

STATE FLAG TASK FORCE

2021 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Daniel McCay

House Sponsor: Stephen G. Handy

LONG TITLE

Committee Note:

The Economic Development and Workforce Services Interim Committee recommended this bill.

Legislative Vote: 12 voting for 1 voting against 4 absent

General Description:

This bill creates the State Flag Task Force and provides the task force's duties regarding the proposal of a new state flag of Utah.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ creates the State Flag Task Force;
- ▶ provides for the appointment of task force members;
- ▶ describes the duties of the task force, which include:
 - creating a process that includes public input for the submission and assessment of designs for a new state flag; and
 - providing a written report and recommendations for the design of a new state flag to the Economic Development and Workforce Services Interim Committee;
- ▶ establishes a repeal date for the task force; and
- ▶ makes technical changes.

Money Appropriated in this Bill:



28 None

29 **Other Special Clauses:**

30 None

31 **Utah Code Sections Affected:**

32 AMENDS:

33 **63I-2-263**, as last amended by Laws of Utah 2020, Fifth Special Session, Chapter 12

34 ENACTS:

35 **63G-1-1001**, Utah Code Annotated 1953

36 **63G-1-1002**, Utah Code Annotated 1953

37 **63G-1-1003**, Utah Code Annotated 1953

38 **63G-1-1004**, Utah Code Annotated 1953



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

41 Section 1. Section **63G-1-1001** is enacted to read:

42 **Part 10. State Flag Task Force**

43 **63G-1-1001. Definitions.**

44 As used in this part:

45 (1) "Principles of good flag design" means the principles described in Section
46 63G-1-1005.

47 (2) "Task force" means the State Flag Task Force created in Section 63G-1-1002.

48 Section 2. Section **63G-1-1002** is enacted to read:

49 **63G-1-1002. State Flag Task Force -- Creation -- Membership -- Meetings --**
50 **Vacancies -- Per diem and expenses -- Staff.**

51 (1) There is created the State Flag Task Force.

52 (2) The task force consists of the following nine members:

53 (a) one member of the Senate, appointed by the president of the Senate;

54 (b) one member of the House of Representatives, appointed by the speaker of the
55 House of Representatives;

56 (c) the following four individuals, appointed by the governor:

57 (i) one individual representing the office of the governor;

58 (ii) after receiving recommendations from the Utah Association of Counties, one

59 individual serving in the legislative body of a county of the third, fourth, fifth, or sixth class;

60 (iii) after receiving recommendations from the Utah League of Cities and Towns, one

61 individual serving in the legislative body of a city of the first class; and

62 (iv) one individual who is a member of a national or international vexillological

63 organization or association;

64 (d) one individual representing the Division of State History, appointed by the director

65 of the division;

66 (e) one individual representing the Board of Tourism Development, appointed by the

67 chair of the board; and

68 (f) one individual representing the State Board of Education, appointed by the chair of

69 the State Board of Education.

70 (3) Each individual with authority to appoint an individual under Subsection (2) shall

71 make the appointment on or before June 1, 2021.

72 (4) The legislators appointed to the task force under Subsections (2)(a) and (b) shall

73 serve as cochairs of the task force.

74 (5) A majority of the task force constitutes a quorum for the transaction of task force

75 business.

76 (6) The task force shall ensure that each meeting of the task force complies with Title

77 52, Chapter 4, Open and Public Meetings Act.

78 (7) The term of each member of the task force ends on November 30, 2022.

79 (8) (a) A member of the task force may be removed from the task force by the

80 individual who appointed the member.

81 (b) Within 14 days after the day on which a vacancy occurs on the task force for any

82 reason, the individual who originally appointed the member shall fill the vacancy in accordance

83 with Subsection (2).

84 (9) (a) A task force member may not receive compensation or benefits for the

85 member's service on the task force but may receive per diem and reimbursement for travel

86 expenses incurred as a task force member as allowed in Sections [63A-3-106](#) and [63A-3-107](#)

87 and rules that the Division of Finance makes in accordance with Sections [63A-3-106](#) and

88 [63A-3-107](#).

89 (b) Compensation and expenses of a task force member who is a legislator are

90 governed by Section 36-2-2 and Legislative Joint Rules, Title 5, Legislative Compensation and
91 Expenses.

92 (10) The Department of Heritage and Arts shall assist the task force in conducting task
93 force meetings.

