

1                   **STATE OLYMPIC COORDINATION AMENDMENTS**

2                                   2024 GENERAL SESSION

3                                   STATE OF UTAH

4                                   **Chief Sponsor: Jon Hawkins**

5                                   Senate Sponsor: \_\_\_\_\_

6  
7 **LONG TITLE**

8 **General Description:**

9                   This bill modifies provisions related to the Olympic and Paralympic Winter Games  
10 Coordination Committee and the Olympic and Paralympic Venues Grant Fund.

11 **Highlighted Provisions:**

12                   This bill:

13                   ▶ amends provisions related to the duties of the Division of Facilities Construction  
14 and Management;

15                   ▶ modifies definitions;

16                   ▶ permits the Division of Facilities Construction and Management to seek  
17 non-binding recommendations from the Olympic and Paralympic Winter Games

18 Coordination Committee regarding the Olympic and Paralympic Venues Grant Fund  
19 and grants from the fund; and

20                   ▶ requires the division to provide reports to the committee regarding the fund and its  
21 activities.

22 **Money Appropriated in this Bill:**

23                   None

24 **Other Special Clauses:**

25                   This bill provides a special effective date.

26 **Utah Code Sections Affected:**

27 AMENDS:



28 **63A-5b-303 (Superseded 07/01/24)**, as last amended by Laws of Utah 2023, Chapter  
29 329

30 **63A-5b-303 (Effective 07/01/24)**, as last amended by Laws of Utah 2023, Chapters  
31 329, 394

32 **63G-28-101**, as enacted by Laws of Utah 2023, Chapter 14

33 **63G-28-202**, as enacted by Laws of Utah 2023, Chapter 14

34 **63G-28-302**, as renumbered and amended by Laws of Utah 2023, Chapter 14

35 ENACTS:

36 **63G-28-204**, Utah Code Annotated 1953



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

39 Section 1. Section **63A-5b-303 (Superseded 07/01/24)** is amended to read:

40 **63A-5b-303 (Superseded 07/01/24). Duties and authority of division.**

41 (1) (a) The division shall:

42 (i) subject to Subsection (1)(b), supervise and control the allocation of space, in  
43 accordance with legislative directive through annual appropriations acts, other legislation, or  
44 statute, to agencies in all buildings or space owned, leased, or rented by or to the state, except  
45 as provided in Subsection (3) or as otherwise provided by statute;

46 (ii) assure the efficient use of all building space under the division's supervision and  
47 control;

48 (iii) acquire title to all real property, buildings, fixtures, and appurtenances for use by  
49 the state or an agency, as authorized by the Legislature through an appropriation act, other  
50 legislation, or statute, subject to Subsection (1)(c);

51 (iv) except as otherwise provided by statute, hold title to all real property, buildings,  
52 fixtures, and appurtenances owned by the state or an agency;

53 (v) collect and maintain all deeds, abstracts of title, and all other documents evidencing  
54 title to or an interest in property belonging to the state or to the state's departments, except  
55 institutions of higher education and the trust lands administration;

56 (vi) (A) periodically conduct a market analysis of proposed rates and fees; and

57 (B) include in a market analysis a comparison of the division's rates and fees with the  
58 rates and fees of other public or private sector providers of comparable services, if rates and

59 fees for comparable services are reasonably available;

60 (vii) fulfill the division's responsibilities under Part 10, Energy Conservation and  
61 Efficiency, including responsibilities:

62 (A) to implement the state building energy efficiency program under Section  
63 [63A-5b-1002](#); and

64 (B) related to the approval of loans from the State Facility Energy Efficiency Fund  
65 under Section [63A-5b-1003](#);

66 (viii) administer grants from the Olympic and Paralympic Venues Grant Fund created  
67 in Section [63G-28-302](#) and provide reports to the Olympic and Paralympic Winter Games  
68 Coordination Committee as provided in Section [63G-28-202](#) and Section [63G-28-204](#);

69 [~~viii~~] (ix) convey, lease, or dispose of the real property, water rights, or water shares  
70 associated with the Utah State Developmental Center if directed to do so by the Utah State  
71 Developmental Center board, as provided in Subsection [26B-6-507\(2\)](#); and

72 [~~ix~~] (x) take all other action that the division is required to do under this chapter or  
73 other applicable statute.

74 (b) In making an allocation of space under Subsection (1)(a)(i), the division shall  
75 conduct one or more studies to determine the actual needs of each agency.

