

**Representative Marc K. Roberts** proposes the following substitute bill:

**BOARDS AND COMMISSIONS AMENDMENTS**

2020 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Marc K. Roberts**

Senate Sponsor: Daniel W. Thatcher

---

---

**LONG TITLE**

**General Description:**

This bill repeals, places sunset provisions on, and amends and enacts provisions related to certain boards and commissions.

**Highlighted Provisions:**

This bill:

► repeals the following entities and amends provisions related to the following entities:

- the Arts and Culture Business Alliance;
- the Deception Detection Examiners Board;
- the Energy Producer States' Agreement;
- the Global Positioning Systems Advisory Committee;
- the Hearing Instrument Specialist Licensing Board;
- the Livestock Market Committee;
- the Motorcycle Rider Education Advisory Committee;
- the Pesticide Committee;
- the Private Aquaculture Advisory Council;
- the Residence Lien Recovery Fund Advisory Board;
- the State Advisory Council on Science and Technology;



- 26 • the State Law Library Board of Control;
- 27 • the Survey and Excavation Permit Advisory Committee; and
- 28 • the Veterans Memorial Park Board;
- 29 ▶ adds sunset provisions to the following and provisions related to the following:
- 30 • the advisory council for the Utah Schools for the Deaf and Blind;
- 31 • the advisory council for the Division of Services for the Blind and Visually
- 32 Impaired;
- 33 • the Agricultural Advisory Board;
- 34 • the Agricultural and Wildlife Damage Prevention Board;
- 35 • the Agricultural Water Optimization Task Force;
- 36 • the Alarm System Security Licensing Board;
- 37 • the Architects Licensing Board;
- 38 • the Board of Bank Advisors;
- 39 • the Board of Credit Union Advisors;
- 40 • the Board of Financial Institutions;
- 41 • the Board of Tourism Development;
- 42 • the Boating Advisory Council;
- 43 • the Charter School Revolving Account Committee;
- 44 • the Child Care Advisory Committee;
- 45 • the Child Support Guidelines Advisory Committee;
- 46 • the Coal Miner Certification Panel;
- 47 • the Committee of Consumer Services;
- 48 • the Concealed Firearms Review Board;
- 49 • the Coordinating Council for Persons with Disabilities;
- 50 • coordinating councils for youth in custody;
- 51 • the Data Security Management Council;
- 52 • the Decision and Action Committee;
- 53 • the Domesticated Elk Act advisory council;
- 54 • the Drug Utilization Review Board;
- 55 • the Early Childhood Utah Advisory Council;
- 56 • the Emergency Management Administration Council;

- 57 • the Employment Advisory Council;
- 58 • the Executive Residence Commission;
- 59 • the Federal Land Application Advisory Committee;
- 60 • the Forensic Mental Health Coordinating Council;
- 61 • the Governor's Committee on Employment of People with Disabilities;
- 62 • the Governor's Economic Development Coordinating Council;
- 63 • the Great Salt Lake Advisory Council;
- 64 • the Heritage Trees Advisory Committee;
- 65 • the Interpreter Certification Board;
- 66 • the Kurt Oscarson Children's Organ Transplant Coordinating Committee;
- 67 • the Land Use and Eminent Domain Advisory Board;
- 68 • the Livestock Brand Board;
- 69 • local advisory boards for the Children's Justice Center Program;
- 70 • market boards of control in the Department of Agriculture;
- 71 • the Medical Education Council;
- 72 • the Motor Vehicle Business Advisory Board;
- 73 • the Motor Vehicle Review Committee;
- 74 • the Museum Services Advisory Board;
- 75 • the Native American Remains Review Committee;
- 76 • the Newborn Hearing Screening Committee;
- 77 • the Off-highway Vehicle Advisory Council;
- 78 • the Pawnshop and Secondhand Merchandise Advisory Board;
- 79 • the Powersport Motor Vehicle Franchise Advisory Board;
- 80 • the Primary Care Grant Committee;
- 81 • the Purchasing from Persons with Disabilities Advisory Board;
- 82 • the Recreational Trails Advisory Council;
- 83 • regional advisory councils for the Wildlife Board;
- 84 • the Residential Child Care Licensing Advisory Committee;
- 85 • the Residential Mortgage Regulatory Commission;
- 86 • the School and Institutional Trust Fund Nominating Committee;
- 87 • the Search and Rescue Advisory Board;

