be increased by the
16 equalized assessed valuation, as of the date of the base assessment roll, of
17 taxable property in such revenue allocation area that becomes taxable after
18 the date of the base assessment roll. Any increase in valuation due to prop-
19 erty owned, leased, or used in the operation of a business entity that makes
20 capital investments in one (1) or more data centers, as defined in section
21 63-3622VV(2) (f), Idaho Code, after July 1, 2020, in amounts of at least two
22 hundred fifty million dollars (\$250,000,000) in the aggregate within the
23 first five (5) years after commencement of construction, that creates and
24 maintains at least thirty (30) new jobs at the data center within two (2)
25 calendar years after the commencement of operations, and that is located in
26 a revenue allocation area for which no bonds have been issued pursuant to
27 section 50-2909, Idaho Code, as of March 16, 2023, shall be added to the base
28 assessment roll in the current tax year. An urban renewal plan containing
29 a revenue allocation financing provision adopted or modified prior to July
30 1, 2016, is not subject to section 50-2903A, Idaho Code. For plans adopted
31 or modified prior to July 1, 2016, and for subsequent modifications of those
32 urban renewal plans, the value of the base assessment roll of property within
33 the revenue allocation area shall be determined as if the modification had
34 not occurred.

35 (5) "Budget" means an annual estimate of revenues and expenses for the
36 following fiscal year of the agency. An agency shall, by September 1 of each
37 calendar year, adopt and publish, as described in section 50-1002, Idaho
38 Code, a budget for the next fiscal year. An agency may amend its adopted
39 budget using the same procedures as used for adoption of the budget. For
40 the fiscal year that immediately predates the termination date for an urban
41 renewal plan involving a revenue allocation area or will include the termi-
42 nation date, the agency shall adopt and publish a budget specifically for the
43 projected revenues and expenses of the plan and make a determination as to
44 whether the revenue allocation area can be terminated before the January 1
45 of the termination year pursuant to the terms of section 50-2909(4), Idaho
46 Code. In the event that the agency determines that current tax year revenues
47 are sufficient to cover all estimated expenses for the current year and all
48 future years, by September 1 the agency shall adopt a resolution advising and
49 notifying the local governing body, the county auditor, and the state tax
50 commission and recommending the adoption of an ordinance for termination of

1 the revenue allocation area by December 31 of the current year and declaring
2 a surplus to be distributed as described in section 50-2909, Idaho Code,
3 should a surplus be determined to exist. The agency shall cause the ordi-
4 nance to be filed with the office of the county recorder and the Idaho state
5 tax commission as provided in section 63-215, Idaho Code. Upon notification
6 of revenues sufficient to cover expenses as provided herein, the increment
7 value of that revenue allocation area shall be included in the net taxable
8 value of the appropriate taxing districts when calculating the subsequent
9 property tax levies pursuant to section 63-803, Idaho Code. The increment
10 value shall also be included in subsequent notification of taxable value for
11 each taxing district pursuant to section 63-1312, Idaho Code, and subsequent
12 certification of actual and adjusted market values for each school district
13 pursuant to section 63-315, Idaho Code.

14 (6) "Clerk" means the clerk of the municipality.

15 (7) "Competitively disadvantaged border community area" means a parcel
16 of land consisting of at least forty (40) acres that is situated within the
17 jurisdiction of a county or an incorporated city and within twenty-five (25)
18 miles of a state or international border, which the governing body of such
19 county or incorporated city has determined by ordinance is disadvantaged in
20 its ability to attract business, private investment, or commercial develop-
21 ment as a result of a competitive advantage in the adjacent state or nation
22 resulting from inequities or disparities in comparative sales taxes, income
23 taxes, property taxes, population or unique geographic features.

24 (8) "Deteriorated area" means:

25 (a) Any area, including a slum area, in which there is a predominance
26 of buildings or improvements, whether residential or nonresidential,
27 which by reason of dilapidation, deterioration, age or obsolescence,
28 inadequate provision for ventilation, light, air, sanitation, or open
29 spaces, high density of population and overcrowding, or the existence
30 of conditions that endanger life or property by fire and other causes,
31 or any combination of such factors, is conducive to ill health, trans-
32 mission of disease, infant mortality, juvenile delinquency, or crime,
33 and is detrimental to the public health, safety, morals or welfare.

34 (b) Any area which by reason of the presence of a substantial number of
35 deteriorated or deteriorating structures, predominance of defective or
36 inadequate street layout, faulty lot layout in relation to size, ade-
37 quacy, accessibility or usefulness, insanitary or unsafe conditions,
38 deterioration of site or other improvements, diversity of ownership,
39 tax or special assessment delinquency exceeding the fair value of the
40 land, defective or unusual conditions of title, or the existence of con-
41 ditions that endanger life or property by fire and other causes, or any
42 combination of such factors, results in economic underdevelopment of
43 the area, substantially impairs or arrests the sound growth of a munici-
44 pality, retards the provision of housing accommodations or constitutes
45 an economic or social liability and is a menace to the public health,
46 safety, morals or welfare in its present condition and use.

47 (c) Any area which is predominately open and which because of obsolete
48 platting, diversity of ownership, deterioration of structures or im-
49 provements, or otherwise, results in economic underdevelopment of the
50 area or substantially impairs or arrests the sound growth of a munici-

1 pality. The provisions of section 50-2008(d), Idaho Code, shall apply
2 to open areas.

3 (d) Any area which the local governing body certifies is in need of
4 redevelopment or rehabilitation as a result of a flood, storm, earth-
5 quake, or other natural disaster or catastrophe respecting which the
6 governor of the state has certified the need for disaster assistance
7 under any federal law.

8 (e) Any area which by reason of its proximity to the border of an ad-
9 jacent state is competitively disadvantaged in its ability to attract
10 private investment, business or commercial development which would
11 promote the purposes of this chapter.

12 (f) Deteriorated area does not mean not developed beyond agricultural,
13 or any agricultural operation as defined in section 22-4502(1), Idaho
14 Code, or any forest land as defined in section 63-1701(4), Idaho Code,
15 unless the owner of the agricultural operation or the forest landowner
16 of the forest land gives written consent to be included in the deterio-
17 rated area, except for an agricultural operation or forest land that has
18 not been used for three (3) consecutive years.

19 (9) "Facilities" means land, rights in land, buildings, structures,
20 machinery, landscaping, extension of utility services, approaches, road-
21 ways and parking, handling and storage areas, and similar auxiliary and re-
22 lated facilities.

23 (10) "Increment value" means the total value calculated by summing the
24 differences between the current equalized value of each taxable property in
25 the revenue allocation area and that property's current base value on the
26 base assessment roll, provided such difference is a positive value.

27 (11) "Local governing body" means the city council or board of county
28 commissioners of a municipality.

29 (12) "Manufacturing project" means a manufacturing or industrial
30 project and ancillary uses that manufactures, processes, or fabricates tan-
31 gible personal property as defined in section 63-3616, Idaho Code.

32 ~~(12)~~ (13) "Plan" or "urban renewal plan" means a plan, as it exists or
33 may from time to time be amended, prepared and approved pursuant to sections
34 50-2008 and 50-2905, Idaho Code, and any method or methods of financing such
35 plan, which methods may include revenue allocation financing provisions.

36 ~~(13)~~ (14) "Project" or "urban renewal project" or "competitively disad-
37 vantaged border areas" may include undertakings and activities of a munici-
38 pality in an urban renewal area for the elimination of deteriorated or dete-
39 riorating areas and for the prevention of the development or spread of slums
40 and blight and may involve slum clearance and redevelopment in an urban re-
41 newal area, or rehabilitation or conservation in an urban renewal area, or
42 any combination or part thereof in accordance with an urban renewal plan.
43 Such undertakings and activities may include:

44 (a) Acquisition of a deteriorated area or a deteriorating area or por-
45 tion thereof;

46 (b) Demolition and removal of buildings and improvement;

47 (c) Installation, construction, or reconstruction of streets, utili-
48 ties, parks, playgrounds, open space, off-street parking facilities,
49 public facilities, public recreation and entertainment facilities or
50 buildings and other improvements necessary for carrying out, in the ur-

1 ban renewal area or competitively disadvantaged border community area,
2 the urban renewal objectives of this act in accordance with the urban
3 renewal plan or the competitively disadvantaged border community area
4 ordinance.

5 (d) Disposition of any property acquired in the urban renewal area
6 or the competitively disadvantaged border community area, ~~(including~~
7 ~~sale, initial leasing, or retention by the agency itself),~~ or the mu-
8 nicipality creating the competitively disadvantaged border community
9 area at its fair value for uses in accordance with the urban renewal plan
10 except for disposition of property to another public body;

11 (e) Carrying out plans for a program of voluntary or compulsory repair
12 and rehabilitation of buildings or other improvements in accordance
13 with the urban renewal plan;

14 (f) Acquisition of real property in the urban renewal area or the com-
15 petitively disadvantaged border community area that, under the urban
16 renewal plan, is to be repaired or rehabilitated for dwelling use or re-
17 lated facilities, repair or rehabilitation of the structures for guid-
18 ance purposes, and resale of the property;

19 (g) Acquisition of any other real property in the urban renewal area
20 or competitively disadvantaged border community area where necessary
21 to eliminate unhealthful, insanitary or unsafe conditions, lessen den-
22 sity, eliminate obsolete or other uses detrimental to the public wel-
23 fare, or otherwise to remove or to prevent the spread of blight or dete-
24 rioration, or to provide land for needed public facilities or where nec-
25 essary to accomplish the purposes for which a competitively disadvan-
26 taged border community area was created by ordinance;

27 (h) Lending or investing federal funds; and

28 (i) Construction of foundations, platforms and other like structural
29 forms.

30 ~~(14)~~ (15) "Project costs" includes, but is not limited to:

31 (a) Capital costs, including the actual costs of the construction of
32 public works or improvements, facilities, buildings, structures, and
33 permanent fixtures; the demolition, alteration, remodeling, repair or
34 reconstruction of existing buildings, structures, and permanent fix-
35 tures; the acquisition of equipment; and the clearing and grading of
36 land;

37 (b) Financing costs, including interest during construction and capi-
38 talized debt service or repair and replacement or other appropriate re-
39 serves;

40 (c) Real property assembly costs, meaning any deficit incurred from the
41 sale or lease by a municipality of real or personal property within a
42 revenue allocation district;

43 (d) Professional service costs, including those costs incurred for ar-
44 chitectural, planning, engineering, and legal advice and services;

45 (e) Direct administrative costs, including reasonable charges for the
46 time spent by city or county employees in connection with the implemen-
47 tation of a project plan;

48 (f) Relocation costs; and

49 (g) Other costs incidental to any of the foregoing costs.

1 ~~(15)~~ (16) "Revenue allocation area" means that portion of an urban re-
 2 newal area or competitively disadvantaged border community area where the
 3 equalized assessed valuation, ~~(as shown by the taxable property assessment~~
 4 ~~rolls)~~, of which the local governing body has determined, on and as a part
 5 of an urban renewal plan, is likely to increase as a result of the initiation
 6 of an urban renewal project or competitively disadvantaged border community
 7 area. The base assessment roll or rolls of revenue allocation area or areas
 8 shall not exceed at any time ten percent (10%) of the current assessed valua-
 9 tion of all taxable property within the municipality.