94 Section 3. Section **63G-1-1003** is enacted to read:

95 **63G-1-1003. Task force duties.**

96 The task force shall:

97 (1) convene the task force's initial meeting on or before June 11, 2021;

98 (2) create a process for the submission and task force assessment of proposed designs
99 for a new state flag of Utah;

100 (3) on or before September 15, 2021, select a group of up to 10 proposed flag designs
101 that:

102 (a) represent the state; and

103 (b) adhere to the principles of good flag design;

104 (4) create a process that includes the gathering of public input to review the proposed
105 flag designs described in Subsection (1)(c) and to select a proposed new state flag of Utah; and

106 (5) on or before November 1, 2021, provide a written report and recommendations to
107 the Economic Development and Workforce Services Interim Committee and the Legislature
108 regarding:

109 (a) the proposed flag designs described in Subsection (1)(c);

110 (b) the process and results of the review of the proposed flag designs described in
111 Subsection (1)(d);

112 (c) the task force's recommendation for the design of a new state flag of Utah; and

113 (d) proposed legislation designating a new state flag of Utah, which may include a
114 recommendation to designate the current state flag of Utah described in Section 63G-1-501 as
115 the official state ceremonial flag of Utah or other designation to recognize that flag's historical
116 significance.

117 Section 4. Section **63G-1-1004** is enacted to read:

118 **63G-1-1004. Principles of good flag design.**

119 In assessing proposed designs for a new state flag of Utah, the task force may consider
120 the extent to which a flag design adheres to the following principles of good flag design:

- 121 (1) whether the flag design is sufficiently simple that a child could draw the flag design
122 from memory;
- 123 (2) whether the flag design uses meaningful symbolism, including the use of:
124 (a) a main graphic element, giving preference to a single primary symbol; or
125 (b) meaningful colors, shapes, or layout of the parts of the flag design;
- 126 (3) whether the flag design uses two to three basic colors that:
127 (a) contrast well; and
128 (b) are varying shades of standard colors like red, blue, green, black, yellow, or white;
- 129 (4) whether the flag design avoids writing or the use of a seal, including lettering or a
130 seal that is difficult to:
- 131 (a) see or read from a distance; or
132 (b) reduce to a smaller scale for use on a pin or graphic; and
- 133 (5) whether the flag design is sufficiently distinctive to avoid duplicating other flags
134 while allowing for the use of similarities to represent connections.

135 Section 5. Section **63I-2-263** is amended to read:

136 **63I-2-263. Repeal dates, Title 63A to Title 63N.**

137 (1) On July 1, 2020:

138 (a) Subsection **63A-1-203(5)(a)(i)** is repealed; and

139 (b) in Subsection **63A-1-203(5)(a)(ii)**, the language that states "appointed on or after
140 May 8, 2018," is repealed.

141 (2) Section **63A-3-111** is repealed June 30, 2021.

142 (3) Title 63C, Chapter 19, Higher Education Strategic Planning Commission is
143 repealed July 1, 2021.

144 (4) Title 63C, Chapter 22, Digital Wellness, Citizenship, and Safe Technology
145 Commission is repealed July 1, 2023.

146 (5) The following sections regarding the World War II Memorial Commission are
147 repealed on July 1, 2022:

148 (a) Section **63G-1-801**;

149 (b) Section **63G-1-802**;

150 (c) Section **63G-1-803**; and

151 (d) Section **63G-1-804**.

152 (6) The following sections regarding the State Flag Task Force are repealed on January
153 1, 2023:

154 (a) Section 63G-1-1001;

155 (b) Section 63G-1-1002;

156 (c) Section 63G-1-1003; and

157 (d) Section 63G-1-1004.

158 ~~[(6)]~~ (7) Subsections 63G-6a-802(1)(d) and 63G-6a-802(3)(b)(iii), regarding a
159 procurement relating to a vice presidential debate, are repealed January 1, 2021.

160 ~~[(7)]~~ (8) In relation to the State Fair Park Committee, on January 1, 2021:

161 (a) Section 63H-6-104.5 is repealed; and

162 (b) Subsections 63H-6-104(8) and (9) are repealed.

163 ~~[(8)]~~ (9) Section 63H-7a-303 is repealed July 1, 2024.

164 ~~[(9)]~~ (10) Subsection 63J-1-206(3)(c), relating to coronavirus, is repealed July 1, 2021.

165 ~~[(10)]~~ (11) In relation to the Employability to Careers Program Board, on July 1, 2022:

166 (a) Subsection 63J-1-602.1(57) is repealed;

167 (b) Subsection 63J-4-301(1)(h), related to the review of data and metrics, is repealed;

168 and

169 (c) Title 63J, Chapter 4, Part 7, Employability to Careers Program, is repealed.

170 ~~[(11)]~~ (12) Title 63M, Chapter 4, Part 8, Voluntary Home Energy Information Pilot
171 Program Act, is repealed January 1, 2022.

172 ~~[(12)]~~ (13) Sections 63M-7-213 and 63M-7-213.5 are repealed on January 1, 2023.

173 ~~[(13)]~~ (14) Subsection 63N-12-508(3) is repealed December 31, 2021.

174 ~~[(14)]~~ (15) Title 63N, Chapter 13, Part 3, Facilitating Public-Private Partnerships Act,
175 is repealed January 1, 2024.

176 ~~[(15)]~~ (16) Title 63N, Chapter 15, COVID-19 Economic Recovery Programs, is
177 repealed December 31, 2021.