- 88           • the Serious Habitual Offender Comprehensive Action Program Oversight
- 89 Committees;
- 90           • the Snake Valley Aquifer Advisory Council;
- 91           • the State Grazing Advisory Board;
- 92           • the State Instructional Materials Commission;
- 93           • the State Rehabilitation Advisory Council;
- 94           • the State of Utah Alice Merrill Horne Art Collection Board;
- 95           • the State Weed Committee;
- 96           • the Technology Initiative Advisory Board;
- 97           • transportation advisory committees;
- 98           • the Traumatic Brain Injury Advisory Committee;
- 99           • the Utah Children's Health Insurance Program Advisory Council;
- 100          • the Utah Commission on Service and Volunteerism;
- 101          • the Utah Council on Victims of Crime;
- 102          • the Utah Electronic Recording Commission;
- 103          • the Utah Health Advisory Council;
- 104          • the Utah Professional Practices Advisory Commission;
- 105          • the Utah Prosecution Council;
- 106          • the Wildlife Board Nominating Committee; and
- 107          • the Workers' Compensation Advisory Council;
- 108          ▶ reestablishes the Judicial Rules Review Committee and enacts provisions related to
- 109 the Judicial Rules Review Committee;
- 110          ▶ modifies appointments related to:
- 111            • the Committee of Consumer Services;
- 112            • the Health Facility Committee;
- 113            • the Sentencing Commission; and
- 114            • the Utah Seismic Safety Commission;
- 115          ▶ amends provisions related to contributions to the Martha Hughes Cannon Capitol
- 116 Statue Oversight Committee;
- 117          ▶ adds provisions to an existing repealer for the Air Ambulance Committee;
- 118          ▶ modifies reporting requirements related to boards and commissions;

- 119           ▶ requires the Utah Public Notice Website and the governor's boards and
- 120 commissions database to share certain information;
- 121           ▶ requires the Division of Archives and Records Service to identify and report certain
- 122 information;
- 123           ▶ allows an individual to receive notifications regarding vacancies on certain boards
- 124 and commissions;
- 125           ▶ provides a portal through which a member of the public may provide feedback on
- 126 an appointee or sitting member of certain boards and commissions; and
- 127           ▶ makes technical changes.

128 **Money Appropriated in this Bill:**

129           None

130 **Other Special Clauses:**

131           This bill provides coordination clauses.

132 **Utah Code Sections Affected:**

133 AMENDS:

- 134           4-14-106, as renumbered and amended by Laws of Utah 2017, Chapter 345
- 135           4-30-105, as renumbered and amended by Laws of Utah 2017, Chapter 345
- 136           4-30-106, as renumbered and amended by Laws of Utah 2017, Chapter 345
- 137           4-30-107, as renumbered and amended by Laws of Utah 2017, Chapter 345
- 138           4-37-109, as last amended by Laws of Utah 2017, Chapter 412
- 139           9-6-201, as last amended by Laws of Utah 2017, Chapter 48
- 140           9-6-202, as last amended by Laws of Utah 2015, Chapter 350
- 141           9-6-305, as last amended by Laws of Utah 2018, Chapter 65
- 142           9-6-306, as last amended by Laws of Utah 2018, Chapter 65
- 143           9-6-806, as enacted by Laws of Utah 2015, Chapter 350
- 144           9-7-302, as last amended by Laws of Utah 2008, Chapter 382
- 145           9-8-305, as last amended by Laws of Utah 2008, Chapter 382
- 146           23-14-3, as last amended by Laws of Utah 2017, Chapter 412
- 147           26-21-3, as last amended by Laws of Utah 2011, Chapter 366
- 148           26-39-200, as last amended by Laws of Utah 2019, Chapter 111
- 149           26-39-201, as last amended by Laws of Utah 2014, Chapter 322