10 ~~(16)~~ (17) "State" means the state of Idaho.

11 ~~(17)~~ (18) "Tax" or "taxes" means all property tax levies upon taxable
 12 property.

13 ~~(18)~~ (19) "Taxable property" means taxable real property, personal
 14 property, operating property, or any other tangible or intangible property
 15 included on the equalized assessment rolls.

16 ~~(19)~~ (20) "Taxing district" means a taxing district as defined in sec-
 17 tion 63-201, Idaho Code, as that section now exists or may hereafter be
 18 amended.

19 ~~(20)~~ (21) "Termination date" means a specific date no later than twenty
 20 (20) years from the effective date of an urban renewal plan or as described
 21 in section 50-2904, Idaho Code, on which date the plan shall terminate. Ev-
 22 ery urban renewal plan shall have a termination date that can be modified or
 23 extended subject to the twenty (20) year maximum limitation, except as pro-
 24 vided in section 50-2904(5), Idaho Code. Provided however, the duration of
 25 a revenue allocation financing provision may be extended as provided in sec-
 26 tion 50-2904, Idaho Code.

27 SECTION 3. That Section 50-2903A, Idaho Code, be, and the same is hereby
 28 amended to read as follows:

29 50-2903A. EFFECT OF ORDINANCE TO MODIFY URBAN RENEWAL PLAN -- EXCEP-
 30 TION.

31 (1)(a) On and after July 1, 2016, except as provided in subsection (2)
 32 of this section, when an urban renewal plan containing a revenue alloca-
 33 tion financing provision is modified through an ordinance of the autho-
 34 rized municipality, the base value for the year immediately following
 35 the year in which the modification occurred shall include the current
 36 year's equalized assessed value of the taxable property in a revenue al-
 37 location area. The urban renewal agency shall be required annually to
 38 attest to having or not having modified any of its plans. If no modifi-
 39 cation has occurred, the urban renewal agency shall attest that fact on
 40 an affidavit provided by the state tax commission before the first Mon-
 41 day in June of each year. Modification shall not be deemed to have oc-
 42 curred when:

43 (i) There is a plan amendment to make technical or ministerial
 44 changes to a plan that does not involve an increase in the use of
 45 revenues allocated to the agency pursuant to section 50-2908,
 46 Idaho Code; or

47 (ii) There is a plan amendment to accommodate an increase in the
 48 revenue allocation area boundary as permitted in section 50-2033,
 49 Idaho Code; or

1 (iii) There is a plan amendment to accommodate a de-annexation in
2 the revenue allocation area boundary; or

3 (iv) There is a plan amendment to support growth or development of
4 ~~an existing~~ a commercial, manufacturing, or industrial project in
5 an existing revenue allocation area, subject to the provisions of
6 section 50-2905A, Idaho Code.

7 (b) Notice of any plan modification shall state the nature of the mod-
8 ification and shall be provided to the state tax commission, the county
9 clerk and the county assessor by the first Monday in June of the years
10 following the modification.

11 (c) Once a modification is deemed to have occurred, the base assessment
12 value shall be reset pursuant to this subsection.

13 (2) When the urban renewal agency certifies to the county clerk and
14 state tax commission that there is outstanding indebtedness, the base value
15 for the year immediately following the year in which the modification oc-
16 curred shall be computed and adjusted irrespective of the modification to
17 the plan, but in compliance with all other requirements for adjustment as
18 provided in section 50-2903(4), Idaho Code. To be allowed this exception no
19 later than the first Monday in June each year, beginning the year immediately
20 following the year in which the modification occurred, the urban renewal
21 agency must certify:

22 (a) That the indebtedness could not be repaid by the agency prior to
23 the termination of the revenue allocation area without the allocation
24 of property tax revenues as provided in section 50-2908, Idaho Code; and

25 (b) The estimated total budget to be used for paying indebtedness dur-
26 ing each year until termination of the revenue allocation area, the
27 amount of nonproperty tax revenue to be used by the agency to pay indebt-
28 edness each year, and the estimated amount of revenue to be allocated to
29 the agency for the modified revenue allocation area pursuant to section
30 50-2908, Idaho Code, to be used for paying indebtedness. For purposes
31 of this section "indebtedness" shall mean any bonds, including refund-
32 ing bonds, notes, interim certificates, certificates of indebtedness,
33 debentures or other obligations, together with all expenses necessary
34 to comply with all covenants related to the indebtedness.

35 (3) To the extent the amount of revenue allocated to the modified rev-
36 enue allocation area pursuant to section 50-2908, Idaho Code, exceeds the
37 amount necessary to pay indebtedness certified in subsection (2)(b) of this
38 section, the excess shall be distributed by the county clerk to each taxing
39 district or unit in the same manner as property taxes, except that each tax-
40 ing district or unit shall be notified of the amount of any distribution of
41 excess urban renewal allocations included in any distribution. For purposes
42 of the limitation provided by section 63-802, Idaho Code, moneys received by
43 any taxing district or unit pursuant to this subsection shall be treated as
44 property tax revenue.

45 (4) Within thirty (30) days from the time the state tax commission re-
46 ceives information that an urban renewal plan for a revenue allocation area
47 has been modified, the state tax commission shall notify the urban renewal
48 agency and the county clerk of such receipt and the determination regarding
49 any limits on the maximum amount of property tax revenue that will be allo-
50 cated to the urban renewal agency from the current year's property taxes.

1 SECTION 4. That Section 50-2904, Idaho Code, be, and the same is hereby
2 amended to read as follows:

3 50-2904. AUTHORITY TO CREATE REVENUE ALLOCATION AREA. An authorized
4 municipality is hereby authorized and empowered to adopt, at any time, a
5 revenue allocation financing provision, as described in this chapter, as
6 part of an urban renewal plan or competitively disadvantaged border com-
7 munity area ordinance. A revenue allocation financing provision may be
8 adopted either at the time of the original adoption of an urban renewal plan
9 or the creation by ordinance of a competitively disadvantaged border com-
10 munity area or thereafter as a modification of an urban renewal plan or the
11 ordinance creating the competitively disadvantaged border community area.
12 Urban renewal plans existing prior to the effective date of this section may
13 be modified to include a revenue allocation financing provision. Except
14 as provided in subsections (1), (2), (3), ~~and (4)~~, and (5) of this section,
15 no revenue allocation provision of an urban renewal plan or competitively
16 disadvantaged border community area ordinance, including all amendments
17 thereto, shall have a duration exceeding twenty (20) years from the date
18 the ordinance is approved by the municipality; and provided further, no
19 additions to the land area of an existing revenue allocation area shall be
20 interpreted to or shall cause an extension of the date of the twenty (20)
21 year limit that was originally established for the revenue allocation area.
22 Notwithstanding these limitations, the duration of the revenue allocation
23 financing provision may be extended if:

24 (1) The maturity date of any bonds issued to provide funds for a spe-
25 cific project in the revenue allocation area and payable from the revenue al-
26 location financing provision exceeds the duration of the revenue allocation
27 financing provision, provided such bond maturity is not greater than twenty
28 (20) years; or

29 (2) The urban renewal agency determines that it is necessary to refi-
30 nance outstanding bonds payable from the revenue allocation financing pro-
31 vision to a maturity exceeding the twenty (20) year duration of the revenue
32 allocation financing provision in order to avoid a default on the bonds; or

33 (3) The local governing body has adopted an urban renewal plan or com-
34 petitively disadvantaged border community area ordinance or an amendment to
35 an urban renewal plan or competitively disadvantaged border community area
36 ordinance prior to July 1, 2000, in which is defined the duration of the plan
37 beyond a period of twenty (20) years, in which case the revenue allocation
38 provision shall have a duration as described in such urban renewal plan or
39 competitively disadvantaged border community area ordinance or may be ex-
40 tended as set forth in subsection (2) of this section; ~~and or~~

41 (4) The local governing body has adopted an urban renewal plan or com-
42 petitively disadvantaged border community area ordinance or an amendment to
43 an urban renewal plan or competitively disadvantaged border community area
44 ordinance after July 1, 2000, and prior to July 1, 2011, in which is defined
45 the duration of the plan beyond a period of twenty (20) years in which case
46 the revenue allocation provision shall have a duration as described in such
47 urban renewal plan or competitively disadvantaged border community area
48 ordinance. The duration of the revenue allocation financing provision set
49 forth in this subsection may be extended if the maturity date of any bonds

1 issued to provide funds for a specific project in the revenue allocation
 2 area and payable from the revenue allocation financing provision exceeds the
 3 duration of the revenue allocation financing provision, provided such bond
 4 maturity is not greater than thirty (30) years or may be extended as set forth
 5 in subsection (2) of this section; or

6 (5) There is a plan amendment of an existing revenue allocation area to
 7 support growth or development of a manufacturing project where the revenue
 8 allocation area includes only parcels that are owned or controlled by the
 9 project owner and its affiliates, in which case the revenue allocation area
 10 financing provision may be extended for up to twenty (20) years during which
 11 the agency will continue to receive revenue allocation proceeds under sec-
 12 tion 50-2908, Idaho Code, until termination pursuant to the new termination
 13 date as approved in the plan amendment. For the purposes of this subsection
 14 "controlled by" means that the project owner or its affiliates have entered
 15 into a binding contract leasing a parcel that will extend for the duration of
 16 the proposed extension of the revenue allocation area financing provision.

17 ~~(5)~~ (6) During the extension set forth in subsections (1), (2), (3),
 18 and (4) of this section, any revenue allocation area revenues exceeding the
 19 amount necessary to repay the bonds during the period exceeding the maximum
 20 year maturity of the revenue allocation financing provision shall be re-
 21 turned to the taxing districts in the revenue allocation area on a pro rata
 22 basis.

23 SECTION 5. That Section 50-2906, Idaho Code, be, and the same is hereby
 24 amended to read as follows:

25 50-2906. PUBLIC HEARING AND ORDINANCE REQUIRED -- SPECIAL RULES FOR
 26 CERTAIN TAXING DISTRICTS. (1) To adopt a new urban renewal plan or create
 27 a competitively disadvantaged border community area containing a revenue
 28 allocation financing provision, the local governing body of an authorized
 29 municipality must enact an ordinance in accordance with chapter 9, title 50,
 30 Idaho Code, and section 50-2008, Idaho Code. To modify an existing urban
 31 renewal plan, to add or change a revenue allocation, an authorized munici-
 32 pality must enact an ordinance in accordance with chapter 9, title 50, Idaho
 33 Code, and conduct a public hearing as provided in section 50-2008(c), Idaho
 34 Code. No urban renewal project, plan, competitively disadvantaged border
 35 community area or modification thereto, or revenue allocation financial
 36 provision shall be held ineffective for failure to comply with the require-
 37 ments of this section if compliance with the section is substantial and in
 38 good faith and administrative authority of both the local governing body
 39 and urban renewal agency does not extend beyond the municipal boundary of
 40 the authorized municipality. Urban renewal plans and revenue allocation
 41 financing provisions may be held ineffective if an urban renewal area or rev-
 42 enue allocation area extends outside the municipal boundary of an authorized
 43 municipality and a transfer of powers ordinance has not been adopted by the
 44 cooperating county.

