

1 **TECHNOLOGY INNOVATION AMENDMENTS**

2 2018 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Bruce R. Cutler**

5 Senate Sponsor: Daniel Hemmert

7 **LONG TITLE**

8 **General Description:**

9 This bill enacts provisions relating to a technology innovation program.

10 **Highlighted Provisions:**

11 This bill:

12 ▶ authorizes the Technology Advisory Board and the Governor's Office of
13 Management and Budget to approve technology innovation proposals submitted by
14 multiple executive branch agencies;

15 ▶ provides a process for the submission, review, approval, and funding of technology
16 innovation proposals; and

17 ▶ authorizes the Department of Technology Services to pay expenses of implementing
18 an approved technology innovation proposal.

19 **Money Appropriated in this Bill:**

20 This bill appropriates in fiscal year 2019:

21 ▶ to the Department of Technology Services - Technology Innovation, as an ongoing
22 appropriation:

- 23 • from the General Fund, \$150,000.

24 **Other Special Clauses:**

25 None

26 **Utah Code Sections Affected:**

27 AMENDS:

28 **63I-1-263**, as last amended by Laws of Utah 2017, Chapters 23, 47, 95, 166, 205, 469,

29 and 470

30 **63J-1-602.4**, as last amended by Laws of Utah 2017, Chapters 253, 430, and 470

31 ENACTS:

32 **63F-4-101**, Utah Code Annotated 1953

33 **63F-4-102**, Utah Code Annotated 1953

34 **63F-4-201**, Utah Code Annotated 1953

35 **63F-4-202**, Utah Code Annotated 1953



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

38 Section 1. Section **63F-4-101** is enacted to read:

39 **CHAPTER 4. TECHNOLOGY INNOVATION ACT**

40 **Part 1. General Provisions**

41 **63F-4-101. Title.**

42 This chapter is known as the "Technology Innovation Act."

43 Section 2. Section **63F-4-102** is enacted to read:

44 **63F-4-102. Definitions.**

45 As used in this chapter:

46 (1) "Executive branch agency" means a department, division, or other agency within
47 the executive branch of state government.

48 (2) "Governor's budget office" means the Governor's Office of Management and
49 Budget, created in Section **63J-4-201**.

50 (3) "Review board" means the Architecture Review Board established within the
51 department.

52 (4) "Technology innovation" means a new information technology not previously in
53 use or a substantial adaptation or modification of an existing information technology.

54 (5) "Technology proposal" means a proposal to implement a technology innovation
55 designed to result in a greater efficiency in a government process or a cost saving in the

56 delivery of a government service, or both.

57 Section 3. Section **63F-4-201** is enacted to read:

58 **Part 2. Technology Innovation Program**

59 **63F-4-201. Submitting a technology proposal -- Review process.**

60 (1) Multiple executive branch agencies may jointly submit to the chief information
61 officer a technology proposal, on a form or in a format specified by the department.

62 (2) The chief information officer shall transmit to the review board each technology
63 proposal the chief information officer determines meets the form or format requirements of the
64 department.

65 (3) The review board shall:

66 (a) conduct a technical review of a technology proposal transmitted by the chief
67 information officer;

68 (b) determine whether the technology proposal merits further review and consideration
69 by the board, based on the technology proposal's likelihood to:

70 (i) be capable of being implemented effectively; and

71 (ii) result in greater efficiency in a government process or a cost saving in the delivery
72 of a government service, or both; and

73 (c) transmit a technology proposal to the board and to the governor's budget office, if
74 the review board determines that the technology proposal merits further review and
75 consideration by the board.

76 Section 4. Section **63F-4-202** is enacted to read:

77 **63F-4-202. Technology Advisory Board review and approval of technology**
78 **proposals.**

79 (1) The board shall review and evaluate each technology proposal that the review board
80 transmits to the board.

81 (2) The board may approve and recommend that the department provide funding from
82 legislative appropriations for a technology proposal if, after the board's review and evaluation

83 of the technology proposal:

84 (a) the board determines that there is a reasonably good likelihood that the technology
85 proposal:

86 (i) is capable of being implemented effectively; and

87 (ii) will result in greater efficiency in a government process or a cost saving in the
88 delivery of a government service, or both; and

89 (b) the board receives approval from the governor's budget office for the technology
90 proposal.

91 (3) The board may:

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

94 (b) recommend funding based on the board's prioritization under Subsection (3)(a).

95 (4) The department shall:

96 (a) track the implementation and success of a technology proposal approved by the
97 board;

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

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

102 (i) to the board, as frequently as the board requests; and

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

105 (5) The department may, upon recommendation by the board, expend money
106 appropriated by the Legislature to pay for expenses incurred by executive branch agencies in
107 implementing a technology proposal that the board has approved.