- 150 [36-12-22](#), as enacted by Laws of Utah 2019, Chapter 246
- 151 [36-31-104](#), as enacted by Laws of Utah 2018, Chapter 342
- 152 [38-11-102](#), as last amended by Laws of Utah 2018, Chapter 229
- 153 [38-11-201](#), as last amended by Laws of Utah 2018, Chapter 229
- 154 [53F-9-203](#), as last amended by Laws of Utah 2019, Chapter 186
- 155 [54-10a-202](#), as last amended by Laws of Utah 2010, Chapter 286
- 156 [58-46a-102](#), as last amended by Laws of Utah 2017, Chapter 43
- 157 [58-46a-302](#), as last amended by Laws of Utah 2013, Chapter 87
- 158 [58-46a-302.5](#), as last amended by Laws of Utah 2013, Chapter 87
- 159 [58-46a-303](#), as last amended by Laws of Utah 2001, Chapter 268
- 160 [58-46a-501](#), as last amended by Laws of Utah 2002, Chapter 50
- 161 [58-46a-502](#), as last amended by Laws of Utah 2019, Chapter 349
- 162 [58-55-201](#), as last amended by Laws of Utah 2019, Chapter 215
- 163 [58-64-102](#), as last amended by Laws of Utah 2016, Chapter 201
- 164 [58-64-302](#), as last amended by Laws of Utah 2016, Chapter 201
- 165 [58-64-502](#), as enacted by Laws of Utah 1995, Chapter 215
- 166 [58-64-601](#), as last amended by Laws of Utah 2016, Chapter 201
- 167 [63C-6-101](#), as last amended by Laws of Utah 2011, Chapter 55
- 168 [63F-1-509](#), as last amended by Laws of Utah 2008, Chapter 382
- 169 [63F-1-701](#), as last amended by Laws of Utah 2016, Chapter 233
- 170 [63I-1-204](#), as enacted by Laws of Utah 2019, Chapter 246
- 171 [63I-1-209](#), as last amended by Laws of Utah 2019, Chapter 246
- 172 [63I-1-213](#), as last amended by Laws of Utah 2018, Chapter 111
- 173 [63I-1-217](#), as last amended by Laws of Utah 2018, Chapters 236 and 347
- 174 [63I-1-223](#), as last amended by Laws of Utah 2019, Chapter 246
- 175 [63I-1-226](#), as last amended by Laws of Utah 2019, Chapters 67, 136, 246, 289, 455 and
- 176 last amended by Coordination Clause, Laws of Utah 2019, Chapter 246
- 177 [63I-1-234](#), as last amended by Laws of Utah 2019, Chapter 136
- 178 [63I-1-235](#), as last amended by Laws of Utah 2019, Chapters 89 and 246
- 179 [63I-1-236](#), as last amended by Laws of Utah 2019, Chapters 193 and 246
- 180 [63I-1-241](#), as last amended by Laws of Utah 2019, Chapters 49, 55, and 246

181 **63I-1-253**, as last amended by Laws of Utah 2019, Chapters 90, 136, 166, 173, 246,  
182 325, 344 and last amended by Coordination Clause, Laws of Utah 2019, Chapter  
183 246

184 **63I-1-254**, as last amended by Laws of Utah 2019, Chapter 88

185 **63I-1-258**, as last amended by Laws of Utah 2019, Chapters 67 and 68

186 **63I-1-261**, as last amended by Laws of Utah 2011, Chapter 199

187 **63I-1-262**, as last amended by Laws of Utah 2019, Chapters 246, 257, 440 and last  
188 amended by Coordination Clause, Laws of Utah 2019, Chapter 246

189 **63I-1-263**, as last amended by Laws of Utah 2019, Chapters 89, 246, 311, 414, 468,  
190 469, 482 and last amended by Coordination Clause, Laws of Utah 2019, Chapter  
191 246

192 **63I-1-267**, as last amended by Laws of Utah 2019, Chapters 246 and 370

193 **63I-1-272**, as last amended by Laws of Utah 2019, Chapter 246

194 **63I-1-273**, as last amended by Laws of Utah 2019, Chapters 96 and 246

195 **63I-1-278**, as last amended by Laws of Utah 2019, Chapters 66 and 136

196 **63I-2-226**, as last amended by Laws of Utah 2019, Chapters 262, 393, 405 and last  
197 amended by Coordination Clause, Laws of Utah 2019, Chapter 246

198 **63M-7-402**, as renumbered and amended by Laws of Utah 2008, Chapter 382

199 **63N-7-103**, as last amended by Laws of Utah 2015, Chapter 301 and renumbered and  
200 amended by Laws of Utah 2015, Chapter 283