45 (2) A revenue allocation financing provision adopted in accordance
 46 with this chapter shall be effective retroactively to January 1 of the year
 47 in which the local governing body of the authorized municipality enacts such
 48 ordinance.

1 (3) (a) The Prior to taking action on an ordinance to adopt a revenue al-
2 location financing provision, the local governing body of an authorized
3 municipality shall prepare a notice stating: (a) that
4 (i) That an urban renewal plan or modification thereto or a com-
5 petitively disadvantaged border community area has been proposed
6 and is being considered for adoption, and that such plan or modi-
7 fication thereto or proposal to create a competitively disadvan-
8 tagged border community area contains a revenue allocation financ-
9 ing provision that will cause property taxes resulting from any
10 increases in equalized assessed valuation in excess of the equal-
11 ized assessed valuation as shown on the base assessment roll to be
12 allocated to the agency for urban renewal and competitively disad-
13 vantaged border community area purposes; and (b) that
14 (ii) That an agreement on the administration of a revenue alloca-
15 tion financing provision extending beyond the municipal boundary
16 of the authorized municipality has been negotiated with the coop-
17 erating county having extraterritorial power and that the agree-
18 ment has been formalized by a transfer of power ordinance adopted
19 by that county; and (c) that
20 (iii) That a public hearing on such plan or modification will be
21 held by the local governing body pursuant to section 50-2008 (c),
22 Idaho Code.

23 (b) The notice shall also state the time, date, and place of the hear-
24 ing. At least thirty (30) days but not more than sixty (60) days prior
25 to the date set for final reading of the ordinance, the local governing
26 body shall publish the notice in a newspaper of general circulation and
27 transmit the notice, together with a copy of the plan and recommenda-
28 tion of the urban renewal agency or the municipality which by ordinance
29 created the competitively disadvantaged border community area, to the
30 governing body of each taxing district which levies taxes upon any tax-
31 able property in the revenue allocation area and which would be affected
32 by the revenue allocation financing provision of the urban renewal plan
33 proposed to be approved by the local governing body.

34 (4) No fire protection district or ambulance service district shall be
35 subject to the financing provisions of an urban renewal revenue allocation
36 area, or any modification thereof, created or modified after July 1, 2025,
37 unless the local governing body of the authorized municipality proposing to
38 create or modify such financing provision requests such district to consent
39 to be subject to the financing provision and the district receiving such
40 request consents. To request such a district to consent, the local governing
41 body of an authorized municipality shall send a request to the district at
42 the same time it sends notice to taxing districts of its intent to create or
43 modify an urban renewal plan that includes a revenue allocation financing
44 provision pursuant to subsection (3) of this section. If the governing board
45 of the district receiving a request to consent agrees with the request, it
46 shall adopt a resolution providing that such district shall be subject to
47 the financing provisions of the proposed urban renewal area plan or proposed
48 urban renewal area plan modification that was identified in the request, and
49 shall thereafter be subject to such financing provision. The consenting
50 district shall, within ten (10) business days, file a copy of the resolution

1 with the local governing body of the authorized municipality. Upon receipt
2 of the district's resolution consenting to be subject to the financing pro-
3 vision, the governing body of the municipality shall transmit a copy of such
4 resolution to the county clerk and the state tax commission within ten (10)
5 business days.

6 (5) (a) Any fire protection district or ambulance service district may
7 withdraw from being subject to an urban renewal revenue allocation fi-
8 ancing provision under an urban renewal plan established by local gov-
9 erning body ordinance prior to July 1, 2025, if the urban renewal plan
10 establishing the revenue allocation financing provision does not have
11 any outstanding bonds, contractual obligations, or other indebtedness
12 being funded by such revenue allocation financing provision greater
13 than the amount of the revenue allocation proceeds that was attribut-
14 able to the fire protection district or ambulance service district as of
15 December 31 of the immediate prior tax year.

16 (b) Any fire protection district or ambulance service district that
17 seeks to withdraw shall:

18 (i) By May 1 of the withdrawal year request an accounting from
19 the county showing the amount of revenue allocation proceeds that
20 was attributable to the fire protection district or ambulance ser-
21 vice district as of December 31 of the immediate prior tax year. A
22 copy of the accounting shall be simultaneously transmitted by the
23 county to the requesting district and the agency within fifteen
24 (15) days of receipt of the request from the district; and

25 (ii) By June 1 of the withdrawal year adopt a resolution express-
26 ing an intent to withdraw and transmit the same to the urban re-
27 newal agency that governs the urban renewal plan and revenue al-
28 location financing provision that the district seeks to withdraw
29 from.

30 (c) The agency shall schedule a special meeting within ten (10) busi-
31 ness days of receipt of the fire protection district's or ambulance ser-
32 vice district's resolution approving the withdrawal and the accounting
33 from the county to accept the request to withdraw by agency resolution,
34 or to deny the request to withdraw in writing due to the existence of
35 outstanding bonds, contractual obligations, or other indebtedness be-
36 ing funded by the district's revenue allocation proceeds, and setting
37 forth specific information about the indebtedness.

38 (d) If the withdrawal is accepted, the urban renewal agency shall
39 transmit a copy of the district resolution and the agency resolution to
40 the county clerk, the county recorder, and the state tax commission no
41 later than the fourth Monday of July. If the resolutions are received
42 by the state tax commission and the county by the fourth Monday of July,
43 then the levy rate for the next fiscal year will be calculated pursuant
44 to section 50-2908(1)(g), Idaho Code, and any budget increases as set
45 forth in sections 63-802 and 63-301A, Idaho Code. If the resolutions
46 are transmitted to the county clerk, the county recorder, and the state
47 tax commission after the fourth Monday of July, then the effect of the
48 withdrawal will be the following tax year.

49 SECTION 6. That Section 50-2907, Idaho Code, be, and the same is hereby
50 amended to read as follows:

1 50-2907. TRANSMITTAL OF REVENUE ALLOCATION AREA DESCRIPTION AND OTHER
 2 DOCUMENTS TO TAXING AGENCIES. (1) After the effective date of an ordinance
 3 enacted by the local governing body of an authorized municipality, the clerk
 4 of the authorized municipality shall transmit, to the county auditor and tax
 5 assessor of the county in which the revenue allocation area is located, to
 6 the affected taxing districts, and to the state tax commission, a copy of the
 7 ordinance enacted, a copy of the legal description of the boundaries of the
 8 revenue allocation area, and a map indicating the boundaries of the revenue
 9 allocation area.

10 (2) For revenue allocation areas extending beyond the corporate munic-
 11 ipal boundary of the authorized municipality, the copy of the ordinance en-
 12 acted by the authorized municipality shall include, as an attachment, a copy
 13 of the transfer of powers ordinance adopted by the cooperating county under
 14 section 50-2906~~(3)(b)~~(3)(a)(ii), Idaho Code.

15 (3) Such documents shall be transmitted within the time required by
 16 section 63-215, Idaho Code.

17 SECTION 7. That Section 50-2908, Idaho Code, be, and the same is hereby
 18 amended to read as follows:

19 50-2908. DETERMINATION OF TAX LEVIES -- CREATION OF SPECIAL FUND. (1)
 20 For purposes of calculating the rate at which taxes shall be levied by or
 21 for each taxing district in which a revenue allocation area is located, the
 22 county commissioners shall, with respect to the taxable property located in
 23 such revenue allocation area, use the equalized assessed value of such tax-
 24 able property as shown on the base assessment roll rather than on the current
 25 equalized assessed valuation of such taxable property, except the current
 26 equalized assessed valuation shall be used for calculating the tax rate for:

27 (a) Levies for refunds and credits pursuant to section 63-1305, Idaho
 28 Code, and any judgment pursuant to section 33-802(1), Idaho Code, cer-
 29 tified after December 31, 2007;

30 (b) Levies permitted pursuant to section 63-802(3), Idaho Code, certi-
 31 fied after December 31, 2007;

32 (c) Levies for voter-approved general obligation bonds of any taxing
 33 district and plant facility reserve fund levies passed after December
 34 31, 2007;

35 (d) Levies for payment of obligations that have been judicially con-
 36 firmed pursuant to chapter 13, title 7, Idaho Code, and that meet the
 37 criteria of sections 63-1315 and 63-1316, Idaho Code;

38 (e) Levies set forth in paragraphs (a) through (d) of this subsection,
 39 first certified prior to December 31, 2007, when the property affected
 40 by said levies is included within the boundaries of a revenue allocation
 41 area by a change in the boundaries of either the revenue allocation area
 42 or any taxing district after December 31, 2007; ~~and~~

43 (f) School levies for supplemental maintenance and operation pursuant
 44 to section 33-802(3) and (4), Idaho Code, approved after December 31,
 45 2007, and for emergency funds pursuant to section 33-805, Idaho Code,
 46 approved after July 1, 2015-; ~~and~~

47 (g) Levies of fire protection districts pursuant to chapter 14, title
 48 31, Idaho Code, and ambulance services districts pursuant to chapter
 49 39, title 31, Idaho Code, that are exempt from being subject to a revenue

1 allocation financing provision pursuant to section 50-2906(4), Idaho
2 Code, or that withdraw from being subject to a revenue allocation fi-
3 nancing provision pursuant to section 50-2906(5), Idaho Code.

4 (2) With respect to each such taxing district, the tax rate calculated
5 under subsection (1) of this section shall be applied to the current equal-
6 ized assessed valuation of all taxable property in the taxing district, in-
7 cluding the taxable property in the revenue allocation area. The tax rev-
8 enues thereby produced shall be allocated as follows:

9 (a) To the taxing district shall be allocated and shall be paid by the
10 county treasurer:

11 (i) All taxes levied by the taxing district or on its behalf on
12 taxable property located within the taxing district but outside
13 the revenue allocation area;

14 (ii) Except as otherwise provided in subparagraph (iv) of this
15 paragraph, a portion of the taxes levied by the taxing district or
16 on its behalf on the taxable property located within the revenue
17 allocation area, which portion is the amount produced by applying
18 the taxing district's tax rate determined under subsection (1) of
19 this section to the equalized assessed valuation, as shown on the
20 base assessment roll, of the taxable property located within the
21 revenue allocation area;

22 (iii) All taxes levied by the taxing district to satisfy obliga-
23 tions specified in subsection (1) of this section; and

24 (iv) In the case of a revenue allocation area first formed or ex-
25 panded to include the property on or after July 1, 2020, all taxes
26 levied by any highway district, unless the local governing body
27 that created the revenue allocation area has responsibility for
28 the maintenance of roads or highways. In the case of property lo-
29 cated within a revenue allocation area prior to July 1, 2020, or
30 property located within a revenue allocation area created by a lo-
31 cal governing body that has responsibility for the maintenance of
32 roads or highways, the allocation of taxes shall be governed by
33 subparagraph (ii) of this paragraph. In any case, the highway dis-
34 trict and the urban renewal agency may enter into an agreement for
35 a different allocation. A copy of any such agreement shall be sub-
36 mitted to the state tax commission and to the county clerk by the
37 highway district as soon as practicable after the parties have en-
38 tered into the contract and by no later than September 1 of the year
39 in which the agreement takes effect.

