

**Representative John Knotwell** proposes the following substitute bill:

**BOARDS AND COMMISSIONS AMENDMENTS**

2019 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: John Knotwell**

Senate Sponsor: Daniel Hemmert

---

---

**LONG TITLE**

**General Description:**

This bill addresses provisions related to certain boards and commissions.

**Highlighted Provisions:**

This bill:

- ▶ defines terms;
- ▶ requires each executive branch board or commission to submit an annual report to the governor's office and requires the governor's office to provide a summary report to the Legislature;
- ▶ requires each legislative branch board or commission to submit an annual report to the Office of Legislative Research and General Counsel and requires the Office of Legislative Research and General Council to provide a summary report to the Legislature;
- ▶ requires the governor to review and provide certain recommendations regarding each newly created board or commission;
- ▶ requires the Government Operations Interim Committee to receive and consider taking action on recommendations made by the governor;
- ▶ repeals the following entities and provisions related to the following entities:
  - the Advisory Board on Children's Justice;



- 26 • the American Indian-Alaskan Native Education Commission;
- 27 • the Board of Juvenile Justice Services;
- 28 • the Commission on Civic and Character Education;
- 29 • the Data Security Management Council;
- 30 • the Economic Development Legislative Liaison Committee;
- 31 • the Free Market Protection and Privatization Board;
- 32 • the Governing Board of a Utah Interlocal Entity for Alternative Fuel Vehicles or
- 33 Facilities;
- 34 • the Judicial Rules Review Committee;
- 35 • the Legislative IT Steering Committee;
- 36 • the Online Court Assistance Program Policy Board;
- 37 • the Prison Development Commission;
- 38 • the State Council on Military Children;
- 39 • the Technology Advisory Board;
- 40 • the Towing Advisory Board;
- 41 • the Utah Marriage Commission; and
- 42 • the Utah Tax Review Commission;
- 43 ▶ combines the Commission for the Stewardship of Public Lands, the Commission on
- 44 Federalism, and the Federal Funds Commission into the Federalism Commission
- 45 and provides that the Federalism Commission subsumes the responsibilities of those
- 46 entities;
- 47 ▶ removes some legislators from the Native American Legislative Liaison Committee;
- 48 ▶ removes all legislators from the following:
- 49 • the Spinal Cord and Brain Injury Rehabilitation Fund Advisory Committee;
- 50 • the Utah Commission on Aging;
- 51 • the Utah State Scenic Byway Committee; and
- 52 • the Utah Substance Use and Mental Health Advisory Council;
- 53 ▶ prohibits a legislator from being appointed to the following:
- 54 • the Committee on Children and Family Law;
- 55 • the Employability to Careers Program Board;
- 56 • the Governor's Child and Family Cabinet Council;

- 57           • the School Readiness Board;
- 58           • the Utah Commission on Literacy;
- 59           • the Utah Communications Authority Board;
- 60           • the Utah Developmental Disabilities Council;
- 61           • the Utah Lake Commission Governing Board;
- 62           • the Utah Multicultural Commission; and
- 63           • the Utah Science, Technology, and Research Initiative Governing Authority
- 64 Board;
- 65           ▶ adds a sunset date to the following entities and provisions related to the following
- 66 entities:
- 67           • the Air quality Policy Advisory Board;
- 68           • the Criminal Code Evaluation Task Force;
- 69           • the Legislative Process Committee;
- 70           • the Legislative Water Development Commission;
- 71           • the Native American Legislative Liaison Committee;
- 72           • the Point of the Mountain State Land Authority Board;
- 73           • the School Safety and Crisis Line Commission;
- 74           • the Spinal Cord and Brain Injury Rehabilitation Fund Advisory Committee;
- 75           • the Standards Review Committee;
- 76           • the Talent Ready Utah Board;
- 77           • the Utah Seismic Safety Commission;
- 78           • the Utah State Scenic Byway Committee;
- 79           • the Utah Substance Use and Mental Health Advisory Council;
- 80           • the Utah Transparency Advisory Board;
- 81           • the Veterans and Military Affairs Commission; and
- 82           • the Women in the Economy Commission;
- 83           ▶ modifies sunset provisions related to the following:
- 84           • the Mental Health and Crisis Line Commission; and
- 85           • the Utah Commission on Aging;
- 86           ▶ adds a sunset date to the legislative membership of the following entities:
- 87           • the Pete Suazo Athletic Commission; and

- 88           • the Utah State Fair Corporation Board of Directors;
- 89           ▶ Adds provisions to automatically repeal the following:
- 90           • the Clean Air Act Compliance Advisory Panel;
- 91           • the Employability to Careers Program Board;
- 92           • the Road Usage Charge Advisory Committee; and
- 93           • the State Fair Park Committee;
- 94           ▶ repeals obsolete provisions; and
- 95           ▶ makes technical and conforming changes.

96 **Money Appropriated in this Bill:**

97           None

98 **Other Special Clauses:**

99           This bill provides a coordination clause.

100 **Utah Code Sections Affected:**

101 AMENDS:

- 102           9-9-104.6, as last amended by Laws of Utah 2018, Chapter 415
- 103           9-9-408, as enacted by Laws of Utah 2017, Chapter 88
- 104           17-16-21, as last amended by Laws of Utah 2018, Chapter 347
- 105           26-54-103, as last amended by Laws of Utah 2017, Chapter 261
- 106           30-1-34, as last amended by Laws of Utah 2018, Chapter 347
- 107           30-1-36, as last amended by Laws of Utah 2018, Chapter 347
- 108           35A-3-209, as renumbered and amended by Laws of Utah 2018, Chapter 389
- 109           36-22-1, as last amended by Laws of Utah 2014, Chapter 387
- 110           40-6-16, as last amended by Laws of Utah 2016, Chapter 317
- 111           52-4-103, as amended by Statewide Initiative -- Proposition 4, Nov. 6, 2018
- 112           53F-5-601, as renumbered and amended by Laws of Utah 2018, Chapter 2
- 113           53F-5-602, as renumbered and amended by Laws of Utah 2018, Chapter 2
- 114           53F-5-604, as renumbered and amended by Laws of Utah 2018, Chapter 2
- 115           53G-10-204, as renumbered and amended by Laws of Utah 2018, Chapter 3
- 116           54-1-13, as last amended by Laws of Utah 2016, Chapter 13
- 117           62A-1-105, as last amended by Laws of Utah 2016, Chapter 300
- 118           62A-1-107, as last amended by Laws of Utah 2016, Chapter 300

119 [62A-1-109](#), as enacted by Laws of Utah 1988, Chapter 1  
120 [62A-7-101](#), as last amended by Laws of Utah 2017, Chapter 330  
121 [62A-7-102](#), as last amended by Laws of Utah 2008, Chapter 3  
122 [62A-7-103](#), as last amended by Laws of Utah 1992, Chapter 104  
123 [62A-7-104](#), as last amended by Laws of Utah 2017, Chapters 282 and 330  
124 [62A-7-106.5](#), as renumbered and amended by Laws of Utah 2005, Chapter 13  
125 [62A-7-201](#), as last amended by Laws of Utah 2017, Chapter 330  
126 [62A-7-401.5](#), as renumbered and amended by Laws of Utah 2005, Chapter 13  
127 [62A-7-501](#), as last amended by Laws of Utah 2017, Chapter 330  
128 [62A-7-502](#), as renumbered and amended by Laws of Utah 2005, Chapter 13  
129 [62A-7-506](#), as last amended by Laws of Utah 2017, Chapter 330  
130 [62A-7-601](#), as last amended by Laws of Utah 2017, Chapter 330  
131 [62A-7-701](#), as last amended by Laws of Utah 2017, Chapter 330  
132 [63A-5-225](#), as enacted by Laws of Utah 2015, Chapter 182  
133 [63B-25-101](#), as last amended by Laws of Utah 2018, Chapter 280  
134 [63C-4a-101](#), as enacted by Laws of Utah 2013, Chapter 101  
135 [63C-4a-102](#), as enacted by Laws of Utah 2013, Chapter 101  
136 [63C-4a-301](#), as enacted by Laws of Utah 2013, Chapter 101  
137 [63C-4a-302](#), as last amended by Laws of Utah 2014, Chapter 387  
138 [63C-4a-303](#), as last amended by Laws of Utah 2018, Chapters 81 and 338  
139 [63C-4a-306](#), as enacted by Laws of Utah 2014, Chapter 221  
140 [63C-4a-307](#), as enacted by Laws of Utah 2018, Chapter 338  
141 [63F-1-102](#), as last amended by Laws of Utah 2017, Chapter 238  
142 [63F-1-203](#), as last amended by Laws of Utah 2017, Chapter 238  
143 [63F-1-303](#), as last amended by Laws of Utah 2012, Chapter 369  
144 [63F-4-201](#), as enacted by Laws of Utah 2018, Chapter 144  
145 [63F-4-202](#), as enacted by Laws of Utah 2018, Chapter 144  
146 [63H-7a-203](#), as last amended by Laws of Utah 2017, Chapter 430  
147 [63I-1-209](#), as last amended by Laws of Utah 2014, Chapter 117  
148 [63I-1-211](#), as enacted by Laws of Utah 2011, Second Special Session, Chapter 1  
149 [63I-1-219](#), as last amended by Laws of Utah 2018, Chapter 31

- 150 [63I-1-223](#), as renumbered and amended by Laws of Utah 2008, Chapter 382
- 151 [63I-1-226](#), as last amended by Laws of Utah 2018, Third Special Session, Chapter 1
- 152 [63I-1-232](#), as renumbered and amended by Laws of Utah 2008, Chapter 382
- 153 [63I-1-235](#), as last amended by Laws of Utah 2018, Chapters 232 and 392
- 154 [63I-1-236](#), as last amended by Laws of Utah 2018, Chapters 33, 170, and 342
- 155 [63I-1-241](#), as last amended by Laws of Utah 2015, Chapter 109
- 156 [63I-1-251](#), as enacted by Laws of Utah 2015, Chapter 275
- 157 [63I-1-253](#), as last amended by Laws of Utah 2018, Chapters 107, 117, 385, 415, and
- 158 453
- 159 [63I-1-262](#), as last amended by Laws of Utah 2018, Chapters 74, 220, 281, and 347
- 160 [63I-1-263](#), as last amended by Laws of Utah 2018, Chapters 85, 144, 182, 261, 321,
- 161 338, 340, 347, 369, 428, 430, and 469
- 162 [63I-1-267](#), as last amended by Laws of Utah 2017, Chapter 192
- 163 [63I-1-272](#), as renumbered and amended by Laws of Utah 2008, Chapter 382
- 164 [63I-1-273](#), as last amended by Laws of Utah 2018, Chapters 344 and 418
- 165 [63I-2-219](#), as last amended by Laws of Utah 2018, Chapters 241 and 281
- 166 [63I-2-263](#), as last amended by Laws of Utah 2018, Chapters 38, 95, 382, and 469
- 167 [63I-2-272](#), as last amended by Laws of Utah 2017, Chapter 427
- 168 [63J-1-602.2](#), as repealed and reenacted by Laws of Utah 2018, Chapter 469
- 169 [63J-4-606](#), as last amended by Laws of Utah 2014, Chapter 319
- 170 [63J-4-607](#), as last amended by Laws of Utah 2018, Chapter 411
- 171 [63J-4-702](#), as enacted by Laws of Utah 2017, Chapter 253
- 172 [63L-10-102](#), as enacted by Laws of Utah 2018, Chapter 411
- 173 [63L-10-103](#), as enacted by Laws of Utah 2018, Chapter 411
- 174 [63L-10-104](#), as enacted by Laws of Utah 2018, Chapter 411
- 175 [63M-2-301](#), as last amended by Laws of Utah 2016, Chapter 240
- 176 [63M-7-301](#), as last amended by Laws of Utah 2018, Chapter 414
- 177 [63M-7-302](#), as last amended by Laws of Utah 2016, Chapter 158
- 178 [63M-7-601](#), as last amended by Laws of Utah 2016, Chapter 32
- 179 [63M-11-201](#), as last amended by Laws of Utah 2017, Chapter 95
- 180 [63M-11-206](#), as last amended by Laws of Utah 2014, Chapter 387

- 181 **63N-1-201**, as last amended by Laws of Utah 2017, Chapters 277 and 310
- 182 **67-1-2.5**, as last amended by Laws of Utah 2002, Chapter 176
- 183 **67-5b-102**, as last amended by Laws of Utah 2018, Chapters 94 and 200
- 184 **67-5b-105**, as last amended by Laws of Utah 2016, Chapter 290
- 185 **72-4-302**, as last amended by Laws of Utah 2015, Chapter 258
- 186 **73-10g-105**, as last amended by Laws of Utah 2016, Chapter 309
- 187 **78A-2-501**, as last amended by Laws of Utah 2017, Chapter 115

188 ENACTS:

- 189 **36-12-21**, Utah Code Annotated 1953
- 190 **36-12-22**, Utah Code Annotated 1953
- 191 **53E-3-920.1**, Utah Code Annotated 1953
- 192 **63I-1-204**, Utah Code Annotated 1953

193 RENUMBERS AND AMENDS:

- 194 **63C-4a-308**, (Renumbered from 63C-4b-104, as enacted by Laws of Utah 2016,  
195 Chapter 408)
- 196 **63C-4a-309**, (Renumbered from 63C-14-301, as last amended by Laws of Utah 2018,  
197 Chapter 81)
- 198 **63C-4a-404**, (Renumbered from 63C-4b-105, as enacted by Laws of Utah 2016,  
199 Chapter 408)
- 200 **63C-4a-405**, (Renumbered from 63C-4b-106, as enacted by Laws of Utah 2016,  
201 Chapter 408)

202 REPEALS:

- 203 **10-1-119**, as last amended by Laws of Utah 2014, Chapter 189
- 204 **11-13-224**, as last amended by Laws of Utah 2015, Chapter 265
- 205 **17-50-107**, as last amended by Laws of Utah 2013, Chapter 325
- 206 **36-20-1**, as last amended by Laws of Utah 2008, Chapter 3
- 207 **36-20-2**, as last amended by Laws of Utah 2010, Chapter 324
- 208 **36-20-3**, as enacted by Laws of Utah 1993, Chapter 282
- 209 **36-20-4**, as enacted by Laws of Utah 1993, Chapter 282
- 210 **36-20-5**, as enacted by Laws of Utah 1993, Chapter 282
- 211 **36-20-6**, as last amended by Laws of Utah 1996, Chapter 36

- 212 **36-20-7**, as enacted by Laws of Utah 1993, Chapter 282
- 213 **36-20-8**, as enacted by Laws of Utah 1993, Chapter 282
- 214 **36-30-101**, as enacted by Laws of Utah 2017, Chapter 277
- 215 **36-30-102**, as enacted by Laws of Utah 2017, Chapter 277
- 216 **36-30-201**, as enacted by Laws of Utah 2017, Chapter 277
- 217 **36-30-202**, as enacted by Laws of Utah 2017, Chapter 277
- 218 **36-30-203**, as enacted by Laws of Utah 2017, Chapter 277
- 219 **53E-3-920**, as last amended by Laws of Utah 2018, Chapter 39 and renumbered and
- 220 amended by Laws of Utah 2018, Chapter 1
- 221 **53E-10-401**, as renumbered and amended by Laws of Utah 2018, Chapter 1
- 222 **53E-10-402**, as renumbered and amended by Laws of Utah 2018, Chapter 1
- 223 **53E-10-403**, as renumbered and amended by Laws of Utah 2018, Chapter 1
- 224 **53E-10-404**, as renumbered and amended by Laws of Utah 2018, Chapter 1
- 225 **53E-10-405**, as renumbered and amended by Laws of Utah 2018, Chapter 1
- 226 **53E-10-406**, as renumbered and amended by Laws of Utah 2018, Chapter 1
- 227 **53E-10-407**, as enacted by Laws of Utah 2018, Chapter 1
- 228 **59-1-901**, as last amended by Laws of Utah 2007, Chapter 288
- 229 **59-1-902**, as enacted by Laws of Utah 1990, Chapter 237
- 230 **59-1-903**, as last amended by Laws of Utah 2011, Chapter 384
- 231 **59-1-904**, as last amended by Laws of Utah 2011, Chapter 384
- 232 **59-1-905**, as last amended by Laws of Utah 2014, Chapter 387
- 233 **59-1-907**, as enacted by Laws of Utah 1990, Chapter 237
- 234 **59-1-908**, as enacted by Laws of Utah 1990, Chapter 237
- 235 **62A-1-120**, as last amended by Laws of Utah 2018, Chapter 347
- 236 **63C-4b-101**, as enacted by Laws of Utah 2016, Chapter 408
- 237 **63C-4b-102**, as enacted by Laws of Utah 2016, Chapter 408
- 238 **63C-4b-103**, as enacted by Laws of Utah 2016, Chapter 408
- 239 **63C-4b-107**, as enacted by Laws of Utah 2016, Chapter 408
- 240 **63C-14-101**, as enacted by Laws of Utah 2013, Chapter 62
- 241 **63C-14-102**, as enacted by Laws of Utah 2013, Chapter 62
- 242 **63C-14-201**, as enacted by Laws of Utah 2013, Chapter 62



243 **63C-14-202**, as last amended by Laws of Utah 2014, Chapter 387  
244 **63C-14-302**, as last amended by Laws of Utah 2015, Chapter 409  
245 **63C-16-101**, as enacted by Laws of Utah 2015, Chapter 182  
246 **63C-16-102**, as enacted by Laws of Utah 2015, Chapter 182  
247 **63C-16-201**, as enacted by Laws of Utah 2015, Chapter 182  
248 **63C-16-202**, as enacted by Laws of Utah 2015, Chapter 182  
249 **63C-16-203**, as enacted by Laws of Utah 2015, Chapter 182  
250 **63C-16-204**, as enacted by Laws of Utah 2015, Chapter 182  
251 **63F-1-202**, as last amended by Laws of Utah 2017, Chapter 238  
252 **63F-2-101**, as enacted by Laws of Utah 2015, Chapter 371  
253 **63F-2-102**, as last amended by Laws of Utah 2018, Chapter 81  
254 **63F-2-103**, as last amended by Laws of Utah 2016, Chapter 13  
255 **63I-4a-101**, as renumbered and amended by Laws of Utah 2013, Chapter 325  
256 **63I-4a-102**, as last amended by Laws of Utah 2018, Chapter 415  
257 **63I-4a-201**, as enacted by Laws of Utah 2013, Chapter 325  
258 **63I-4a-202**, as last amended by Laws of Utah 2014, Chapters 189 and 387  
259 **63I-4a-203**, as last amended by Laws of Utah 2018, Chapter 81  
260 **63I-4a-204**, as enacted by Laws of Utah 2013, Chapter 325  
261 **63I-4a-205**, as renumbered and amended by Laws of Utah 2013, Chapter 325  
262 **63I-4a-301**, as enacted by Laws of Utah 2013, Chapter 325  
263 **63I-4a-302**, as renumbered and amended by Laws of Utah 2013, Chapter 325  
264 **63I-4a-303**, as last amended by Laws of Utah 2013, Chapter 310 and renumbered and  
265 amended by Laws of Utah 2013, Chapter 325  
266 **63I-4a-304**, as renumbered and amended by Laws of Utah 2013, Chapter 325  
267 **63I-4a-401**, as enacted by Laws of Utah 2013, Chapter 325  
268 **63I-4a-402**, as renumbered and amended by Laws of Utah 2013, Chapter 325  
269 **67-1a-10**, as last amended by Laws of Utah 2014, Chapter 387  
270 **67-1a-11**, as last amended by Laws of Utah 2018, Chapter 415  
271 **67-5b-106**, as last amended by Laws of Utah 2016, Chapter 290  
272 **72-9-606**, as enacted by Laws of Utah 2017, Chapter 298  
273 **78A-2-502**, as last amended by Laws of Utah 2017, Chapter 115

274 **Utah Code Sections Affected by Coordination Clause:**

275 **53G-10-204**, as renumbered and amended by Laws of Utah 2018, Chapter 3

276 **63I-1-253**, as last amended by Laws of Utah 2018, Chapters 107, 117, 385, 415, and

277 453

278 **63I-1-262**, as last amended by Laws of Utah 2018, Chapters 74, 220, 281, and 347

279

---

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

281 Section 1. Section **9-9-104.6** is amended to read:

282 **9-9-104.6. Participation of state agencies in meetings with tribal leaders --**

283 **Contact information.**

284 (1) For at least three of the joint meetings described in Subsection **9-9-104.5(2)(a)**, the  
285 division shall coordinate with representatives of tribal governments and the entities listed in  
286 Subsection (2) to provide for the broadest participation possible in the joint meetings.

287 (2) The following may participate in all meetings described in Subsection (1):

288 (a) the chairs of the Native American Legislative Liaison Committee created in Section  
289 **36-22-1**;

290 (b) the governor or the governor's designee;

291 (c) (i) the American Indian-Alaskan Native Health Liaison appointed in accordance  
292 with Section **26-7-2.5**; or

293 (ii) if the American Indian-Alaskan Native Health Liaison is not appointed, a  
294 representative of the Department of Health appointed by the executive director of the  
295 Department of Health;

296 (d) the American Indian-Alaskan Native Public Education Liaison appointed in  
297 accordance with Section [~~53E-10-402~~] **53F-5-604**; and

298 (e) a representative appointed by the chief administrative officer of the following:

299 (i) the Department of Human Services;

300 (ii) the Department of Natural Resources;

301 (iii) the Department of Workforce Services;

302 (iv) the Governor's Office of Economic Development;

303 (v) the State Board of Education; and

304 (vi) the State Board of Regents.

305 (3) (a) The chief administrative officer of the agencies listed in Subsection (3)(b) shall:

306 (i) designate the name of a contact person for that agency that can assist in coordinating  
307 the efforts of state and tribal governments in meeting the needs of the Native Americans  
308 residing in the state; and

309 (ii) notify the division:

310 (A) who is the designated contact person described in Subsection (3)(a)(i); and

311 (B) of any change in who is the designated contact person described in Subsection  
312 (3)(a)(i).

313 (b) This Subsection (3) applies to:

314 (i) the Department of Agriculture and Food;

315 (ii) the Department of Heritage and Arts;

316 (iii) the Department of Corrections;

317 (iv) the Department of Environmental Quality;

318 (v) the Department of Public Safety;

319 (vi) the Department of Transportation;

320 (vii) the Office of the Attorney General;

321 (viii) the State Tax Commission; and

322 (ix) any agency described in Subsections (2)(c) through (e).

323 (c) At the request of the division, a contact person listed in Subsection (3)(b) may  
324 participate in a meeting described in Subsection (1).

325 (4) (a) A participant under this section who is not a legislator may not receive  
326 compensation or benefits for the participant's service, but may receive per diem and travel  
327 expenses as allowed in:

328 (i) Section 63A-3-106;

329 (ii) Section 63A-3-107; and

330 (iii) rules made by the Division of Finance according to Sections 63A-3-106 and  
331 63A-3-107.

332 (b) Compensation and expenses of a participant who is a legislator are governed by  
333 Section 36-2-2 and Legislative Joint Rules, Title 5, Legislative Compensation and Expenses.

334 Section 2. Section 9-9-408 is amended to read:

335 **9-9-408. Burial of ancient Native American remains in state parks.**

336 (1) As used in this section:

337 (a) "Ancient Native American remains" means ancient human remains, as defined in  
338 Section 9-8-302, that are Native American remains, as defined in Section 9-9-402.

339 (b) "Antiquities Section" means the Antiquities Section of the Division of State History  
340 created in Section 9-8-304.

341 (2) (a) The division, the Antiquities Section, and the Division of Parks and Recreation  
342 shall cooperate in a study of the feasibility of burying ancient Native American remains in state  
343 parks.

344 (b) The study shall include:

345 (i) the process and criteria for determining which state parks would have land sufficient  
346 and appropriate to reserve a portion of the land for the burial of ancient Native American  
347 remains;

348 (ii) the process for burying the ancient Native American remains on the lands within  
349 state parks, including the responsibilities of state agencies and the assurance of cultural  
350 sensitivity;

351 (iii) how to keep a record of the locations in which specific ancient Native American  
352 remains are buried;

353 (iv) how to account for the costs of:

354 (A) burying the ancient Native American remains on lands found within state parks;  
355 and

356 (B) securing and maintaining burial sites in state parks; and

357 (v) any issues related to burying ancient Native American remains in state parks.

358 ~~[(3) The division, the Antiquities Section, and the Division of Parks and Recreation~~  
359 ~~shall report to the Native American Legislative Liaison Committee by no later than November~~  
360 ~~1, 2017, regarding the study required by Subsection (2).]~~

361 Section 3. Section 17-16-21 is amended to read:

362 **17-16-21. Fees of county officers.**

363 (1) As used in this section, "county officer" means a county officer enumerated in  
364 Section 17-53-101 except a county recorder, a county constable, or a county sheriff.

365 (2) (a) A county officer shall collect, in advance, for exclusive county use and benefit:

366 (i) a fee established by the county legislative body under Section 17-53-211; and

367 (ii) any other fee authorized or required by law.

368 (b) As long as the Children's Legal Defense Account is authorized by Section  
369 51-9-408, the county clerk shall:

370 (i) assess \$10 in addition to whatever fee for a marriage license is established under  
371 authority of this section; and

372 (ii) transmit \$10 from each marriage license fee to the Division of Finance for deposit  
373 in the Children's Legal Defense Account.

374 (c) (i) As long as the Division of Child and Family Services, created in Section  
375 62A-4a-103, has the responsibility under Section 62A-4a-105 to provide services, including  
376 temporary shelter, for victims of domestic violence, the county clerk shall:

377 (A) collect \$10 in addition to whatever fee for a marriage license is established under  
378 authority of this section and in addition to the amount described in Subsection (2)(b), if an  
379 applicant chooses, as provided in Subsection (2)(c)(ii), to pay the additional \$10; and

380 (B) to the extent actually paid, transmit \$10 from each marriage license fee to the  
381 Division of Finance for distribution to the Division of Child and Family Services for the  
382 operation of shelters for victims of domestic violence.

383 (ii) (A) The county clerk shall provide a method for an applicant for a marriage license  
384 to choose to pay the additional \$10 referred to in Subsection (2)(c)(i).

385 (B) An applicant for a marriage license may choose not to pay the additional \$10  
386 referred to in Subsection (2)(c)(i) without affecting the applicant's ability to be issued a  
387 marriage license.

388 (d) If a county operates an online marriage application system, the county clerk of that  
389 county:

390 (i) may assess \$20 in addition to the other fees for a marriage license established under  
391 this section;

392 (ii) except as provided in Subsection (2)(d)(iii), shall transmit \$20 from the marriage  
393 license fee to the state treasurer for deposit ~~[annually as follows:]~~ into the General Fund; and

394 ~~[(A) the first \$400,000 shall accrue to the Utah Marriage Commission, created in~~  
395 ~~Section 62A-1-120, as dedicated credits for the operation of the Utah Marriage Commission;~~  
396 ~~and]~~

397 ~~[(B) proceeds in excess of \$400,000 shall be deposited into the General Fund; and]~~

398 (iii) may not transmit \$20 from the marriage license fee to the state treasurer under this  
399 Subsection (2)(d) if both individuals seeking the marriage license certify that they have  
400 completed premarital counseling or education in accordance with Section 30-1-34.

401 (3) This section does not apply to a fee currently being assessed by the state but  
402 collected by a county officer.

403 Section 4. Section 26-54-103 is amended to read:

404 **26-54-103. Spinal Cord and Brain Injury Rehabilitation Fund Advisory**  
405 **Committee -- Creation -- Membership -- Terms -- Duties.**

406 (1) There is created a Spinal Cord and Brain Injury Rehabilitation Fund Advisory  
407 Committee.

408 (2) The advisory committee [~~shall be~~] is composed of [~~eight~~] six members as follows:

409 (a) the executive director of the Department of Health, or the executive director's  
410 designee;

411 (b) two survivors, or family members of a survivor of a traumatic brain injury,  
412 appointed by the governor;

413 (c) two survivors, or family members of a survivor of a traumatic spinal cord injury,  
414 appointed by the governor; and

415 (d) one traumatic brain injury or spinal cord injury professional appointed by the  
416 governor who, at the time of appointment and throughout the professional's term on the  
417 committee, does not receive a financial benefit from the fund[;].