201 **63N-7-301**, as last amended by Laws of Utah 2019, Chapters 136 and 237

202 **67-1-2.5**, as last amended by Laws of Utah 2019, Chapter 246

203 **71-7-3**, as last amended by Laws of Utah 2018, Chapter 39

204 ENACTS:

205 **36-32-101**, Utah Code Annotated 1953

206 **36-32-102**, Utah Code Annotated 1953

207 **36-32-201**, Utah Code Annotated 1953

208 **36-32-202**, Utah Code Annotated 1953

209 **36-32-203**, Utah Code Annotated 1953

210 **36-32-204**, Utah Code Annotated 1953

211 **36-32-205**, Utah Code Annotated 1953

- 212 36-32-206, Utah Code Annotated 1953
- 213 36-32-207, Utah Code Annotated 1953
- 214 63I-1-207, Utah Code Annotated 1953
- 215 63I-1-240, Utah Code Annotated 1953
- 216 63I-1-265, Utah Code Annotated 1953
- 217 63I-1-279, Utah Code Annotated 1953

218 REPEALS:

- 219 4-30-103, as last amended by Laws of Utah 2019, Chapter 156
- 220 9-6-801, as enacted by Laws of Utah 2015, Chapter 350
- 221 9-6-802, as enacted by Laws of Utah 2015, Chapter 350
- 222 9-6-803, as enacted by Laws of Utah 2015, Chapter 350
- 223 9-6-804, as enacted by Laws of Utah 2015, Chapter 350
- 224 9-6-805, as enacted by Laws of Utah 2015, Chapter 350
- 225 9-7-301, as last amended by Laws of Utah 1997, Chapter 10
- 226 23-14-2.8, as enacted by Laws of Utah 2017, Chapter 412
- 227 26-39-202, as last amended by Laws of Utah 2014, Chapter 322
- 228 36-12-20, as last amended by Laws of Utah 2018, Chapter 33
- 229 38-11-104, as last amended by Laws of Utah 2018, Chapter 229
- 230 53-3-908, as last amended by Laws of Utah 2010, Chapters 286 and 324
- 231 58-46a-201, as enacted by Laws of Utah 1994, Chapter 28
- 232 58-64-201, as enacted by Laws of Utah 1995, Chapter 215
- 233 63M-3-101, as enacted by Laws of Utah 2008, Chapter 382
- 234 63M-3-102, as renumbered and amended by Laws of Utah 2008, Chapter 382
- 235 63M-3-103, as renumbered and amended by Laws of Utah 2008, Chapter 382
- 236 63M-3-201, as renumbered and amended by Laws of Utah 2008, Chapter 382
- 237 63M-3-202, as renumbered and amended by Laws of Utah 2008, Chapter 382
- 238 71-7-4, as last amended by Laws of Utah 2018, Chapter 39

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

- 240 26-21-3, as last amended by Laws of Utah 2011, Chapter 366
- 241 63I-1-209, as last amended by Laws of Utah 2019, Chapter 246

242 

---

---

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

244 Section 1. Section **4-14-106** is amended to read:

245 **4-14-106. Department authorized to make and enforce rules.**

246 The department may, by following the procedures and requirements of Title 63G,  
247 Chapter 3, Utah Administrative Rulemaking Act, adopt rules to:

248 (1) declare as a pest any form of plant or animal life that is injurious to health or the  
249 environment, except:

250 (a) a human being; or

251 (b) a bacteria, virus, or other microorganism on or in a living person or animal;

252 (2) establish, in accordance with the regulations issued by the EPA under 7 U.S.C. Sec.  
253 136w(c)(2), whether pesticides registered for special local needs under the authority of 7  
254 U.S.C. Sec. 136v(c) are highly toxic to man;

255 (3) establish, consistent with EPA regulations, that certain pesticides or quantities of  
256 substances contained in these pesticides are injurious to the environment;

257 (4) adopt a list of "restricted use pesticides" for the state or designated areas within the  
258 state if the department determines upon substantial evidence presented at a public hearing [~~and~~  
259 ~~upon recommendation of the pesticide committee~~] that restricted use is necessary to prevent  
260 damage to property or to the environment;

261 (5) establish qualifications for a pesticide applicator business; and

262 (6) adopt any rule, not inconsistent with federal regulations issued under FIFRA,  
263 considered necessary to administer and enforce this chapter, including rules relating to the  
264 sale, distribution, use, and disposition of pesticides if necessary to prevent damage and to  
265 protect the public health.

266 Section 2. Section **4-30-105** is amended to read:

267 **4-30-105. License required -- Application -- Fee -- Expiration -- Renewal.**

268 (1) (a) No person may operate a livestock market in this state without a license issued  
269 by the department.