40 (b) To the urban renewal agency shall be allocated the balance, if any,
41 of the taxes levied on the taxable property located within the revenue
42 allocation area.

43 (3) Upon enactment of an ordinance adopting a revenue allocation fi-
44 nancing provision as part of an urban renewal plan, the urban renewal agency
45 shall create a special fund or funds to be used for the purposes enumerated
46 in this chapter. The revenues allocated to the urban renewal agency pursuant
47 to this chapter shall be paid to the agency by the treasurer of the county in
48 which the revenue allocation district is located and shall be deposited by
49 the agency into one (1) or more of such special funds. The agency may, in ad-
50 dition, deposit into such special fund or funds such other income, proceeds,

1 revenues and funds it may receive from sources other than the revenues allo-
2 cated to it under subsection (2) (b) of this section.

3 (4) For the purposes of section 63-803, Idaho Code, during the period
4 when revenue allocation under this chapter is in effect, and solely with
5 respect to any taxing district in which a revenue allocation area is located,
6 the county commissioners shall, in fixing any tax levy other than a levy
7 specified in subsection (1) of this section, take into consideration the
8 equalized assessed valuation of the taxable property situated in the revenue
9 allocation area as shown in the base assessment roll, rather than the current
10 equalized assessed value of such taxable property.

11 (5) For all other purposes, including, without limitation, for pur-
12 poses of sections 33-802, 33-1002 and 63-1313, Idaho Code, reference in the
13 Idaho Code to the term "market value for assessment purposes" (or any other
14 such similar term) shall mean market value for assessment purposes as de-
15 fined in section 63-208, Idaho Code.

16 SECTION 8. That Chapter 29, Title 50, Idaho Code, be, and the same is
17 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
18 ignated as Section 50-2914, Idaho Code, and to read as follows:

19 50-2914. TERMINATION OF AN URBAN RENEWAL PLAN AND REVENUE ALLOCATION
20 FINANCING PROVISION. (1) An urban renewal agency may terminate an urban
21 renewal plan containing a revenue allocation financing provision on or
22 before the termination date in accordance with the provisions of sections
23 50-2903(5) and 50-2909(4), Idaho Code. The urban renewal agency shall con-
24 sider its ability to receive revenue in the year following the termination
25 date when determining the timing of termination and the termination date.

26 (2) The local governing body of the municipality may initiate termina-
27 tion of an urban renewal plan containing a revenue allocation financing pro-
28 vision before the termination date as follows:

29 (a) The local governing body may adopt a resolution that directs the
30 urban renewal agency to provide a termination plan for the termination
31 of a specified urban renewal plan containing a revenue allocation fi-
32 nancing provision to the local governing body within sixty (60) days of
33 the agency's receipt of the local governing body's resolution, or such
34 longer period as may be agreed to by the local governing body. Upon the
35 adoption of the resolution, the urban renewal agency governing the ur-
36 ban renewal plan identified in the resolution shall no longer have the
37 authority to enter into any financial obligations secured by the fund-
38 ing from any urban renewal financing provision of any urban renewal plan
39 specified in the resolution, other than such obligations as are neces-
40 sary to facilitate the termination of the urban renewal plan.

41 (b) The termination plan submitted by the urban renewal agency shall
42 include a detailed summary of all agency obligations under such urban
43 renewal plan and anticipated future obligations to implement the plan
44 through the duration of the plan, including information on the use of
45 revenues collected to fund specific projects and any capital improve-
46 ment project plans. The termination plan shall also include a proposed
47 termination timeline.

48 (c) The local governing body may then enact an ordinance terminating
49 the urban renewal plan and any revenue allocation financing provisions

1 included in such plan. The ordinance shall be recorded in the real prop-
2 erty records of the county in which the agency operated. The local gov-
3 erning body shall transmit a copy of the recorded termination ordinance
4 to the county clerk, any affected taxing districts, and the state tax
5 commission within ten (10) business days of the recording date.

6 SECTION 9. That Section 63-301A, Idaho Code, be, and the same is hereby
7 amended to read as follows:

8 63-301A. NEW CONSTRUCTION ROLL. (1) The county assessor shall prepare
9 a new construction roll, which shall be in addition to the property roll,
10 which new construction roll shall show:

- 11 (a) The name of the taxpayer;
- 12 (b) The description of the new construction, suitably detailed to meet
13 the requirements of the individual county;
- 14 (c) The amount of taxable market value added to the property on the cur-
15 rent year's property roll that is directly the result of new construc-
16 tion;
- 17 (d) The amount of taxable market value added as provided in subsection
18 (3)(f) of this section as a result of dissolution of any revenue alloca-
19 tion area; and
- 20 (e) The amount of taxable market value to be deducted to reflect the ad-
21 justments required in this paragraph:
 - 22 (i) Any board of tax appeals or court-ordered value change, if
23 property has a taxable value lower than that shown on any new con-
24 struction roll in any one (1) of the immediate five (5) tax years
25 preceding the current tax year;
 - 26 (ii) Any reduction in value resulting from correction of value im-
27 properly included on any previous new construction roll as a re-
28 sult of double or otherwise erroneous assessment;
 - 29 (iii) Any reduction in value resulting from the exemption provided
30 in section 63-602W(4), Idaho Code, in any one (1) of the immediate
31 five (5) tax years preceding the current tax year; and
 - 32 (iv) Any voluntary reduction in value reflecting a portion of
33 certain homestead exemptions as provided in section 63-602G(10),
34 Idaho Code.

35 (2) As soon as possible, but in any event by no later than the first Mon-
36 day in June, the new construction roll shall be certified to the county audi-
37 tor and a listing showing the amount of value on the new construction roll in
38 each taxing district or unit shall be forwarded to the state tax commission
39 on or before the fourth Monday in July. Provided however, the value shown
40 in subsection (3)(e) of this section shall be reported to the appropriate
41 county auditor by the state tax commission by the third Monday in July and the
42 value sent by the county auditor to each taxing district. The value estab-
43 lished pursuant to subsection (3)(e) of this section is subject to correc-
44 tion by the state tax commission until the first Monday in September, and any
45 such corrections shall be sent to the appropriate county auditor, who shall
46 notify any affected taxing districts.

47 (3) Except as otherwise provided in this subsection, the value shown on
48 the new construction roll shall include ninety percent (90%) of the taxable
49 market value increase from:

- 1 (a) Construction of any new structure that previously did not exist,
2 once it is completed and taxable;
- 3 (b) Additions or alterations to existing nonresidential structures;
- 4 (c) Installation of new or used manufactured housing that did not pre-
5 viously exist within the county;
- 6 (d) Property newly taxable as a result of loss of the exemption provided
7 by section 63-602W(3) or (4), Idaho Code;
- 8 (e) The construction of any improvement or installation of any equip-
9 ment used for or in conjunction with the generation of electricity and
10 the addition of any improvement or equipment intended to be so used, ex-
11 cept property that has a value allocated or apportioned pursuant to sec-
12 tion 63-405, Idaho Code, or that is owned by a cooperative or municipal-
13 ity as those terms are defined in section 61-332A, Idaho Code, or that
14 is owned by a public utility as that term is defined in section 61-332A,
15 Idaho Code, owning any other property that is allocated or apportioned.
16 No replacement equipment or improvements may be included;
- 17 (f) Provided such increases do not include increases already reported
18 on the new construction roll as permitted in paragraphs (i) and (j) of
19 this subsection, increases in value over the base value of property on
20 the base assessment roll within an urban renewal revenue allocation
21 area that has been terminated pursuant to section ~~50-2909(4)~~ 50-2914,
22 Idaho Code, to the extent that this increment exceeds the incremental
23 value as of December 31, 2006, or, for revenue allocation areas formed
24 after December 31, 2006, eighty percent (80%) of the increment value.
25 Notwithstanding other provisions of this section, the new construction
26 roll shall not include new construction located within an urban renewal
27 district's revenue allocation area, except as provided in this para-
28 graph or paragraph (k) of this subsection;
- 29 (g) New construction, in any one (1) of the immediate five (5) tax years
30 preceding the current tax year, allowable but never included on a new
31 construction roll, provided however, that for such property the value
32 on the new construction roll shall reflect the taxable value that would
33 have been included on the new construction roll for the first year in
34 which the property should have been included;
- 35 (h) Formerly exempt improvements on state college-owned or state uni-
36 versity-owned land for student dining, housing, or other education-re-
37 lated purposes approved by the state board of education and board of
38 regents of the university of Idaho as proper for the operation of such
39 state college or university, provided such improvements were never in-
40 cluded on any previous new construction roll;
- 41 (i) Increases in base value when due to previously determined incre-
42 ment value added to the base value as required in sections 50-2903 and
43 50-2903A, Idaho Code, due to a modification of the urban renewal plan.
44 In this case, the amount added to the new construction roll will equal
45 eighty percent (80%) of the amount by which the increment value in the
46 year immediately preceding the year in which the base value adjustment
47 described in this subsection occurs exceeds the incremental value as of
48 December 31, 2006, or, for revenue allocation areas formed after Decem-
49 ber 31, 2006, the entire increment value; and

1 (j) Increases in base value when due to previously determined incre-
 2 ment value added to the base value as a result of a de-annexation within
 3 a revenue allocation area as defined in section 50-2903, Idaho Code.
 4 In this case, the amount added to the new construction roll will equal
 5 eighty percent (80%) of the amount by which the increment value in the
 6 year immediately preceding the year in which the de-annexation de-
 7 scribed in this subsection occurs exceeds the incremental value as of
 8 December 31, 2006, or, for revenue allocation areas formed after Decem-
 9 ber 31, 2006, the entire increment value within the area subject to the
 10 de-annexation.

11 (k) In the case of a fire protection district or ambulance service
 12 district that encompasses all or part of any urban renewal revenue
 13 allocation area that such district withdrew from pursuant to section
 14 50-2906(5), Idaho Code, eighty percent (80%) of the increment value may
 15 be included on the new construction roll for the year in which the dis-
 16 trict withdrew from such urban renewal revenue allocation area. Each
 17 year thereafter, ninety percent (90%) of the taxable value of otherwise
 18 qualifying new construction shall be included in the new construction
 19 roll for such fire protection district or ambulance service district,
 20 even if such new construction would not otherwise qualify because it was
 21 located within a revenue allocation area.

22 (4) The amount of taxable market value of new construction shall be the
 23 change in net taxable market value that is attributable directly to the new
 24 construction or loss of the exemption provided by section 63-602W(3) or (4),
 25 Idaho Code. It shall not include any change in value of existing property
 26 that is due to external market forces such as general or localized inflation,
 27 except as provided in subsection (3)(f) of this section.

28 (5) The amount of taxable market value of new construction shall not in-
 29 clude any new construction of property that has been granted a provisional
 30 property tax exemption, pursuant to section 63-1305C, Idaho Code. A prop-
 31 erty owner may apply to the board of county commissioners, if an applica-
 32 tion is required pursuant to section 63-602, Idaho Code, for an exemption from
 33 property tax at the time the initial building permits are applied for or at
 34 the time construction of the property has begun, whichever is earlier, or at
 35 any time thereafter.

