

1 **REPEAL OF PRISON RELOCATION AND DEVELOPMENT**

2 **AUTHORITY**

3 2014 GENERAL SESSION

4 STATE OF UTAH

5 **Chief Sponsor: Jerry W. Stevenson**

6 House Sponsor: _____

7

LONG TITLE

8 **General Description:**

9 This bill addresses provisions relating to the Prison Relocation and Development
10 Authority.
11

12 **Highlighted Provisions:**

13 This bill:

- 14 ▶ repeals provisions relating to the Prison Relocation and Development Authority.

15 **Money Appropriated in this Bill:**

16 None

17 **Other Special Clauses:**

18 This bill provides an immediate effective date.

19 **Utah Code Sections Affected:**

20 **AMENDS:**

21 **63I-1-263**, as last amended by Laws of Utah 2013, Chapters 28, 62, 101, 167, 250, and
22 413

23 **REPEALS:**

24 **63C-13-101**, as enacted by Laws of Utah 2011, Chapter 408

25 **63C-13-102**, as last amended by Laws of Utah 2013, Chapter 228

26 **63C-13-103**, as and further amended by Revisor Instructions, Laws of Utah 2013,
27 Chapter 228 and last amended by Laws of Utah 2013, Chapter 228



- 28 **63C-13-104.3**, as enacted by Laws of Utah 2013, Chapter 228
- 29 **63C-13-104.7**, as and further amended by Revisor Instructions, Laws of Utah 2013,
- 30 Chapter 228 and enacted by Laws of Utah 2013, Chapter 228
- 31 **63C-13-105**, as last amended by Laws of Utah 2013, Chapters 228 and 310
- 32 **63C-13-106**, as enacted by Laws of Utah 2011, Chapter 408
- 33 **63C-13-107**, as enacted by Laws of Utah 2013, Chapter 228
- 34 **63C-13-108**, as enacted by Laws of Utah 2013, Chapter 228

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

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

63I-1-263. Repeal dates, Titles 63A to 63M.

(1) Section **63A-4-204**, authorizing the Risk Management Fund to provide coverage to any public school district which chooses to participate, is repealed July 1, 2016.

(2) Subsections **63A-5-104(4)(d)** and (e) are repealed on July 1, 2014.

(3) Section **63A-5-603**, State Facility Energy Efficiency Fund, is repealed July 1, 2016.

(4) Title 63C, Chapter 4a, Constitutional and Federalism Defense Act, is repealed July 1, 2018.

(5) Section **53B-24-402**, rural residency training program, is repealed July 1, 2015.

~~[(6) Title 63C, Chapter 13, Prison Relocation and Development Authority Act, is repealed July 1, 2014.]~~

~~[(7)] (6)~~ Title 63C, Chapter 14, Federal Funds Commission, is repealed July 1, 2018.

~~[(8)] (7)~~ Subsection **63G-6a-1402(7)** authorizing certain transportation agencies to award a contract for a design-build transportation project in certain circumstances, is repealed July 1, 2015.

~~[(9)] (8)~~ Title 63H, Chapter 4, Heber Valley Historic Railroad Authority, is repealed July 1, 2020.

~~[(10)] (9)~~ The Resource Development Coordinating Committee, created in Section **63J-4-501**, is repealed July 1, 2015.

~~[(11)] (10)~~ Title 63M, Chapter 1, Part 4, Enterprise Zone Act, is repealed July 1, 2018.

~~[(12)] (11)~~ (a) Title 63M, Chapter 1, Part 11, Recycling Market Development Zone Act, is repealed January 1, 2021.

59 (b) Subject to Subsection [~~(12)~~] (11)(c), Sections 59-7-610 and 59-10-1007 regarding
60 tax credits for certain persons in recycling market development zones, are repealed for taxable
61 years beginning on or after January 1, 2021.