418 [~~(e) a member of the House of Representatives appointed by the speaker of the House~~  
419 ~~of Representatives; and]~~

420 [~~(f) a member of the Senate appointed by the president of the Senate.]~~

421 (3) (a) The term of advisory committee members shall be four years. If a vacancy  
422 occurs in the committee membership for any reason, a replacement shall be appointed for the  
423 unexpired term in the same manner as the original appointment.

424 (b) The committee shall elect a chairperson from the membership.

425 (c) A majority of the committee constitutes a quorum at any meeting, and, if a quorum  
426 is present at an open meeting, the action of the majority of members shall be the action of the  
427 advisory committee.

428 (d) The terms of the advisory committee shall be staggered so that members appointed

429 under Subsections (2)(b) and (d) shall serve an initial two-year term and members appointed  
430 under ~~[Subsections (2)(c) and (e)]~~ Subsection (2)(c) shall serve four-year terms. Thereafter,  
431 members appointed to the advisory committee shall serve four-year terms.

432 (4) The advisory committee shall comply with the procedures and requirements of:

433 (a) Title 52, Chapter 4, Open and Public Meetings Act;

434 (b) Title 63G, Chapter 2, Government Records Access and Management Act; and

435 (c) Title 63G, Chapter 3, Utah Administrative Rulemaking Act.

436 (5) ~~(a)~~ A member ~~[who is not a legislator]~~ may not receive compensation or benefits  
437 for the member's service, but, at the executive director's discretion, may receive per diem and  
438 travel expenses as allowed in:

439 (i) (a) Section [63A-3-106](#);

440 (ii) (b) Section [63A-3-107](#); and

441 (iii) (c) rules adopted by the Division of Finance according to Sections [63A-3-106](#)  
442 and [63A-3-107](#).

443 ~~[(b) Compensation and expenses of a member who is a legislator are governed by~~  
444 ~~Section [36-2-2](#) and Legislative Joint Rules, Title 5, Legislative Compensation and Expenses.]~~

445 (6) The advisory committee shall:

446 (a) adopt rules and procedures in accordance with Title 63G, Chapter 3, Utah  
447 Administrative Rulemaking Act, that establish priorities and criteria for the advisory committee  
448 to follow in recommending distribution of money from the fund to assist qualified IRC  
449 501(c)(3) charitable clinics;

450 (b) identify, evaluate, and review the quality of care available to people with spinal  
451 cord and brain injuries through qualified IRC 501(c)(3) charitable clinics;

452 (c) explore, evaluate, and review other possible funding sources and make a  
453 recommendation to the Legislature regarding sources that would provide adequate funding for  
454 the advisory committee to accomplish its responsibilities under this section; and

455 (d) submit an annual report, not later than November 30 of each year, summarizing the  
456 activities of the advisory committee and making recommendations regarding the ongoing needs  
457 of people with spinal cord or brain injuries to:

458 (i) the governor;

459 (ii) the Health and Human Services Interim Committee; and

460 (iii) the Health and Human Services Appropriations Subcommittee.

461 Section 5. Section 30-1-34 is amended to read:

462 **30-1-34. Completion of counseling or education.**

463 (1) The county clerk of a county that operates an online marriage application system  
464 and issues a marriage license to applicants who certify completion of premarital counseling or  
465 education in accordance with Subsection (2) shall reduce the marriage license fee by \$20.

466 (2) (a) To qualify for the reduced fee under Subsection (1), the applicants shall certify  
467 completion of premarital counseling or education in accordance with this Subsection (2).

468 (b) To complete premarital counseling or education, the applicants:

469 (i) shall obtain the premarital counseling or education from:

470 (A) a licensed or ordained minister or the minister's designee who is trained by the  
471 minister or denomination to conduct premarital counseling or education;

472 (B) an individual licensed under Title 58, Chapter 60, Mental Health Professional  
473 Practice Act;

474 [~~(C) an individual certified by a national organization recognized by the Utah Marriage~~  
475 ~~Commission, created in Section 62A-1-120, as a family life educator;]~~

476 [~~(D)~~] (C) a family and consumer sciences educator; or

477 [~~(E)~~] (D) an individual who is an instructor approved by a premarital education  
478 curriculum that meets the requirements of Subsection (2)(b)(ii); ~~or~~].

479 [~~(F) an online course approved by the Utah Marriage Commission;]~~

480 (ii) shall receive premarital counseling or education that includes information on  
481 important factors associated with strong and healthy marriages, including:

482 (A) commitment in marriage; and

483 (B) effective communication and problem-solving skills, including avoiding violence  
484 and abuse in the relationship;

485 (iii) shall complete at least three hours of premarital counseling or six hours of  
486 premarital education meeting the requirements of this Subsection (2); and

487 (iv) shall complete the premarital counseling or education meeting the requirements of  
488 this Subsection (2) not more than one year before but at least 14 days before the day on which  
489 the marriage license is issued.

490 (c) Although applicants are encouraged to take the premarital counseling or education



491 together, each applicant may comply with the requirements of this Subsection (2) separately.

492 (3) A provider of premarital counseling or education under this section is encouraged  
493 to use research-based relationship inventories.

494 Section 6. Section **30-1-36** is amended to read:

495 **30-1-36. Activities included in premarital counseling or education.**

496 (1) Premarital counseling may include group counseling, individual counseling, and  
497 couple counseling.

498 (2) Premarital education may include~~[(a)]~~ a lecture, class, seminar, or workshop  
499 provided by a person that meets the requirements of Subsection **30-1-34(2)(b)(i)**~~[-or]~~.

500 ~~[(b) an online course approved by the Utah Marriage Commission as provided in~~  
501 ~~Subsection **30-1-34(2)(b)(i)(F)**.]~~

502 Section 7. Section **35A-3-209** is amended to read:

503 **35A-3-209. Establishment of the School Readiness Board -- Membership --**  
504 **Program intermediary -- Funding prioritization.**

505 (1) The terms defined in Section **53F-6-301** apply to this section.

506 (2) There is created the School Readiness Board within the Department of Workforce  
507 Services composed of:

508 (a) the director of the Department of Workforces Services or the director's designee;

509 (b) one member appointed by the State Board of Education;

510 (c) one member appointed by the chair of the State Charter School Board;

511 (d) one member, appointed by the speaker of the House of Representatives, who:

512 (i) has research experience in the area of early childhood development, including  
513 special education~~[-appointed by the speaker of the House of Representatives]~~; and

514 (ii) is not a legislator; and

515 (e) one member, appointed by the president of the Senate, who:

516 (i) (A) has expertise in pay for success programs; or

517 ~~[(ii)]~~ (B) represents a financial institution that has experience managing a portfolio that  
518 meets the requirements of the Community Reinvestment Act, 12 U.S.C. Sec. 2901 et seq~~[-];~~

519 and

520 (ii) is not a legislator.

521 (3) (a) A member described in Subsection (2)(c), (d), or (e) shall serve for a term of

522 two years.

523 (b) If a vacancy occurs for a member described in Subsection (2)(c), (d), or (e), the  
524 person appointing the member shall appoint a replacement to serve the remainder of the  
525 member's term.

526 (4) A member may not receive compensation or benefits for the member's service.

527 (5) The department shall provide staff support to the board.

528 (6) (a) The board members shall elect a chair of the board from the board's  
529 membership.

530 (b) The board shall meet upon the call of the chair or a majority of the board members.

531 (7) In accordance with Title 63G, Chapter 6a, Utah Procurement Code, and subject to  
532 Subsection (8), the board shall:

533 (a) select a program intermediary that:

534 (i) is a nonprofit entity; and

535 (ii) has experience:

536 (A) developing and executing contracts;

537 (B) structuring the terms and conditions of a pay for success program;

538 (C) coordinating the funding and management of a pay for success program; and

539 (D) raising private investment capital necessary to fund program services related to a  
540 pay for success program; and

541 (b) enter into a contract with the program intermediary.

542 (8) The board may not enter into a contract described in Subsection (7) without the  
543 consent of the department regarding:

544 (a) the program intermediary selected; and

545 (b) the terms of the contract.

546 (9) A contract described in Subsection (7)(b) shall:

547 (a) require the program intermediary to:

548 (i) seek out participants for results-based contracts;

549 (ii) advise the board on results-based contracts; and

550 (iii) make recommendations directly to the board on:

551 (A) when to enter a results-based contract; and

552 (B) the terms of a results-based contract; and

553 (b) include a provision that the program intermediary is not eligible to receive or view  
 554 personally identifiable student data of eligible students funded under the School Readiness  
 555 Initiative described in this part and Title 53F, Chapter 6, Part 3, School Readiness Initiative.

556 (10) In allocating funding, the board shall:

557 (a) give first priority to a results-based contract described in Subsection 53F-6-309(3)  
 558 to fund a high quality school readiness program directly;

559 (b) give second priority to a results-based contract that includes an investor; and

560 (c) give third priority to a grant described in Section 53F-6-305.

561 (11) Other powers and duties of the board are described in Title 53F, Chapter 6, Part 3,  
 562 School Readiness Initiative.

563 Section 8. Section 36-12-21 is enacted to read:

564 **36-12-21. Legislators serving in organizations without legislative sanction --**

565 **Prohibited participation -- Repealed organizations.**

566 (1) The Legislative IT Steering Committee created by the Legislative Management  
 567 Committee on July 17, 2007, is dissolved.

568 (2) (a) Except as provided in Subsection (2)(b):

569 (i) a legislator may not serve on:

570 (A) the Committee on Children and Family Law created under Judicial Rule 1-205;

571 (B) the Governor's Child and Family Cabinet Council created under Executive Order  
 572 2007-0005;

573 (C) the Utah Commission on Literacy created under Executive Order 2004-0011;

574 (D) the Utah Developmental Disabilities Council created under Executive Order  
 575 2006-0001; or

576 (E) the Utah Multicultural Commission created under Executive Order EO/007/2013;

577 and

578 (ii) the speaker of the House of Representatives or the president of the Senate may not  
 579 appoint a legislator, and a legislator may not serve in the legislator's capacity as a legislator, on  
 580 the Utah Lake Commission.

581 (b) The Legislative Management Committee may, on a case-by-case basis, approve:

582 (i) a legislator to serve on an entity described in Subsection (2)(a)(i); or

583 (ii) an action that is otherwise prohibited under Subsection (2)(a)(ii).

584 Section 9. Section 36-12-22 is enacted to read:

585 **36-12-22. Review of legislative workload -- Reports from committees with**  
586 **legislators.**

587 (1) As used in this section:

588 (a) "Legislative board or commission" means a board, commission, council,  
589 committee, working group, task force, study group, advisory group, or other body:

590 (i) with a defined, limited membership;

591 (ii) that has a member who is required to be:

592 (A) a member of the Legislature; or

593 (B) appointed by a member of the Legislature; and

594 (iii) that has operated or is intended to operate for more than six months.

595 (b) "Legislative board or commission" does not include:

596 (i) a standing, ethics, interim, appropriations, confirmation, or rules committee of the  
597 Legislature;

598 (ii) the Legislative Management Committee or a subcommittee of the Legislative  
599 Management Committee; or

600 (iii) an organization that is prohibited from having a member that is a member of the  
601 Legislature.

602 (2) (a) Before September 1 of each year, each legislative board or commission shall  
603 prepare and submit to the Office of Legislative Research and General Counsel an annual report  
604 that includes:

605 (i) the name of the legislative board or commission;

606 (ii) a description of the legislative board's or commission's official function and  
607 purpose;

608 (iii) the total number of members of the legislative board or commission;

609 (iv) the number of the legislative board's or commission's members who are legislators;

610 (v) the compensation, if any, paid to the members of the legislative board or  
611 commission;

612 (vi) a description of the actual work performed by the legislative board or commission  
613 since the last report the legislative board or commission submitted to the Office of Legislative  
614 Research and General Counsel under this section;

615 (vii) a description of actions taken by the legislative board or commission since the last  
616 report the legislative board or commission submitted to the Office of Legislative Research and  
617 General Counsel under this section;

618 (viii) recommendations on whether any statutory, rule, or other changes are needed to  
619 make the legislative board or commission more effective; and

620 (ix) an indication of whether the legislative board or commission should continue to  
621 exist.

622 (b) The Office of Legislative Research and General Counsel shall compile and post the  
623 reports described in Subsection (2)(a) to the Legislature's website before October 1 of each  
624 year.

625 (3) (a) The Office of Legislative Research and General Counsel shall prepare an annual  
626 report by October 1 of each year that includes, as of September 1 of that year:

627 (i) the total number of legislative boards and commissions that exist in the state;

628 (ii) a summary of the reports submitted to the Office of Legislative Research and  
629 General Counsel under Subsection (2), including:

630 (A) a list of each legislative board or commission that submitted a report under  
631 Subsection (2);

632 (B) a list of each legislative board or commission that did not submit a report under  
633 Subsection (2);

634 (C) an indication of any recommendations made under Subsection (2)(a)(viii); and

635 (D) a list of any legislative boards or commissions that indicated under Subsection  
636 (2)(a)(ix) that the legislative board or commission should no longer exist.

637 (b) The Office of Legislative Research and General Counsel shall:

638 (i) distribute copies of the report described in Subsection (3)(a) to:

639 (A) the president of the Senate;

640 (B) the speaker of the House;

641 (C) the Legislative Management Committee; and

642 (D) the Government Operations Interim Committee; and

643 (ii) post the report described in Subsection (3)(a) to the Legislature's website.

644 (c) Each year, the Government Operations Interim Committee shall prepare legislation  
645 making any changes the committee determines are suitable with respect to the report the

646 committee receives under Subsection (3)(b), including:

647 (i) repealing a legislative board or commission that is no longer functional or  
648 necessary; and

649 (ii) making appropriate changes to make a legislative board or commission more  
650 effective.

651 Section 10. Section **36-22-1** is amended to read:

652 **36-22-1. Native American Legislative Liaison Committee -- Creation --**  
653 **Membership -- Chairs -- Salaries and expenses.**

654 (1) There is created the Native American Legislative Liaison Committee.

655 (2) The committee [~~shall consist of 11~~] consists of eight members:

656 (a) [~~seven~~] five members from the House of Representatives appointed by the speaker,  
657 no more than [~~four~~] three of whom [~~shall~~] may be members of the same political party; and

658 (b) [~~four~~] three members of the Senate appointed by the president, no more than two of  
659 whom [~~shall~~] may be members of the same political party.

660 (3) The speaker of the House shall select one of the members from the House of  
661 Representatives to act as cochair of the committee.

662 (4) The president of the Senate shall select one of the members from the Senate to act  
663 as cochair of the committee.

664 (5) Compensation and expenses of a member who is a legislator are governed by  
665 Section **36-2-2** and Legislative Joint Rules, Title 5, Legislative Compensation and Expenses.

666 Section 11. Section **40-6-16** is amended to read:

667 **40-6-16. Duties of division.**

668 [~~(1)~~] In addition to the duties assigned by the board, the division shall:

669 [~~(a)~~] (1) develop and implement an inspection program that will include but not be  
670 limited to production data, pre-drilling checks, and site security reviews;

671 [~~(b)~~] (2) publish a monthly production report;

672 [~~(c)~~] (3) publish a monthly gas processing plant report;

673 [~~(d)~~] (4) review and evaluate, prior to a hearing, evidence submitted with the petition to  
674 be presented to the board;

675 [~~(e)~~] (5) require adequate assurance of approved water rights in accordance with rules  
676 and orders enacted under Section **40-6-5**; and

677            [(f)] (6) notify the county executive of the county in which the drilling will take place  
678 in writing of the issuance of a drilling permit.

679            ~~[(2) The director shall, by October 30, 2016, report to the Commission for the~~  
680 ~~Stewardship of Public Lands regarding the division's recommendations for how the state shall~~  
681 ~~deal with oil, gas, and mining issues in the Utah Public Land Management Act.]~~

682            Section 12. Section **52-4-103** is amended to read:

683            **52-4-103. Definitions.**

684            As used in this chapter:

685            (1) "Anchor location" means the physical location from which:

686            (a) an electronic meeting originates; or

687            (b) the participants are connected.

688            (2) "Capitol hill complex" means the grounds and buildings within the area bounded by  
689 300 North Street, Columbus Street, 500 North Street, and East Capitol Boulevard in Salt Lake  
690 City.

691            (3) (a) "Convening" means the calling together of a public body by a person authorized  
692 to do so for the express purpose of discussing or acting upon a subject over which that public  
693 body has jurisdiction or advisory power.

694            (b) "Convening" does not include the initiation of a routine conversation between  
695 members of a board of trustees of a large public transit district if the members involved in the  
696 conversation do not, during the conversation, take a tentative or final vote on the matter that is  
697 the subject of the conversation.

698            (4) "Electronic meeting" means a public meeting convened or conducted by means of a  
699 conference using electronic communications.

700            (5) "Electronic message" means a communication transmitted electronically, including:

701            (a) electronic mail;

702            (b) instant messaging;

703            (c) electronic chat;

704            (d) text messaging, as that term is defined in Section 76-4-401; or

705            (e) any other method that conveys a message or facilitates communication  
706 electronically.

707            (6) (a) "Meeting" means the convening of a public body or a specified body, with a

708 quorum present, including a workshop or an executive session, whether in person or by means  
709 of electronic communications, for the purpose of discussing, receiving comments from the  
710 public about, or acting upon a matter over which the public body or specific body has  
711 jurisdiction or advisory power.

712 (b) "Meeting" does not mean:

713 (i) a chance gathering or social gathering;

714 (ii) a convening of the State Tax Commission to consider a confidential tax matter in  
715 accordance with Section 59-1-405; or

716 (iii) a convening of a three-member board of trustees of a large public transit district as  
717 defined in Section 17B-2a-802 if:

718 (A) the board members do not, during the conversation, take a tentative or final vote on  
719 the matter that is the subject of the conversation; or

720 (B) the conversation pertains only to day-to-day management and operation of the  
721 public transit district.

722 (c) "Meeting" does not mean the convening of a public body that has both legislative  
723 and executive responsibilities if:

724 (i) no public funds are appropriated for expenditure during the time the public body is  
725 convened; and

726 (ii) the public body is convened solely for the discussion or implementation of  
727 administrative or operational matters:

728 (A) for which no formal action by the public body is required; or

729 (B) that would not come before the public body for discussion or action.

730 (7) "Monitor" means to hear or observe, live, by audio or video equipment, all of the  
731 public statements of each member of the public body who is participating in a meeting.

732 (8) "Participate" means the ability to communicate with all of the members of a public  
733 body, either verbally or electronically, so that each member of the public body can hear or  
734 observe the communication.

735 (9) (a) "Public body" means:

736 (i) any administrative, advisory, executive, or legislative body of the state or its  
737 political subdivisions that:

738 (A) is created by the Utah Constitution, statute, rule, ordinance, or resolution;



739 (B) consists of two or more persons;  
 740 (C) expends, disburses, or is supported in whole or in part by tax revenue; and  
 741 (D) is vested with the authority to make decisions regarding the public's business; or  
 742 (ii) any administrative, advisory, executive, or policymaking body of an association, as  
 743 that term is defined in Section 53G-7-1101, that:

744 (A) consists of two or more persons;  
 745 (B) expends, disburses, or is supported in whole or in part by dues paid by a public  
 746 school or whose employees participate in a benefit or program described in Title 49, Utah State  
 747 Retirement and Insurance Benefit Act; and  
 748 (C) is vested with authority to make decisions regarding the participation of a public  
 749 school or student in an interscholastic activity, as that term is defined in Section 53G-7-1101.

750 (b) "Public body" includes:  
 751 (i) an interlocal entity or joint or cooperative undertaking, as those terms are defined in  
 752 Section 11-13-103;

753 (ii) a governmental nonprofit corporation as that term is defined in Section 11-13a-102;  
 754 and

755 (iii) the Utah Independent Redistricting Commission.

756 (c) "Public body" does not include:

757 (i) a political party, a political group, or a political caucus;

758 (ii) a conference committee, a rules committee, or a sifting committee of the

759 Legislature;

760 (iii) a school community council or charter trust land council, as that term is defined in  
 761 Section 53G-7-1203;

762 [~~(iv) the Economic Development Legislative Liaison Committee created in Section~~  
 763 ~~36-30-201;~~]

764 [~~(v)~~] (iv) a taxed interlocal entity, as that term is defined in Section 11-13-602; or

765 [~~(vi)~~] (v) the following Legislative Management subcommittees, which are established  
 766 in Section 36-12-8, when meeting for the purpose of selecting or evaluating a candidate to  
 767 recommend for employment, except that the meeting in which a subcommittee votes to  
 768 recommend that a candidate be employed shall be subject to the provisions of this act:

769 (A) the Research and General Counsel Subcommittee;

770 (B) the Budget Subcommittee; and

771 (C) the Audit Subcommittee.

772 (10) "Public statement" means a statement made in the ordinary course of business of  
773 the public body with the intent that all other members of the public body receive it.

774 (11) (a) "Quorum" means a simple majority of the membership of a public body, unless  
775 otherwise defined by applicable law.

776 (b) "Quorum" does not include a meeting of two elected officials by themselves when  
777 no action, either formal or informal, is taken on a subject over which these elected officials  
778 have advisory power.

779 (12) "Recording" means an audio, or an audio and video, record of the proceedings of a  
780 meeting that can be used to review the proceedings of the meeting.

781 (13) "Specified body":

782 (a) means an administrative, advisory, executive, or legislative body that:

783 (i) is not a public body;

784 (ii) consists of three or more members; and

785 (iii) includes at least one member who is:

786 (A) a legislator; and

787 (B) officially appointed to the body by the president of the Senate, speaker of the  
788 House of Representatives, or governor; and

789 (b) does not include a body listed in Subsection (9)(c)(ii) or (9)(c)(vi).

790 (14) "Transmit" means to send, convey, or communicate an electronic message by  
791 electronic means.

792 Section 13. Section **53E-3-920.1** is enacted to read:

793 **53E-3-920.1. State council - Creation.**

794 The State Board of Education shall create a state council described in Section  
795 [53E-3-909](#) to accomplish the duties described in Section [53E-3-909](#).

796 Section 14. Section **53F-5-601** is amended to read:

797 **53F-5-601. Definitions.**

798 [~~(1) The terms defined in Section [53E-10-401](#) apply to this section.~~]

799 [~~(2)~~] As used in this part:

800 [~~(a)~~] (1) "American Indian and Alaskan Native concentrated school" means a school

801 where at least 29% of [its] the school's students are American Indian or Alaskan Native.

802 [(b)] (2) "Board" means the State Board of Education.

803 (3) "Native American Legislative Liaison Committee" means the committee created in  
804 Section 36-22-1.

805 (4) "State plan" means the state plan adopted under Laws of Utah 2015, Chapter 53,  
806 Section 7.

807 [(c)] (5) "Teacher" means an individual employed by a school district or charter school  
808 who is required to hold an educator license issued by the board and who has an assignment to  
809 teach in a classroom.

810 Section 15. Section **53F-5-602** is amended to read:

811 **53F-5-602. Pilot programs created.**

812 (1) (a) In addition to the state plan [~~described in Title 53E, Chapter 10, Part 4,~~  
813 ~~American Indian-Alaskan Native Education State Plan~~] adopted under Laws of Utah 2015,  
814 Chapter 53, Section 7, beginning with fiscal year 2016-2017, there is created a five-year pilot  
815 program administered by the board to provide grants targeted to address the needs of American  
816 Indian and Alaskan Native students.

817 (b) The pilot program shall consist of a grant program to school districts and charter  
818 schools to be used to fund stipends, recruitment, retention, and professional development of  
819 teachers who teach in American Indian and Alaskan Native concentrated schools.

820 (2) (a) Beginning with fiscal year 2017-2018, there is created a four-year pilot program  
821 administered by the board to provide grants targeted to address the needs of American Indian  
822 and Alaskan Native students.

823 (b) The pilot program shall consist of a grant program to school districts and charter  
824 schools to be used to fund stipends, recruitment, retention, and professional development of  
825 teachers who teach in American Indian and Alaskan Native concentrated schools.

826 (c) In determining grant recipients under this Subsection (2), the board shall give  
827 priority to American Indian and Alaskan Native concentrated schools located in a county of the  
828 fourth, fifth, or sixth class with significant populations of American Indians and Alaskan  
829 Natives.

830 (3) Up to 3% of the money appropriated to a grant program under this part may be used  
831 by the board for costs in implementing the pilot program.

832 Section 16. Section **53F-5-604** is amended to read:

833 **53F-5-604. Liaison -- Reporting -- Meeting.**

834 (1) Subject to budget constraints, the superintendent of public instruction appointed  
835 under Section [53E-3-301](#) shall appoint an individual as the American Indian-Alaskan Native  
836 Public Education Liaison.

837 [~~(1)~~] (2) The liaison shall:

838 (a) work under the direction of the superintendent in the development and  
839 implementation of the state plan; and

840 (b) annually report to the Native American Legislative Liaison Committee created  
841 under Section [36-22-1](#) during the term of a pilot program under this part regarding:

842 [~~(a)~~] (i) what entities receive a grant under this part;

843 [~~(b)~~] (ii) the effectiveness of the expenditures of grant money; and

844 [~~(c)~~] (iii) recommendations, if any, for additional legislative action.

845 [~~(2)~~] (3) The Native American Legislative Liaison Committee shall annually schedule  
846 at least one meeting at which education is discussed with selected stakeholders.

847 Section 17. Section **53G-10-204** is amended to read:

848 **53G-10-204. Civic and character education -- Definitions -- Legislative finding --**  
849 **Elements -- Reporting requirements.**

850 (1) As used in this section:

851 (a) "Character education" means reaffirming values and qualities of character which  
852 promote an upright and desirable citizenry.

853 (b) "Civic education" means the cultivation of informed, responsible participation in  
854 political life by competent citizens committed to the fundamental values and principles of  
855 representative democracy in Utah and the United States.

856 (c) "Values" means time-established principles or standards of worth.

857 (2) The Legislature recognizes that:

858 (a) Civic and character education are fundamental elements of the public education  
859 system's core mission as originally intended and established under Article X of the Utah  
860 Constitution;

861 (b) Civic and character education are fundamental elements of the constitutional  
862 responsibility of public education and shall be a continuing emphasis and focus in public

863 schools;

864 (c) the cultivation of a continuing understanding and appreciation of a constitutional  
865 republic and principles of representative democracy in Utah and the United States among  
866 succeeding generations of educated and responsible citizens is important to the nation and  
867 state;

868 (d) the primary responsibility for the education of children within the state resides with  
869 their parents or guardians and that the role of state and local governments is to support and  
870 assist parents in fulfilling that responsibility;

871 (e) public schools fulfill a vital purpose in the preparation of succeeding generations of  
872 informed and responsible citizens who are deeply attached to essential democratic values and  
873 institutions; and

874 (f) the happiness and security of American society relies upon the public virtue of its  
875 citizens which requires a united commitment to a moral social order where self-interests are  
876 willingly subordinated to the greater common good.

877 (3) Through an integrated curriculum, students shall be taught in connection with  
878 regular school work:

879 (a) honesty, integrity, morality, civility, duty, honor, service, and obedience to law;

880 (b) respect for and an understanding of the Declaration of Independence and the  
881 constitutions of the United States and of the state of Utah;

882 (c) Utah history, including territorial and preterritorial development to the present;

883 (d) the essentials and benefits of the free enterprise system;

884 (e) respect for parents, home, and family;

885 (f) the dignity and necessity of honest labor; and

886 (g) other skills, habits, and qualities of character which will promote an upright and  
887 desirable citizenry and better prepare students to recognize and accept responsibility for  
888 preserving and defending the blessings of liberty inherited from prior generations and secured  
889 by the constitution.

890 (4) Local school boards and school administrators may provide training, direction, and  
891 encouragement, as needed, to accomplish the intent and requirements of this section and to  
892 effectively emphasize civic and character education in the course of regular instruction in the  
893 public schools.

894 (5) Civic and character education in public schools are:

895 (a) not intended to be separate programs in need of special funding or added specialists  
896 to be accomplished; and

897 (b) core principles which reflect the shared values of the citizens of Utah and the  
898 founding principles upon which representative democracy in the United States and the state of  
899 Utah are based.