76 (c) The division may, without legislative approval, acquire title to real property for use  
77 by the state or an agency if the acquisition cost does not exceed \$500,000.

78 (2) The division may:

79 (a) sue and be sued;

80 (b) as authorized by the Legislature, buy, lease, or otherwise acquire, by exchange or  
81 otherwise, and hold real or personal property necessary for the discharge of the division's  
82 duties; and

83 (c) take all other action necessary for carrying out the purposes of this chapter.

84 (3) (a) The division may not supervise or control the allocation of space for an entity in  
85 the public education system.

86 (b) The supervision and control of the legislative area is reserved to the Legislature.

87 (c) The supervision and control of capitol hill facilities and capitol hill grounds is  
88 reserved to the State Capitol Preservation Board.

89 (d) (i) Subject to Subsection (3)(d)(ii), the supervision and control of the allocation of

90 space for an institution of higher education is reserved to the Utah Board of Higher Education.

91 (ii) The Utah Board of Higher Education shall consult and cooperate with the division  
92 in the establishment and enforcement of standards for the supervision and control of the  
93 allocation of space for an institution of higher education.

94 (e) (i) Subject to Subsection (3)(e)(ii), the supervision and control of the allocation of  
95 space for the courts of record listed in Subsection 78A-1-101(1) is reserved to the  
96 Administrative Office of the Courts referred to in Subsection 78A-2-108(3).

97 (ii) The Administrative Office of the Courts shall consult and cooperate with the  
98 division in the establishment and enforcement of standards for the supervision and control of  
99 the allocation of space for the courts of record listed in Subsection 78A-1-101(1).

100 (4) Before the division charges a rate, fee, or other amount for a service provided by  
101 the division's internal service fund to an executive branch agency, or to a service subscriber  
102 other than an executive branch agency, the division shall:

103 (a) submit an analysis of the proposed rate, fee, or other amount to the rate committee  
104 created in Section 63A-1-114; and

105 (b) obtain the approval of the Legislature as required by Section 63J-1-410 or  
106 63J-1-504.

107 Section 2. Section 63A-5b-303 (Effective 07/01/24) is amended to read:

108 **63A-5b-303 (Effective 07/01/24). Duties and authority of division.**

109 (1) (a) The division shall:

110 (i) subject to Subsection (1)(b), supervise and control the allocation of space, in  
111 accordance with legislative directive through annual appropriations acts, other legislation, or  
112 statute, to agencies in all buildings or space owned, leased, or rented by or to the state, except  
113 as provided in Subsection (3) or as otherwise provided by statute;

114 (ii) assure the efficient use of all building space under the division's supervision and  
115 control;

116 (iii) acquire title to all real property, buildings, fixtures, and appurtenances for use by  
117 the state or an agency, as authorized by the Legislature through an appropriation act, other  
118 legislation, or statute, subject to Subsection (1)(c);

119 (iv) except as otherwise provided by statute, hold title to all real property, buildings,  
120 fixtures, and appurtenances owned by the state or an agency;

121 (v) collect and maintain all deeds, abstracts of title, and all other documents evidencing  
122 title to or an interest in property belonging to the state or to the state's departments, except  
123 institutions of higher education and the trust lands administration;

124 (vi) (A) periodically conduct a market analysis of proposed rates and fees; and  
125 (B) include in a market analysis a comparison of the division's rates and fees with the  
126 rates and fees of other public or private sector providers of comparable services, if rates and  
127 fees for comparable services are reasonably available;

128 (vii) fulfill the division's responsibilities under Part 10, Energy Conservation and  
129 Efficiency, including responsibilities:

130 (A) to implement the state building energy efficiency program under Section  
131 [63A-5b-1002](#); and

132 (B) related to the approval of loans from the State Facility Energy Efficiency Fund  
133 under Section [63A-5b-1003](#);

134 (viii) administer grants from the Olympic and Paralympic Venues Grant Fund created  
135 in Section [63G-28-302](#) and provide reports to the Olympic and Paralympic Winter Games  
136 Coordination Committee as provided in Section [63G-28-202](#) and Section [63G-28-204](#);

137 [~~(viii)~~] (ix) convey, lease, or dispose of the real property, water rights, or water shares  
138 associated with the Utah State Developmental Center if directed to do so by the Utah State  
139 Developmental Center board, as provided in Subsection [26B-6-507\(2\)](#); and

140 [~~(ix)~~] (x) take all other action that the division is required to do under this chapter or  
141 other applicable statute.