62 (c) A person may not claim a tax credit under Section 59-7-610 or 59-10-1007:

63 (i) for the purchase price of machinery or equipment described in Section 59-7-610 or
64 59-10-1007, if the machinery or equipment is purchased on or after January 1, 2021; or

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

67 (d) Notwithstanding Subsections [~~(12)~~] (11)(b) and (c), a person may carry forward a
68 tax credit in accordance with Section 59-7-610 or 59-10-1007 if:

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

70 (ii) (A) for the purchase price of machinery or equipment described in Section
71 59-7-610 or 59-10-1007, the machinery or equipment is purchased on or before December 31,
72 2020; or

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

75 [~~(13)~~] (12) (a) Section 63M-1-2507, Health Care Compact₂, is repealed on July 1, 2014.

76 (b) (i) The Legislature shall, before reauthorizing the Health Care Compact:

77 (A) direct the Health System Reform Task Force to evaluate the issues listed in
78 Subsection [~~(13)~~] (12)(b)(ii), and by January 1, 2013, develop and recommend criteria for the
79 Legislature to use to negotiate the terms of the Health Care Compact; and

80 (B) prior to July 1, 2014, seek amendments to the Health Care Compact among the
81 member states that the Legislature determines are appropriate after considering the
82 recommendations of the Health System Reform Task Force.

83 (ii) The Health System Reform Task Force shall evaluate and develop criteria for the
84 Legislature regarding:

85 (A) the impact of the Supreme Court ruling on the Affordable Care Act;

86 (B) whether Utah is likely to be required to implement any part of the Affordable Care
87 Act prior to negotiating the compact with the federal government, such as Medicaid expansion
88 in 2014;

89 (C) whether the compact's current funding formula, based on adjusted 2010 state

90 expenditures, is the best formula for Utah and other state compact members to use for
91 establishing the block grants from the federal government;

92 (D) whether the compact's calculation of current year inflation adjustment factor,
93 without consideration of the regional medical inflation rate in the current year, is adequate to
94 protect the state from increased costs associated with administering a state based Medicaid and
95 a state based Medicare program;

96 (E) whether the state has the flexibility it needs under the compact to implement and
97 fund state based initiatives, or whether the compact requires uniformity across member states
98 that does not benefit Utah;

99 (F) whether the state has the option under the compact to refuse to take over the federal
100 Medicare program;

101 (G) whether a state based Medicare program would provide better benefits to the
102 elderly and disabled citizens of the state than a federally run Medicare program;

103 (H) whether the state has the infrastructure necessary to implement and administer a
104 better state based Medicare program;

105 (I) whether the compact appropriately delegates policy decisions between the
106 legislative and executive branches of government regarding the development and
107 implementation of the compact with other states and the federal government; and

108 (J) the impact on public health activities, including communicable disease surveillance
109 and epidemiology.

110 ~~[(14)]~~ (13) The Crime Victim Reparations and Assistance Board, created in Section
111 [63M-7-504](#), is repealed July 1, 2017.

112 ~~[(15)]~~ (14) Title 63M, Chapter 11, Utah Commission on Aging, is repealed July 1,
113 2017.

114 Section 2. **Repealer.**

115 This bill repeals:

116 Section [63C-13-101](#), **Title.**

117 Section [63C-13-102](#), **Definitions.**

118 Section [63C-13-103](#), **Creation of Prison Relocation and Development Authority --**
119 **Members.**

120 Section [63C-13-104.3](#), **Authority duties and responsibilities.**

121 Section **63C-13-104.7**, Request for proposals process.
122 Section **63C-13-105**, Authority staff and expenses.
123 Section **63C-13-106**, No effect on local land use authority.
124 Section **63C-13-107**, Compensation and expenses of authority members.
125 Section **63C-13-108**, Authority member ethics and conflicts of interest.
126 Section 3. **Effective date.**
127 If approved by two-thirds of all the members elected to each house, this bill takes effect
128 upon approval by the governor, or the day following the constitutional time limit of Utah
129 Constitution, Article VII, Section 8, without the governor's signature, or in the case of a veto,
130 the date of veto override.

Legislative Review Note
as of 2-20-14 2:20 PM

Office of Legislative Research and General Counsel