900 [~~(6) To assist the Commission on Civic and Character Education in fulfilling the~~  
901 ~~commission's duties under Section 67-1a-11, by December 30 of each year, each school district~~  
902 ~~and the State Charter School Board shall submit to the lieutenant governor and the commission~~  
903 ~~a report summarizing how civic and character education are achieved in the school district or~~  
904 ~~charter schools through an integrated school curriculum and in the regular course of school~~  
905 ~~work as provided in this section.]~~

906 [(7)] (6) Each year, the State Board of Education shall report to the Education Interim  
907 Committee, on or before the October meeting, the methods used, and the results being  
908 achieved, to instruct and prepare students to become informed and responsible citizens through  
909 an integrated curriculum taught in connection with regular school work as required in this  
910 section.

911 Section 18. Section 54-1-13 is amended to read:

912 **54-1-13. Commission exploration and development of cleaner air options.**

913 [(1)] The commission shall immediately initiate and conduct proceedings to explore  
914 and develop options and opportunities for advancing and promoting measures designed to  
915 result in cleaner air in the state through the enhanced use of alternative fuel vehicles, including:

916 [(a)] (1) consideration of the role that gas corporations should play in the enhancement  
917 and expansion of the infrastructure and maintenance and other facilities for alternative fuel  
918 vehicles;

919 [(b)] (2) the potential funding options available to pay for the enhancement and  
920 expansion of infrastructure and facilities for alternative fuel vehicles;

921 [(c)] (3) the role local government, including any local government entity established  
922 for the purpose of facilitating conversion to alternative fuel vehicles and of promoting the  
923 enhancement and expansion of the infrastructure and facilities for those vehicles, can or should  
924 play; and

925           ~~[(d)]~~ (4) the most effective ways to overcome any obstacles to converting to alternative  
 926 fuel vehicles and to enhancing and expanding the infrastructure and facilities for alternative  
 927 fuel vehicles.

928           ~~[(2) As soon as an interlocal entity described in Subsection 11-13-224(2) is created, the~~  
 929 ~~commission shall seek, encourage, and accept the interlocal entity's participation in the~~  
 930 ~~commission's proceedings under this section.]~~

931           ~~[(3) By September 30, 2013, the commission and the interlocal entity described in~~  
 932 ~~Subsection 11-13-224(2) shall report to the governor, the Legislative Management Committee,~~  
 933 ~~and the Public Utilities, Energy, and Technology Interim Committee:]~~

934           ~~[(a) the results of the commission proceedings under Subsection (1), and]~~

935           ~~[(b) recommendations for specific actions to implement mechanisms to provide~~  
 936 ~~funding for the enhancement and expansion of the infrastructure and facilities for alternative~~  
 937 ~~fuel vehicles.]~~

938           Section 19. Section **62A-1-105** is amended to read:

939           **62A-1-105. Creation of boards, divisions, and offices.**

940           (1) The following policymaking boards are created within the Department of Human  
 941 Services:

942           (a) the Board of Aging and Adult Services;

943           ~~[(b) the Board of Juvenile Justice Services;]~~ and

944           ~~[(c)]~~ (b) the Utah State Developmental Center Board.

945           (2) The following divisions are created within the Department of Human Services:

946           (a) the Division of Aging and Adult Services;

947           (b) the Division of Child and Family Services;

948           (c) the Division of Services for People with Disabilities;

949           (d) the Division of Substance Abuse and Mental Health; and

950           (e) the Division of Juvenile Justice Services.

951           (3) The following offices are created within the Department of Human Services:

952           (a) the Office of Licensing;

953           (b) the Office of Public Guardian; and

954           (c) the Office of Recovery Services.

955           Section 20. Section **62A-1-107** is amended to read:

956           **62A-1-107. Board of Aging and Adult Services -- Members, appointment, terms,**  
957 **vacancies, chairperson, compensation, meetings, quorum.**

958           (1) [~~(a) This section applies only to the~~] The Board of Aging and Adult Services [~~and~~  
959 ~~the Board of Juvenile Justice Services~~] described in [~~Subsections~~] Subsection 62A-1-105(1)(a)  
960 [~~and (b). (b) Each board~~] shall have seven members who are appointed by the governor with  
961 the consent of the Senate.

962           (2) (a) Except as required by Subsection (2)(b), each member shall be appointed for a  
963 term of four years, and is eligible for one reappointment.

964           (b) Notwithstanding the requirements of Subsection (2)(a), the governor shall, at the  
965 time of appointment or reappointment, adjust the length of terms to ensure that the terms of  
966 board members are staggered so that approximately half of the board is appointed every two  
967 years.

968           (c) Board members shall continue in office until the expiration of their terms and until  
969 their successors are appointed, which may not exceed 90 days after the formal expiration of a  
970 term.

971           (d) When a vacancy occurs in the membership for any reason, the replacement shall be  
972 appointed for the unexpired term.

973           (3) No more than four members of [~~any~~] the board may be from the same political  
974 party. [~~Each~~] The board shall have diversity of gender, ethnicity, and culture; and members  
975 shall be chosen on the basis of their active interest, experience, and demonstrated ability to deal  
976 with issues related to [~~their specific boards~~] the Board of Aging and Adult Services.

977           (4) [~~Each~~] The board shall annually elect a chairperson from [~~its~~] the board's  
978 membership. [~~Each~~] The board shall hold meetings at least once every three months. Within  
979 budgetary constraints, meetings may be held from time to time on the call of the chairperson or  
980 of the majority of the members of [~~any~~] the board. Four members of [~~a~~] the board are  
981 necessary to constitute a quorum at any meeting, and, if a quorum exists, the action of the  
982 majority of members present shall be the action of the board.

983           (5) A member may not receive compensation or benefits for the member's service, but,  
984 at the executive director's discretion, may receive per diem and travel expenses in accordance  
985 with:

986           (a) Section 63A-3-106;



987 (b) Section 63A-3-107; and

988 (c) rules made by the Division of Finance pursuant to Sections 63A-3-106 and  
989 63A-3-107.

990 (6) ~~[Each]~~ The board shall adopt bylaws governing its activities. Bylaws shall include  
991 procedures for removal of a board member who is unable or unwilling to fulfill the  
992 requirements of ~~[his]~~ the board member's appointment.

993 (7) The board has program policymaking authority for the division over which ~~[it]~~ the  
994 board presides.

995 Section 21. Section 62A-1-109 is amended to read:

996 **62A-1-109. Division directors -- Appointment -- Compensation -- Qualifications.**

997 (1) The chief officer of each division and office enumerated in Section 62A-1-105 shall  
998 be a director who shall serve as the executive and administrative head of the division or office.

999 (2) Each division director shall be appointed by the executive director with the  
1000 concurrence of the division's board, if the division has a board.

1001 (3) The director of any division may be removed from that position at the will of the  
1002 executive director after consultation with that division's board, if the division has a board.

1003 (4) Each office director shall be appointed by the executive director.

1004 (5) Directors of divisions and offices shall receive compensation as provided by Title  
1005 67, Chapter 19, Utah State Personnel Management Act.

1006 (6) The director of each division and office shall be experienced in administration and  
1007 possess such additional qualifications as determined by the executive director, and as provided  
1008 by law.

1009 Section 22. Section 62A-7-101 is amended to read:

1010 **62A-7-101. Definitions.**

1011 As used in this chapter:

1012 (1) "Authority" means the Youth Parole Authority, established in accordance with  
1013 Section 62A-7-501.

1014 ~~[(2) "Board" means the Board of Juvenile Justice Services established in accordance~~  
1015 ~~with Section 62A-1-105.]~~

1016 ~~[(3)]~~ (2) "Community-based program" means a nonsecure residential or nonresidential  
1017 program designated to supervise and rehabilitate youth offenders in accordance with

1018 Subsection 78A-6-117(2) that prioritizes the least restrictive nonresidential setting, consistent  
1019 with public safety, and designated or operated by or under contract with the division.

1020 [~~(4)~~] (3) "Control" means the authority to detain, restrict, and supervise a youth in a  
1021 manner consistent with public safety and the well being of the youth and division employees.

1022 [~~(5)~~] (4) "Court" means the juvenile court.

1023 [~~(6)~~] (5) "Delinquent act" is an act which would constitute a felony or a misdemeanor if  
1024 committed by an adult.

1025 [~~(7)~~] (6) "Detention" means secure detention or home detention.

1026 [~~(8)~~] (7) "Detention center" means a facility established in accordance with Title 62A,  
1027 Chapter 7, Part 2, Detention Facilities.

1028 [~~(9)~~] (8) "Director" means the director of the Division of Juvenile Justice Services.

1029 [~~(10)~~] (9) "Discharge" means a written order of the Youth Parole Authority that  
1030 removes a youth offender from its jurisdiction.

1031 [~~(11)~~] (10) "Division" means the Division of Juvenile Justice Services.

1032 [~~(12)~~] (11) "Home detention" means predispositional placement of a child in the child's  
1033 home or a surrogate home with the consent of the child's parent, guardian, or custodian for  
1034 conduct by a child who is alleged to have committed a delinquent act or postdispositional  
1035 placement pursuant to Subsection 78A-6-117(2)(f) or 78A-6-1101(3).

1036 [~~(13)~~] (12) "Observation and assessment program" means a nonresidential service  
1037 program operated or purchased by the division that is responsible only for diagnostic  
1038 assessment of minors, including for substance use disorder, mental health, psychological, and  
1039 sexual behavior risk assessments.

1040 [~~(14)~~] (13) "Parole" means a conditional release of a youth offender from residency in a  
1041 secure facility to live outside that facility under the supervision of the Division of Juvenile  
1042 Justice Services or other person designated by the division.

1043 [~~(15)~~] (14) "Performance-based contracting" means a system of contracting with  
1044 service providers for the provision of residential or nonresidential services that:

1045 (a) provides incentives for the implementation of evidence-based juvenile justice  
1046 programs or programs rated as effective for reducing recidivism by a standardized tool pursuant  
1047 to Section 63M-7-208; and

1048 (b) provides a premium rate allocation for a minor who receives the evidence-based

1049 dosage of treatment and successfully completes the program within three months.

1050 ~~[(16)]~~ (15) "Receiving center" means a nonsecure, nonresidential program established  
1051 by the division or under contract with the division that is responsible for juveniles taken into  
1052 custody by a law enforcement officer for status offenses, infractions, or delinquent acts.

1053 ~~[(17)]~~ (16) "Rescission" means a written order of the Youth Parole Authority that  
1054 rescinds a parole date.

1055 ~~[(18)]~~ (17) "Revocation of parole" means a written order of the Youth Parole Authority  
1056 that terminates parole supervision of a youth offender and directs return of the youth offender  
1057 to the custody of a secure facility after a hearing and a determination that there has been a  
1058 violation of law or of a condition of parole that warrants a return to a secure facility in  
1059 accordance with Section [62A-7-504](#).

1060 ~~[(19)]~~ (18) "Runaway" means a youth who willfully leaves the residence of a parent or  
1061 guardian without the permission of the parent or guardian.

1062 ~~[(20)]~~ (19) "Secure detention" means predisposition placement in a facility operated by  
1063 or under contract with the division, for conduct by a child who is alleged to have committed a  
1064 delinquent act.

1065 ~~[(21)]~~ (20) "Secure facility" means any facility operated by or under contract with the  
1066 division, that provides 24-hour supervision and confinement for youth offenders committed to  
1067 the division for custody and rehabilitation.

1068 ~~[(22)]~~ (21) "Shelter" means the temporary care of children in physically unrestricted  
1069 facilities pending court disposition or transfer to another jurisdiction.

1070 ~~[(23)]~~ (22) (a) "Temporary custody" means control and responsibility of  
1071 nonadjudicated youth until the youth can be released to the parent, guardian, a responsible  
1072 adult, or to an appropriate agency.

1073 (b) "Temporary custody" does not include a placement in a secure facility, including  
1074 secure detention, or a residential community-based program operated or contracted by the  
1075 division, except pursuant to Subsection [78A-6-117\(2\)](#).

1076 ~~[(24)]~~ (23) "Termination" means a written order of the Youth Parole Authority that  
1077 terminates a youth offender from parole.

1078 ~~[(25)]~~ (24) "Ungovernable" means a youth in conflict with a parent or guardian, and the  
1079 conflict:

1080 (a) results in behavior that is beyond the control or ability of the youth, or the parent or  
1081 guardian, to manage effectively;

1082 (b) poses a threat to the safety or well-being of the youth, the family, or others; or

1083 (c) results in the situations in both Subsections [~~(25)~~] (24)(a) and (b).

1084 [~~(26)~~] (25) "Work program" means a nonresidential public or private service work  
1085 project established and administered by the division for youth offenders for the purpose of  
1086 rehabilitation, education, and restitution to victims.

1087 [~~(27)~~] (26) "Youth offender" means a person 12 years of age or older, and who has not  
1088 reached 21 years of age, committed or admitted by the juvenile court to the custody, care, and  
1089 jurisdiction of the division, for confinement in a secure facility or supervision in the  
1090 community, following adjudication for a delinquent act which would constitute a felony or  
1091 misdemeanor if committed by an adult in accordance with Section 78A-6-117.

1092 [~~(28)~~] (27) (a) "Youth services" means services provided in an effort to resolve family  
1093 conflict:

1094 (i) for families in crisis when a minor is ungovernable or runaway; or

1095 (ii) involving a minor and the minor's parent or guardian.

1096 (b) These services include efforts to:

1097 (i) resolve family conflict;

1098 (ii) maintain or reunite minors with their families; and

1099 (iii) divert minors from entering or escalating in the juvenile justice system.

1100 (c) The services may provide:

1101 (i) crisis intervention;

1102 (ii) short-term shelter;

1103 (iii) time out placement; and

1104 (iv) family counseling.

1105 Section 23. Section 62A-7-102 is amended to read:

1106 **62A-7-102. Creation of division -- Jurisdiction.**

1107 (1) There is created the Division of Juvenile Justice Services within the department,  
1108 under the administration and supervision of the executive director[~~and under the policy~~  
1109 ~~direction of the board~~].

1110 (2) The division has jurisdiction over all youth committed to [~~it pursuant to~~] the

1111 division under Section 78A-6-117.

1112 Section 24. Section 62A-7-103 is amended to read:

1113 **62A-7-103. Division director -- Qualifications -- Responsibility.**

1114 (1) The director of the division shall be appointed by the executive director [~~with the~~  
1115 ~~concurrence of the board~~].

1116 (2) The director shall have a bachelor's degree from an accredited university or college,  
1117 be experienced in administration, and be knowledgeable in youth corrections.

1118 (3) The director is the administrative head of the division.

1119 Section 25. Section 62A-7-104 is amended to read:

1120 **62A-7-104. Division responsibilities.**

1121 (1) The division is responsible for all youth offenders committed to the division by  
1122 juvenile courts for secure confinement or supervision and treatment in the community in  
1123 accordance with Section 78A-6-117.

1124 (2) The division shall:

1125 (a) establish and administer a continuum of community, secure, and nonsecure  
1126 programs for all youth offenders committed to the division;

1127 (b) establish and maintain all detention and secure facilities and set minimum standards  
1128 for those facilities;

1129 (c) establish and operate prevention and early intervention youth services programs for  
1130 nonadjudicated youth placed with the division; and

1131 (d) establish observation and assessment programs necessary to serve youth offenders  
1132 in a nonresidential setting under Subsection 78A-6-117(2)(e).

1133 (3) The division shall place youth offenders committed to it in the most appropriate  
1134 program for supervision and treatment.

1135 (4) In any order committing a youth offender to the division, the juvenile court shall  
1136 find whether the youth offender is being committed for secure confinement under Subsection  
1137 78A-6-117(2)(c), or placement in a community-based program under Subsection  
1138 78A-6-117(2)(c), and specify the criteria under Subsection 78A-6-117(2)(c) or (d) underlying  
1139 the commitment. The division shall place the youth offender in the most appropriate program  
1140 within the category specified by the court.

1141 (5) The division shall employ staff necessary to:

- 1142 (a) supervise and control youth offenders in secure facilities or in the community;
- 1143 (b) supervise and coordinate treatment of youth offenders committed to the division for
- 1144 placement in community-based programs; and
- 1145 (c) control and supervise adjudicated and nonadjudicated youth placed with the
- 1146 division for temporary services in receiving centers, youth services, and other programs
- 1147 established by the division.
- 1148 (6) (a) Youth in the custody or temporary custody of the division are controlled or
- 1149 detained in a manner consistent with public safety and rules made by the division. In the event
- 1150 of an unauthorized leave from a secure facility, detention center, community-based program,
- 1151 receiving center, home, or any other designated placement, division employees have the
- 1152 authority and duty to locate and apprehend the youth, or to initiate action with local law
- 1153 enforcement agencies for assistance.
- 1154 (b) A rule made by the division under this Subsection (6) may not permit secure
- 1155 detention based solely on the existence of multiple status offenses, misdemeanors, or
- 1156 infractions alleged in the same criminal episode.
- 1157 (7) The division shall establish and operate compensatory-service work programs for
- 1158 youth offenders committed to the division by the juvenile court. The compensatory-service
- 1159 work program may not be residential and shall:
- 1160 (a) provide labor to help in the operation, repair, and maintenance of public facilities,
- 1161 parks, highways, and other programs designated by the division;
- 1162 (b) provide educational and prevocational programs in cooperation with the State
- 1163 Board of Education for youth offenders placed in the program; and
- 1164 (c) provide counseling to youth offenders.
- 1165 (8) The division shall establish minimum standards for the operation of all private
- 1166 residential and nonresidential rehabilitation facilities that provide services to juveniles who
- 1167 have committed a delinquent act or infraction in this state or in any other state.
- 1168 (9) ~~[In accordance with policies established by the board, the]~~ The division shall
- 1169 provide regular training for staff of secure facilities, detention staff, case management staff, and
- 1170 staff of the community-based programs.
- 1171 (10) (a) The division is authorized to employ special function officers, as defined in
- 1172 Section 53-13-105, to locate and apprehend minors who have absconded from division

1173 custody, transport minors taken into custody pursuant to division policy, investigate cases, and  
1174 carry out other duties as assigned by the division.

1175 (b) Special function officers may be employed through contract with the Department of  
1176 Public Safety, any P.O.S.T. certified law enforcement agency, or directly hired by the division.

1177 (11) The division shall designate employees to obtain the saliva DNA specimens  
1178 required under Section 53-10-403. The division shall ensure that the designated employees  
1179 receive appropriate training and that the specimens are obtained in accordance with accepted  
1180 protocol.

1181 (12) The division shall register with the Department of Corrections any person who:

1182 (a) has been adjudicated delinquent based on an offense listed in Subsection

1183 77-41-102(17)(a) or 77-43-102(2);

1184 (b) has been committed to the division for secure confinement; and

1185 (c) remains in the division's custody 30 days before the person's 21st birthday.

1186 (13) The division shall ensure that a program delivered to a youth offender under this  
1187 section is evidence based in accordance with Section 63M-7-208.

1188 Section 26. Section 62A-7-106.5 is amended to read:

1189 **62A-7-106.5. Annual review of programs and facilities.**

1190 (1) (a) The division shall annually review all programs and facilities that provide  
1191 services to juveniles who have committed a delinquent act, in this state or in any other state,  
1192 which would constitute a felony or misdemeanor if committed by an adult, and license those  
1193 programs and facilities that are in compliance with standards [~~approved by the board~~]  
1194 established by the division. The division shall provide written reviews to the managers of  
1195 those programs and facilities.

1196 (b) [~~Based upon policies established by the board, programs~~] Programs or facilities that  
1197 are unable or unwilling to comply with the [~~approved~~] standards established by the division  
1198 may not be licensed.

1199 (2) Any private facility or program providing services under this chapter that willfully  
1200 fails to comply with the standards established by the division is guilty of a class B  
1201 misdemeanor.

1202 Section 27. Section 62A-7-201 is amended to read:

1203 **62A-7-201. Confinement -- Facilities -- Restrictions.**



1204 (1) Children under 18 years of age, who are apprehended by any officer or brought  
1205 before any court for examination under any provision of state law, may not be confined in jails,  
1206 lockups, or cells used for persons 18 years of age or older who are charged with crime, or in  
1207 secure postadjudication correctional facilities operated by the division, except as provided in  
1208 Subsection (2)[~~;~~] or other specific statute[~~;~~ ~~or in conformance with standards approved by the~~  
1209 ~~board~~].

1210 (2) (a) Children charged with crimes under Section 78A-6-701, as a serious youth  
1211 offender under Section 78A-6-702 and bound over to the jurisdiction of the district court, or  
1212 certified to stand trial as an adult pursuant to Section 78A-6-703, if detained, shall be detained  
1213 as provided in these sections.

1214 (b) Children detained in adult facilities under Section 78A-6-702 or 78A-6-703 before  
1215 a hearing before a magistrate, or under Subsection 78A-6-113(3), may only be held in certified  
1216 juvenile detention accommodations in accordance with rules made by the Commission on  
1217 Criminal and Juvenile Justice. Those rules shall include standards for acceptable sight and  
1218 sound separation from adult inmates. The Commission on Criminal and Juvenile Justice  
1219 certifies facilities that are in compliance with the Commission on Criminal and Juvenile  
1220 Justice's standards. This Subsection (2)(b) does not apply to juveniles held in an adult  
1221 detention facility in accordance with Subsection (2)(a).

1222 (3) In areas of low density population, the Commission on Criminal and Juvenile  
1223 Justice may, by rule, approve juvenile holding accommodations within adult facilities that have  
1224 acceptable sight and sound separation. Those facilities shall be used only for short-term  
1225 holding purposes, with a maximum confinement of six hours, for children alleged to have  
1226 committed an act which would be a criminal offense if committed by an adult. Acceptable  
1227 short-term holding purposes are: identification, notification of juvenile court officials,  
1228 processing, and allowance of adequate time for evaluation of needs and circumstances  
1229 regarding release or transfer to a shelter or detention facility. This Subsection (3) does not  
1230 apply to juveniles held in an adult detention facility in accordance with Subsection (2)(a).

1231 (4) Children who are alleged to have committed an act that would be a criminal offense  
1232 if committed by an adult, may be detained in holding rooms in local law enforcement agency  
1233 facilities for a maximum of two hours, for identification or interrogation, or while awaiting  
1234 release to a parent or other responsible adult. Those rooms shall be certified by the



1235 Commission on Criminal and Juvenile Justice, according to the Commission on Criminal and  
1236 Juvenile Justice's rules. Those rules shall include provisions for constant supervision and for  
1237 sight and sound separation from adult inmates.

1238 (5) Willful failure to comply with this section is a class B misdemeanor.

1239 (6) (a) The division is responsible for the custody and detention of children under 18  
1240 years of age who require detention care before trial or examination, or while awaiting  
1241 assignment to a home or facility, as a dispositional placement under Subsection  
1242 78A-6-117(2)(f)(i), and of youth offenders under Subsection 62A-7-504(9). This Subsection  
1243 (6)(a) does not apply to juveniles held in an adult detention facility in accordance with  
1244 Subsection (2)(a).

1245 (b) (i) The Commission on Criminal and Juvenile Justice shall provide standards for  
1246 custody or detention under Subsections (2)(b), (3), and (4).

1247 (ii) The division shall determine and set standards for conditions of care and  
1248 confinement of children in detention facilities.

1249 (c) All other custody or detention shall be provided by the division, or by contract with  
1250 a public or private agency willing to undertake temporary custody or detention upon agreed  
1251 terms, or in suitable premises distinct and separate from the general jails, lockups, or cells used  
1252 in law enforcement and corrections systems. This Subsection (6)(c) does not apply to juveniles  
1253 held in an adult detention facility in accordance with Subsection (2)(a).

1254 Section 28. Section 62A-7-401.5 is amended to read:

1255 **62A-7-401.5. Secure facilities.**

1256 (1) The division shall maintain and operate secure facilities for the custody and  
1257 rehabilitation of youth offenders who pose a danger of serious bodily harm to others, who  
1258 cannot be controlled in a less secure setting, or who have engaged in a pattern of conduct  
1259 characterized by persistent and serious criminal offenses which, as demonstrated through the  
1260 use of other alternatives, cannot be controlled in a less secure setting.

1261 (2) The director shall appoint an administrator for each secure facility. An  
1262 administrator of a secure facility shall have experience in social work, law, criminology,  
1263 corrections, or a related field, and also in administration.

1264 (3) (a) The division, in cooperation with the State Board of Education, shall provide  
1265 instruction, or make instruction available, to youth offenders in secure facilities. The

1266 instruction shall be appropriate to the age, needs, and range of abilities of the youth offender.

1267 (b) An assessment shall be made of each youth offender by the appropriate secure  
1268 facility to determine the offender's abilities, possible learning disabilities, interests, attitudes,  
1269 and other attributes related to appropriate educational programs.

1270 (c) Prevocational education shall be provided to acquaint youth offenders with  
1271 vocations, and vocational requirements and opportunities.

1272 (4) The division shall place youth offenders who have been committed to the division  
1273 for secure confinement and rehabilitation in a secure facility, operated by the division or by a  
1274 private entity, that is appropriate to ensure that humane care and rehabilitation opportunities are  
1275 afforded to the youth offender.

1276 (5) The division shall adopt~~[, subject to approval by the board,]~~ standards, policies, and  
1277 procedures for the regulation and operation of secure facilities, consistent with state and federal  
1278 law.

1279 Section 29. Section **62A-7-501** is amended to read:

1280 **62A-7-501. Youth Parole Authority -- Expenses -- Responsibilities -- Procedures.**

1281 (1) There is created within the division a Youth Parole Authority.

1282 (2) (a) The authority is composed of 10 part-time members and five pro tempore  
1283 members who are residents of this state. No more than three pro tempore members may serve  
1284 on the authority at any one time.

1285 (b) Throughout this section, the term "member" refers to both part-time and pro  
1286 tempore members of the Youth Parole Authority.

1287 (3) (a) Except as required by Subsection (3)(b), members shall be appointed to  
1288 four-year terms by the governor with the consent of the Senate.

1289 (b) The governor shall, at the time of appointment or reappointment, adjust the length  
1290 of terms to ensure that the terms of authority members are staggered so that approximately half  
1291 of the authority is appointed every two years.

1292 (4) Each member shall have training or experience in social work, law, juvenile or  
1293 criminal justice, or related behavioral sciences.

1294 (5) When a vacancy occurs in the membership for any reason, the replacement member  
1295 shall be appointed for the unexpired term.

1296 (6) During the tenure of the member's appointment, a member may not:

1297 (a) be an employee of the department, other than in the member's capacity as a member  
1298 of the authority;

1299 (b) hold any public office;

1300 (c) hold any position in the state's juvenile justice system; or

1301 (d) be an employee, officer, advisor, policy board member, or subcontractor of any  
1302 juvenile justice agency or its contractor.

1303 (7) In extraordinary circumstances or when a regular member is absent or otherwise  
1304 unavailable, the chair may assign a pro tempore member to act in the absent member's place.

1305 (8) A member may not receive compensation or benefits for the member's service, but  
1306 may receive per diem and travel expenses in accordance with:

1307 (a) Section 63A-3-106;

1308 (b) Section 63A-3-107; and

1309 (c) rules made by the Division of Finance pursuant to Sections 63A-3-106 and  
1310 63A-3-107.

1311 (9) The authority shall determine appropriate parole dates for youth offenders[~~based~~  
1312 ~~on guidelines established by the board and~~] in accordance with Section 62A-7-404. [~~The board~~  
1313 ~~shall review and update policy guidelines annually.~~]

1314 (10) Youth offenders may be paroled to their own homes, to an independent living  
1315 program contracted or operated by the division, to an approved independent living setting, or to  
1316 other appropriate residences of qualifying relatives or guardians, but shall remain on parole  
1317 until parole is terminated by the authority in accordance with Section 62A-7-404.

1318 (11) The division's case management staff shall implement parole release plans and  
1319 shall supervise youth offenders while on parole.

1320 (12) The division shall permit the authority to have reasonable access to youth  
1321 offenders in secure facilities and shall furnish all pertinent data requested by the authority in  
1322 matters of parole, revocation, and termination.

1323 Section 30. Section 62A-7-502 is amended to read:

1324 **62A-7-502. Youth Parole Authority -- Parole procedures.**

1325 (1) The authority has responsibility for parole release, rescission, revocation, and  
1326 termination for youth offenders who have been committed to the division for secure  
1327 confinement. The authority shall determine when and under what conditions youth offenders

1328 who have been committed to a secure facility are eligible for parole.