108 Section 5. Section **63I-1-263** is amended to read:

109 **63I-1-263. Repeal dates, Titles 63A to 63N.**

- 110 (1) Subsection 63A-5-104(4)(h) is repealed on July 1, 2024.
- 111 (2) Section 63A-5-603, State Facility Energy Efficiency Fund, is repealed July 1, 2023.
- 112 (3) Title 63C, Chapter 4a, Constitutional and Federalism Defense Act, is repealed July
113 1, 2018.
- 114 (4) Title 63C, Chapter 4b, Commission for the Stewardship of Public Lands, is
115 repealed November 30, 2019.
- 116 (5) Title 63C, Chapter 16, Prison Development Commission Act, is repealed July 1,
117 2020.
- 118 (6) Title 63C, Chapter 17, Point of the Mountain Development Commission Act, is
119 repealed July 1, 2021.
- 120 (7) Title 63C, Chapter 18, Mental Health Crisis Line Commission, is repealed July 1,
121 2018.
- 122 (8) Title 63G, Chapter 21, Agreements to Provide State Services, is repealed July 1,
123 2023.
- 124 (9) Title 63H, Chapter 4, Heber Valley Historic Railroad Authority, is repealed July 1,
125 2020.
- 126 (10) Title 63H, Chapter 8, Utah Housing Corporation Act, is repealed July 1, 2026.
- 127 (11) On July 1, 2025:
 - 128 (a) in Subsection 17-27a-404(3)(c)(ii), the language that states "the Resource
129 Development Coordinating Committee," is repealed;
 - 130 (b) Subsection 23-14-21(2)(c) is amended to read "(c) provide notification of proposed
131 sites for the transplant of species to local government officials having jurisdiction over areas
132 that may be affected by a transplant.";
 - 133 (c) in Subsection 23-14-21(3), the language that states "and the Resource Development
134 Coordinating Committee" is repealed;
 - 135 (d) in Subsection 23-21-2.3(1), the language that states "the Resource Development
136 Coordinating Committee created in Section 63J-4-501 and" is repealed;

- 137 (e) in Subsection 23-21-2.3(2), the language that states "the Resource Development
138 Coordinating Committee and" is repealed;
- 139 (f) Subsection 63J-4-102(1) is repealed and the remaining subsections are renumbered
140 accordingly;
- 141 (g) Subsections 63J-4-401(5)(a) and (c) are repealed;
- 142 (h) Subsection 63J-4-401(5)(b) is renumbered to Subsection 63J-4-401(5)(a) and the
143 word "and" is inserted immediately after the semicolon;
- 144 (i) Subsection 63J-4-401(5)(d) is renumbered to Subsection 63J-4-401(5)(b);
- 145 (j) Sections 63J-4-501, 63J-4-502, 63J-4-503, 63J-4-504, and 63J-4-505 are repealed;
146 and
- 147 (k) Subsection 63J-4-603(1)(e)(iv) is repealed and the remaining subsections are
148 renumbered accordingly.
- 149 (12) (a) Subsection 63J-1-602.4~~(15)~~(16) is repealed July 1, 2022.
- 150 (b) When repealing Subsection 63J-1-602.4~~(15)~~(16), the Office of Legislative
151 Research and General Counsel shall, in addition to the office's authority under Subsection
152 36-12-12(3), make necessary changes to subsection numbering and cross references.
- 153 (13) The Crime Victim Reparations and Assistance Board, created in Section
154 63M-7-504, is repealed July 1, 2027.
- 155 (14) Title 63M, Chapter 11, Utah Commission on Aging, is repealed July 1, 2027.
- 156 (15) Title 63N, Chapter 2, Part 2, Enterprise Zone Act, is repealed July 1, 2018.
- 157 (16) (a) Title 63N, Chapter 2, Part 4, Recycling Market Development Zone Act, is
158 repealed January 1, 2021.
- 159 (b) Subject to Subsection (16)(c), Sections 59-7-610 and 59-10-1007 regarding tax
160 credits for certain persons in recycling market development zones, are repealed for taxable
161 years beginning on or after January 1, 2021.
- 162 (c) A person may not claim a tax credit under Section 59-7-610 or 59-10-1007:
- 163 (i) for the purchase price of machinery or equipment described in Section 59-7-610 or

164 **59-10-1007**, if the machinery or equipment is purchased on or after January 1, 2021; or

165 (ii) for an expenditure described in Subsection **59-7-610(1)(b)** or **59-10-1007(1)(b)**, if
166 the expenditure is made on or after January 1, 2021.

167 (d) Notwithstanding Subsections (16)(b) and (c), a person may carry forward a tax
168 credit in accordance with Section **59-7-610** or **59-10-1007** if:

169 (i) the person is entitled to a tax credit under Section **59-7-610** or **59-10-1007**; and

170 (ii) (A) for the purchase price of machinery or equipment described in Section
171 **59-7-610** or **59-10-1007**, the machinery or equipment is purchased on or before December 31,
172 2020; or

173 (B) for an expenditure described in Subsection **59-7-610(1)(b)** or **59-10-1007(1)(b)**, the
174 expenditure is made on or before December 31, 2020.

