

**JOINT RESOLUTION GRANTING LEGISLATIVE
APPROVAL FOR THE SALE OR LONG-TERM LEASE OF
UTAH STATE DEVELOPMENTAL CENTER LAND AND
WATER RIGHTS**

2018 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Daniel Hemmert

House Sponsor: Michael S. Kennedy

LONG TITLE

General Description:

This joint resolution authorizes the Utah State Developmental Center's governing board to approve the sale or long-term lease of 143 acres of land and water rights.

Highlighted Provisions:

This resolution:

▶ recognizes the important role the Utah State Developmental Center plays in the provision of resources and support for disabled individuals with complex or acute needs in Utah; and

▶ authorizes the Utah State Developmental Center's governing board to approve the sale or long-term lease of 143 acres of land and water rights.

Special Clauses:

None

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

WHEREAS, Utah Code Subsection [62A-5-206.6\(5\)](#) requires that the Utah State Developmental Center's governing board obtain the approval of the Legislature before offering real property or water rights associated with the Utah State Developmental Center (USDC) for



28 sale, exchange, or long-term lease;

29 WHEREAS, in 1929 the Legislature established the Utah State Training Center to assist
30 with the care, protection, treatment, and education of individuals with intellectual disabilities;

31 WHEREAS, the Utah State Training Center, later known as the USDC, was established
32 during an era when relatively little was known about the causes of intellectual disabilities;

33 WHEREAS, like other states, Utah built a public institution in a remote location and
34 within a broad perimeter of land that provided a physical barrier between the institution and the
35 nearest rural homes and communities;

36 WHEREAS, since its establishment in 1929, the USDC has evolved and improved in
37 determining what public services should be provided for individuals with intellectual
38 disabilities and how to provide those services;

39 WHEREAS, since state governments first acknowledged a public interest in and
40 accepted some fiscal responsibility for citizens with intellectual disabilities, states have made
41 sweeping changes in the philosophy and practice of providing public services to those citizens;

42 WHEREAS, these paradigm shifts have resulted from a growing knowledge about
43 intellectual disabilities, including their causes, preventions, interventions, and
44 accommodations;

45 WHEREAS, also contributing to the paradigm shifts was an improving regard for
46 individuals who experience intellectual disabilities, as evidenced by public laws that affirm and
47 promote their rights, an expansion of publicly funded services, and greater inclusion by their
48 communities;

49 WHEREAS, the USDC's mission is "dedication to providing an array of resources and
50 supports for individuals with disabilities with complex or acute needs in Utah";

51 WHEREAS, the USDC's vision is to "provide an effective, efficient array of critical
52 services and supports that promote independence and quality of life for Utah's most vulnerable
53 individuals with disabilities in partnership with families, guardians and the community"; and

54 WHEREAS, the sale or long-term lease of real property and water rights associated
55 with the USDC may provide long-term financial stability of the USDC ~~and the Division of~~
55a Services for People with Disabilities (division) to enable the USDC ~~and the division~~
55b to

56 continue to accomplish ~~its~~ their mission and vision:

57 NOW, THEREFORE, BE IT RESOLVED that the Legislature, in accordance with Utah
58 Code Subsection 62A-5-206.6(5), authorizes the Utah State Developmental Center's governing

59 board to offer for sale or long-term lease 143 acres of land and water rights, inclusive of the 7.7
60 acres authorized by the Legislature in 2017, located on the north end of the USDC's campus,
61 and recognizes that this may include the sale of land to construct an east-west connector road
62 and may include the sale or long-term lease of land to construct a fire station for American
63 Fork.

64 BE IT FURTHER RESOLVED that the Legislature urges the governing board to accept
65 the offer or offers that provide for the best long-term financial stability of the USDC ~~§~~→ **and the**
65a **division** ←~~§~~ , which
66 may be a sale of the land and water rights and, in accordance with Utah Code Section
67 [62A-5-206.6](#), the investment of the proceeds of the sale.

Legislative Review Note
Office of Legislative Research and General Counsel