1329 (2) Each youth offender shall be served with notice of parole hearings, and has the  
1330 right to personally appear before the authority for parole consideration.

1331 (3) Orders and decisions of the authority shall be in writing, and each youth offender  
1332 shall be provided written notice of the authority's reasoning and decision in ~~[his]~~ the youth  
1333 offender's case.

1334 (4) The authority shall establish policies and procedures~~[, subject to board approval,]~~  
1335 for the authority's governance, meetings, hearings, the conduct of proceedings before it, the  
1336 parole of youth offenders, and the general conditions under which parole may be granted,  
1337 rescinded, revoked, modified, and terminated.

1338 Section 31. Section **62A-7-506** is amended to read:

1339 **62A-7-506. Discharge of youth offender.**

1340 (1) A youth offender may be discharged from the jurisdiction of the division at any  
1341 time, by written order of the Youth Parole Authority, upon a finding that no further purpose  
1342 would be served by secure confinement or supervision in a community setting.

1343 (2) ~~[Discharge of a]~~ A youth offender shall be discharged in accordance with ~~[policies~~  
1344 ~~approved by the board and]~~ Section **62A-7-404**.

1345 (3) Discharge of a youth offender is a complete release of all penalties incurred by  
1346 adjudication of the offense for which the youth offender was committed.

1347 Section 32. Section **62A-7-601** is amended to read:

1348 **62A-7-601. Youth services for prevention and early intervention -- Program**  
1349 **standards -- Program services.**

1350 (1) The division shall establish and operate prevention and early intervention youth  
1351 services programs.

1352 (2) The division shall adopt ~~[with the approval of the board]~~ statewide policies and  
1353 procedures, including minimum standards for the organization and operation of youth services  
1354 programs.

1355 (3) The division shall establish housing, programs, and procedures to ensure that youth  
1356 who are receiving services under this section and who are not in the custody of the division are  
1357 served separately from youth who are in custody of the division.

1358 (4) The division may enter into contracts with state and local governmental entities and

1359 private providers to provide the youth services.

1360 (5) The division shall establish and administer juvenile receiving centers and other  
1361 programs to provide temporary custody, care, risk-needs assessments, evaluations, and control  
1362 for nonadjudicated and adjudicated youth placed with the division.

1363 (6) The division shall prioritize use of evidence-based juvenile justice programs and  
1364 practices.

1365 Section 33. Section **62A-7-701** is amended to read:

1366 **62A-7-701. Community-based programs.**

1367 (1) (a) The division shall operate residential and nonresidential community-based  
1368 programs to provide care, treatment, and supervision for youth offenders committed to the  
1369 division by juvenile courts.

1370 (b) The division shall operate or contract for nonresidential community-based  
1371 programs and independent living programs to provide care, treatment, and supervision of  
1372 paroled youth offenders.

1373 (2) The division shall adopt~~[, with the approval of the board,]~~ minimum standards for  
1374 the organization and operation of community-based corrections programs for youth offenders.

1375 (3) The division shall place youth offenders committed to it for community-based  
1376 programs in the most appropriate program based upon the division's evaluation of the youth  
1377 offender's needs and the division's available resources in accordance with Sections [62A-7-404](#)  
1378 and [78A-6-117](#).

1379 Section 34. Section **63A-5-225** is amended to read:

1380 **63A-5-225. Development of new correctional facilities.**

1381 (1) As used in this section:

1382 [~~(a) "Commission" means the Prison Development Commission, created in Section~~  
1383 [63C-16-201](#).]

1384 (a) "Committee" means the Legislative Management Committee created in Section  
1385 [36-12-6](#).

1386 (b) "New correctional facilities" means a new prison and related facilities to be  
1387 constructed to replace the state prison located in Draper.

1388 (c) "Prison project" means all aspects of a project for the design and construction of  
1389 new correctional facilities on the selected site, including:

- 1390 (i) the acquisition of land, interests in land, easements, or rights-of-way;
- 1391 (ii) site improvement; and
- 1392 (iii) the acquisition, construction, equipping, or furnishing of facilities, structures,
- 1393 infrastructure, roads, parking facilities, utilities, and improvements, whether on or off the
- 1394 selected site, that are necessary, incidental, or convenient to the development of new
- 1395 correctional facilities on the selected site.
- 1396 (d) "Selected site" means ~~[the same as that term is defined in Section 63C-16-102]~~ the
- 1397 site selected under Subsection 63C-15-203(2) as the site for new correctional facilities.
- 1398 (2) In consultation with the ~~[commission]~~ committee, the division shall oversee the
- 1399 prison project, as provided in this section.
- 1400 (3) (a) In accordance with Title 63G, Chapter 6a, Utah Procurement Code, and this
- 1401 section, the division shall:
- 1402 (i) enter into contracts with persons providing professional and construction services
- 1403 for the prison project;
- 1404 ~~[(ii) in determining contract types for the prison project, consult with and consider~~
- 1405 ~~recommendations from the commission or the commission's designee;]~~
- 1406 ~~[(iii)]~~ (ii) provide reports to the ~~[commission]~~ committee regarding the prison project,
- 1407 as requested by the commission; and
- 1408 ~~[(iv)]~~ (iii) consider input from the ~~[commission]~~ committee on the prison project,
- 1409 subject to Subsection (3)(b).
- 1410 (b) The division may not consult with or receive input from the ~~[commission]~~
- 1411 committee regarding:
- 1412 (i) the evaluation of proposals from persons seeking to provide professional and
- 1413 construction services for the prison project; or
- 1414 (ii) the selection of persons to provide professional and construction services for the
- 1415 prison project.
- 1416 (c) A contract with a project manager or person with a comparable position on the
- 1417 prison project shall include a provision that requires the project manager or other person to
- 1418 provide reports to the ~~[commission]~~ committee regarding the prison project, as requested by the
- 1419 ~~[commission]~~ committee.
- 1420 (4) All contracts associated with the design or construction of new correctional

1421 facilities shall be awarded and managed by the division in accordance with Title 63G, Chapter  
1422 6a, Utah Procurement Code, and this section.

1423 (5) The division shall coordinate with the Department of Corrections, created in  
1424 Section [64-13-2](#), and the State Commission on Criminal and Juvenile Justice, created in  
1425 Section [63M-7-201](#), during the prison project to help ensure that the design and construction of  
1426 new correctional facilities are conducive to and consistent with, and help to implement any  
1427 reforms of or changes to, the state's corrections system and corrections programs.

1428 (6) (a) There is created within the General Fund a restricted account known as the  
1429 "Prison Development Restricted Account."

1430 (b) The account created in Subsection (6)(a) is funded by legislative appropriations.

1431 (c) (i) The account shall earn interest or other earnings.

1432 (ii) The Division of Finance shall deposit interest or other earnings derived from the  
1433 investment of account funds into the account.

1434 (d) Upon appropriation from the Legislature, money from the account shall be used to  
1435 fund the Prison Project Fund created in Subsection (7).

1436 (7) (a) There is created a capital projects fund known as the "Prison Project Fund."

1437 (b) The fund consists of:

1438 (i) money appropriated to the fund by the Legislature; and

1439 (ii) proceeds from the issuance of bonds authorized in Section [63B-25-101](#) to provide  
1440 funding for the prison project.

1441 (c) (i) The fund shall earn interest or other earnings.

1442 (ii) The Division of Finance shall deposit interest or other earnings derived from the  
1443 investment of fund money into the fund.

1444 (d) Money in the fund shall be used by the division to fund the prison project.

1445 Section 35. Section [63B-25-101](#) is amended to read:

1446 **[63B-25-101. General obligation bonds for prison project -- Maximum amount --](#)**

1447 **Use of proceeds.**

1448 (1) As used in this section:

1449 (a) "Prison project" means the same as that term is defined in Section [~~[63C-16-102](#)~~]  
1450 [63A-5-225](#).

1451 (b) "Prison project fund" means the capital projects fund created in Subsection

1452 [63A-5-225](#)(7).

1453 (2) The commission may issue general obligation bonds as provided in this section.

1454 (3) (a) The total amount of bonds to be issued under this section may not exceed  
1455 \$570,000,000 for acquisition and construction proceeds, plus additional amounts necessary to  
1456 pay costs of issuance, to pay capitalized interest, and to fund any existing debt service reserve  
1457 requirements, with the total amount of the bonds not to exceed \$575,700,000.

1458 (b) The maturity of bonds issued under this section may not exceed 10 years.

1459 (4) The commission shall ensure that proceeds from the issuance of bonds under this  
1460 section are deposited into the Prison Project Fund for use by the division to pay all or part of  
1461 the cost of the prison project, including:

1462 (a) interest estimated to accrue on the bonds authorized in this section until the  
1463 completion of construction of the prison project, plus a period of 12 months after the end of  
1464 construction; and

1465 (b) all related engineering, architectural, and legal fees.

1466 (5) (a) The division may enter into agreements related to the prison project before the  
1467 receipt of proceeds of bonds issued under this section.

1468 (b) The division shall make those expenditures from unexpended and unencumbered  
1469 building funds already appropriated to the Prison Project Fund.

1470 (c) The division shall reimburse the Prison Project Fund upon receipt of the proceeds  
1471 of bonds issued under this chapter.

1472 (d) The state intends to use proceeds of tax-exempt bonds to reimburse itself for  
1473 expenditures for costs of the prison project.

1474 (6) Before issuing bonds authorized under this section, the commission shall request  
1475 and consider a recommendation from the [~~Prison Development Commission~~] Legislative  
1476 Management Committee, created in Section [~~63C-16-201~~] 36-12-6, regarding the timing and  
1477 amount of the issuance.

1478 Section 36. Section **63C-4a-101** is amended to read:

1479 **63C-4a-101. Title.**

1480 [(+) This chapter is known as the "Constitutional and Federalism Defense Act."

1481 [~~(2) This part is known as "General Provisions."~~]

1482 Section 37. Section **63C-4a-102** is amended to read:



1483 **63C-4a-102. Definitions.**

1484 As used in this chapter:

1485 (1) "Account" means the Constitutional Defense Restricted Account, created in Section  
1486 [63C-4a-402](#).

1487 (2) "Commission" means the [~~Commission on~~] Federalism Commission, created in  
1488 Section [63C-4a-302](#).

1489 (3) "Constitutional defense plan" means a plan that outlines actions and expenditures to  
1490 fulfill the duties of the commission and the council.

1491 (4) "Council" means the Constitutional Defense Council, created in Section  
1492 [63C-4a-202](#).

1493 (5) "Federal governmental entity" means:

1494 (a) the president of the United States;

1495 (b) the United States Congress;

1496 (c) a United States agency; or

1497 (d) an employee or official appointed by the president of the United States.

1498 (6) "Federal issue" means a matter relating to the federal government's dealings with  
1499 the state, including a matter described in Section [63C-4a-309](#).

1500 [~~(6)~~] (7) "Federal law" means:

1501 (a) an executive order by the president of the United States;

1502 (b) a statute passed by the United States Congress;

1503 (c) a regulation adopted by a United States agency; or

1504 (d) a policy statement, order, guidance, or action by:

1505 (i) a United States agency; or

1506 (ii) an employee or official appointed by the president of the United States.

1507 [~~(7)~~] (8) "R.S. 2477" means Revised Statute 2477, codified as 43 U.S.C. Section 932.

1508 [~~(8)~~] (9) "R.S. 2477 plan" means a guiding document that:

1509 (a) is developed jointly by the Utah Association of Counties and the state;

1510 (b) is approved by the council; and

1511 (c) presents the broad framework of a proposed working relationship between the state  
1512 and participating counties collectively for the purpose of asserting, defending, or litigating state  
1513 and local government rights under R.S. 2477.

1514            [~~(9)~~] (10) "United States agency" means a department, agency, authority, commission,  
1515 council, board, office, bureau, or other administrative unit of the executive branch of the  
1516 United States government.

1517            Section 38. Section **63C-4a-301** is amended to read:

1518            **63C-4a-301. Title.**

1519            This part is known as "[~~Commission on~~] Federalism Commission."

1520            Section 39. Section **63C-4a-302** is amended to read:

1521            **63C-4a-302. Creation of Federalism Commission -- Membership meetings -- Staff**  
1522 **-- Expenses.**

1523            (1) There is created the [~~Commission on~~] Federalism Commission, comprised of the  
1524 following [~~seven~~] nine members:

1525            (a) the president of the Senate or the president of the Senate's designee who shall serve  
1526 as cochair of the commission;

1527            (b) [~~another member~~] two other members of the Senate, appointed by the president of  
1528 the Senate;

1529            (c) the speaker of the House or the speaker of the House's designee who shall serve as  
1530 cochair of the commission;

1531            (d) [~~two~~] three other members of the House, appointed by the speaker of the House;

1532            (e) the minority leader of the Senate or the minority leader of the Senate's designee;

1533 and

1534            (f) the minority leader of the House or the minority leader of the House's designee.

1535            (2) (a) A majority of the members of the commission constitute a quorum of the  
1536 commission.

1537            (b) Action by a majority of the members of a quorum constitutes action by the  
1538 commission.

1539            (3) The commission [~~shall meet six~~] may meet up to nine times each year, unless  
1540 additional meetings are approved by the Legislative Management Committee.

1541            (4) The Office of Legislative Research and General Counsel shall provide staff support  
1542 to the commission.

1543            (5) Compensation and expenses of a member of the commission who is a legislator are  
1544 governed by Section **36-2-2** and Legislative Joint Rules, Title 5, Legislative Compensation and

1545 Expenses.

1546 (6) Nothing in this section prohibits the commission from closing a meeting under  
1547 Title 52, Chapter 4, Open and Public Meetings Act, or prohibits the commission from  
1548 complying with Title 63G, Chapter 2, Government Records Access and Management Act.

1549 (7) The commission may, in the commission's discretion, elect to succeed to the  
1550 position of any of the following under a contract that any of the following are party to, subject  
1551 to applicable contractual provisions:

1552 (a) the Commission on Federalism;

1553 (b) the Commission for the Stewardship of Public Lands; and

1554 (c) the Federal Funds Commission.

1555 Section 40. Section **63C-4a-303** is amended to read:

1556 **63C-4a-303. Federalism Commission to evaluate federal law -- Curriculum on**  
1557 **federalism.**

1558 (1) In accordance with Section **63C-4a-304**, the commission may evaluate a federal  
1559 law:

1560 (a) as agreed by a majority of the commission; or

1561 (b) submitted to the commission by a council member.

1562 (2) The commission may request information regarding a federal law under evaluation  
1563 from a United States senator or representative elected from the state.

1564 (3) If the commission finds that a federal law is not authorized by the United States  
1565 Constitution or violates the principle of federalism as described in Subsection **63C-4a-304(2)**, a  
1566 commission cochair may:

1567 (a) request from a United States senator or representative elected from the state:

1568 (i) information about the federal law; or

1569 (ii) assistance in communicating with a federal governmental entity regarding the  
1570 federal law;

1571 (b) (i) give written notice of an evaluation made under Subsection (1) to the federal  
1572 governmental entity responsible for adopting or administering the federal law; and

1573 (ii) request a response by a specific date to the evaluation from the federal  
1574 governmental entity; and

1575 (c) request a meeting, conducted in person or by electronic means, with the federal

1576 governmental entity, a representative from another state, or a United States Senator or  
1577 Representative elected from the state to discuss the evaluation of federal law and any possible  
1578 remedy.

1579 (4) The commission may recommend to the governor that the governor call a special  
1580 session of the Legislature to give the Legislature an opportunity to respond to the commission's  
1581 evaluation of a federal law.

1582 (5) A commission cochair may coordinate the evaluation of and response to federal law  
1583 with another state as provided in Section 63C-4a-305.

1584 ~~[(6) Each year, the commission shall submit a report by electronic mail to the~~  
1585 ~~Legislative Management Committee and the Government Operations Interim Committee that~~  
1586 ~~summarizes:]~~

1587 ~~[(a) action taken by the commission in accordance with this section; and]~~

1588 ~~[(b) action taken by, or communication received from, any of the following in response~~  
1589 ~~to a request or inquiry made, or other action taken, by the commission:]~~

1590 ~~[(i) a United States senator or representative elected from the state;]~~

1591 ~~[(ii) a representative of another state; or]~~

1592 ~~[(iii) a federal entity, official, or employee.]~~

1593 ~~[(7)]~~ (6) The commission shall keep a current list on the Legislature's website of:

1594 (a) a federal law that the commission evaluates under Subsection (1);

1595 (b) an action taken by a cochair of the commission under Subsection (3);

1596 (c) any coordination undertaken with another state under Section 63C-4a-305; and

1597 (d) any response received from a federal government entity that was requested under  
1598 Subsection (3).

1599 ~~[(8)]~~ (7) The commission shall develop curriculum for a seminar on the principles of  
1600 federalism. The curriculum shall be available to the general public and include:

1601 (a) fundamental principles of federalism;

1602 (b) the sovereignty, supremacy, and jurisdiction of the individual states, including their  
1603 police powers;

1604 (c) the history and practical implementation of the Tenth Amendment to the United  
1605 States Constitution;

1606 (d) the authority and limits on the authority of the federal government as found in the

1607 United States Constitution;

1608 (e) the relationship between the state and federal governments;

1609 (f) methods of evaluating a federal law in the context of the principles of federalism;

1610 (g) how and when challenges should be made to a federal law or regulation on the basis  
1611 of federalism;

1612 (h) the separate and independent powers of the state that serve as a check on the federal  
1613 government;

1614 (i) first amendment rights and freedoms contained therein; and

1615 (j) any other issues relating to federalism the commission considers necessary.

1616 ~~[(9)]~~ (8) The commission may apply for and receive grants, and receive private  
1617 donations to assist in funding the creation, enhancement, and dissemination of the curriculum.

1618 ~~[(10) Before the final meeting of 2019, the commission shall conduct the activities~~  
1619 ~~described in Section 63C-4a-307.]~~

1620 (9) The commission shall submit a report on or before November 30 of each year to the  
1621 Government Operations Interim Committee and the Natural Resources, Agriculture, and  
1622 Environment Interim Committee that:

1623 (a) describes any action taken by the commission under Section 63C-4a-303; and

1624 (b) includes any proposed legislation the commission recommends.

1625 Section 41. Section **63C-4a-306** is amended to read:

1626 **63C-4a-306. Course on federalism required.**

1627 (1) This section ~~[shall apply]~~ applies to:

1628 (a) all political subdivisions of the state;

1629 (b) all agencies of the state;

1630 (c) the Attorney General's office; and

1631 (d) the Office of Legislative Research and General Counsel.

1632 (2) ~~[Beginning January 1, 2015, an]~~ An employing entity listed in Subsection (1) shall  
1633 appoint at least one designee to which all questions and inquiries regarding federalism shall be  
1634 directed. The designee shall be required to attend a seminar on the principles of federalism  
1635 developed pursuant to Subsection ~~63C-4a-303[(8)]~~(7) at least once in every two-year period.

1636 (3) The designee may complete the requirements of this section by attending a seminar  
1637 in person or online.

1638 Section 42. Section 63C-4a-307 is amended to read:

1639 **63C-4a-307. Commission to evaluate foregone property tax -- Evaluation**

1640 **procedures.**

1641 (1) As used in this section:

1642 (a) (i) "Federally controlled land" means any land within the exterior boundaries of the  
1643 state that is controlled by the United States government for the entire taxable year.

1644 (ii) "Federally controlled land" does not include:

1645 (A) a military installation;

1646 (B) a federal enclave as described in United States Constitution, Article I, Section 8,  
1647 clause 17; or

1648 (C) land owned by an Indian tribe as described in 18 U.S.C. Sec. 1151.

1649 (b) (i) "Payments in lieu of tax" means payments made by the federal government to a  
1650 county, municipality, or school district of the state.

1651 (ii) "Payments in lieu of tax" includes a payment under:

1652 (A) the in lieu of property taxes program, 31 U.S.C. Sec. 6901, et seq., commonly  
1653 referred to as PILT; and

1654 (B) the impact aid program, 20 U.S.C. Sec. 7701, et seq.

1655 (2) (a) The commission shall hold a hearing regarding the impact on the state from the  
1656 failure of the federal government to make payments in lieu of tax that are equivalent to the  
1657 property tax revenue that the state would generate but for federally controlled land.

1658 (b) The commission shall invite and accept testimony on the information described in  
1659 Subsection (2)(a) and the impact on the ability and the duty of the state to fund education and  
1660 to protect and promote the health, safety, and welfare of the state, the state's political  
1661 subdivisions, and the residents of the state from the following:

1662 (i) representatives from:

1663 (A) the office of each United States senator or representative elected from the state;

1664 (B) any federal government entity administering the payments in lieu of tax;

1665 (C) the Legislative Management Committee;

1666 (D) the Office of the Governor;

1667 (E) the Office of the Attorney General;

1668 (F) the State Tax Commission;

- 1669 (G) the Public Lands Policy Coordinating Office, created in Section [63J-4-602](#);
- 1670 (H) the school districts;
- 1671 (I) the association of school districts;
- 1672 (J) the superintendents' association;
- 1673 (K) the charter schools;
- 1674 (L) school community councils;
- 1675 (M) the counties;
- 1676 (N) the municipalities; and
- 1677 (O) nonpartisan entities serving state governments;
- 1678 (ii) other states' officials or agencies; and
- 1679 (iii) other interested individuals or entities.

1680 (3) In accordance with this part, the commission may engage each United States  
1681 senator or representative elected from the state in coordinating with the federal government to  
1682 secure payments in lieu of tax that are equivalent to the property tax revenue the state would  
1683 generate but for federally controlled land.

1684 (4) The commission shall communicate the information received during the hearing  
1685 described in Subsection (2) and any action taken under Subsection (3) to the individuals and  
1686 entities described in Subsection (2)(b).

1687 (5) The commission shall conduct the activities described in this section before the  
1688 commission's final meeting in 2019.

1689 Section 43. Section **63C-4a-308**, which is renumbered from Section 63C-4b-104 is  
1690 renumbered and amended to read:

1691 ~~[63C-4b-104].~~ **63C-4a-308. Commission duties with regards to federal**  
1692 **lands.**

1693 [(+) The commission shall:

1694 [~~(a) convene at least eight times each year;~~

1695 [~~(b)~~] (1) review and make recommendations on the transfer of federally controlled  
1696 public lands to the state;

1697 [~~(c)~~] (2) review and make recommendations regarding the state's sovereign right to  
1698 protect the health, safety, and welfare of its citizens as it relates to public lands, including  
1699 recommendations concerning the use of funds in the account created in Section [~~63C-4b-105~~]

1700 [63C-4a-404](#);

1701 ~~[(d)]~~ (3) study and evaluate the recommendations of the public lands transfer study and  
1702 economic analysis conducted by the Public Lands Policy Coordinating Office in accordance  
1703 with Section [63J-4-606](#);

1704 ~~[(e)]~~ (4) coordinate with and report on the efforts of the executive branch, the counties  
1705 and political subdivisions of the state, the state congressional delegation, western governors,  
1706 other states, and other stakeholders concerning the transfer of federally controlled public lands  
1707 to the state including convening working groups, such as a working group composed of  
1708 members of the Utah Association of Counties;

1709 ~~[(f)]~~ (5) study and make recommendations regarding the appropriate designation of  
1710 public lands transferred to the state, including stewardship of the land and appropriate uses of  
1711 the land;

1712 ~~[(g)]~~ (6) study and make recommendations regarding the use of funds received by the  
1713 state from the public lands transferred to the state; and

1714 ~~[(h)]~~ (7) receive reports from and make recommendations to the attorney general, the  
1715 Legislature, and other stakeholders involved in litigation on behalf of the state's interest in the  
1716 transfer of public lands to the state, regarding:

1717 ~~[(i)]~~ (a) preparation for potential litigation;

1718 ~~[(ii)]~~ (b) selection of outside legal counsel;

1719 ~~[(iii)]~~ (c) ongoing legal strategy for the transfer of public lands; and

1720 ~~[(iv)]~~ (d) use of money:

1721 ~~[(A)]~~ (i) appropriated by the Legislature for the purpose of securing the transfer of  
1722 public lands to the state under Section ~~[[63C-4b-105](#)]~~ [63C-4a-404](#); and

1723 ~~[(B)]~~ (ii) disbursed from the Public Lands Litigation Expendable Special Revenue  
1724 Fund created in Section ~~[[63C-4b-106](#)]~~ [63C-4a-405](#).

1725 ~~[(2) The commission shall prepare an annual report, including any proposed  
1726 legislation, and present the report to the Natural Resources, Agriculture, and Environment  
1727 Interim Committee on or before November 30, 2016, and on or before November 30 each year  
1728 thereafter.]~~

1729 Section 44. Section **63C-4a-309**, which is renumbered from Section 63C-14-301 is  
1730 renumbered and amended to read:



1731           ~~[63C-14-301].~~           **63C-4a-309. Commission duties in relation to federal funds.**

1732           [(†)] Until November 30, 2019, the commission shall:

1733           [(a)] (1) study and assess:

1734           [(i)] (a) the financial stability of the federal government;

1735           [(ii)] (b) the level of dependency that the state and local governments have on the

1736 receipt of federal funds;

1737           [(iii)] (c) the risk that the state and local governments in the state will experience a

1738 reduction in the amount or value of federal funds they receive, in both the near and distant

1739 future;

1740           [(iv)] (d) the likely and potential impact on the state and its citizens from a reduction in

1741 the amount or value of federal funds received by the state and by local governments in the

1742 state, in both the near and distant future; and

1743           [(v)] (e) the likely and potential national impact from a reduction in the amount or

1744 value of federal funds paid to the states, in both the near and distant future; and

1745           [(b)] (2) make recommendations to the governor and Legislature on methods to:

1746           [(i)] (a) avoid or minimize the risk of a reduction in the amount or value of federal

1747 funds by the state and by local governments in the state;

1748           [(ii)] (b) reduce the dependency of the state and of local governments in the state on

1749 federal funds; and

1750           [(iii)] (c) prepare for and respond to a reduction in the amount or value of federal funds

1751 by the state and by local governments in the state.

1752           ~~[(2) After November 30, 2019, the commission shall study, assess, and provide~~

1753 ~~recommendations on any federal issue that the governor, the Legislature through a joint~~

1754 ~~resolution of the Legislature, or the Legislative Management Committee directs the~~

1755 ~~commission to study, assess, and make recommendations on.]~~

1756           ~~[(3) The commission shall present a report to the Government Operations Interim~~

1757 ~~Committee of the Legislature each year on the commission's findings and recommendations.]~~

1758           Section 45. Section **63C-4a-404**, which is renumbered from Section 63C-4b-105 is

1759 renumbered and amended to read:

1760           ~~[63C-4b-105].~~           **63C-4a-404. Creation of Public Lands Litigation Restricted**

1761 **Account -- Sources of funds -- Uses of funds -- Reports.**

1762 (1) There is created a restricted account within the General Fund known as the Public  
1763 Lands Litigation Restricted Account.

1764 (2) The account created in Subsection (1) consists of money from the following  
1765 revenue sources:

1766 (a) money received by the commission from other state agencies; and

1767 (b) appropriations made by the Legislature.

1768 (3) The Legislature may annually appropriate money from the account for the purposes  
1769 of asserting, defending, or litigating state and local government rights to the disposition and use  
1770 of federal lands within the state as those rights are granted by the United States Constitution,  
1771 the Utah Enabling Act, and other applicable law.

1772 (4) (a) Any entity that receives money from the account shall, before disbursing the  
1773 money to another person for the purposes described in Subsection (3), or before spending the  
1774 money appropriated, report to the commission regarding:

1775 (i) the amount of the disbursement;

1776 (ii) who will receive the disbursement; and

1777 (iii) the planned use for the disbursement.

1778 (b) The commission may, upon receiving the report under Subsection (4)(a):

1779 (i) advise the Legislature and the entity of the commission finding that the  
1780 disbursement is consistent with the purposes in Subsection (3); or

1781 (ii) advise the Legislature and the entity of the commission finding that the  
1782 disbursement is not consistent with the purposes in Subsection (3).