142 (b) In making an allocation of space under Subsection (1)(a)(i), the division shall  
143 conduct one or more studies to determine the actual needs of each agency.

144 (c) The division may, without legislative approval, acquire title to real property for use  
145 by the state or an agency if the acquisition cost does not exceed \$500,000.

146 (2) The division may:

147 (a) sue and be sued;

148 (b) as authorized by the Legislature, buy, lease, or otherwise acquire, by exchange or  
149 otherwise, and hold real or personal property necessary for the discharge of the division's  
150 duties; and

151 (c) take all other action necessary for carrying out the purposes of this chapter.

152 (3) (a) The division may not supervise or control the allocation of space for an entity in  
153 the public education system.

154 (b) The supervision and control of the legislative area is reserved to the Legislature.

155 (c) The supervision and control of capitol hill facilities and capitol hill grounds is  
156 reserved to the State Capitol Preservation Board.

157 (d) (i) Subject to Subsection (3)(d)(ii), the supervision and control of the allocation of  
158 space for an institution of higher education is reserved to the Utah Board of Higher Education.

159 (ii) The Utah Board of Higher Education shall consult and cooperate with the division  
160 in the establishment and enforcement of standards for the supervision and control of the  
161 allocation of space for an institution of higher education.

162 (e) (i) Subject to Subsection (3)(e)(ii), the supervision and control of the allocation of  
163 space for the courts of record listed in Subsection 78A-1-101(1) is reserved to the  
164 Administrative Office of the Courts described in Section 78A-2-108.

165 (ii) The Administrative Office of the Courts shall consult and cooperate with the  
166 division in the establishment and enforcement of standards for the supervision and control of  
167 the allocation of space for the courts of record listed in Subsection 78A-1-101(1).

168 (4) Before the division charges a rate, fee, or other amount for a service provided by  
169 the division's internal service fund to an executive branch agency, or to a service subscriber  
170 other than an executive branch agency, the division shall:

171 (a) submit an analysis of the proposed rate, fee, or other amount to the rate committee  
172 created in Section 63A-1-114; and

173 (b) obtain the approval of the Legislature as required by Section 63J-1-410 or  
174 63J-1-504.

175 Section 3. Section 63G-28-101 is amended to read:

176 **63G-28-101. Definitions.**

177 As used in this chapter:

178 (1) "Division" means the Division of Facilities Construction and Management created  
179 in Section 63A-5b-301.

180 (2) "Fund" means the Olympic and Paralympic Venues Grant Fund.

181 (3) "Games" means the 2030 or 2034 Olympic and Paralympic Winter Games.

182 [~~2~~] (4) "Games committee" means the Olympic and Paralympic Winter Games

183 Coordination Committee created in Section 63G-28-201.

184 ~~[(3)]~~ (5) "Host agreement" means an agreement with a site selection committee that is  
185 made in connection with the selection of the state for the location of the games.

186 ~~[(4)]~~ (6) "Host assurance" means a written assurance to a site selection committee that  
187 is made in connection with the selection of the state for the location of the games.

188 ~~[(5)]~~ (7) "Host committee" means a nonprofit corporation, including a successor in  
189 interest, that may:

190 (a) provide an application and bid to a site selection committee for selection of the state  
191 as the location of the games; and

192 (b) execute an agreement with the United States Olympic and Paralympic Committee  
193 regarding a bid and the bid process to host the games.

194 ~~[(6)]~~ (8) "Site selection committee" means the International Olympic Committee or the  
195 International Paralympic Committee.

196 ~~[(7)]~~ (9) "State security" means a financial obligation undertaken by the state under a  
197 host agreement.

198 Section 4. Section 63G-28-202 is amended to read:

199 **63G-28-202. Games committee duties.**

200 (1) The games committee shall:

201 ~~[(1)]~~ (a) review issues related to:

202 ~~[(a)]~~ (i) the state's bid to host or hosting of the games;

203 ~~[(b)]~~ (ii) the impact of hosting the games on the state; and

204 ~~[(c)]~~ (iii) any state security;

205 ~~[(2)]~~ (b) review a report provided to the games committee under Section 63G-28-203;

206 ~~[(3)]~~ (c) review a host agreement or host assurance provided to the games committee  
207 under Section 63G-28-401; and

208 ~~[(4)]~~ (d) make recommendations to the Legislature regarding a host agreement, a host  
209 assurance, and the state's role in hosting the games.