36 (6) The amount of taxable market value of new construction shall not in-
 37 clude any new construction of property for which an exemption from sales and
 38 use tax has been granted pursuant to section 63-3622VV, Idaho Code.

39 SECTION 10. That Section 50-2905, Idaho Code, be, and the same is hereby
 40 amended to read as follows:

41 50-2905. RECOMMENDATION OF URBAN RENEWAL AGENCY. In order to imple-
 42 ment the provisions of this chapter, the urban renewal agency of the munic-
 43 ipality shall prepare and adopt a plan for each revenue allocation area and
 44 submit the plan and recommendation for approval thereof to the local govern-
 45 ing body. The plan shall include with specificity:

46 (1) A statement describing the total assessed valuation of the base as-
 47 sessment roll of the revenue allocation area and the total assessed valua-
 48 tion of all taxable property within the municipality;

1 (2) A statement listing the kind, number, and location of all proposed
2 public works or improvements within the revenue allocation area;

3 (3) An economic feasibility study;

4 (4) A detailed list of estimated project costs;

5 (5) A fiscal impact statement showing the impact of the revenue allo-
6 cation area, both until and after the bonds are repaid, upon all taxing dis-
7 tricts levying taxes upon property on the revenue allocation area;

8 (6) A description of the methods of financing all estimated project
9 costs and the time when related costs or monetary obligations are to be in-
10 curred;

11 (7) A termination date for the plan and the revenue allocation area as
12 provided for in section ~~50-2903(20)~~ 50-2903(21), Idaho Code. In determining
13 the termination date, the plan shall recognize that the agency shall receive
14 allocation of revenues in the calendar year following the last year of the
15 revenue allocation provision described in the urban renewal plan;

16 (8) A description of the disposition or retention of any assets of the
17 agency upon the termination date. Provided however, nothing herein shall
18 prevent the agency from retaining assets or revenues generated from such as-
19 sets as long as the agency shall have resources other than revenue allocation
20 funds to operate and manage such assets; and

21 (9) Any changes to an urban renewal plan as provided in subsections (2)
22 and (6) of this section shall be noticed and shall be completed in an open
23 public meeting.

24 SECTION 11. That Section 50-2905A, Idaho Code, be, and the same is
25 hereby amended to read as follows:

26 50-2905A. ELECTION NECESSARY FOR EXPENDITURES ON CERTAIN
27 PROJECTS. (1) Notwithstanding any other provision of this chapter, on and
28 after the effective date of this act, it shall be unlawful for an urban
29 renewal agency to expend revenue collected under this chapter on project
30 costs when either the amount of revenue collected under this chapter, or the
31 amount of revenue collected under this chapter plus any other public funds,
32 not including federal funds or federal funds administered by a public body,
33 contributes to fifty-one percent (51%) or more of the total project cost and
34 the project is for construction of a municipal building or a multipurpose
35 sports stadium complex, or the remodel of such a building or complex, with a
36 total project cost exceeding one million dollars (\$1,000,000) unless such
37 construction project is first approved in an election by sixty percent (60%)
38 of the participating qualified electors residing within the borders of the
39 qualified municipality. An election pursuant to this section shall be in
40 accordance with the provisions of chapter 1, title 34, Idaho Code. The total
41 project cost described in this subsection shall not include the cost of any
42 infrastructure or belowground improvements including, but not limited to,
43 water, sewer, storm drainage, electrical, natural gas, telecommunication,
44 or other similar systems and lines, streets, roads, curbs, gutters, side-
45 walks, walkways, parking facilities, or unoccupied auxiliary structures.
46 This section shall not be construed to require an election regarding bonds
47 issued prior to the effective date of this act.

48 (2) For purposes of this section, the following terms shall have the
49 following meanings:

- 1 (a) "Multipurpose sports stadium complex" means a place or venue for
- 2 indoor or outdoor sports, concerts, or other events that contains a
- 3 field or other playing surface or area either partly or completely sur-
- 4 rounded by a tiered structure designed to allow spectators to stand or
- 5 sit and view the event;
- 6 (b) "Municipal building" means only an administrative building, city
- 7 hall, library, courthouse, public safety or law enforcement buildings,
- 8 other judicial buildings, fire stations, jails, and detention facili-
- 9 ties that are not subject to property taxation whether they are, or are
- 10 intended to be, owned or operated by or leased to a public body for the
- 11 public's benefit;
- 12 (c) "Project costs" shall have the same meaning as provided in section
- 13 ~~50-2903(14)~~ 50-2903(15), Idaho Code;
- 14 (d) "Public body" shall have the same meaning as provided in section
- 15 50-2018(3), Idaho Code;
- 16 (e) "Public funds" shall mean the funds collected or received by a pub-
- 17 lic body but shall not include grants or donations from private entities
- 18 or individuals to the public body.

19 SECTION 12. That Section 63-602KK, Idaho Code, be, and the same is
 20 hereby amended to read as follows:

- 21 63-602KK. PROPERTY EXEMPT FROM TAXATION -- CERTAIN PERSONAL PROPERTY.
- 22 (1) (a) An item of taxable personal property purchased on or after Janu-
 - 23 ary 1, 2013, shall be exempt from property taxation if the item of tax-
 - 24 able personal property has an acquisition price of three thousand dol-
 - 25 lars (\$3,000) or less.
 - 26 (b) For purposes of this section, the term "acquisition cost" means all
 - 27 costs required to put an item of taxable personal property into service
 - 28 and includes:
 - 29 (i) The purchase price of a new or used item;
 - 30 (ii) The cost of freight and shipping;
 - 31 (iii) The cost of installation, engineering, erection or assem-
 - 32 bly; and
 - 33 (iv) Sales and use taxes.
 - 34 (c) For purposes of this subsection, an "item of taxable personal prop-
 - 35 erty" means equipment, machinery, furniture or other personal property
 - 36 that is functioning at its highest and best use for the purpose it was
 - 37 designed and constructed and is generally capable of performing that
 - 38 function without being combined with other items of personal property.
 - 39 An item of taxable personal property is not an individual component part
 - 40 of a piece of equipment, machinery, furniture or other personal prop-
 - 41 erty as a whole. An item of taxable personal property does not include
 - 42 an improvement to real property, a part that will become an improvement,
 - 43 or anything defined as a fixture.
 - 44 (2) (a) On and after January 1, 2015, except as provided in subsection
 - 45 (8) of this section, each person's personal property, located in the
 - 46 county, and not otherwise exempt, shall be exempt to the extent of one
 - 47 hundred thousand dollars (\$100,000).
 - 48 (b) On and after January 1, 2022, except as provided in subsection
 - 49 (8) of this section, each person's personal property, located in the

1 county, and not otherwise exempt, shall be exempt to the extent of an
2 additional amount of one hundred fifty thousand dollars (\$150,000).
3 The combined exemption under this paragraph and paragraph (a) of this
4 subsection shall not exceed a total amount of two hundred fifty thousand
5 dollars (\$250,000).

6 (c) For the purposes of this section, a person includes two (2) or more
7 people using the property in a common enterprise who are within a rela-
8 tionship described in section 267 of the Internal Revenue Code, as de-
9 fined in section 63-3004, Idaho Code.

10 (d) On and after January 1, 2022, any locally assessed personal prop-
11 erty is exempt from taxation if it is:

12 (i) Self-propelled, self-powered, or pull-type equipment and ma-
13 chinery;

14 (ii) Primarily employed for the use of construction, logging, or
15 mining of salable minerals as defined in section 47-701A, Idaho
16 Code; and

17 (iii) Designed to travel to various job sites.

18 (3) (a) No later than the third Monday of November 2013, the county clerk
19 of each county shall certify to the state tax commission the amount of
20 exemption from property taxes under subsection (2) (a) of this section
21 in that county for that year. No later than the third Monday of Novem-
22 ber 2022, the county clerk of each county shall certify to the state tax
23 commission the amount of exemption from property taxes under subsection
24 (2) (b) of this section in that county for that year. The certification
25 shall identify the property receiving tax reductions, the value of the
26 property, the property's location, the amount of the tax levy applica-
27 ble to personal property in the location, and the tax before and after
28 the exemption allowed in subsection (2) of this section. The certifi-
29 cation shall be in the form prescribed by the state tax commission and
30 shall include such additional information as the commission may require
31 by rule as needed to implement the purpose of this section. The certi-
32 fication shall be reviewed and, if necessary, corrected by the state tax
33 commission.

34 (b) Except as provided in subsection (7) of this section, a taxing
35 district created prior to January 1, 2013, shall be eligible for reim-
36 bursement for the exemptions granted under subsection (2) (a) and (b) of
37 this section. A taxing district created on and after January 1, 2013,
38 and prior to January 1, 2022, shall be eligible for reimbursement of
39 property taxes exempted only under subsection (2) (b) of this section.
40 A taxing district created on or after January 1, 2022, shall not be
41 eligible for reimbursement of any property taxes exempted under this
42 section. The amount of annual replacement of property tax on personal
43 property exempted pursuant to subsection (2) of this section shall be
44 the amount approved by the state tax commission pursuant to paragraph
45 (a) of this subsection.

46 (4) (a) Subject to the limitations of this section, the state tax com-
47 mission shall reimburse from the amount appropriated for personal
48 property tax replacement in section 63-3638, Idaho Code, the county
49 treasurer of each county for the reduction on the certifications pro-
50 vided in subsection (3) of this section. The county treasurer shall

1 reimburse from the amount received to each taxing district within the
 2 county an amount in proportion to the amount of reduction shown on the
 3 certifications in subsection (3) of this section as corrected. The
 4 amount that would otherwise be attributable to tax revenues derived
 5 from tax levies on personal property exempted by this section within
 6 an existing revenue allocation area as defined in section ~~50-2903(15)~~
 7 50-2903(16), Idaho Code, shall be paid directly by the county treasurer
 8 to such public body or agency entitled thereto, equal to the amounts
 9 that would have been distributed in accordance with the formula for such
 10 distribution set forth in section 50-2908, Idaho Code.

11 (b) The state tax commission shall pay one-half (1/2) of the reimburse-
 12 ment provided in this section no later than December 20 of each year, and
 13 the second one-half (1/2) shall be paid by no later than June 20 of the
 14 following year. The money received by the county tax collector under
 15 the provisions of this section may be considered by counties and other
 16 taxing districts and budgeted against at the same time, and in the same
 17 manner, and in the same year as revenues from taxation. The total amount
 18 paid to the county treasurers shall not exceed the amount certified to
 19 the state tax commission under subsection (3) of this section.

20 (c) For purposes of the limitation provided by section 63-802, Idaho
 21 Code, moneys received from distributions pursuant to section 63-3638,
 22 Idaho Code, as property tax replacement for the taxable value of prop-
 23 erty exempt from taxation pursuant to this section shall be treated as
 24 property tax revenues.

25 (5) (a) Nothing contained in this section shall affect the taxation of
 26 forest lands or forest products pursuant to chapter 17, title 63, Idaho
 27 Code, or the taxation of the net profits of mines pursuant to chapter 28,
 28 title 63, Idaho Code.

29 (b) The exemption from personal property tax provided for in subsec-
 30 tion (2) of this section shall not apply to motor vehicles, recreational
 31 vehicles, aircraft and boats that are not registered with the state of
 32 Idaho and for which required registration fees have not been paid.