1783 Section 46. Section ~~63C-4a-405~~, which is renumbered from Section 63C-4b-106 is  
1784 renumbered and amended to read:

1785 ~~[63C-4b-106]~~. 63C-4a-405. **Public Lands Litigation Expendable Special**  
1786 **Revenue Fund -- Creation -- Source of funds -- Use of funds -- Reports.**

1787 (1) There is created an expendable special revenue fund known as the Public Lands  
1788 Litigation Expendable Special Revenue Fund.

1789 (2) The fund shall consist of gifts, grants, donations, or any other conveyance of money  
1790 that may be made to the fund from private sources and other states.

1791 (3) The fund shall be administered by the Division of Finance in accordance with  
1792 Subsection (4).

1793 (4) (a) The fund may be used only for the purpose of asserting, defending, or litigating  
1794 state and local government rights to the disposition and use of federal lands within the state as  
1795 those rights are granted by the United States Constitution, the Utah Enabling Act, and other  
1796 applicable law.

1797 (b) Before each disbursement from the fund, the Division of Finance shall report to the  
1798 commission regarding:

- 1799 (i) the sources of the money in the fund;
- 1800 (ii) who will receive the disbursement;
- 1801 (iii) the planned use of the disbursement; and
- 1802 (iv) the amount of the disbursement.

1803 (c) The commission may, upon receiving the report under Subsection (4)(b):

- 1804 (i) advise the Legislature and the Division of Finance of the commission finding that  
1805 the disbursement is consistent with the purposes in Subsection (4)(a); or
- 1806 (ii) advise the Legislature and the Division of Finance of the commission finding that  
1807 the disbursement is not consistent with the purposes in Subsection (4)(a).

1808 Section 47. Section **63F-1-102** is amended to read:

1809 **63F-1-102. Definitions.**

1810 As used in this title:

1811 [~~(1)~~] "~~Board~~" means the ~~Technology Advisory Board created in Section 63F-1-202.~~]

1812 [~~(2)~~] (1) "Chief information officer" means the chief information officer appointed  
1813 under Section 63F-1-201.

1814 [~~(3)~~] (2) "Data center" means a centralized repository for the storage, management, and  
1815 dissemination of data.

1816 [~~(4)~~] (3) "Department" means the Department of Technology Services.

1817 [~~(5)~~] (4) "Enterprise architecture" means:

- 1818 (a) information technology that can be applied across state government; and
- 1819 (b) support for information technology that can be applied across state government,  
1820 including:
  - 1821 (i) technical support;
  - 1822 (ii) master software licenses; and
  - 1823 (iii) hardware and software standards.

1824           ~~[(6)]~~ (5) (a) ~~[Except as provided in Subsection (6)(b), "executive]~~ "Executive branch  
1825 agency" means an agency or administrative subunit of state government.

1826           (b) "Executive branch agency" does not include:

1827           (i) the legislative branch;

1828           (ii) the judicial branch;

1829           (iii) the State Board of Education;

1830           (iv) the Board of Regents;

1831           (v) institutions of higher education;

1832           (vi) independent entities as defined in Section [63E-1-102](#); and

1833           (vii) elective constitutional offices of the executive department which includes:

1834           (A) the state auditor;

1835           (B) the state treasurer; and

1836           (C) the attorney general.

1837           ~~[(7)]~~ (6) "Executive branch strategic plan" means the executive branch strategic plan  
1838 created under Section [63F-1-203](#).

1839           ~~[(8)]~~ (7) "Individual with a disability" means an individual with a condition that meets  
1840 the definition of "disability" in 42 U.S.C. Sec. 12102.

1841           ~~[(9)]~~ (8) "Information technology" means all computerized and auxiliary automated  
1842 information handling, including:

1843           (a) systems design and analysis;

1844           (b) acquisition, storage, and conversion of data;

1845           (c) computer programming;

1846           (d) information storage and retrieval;

1847           (e) voice, video, and data communications;

1848           (f) requisite systems controls;

1849           (g) simulation; and

1850           (h) all related interactions between people and machines.

1851           ~~[(10)]~~ (9) "State information architecture" means a logically consistent set of  
1852 principles, policies, and standards that guide the engineering of state government's information  
1853 technology and infrastructure in a way that ensures alignment with state government's business  
1854 and service needs.

1855 Section 48. Section **63F-1-203** is amended to read:

1856 **63F-1-203. Executive branch information technology strategic plan.**

1857 (1) In accordance with this section, the chief information officer shall prepare an  
1858 executive branch information technology strategic plan:

1859 (a) that complies with this chapter; and

1860 (b) that includes:

1861 (i) a strategic plan for the:

1862 (A) interchange of information related to information technology between executive  
1863 branch agencies;

1864 (B) coordination between executive branch agencies in the development and  
1865 maintenance of information technology and information systems, including the coordination of  
1866 agency information technology plans described in Section **63F-1-204**; and

1867 (C) protection of the privacy of individuals who use state information technology or  
1868 information systems, including the implementation of industry best practices for data and  
1869 system security;

1870 (ii) priorities for the development and implementation of information technology or  
1871 information systems including priorities determined on the basis of:

1872 (A) the importance of the information technology or information system; and

1873 (B) the time sequencing of the information technology or information system; and

1874 (iii) maximizing the use of existing state information technology resources.

1875 (2) In the development of the executive branch strategic plan, the chief information  
1876 officer shall consult with~~[(a)]~~ all cabinet level officials~~[-and]~~.

1877 ~~[(b) the advisory board created in Section **63F-1-202**.]~~

1878 (3) (a) Unless withdrawn by the chief information officer or the governor in accordance  
1879 with Subsection (3)(b), the executive branch strategic plan takes effect 30 days after the day on  
1880 which the executive branch strategic plan is submitted to:

1881 (i) the governor; and

1882 (ii) the Public Utilities, Energy, and Technology Interim Committee.

1883 (b) The chief information officer or the governor may withdraw the executive branch  
1884 strategic plan submitted under Subsection (3)(a) if the governor or chief information officer  
1885 determines that the executive branch strategic plan:

- 1886 (i) should be modified; or
- 1887 (ii) for any other reason should not take effect.
- 1888 (c) The Public Utilities, Energy, and Technology Interim Committee may make
- 1889 recommendations to the governor and to the chief information officer if the commission
- 1890 determines that the executive branch strategic plan should be modified or for any other reason
- 1891 should not take effect.
- 1892 (d) Modifications adopted by the chief information officer shall be resubmitted to the
- 1893 governor and the Public Utilities, Energy, and Technology Interim Committee for their review
- 1894 or approval as provided in Subsections (3)(a) and (b).
- 1895 (4) (a) The chief information officer shall, on or before January 1, 2014, and each year
- 1896 thereafter, modify the executive branch information technology strategic plan to incorporate
- 1897 security standards that:
- 1898 (i) are identified as industry best practices in accordance with Subsections
- 1899 [63F-1-104](#)(3) and (4); and
- 1900 (ii) can be implemented within the budget of the department or the executive branch
- 1901 agencies.
- 1902 (b) The chief information officer shall inform the speaker of the House of
- 1903 Representatives and the president of the Senate on or before January 1 of each year if best
- 1904 practices identified in Subsection (4)(a)(i) are not adopted due to budget issues considered
- 1905 under Subsection (4)(a)(ii).
- 1906 (5) Each executive branch agency shall implement the executive branch strategic plan
- 1907 by adopting an agency information technology plan in accordance with Section [63F-1-204](#).
- 1908 Section 49. Section **63F-1-303** is amended to read:
- 1909 **63F-1-303. Executive branch agencies -- Subscription by institutions.**
- 1910 (1) An executive branch agency in accordance with its agency information technology
- 1911 plan approved by the chief information officer shall:
- 1912 (a) subscribe to the information technology services provided by the department; or
- 1913 (b) contract with one or more alternate private providers of information technology
- 1914 services if the chief information officer determines that the purchase of the services from a
- 1915 private provider will:
- 1916 (i) result in:

- 1917 (A) cost savings;
- 1918 (B) increased efficiency; or
- 1919 (C) improved quality of services; and
- 1920 (ii) not impair the interoperability of the state's information technology services.
- 1921 (2) An institution of higher education may subscribe to the services provided by the
- 1922 department if:
- 1923 (a) the president of the institution recommends that the institution subscribe to the
- 1924 services of the department; and
- 1925 (b) the Board of Regents determines that subscription to the services of the department
- 1926 will result in cost savings or increased efficiency to the institution.
- 1927 (3) The following may subscribe to information technology services by requesting that
- 1928 the services be provided from the department:
- 1929 (a) the legislative branch;
- 1930 (b) the judicial branch;
- 1931 (c) the State Board of Education;
- 1932 (d) a political subdivision of the state;
- 1933 (e) an agency of the federal government;
- 1934 (f) an independent entity as defined in Section [63E-1-102](#); and
- 1935 (g) an elective constitutional officer of the executive department as defined in
- 1936 Subsection [63F-1-102](#)~~[(6)(b)]~~[\(5\)\(b\)\(vii\)](#).
- 1937 Section 50. Section **63F-4-201** is amended to read:
- 1938 **63F-4-201. Submitting a technology proposal -- Review process.**
- 1939 (1) Multiple executive branch agencies may jointly submit to the chief information
- 1940 officer a technology proposal, on a form or in a format specified by the department.
- 1941 (2) The chief information officer shall transmit to the review board each technology
- 1942 proposal the chief information officer determines meets the form or format requirements of the
- 1943 department.
- 1944 (3) The review board shall:
- 1945 (a) conduct a technical review of a technology proposal transmitted by the chief
- 1946 information officer;
- 1947 (b) determine whether the technology proposal merits further review and consideration

1948 ~~[by the board]~~ by the chief information officer, based on the technology proposal's likelihood  
1949 to:

- 1950 (i) be capable of being implemented effectively; and
- 1951 (ii) result in greater efficiency in a government process or a cost saving in the delivery  
1952 of a government service, or both; and
- 1953 (c) transmit a technology proposal to the ~~[board]~~ chief information officer and to the  
1954 governor's budget office, if the review board determines that the technology proposal merits  
1955 further review and consideration ~~[by the board]~~ by the chief information officer.

1956 Section 51. Section **63F-4-202** is amended to read:

1957 **63F-4-202. Chief information officer review and approval of technology**  
1958 **proposals.**

1959 (1) The ~~[board]~~ chief information officer shall review and evaluate each technology  
1960 proposal that the review board transmits to the ~~[board]~~ chief information officer.

1961 (2) The ~~[board]~~ chief information officer may approve and recommend that the  
1962 department provide funding from legislative appropriations for a technology proposal if, after  
1963 the ~~[board's]~~ chief information officer's review and evaluation of the technology proposal:

1964 (a) the ~~[board]~~ chief information officer determines that there is a reasonably good  
1965 likelihood that the technology proposal:

- 1966 (i) is capable of being implemented effectively; and
- 1967 (ii) will result in greater efficiency in a government process or a cost saving in the  
1968 delivery of a government service, or both; and

1969 (b) the ~~[board]~~ chief information officer receives approval from the governor's budget  
1970 office for the technology proposal.

1971 (3) The ~~[board]~~ chief information officer may:

1972 (a) prioritize multiple approved technology proposals based on their relative likelihood  
1973 of achieving the goals described in Subsection (2); and

1974 (b) recommend funding based on the ~~[board's]~~ chief information officer's prioritization  
1975 under Subsection (3)(a).

1976 (4) The department shall:

1977 (a) track the implementation and success of a technology proposal approved by the  
1978 ~~[board]~~ chief information officer;



1979 (b) evaluate the level of the technology proposal's implementation effectiveness and  
1980 whether the implementation results in greater efficiency in a government process or a cost  
1981 saving in the delivery of a government service, or both; and

1982 (c) report the results of the department's tracking and evaluation:

1983 (i) to the ~~[board]~~ chief information officer, as frequently as the ~~[board]~~ chief  
1984 information officer requests; and

1985 (ii) at least annually to the Public Utilities, Energy, and Technology Interim  
1986 Committee.

1987 (5) The department may~~[-upon recommendation by the board,]~~ expend money  
1988 appropriated by the Legislature to pay for expenses incurred by executive branch agencies in  
1989 implementing a technology proposal that the ~~[board]~~ chief information officer has approved.

1990 Section 52. Section **63H-7a-203** is amended to read:

1991 **63H-7a-203. Board established -- Terms -- Vacancies.**

1992 (1) There is created the Utah Communications Authority Board.

1993 (2) The board shall consist of nine board members as follows:

1994 (a) three individuals appointed by the governor with the advice and consent of the  
1995 Senate;

1996 (b) one individual who is not a legislator appointed by the speaker of the House of  
1997 Representatives;

1998 (c) one individual who is not a legislator appointed by the president of the Senate;

1999 (d) two individuals nominated by an association that represents cities and towns in the  
2000 state and appointed by the governor with the advice and consent of the Senate; and

2001 (e) two individuals nominated by an association that represents counties in the state  
2002 and appointed by the governor with the advice and consent of the Senate.

2003 (3) Subject to this section, an individual is eligible for appointment under Subsection  
2004 (2) if the individual has knowledge of at least one of the following:

2005 (a) law enforcement;

2006 (b) public safety;

2007 (c) fire service;

2008 (d) telecommunications;

2009 (e) finance;

2010 (f) management; and  
2011 (g) government.  
2012 (4) An individual may not serve as a board member if the individual is a current public  
2013 safety communications network:  
2014 (a) user; or  
2015 (b) vendor.  
2016 (5) (a) (i) Five of the board members appointed under Subsection (2) shall serve an  
2017 initial term of two years and four of the board members appointed under Subsection (2) shall  
2018 serve an initial term of four years.  
2019 (ii) Successor board members shall each serve a term of four years.  
2020 (b) (i) The governor may remove a board member with cause.  
2021 (ii) If the governor removes a board member the entity that appointed the board  
2022 member under Subsection (2) shall appoint a replacement board member in the same manner as  
2023 described in Subsection (2).  
2024 (6) (a) The governor shall, after consultation with the board, appoint a board member  
2025 as chair of the board with the advice and consent of the Senate.  
2026 (b) The chair shall serve a two-year term.  
2027 (7) The board shall meet on an as-needed basis and as provided in the bylaws.  
2028 (8) (a) The board shall elect one of the board members to serve as vice chair.  
2029 (b) (i) The board may elect a secretary and treasurer who are not members of the board.  
2030 (ii) If the board elects a secretary or treasurer who is not a member of the board, the  
2031 secretary or treasurer does not have voting power.  
2032 (c) A separate individual shall hold the offices of chair, vice chair, secretary, and  
2033 treasurer.  
2034 (9) Each board member, including the chair, has one vote.  
2035 (10) A vote of a majority of the board members is necessary to take action on behalf of  
2036 the board.  
2037 (11) A board member may not receive compensation for the member's service on the  
2038 board, but may, in accordance with rules adopted by the board in accordance with Title 63G,  
2039 Chapter 3, Utah Administrative Rulemaking Act, receive:  
2040 (a) a per diem at the rate established under Section [63A-3-106](#); and

- 2041 (b) travel expenses at the rate established under Section [63A-3-107](#).
- 2042 Section 53. Section **63I-1-204** is enacted to read:
- 2043 **63I-1-204. Repeal dates, Title 4.**
- 2044 Subsection [4-41a-105\(2\)\(e\)\(i\)](#), related to the Native American Legislative Liaison
- 2045 Committee, is repealed July 1, 2022.
- 2046 Section 54. Section **63I-1-209** is amended to read:
- 2047 **63I-1-209. Repeal dates, Title 9.**
- 2048 (1) In relation to the Native American Legislative Liaison Committee, on July 1, 2022:
- 2049 (a) Subsection [9-9-104.6\(2\)\(a\)](#) is repealed;
- 2050 (b) Subsection [9-9-104.6\(4\)\(a\)](#), the language that states "who is not a legislator" is
- 2051 repealed; and
- 2052 (c) Subsection [9-9-104.6\(4\)\(b\)](#), related to compensation of legislative members, is
- 2053 repealed.
- 2054 (2) In relation to the American Indian and Alaska Native Education State Plan Pilot
- 2055 Program, on July 1, 2022:
- 2056 (a) Subsection [26-7-2.5\(4\)](#), related to the American Indian-Alaskan Native Public
- 2057 Education Liaison, is repealed; and
- 2058 (b) Subsection [9-9-104.6\(2\)\(d\)](#) is repealed.
- 2059 Section 55. Section **63I-1-211** is amended to read:
- 2060 **63I-1-211. Repeal dates, Title 11.**
- 2061 (1) Section [11-14-308](#) is repealed December 31, 2020.
- 2062 (2) Title 11, Chapter 59, Point of the Mountain State Land Authority Act, is repealed
- 2063 January 1, 2029.
- 2064 Section 56. Section **63I-1-219** is amended to read:
- 2065 **63I-1-219. Repeal dates, Title 19.**
- 2066 (1) Title 19, Chapter 2, Air Conservation Act, is repealed July 1, 2019.
- 2067 (2) Section [19-2a-102](#) is repealed July 1, 2021.
- 2068 [~~2~~] (3) Title 19, Chapter 4, Safe Drinking Water Act, is repealed July 1, 2019.
- 2069 [~~3~~] (4) Title 19, Chapter 5, Water Quality Act, is repealed July 1, 2019.
- 2070 [~~4~~] (5) Title 19, Chapter 6, Part 1, Solid and Hazardous Waste Act, is repealed July 1,
- 2071 2019.

2072            [~~5~~] (6) Title 19, Chapter 6, Part 3, Hazardous Substances Mitigation Act, is repealed  
2073 July 1, 2020.

2074            [~~6~~] (7) Title 19, Chapter 6, Part 4, Underground Storage Tank Act, is repealed July 1,  
2075 2028.

2076            [~~7~~] (8) Title 19, Chapter 6, Part 6, Lead Acid Battery Disposal, is repealed July 1,  
2077 2026.

2078            [~~8~~] (9) Title 19, Chapter 6, Part 7, Used Oil Management Act, is repealed July 1,  
2079 2019.

2080            [~~9~~] (10) Title 19, Chapter 6, Part 8, Waste Tire Recycling Act, is repealed July 1,  
2081 2020.

2082            [~~10~~] (11) Title 19, Chapter 6, Part 10, Mercury Switch Removal Act, is repealed July  
2083 1, 2027.

2084            Section 57. Section **63I-1-223** is amended to read:

2085            **63I-1-223. Repeal dates, Title 23.**

2086            Subsection 23-13-12.5(2)(f)(i), related to the Native American Legislative Liaison  
2087 Committee, is repealed July 1, 2022.

2088            Section 58. Section **63I-1-226** is amended to read:

2089            **63I-1-226. Repeal dates, Title 26.**

2090            (1) Section **26-1-40** is repealed July 1, 2019.

2091            (2) Title 26, Chapter 9f, Utah Digital Health Service Commission Act, is repealed July  
2092 1, 2025.

2093            (3) Section **26-10-11** is repealed July 1, 2020.

2094            (4) Subsection **26-18-417(3)** is repealed July 1, 2020.

2095            (5) Subsection 26-18-418(2), the language that states "and the Mental Health Crisis  
2096 Line Commission created in Section 63C-18-202" is repealed July 1, 2023.

2097            [~~5~~] (6) Title 26, Chapter 33a, Utah Health Data Authority Act, is repealed July 1,  
2098 2024.

2099            [~~6~~] (7) Title 26, Chapter 36b, Inpatient Hospital Assessment Act, is repealed July 1,  
2100 2024.

2101            [~~7~~] (8) Title 26, Chapter 36c, Medicaid Expansion Hospital Assessment Act, is  
2102 repealed July 1, 2024.

2103            ~~[(8)]~~ (9) Title 26, Chapter 36d, Hospital Provider Assessment Act, is repealed July 1,  
2104 2019.

2105            (10) Title 26, Chapter 54, Spinal Cord and Brain Injury Rehabilitation Fund, is  
2106 repealed January 1, 2023.

2107            ~~[(9)]~~ (11) Title 26, Chapter 56, Hemp Extract Registration Act, is repealed January 1,  
2108 2019.

2109            (12) Subsection 26-61a-108(2)(e)(i), related to the Native American Legislative  
2110 Liaison Committee, is repealed July 1, 2022.

2111            ~~[(10)]~~ (13) Title 26, Chapter 63, Nurse Home Visiting Pay-for-Success Program, is  
2112 repealed July 1, 2026.

2113            Section 59. Section **63I-1-232** is amended to read:

2114            **63I-1-232. Repeal dates, Title 32A.**

2115            In relation to the Utah Substance Use and Mental Health Advisory Council, on January  
2116 1, 2023:

2117            (1) Subsection 32B-2-306(1)(a) is repealed;

2118            (2) Subsection 32B-2-306(4), the language that states "advisory council" is repealed  
2119 and replaced with "department";

2120            (3) Subsections 32B-2-306(4)(b) and (e) are repealed;

2121            (4) Subsection 32B-2-306(5)(a), the language that states "in cooperation with the  
2122 advisory council" is repealed;

2123            (5) Subsection 32B-2-306(5)(b) is amended to read:

2124            "(b) The department shall:

2125            (i) prepare a plan detailing the intended use of the money appropriated under this  
2126 section; and

2127            (ii) conduct the media and education campaign in accordance with the guidelines  
2128 created by the department under Subsection (4)(c).";

2129            (6) Subsection 32B-2-402(1)(b) is repealed;

2130            (7) Sections 32B-2-404 and 32B-2-405, the language that states "advisory council" is  
2131 repealed and replaced with "department";

2132            (8) Subsection 32B-2-405(2), the language that states "by a majority vote" is repealed;  
2133 and

- 2134 (9) Subsection 32B-2-405(4)(a)(i), the language that states "majority vote of" is  
2135 repealed.
- 2136 Section 60. Section **63I-1-235** is amended to read:  
2137 **63I-1-235. Repeal dates, Title 35A.**
- 2138 (1) Subsection 35A-1-109(4)(c), related to the Talent Ready Utah Board, is repealed  
2139 January 1, 2023.
- 2140 [~~1~~] (2) Subsection 35A-4-312(5)(p) is repealed July 1, 2019.
- 2141 [~~2~~] (3) Title 35A, Chapter 8, Part 22, Commission on Housing Affordability, is  
2142 repealed July 1, 2023.
- 2143 [~~3~~] (4) Section 35A-9-501 is repealed January 1, 2021.
- 2144 (5) Title 35A, Chapter 11, Women in the Economy Commission Act, is repealed  
2145 January 1, 2025.
- 2146 Section 61. Section **63I-1-236** is amended to read:  
2147 **63I-1-236. Repeal dates, Title 36.**
- 2148 (1) Title 36, Chapter 17, Legislative Process Committee, is repealed January 1, 2023.
- 2149 [~~1~~] (2) Section 36-12-20 is repealed June 30, 2023.
- 2150 (3) Title 36, Chapter 22, Native American Legislative Liaison Committee, is repealed  
2151 July 1, 2022.
- 2152 (4) Title 36, Chapter 28, Veterans and Military Affairs Commission, is repealed  
2153 January 1, 2025.
- 2154 (5) Section 36-29-105 is repealed December 31, 2020.
- 2155 [~~2~~] (6) Title 36, Chapter 31, Martha Hughes Cannon Capitol Statue Oversight  
2156 Committee, is repealed January 1, 2021.
- 2157 Section 62. Section **63I-1-241** is amended to read:  
2158 **63I-1-241. Repeal dates, Title 41.**
- 2159 Subsection 41-12a-806(5) is repealed on July 1, 2020.
- 2160 (1) Subsection 41-1a-1201(9), related to the Spinal Cord and Brain Injury  
2161 Rehabilitation Fund, is repealed January 1, 2023.
- 2162 (2) Subsection 41-6a-1406(6)(b)(iii), related to the Spinal Cord and Brain Injury  
2163 Rehabilitation Fund, is repealed January 1, 2023.
- 2164 (3) Subsection 41-12a-806(5) is repealed on July 1, 2020.

2165 (4) Subsection 41-22-8(3), related to the Spinal Cord and Brain Injury Rehabilitation  
 2166 Fund, is repealed January 1, 2023.

2167 Section 63. Section **63I-1-251** is amended to read:

2168 **63I-1-251. Repeal dates, Title 51.**

2169 (1) Subsection 51-2a-202(3) is repealed on June 30, 2020.

2170 (2) Subsections 51-10-201(5)(iv) and 51-10-204(1)(k)(i)(C), related to the Native  
 2171 American Legislative Liaison Committee, are repealed July 1, 2022.

2172 Section 64. Section **63I-1-253** is amended to read:

2173 **63I-1-253. Repeal dates, Titles 53 through 53G.**

2174 The following provisions are repealed on the following dates:

2175 (1) Subsection 53-10-202(18) is repealed July 1, 2018.

2176 (2) Section 53-10-202.1 is repealed July 1, 2018.

2177 (3) Title 53B, Chapter 17, Part 11, USTAR Researchers, is repealed July 1, 2028.

2178 (4) Section 53B-18-1501 is repealed July 1, 2021.

2179 (5) Title 53B, Chapter 18, Part 16, USTAR Researchers, is repealed July 1, 2028.

2180 (6) Section 53B-24-402, Rural residency training program, is repealed July 1, 2020.

2181 (7) Subsection 53C-3-203(4)(b)(vii), which provides for the distribution of money  
 2182 from the Land Exchange Distribution Account to the Geological Survey for test wells, other  
 2183 hydrologic studies, and air quality monitoring in the West Desert, is repealed July 1, 2020.

2184 (8) Section 53E-3-515 is repealed January 1, 2023.

2185 (9) In relation to a standards review committee, on January 1, 2023:

2186 (a) in Subsection 53E-4-202(8), the language that states "by a standards review  
 2187 committee and the recommendations of a standards review committee established under  
 2188 Section 53E-4-203" is repealed; and

2189 (b) Section 53E-4-203 is repealed.

2190 (10) (a) Sections 53E-10-503 and 53E-10-504 are repealed January 1, 2023.

2191 (b) Subsection 53E-10-501(1), related to the School Safety and Crisis Line  
 2192 Commission, is repealed January 1, 2023.

2193 [~~9~~] (11) Section 53F-2-514 is repealed July 1, 2020.

2194 [~~10~~] (12) Section 53F-5-203 is repealed July 1, 2019.