210 (2) The games committee may, during a regular meeting of the games committee, or a  
211 meeting scheduled by the games committee at the request of the division, provide  
212 recommendations regarding the fund and grants from the fund.

213 Section 5. Section 63G-28-204 is enacted to read:

214 **63G-28-204. Olympic and Paralympic Venues Grant Fund reports to games**  
215 **committee.**

216 (1) At least once a year and at the request of the games committee, the division shall  
217 provide a report to the games committee that:

218 (a) provides an update on the balances and condition of the fund;

219 (b) provides a summary of all grants being considered and grants awarded from the  
220 fund since the last report;

221 (c) lists in detail, for each grant awarded since the last report, the grant recipient, the  
222 amount of the grant, the purpose of the grant, and the terms of the grant; and

223 (d) discusses other matters related to the fund.

224 (2) At the request of the division, the games committee may meet to review or provide  
225 recommendations to the division in relation to a potential grantee or other matters relating to  
226 the fund.

227 Section 6. Section **63G-28-302** is amended to read:

228 **63G-28-302. Olympic and Paralympic Venues Grant Fund.**

229 (1) [~~(a)~~-(~~i~~)] (a) There is created an expendable special revenue fund known as the  
230 "Olympic and Paralympic Venues Grant Fund."

231 [~~(ii)~~] (b) The fund shall consist of:

232 [~~(A)~~] (i) money appropriated to the fund by the Legislature;

233 [~~(B)~~] (ii) money donated to the fund from public or private individuals or entities; and

234 [~~(C)~~] (iii) interest on fund money.

235 (2) (a) The division shall award grants from the fund to a venue operator to provide  
236 funding for construction, improvements, and repairs to a venue.

237 (b) The division may request or consider recommendations from the games committee  
238 when considering a grant as provided in Section [63G-28-202](#) and Section [63G-28-204](#).

239 (3) A venue operator's application for a grant award under this section shall include:

240 (a) the number of venues the venue operator plans to construct, improve, or repair;

241 (b) the venue operator's proposed improvements, repairs, or construction plans for a  
242 venue;

243 (c) the estimated cost of the venue operator's proposed improvements, repairs, or  
244 construction plans for a venue;

245 (d) any plan to use funding sources in addition to a grant award under this section to  
246 construct, improve, or repair a venue;

247 (e) the amount of the requested grant award to fund the construction, improvements, or  
248 repairs for each venue; and

249 (f) existing or planned contracts or partnerships between the venue operator and other  
250 individuals or entities to complete venue construction, improvements, or repairs.

251 (4) The division may only award and distribute a grant award to a venue operator that  
252 submits an application in accordance with Subsection (3).

253 (5) (a) As a condition of an award of a grant, the venue operator shall sign an  
254 agreement with the division governing:

255 (i) the venue operator's responsibilities for expending the grant award; and

256 (ii) the division's and the state's right to review and audit the venue operator's use of the  
257 grant award and the venue operator's performance under the grant award.

258 (b) The division shall ensure that the agreement contains:

259 (i) a requirement for an annual report and the required contents of the report in  
260 accordance with Subsection (6)(b);

261 (ii) a right for the division or the division's designee to visit and inspect the venue as  
262 often as needed before, during, and after construction or improvements, or repairs begin or are  
263 complete; and

264 (iii) an absolute right for the division, the state auditor, and the legislative auditor to  
265 access and audit the financial records relevant to the grant award.

266 (6) (a) A venue operator that receives a grant award under this section may only use the  
267 grant award to construct, improve, or repair a venue.

268 (b) A venue operator that receives a grant award under this section shall annually file a  
269 report with the division that details for the immediately preceding calendar year:

270 (i) the construction, improvements, and repairs, in process or completed, that were  
271 wholly or partially funded by a grant award under this section;

272 (ii) the total dollar amount expended from the grant award;

273 (iii) an itemized accounting that describes how the venue operator expended the grant  
274 award;

275 (iv) the intended use for a grant award that has not been expended; and

276 (v) the results of any evaluations of venue construction, improvements, or repairs.

277 Section 7. **Effective date.**

278 (1) Except as provided in Subsection (2), this bill takes effect on May 1, 2024.

279 (2) The actions affecting Section [63A-5b-303](#) (Effective 07/01/24) take effect on July  
280 1, 2024.