33 (6) (a) The application for the exemption provided for in subsection (2)
 34 of this section shall be in the form prescribed by the state tax com-
 35 mission and shall include such information as the state tax commission
 36 may require by rule as needed to implement the purpose of this section
 37 including, but not limited to, a list of each item of personal property,
 38 the purchase date of each item of personal property, the unit cost of
 39 each item of personal property if more than the exemption allowed in
 40 subsection (1) of this section, and the total cost of the items of per-
 41 sonal property.

42 (b) The application for this exemption, if the county is capable of so
 43 providing, may be transmitted by the county assessor electronically,
 44 as that term is defined in section 63-115, Idaho Code, when requested
 45 by the taxpayer, or mailed by the county assessor to the taxpayer, or
 46 his agent or representative at the taxpayer's last known post office
 47 address, no later than March 1 of each year. The transmission or mail-
 48 ing of the application shall also include the taxpayer's application
 49 for the exemption allowed by this section for the last year in which the
 50 taxpayer filed an application.

1 (c) A taxpayer need only make application for the exemption in this sec-
2 tion once as long as all of the following conditions are met:

3 (i) The taxpayer has received the exemption during the previous
4 year as a result of him making a valid application as defined in
5 this section.

6 (ii) The amount of the exemption allowed by this section is more
7 than the taxable value of personal property owned by the taxpayer.

8 (iii) The taxpayer has not made purchases of personal property,
9 excluding items of taxable personal property exempted pursuant to
10 subsection (1) of this section, that would cause the taxable value
11 of the personal property owned by the taxpayer to exceed the maxi-
12 mum amount allowed as an exemption by this section.

13 (d) Knowingly failing to report changes in the taxable value of per-
14 sonal property that exceed the amount of the exemption allowed pursuant
15 to this section shall subject the taxpayer to a fine not in excess of ten
16 thousand dollars (\$10,000) in addition to other penalties set forth in
17 this chapter.

18 (7) Recovery of property tax exemptions allowed by this section but im-
19 properly claimed:

20 (a) Upon discovery of evidence, facts or circumstances indicating any
21 exemption allowed by this section was improperly claimed, the county
22 assessor shall decide whether the exemption claimed should have been
23 allowed and, if not, notify the board of county commissioners, at which
24 time the board may waive a recovery of the property tax and notify such
25 taxpayer in writing.

26 (b) The assessment and collection of the recovery of property tax must
27 begin within the seven (7) year period beginning on the date the assess-
28 ment notice reflecting the improperly claimed exemption was required to
29 be mailed to the taxpayer.

30 (c) The taxpayer may appeal to the board of tax appeals the decision by
31 the board of county commissioners to assess the recovery of property tax
32 within thirty (30) days of the date the county assessor sent the notice
33 to the taxpayer pursuant to this section.

34 (d) For purposes of calculating the tax, the amount of the recovered
35 property tax shall be for each year the exemption allowed by this sec-
36 tion was improperly claimed or approved, up to a maximum of seven (7)
37 years. The amount of the recovery of property tax shall be calculated
38 using the product of the amount of exempted value for each year multi-
39 plied by the levy for that year plus costs, late charges and interest for
40 each year at the rates equal to those provided for delinquent property
41 taxes during that year. In cases of fraud, the fine set forth in subsec-
42 tion (6) (d) of this section shall be assessed for each tax year.

43 (e) Any recovery of property tax shall be due and payable no later than
44 the date provided for property taxes in section 63-903, Idaho Code, and
45 if not timely paid, late charges and interest, beginning the first day
46 of January in the year following the year the county assessor sent the
47 notice to the taxpayer pursuant to this section, shall be calculated at
48 the current rate provided for property taxes.

49 (f) Recovered property taxes shall be billed, collected and dis-
50 tributed in the same manner as property taxes. If the recovery is

1 for property tax for which the state provided replacement money, the
 2 amounts recovered shall be reported and remitted to the state tax
 3 commission, which shall reimburse the general fund. The state tax com-
 4 mission will then notify each affected taxing district or unit of its
 5 proportionate share of the recovered property tax, which amount shall
 6 be deducted from future payments to be made pursuant to subsection (3)
 7 of this section.

8 (g) Thirty (30) days after the taxpayer is notified, as provided in
 9 paragraph (a) of this subsection, the assessor shall record a notice
 10 of intent to attach a lien. Upon the payment in full of such recov-
 11 ered property taxes prior to the attachment of the lien as provided in
 12 paragraph (h) of this subsection, or upon the successful appeal by the
 13 taxpayer, the county assessor shall record a rescission of the intent to
 14 attach a lien within seven (7) business days of receiving such payment
 15 or within seven (7) business days of the county commissioners' decision
 16 granting the appeal.

17 (h) Any unpaid recovered property taxes shall become a lien upon the
 18 taxpayer's personal property in the same manner as provided for prop-
 19 erty taxes in section 63-206, Idaho Code, except such lien shall attach
 20 as of the first day of January in the year following the year the county
 21 treasurer sent the notice to the taxpayer pursuant to this section.

22 (i) For purposes of the limitation provided by section 63-802, Idaho
 23 Code, moneys received pursuant to this subsection as recovery of prop-
 24 erty tax shall be treated as property tax revenue.

25 (8) For operating property with values apportioned to more than one (1)
 26 county, the personal property exemption shall be subtracted from the Idaho
 27 allocated value prior to apportionment and, for private railcar companies,
 28 prior to determining whether their values are to be apportioned. Notwith-
 29 standing amounts calculated as provided in subsection (1) of this section,
 30 the amount of the exemption otherwise provided in subsection (2) of this sec-
 31 tion shall be calculated as follows:

32 (a) Take the lesser amount of:

33 (i) The number of counties in which a company has operating prop-
 34 erty multiplied by two hundred fifty thousand dollars (\$250,000);
 35 or

36 (ii) The total statewide value of eligible personal property re-
 37 ported by the company.

38 (b) Reduce the amount calculated in paragraph (a) of this subsection by
 39 the value of any nonoperating personal property granted the exemption
 40 otherwise found in subsection (2) of this section, as reported by county
 41 assessors.

42 SECTION 13. That Section 63-802, Idaho Code, be, and the same is hereby
 43 amended to read as follows:

44 63-802. LIMITATION ON BUDGET REQUESTS -- LIMITATION ON TAX CHARGES --
 45 EXCEPTIONS. (1) Except as otherwise provided in this section, no taxing dis-
 46 trict shall certify a budget request for an amount of property tax revenues
 47 to finance an annual budget that exceeds the maximum sum permitted under this
 48 section:

1 (a) (i) The highest dollar amount of property taxes certified for
 2 its annual budget for any one (1) of the three (3) tax years preced-
 3 ing the current tax year, which amount may be increased by a growth
 4 factor of not to exceed three percent (3%) plus the amount of rev-
 5 enue calculated as described in this subsection. The taxing dis-
 6 trict shall determine what portion of the three percent (3%) in-
 7 crease permitted under this subparagraph that it requires and then
 8 calculate a preliminary levy rate based on the percent chosen. In
 9 calculating the preliminary levy rate, the most current taxable
 10 market value shall be used, except that for taxable market values
 11 of centrally assessed operating property, the prior year's valua-
 12 tion may be used instead of the current year's taxable market val-
 13 ues. The preliminary levy rate shall be multiplied by the value
 14 shown on the new construction roll compiled pursuant to section
 15 63-301A, Idaho Code, and by ninety percent (90%) of the value of
 16 annexation during the previous calendar year, as certified by the
 17 state tax commission for taxable market values of operating prop-
 18 erty of public utilities and by the county assessor; except for a
 19 fire protection district annexing property prior to July 1, 2021,
 20 pursuant to section 31-1429, Idaho Code, the new levy rate shall be
 21 multiplied by one hundred percent (100%) of the value of any such
 22 property annexed prior to July 1, 2021.

23 (ii) The total budget increase calculated under this paragraph
 24 must not exceed eight percent (8%), except that any increase in the
 25 amount of property tax revenue to finance an annual budget added
 26 as a result of the termination, deannexation, ~~or~~ plan modification
 27 of, or the withdrawal of certain taxing districts from, a revenue
 28 allocation area of an urban renewal district pursuant to section
 29 63-301A(3) (g), (j), ~~or (k),~~ (3) (f), (i), (j), or (k), Idaho Code,
 30 or section 50-2908(1) (g), Idaho Code, shall not be subject to such
 31 limitation.

32 (iii) Following the first year in which a fire protection district
 33 has annexed city property pursuant to section 31-1429, Idaho Code,
 34 the city shall subtract an amount equal to the moneys spent on fire
 35 protection services during the last full year the city provided
 36 fire protection services to its residents from its budget limita-
 37 tion under this section.

38 (b) If the taxing district has not imposed a levy for three (3) or more
 39 years, the highest dollar amount of property taxes certified for its an-
 40 nual budget for the purpose of paragraph (a) (i) of this subsection shall
 41 be the dollar amount of property taxes certified for its annual budget
 42 during the last year in which a levy was made.

43 (c) The dollar amount of the actual budget request may be substituted
 44 for the amount in paragraph (a) of this subsection if the taxing dis-
 45 trict is newly created, except as may be provided in paragraph (i) of
 46 this subsection.

47 (d) This section does not apply to school district levies imposed in
 48 section 33-802, Idaho Code.

49 (e) (i) In the case of a nonschool district for which less than the
 50 maximum allowable increase in the dollar amount of property taxes

1 is certified for annual budget purposes in any one (1) year, such a
2 district may, in any following year, recover the forgone increase
3 by certifying, in addition to any increase otherwise allowed, any
4 or all of the increase originally forgone. Provided however, that
5 prior to budgeting any forgone increase, the district must provide
6 notice of its intent to do so, hold a public hearing that may be in
7 conjunction with its annual budget hearing, and certify by resolu-
8 tion the amount of forgone increase to be budgeted and the specific
9 purpose for which the forgone increase is being budgeted. Upon
10 adoption of the resolution, the clerk of the district shall file a
11 copy of the resolution with the county clerk and the state tax com-
12 mission. Said additional amount shall be included in future cal-
13 culations for increases as allowed, except as provided in subpara-
14 graph (iii) of this paragraph.

15 (ii) If the forgone increase is budgeted for the purpose of main-
16 tenance and operations, the rate of recovering the reserved for-
17 gone moneys may increase the taxing district's budget by no more
18 than one percent (1%) per year.

19 (iii) If the forgone increase is budgeted for a capital project or
20 projects, the rate of recovering the reserved forgone moneys may
21 not exceed three percent (3%) of the taxing district's budget for
22 the year in which the forgone increase is budgeted. Forgone moneys
23 budgeted for a capital project must be deducted from the taxing
24 district's forgone balance in the year in which it is budgeted.
25 Upon completion of such a capital project, the taxing district
26 shall certify such completion to the state tax commission and
27 county clerk. If, upon certification, the state tax commission
28 finds that the taxing district included forgone moneys for a capi-
29 tal project in calculating the increase permitted under paragraph
30 (a) of this subsection, the state tax commission shall direct the
31 taxing district to reduce its property tax budget for any year
32 in which the forgone moneys were used to calculate a budget in-
33 crease, in an amount equal to the forgone moneys budgeted plus any
34 increases attributed to the forgone moneys improperly included in
35 the taxing district's property tax budget. For the purpose of this
36 paragraph, a capital project includes:

- 37 1. The construction, expansion, renovation, or replacement
38 of public facilities, including the acquisition of land and
39 other site improvements;
- 40 2. The construction, expansion, or reconstruction of public
41 works improvements, including roads, bridges, water sys-
42 tems, sewer systems, and broadband systems; and
- 43 3. The purchase of equipment with a useful life of ten (10)
44 years or more.