2195 [~~11~~] (13) Title 53F, Chapter 5, Part 6, American Indian and Alaskan Native

- 2196 Education State Plan Pilot Program, is repealed July 1, 2022.
- 2197 [~~(12)~~] (14) Section [53F-6-201](#) is repealed July 1, 2019.
- 2198 [~~(13)~~] (15) Section [53F-9-501](#) is repealed January 1, 2023.
- 2199 (16) Subsections [53G-4-608\(2\)\(b\)](#) and [\(4\)\(b\)](#), related to the Utah Seismic Safety
- 2200 Commission, are repealed January 1, 2025.
- 2201 [~~(14)~~] (17) Subsection [53G-8-211\(4\)](#) is repealed July 1, 2020.
- 2202 Section 65. Section **63I-1-262** is amended to read:
- 2203 **63I-1-262. Repeal dates, Title 62A.**
- 2204 [~~(1)~~ Subsections [62A-1-120\(8\)\(g\)](#), [\(h\)](#), and [\(i\)](#) are repealed July 1, 2023.]
- 2205 [~~(2)~~] (1) Section [62A-3-209](#) is repealed July 1, 2023.
- 2206 [~~(3)~~] (2) Section [62A-4a-202.9](#) is repealed December 31, 2019.
- 2207 [~~(4)~~] (3) Section [62A-4a-213](#) is repealed July 1, 2019.
- 2208 [~~(5)~~] (4) Section [62A-15-114](#) is repealed December 31, 2021.
- 2209 (5) Subsections [62A-15-116\(1\)](#) and [\(4\)](#), the language that states "In consultation with
- 2210 the Crisis Line Commission, established in Section [53E-10-503](#)," is repealed January 1, 2023.
- 2211 (6) Subsections [62A-15-1100\(1\)](#) and [62A-15-1101\(8\)](#), in relation to the Utah
- 2212 Substance Use and Mental Health Advisory Council, are repealed January 1, 2023.
- 2213 [~~(6)~~] (7) Subsection [62A-15-1101\(7\)](#) is repealed July 1, 2018.
- 2214 (8) In relation to the Mental Health Crisis Line Commission, on July 1, 2023:
- 2215 (a) Subsections [62A-15-1301\(1\)](#) and [62A-15-1401\(1\)](#) are repealed;
- 2216 (b) Subsection [62A-15-1302\(1\)\(b\)](#), the language that states "in consultation with the
- 2217 commission" is repealed;
- 2218 (c) Section [62A-15-1303](#), the language that states "In consultation with the
- 2219 commission," is repealed; and
- 2220 (d) Subsection [62A-15-1402\(2\)\(a\)](#), the language that states "With recommendations
- 2221 from the commission," is repealed.
- 2222 Section 66. Section **63I-1-263** is amended to read:
- 2223 **63I-1-263. Repeal dates, Titles 63A to 63N.**
- 2224 (1) In relation to the Utah Transparency Advisory Board, on January 1, 2025:
- 2225 (a) Section [63A-3-403](#) is repealed;
- 2226 (b) Subsection [63A-3-401\(1\)](#) is repealed;



- 2227 (c) Subsection 63A-3-402(2)(c), the language that states "using criteria established by  
 2228 the board" is repealed;
- 2229 (d) Subsections 63A-3-404(1) and (2), the language that states "After consultation with  
 2230 the board, and" is repealed; and
- 2231 (e) Subsection 63A-3-404(1)(b), the language that states "using the standards provided  
 2232 in Subsection 63A-3-403(3)(c)" is repealed.
- 2233 ~~[(1)]~~ (2) Subsection 63A-5-104(4)(h) is repealed on July 1, 2024.
- 2234 ~~[(2)]~~ (3) Section 63A-5-603, State Facility Energy Efficiency Fund, is repealed July 1,  
 2235 2023.
- 2236 ~~[(3)]~~ (4) Title 63C, Chapter 4a, Constitutional and Federalism Defense Act, is repealed  
 2237 July 1, 2028.
- 2238 ~~[(4) Title 63C, Chapter 4b, Commission for the Stewardship of Public Lands, is~~  
 2239 ~~repealed November 30, 2019.]~~
- 2240 (5) Title 63C, Chapter 6, Utah Seismic Safety Commission, is repealed January 1,  
 2241 2025.
- 2242 ~~[(5)]~~ (6) Title 63C, Chapter 16, Prison Development Commission Act, is repealed July  
 2243 1, 2020.
- 2244 ~~[(6)]~~ (7) Title 63C, Chapter 17, Point of the Mountain Development Commission Act,  
 2245 is repealed July 1, 2021.
- 2246 ~~[(7)]~~ (8) Title 63C, Chapter 18, Mental Health Crisis Line Commission, is repealed  
 2247 July 1, 2023.
- 2248 ~~[(8)]~~ (9) Title 63G, Chapter 21, Agreements to Provide State Services, is repealed July  
 2249 1, 2025.
- 2250 ~~[(9)]~~ (10) Title 63H, Chapter 4, Heber Valley Historic Railroad Authority, is repealed  
 2251 July 1, 2020.
- 2252 (11) In relation to the State Fair Corporation Board of Directors, on January 1, 2025:
- 2253 (a) Subsection 63H-6-104(2)(c), related to a Senate appointment, is repealed;
- 2254 (b) Subsection 63H-6-104(2)(d), related to a House appointment, is repealed;
- 2255 (c) in Subsection 63H-6-104(2)(e), the language that states ", of whom only one may  
 2256 be a legislator, in accordance with Subsection (3)(e)," is repealed;
- 2257 (d) Subsection 63H-6-104(3)(a)(i) is amended to read:

2258 "(3)(a)(i) Except as provided in Subsection (3)(a)(ii), a board member appointed under  
2259 Subsection (2)(e) or (f) shall serve a term that expires on the December 1 four years after the  
2260 year that the board member was appointed.";

2261 (e) in Subsections 63H-6-104(3)(a)(ii), (c)(ii), and (d), the language that states "the  
2262 president of the Senate, the speaker of the House, the governor," is repealed and replaced with  
2263 "the governor"; and

2264 (f) Subsection 63H-6-104(3)(e), related to limits on the number of legislators, is  
2265 repealed.

2266 ~~[(H)]~~ (12) Title 63H, Chapter 8, Utah Housing Corporation Act, is repealed July 1,  
2267 2026.

2268 ~~[(H)]~~ (13) On July 1, 2025:

2269 (a) in Subsection 17-27a-404(3)(c)(ii), the language that states "the Resource  
2270 Development Coordinating Committee," is repealed;

2271 (b) Subsection 23-14-21(2)(c) is amended to read "(c) provide notification of proposed  
2272 sites for the transplant of species to local government officials having jurisdiction over areas  
2273 that may be affected by a transplant.";

2274 (c) in Subsection 23-14-21(3), the language that states "and the Resource Development  
2275 Coordinating Committee" is repealed;

2276 (d) in Subsection 23-21-2.3(1), the language that states "the Resource Development  
2277 Coordinating Committee created in Section 63J-4-501 and" is repealed;

2278 (e) in Subsection 23-21-2.3(2), the language that states "the Resource Development  
2279 Coordinating Committee and" is repealed;

2280 (f) Subsection 63J-4-102(1) is repealed and the remaining subsections are renumbered  
2281 accordingly;

2282 (g) Subsections 63J-4-401(5)(a) and (c) are repealed;

2283 (h) Subsection 63J-4-401(5)(b) is renumbered to Subsection 63J-4-401(5)(a) and the  
2284 word "and" is inserted immediately after the semicolon;

2285 (i) Subsection 63J-4-401(5)(d) is renumbered to Subsection 63J-4-401(5)(b);

2286 (j) Sections 63J-4-501, 63J-4-502, 63J-4-503, 63J-4-504, and 63J-4-505 are repealed;  
2287 and

2288 (k) Subsection 63J-4-603(1)(e)(iv) is repealed and the remaining subsections are

2289 renumbered accordingly.

2290 ~~[(12)]~~ (14) Subsection [63J-1-602.1](#)(13), Nurse Home Visiting Restricted Account is  
2291 repealed July 1, 2026.

2292 ~~[(13) Subsection [63J-1-602.2](#)(4), referring to dedicated credits to the Utah Marriage  
2293 Commission, is repealed July 1, 2023.]~~

2294 ~~[(14)]~~ (15) (a) Subsection [63J-1-602.1](#)(51), relating to the Utah Statewide Radio  
2295 System Restricted Account, is repealed July 1, 2022.

2296 (b) When repealing Subsection [63J-1-602.1](#)(51), the Office of Legislative Research and  
2297 General Counsel shall, in addition to the office's authority under Subsection [36-12-12](#)(3), make  
2298 necessary changes to subsection numbering and cross references.

2299 (16) Subsection [63J-1-602.2](#)(23), related to the Utah Seismic Safety Commission, is  
2300 repealed January 1, 2025.

2301 (17) Subsection [63J-4-708](#)(1), in relation to the Talent Ready Utah Board, on January  
2302 1, 2023, is amended to read:

2303 "(1) On or before October 1, the board shall provide an annual written report to the  
2304 Social Services Appropriations Subcommittee and the Economic Development and Workforce  
2305 Services Interim Committee."

2306 (18) In relation to the Utah Substance Use and Mental Health Advisory Council, on  
2307 January 1, 2023:

2308 (a) Sections [63M-7-301](#), [63M-7-302](#), [63M-7-303](#), [63M-7-304](#), and [63M-7-306](#) are  
2309 repealed;

2310 (b) Section [63M-7-305](#), the language that states "council" is replaced with  
2311 "commission";

2312 (c) Subsection [63M-7-305](#)(1) is repealed and replaced with:

2313 "(1) "Commission" means the Commission on Criminal and Juvenile Justice."; and

2314 (d) Subsection [63M-7-305](#)(2) is repealed and replaced with:

2315 "(2) The commission shall:

2316 (a) provide ongoing oversight of the implementation, functions, and evaluation of the  
2317 Drug-Related Offenses Reform Act; and

2318 (b) coordinate the implementation of Section [77-18-1.1](#) and related provisions in  
2319 Subsections [77-18-1](#)(5)(b)(iii) and (iv)."

2320            [~~(15)~~] (19) The Crime Victim Reparations and Assistance Board, created in Section  
2321 [63M-7-504](#), is repealed July 1, 2027.

2322            [~~(16)~~] (20) Title 63M, Chapter 11, Utah Commission on Aging, is repealed July 1,  
2323 [~~2027~~] 2021.

2324            (21) Subsection [63N-1-301\(4\)\(c\)](#), related to the Talent Ready Utah Board, is repealed  
2325 on January 1, 2023.

2326            [~~(17)~~] (22) Title 63N, Chapter 2, Part 2, Enterprise Zone Act, is repealed July 1, 2028.

2327            [~~(18)~~] (23) (a) Title 63N, Chapter 2, Part 4, Recycling Market Development Zone Act,  
2328 is repealed January 1, 2021.

2329            (b) Subject to Subsection [~~(18)~~] (23)(c), Sections [59-7-610](#) and [59-10-1007](#) regarding  
2330 tax credits for certain persons in recycling market development zones, are repealed for taxable  
2331 years beginning on or after January 1, 2021.

2332            (c) A person may not claim a tax credit under Section [59-7-610](#) or [59-10-1007](#):

2333            (i) for the purchase price of machinery or equipment described in Section [59-7-610](#) or  
2334 [59-10-1007](#), if the machinery or equipment is purchased on or after January 1, 2021; or

2335            (ii) for an expenditure described in Subsection [59-7-610\(1\)\(b\)](#) or [59-10-1007\(1\)\(b\)](#), if  
2336 the expenditure is made on or after January 1, 2021.

2337            (d) Notwithstanding Subsections [~~(18)~~] (23)(b) and (c), a person may carry forward a  
2338 tax credit in accordance with Section [59-7-610](#) or [59-10-1007](#) if:

2339            (i) the person is entitled to a tax credit under Section [59-7-610](#) or [59-10-1007](#); and

2340            (ii) (A) for the purchase price of machinery or equipment described in Section  
2341 [59-7-610](#) or [59-10-1007](#), the machinery or equipment is purchased on or before December 31,  
2342 2020; or

2343            (B) for an expenditure described in Subsection [59-7-610\(1\)\(b\)](#) or [59-10-1007\(1\)\(b\)](#), the  
2344 expenditure is made on or before December 31, 2020.

2345            [~~(19)~~] (24) Section [63N-2-512](#) is repealed on July 1, 2021.

2346            [~~(20)~~] (25) (a) Title 63N, Chapter 2, Part 6, Utah Small Business Jobs Act, is repealed  
2347 January 1, 2021.

2348            (b) Section [59-9-107](#) regarding tax credits against premium taxes is repealed for  
2349 calendar years beginning on or after January 1, 2021.

2350            (c) Notwithstanding Subsection [~~(20)~~] (25)(b), an entity may carry forward a tax credit

2351 in accordance with Section [59-9-107](#) if:

2352 (i) the person is entitled to a tax credit under Section [59-9-107](#) on or before December  
2353 31, 2020; and

2354 (ii) the qualified equity investment that is the basis of the tax credit is certified under  
2355 Section [63N-2-603](#) on or before December 31, 2023.

2356 [~~21~~] [\(26\)](#) Subsections [63N-3-109\(2\)\(f\)](#) and [63N-3-109\(2\)\(g\)\(i\)\(C\)](#) are repealed July 1,  
2357 2023.

2358 [~~22~~] [\(27\)](#) Title 63N, Chapter 4, Part 4, Rural Employment Expansion Program, is  
2359 repealed July 1, 2023.

2360 [~~23~~] [\(28\)](#) Title 63N, Chapter 9, Part 2, Outdoor Recreational Infrastructure Grant  
2361 Program, is repealed January 1, 2023.

2362 [\(29\)](#) In relation to the Pete Suazo Utah Athletic Commission, on January 1, 2021:

2363 [\(a\)](#) Subsection [63N-10-201\(2\)\(a\)](#) is amended to read:

2364 "(2)(a) The governor shall appoint five commission members with the advice and  
2365 consent of the Senate.";

2366 [\(b\)](#) Subsection [63N-10-201\(2\)\(b\)](#), related to legislative appointments, is repealed;

2367 [\(c\)](#) in Subsection [63N-10-201\(3\)\(a\)](#), the language that states ", president, or speaker,  
2368 respectively," is repealed; and

2369 [\(d\)](#) Subsection [63N-10-201\(3\)\(d\)](#) is amended to read:

2370 "(d) The governor may remove a commission member for any reason and replace the  
2371 commission member in accordance with this section.".

2372 [\(30\)](#) In relation to the Talent Ready Utah Board, on January 1, 2023:

2373 [\(a\)](#) Subsection [63N-12-202\(17\)](#) is repealed;

2374 [\(b\)](#) in Subsection [63N-12-214\(2\)](#), the language that states "Talent Ready Utah," is  
2375 repealed; and

2376 [\(c\)](#) in Subsection [63N-12-214\(5\)](#), the language that states "representatives of Talent  
2377 Ready Utah," is repealed.

2378 [~~24~~] [\(31\)](#) Title 63N, Chapter 12, Part 4, Career and Technical Education Board, is  
2379 repealed July 1, 2018.

2380 [\(32\)](#) Title 63N, Chapter 12, Part 5, Talent Ready Utah Center, is repealed January 1,  
2381 2023.

2382 Section 67. Section **63I-1-267** is amended to read:

2383 **63I-1-267. Repeal dates, Title 67.**

2384 [(+) Section **67-1-15** is repealed December 31, 2027.

2385 [~~2~~ Sections **67-1a-10** and **67-1a-11** creating the Commission on Civic and Character  
2386 Education and establishing its duties are repealed on July 1, 2021.]

2387 Section 68. Section **63I-1-272** is amended to read:

2388 **63I-1-272. Repeal dates, Title 72.**

2389 Title 72, Chapter 4, Part 3, Utah State Scenic Byway Program, is repealed January 2,

2390 2025.

2391 Section 69. Section **63I-1-273** is amended to read:

2392 **63I-1-273. Repeal dates, Title 73.**

2393 (1) The instream flow water right for trout habitat established in Subsection **73-3-30(3)**  
2394 is repealed December 31, 2019.

2395 (2) In relation to the Legislative Water Development Commission, on January 1, 2021:

2396 (a) in Subsection **73-10g-105(3)**, the language that states "and in consultation with the  
2397 State Water Development Commission created in Section **73-27-102**" is repealed;

2398 (b) Subsection **73-10g-203(4)(a)** is repealed; and

2399 (c) Title 73, Chapter 27, State Water Development Commission, is repealed.

2400 Section 70. Section **63I-2-219** is amended to read:

2401 **63I-2-219. Repeal dates -- Title 19.**

2402 (1) (a) Subsection **19-1-108(3)(a)** is repealed on June 30, 2019.

2403 (b) When repealing Subsection **19-1-108(3)(a)**, the Office of Legislative Research and  
2404 General Counsel shall, in addition to its authority under Subsection **36-12-12(3)**, make  
2405 necessary changes to subsection numbering and cross references.

2406 (2) Subsections **19-2-109.2(2)** through (10), related to the Compliance Advisory Panel,  
2407 are repealed July 1, 2021.

2408 [~~2~~] (3) Section **19-6-126** is repealed on January 1, 2020.

2409 Section 71. Section **63I-2-263** is amended to read:

2410 **63I-2-263. Repeal dates, Title 63A to Title 63N.**

2411 (1) On July 1, 2020:

2412 (a) Subsection **63A-3-403(5)(a)(i)** is repealed; and

2413 (b) in Subsection [63A-3-403\(5\)\(a\)\(ii\)](#), the language that states "appointed on or after  
2414 May 8, 2018," is repealed.

2415 (2) Sections [63C-4a-307](#) and [63C-4a-309](#) are repealed January 1, 2020.

2416 [~~2~~] (3) Title 63C, Chapter 19, Higher Education Strategic Planning Commission is  
2417 repealed July 1, 2020.

2418 (4) In relation to the State Fair Park Committee, on January 1, 2021:

2419 (a) Section [63H-6-104.5](#) is repealed; and

2420 (b) Subsections [63H-6-104\(8\)](#) and (9) are repealed.

2421 [~~3~~] (5) Section [63H-7a-303](#) is repealed on July 1, 2022.

2422 [~~4~~] (6) On July 1, 2019:

2423 (a) in Subsection [63J-1-206\(2\)\(c\)\(i\)](#), the language that states " Subsection(2)(c)(ii) and"  
2424 is repealed; and

2425 (b) Subsection [63J-1-206\(2\)\(c\)\(ii\)](#) is repealed.

2426 (7) In relation to the Employability to Careers Program Board, on July 1, 2022:

2427 (a) Subsection [63J-1-602.1\(52\)](#) is repealed;

2428 (b) Subsection [63J-4-301\(1\)\(h\)](#), related to the review of data and metrics, is repealed;

2429 and

2430 (c) Title 63J, Chapter 4, Part 7, Employability to Careers Program, is repealed.

2431 [~~5~~] (8) Section [63J-4-708](#) is repealed January 1, 2023.

2432 [~~6~~] (9) Subsection [63N-3-109\(2\)\(f\)\(i\)\(B\)](#) is repealed July 1, 2020.

2433 [~~7~~] (10) Section [63N-3-110](#) is repealed July 1, 2020.

2434 Section 72. Section **63I-2-272** is amended to read:

2435 **63I-2-272. Repeal dates -- Title 72.**

2436 (1) Subsections [72-1-213\(2\)](#) and (3)(a)(i), related to the Road Usage Charge Advisory  
2437 Committee, are repealed January 1, 2022.

2438 [~~1~~] (2) On July 1, 2018:

2439 (a) in Subsection [72-2-108\(2\)](#), the language that states "and except as provided in  
2440 Subsection (10)" is repealed;

2441 (b) in Subsection [72-2-108\(4\)\(c\)\(ii\)\(A\)](#), the language that states ", excluding any  
2442 amounts appropriated as additional support for class B and class C roads under Subsection  
2443 (10)," is repealed; and

- 2444 (c) Subsection [72-2-108](#)(10) is repealed.
- 2445 [~~2~~] (3) Section [72-3-113](#) is repealed January 1, 2020.
- 2446 [~~3~~] (4) Section [72-15-101](#) is repealed on March 31, 2018.
- 2447 Section 73. Section **63J-1-602.2** is amended to read:
- 2448 **63J-1-602.2. List of nonlapsing appropriations to programs.**
- 2449 Appropriations made to the following programs are nonlapsing:
- 2450 (1) The Legislature and its committees.
- 2451 (2) The Percent-for-Art Program created in Section [9-6-404](#).
- 2452 (3) The LeRay McAllister Critical Land Conservation Program created in Section
- 2453 [11-38-301](#).
- 2454 [~~4~~] ~~Dedicated credits accrued to the Utah Marriage Commission as provided under~~
- 2455 ~~Subsection [17-16-21](#)(2)(d)(ii).~~
- 2456 [~~5~~] (4) The Division of Wildlife Resources for the appraisal and purchase of lands
- 2457 under the Pelican Management Act, as provided in Section [23-21a-6](#).
- 2458 [~~6~~] (5) The primary care grant program created in Section [26-10b-102](#).
- 2459 [~~7~~] (6) Sanctions collected as dedicated credits from Medicaid provider under
- 2460 Subsection [26-18-3](#)(7).
- 2461 [~~8~~] (7) The Utah Health Care Workforce Financial Assistance Program created in
- 2462 Section [26-46-102](#).
- 2463 [~~9~~] (8) The Rural Physician Loan Repayment Program created in Section [26-46a-103](#).
- 2464 [~~10~~] (9) The Opiate Overdose Outreach Pilot Program created in Section [26-55-107](#).
- 2465 [~~11~~] (10) Funds that the Department of Alcoholic Beverage Control retains in
- 2466 accordance with Subsection [32B-2-301](#)(7)(a)(ii) or (b).
- 2467 [~~12~~] (11) The General Assistance program administered by the Department of
- 2468 Workforce Services, as provided in Section [35A-3-401](#).
- 2469 [~~13~~] (12) A new program or agency that is designated as nonlapsing under Section
- 2470 [36-24-101](#).
- 2471 [~~14~~] (13) The Utah National Guard, created in Title 39, Militia and Armories.
- 2472 [~~15~~] (14) The State Tax Commission under Section [41-1a-1201](#) for the:
- 2473 (a) purchase and distribution of license plates and decals; and
- 2474 (b) administration and enforcement of motor vehicle registration requirements.



- 2475            [~~(16)~~] (15) The Search and Rescue Financial Assistance Program, as provided in  
2476 Section [53-2a-1102](#).
- 2477            [~~(17)~~] (16) The Motorcycle Rider Education Program, as provided in Section [53-3-905](#).
- 2478            [~~(18)~~] (17) The State Board of Regents for teacher preparation programs, as provided  
2479 in Section [53B-6-104](#).
- 2480            [~~(19)~~] (18) The Medical Education Program administered by the Medical Education  
2481 Council, as provided in Section [53B-24-202](#).
- 2482            [~~(20)~~] (19) The State Board of Education, as provided in Section [53F-2-205](#).
- 2483            [~~(21)~~] (20) The Division of Services for People with Disabilities, as provided in  
2484 Section [62A-5-102](#).
- 2485            [~~(22)~~] (21) The Division of Fleet Operations for the purpose of upgrading underground  
2486 storage tanks under Section [63A-9-401](#).
- 2487            [~~(23)~~] (22) The Utah Seismic Safety Commission, as provided in Section [63C-6-104](#).
- 2488            [~~(24)~~] (23) Appropriations to the Department of Technology Services for technology  
2489 innovation as provided under Section [63F-4-202](#).
- 2490            [~~(25)~~] (24) The Office of Administrative Rules for publishing, as provided in Section  
2491 [63G-3-402](#).
- 2492            [~~(26)~~] (25) The Utah Science Technology and Research Initiative created in Section  
2493 [63M-2-301](#).
- 2494            [~~(27)~~] (26) The Governor's Office of Economic Development to fund the Enterprise  
2495 Zone Act, as provided in Title 63N, Chapter 2, Part 2, Enterprise Zone Act.
- 2496            [~~(28)~~] (27) Appropriations to fund the Governor's Office of Economic Development's  
2497 Rural Employment Expansion Program, as described in Title 63N, Chapter 4, Part 4, Rural  
2498 Employment Expansion Program.
- 2499            [~~(29)~~] (28) The Department of Human Resource Management user training program, as  
2500 provided in Section [67-19-6](#).
- 2501            [~~(30)~~] (29) The University of Utah Poison Control Center program, as provided in  
2502 Section [69-2-5.5](#).
- 2503            [~~(31)~~] (30) A public safety answering point's emergency telecommunications service  
2504 fund, as provided in Section [69-2-301](#).
- 2505            [~~(32)~~] (31) The Traffic Noise Abatement Program created in Section [72-6-112](#).

2506           ~~[(33)]~~ (32) The Judicial Council for compensation for special prosecutors, as provided  
2507 in Section [77-10a-19](#).

2508           ~~[(34)]~~ (33) A state rehabilitative employment program, as provided in Section  
2509 [78A-6-210](#).

2510           ~~[(35)]~~ (34) The Utah Geological Survey, as provided in Section [79-3-401](#).

2511           ~~[(36)]~~ (35) The Bonneville Shoreline Trail Program created under Section [79-5-503](#).

2512           ~~[(37)]~~ (36) Adoption document access as provided in Sections [78B-6-141](#), [78B-6-144](#),  
2513 and [78B-6-144.5](#).

2514           ~~[(38)]~~ (37) Indigent defense as provided in Title 77, Chapter 32, Part 8, Utah Indigent  
2515 Defense Commission.

2516           Section 74. Section **63J-4-606** is amended to read:

2517           **63J-4-606. Public lands transfer study and economic analysis -- Report.**

2518           (1) As used in this section:

2519           (a) "Public lands" ~~[is as]~~ means the same as that term is defined in Section [63L-6-102](#).

2520           (b) "Transfer of public lands" means the transfer of public lands from federal  
2521 ownership to state ownership.

2522           ~~[(2) (a) The coordinator and the office shall:]~~

2523           ~~[(i) conduct a study and economic analysis of the ramifications and economic impacts~~  
2524 ~~of the transfer of public lands;]~~

2525           ~~[(ii) during the study and economic analysis, consult with county representatives on an~~  
2526 ~~ongoing basis regarding how to consider and incorporate county land use plans and planning~~  
2527 ~~processes into the analysis; and]~~

2528           ~~[(iii) on an ongoing basis, report on the progress and findings of the study to the~~  
2529 ~~Commission for the Stewardship of Public Lands.]~~

2530           ~~[(b) The study and economic analysis shall:]~~

2531           ~~[(i) inventory public lands;]~~

2532           ~~[(ii) examine public lands:]~~

2533           ~~[(A) ownership;]~~

2534           ~~[(B) management;]~~

2535           ~~[(C) jurisdiction;]~~

2536           ~~[(D) resource characteristics;]~~

2537           ~~[(E) federal management requirements related to national forests, national recreation~~  
2538 ~~areas, or other public lands administered by the United States; and]~~

2539           ~~[(F) current and potential future uses and ways that socioeconomic conditions are~~  
2540 ~~influenced by those uses;]~~

2541           ~~[(iii) determine;]~~

2542           ~~[(A) public lands' ongoing and deferred maintenance costs, revenue production, and~~  
2543 ~~funding sources;]~~

2544           ~~[(B) whether historical federal funding levels have been sufficient to manage, maintain,~~  
2545 ~~preserve, and restore public lands and whether that funding level is likely to continue;]~~

2546           ~~[(C) the amount of public lands revenue paid to state, county, and local governments~~  
2547 ~~and other recipients designated by law from payments in lieu of taxes, timber receipts, secure~~  
2548 ~~rural school receipts, severance taxes, and mineral lease royalties;]~~

2549           ~~[(D) historical trends of the revenue sources listed in Subsection (2)(b)(iii)(C);]~~

2550           ~~[(E) ways that the payments listed in Subsection (2)(b)(iii)(C) can be maintained or~~  
2551 ~~replaced following the transfer of public lands; and]~~

2552           ~~[(F) ways that, following the transfer of public lands, revenue from public lands can be~~  
2553 ~~increased while mitigating environmental impact;]~~

2554           ~~[(iv) identify;]~~

2555           ~~[(A) existing oil and gas, mining, grazing, hunting, fishing, recreation, and other rights~~  
2556 ~~and interests on public lands;]~~

2557           ~~[(B) the economic impact of those rights and interests on state, county, and local~~  
2558 ~~economies;]~~

2559           ~~[(C) actions necessary to secure, preserve, and protect those rights and interests; and]~~

2560           ~~[(D) how those rights and interests may be affected in the event the federal government~~  
2561 ~~does not complete the transfer of public lands;]~~

2562           ~~[(v) evaluate the impact of federal land ownership on:]~~

2563           ~~[(A) the Utah School and Institutional Trust Lands Administration's ability to~~  
2564 ~~administer trust lands for the benefit of Utah schoolchildren;]~~

2565           ~~[(B) the state's ability to fund education; and]~~

2566           ~~[(C) state and local government tax bases;]~~

2567           ~~[(vi) identify a process for the state to:]~~

- 2568           ~~[(A) transfer and receive title to public lands from the United States;]~~
- 2569           ~~[(B) utilize state agencies with jurisdiction over land, natural resources, environmental~~
- 2570 ~~quality, and water to facilitate the transfer of public lands;]~~
- 2571           ~~[(C) create a permanent state framework to oversee the transfer of public lands;]~~
- 2572           ~~[(D) transition to state ownership and management of public lands using existing state~~
- 2573 ~~and local government resources; and]~~
- 2574           ~~[(E) indemnify political subdivisions of the state for actions taken in connection with~~
- 2575 ~~the transfer of public lands;]~~
- 2576           ~~[(vii) examine ways that multiple use of public lands through tourism and outdoor~~
- 2577 ~~recreation contributes to:]~~
- 2578           ~~[(A) the economic growth of state and local economies; and]~~
- 2579           ~~[(B) the quality of life of Utah citizens;]~~
- 2580           ~~[(viii) using theoretical modeling of various levels of land transfer, usage, and~~
- 2581 ~~development, evaluate the potential economic impact of the transfer of public lands on state,~~
- 2582 ~~county, and local governments; and]~~
- 2583           ~~[(ix) recommend the optimal use of public lands following the transfer of public lands.]~~
- 2584           (2) The coordinator and the office shall, on an ongoing basis, report to the Federalism
- 2585 Commission regarding the ramifications and economic impacts of the transfer of public lands.
- 2586           (3) The coordinator and office shall:
- 2587           (a) on an ongoing basis, discuss issues related to the transfer of public lands with:
- 2588           (i) the School and Institutional Trust Lands Administration;
- 2589           (ii) local governments;
- 2590           (iii) water managers;
- 2591           (iv) environmental advocates;
- 2592           (v) outdoor recreation advocates;
- 2593           (vi) nonconventional and renewable energy producers;
- 2594           (vii) tourism representatives;
- 2595           (viii) wilderness advocates;
- 2596           (ix) ranchers and agriculture advocates;
- 2597           (x) oil, gas, and mining producers;
- 2598           (xi) fishing, hunting, and other wildlife interests;

2599 (xii) timber producers;  
2600 (xiii) other interested parties; and  
2601 [~~(xiv) the Commission for the Stewardship of Public Lands; and]~~  
2602 (xiv) the Federalism Commission; and  
2603 (b) develop ways to obtain input from Utah citizens regarding the transfer of public  
2604 lands and the future care and use of public lands.  
2605 [~~(4) The coordinator may contract with another state agency or private entity to assist~~  
2606 ~~the coordinator and office with the study and economic analysis required by Subsection (2)(a).]~~  
2607 [~~(5) The coordinator shall submit a final report on the study and economic analysis~~  
2608 ~~described in Subsection (2)(a), including proposed legislation and recommendations, to the~~  
2609 ~~governor, the Natural Resources, Agriculture, and Environment Interim Committee, and the~~  
2610 ~~Commission for the Stewardship of Public Lands before November 30, 2014.]~~  
2611 Section 75. Section **63J-4-607** is amended to read:  
2612 **63J-4-607. Resource management plan administration.**  
2613 (1) The office shall consult with the [~~Commission for the Stewardship of Public Lands]~~  
2614 Federalism Commission before expending funds appropriated by the Legislature for the  
2615 implementation of this section.  
2616 (2) To the extent that the Legislature appropriates sufficient funding, the office may  
2617 procure the services of a non-public entity in accordance with Title 63G, Chapter 6a, Utah  
2618 Procurement Code, to assist the office with the office's responsibilities described in Subsection  
2619 (3).  
2620 (3) The office shall:  
2621 (a) assist each county with the creation of the county's resource management plan by:  
2622 (i) consulting with the county on policy and legal issues related to the county's resource  
2623 management plan; and  
2624 (ii) helping the county ensure that the county's resource management plan meets the  
2625 requirements of Subsection [17-27a-401\(3\)](#);  
2626 (b) promote quality standards among all counties' resource management plans; and  
2627 (c) upon submission by a county, review and verify the county's:  
2628 (i) estimated cost for creating a resource management plan; and  
2629 (ii) actual cost for creating a resource management plan.