175 (17) Section **63N-2-512** is repealed on July 1, 2021.

176 (18) (a) Title 63N, Chapter 2, Part 6, Utah Small Business Jobs Act, is repealed
177 January 1, 2021.

178 (b) Section **59-9-107** regarding tax credits against premium taxes is repealed for
179 calendar years beginning on or after January 1, 2021.

180 (c) Notwithstanding Subsection (18)(b), an entity may carry forward a tax credit in
181 accordance with Section **59-9-107** if:

182 (i) the person is entitled to a tax credit under Section **59-9-107** on or before December
183 31, 2020; and

184 (ii) the qualified equity investment that is the basis of the tax credit is certified under
185 Section **63N-2-603** on or before December 31, 2023.

186 (19) Title 63N, Chapter 9, Part 2, Outdoor Recreational Infrastructure Grant Program,
187 is repealed January 1, 2023.

188 (20) Title 63N, Chapter 12, Part 3, Utah Broadband Outreach Center, is repealed July
189 1, 2018.

190 (21) Title 63N, Chapter 12, Part 4, Career and Technical Education Board, is repealed

191 July 1, 2018.

192 Section 6. Section **63J-1-602.4** is amended to read:

193 **63J-1-602.4. List of nonlapsing funds and accounts -- Title 61 through Title 63N.**

194 (1) Funds paid to the Division of Real Estate for the cost of a criminal background
195 check for a mortgage loan license, as provided in Section [61-2c-202](#).

196 (2) Funds paid to the Division of Real Estate for the cost of a criminal background
197 check for principal broker, associate broker, and sales agent licenses, as provided in Section
198 [61-2f-204](#).

199 (3) Certain funds donated to the Department of Human Services, as provided in
200 Section [62A-1-111](#).

201 (4) Appropriations from the National Professional Men's Basketball Team Support of
202 Women and Children Issues Restricted Account created in Section [62A-1-202](#).

203 (5) Certain funds donated to the Division of Child and Family Services, as provided in
204 Section [62A-4a-110](#).

205 (6) Appropriations from the Choose Life Adoption Support Restricted Account created
206 in Section [62A-4a-608](#).

207 (7) Appropriations to the Division of Services for People with Disabilities, as provided
208 in Section [62A-5-102](#).

209 (8) Appropriations to the Division of Fleet Operations for the purpose of upgrading
210 underground storage tanks under Section [63A-9-401](#).

211 (9) A portion of the funds appropriated to the Utah Seismic Safety Commission, as
212 provided in Section [63C-6-104](#).

213 (10) Appropriations to the Department of Technology Services for technology
214 innovation under Section [63F-4-202](#).

215 [~~(10)~~] (11) Funds appropriated or collected for publishing the Office of Administrative
216 Rules' publications, as provided in Section [63G-3-402](#).

217 [~~(11)~~] (12) The Immigration Act Restricted Account created in Section [63G-12-103](#).

218 [~~(12)~~] (13) Money received by the military installation development authority, as
219 provided in Section 63H-1-504.

220 [~~(13)~~] (14) Appropriations from the Computer Aided Dispatch Restricted Account
221 created in Section 63H-7a-303.

222 [~~(14)~~] (15) Appropriations from the Unified Statewide 911 Emergency Service
223 Account created in Section 63H-7a-304.

224 [~~(15)~~] (16) Appropriations from the Utah Statewide Radio System Restricted Account
225 created in Section 63H-7a-403.

226 [~~(16)~~] (17) The Employability to Careers Program Restricted Account created in
227 Section 63J-4-703.

228 [~~(17)~~] (18) Appropriations to the Utah Science Technology and Research Initiative
229 created in Section 63M-2-301.

230 [~~(18)~~] (19) Appropriations to fund the Governor's Office of Economic Development's
231 Enterprise Zone Act, as provided in Title 63N, Chapter 2, Part 2, Enterprise Zone Act.

232 [~~(19)~~] (20) Funds collected for directing and administering the C-PACE district created
233 in Section 11-42a-302.

234 [~~(20)~~] (21) The Motion Picture Incentive Account created in Section 63N-8-103.

235 [~~(21)~~] (22) Certain money payable for commission expenses of the Pete Suazo Utah
236 Athletic Commission, as provided under Section 63N-10-301.

237 Section 7. **Appropriation.**

238 The following sums of money are appropriated for the fiscal year beginning July 1,
239 2018, and ending June 30, 2019. These are additions to amounts previously appropriated for
240 fiscal year 2019. Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures
241 Act, the Legislature appropriates the following sums of money from the funds or accounts
242 indicated for the use and support of the government of the state of Utah.

243 ITEM 1

244 To Department of Technology Services - Technology Innovation

H.B. 395

Enrolled Copy

245	<u>From General Fund</u>		<u>\$150,000</u>
246	<u>Schedule of Programs:</u>		
247	<u>Technology Innovation</u>	<u>\$150,000</u>	