45 (f) If a taxing district elects to budget less than the maximum allow-
46 able increase in the dollar amount of property taxes, the taxing dis-
47 trict may reserve the right to recover all or any portion of that year's
48 forgone increase in a subsequent year by adoption of a resolution spec-
49 ifying the dollar amount of property taxes being reserved. Otherwise,
50 that year's forgone increase may not be recovered under paragraph (e) of

1 this subsection. The district must provide notice of its intent to do so
2 and hold a public hearing that may be in conjunction with its annual bud-
3 get hearing, if applicable. The resolution to reserve the right to re-
4 cover the forgone increase for that year shall be adopted at the annual
5 budget hearing of the taxing district if the district has a budget hear-
6 ing requirement.

7 (g) In the case of cities, if the immediately preceding year's levy sub-
8 ject to the limitation provided by this section is less than 0.004, the
9 city may increase its budget by an amount not to exceed the difference
10 between 0.004 and the actual prior year's levy multiplied by the prior
11 year's market value for assessment purposes. The additional amount
12 must be approved by sixty percent (60%) of the voters voting on the ques-
13 tion at an election called for that purpose and held on the date in May or
14 November provided by law and may be included in the annual budget of the
15 city for purposes of this section.

16 (h) A taxing district may submit to the electors within the district
17 the question of whether the budget from property tax revenues may be
18 increased beyond the amount authorized in this section, but not beyond
19 the levy authorized by statute. The additional amount must be approved
20 by sixty-six and two-thirds percent (66 2/3%) or more of the voters
21 voting on the question at an election called for that purpose and held
22 on the May or November dates provided by section 34-106, Idaho Code.
23 If approved by the required minimum sixty-six and two-thirds percent
24 (66 2/3%) of the voters voting at the election, the new budget amount
25 shall be the base budget for the purposes of this section.

26 (i) When a nonschool district consolidates with another nonschool
27 district or dissolves and a new district performing similar governmen-
28 tal functions as the dissolved district forms with the same boundaries
29 within three (3) years, the maximum amount of a budget of the district
30 from property tax revenues shall not be greater than the sum of the
31 amounts that would have been authorized by this section for the district
32 itself or for the districts that were consolidated or dissolved and in-
33 corporated into a new district.

34 (j) This section does not apply to cooperative service agency levies
35 imposed in sections 33-317 and 33-317A, Idaho Code.

36 (k) The amount of money received in the twelve (12) months immediately
37 preceding June 30 of the current tax year as a result of distributions of
38 the tax provided in section 63-3502B(2), Idaho Code.

39 (2) In the case of fire districts, during the year immediately follow-
40 ing the election of a public utility or public utilities to consent to be pro-
41 vided fire protection pursuant to section 31-1425, Idaho Code, the maximum
42 amount of property tax revenues permitted in subsection (1) of this section
43 may be increased by an amount equal to the current year's taxable value of the
44 consenting public utility or public utilities multiplied by that portion of
45 the prior year's levy subject to the limitation provided by subsection (1) of
46 this section.

47 (3) No board of county commissioners shall set a levy, nor shall the
48 state tax commission approve a levy for annual budget purposes, which ex-
49 ceeds the limitation imposed in subsection (1) of this section unless au-
50 thority to exceed such limitation has been approved by a majority of the tax-

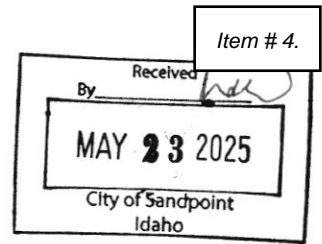
1 ing district's electors voting on the question at an election called for that
2 purpose and held pursuant to section 34-106, Idaho Code, provided however,
3 that such voter approval shall be for a period of not to exceed two (2) years.

4 (4) The amount of property tax revenues to finance an annual budget does
5 not include revenues from nonproperty tax sources and does not include rev-
6 enue from levies for the payment of judicially confirmed obligations pur-
7 suant to sections 63-1315 and 63-1316, Idaho Code, and revenue from levies
8 that are voter-approved for bonds, override levies or supplemental levies,
9 plant facilities reserve fund levies, school emergency fund levies, or for
10 levies applicable to newly annexed property or for levies applicable to new
11 construction as evidenced by the value of property subject to the occupancy
12 tax pursuant to section 63-317, Idaho Code, for the preceding tax year. The
13 amount of property tax revenues to finance an annual budget does not include
14 any property taxes that were collected and refunded on property that is ex-
15 empt from taxation, pursuant to section 63-1305C, Idaho Code.

16 (5) The amount of property tax revenues to finance an annual budget
17 shall include moneys received as recovery of property tax for a revoked pro-
18 visional property tax exemption under section 63-1305C, Idaho Code.

19 (6) For tax year 2023, before calculating the amount required in sub-
20 section (1)(a)(i) of this section, the board of county commissioners shall
21 reduce the approved property tax levy portion of its budget for the immedi-
22 ate prior three (3) years in an amount equal to the amount levied for indigent
23 public defense. The reduced budget amount shall be the base budget for the
24 purpose of subsection (1)(a)(i) of this section.

25 SECTION 14. An emergency existing therefor, which emergency is hereby
26 declared to exist, this act shall be in full force and effect on and after its
27 passage and approval, and retroactively to January 1, 2025.



BONNER COUNTY AMBULANCE DISTRICT

RESOLUTION NO. 2025-5

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BONNER COUNTY AMBULANCE DISTRICT, MAKING CERTAIN FINDINGS AND EXPRESSING THE BOARD OF COMMISSIONERS' INTENT TO WITHDRAW THE BONNER COUNTY AMBULANCE DISTRICT FROM THE SANDPOINT URBAN RENEWAL AGENCY NORTHERN URBAN RENEWAL PLAN AND REVENUE ALLOCATION AREA ESTABLISHED AND REFERENCED IN ORDINANCE NO. 1140 OF THE CITY OF SANDPOINT; AND DIRECTING THE SECRETARY; AND PROVIDING AN EFFECTIVE DATE.

BE IT RESOLVED by the Board of Commissioners of the Bonner County Ambulance District as follows:

SECTION 1: FINDINGS

The Board of Commissioners does hereby find that:

- 1.1 Bonner County Ambulance District is an ambulance district organized and existing pursuant to Idaho Code Section 31-3908; and
- 1.2 The City Council of the City of Sandpoint on or about November 30, 2005 enacted Ordinance No. 1140 which established the Sandpoint Urban Renewal Agency *NORTHERN URBAN RENEWAL PLAN AND REVENUE ALLOCATION AREA*; and
- 1.3 The Idaho Legislature passed and the Governor signed House Bill 436 which retroactively took effect on January 1, 2025; and
- 1.4 House Bill 436 amended Idaho Code Section 50-2906; and
- 1.5 Idaho Code Section 50-2906 (5) (a) as amended by House Bill 436 now provides that any Ambulance district may withdraw from being subject to an urban renewal revenue allocation financing provision under an urban renewal plan established by local governing body ordinance prior to July 1, 2025, if the urban renewal plan establishing the revenue allocation financing provisions does not have any outstanding bonds, contractual obligations, or other indebtedness being funded by such revenue allocation financing provision greater than the amount of the revenue allocation proceeds that was attributable to the Ambulance District as of December 31 of the immediate prior tax year; and
- 1.6 Pursuant to Idaho Code Section 50-2906 (5) (b) (1) as amended by House Bill

436, the Ambulance District’s Chief Jeffrey Lindsey, prior to May 1, 2025 via letter dated May 29, 2025, delivered to the Bonner County Clerk’s Office, submitted a request on behalf of the Ambulance District for an accounting from Bonner County showing the amount of revenue allocation proceeds that was attributable to the Bonner County Ambulance District as of December 31, 2024; and

1.7 On May 13, 2025 Jessica Stephany, Comptroller-Chief Deputy Clerk of Bonner County emailed to the Ambulance District Chief Jeffrey Lindsey an accounting showing the amount of allocation proceeds for Bonner County Ambulance District as of December 31, 2024 was \$8,194.28; and

1.8 Idaho Code Section 50-2906 (5) (b) (1) as amended by House Bill 436 now also provides that by June 1 of the withdrawal year the Board of Commissioners of this Ambulance District may adopt a resolution expressing an intent to withdraw this Ambulance District from being subject to urban renewal revenue allocation financing provisions under the Sandpoint Urban Renewal Agency *NORTHERN URBAN RENEWAL PLAN AND REVENUE ALLOCATION AREA* established by Ordinance No. 1140 on or about November 30, 2005, and then transmit the same to the urban renewal agency; and

1.9 The Sandpoint Urban Renewal Agency *NORTHERN URBAN RENEWAL PLAN AND REVENUE ALLOCATION AREA* does not provide any direct benefits to this Ambulance District and in order for this Ambulance District to sustain its operations, it is in dire need of the extra \$8,194.28 in revenue that could be derived from withdrawing the Ambulance District; and

1.10 It is the purpose and intent of this Resolution to comply with Idaho Code Section 50-2906 (5) (b) (1) as amended by House Bill 436 and express the intent of the Board of Commissioners of this Ambulance District to withdraw the Ambulance District from the Sandpoint Urban Renewal Agency *NORTHERN URBAN RENEWAL PLAN AND REVENUE ALLOCATION AREA*.

NOW, THEREFORE, based upon the above and foregoing declarations, **BE IT RESOLVED** by the Board of Commissioners of the Bonner County Ambulance District as follows:

SECTION 2: ACTION

2.1 The Board of Commissioners do hereby, pursuant to Idaho Code Section 50-2906 (5) (b) (1) as amended by House Bill 436, express their intent to withdraw the Bonner County Ambulance District from the Sandpoint Urban Renewal Agency *NORTHERN URBAN RENEWAL PLAN AND REVENUE ALLOCATION AREA*.

SECTION 3. Directing the Ambulance District Secretary

3.1 The Secretary is hereby directed to file this Resolution in the official records of the Ambulance District and to do the following:

1. Certify a copy of this Resolution to the Sandpoint Urban Renewal Agency Urban Renewal Agency, 1123 Lake St. Sandpoint, Idaho 83864; and
2. Certify a copy of the Bonner County Controller; and
3. Prepare and mail an enclosure letter (the "Enclosure Letter") addressed to the Sandpoint Urban Renewal Agency Urban Renewal Agency, 1123 Lake St. Sandpoint, Idaho 83864, enclosing:
 - o The certified copy of this Resolution; and
 - o The certified copy of the Bonner County Accounting.

This letter shall be sent by United States Postal Service certified mail with return receipt requested to confirm delivery.