2630 (4) (a) A county shall cooperate with the office, or an entity procured by the office  
2631 under Subsection (2), with regards to the office's responsibilities under Subsection (3).  
2632 (b) To the extent that the Legislature appropriates sufficient funding, the office may, in  
2633 accordance with Subsection (4)(c), provide funding to a county before the county completes a  
2634 resource management plan.  
2635 (c) The office may provide pre-completion funding described in Subsection (4)(b):  
2636 (i) after:  
2637 (A) the county submits an estimated cost for completing the resource management plan  
2638 to the office; and  
2639 (B) the office reviews and verifies the estimated cost in accordance with Subsection  
2640 (3)(c)(i); and  
2641 (ii) in an amount up to:  
2642 (A) 50% of the estimated cost of completing the resource management plan, verified  
2643 by the office; or  
2644 (B) \$25,000, if the amount described in Subsection (4)(c)(i)(A) is greater than \$25,000.  
2645 (d) To the extent that the Legislature appropriates sufficient funding, the office shall  
2646 provide funding to a county in the amount described in Subsection (4)(e) after:  
2647 (i) a county's resource management plan:  
2648 (A) meets the requirements described in Subsection 17-27a-401(3); and  
2649 (B) is adopted under Subsection 17-27a-404(6)(d);  
2650 (ii) the county submits the actual cost of completing the resource management plan to  
2651 the office; and  
2652 (iii) the office reviews and verifies the actual cost in accordance with Subsection  
2653 (3)(c)(ii).  
2654 (e) The office shall provide funding to a county under Subsection (4)(d) in an amount  
2655 equal to the difference between:  
2656 (i) the lesser of:  
2657 (A) the actual cost of completing the resource management plan, verified by the office;  
2658 or  
2659 (B) \$50,000; and  
2660 (ii) the amount of any pre-completion funding that the county received under

2661 Subsections (4)(b) and (c).

2662 (5) To the extent that the Legislature appropriates sufficient funding, after the deadline  
2663 established in Subsection 17-27a-404(6)(d) for a county to adopt a resource management plan,  
2664 the office shall:

2665 (a) obtain a copy of each county's resource management plan;

2666 (b) create a statewide resource management plan that:

2667 (i) meets the same requirements described in Subsection 17-27a-401(3); and

2668 (ii) to the extent reasonably possible, coordinates and is consistent with any resource  
2669 management plan or land use plan established under Chapter 8, State of Utah Resource  
2670 Management Plan for Federal Lands; and

2671 (c) submit a copy of the statewide resource management plan to the [~~Commission for~~  
2672 ~~the Stewardship of Public Lands~~] Federalism Commission for review.

2673 (6) Following review of the statewide resource management plan, the [~~Commission for~~  
2674 ~~the Stewardship of Public Lands~~] Federalism Commission shall prepare a concurrent resolution  
2675 approving the statewide resource management plan for consideration during the 2018 General  
2676 Session.

2677 (7) To the extent that the Legislature appropriates sufficient funding, the office shall  
2678 provide legal support to a county that becomes involved in litigation with the federal  
2679 government over the requirements of Subsection 17-27a-405(3).

2680 (8) After the statewide resource management plan is approved, as described in  
2681 Subsection (6), and to the extent that the Legislature appropriates sufficient funding, the office  
2682 shall monitor the implementation of the statewide resource management plan at the federal,  
2683 state, and local levels.

2684 Section 76. Section **63J-4-702** is amended to read:

2685 **63J-4-702. Employability to Careers Program Board.**

2686 (1) There is created within the office the Employability to Careers Program Board  
2687 composed of the following members:

2688 (a) the executive director of the Department of Workforce Services or the executive  
2689 director's designee;

2690 (b) the executive director of the Department of Human Services or the executive  
2691 director's designee; and

2692 (c) three members appointed by the governor with the consent of the Senate as follows:

2693 (i) one member from the private or nonprofit sector with expertise in finance;

2694 (ii) one member who is not a legislator from the private or nonprofit sector chosen  
2695 from among two individuals recommended by the president of the Senate; and

2696 (iii) one member who is not a legislator from the private or nonprofit sector chosen  
2697 from among two individuals recommended by the speaker of the House of Representatives.

2698 (2) (a) An appointed member of the board shall serve for a term of three years, but may  
2699 be reappointed for one additional term.

2700 (b) If a vacancy occurs in the board for any reason, the governor with the consent of the  
2701 Senate shall appoint a replacement to serve the remainder of the board member's term.

2702 (3) The board shall elect a chair from among the board's membership.

2703 (4) The board shall meet at least quarterly upon the call of the chair.

2704 (5) Four members of the board constitute a quorum.

2705 (6) Action by a majority present constitutes the action of the board.

2706 (7) A board member may not receive compensation or benefits for the member's  
2707 service, but a member may receive per diem and travel expenses in accordance with:

2708 (a) Section [63A-3-106](#);

2709 (b) Section [63A-3-107](#); and

2710 (c) rules made by the Division of Finance pursuant to Sections [63A-3-106](#) and  
2711 [63A-3-107](#).

2712 (8) The office shall provide staff support to the board.

2713 Section 77. Section **63L-10-102** is amended to read:

2714 **63L-10-102. Definitions.**

2715 As used in this chapter:

2716 (1) "Commission" means the [~~Commission for the Stewardship of Public Lands~~]  
2717 Federalism Commission.

2718 (2) "Office" means the Public Lands Policy Coordinating Office established in Section  
2719 [63J-4-602](#).

2720 (3) "Plan" means the statewide resource management plan, created pursuant to Section  
2721 [63J-4-607](#) and adopted in Section [63L-10-103](#).

2722 (4) "Public lands" means:



- 2723 (a) land other than a national park that is managed by the United States Parks Service;
- 2724 (b) land that is managed by the United States Forest Service; and
- 2725 (c) land that is managed by the Bureau of Land Management.

2726 Section 78. Section **63L-10-103** is amended to read:

2727 **63L-10-103. Statewide resource management plan adopted.**

2728 (1) The statewide resource management plan, dated January 2, 2018, and on file with  
2729 the office, is hereby adopted.

2730 (2) The office shall, to the extent possible and as funding allows, monitor federal, state,  
2731 and local government compliance with the plan.

2732 (3) If the office modifies the plan, the office shall notify the commission of the  
2733 modification and the office's reasoning for the modification within 30 days of the day on which  
2734 the modification is made.

2735 (4) (a) The commission may request additional information of the office regarding any  
2736 modifications to the plan, as described in Subsection (3).

2737 (b) The office shall promptly respond to any request for additional information, as  
2738 described in Subsection (4)(a).

2739 (c) The commission may make a recommendation that the Legislature approve a  
2740 modification or disapprove a modification, or the commission may decline to take action.

2741 (5) The office shall annually:

2742 (a) prepare a report detailing what changes, if any, are recommended for the plan and  
2743 deliver the report to the commission [~~by October 31~~] August 31; and

2744 (b) report on the implementation of the plan at the federal, state, and local levels to the  
2745 commission [~~by October 31~~] August 31.

2746 (6) If the commission makes a recommendation that the Legislature approve a  
2747 modification, the commission shall prepare a bill in anticipation of the annual general session  
2748 of the Legislature to implement the change.

2749 Section 79. Section **63L-10-104** is amended to read:

2750 **63L-10-104. Policy statement.**

2751 (1) Except as provided in Subsection (2), state agencies and political subdivisions shall  
2752 refer to and substantially conform with the statewide resource management plan when making  
2753 plans for public lands or other public resources in the state.

2754 (2) (a) The office shall, as funding allows, maintain a record of all state agency and  
2755 political subdivision resource management plans and relevant documentation.

2756 (b) On an ongoing basis, state agencies and political subdivisions shall keep the office  
2757 informed of any substantive modifications to their resource management plans.

2758 (c) On or before [~~October~~] August 31 of each year, the office shall provide a report to  
2759 the commission that includes the following:

2760 (i) any modifications to the state agency or political subdivision resource management  
2761 plans that are inconsistent with the statewide resource management plan;

2762 (ii) a recommendation as to how an inconsistency identified under Subsection (2)(c)(i),  
2763 if any, should be addressed; and

2764 (iii) a recommendation:

2765 (A) as to whether the statewide resource management plan should be modified to  
2766 address any inconsistency identified under Subsection (2)(c)(i); or

2767 (B) on any other modification to the statewide resource management plan the office  
2768 determines is necessary.

2769 (3) (a) Subject to Subsection (3)(b), nothing in this section preempts the authority  
2770 granted to a political subdivision under:

2771 (i) Title 10, Chapter 8, Powers and Duties of Municipalities, or Title 10, Chapter 9a,  
2772 Municipal Land Use, Development, and Management Act; or

2773 (ii) Title 17, Chapter 27a, County Land Use, Development, and Management Act.

2774 (b) Federal regulations state that, when state and local government policies, plans, and  
2775 programs conflict, those of higher authority will normally be followed.

2776 Section 80. Section **63M-2-301** is amended to read:

2777 **63M-2-301. The Utah Science Technology and Research Initiative -- Governing**  
2778 **authority -- Executive director.**

2779 (1) There is created the Utah Science Technology and Research Initiative.

2780 (2) To oversee USTAR, there is created the Utah Science Technology and Research  
2781 Governing Authority consisting of:

2782 (a) the state treasurer or the state treasurer's designee;

2783 (b) the executive director of the Governor's Office of Economic Development;

2784 (c) three members appointed by the governor, with the consent of the Senate;

- 2785 (d) two members who are not legislators appointed by the president of the Senate;
- 2786 (e) two members who are not legislators appointed by the speaker of the House of
- 2787 Representatives; and
- 2788 (f) one member appointed by the commissioner of higher education.
- 2789 (3) (a) The eight appointed members under Subsections (2)(c) through (f) shall serve
- 2790 four-year staggered terms.
- 2791 (b) An appointed member under Subsection (2)(c), (d), (e), or (f):
- 2792 (i) may not serve more than two full consecutive terms; and
- 2793 (ii) may be removed from the governing authority for any reason before the member's
- 2794 term is completed:
- 2795 (A) at the discretion of the original appointing authority; and
- 2796 (B) after the original appointing authority consults with the governing authority.
- 2797 (4) A vacancy on the governing authority in an appointed position under Subsection
- 2798 (2)(c), (d), (e), or (f) shall be filled for the unexpired term by the appointing authority in the
- 2799 same manner as the original appointment.
- 2800 (5) (a) Except as provided in Subsection (5)(b), the governor, with the consent of the
- 2801 Senate, shall select the chair of the governing authority to serve a one-year term.
- 2802 (b) The governor may extend the term of a sitting chair of the governing authority
- 2803 without the consent of the Senate.
- 2804 (c) The executive director of the Governor's Office of Economic Development shall
- 2805 serve as the vice chair of the governing authority.
- 2806 (6) The governing authority shall meet at least six times each year and may meet more
- 2807 frequently at the request of a majority of the members of the governing authority.
- 2808 (7) Five members of the governing authority are a quorum.
- 2809 (8) A member of the governing authority may not receive compensation or benefits for
- 2810 the member's service, but may receive per diem and travel expenses as allowed in:
- 2811 (a) Section [63A-3-106](#);
- 2812 (b) Section [63A-3-107](#); and
- 2813 (c) rules made by the Division of Finance:
- 2814 (i) pursuant to Sections [63A-3-106](#) and [63A-3-107](#); and
- 2815 (ii) in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act.

2816 (9) (a) After consultation with the governing authority, the governor, with the consent  
2817 of the Senate, shall appoint a full-time executive director to provide staff support for the  
2818 governing authority.

2819 (b) The executive director is an at-will employee who may be terminated with or  
2820 without cause by:

2821 (i) the governor; or

2822 (ii) majority vote of the governing authority.

2823 Section 81. Section **63M-7-301** is amended to read:

2824 **63M-7-301. Definitions -- Creation of council -- Membership -- Terms.**

2825 (1) (a) As used in this part, "council" means the Utah Substance Use and Mental Health  
2826 Advisory Council created in this section.

2827 (b) There is created within the governor's office the Utah Substance Use and Mental  
2828 Health Advisory Council.

2829 (2) The council shall be comprised of the following voting members:

2830 (a) the attorney general or the attorney general's designee;

2831 (b) an elected county official appointed by the Utah Association of Counties;

2832 (c) the commissioner of public safety or the commissioner's designee;

2833 (d) the director of the Division of Substance Abuse and Mental Health or the director's  
2834 designee;

2835 (e) the state superintendent of public instruction or the superintendent's designee;

2836 (f) the executive director of the Department of Health or the executive director's  
2837 designee;

2838 (g) the executive director of the Commission on Criminal and Juvenile Justice or the  
2839 executive director's designee;

2840 (h) the executive director of the Department of Corrections or the executive director's  
2841 designee;

2842 (i) the director of the Division of Juvenile Justice Services or the director's designee;

2843 (j) the director of the Division of Child and Family Services or the director's designee;

2844 (k) the chair of the Board of Pardons and Parole or the chair's designee;

2845 (l) the director of the Office of Multicultural Affairs or the director's designee;

2846 (m) the director of the Division of Indian Affairs or the director's designee;

- 2847 (n) the state court administrator or the state court administrator's designee;
- 2848 (o) a district court judge who presides over a drug court and who is appointed by the  
2849 chief justice of the Utah Supreme Court;
- 2850 (p) a district court judge who presides over a mental health court and who is appointed  
2851 by the chief justice of the Utah Supreme Court;
- 2852 (q) a juvenile court judge who presides over a drug court and who is appointed by the  
2853 chief justice of the Utah Supreme Court;
- 2854 (r) a prosecutor appointed by the Statewide Association of Prosecutors;
- 2855 (s) the chair or co-chair of each committee established by the council;
- 2856 (t) the chair or co-chair of the Statewide Suicide Prevention Coalition created under  
2857 Subsection [62A-15-11\(2\)\(b\)](#);
- 2858 ~~[(u) the following members appointed to serve four-year terms:]~~
- 2859 ~~[(i) a member of the House of Representatives appointed by the speaker of the House~~  
2860 ~~of Representatives;]~~
- 2861 ~~[(ii) a member of the Senate appointed by the president of the Senate; and]~~
- 2862 ~~[(iii)]~~ (u) a representative appointed by the Utah League of Cities and Towns to serve a  
2863 four-year term;
- 2864 (v) the following members appointed by the governor to serve four-year terms:
- 2865 (i) one resident of the state who has been personally affected by a substance use or  
2866 mental health disorder; and
- 2867 (ii) one citizen representative; and
- 2868 (w) in addition to the voting members described in Subsections (2)(a) through (v), the  
2869 following voting members appointed by a majority of the members described in Subsections  
2870 (2)(a) through (v) to serve four-year terms:
- 2871 (i) one resident of the state who represents a statewide advocacy organization for  
2872 recovery from substance use disorders;
- 2873 (ii) one resident of the state who represents a statewide advocacy organization for  
2874 recovery from mental illness;
- 2875 (iii) one resident of the state who represents prevention professionals;
- 2876 (iv) one resident of the state who represents treatment professionals;
- 2877 (v) one resident of the state who represents the physical health care field;

- 2878 (vi) one resident of the state who is a criminal defense attorney;
- 2879 (vii) one resident of the state who is a military servicemember or military veteran under
- 2880 Section 53B-8-102;
- 2881 (viii) one resident of the state who represents local law enforcement agencies; and
- 2882 (ix) one representative of private service providers that serve youth with substance use
- 2883 disorders or mental health disorders.

2884 (3) An individual other than an individual described in Subsection (2) may not be

2885 appointed as a voting member of the council.

2886 Section 82. Section 63M-7-302 is amended to read:

2887 **63M-7-302. Chair -- Vacancies -- Quorum -- Expenses.**

2888 (1) The Utah Substance Use and Mental Health Advisory Council shall annually select

2889 one of its members to serve as chair and one of its members to serve as vice chair.

2890 (2) When a vacancy occurs in the membership for any reason, the replacement shall be

2891 appointed for the unexpired term in the same manner as the position was originally filled.

2892 (3) A majority of the members of the council constitutes a quorum.

2893 (4) ~~[(a)]~~ A member ~~[who is not a legislator]~~ may not receive compensation or benefits

2894 for the member's service, but may receive per diem and travel expenses as allowed in:

2895 ~~[(i)]~~ (a) Section 63A-3-106;

2896 ~~[(ii)]~~ (b) Section 63A-3-107; and

2897 ~~[(iii)]~~ (c) rules made by the Division of Finance according to Sections 63A-3-106 and

2898 63A-3-107.

2899 ~~[(b) Compensation and expenses of a member who is a legislator are governed by~~

2900 ~~Section 36-2-2 and Legislative Joint Rules, Title 5, Legislative Compensation and Expenses.]~~

2901 (5) The council may establish committees as needed to assist in accomplishing its

2902 duties under Section 63M-7-303.

2903 Section 83. Section 63M-7-601 is amended to read:

2904 **63M-7-601. Creation -- Members -- Chair.**

2905 (1) There is created within the governor's office the Utah Council on Victims of Crime.

2906 (2) The Utah Council on Victims of Crime shall be composed of 25 voting members as

2907 follows:

2908 (a) a representative of the Commission on Criminal and Juvenile Justice appointed by

2909 the executive director;

2910 (b) a representative of the Department of Corrections appointed by the executive  
2911 director;

2912 (c) a representative of the Board of Pardons and Parole appointed by the chair;

2913 (d) a representative of the Department of Public Safety appointed by the commissioner;

2914 (e) a representative of the Division of Juvenile Justice Services appointed by the  
2915 director;

2916 (f) a representative of the Utah Office for Victims of Crime appointed by the director;

2917 (g) a representative of the Office of the Attorney General appointed by the attorney  
2918 general;

2919 (h) a representative of the United States Attorney for the district of Utah appointed by  
2920 the United States Attorney;

2921 (i) a representative of Utah's Native American community appointed by the director of  
2922 the Division of Indian Affairs after input from federally recognized tribes in Utah;

2923 (j) a professional or volunteer working in the area of violence against women and  
2924 families appointed by the governor;

2925 (k) the chair of each judicial district's victims' rights committee;

2926 (l) the following members appointed to serve four-year terms:

2927 (i) a representative of the Statewide Association of Public Attorneys appointed by that  
2928 association;

2929 (ii) a representative of the Utah Chiefs of Police Association appointed by the president  
2930 of that association;

2931 (iii) a representative of the Utah Sheriffs' Association appointed by the president of that  
2932 association;

2933 (iv) a representative of a Children's Justice Center appointed by the ~~[Advisory Board~~  
2934 ~~on Children's Justice]~~ attorney general; and

2935 (v) a citizen representative appointed by the governor; and

2936 (m) the following members appointed by the members in Subsections (2)(a) through  
2937 (2)(k) to serve four-year terms:

2938 (i) an individual who works professionally with victims of crime; and

2939 (ii) a victim of crime.

2940 (3) The council shall annually elect one member to serve as chair.

2941 Section 84. Section **63M-11-201** is amended to read:

2942 **63M-11-201. Composition -- Appointments -- Terms -- Removal.**

2943 (1) The commission shall be composed of ~~[22]~~ 20 voting members as follows:

2944 [~~(a)~~] ~~one senator, appointed by the president of the Senate;~~

2945 [~~(b)~~] ~~one representative, appointed by the speaker of the House of Representatives;~~

2946 [~~(c)~~] (a) the executive director of the Department of Health;

2947 [~~(d)~~] (b) the executive director of the Department of Human Services;

2948 [~~(e)~~] (c) the executive director of the Governor's Office of Economic Development;

2949 [~~(f)~~] (d) the executive director of the Department of Workforce Services; and

2950 [~~(g)~~] (e) 16 voting members, appointed by the governor, representing each of the

2951 following:

2952 (i) the Utah Association of Area Agencies on Aging;

2953 (ii) higher education in Utah;

2954 (iii) the business community;

2955 (iv) the Utah Association of Counties;

2956 (v) the Utah League of Cities and Towns;

2957 (vi) charitable organizations;

2958 (vii) the health care provider industry;

2959 (viii) financial institutions;

2960 (ix) the legal profession;

2961 (x) the public safety sector;

2962 (xi) public transportation;

2963 (xii) ethnic minorities;

2964 (xiii) the industry that provides long-term care for the elderly;

2965 (xiv) organizations or associations that advocate for the aging population;

2966 (xv) the Alzheimer's Association; and

2967 (xvi) the general public.

2968 (2) (a) A member appointed under Subsection (1)[~~(g)~~](e) shall serve a two-year term.

2969 (b) Notwithstanding the term requirements of Subsection (2)(a), the governor may

2970 adjust the length of the initial commission members' terms to ensure that the terms are



2971 staggered so that approximately 1/2 of the members appointed under Subsection (1)(g) are  
2972 appointed each year.

2973 (c) When, for any reason, a vacancy occurs in a position appointed by the governor  
2974 under Subsection (1)~~(g)~~(e), the governor shall appoint a person to fill the vacancy for the  
2975 unexpired term of the commission member being replaced.

2976 (d) Members appointed under Subsection (1)~~(g)~~(e) may be removed by the governor  
2977 for cause.

2978 (e) A member appointed under Subsection (1)~~(g)~~(e) shall be removed from the  
2979 commission and replaced by the governor if the member is absent for three consecutive  
2980 meetings of the commission without being excused by the chair of the commission.

2981 (3) In appointing the members under Subsection (1)~~(g)~~(e), the governor shall:

2982 (a) take into account the geographical makeup of the commission; and

2983 (b) strive to appoint members who are knowledgeable or have an interest in issues  
2984 relating to the aging population.

2985 Section 85. Section **63M-11-206** is amended to read:

2986 **63M-11-206. Members serve without pay -- Reimbursement for expenses.**

2987 ~~[(1)]~~ A member ~~[who is not a legislator]~~ may not receive compensation or benefits for  
2988 the member's service, but may receive per diem and travel expenses as allowed in:

2989 ~~[(a)]~~ (1) Section [63A-3-106](#);

2990 ~~[(b)]~~ (2) Section [63A-3-107](#); and

2991 ~~[(c)]~~ (3) rules made by the Division of Finance according to Sections [63A-3-106](#) and  
2992 [63A-3-107](#).

2993 ~~[(2) Compensation and expenses of a member who is a legislator are governed by~~  
2994 ~~Section [36-2-2](#) and Legislative Joint Rules, Title JR5, Legislative Compensation and~~  
2995 ~~Expenses.]~~

2996 Section 86. Section **63N-1-201** is amended to read:

2997 **63N-1-201. Creation of office -- Responsibilities.**

2998 (1) There is created the Governor's Office of Economic Development.

2999 (2) The office is:

3000 (a) responsible for economic development and economic development planning in the  
3001 state; and

- 3002 (b) the industrial promotion authority of the state.
- 3003 (3) The office shall:
- 3004 (a) administer and coordinate state and federal economic development grant programs;
- 3005 (b) promote and encourage the economic, commercial, financial, industrial,
- 3006 agricultural, and civic welfare of the state;
- 3007 (c) promote and encourage the employment of workers in the state and the purchase of
- 3008 goods and services produced in the state by local businesses;
- 3009 (d) act to create, develop, attract, and retain business, industry, and commerce in the
- 3010 state;
- 3011 (e) act to enhance the state's economy;
- 3012 (f) administer programs over which the office is given administrative supervision by
- 3013 the governor;
- 3014 (g) submit an annual written report as described in Section [63N-1-301](#); and
- 3015 ~~[(h) comply with the requirements of Section [36-30-202](#); and]~~
- 3016 ~~[(i)]~~ (h) perform other duties as provided by the Legislature.
- 3017 (4) In order to perform its duties under this title, the office may:
- 3018 (a) enter into a contract or agreement with, or make a grant to, a public or private
- 3019 entity, including a municipality, if the contract or agreement is not in violation of state statute
- 3020 or other applicable law;
- 3021 (b) except as provided in Subsection (4)(c), receive and expend funds from a public or
- 3022 private source for any lawful purpose that is in the state's best interest; and
- 3023 (c) solicit and accept a contribution of money, services, or facilities from a public or
- 3024 private donor, but may not use the contribution for publicizing the exclusive interest of the
- 3025 donor.
- 3026 (5) Money received under Subsection (4)(c) shall be deposited in the General Fund as
- 3027 dedicated credits of the office.
- 3028 (6) (a) The office shall obtain the advice of the board before implementing a change to
- 3029 a policy, priority, or objective under which the office operates.
- 3030 (b) Subsection (6)(a) does not apply to the routine administration by the office of
- 3031 money or services related to the assistance, retention, or recruitment of business, industry, or
- 3032 commerce in the state.

3033 Section 87. Section **67-1-2.5** is amended to read:

3034 **67-1-2.5. Executive boards -- Database -- Governor's review of new boards.**

3035 (1) As used in this section[~~,"executive board"~~]:

3036 (a) "Administrator" means the boards and commissions administrator designated under  
3037 Subsection (2).

3038 (b) "Executive board" means any executive branch board, commission, council,  
3039 committee, working group, task force, study group, advisory group, or other body with a  
3040 defined limited membership that is created to operate for more than six months by the  
3041 constitution, by statute, by executive order, by the governor, lieutenant governor, attorney  
3042 general, state auditor, or state treasurer or by the head of a department, division, or other  
3043 administrative subunit of the executive branch of state government.

3044 (2) (a) Before July 1 of the calendar year following the year in which the Legislature  
3045 creates a new executive board, the governor shall:

3046 (i) review the executive board to evaluate:

3047 (A) whether the executive board accomplishes a substantial governmental interest; and

3048 (B) whether it is necessary for the executive board to remain in statute;

3049 (ii) in the governor's review under Subsection (2)(a)(i), consider:

3050 (A) the funding required for the executive board;

3051 (B) the staffing resources required for the executive board;

3052 (C) the time members of the executive board are required to commit to serve on the  
3053 executive board; and

3054 (D) whether the responsibilities of the executive board could reasonably be  
3055 accomplished through an existing entity or without statutory direction; and

3056 (iii) submit a report to the Government Operations Interim Committee recommending  
3057 that the Legislature:

3058 (A) repeal the executive board;

3059 (B) add a sunset provision or future repeal date to the executive board;

3060 (C) make other changes to make the executive board more efficient; or

3061 (D) make no changes to the executive board.

3062 (b) In conducting the evaluation and making the report described in Subsection (2)(a),  
3063 the governor shall give deference to:

3064 (i) reducing the size of government; and  
3065 (ii) making governmental programs more efficient and effective.  
3066 (c) Upon receipt of a report from the governor under Subsection (2)(a)(iii), the  
3067 Government Operations Interim Committee shall vote on whether to address the  
3068 recommendations made by the governor in the report and prepare legislation accordingly.  
3069 ~~[(2)]~~ (3) (a) The governor shall designate [a person from his] a board and commissions  
3070 administrator from the governor's staff to maintain a computerized [data base] database  
3071 containing information about all executive boards.  
3072 ~~[(3)]~~ (b) The [person designated to maintain the data base] administrator shall ensure  
3073 that the [data base] database contains:  
3074 ~~[(a)]~~ (i) the name of each executive board;  
3075 ~~[(b)]~~ (ii) the statutory or constitutional authority for the creation of the executive board;  
3076 ~~[(c)]~~ (iii) the sunset date on which each executive board's statutory authority expires;  
3077 ~~[(d)]~~ (iv) the state officer or department and division of state government under whose  
3078 jurisdiction the executive board operates or with which the executive board is affiliated, if any;  
3079 ~~[(e)]~~ (v) the name, address, gender, telephone number, and county of each [person]  
3080 individual currently serving on the executive board, along with a notation of all vacant or  
3081 unfilled positions;  
3082 ~~[(f)]~~ (vi) the title of the position held by the person who appointed each member of the  
3083 executive board;  
3084 ~~[(g)]~~ (vii) the length of the term to which each member of the executive board was  
3085 appointed and the month and year that each executive board member's term expires;  
3086 ~~[(h)]~~ (viii) whether or not members appointed to the executive board require consent of  
3087 the Senate;  
3088 ~~[(i)]~~ (ix) the organization, interest group, profession, local government entity, or  
3089 geographic area that [the person] an individual appointed to an executive board represents, if  
3090 any;  
3091 ~~[(j)]~~ (x) the [person's] party affiliation of an individual appointed to an executive board,  
3092 if the statute or executive order creating the position requires representation from political  
3093 parties;  
3094 ~~[(k)]~~ (xi) whether [the] each executive board is a policy board or an advisory board;

3095 ~~(f)~~ (xii) whether ~~[or not]~~ the executive board has or exercises rulemaking authority;  
 3096 and

3097 ~~(m)~~ (xiii) any compensation and expense reimbursement that members of the  
 3098 executive board are authorized to receive.

3099 ~~[(4) The person designated to maintain the data base shall:]~~

3100 (4) The administrator shall place the following on the governor's website:

3101 (a) ~~[make]~~ the information contained in the ~~[data base available to the public upon~~  
 3102 ~~request; and]~~ database;

3103 ~~[(b) cooperate with other entities of state government to publish the data or useful~~  
 3104 ~~summaries of the data.]~~

3105 (b) each report the administrator receives under Subsection (5); and

3106 (c) the summary report described in Subsection (6).

3107 (5) (a) Before September 1 of each year, each executive board shall prepare and submit  
 3108 to the administrator an annual report that includes:

3109 (i) the name of the executive board;

3110 (ii) a description of the executive board's official function and purpose;

3111 (iii) a description of the actual work performed by the executive board since the last  
 3112 report the executive board submitted to the administrator under this Subsection (5);

3113 (iv) a description of actions taken by the executive board since the last report the  
 3114 executive board submitted to the administrator under this Subsection (5);

3115 (v) recommendations on whether any statutory, rule, or other changes are needed to  
 3116 make the executive board more effective; and

3117 (vi) an indication of whether the executive board should continue to exist.

3118 (b) The administrator shall compile and post the reports described in Subsection (5)(a)  
 3119 to the governor's website before October 1 of each year.

3120 (c) An executive board is not required to submit a report under this Subsection (5) if  
 3121 the executive board:

3122 (i) is also a legislative board under Section [36-12-22](#); and

3123 (ii) submits a report under Section [36-12-22](#).

3124 ~~(5)~~ (6) (a) The ~~[person designated to maintain the data base]~~ administrator shall  
 3125 prepare, publish, and distribute an annual report by ~~[December]~~ October 1 of each year that

3126 includes~~[, as of November 1]~~:

3127 (i) as of September 1 of that year:

3128 ~~[(i)]~~ (A) the total number of executive boards;

3129 ~~[(ii)]~~ (B) the name of each of those executive boards and the state officer or department  
3130 and division of state government under whose jurisdiction the executive board operates or with  
3131 which the executive board is affiliated, if any;

3132 ~~[(iii)]~~ (C) for each state officer and each department and division, the total number of  
3133 executive boards under the jurisdiction of or affiliated with that officer, department, and  
3134 division;

3135 ~~[(iv)]~~ (D) the total number of members for each of those executive boards;

3136 ~~[(v)]~~ (E) whether or not some or all of the members of each of those executive boards  
3137 are approved by the Senate;

3138 ~~[(vi)]~~ (F) whether each board is a policymaking board or an advisory board and the  
3139 total number of policy boards and the total number of advisory boards; and

3140 ~~[(vii)]~~ (G) the compensation, if any, paid to the members of each of those executive  
3141 boards~~[;]~~; and

3142 (ii) a summary of the reports submitted to the administrator under Subsection (5),  
3143 including:

3144 (A) a list of each executive board that submitted a report under Subsection (5);

3145 (B) a list of each executive board that did not submit a report under Subsection (5);

3146 (C) an indication of any recommendations made under Subsection (5)(a)(v); and

3147 (D) a list of any executive boards that indicated under Subsection (5)(a)(vi) that the  
3148 executive board should no longer exist.

3149 (b) The ~~[person designated to maintain the data bases]~~ administrator shall distribute  
3150 copies of the report described in Subsection (6)(a) to:

3151 (i) the governor;

3152 (ii) the president of the Senate;

3153 (iii) the speaker of the House;

3154 (iv) the Office of Legislative Research and General Counsel; ~~[and]~~

3155 (v) the Government Operations Interim Committee; and

3156 ~~[(v)]~~ (vi) any other persons who request a copy of the annual report.

3157 (c) Each year, the Government Operations Interim Committee shall prepare legislation  
 3158 making any changes the committee determines are suitable with respect to the report the  
 3159 committee receives under Subsection (6)(b), including:

3160 (i) repealing an executive board that is no longer functional or necessary; and

3161 (ii) making appropriate changes to make an executive board more effective.

3162 Section 88. Section **67-5b-102** is amended to read:

3163 **67-5b-102. Children's Justice Center -- Requirements of center -- Purposes of**  
 3164 **center.**

3165 (1) (a) There is established the Children's Justice Center Program to provide a  
 3166 comprehensive, multidisciplinary, intergovernmental response to child abuse victims in a  
 3167 facility known as a Children's Justice Center.

3168 (b) The attorney general shall administer the program.

3169 (c) The attorney general shall:

3170 (i) allocate the funds appropriated by a line item pursuant to Section **67-5b-103**;

3171 (ii) administer applications for state and federal grants and subgrants;

3172 [~~(iii) staff the Advisory Board on Children's Justice;~~]

3173 (iii) maintain an advisory board that is associated with the program to comply with  
 3174 requirements of grants that are associated with the program;

3175 (iv) assist in the development of new centers;

3176 (v) coordinate services between centers;

3177 (vi) contract with counties and other entities for the provision of services;

3178 (vii) (A) provide training, technical assistance, and evaluation to centers; and

3179 (B) ensure that any training described in Subsection (1)(c)(vii)(A) complies with Title  
 3180 63G, Chapter 22, State Training and Certification Requirements; and

3181 (viii) provide other services to comply with established minimum practice standards as  
 3182 required to maintain the state's and centers' eligibility for grants and subgrants.

3183 (2) (a) The attorney general shall establish Children's Justice Centers, satellite offices,  
 3184 or multidisciplinary teams in Beaver County, Box Elder County, Cache County, Carbon  
 3185 County, Davis County, Duchesne County, Emery County, Grand County, Iron County, Juab  
 3186 County, Kane County, Salt Lake County, San Juan County, Sanpete County, Sevier County,  
 3187 Summit County, Tooele County, Uintah County, Utah County, Wasatch County, Washington

3188 County, and Weber County.

3189 (b) The attorney general may establish other centers, satellites, or multidisciplinary  
3190 teams within a county and in other counties of the state.

3191 (3) The attorney general and each center shall:

3192 (a) coordinate the activities of the public agencies involved in the investigation and  
3193 prosecution of child abuse cases and the delivery of services to child abuse victims and child  
3194 abuse victims' families;

3195 (b) provide a neutral, child-friendly program, where interviews are conducted and  
3196 services are provided to facilitate the effective and appropriate disposition of child abuse cases  
3197 in juvenile, civil, and criminal court proceedings;

3198 (c) facilitate a process for interviews of child abuse victims to be conducted in a  
3199 professional and neutral manner;

3200 (d) obtain reliable and admissible information that can be used effectively in child  
3201 abuse cases in the state;

3202 (e) maintain a multidisciplinary team that includes representatives of public agencies  
3203 involved in the investigation and prosecution of child abuse cases and in the delivery of  
3204 services to child abuse victims and child abuse victims' families;

3205 (f) hold regularly scheduled case reviews with the multidisciplinary team;

3206 (g) coordinate and track:

3207 (i) investigation of the alleged offense; and

3208 (ii) preparation of prosecution;

3209 (h) maintain a working protocol that addresses the center's procedures for conducting  
3210 forensic interviews and case reviews, and for ensuring a child abuse victim's access to medical  
3211 and mental health services;

3212 (i) maintain a system to track the status of cases and the provision of services to child  
3213 abuse victims and child abuse victims' families;

3214 (j) provide training for professionals involved in the investigation and prosecution of  
3215 child abuse cases and in the provision of related treatment and services;

3216 (k) enhance community understanding of child abuse cases; and

3217 (l) provide as many services as possible that are required for the thorough and effective  
3218 investigation of child abuse cases.



3219 (4) To assist a center in fulfilling the requirements and statewide purposes as provided  
3220 in Subsection (3), each center may obtain access to any relevant juvenile court legal records  
3221 and adult court legal records, unless sealed by the court.

3222 Section 89. Section **67-5b-105** is amended to read:

3223 **67-5b-105. Local advisory boards -- Membership.**

3224 (1) The cooperating public agencies and other persons shall make up each center's local  
3225 advisory board, which shall be composed of the following people from the county or area:

3226 (a) the local center director or the director's designee;  
3227 (b) a district attorney or county attorney having criminal jurisdiction or any designee;  
3228 (c) a representative of the attorney general's office, designated by the attorney general;  
3229 (d) at least one official from a local law enforcement agency or the local law  
3230 enforcement agency's designee;

3231 (e) the county executive or the county executive's designee;

3232 (f) a licensed nurse practitioner or physician;

3233 (g) a licensed mental health professional;

3234 (h) a criminal defense attorney;

3235 (i) at least four members of the community at large [~~provided, however, that the~~  
3236 ~~Advisory Board on Children's Justice may authorize fewer members, although not less than~~  
3237 ~~two, if the local advisory board so requests~~];

3238 (j) a guardian ad litem or representative of the Office of Guardian Ad Litem,  
3239 designated by the director;

3240 (k) a representative of the Division of Child and Family Services within the  
3241 Department of Human Services, designated by the employee of the division who has  
3242 supervisory responsibility for the county served by the center;

3243 (l) if a center serves more than one county, one representative from each county served,  
3244 appointed by the county executive; and

3245 (m) additional members appointed as needed by the county executive.

3246 (2) The members on each local advisory board who serve due to public office as  
3247 provided in Subsections (1)(b) through (e) shall select the remaining members. The members  
3248 on each local advisory board shall select a chair of the local advisory board.

3249 (3) The local advisory board may not supersede the authority of the contracting county

3250 as designated in Section [67-5b-104](#).

3251 (4) Appointees and designees shall serve a term or terms as designated in the bylaws of  
3252 the local advisory board.

3253 Section 90. Section **72-4-302** is amended to read:

3254 **72-4-302. Utah State Scenic Byway Committee -- Creation -- Membership --**  
3255 **Meetings -- Expenses.**

3256 (1) There is created the Utah State Scenic Byway Committee.

3257 (2) (a) The committee shall consist of the following [~~15~~] 13 members:

3258 (i) a representative from each of the following entities appointed by the governor:

3259 (A) the Governor's Office of Economic Development;

3260 (B) the Utah Department of Transportation;

3261 (C) the Department of Heritage and Arts;

3262 (D) the Division of Parks and Recreation;

3263 (E) the Federal Highway Administration;

3264 (F) the National Park Service;

3265 (G) the National Forest Service; and

3266 (H) the Bureau of Land Management;

3267 (ii) one local government tourism representative appointed by the governor;

3268 (iii) a representative from the private business sector appointed by the governor; and

3269 (iv) three local elected officials from a county, city, or town within the state appointed

3270 by the governor[;].

3271 [~~(v) a member from the House of Representatives appointed by the speaker of the~~

3272 ~~House of Representatives; and]~~

3273 [~~(vi) a member from the Senate appointed by the president of the Senate.]~~

3274 (b) Except as provided in Subsection (2)(c), the members appointed in this Subsection

3275 (2) shall be appointed for a four-year term of office.

3276 (c) The governor shall, at the time of appointment or reappointment for appointments

3277 made under Subsection (2)(a)(i), (ii), (iii), or (iv) adjust the length of terms to ensure that the

3278 terms of committee members are staggered so that approximately half of the committee is

3279 appointed every two years.

3280 [~~(d) (i) The appointments made under Subsections (2)(a)(v) and (vi) by the speaker of~~

3281 ~~the House and the president of the Senate may not be from the same political party.]~~

3282 ~~[(ii) The speaker of the House and the president of the Senate shall alternate the~~  
3283 ~~appointments made under Subsections (2)(a)(v) and (vi) as follows:]~~

3284 ~~[(A) if the speaker appoints a member under Subsection (2)(a)(v), the next appointment~~  
3285 ~~made by the speaker following the expiration of the existing member's four-year term of office~~  
3286 ~~shall be from a different political party; and]~~

3287 ~~[(B) if the president appoints a member under Subsection (2)(a)(vi), the next~~  
3288 ~~appointment made by the president following the expiration of the existing member's four-year~~  
3289 ~~term of office shall be from a different political party.]~~

3290 (3) (a) The representative from the Governor's Office of Economic Development shall  
3291 chair the committee.

3292 (b) The members appointed under Subsections (2)(a)(i)(E) through (H) serve as  
3293 nonvoting, ex officio members of the committee.

3294 (4) The Governor's Office of Economic Development and the department shall provide  
3295 staff support to the committee.

3296 (5) (a) The chair may call a meeting of the committee only with the concurrence of the  
3297 department.

3298 (b) A majority of the voting members of the committee constitute a quorum.

3299 (c) Action by a majority vote of a quorum of the committee constitutes action by the  
3300 committee.

3301 (6) ~~[(a)]~~ A member ~~[who is not a legislator]~~ may not receive compensation or benefits  
3302 for the member's service, but may receive per diem and travel expenses as allowed in:

3303 ~~[(i)]~~ (a) Section 63A-3-106;

3304 ~~[(ii)]~~ (b) Section 63A-3-107; and

3305 ~~[(iii)]~~ (c) rules made by the Division of Finance according to Sections 63A-3-106 and  
3306 63A-3-107.

3307 ~~[(b) Compensation and expenses of a member who is a legislator are governed by~~  
3308 ~~Section 36-2-2 and Legislative Joint Rules, Title 5, Legislative Compensation and Expenses.]~~

3309 Section 91. Section 73-10g-105 is amended to read:

3310 **73-10g-105. Loans -- Rulemaking.**

3311 (1) (a) The division and the board shall make rules, in accordance with Title 63G,

3312 Chapter 3, Utah Administrative Rulemaking Act, in preparation to make loans from available  
3313 funds to repair, replace, or improve underfunded federal water infrastructure projects.

3314 (b) Subject to Chapter 26, Bear River Development Act, and Chapter 28, Lake Powell  
3315 Pipeline Development Act, the division and the board shall make rules, in accordance with  
3316 Title 63G, Chapter 3, Utah Administrative Rulemaking Act, in preparation to make loans from  
3317 available funds to develop the state's undeveloped share of the Bear and Colorado rivers.

3318 (2) The rules described in Subsection (1) shall:

3319 (a) specify the amount of money that may be loaned;

3320 (b) specify the criteria the division and the board shall consider in prioritizing and  
3321 awarding loans;

3322 (c) specify the minimum qualifications for an individual who, or entity that, receives a  
3323 loan, including the amount of cost-sharing to be the responsibility of the individual or entity  
3324 applying for a loan;

3325 (d) specify the terms of the loan, including the terms of repayment; and

3326 (e) require all applicants for a loan to apply on forms provided by the division and in a  
3327 manner required by the division.

3328 (3) The division and the board shall, in making the rules described in Subsection (1)  
3329 and in consultation with the State Water Development Commission created in Section  
3330 [73-27-102](#):

3331 (a) establish criteria for better water data and data reporting;

3332 (b) establish new conservation targets based on the data described in Subsection (3)(a);

3333 (c) institute a process for the independent verification of the data described in  
3334 Subsection (3)(a);

3335 (d) establish a plan for an independent review of:

3336 (i) the proposed construction plan for an applicant's qualifying water infrastructure  
3337 project; and

3338 (ii) the applicant's plan to repay the loan for the construction of the proposed water  
3339 infrastructure project;

3340 (e) invite and recommend public involvement; and

3341 (f) set appropriate financing and repayment terms.

3342 ~~[(4) (a) The division, board, and State Water Development Commission shall, no later~~

3343 ~~than October 30, 2016, report to the Natural Resources, Agriculture, and Environment Interim~~  
3344 ~~Committee and Legislative Management Committee on the rules established pursuant to~~  
3345 ~~Subsections (1) and (3).]~~

3346 ~~[(b) After October 30, 2016, the]~~

3347 (4) The division and the board shall provide regular updates to the Legislative  
3348 Management Committee on the progress made under this section, including whether the  
3349 division and board intend to issue a request for proposals.

3350 Section 92. Section **78A-2-501** is amended to read:

3351 **78A-2-501. Definitions -- Online Court Assistance Program -- Purpose of**  
3352 **program -- Online Court Assistance Account -- User's fee.**

3353 (1) As used in this part:

3354 (a) "Account" means the Online Court Assistance Account created in this section.

3355 ~~[(b) "Board" means the Online Court Assistance Program Policy Board created in~~  
3356 ~~Section **78A-2-502**.]~~

3357 ~~[(c)]~~ (b) "Program" means the Online Court Assistance Program created in this section.

3358 (2) There is created the "Online Court Assistance Program" administered by the  
3359 Administrative Office of the Courts to provide the public with information about civil  
3360 procedures and to assist the public in preparing and filing civil pleadings and other papers in:

3361 (a) uncontested divorces;

3362 (b) enforcement of orders in the divorce decree;

3363 (c) landlord and tenant actions;

3364 (d) guardianship actions; and

3365 (e) other types of proceedings approved by the board.

3366 (3) The purpose of the program shall be to:

3367 (a) minimize the costs of civil litigation;

3368 (b) improve access to the courts; and

3369 (c) provide for informed use of the courts and the law by pro se litigants.

3370 (4) (a) An additional \$20 shall be added to the filing fee established by Sections  
3371 **78A-2-301** and **78A-2-301.5** if a person files a complaint, petition, answer, or response  
3372 prepared through the program. There shall be no fee for using the program or for papers filed  
3373 subsequent to the initial pleading.

3374 (b) There is created within the General Fund a restricted account known as the Online  
3375 Court Assistance Account. The fees collected under this Subsection (4) shall be deposited in  
3376 the restricted account and appropriated by the Legislature to the Administrative Office of the  
3377 Courts to develop, operate, and maintain the program and to support the use of the program  
3378 through education of the public.

3379 (5) The Administrative Office of the Courts shall provide on the front page of the  
3380 program website a listing of all forms and proceedings available to all pro se litigants within  
3381 the program.

3382 Section 93. **Repealer.**

3383 This bill repeals:

3384 Section **10-1-119, Inventory of competitive activities.**

3385 Section **11-13-224, Utah interlocal entity for alternative fuel vehicles and facilities.**

3386 Section **17-50-107, Inventory of competitive activities.**

3387 Section **36-20-1, Definitions.**

3388 Section **36-20-2, Judicial Rules Review Committee.**

3389 Section **36-20-3, Submission of court rules or proposals for court rules.**

3390 Section **36-20-4, Review of rules -- Criteria.**

3391 Section **36-20-5, Committee review -- Fiscal analyst -- Powers of committee.**

3392 Section **36-20-6, Findings -- Report -- Distribution of copies.**

3393 Section **36-20-7, Court rules or proposals for court rules -- Publication in bulletin.**

3394 Section **36-20-8, Duties of staff.**

3395 Section **36-30-101, Title.**

3396 Section **36-30-102, Definitions.**

3397 Section **36-30-201, Economic Development Legislative Liaison Committee --**

3398 **Creation -- Membership -- Chairs -- Per diem and expenses.**

3399 Section **36-30-202, Duties -- Confidential information -- Records.**

3400 Section **36-30-203, Staff support.**

3401 Section **53E-3-920, Creation of State Council on Military Children.**

3402 Section **53E-10-401, Definitions.**

3403 Section **53E-10-402, American Indian-Alaskan Native Public Education Liaison.**

3404 Section **53E-10-403, Commission created.**

- 3405 Section **53E-10-404**, Duties of the commission.
- 3406 Section **53E-10-405**, Adoption of state plan.
- 3407 Section **53E-10-406**, Changes to state plan.
- 3408 Section **53E-10-407**, Pilot program.
- 3409 Section **59-1-901**, Creation -- Members -- Terms.
- 3410 Section **59-1-902**, Organization -- Vacancies.
- 3411 Section **59-1-903**, Duties.
- 3412 Section **59-1-904**, Public hearings.
- 3413 Section **59-1-905**, Per diem and travel expenses.
- 3414 Section **59-1-907**, Staff.
- 3415 Section **59-1-908**, Reports.
- 3416 Section **62A-1-120**, Utah Marriage Commission.
- 3417 Section **63C-4b-101**, Title.
- 3418 Section **63C-4b-102**, Definitions.
- 3419 Section **63C-4b-103**, Commission for the Stewardship of Public Lands -- Creation
- 3420 -- Membership -- Interim rules followed -- Compensation -- Staff.
- 3421 Section **63C-4b-107**, Repeal of commission.
- 3422 Section **63C-14-101**, Title.
- 3423 Section **63C-14-102**, Definitions.
- 3424 Section **63C-14-201**, Creation of Federal Funds Commission -- Membership --
- 3425 **Chairs.**
- 3426 Section **63C-14-202**, Terms of commission members -- Removal -- Vacancies --
- 3427 **Salaries and expenses.**
- 3428 Section **63C-14-302**, Commission meetings -- Quorum -- Bylaws -- Staff support.
- 3429 Section **63C-16-101**, Title.
- 3430 Section **63C-16-102**, Definitions.
- 3431 Section **63C-16-201**, Commission created -- Membership -- Cochairs -- Removal --
- 3432 **Vacancy.**
- 3433 Section **63C-16-202**, Quorum and voting requirements -- Bylaws -- Per diem and
- 3434 **expenses -- Staff.**
- 3435 Section **63C-16-203**, Commission duties and responsibilities.

- 3436 Section **63C-16-204**, Other agencies' cooperation and actions.
- 3437 Section **63F-1-202**, Technology Advisory Board -- Membership -- Duties.
- 3438 Section **63F-2-101**, Title.
- 3439 Section **63F-2-102**, Data Security Management Council -- Membership -- Duties.
- 3440 Section **63F-2-103**, Data Security Management Council -- Report to Legislature --
- 3441 **Recommendations.**
- 3442 Section **63I-4a-101**, Title.
- 3443 Section **63I-4a-102**, Definitions.
- 3444 Section **63I-4a-201**, Title.
- 3445 Section **63I-4a-202**, Free Market Protection and Privatization Board -- Created --
- 3446 **Membership -- Operations -- Expenses.**
- 3447 Section **63I-4a-203**, Free Market Protection and Privatization Board -- Duties.
- 3448 Section **63I-4a-204**, Staff support -- Assistance to an agency or local entity.
- 3449 Section **63I-4a-205**, Board accounting method.
- 3450 Section **63I-4a-301**, Title.
- 3451 Section **63I-4a-302**, Board to create inventory.
- 3452 Section **63I-4a-303**, Governor to require review of commercial activities.
- 3453 Section **63I-4a-304**, Duties of the Governor's Office of Management and Budget.
- 3454 Section **63I-4a-401**, Title.
- 3455 Section **63I-4a-402**, Government immunity.
- 3456 Section **67-1a-10**, Commission on Civic and Character Education -- Membership --
- 3457 **Chair -- Expenses.**
- 3458 Section **67-1a-11**, Commission on Civic and Character Education -- Duties and
- 3459 **responsibilities.**
- 3460 Section **67-5b-106**, Advisory Board on Children's Justice -- Membership -- Terms
- 3461 **-- Duties -- Authority.**
- 3462 Section **72-9-606**, Towing Advisory Board created -- Appointment -- Terms --
- 3463 **Meetings -- Per diem and expenses -- Duties.**
- 3464 Section **78A-2-502**, Creation of policy board -- Membership -- Terms -- Chair --
- 3465 **Quorum -- Expenses.**
- 3466 Section 94. **Coordinating H.B. 387 with H.B. 140 -- Substantive amendments.**



3467 If this H.B. 387 and H.B. 140, Civic and Character Education Reports Amendments,  
3468 both pass and become law, it is the intent of the Legislature that the Office of Legislative  
3469 Research and General Counsel shall prepare the Utah Code database for publication by  
3470 amending Subsection 53G-10-204(7) to read:

3471 "(7) Each year, the [~~State Board of Education~~] state board shall report to the Education  
3472 Interim Committee[~~, on or before the October meeting,~~] the methods used, and the results  
3473 being achieved, to instruct and prepare students to become informed and responsible citizens  
3474 through an integrated curriculum taught in connection with regular school work as required in  
3475 this section."

3476 Section 95. **Coordinating H.B. 387 with H.B. 373 -- Substantive amendments.**

3477 If this H.B. 387 and H.B. 373, Student Support Amendments, both pass and become  
3478 law, it is the intent of the Legislature that the Office of Legislative Research and General  
3479 Counsel shall prepare the Utah Code database for publication by:

3480 (1) amending Subsection 63I-1-253(10) in this bill to read:

3481 "(10) In relation to the SafeUT Commission, on January 1, 2023:

3482 (a) Subsection 53B-17-1201(1) is repealed;

3483 (b) Section 53B-17-1203 is repealed;

3484 (c) Subsection 53B-17-1204(2) is repealed;

3485 (d) Subsection 53B-17-1204(4)(a), the language that states "in accordance with the  
3486 method described in Subsection (4)(c)" is repealed; and

3487 (e) Subsection 53B-17-1204(4)(c) is repealed."; and

3488 (2) amending Subsection 63I-1-262(5) in this bill to read:

3489 "(5) Subsections 62A-15-116(1) and (4), the language that states "In consultation with  
3490 the SafeUT Commission, established in Section 53B-17-1203," is repealed January 1, 2023."