4. Include in the Enclosure Letter the following statements:
 - o That the enclosed Resolution and Bonner County Accounting constitute the formal expression of intent by the Board of Commissioners of this Ambulance District to withdraw from the Sandpoint Urban Renewal Agency *NORTHERN URBAN RENEWAL PLAN AND REVENUE ALLOCATION AREA*;
 - o That pursuant to Idaho Code Section 50-2906(5)(c), as amended by House Bill 436 (2025), the Urban Renewal Agency is required to schedule a special meeting within ten (10) business days of receipt of the Enclosure Letter for the purpose of either:
 - Approving the Ambulance District's withdrawal and the submitted accounting; or
 - Denying the request in writing, served on the Ambulance District;
 - o That under Idaho Code Section 50-2906(5)(c), the only basis for denial is the existence of outstanding bonds, contractual obligations, or other indebtedness funded by the Ambulance District's revenue allocation proceeds, and that such basis must be specifically stated in the written denial;
 - o That pursuant to Idaho Code Section 50-2906(5)(d), as amended by House Bill 436 (2025), if the withdrawal is approved, the Urban Renewal Agency shall transmit a copy of this Resolution and its own resolution of approval to:
 - The Bonner County Clerk;
 - The Bonner County Recorder; and
 - The Idaho State Tax Commission;


no later than the fourth Monday of July 2025, and shall also confirm with this Ambulance District that the required transmittals were timely completed.

SECTION 4: EFFECTIVE DATE

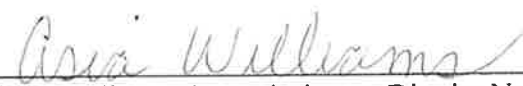
This Resolution shall take effect on the _____ day of _____, 2025.

IN WITNESS WHEREOF, I have hereunto subscribed my name on the 21 day of May, 2025.

BONNER COUNTY AMBULANCE DISTRICT



Brian Domke, Commissioner, District No. 1

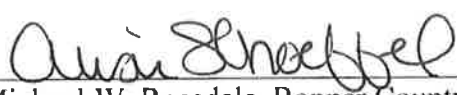


Asia Williams, Commissioner, District No.2



Ron Korn, District No. 3

ATTEST:



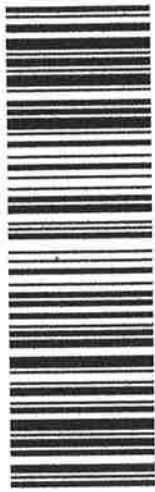
Michael W. Rosedale, Bonner County Clerk



Bonner County EMS
521 S. Division Suite 131
Sandpoint, ID 83864

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OF THE RETURN ADDRESS, FOLD AT DOTTED LINE

CERTIFIED MAIL



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066 WAW ENAWKOPS

Sandpoint Urban Renewal Agency
1123 Lake Street
Sandpoint, ID 83864

Retail



RDC 99

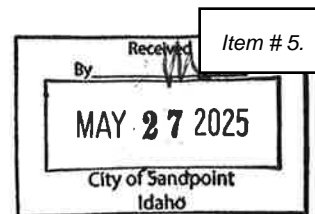


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FCM LETTER
SANDPOINT, ID 83864
MAY 22, 2025



BONNER COUNTY AMBULANCE DISTRICT
RESOLUTION NO. 2025-1

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE BONNER COUNTY AMBULANCE DISTRICT, MAKING CERTAIN FINDINGS AND EXPRESSING THE BOARD OF COMMISSIONERS' INTENT TO WITHDRAW THE BONNER COUNTY AMBULANCE DISTRICT FROM THE SANDPOINT URBAN RENEWAL AGENCY DOWNTOWN URBAN RENEWAL PLAN AND REVENUE ALLOCATION AREA ORIGINALLY ESTABLISHED AND REFERENCED IN ORDINANCE NO. 1141 OF THE CITY OF SANDPOINT; AND DIRECTING THE SECRETARY; AND PROVIDING AN EFFECTIVE DATE.

BE IT RESOLVED by the Board of Commissioners of the Bonner County Ambulance District as follows:

SECTION 1: FINDINGS

The Board of Commissioners does hereby find that:

- 1.1** Bonner County Ambulance District is an ambulance district organized and existing pursuant to Idaho Code Section 31-3908; and
- 1.2** The City Council of the City of Sandpoint on or about November 30, 2005 enacted Ordinance No. 1141 which established the Sandpoint Urban Renewal Agency *DOWNTOWN URBAN RENEWAL PLAN AND REVENUE ALLOCATION AREA*; and
- 1.3** The Idaho Legislature passed and the Governor signed House Bill 436 which retroactively took effect on January 1, 2025; and
- 1.4** House Bill 436 amended Idaho Code Section 50-2906; and
- 1.5** Idaho Code Section 50-2906 (5) (a) as amended by House Bill 436 now provides that any Ambulance district may withdraw from being subject to an urban renewal revenue allocation financing provision under an urban renewal plan established by local governing body ordinance prior to July 1, 2025, if the urban renewal plan establishing the revenue allocation financing provisions does not have any outstanding bonds, contractual obligations, or other indebtedness being funded by such revenue allocation financing provision greater than the amount of the revenue allocation proceeds that was attributable to the Ambulance District as of December 31 of the immediate prior tax year; and

- 1.6 Pursuant to Idaho Code Section 50-2906 (5) (b) (1) as amended by House Bill 436, the Ambulance District's Chief Jeffrey Lindsey, prior to May 1, 2025 via letter dated May 29, 2025, delivered to the Bonner County Clerk's Office, submitted a request on behalf of the Ambulance District for an accounting from Bonner County showing the amount of revenue allocation proceeds that was attributable to the Bonner County Ambulance District as of December 31, 2024; and
- 1.7 On May 13, 2025 Jessica Stephany, Comptroller-Chief Deputy Clerk of Bonner County emailed to the Ambulance District Chief Jeffrey Lindsey an accounting showing the amount of allocation proceeds for Bonner County Ambulance District as of December 31, 2024 was \$22,993.19; and
- 1.8 Idaho Code Section 50-2906 (5) (b) (1) as amended by House Bill 436 now also provides that by June 1 of the withdrawal year the Board of Commissioners of this Ambulance District may adopt a resolution expressing an intent to withdraw this Ambulance District from being subject to urban renewal revenue allocation financing provisions under the Sandpoint Urban Renewal Agency *DOWNTOWN URBAN RENEWAL PLAN AND REVENUE ALLOCATION AREA* established by Ordinance No. 1141 on or about November 30, 2005, and then transmit the same to the urban renewal agency; and
- 1.9 The Sandpoint Urban Renewal Agency *DOWNTOWN URBAN RENEWAL PLAN AND REVENUE ALLOCATION AREA* does not provide any direct benefits to this Ambulance District and in order for this Ambulance District to sustain its operations, it is in dire need of the extra \$22,993.19 in revenue that could be derived from withdrawing the Ambulance District; and
- 1.10 It is the purpose and intent of this Resolution to comply with Idaho Code Section 50-2906 (5) (b) (1) as amended by House Bill 436 and express the intent of the Board of Commissioners of this Ambulance District to withdraw the Ambulance District from the Sandpoint Urban Renewal Agency *DOWNTOWN URBAN RENEWAL PLAN AND REVENUE ALLOCATION AREA*.

NOW, THEREFORE, based upon the above and foregoing declarations, **BE IT RESOLVED** by the Board of Commissioners of the Bonner County Ambulance District as follows:

SECTION 2: ACTION

- 2.1 The Board of Commissioners do hereby, pursuant to Idaho Code Section 50-2906 (5) (b) (1) as amended by House Bill 436, express their intent to withdraw the Bonner County Ambulance District from the Sandpoint Urban Renewal Agency *DOWNTOWN URBAN RENEWAL PLAN AND REVENUE ALLOCATION AREA*.

SECTION 3. Directing the Ambulance District Secretary

3.1 The Secretary is hereby directed to file this Resolution in the official records of the Ambulance District and to do the following:

1. Certify a copy of this Resolution to the Sandpoint Urban Renewal Agency, 1123 Lake St. Sandpoint, Idaho 83864; and
2. Certify a copy of the Bonner County Controller; and
3. Prepare and mail an enclosure letter (the "Enclosure Letter") addressed to the Sandpoint Urban Renewal Agency, 1123 Lake St. Sandpoint, Idaho 83864, enclosing:
 - o The certified copy of this Resolution; and
 - o The certified copy of the Bonner County Accounting.

This letter shall be sent by United States Postal Service certified mail with return receipt requested to confirm delivery.

4. Include in the Enclosure Letter the following statements:
 - o That the enclosed Resolution and Bonner County Accounting constitute the formal expression of intent by the Board of Commissioners of this Ambulance District to withdraw from the Sandpoint Urban Renewal Agency *DOWNTOWN URBAN RENEWAL PLAN AND REVENUE ALLOCATION AREA*;
 - o That pursuant to Idaho Code Section 50-2906(5)(c), as amended by House Bill 436 (2025), the Urban Renewal Agency is required to schedule a special meeting within ten (10) business days of receipt of the Enclosure Letter for the purpose of either:
 - Approving the Ambulance District's withdrawal and the submitted accounting; or
 - Denying the request in writing, served on the Ambulance District;
 - o That under Idaho Code Section 50-2906(5)(c), the only basis for denial is the existence of outstanding bonds, contractual obligations, or other indebtedness funded by the Ambulance District's revenue allocation proceeds, and that such basis must be specifically stated in the written denial;
 - o That pursuant to Idaho Code Section 50-2906(5)(d), as amended by House Bill 436 (2025), if the withdrawal is approved, the Urban Renewal Agency shall transmit a copy of this Resolution and its own resolution of approval to:
 - The Bonner County Clerk;
 - The Bonner County Recorder; and
 - The Idaho State Tax Commission;

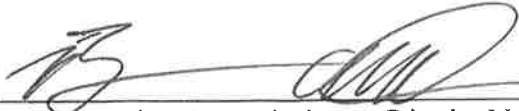
no later than the fourth Monday of July 2025, and shall also confirm with this Ambulance District that the required transmittals were timely completed.

SECTION 4: EFFECTIVE DATE


This Resolution shall take effect on the 21 day of May, 2025.

IN WITNESS WHEREOF, I have hereunto subscribed my name on the 21 day of May, 2025.

BONNER COUNTY AMBULANCE DISTRICT



Brian Domke, Commissioner, District No. 1

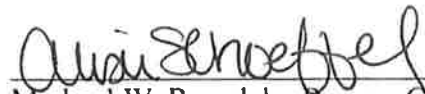


Asia Williams, Commissioner, District No.2

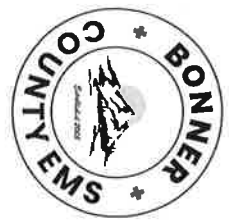


Ron Korn, District No. 3

ATTEST:



Michael W. Rosedale, Bonner County Clerk



Bonner County EMS
521 S. Division Suite 131
Sandpoint, ID 83864

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Sandpoint Urban Renewal Agency
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Retail



RDC 99



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SANDPOINT, ID 83864
MAY 22, 2025

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