270 (b) Application for a license shall be made to the department upon forms prescribed  
271 and furnished by the department, and the application shall specify:

272 (i) if the applicant is an individual, the name, address, and date of birth of the  
273 applicant; or

274 (ii) if the applicant is a partnership, corporation, or association, the name, address, and  
275 date of birth of each person who has a financial interest in the applicant and the amount of each  
276 person's interest;

277 (iii) a certified statement of the financial assets and liabilities of the applicant detailing:

278 (A) current assets;

279 (B) current liabilities;

280 (C) long-term assets; and

281 (D) long-term liabilities;

282 (iv) a legal description of the property where the market is proposed to be located, the  
283 property's street address, and a description of the facilities proposed to be used in connection  
284 with the property;

285 (v) a schedule of the charges or fees the applicant proposes to charge for each service  
286 rendered; and

287 (vi) a detailed statement of the trade area proposed to be served by the applicant, the  
288 potential benefits which will be derived by the livestock industry, and the specific services the  
289 applicant intends to render at the livestock market.

290 (2) (a) Upon receipt of a proper application, payment of a license fee in an amount  
291 determined by the department pursuant to Subsection 4-2-103(2), [~~and a favorable~~  
292 ~~recommendation by the Livestock Market Committee;~~] the commissioner, if satisfied that the  
293 convenience and necessity of the industry and the public will be served, shall issue a license  
294 allowing the applicant to operate the livestock market proposed in the application valid through  
295 December 31 of the year in which the license is issued, subject to suspension or revocation for  
296 cause.

297 (b) A livestock market license is annually renewable on or before December 31 of each  
298 year upon the payment of an annual license renewal fee in an amount determined by the  
299 department pursuant to Subsection 4-2-103(2).

300 (3) No livestock market original or renewal license may be issued until the applicant  
301 has provided the department with a certified copy of a surety bond filed with the United States  
302 Department of Agriculture as required by the Packers and Stockyards Act, 1921, 7 U.S.C.  
303 Section 181 et seq.

304 Section 3. Section 4-30-106 is amended to read:

305 **4-30-106. Hearing on license application -- Notice of hearing.**

306 (1) Upon the filing of an application, the [~~chairman of the Livestock Market~~  
307 ~~Committee~~] department shall set a time for hearing on the application in the city or town  
308 nearest the proposed site of the livestock market and cause notice of the time and place of the  
309 hearing together with a copy of the application to be forwarded by mail, not less than 15 days  
310 before the hearing date, to the following:

311 (a) each licensed livestock market operator within the state; and

312 (b) each livestock or other interested association or group of persons in the state that  
313 has filed written notice with the [~~committee~~] department requesting receipt of notice of such  
314 hearings.

315 (2) Notice of the hearing shall be published 14 days before the scheduled hearing date:

316 (a) in a daily or weekly newspaper of general circulation within the city or town where  
317 the hearing is scheduled; and

318 (b) on the Utah Public Notice Website created in Section [63F-1-701](#).

319 Section 4. Section **4-30-107** is amended to read:

320 **4-30-107. Guidelines delineated for decision on application.**

321 (1) The [~~Livestock Market Committee~~] department, in determining whether to  
322 [~~recommend approval or denial of~~] approve or deny the application, shall consider:

323 (a) the applicant's proven or potential ability to comply with the Packers and  
324 Stockyards Act, 7 U.S.C. Sec. 221 through 229b;

325 (b) the financial stability, business integrity, and fiduciary responsibility of the  
326 applicant;

327 (c) the livestock marketing benefits which potentially will be derived from the  
328 establishment and operation of the public livestock market proposed;

329 (d) the need for livestock market services in the trade area proposed;

330 (e) the adequacy of the livestock market location and facilities proposed in the  
331 application, including facilities for health inspection and testing;

332 (f) whether the operation of the proposed livestock market is likely to be permanent;  
333 and

334 (g) the economic feasibility of the proposed livestock market based on competent  
335 evidence.

336 (2) Any interested person may appear at the hearing on the application and give an  
337 opinion or present evidence either for or against granting the application.

338 Section 5. Section **4-37-109** is amended to read:

339 **4-37-109. Department to make rules.**

340 (1) The department shall make rules in accordance with Title 63G, Chapter 3, Utah  
341 Administrative Rulemaking Act:

342 (a) specifying procedures for the application and renewal of certificates of registration  
343 for operating an aquaculture or fee fishing facility; and

344 (b) governing the disposal or removal of aquatic animals from an aquaculture or fee  
345 fishing facility for which the certificate of registration has lapsed or been revoked.

346 (2) (a) The department may make other rules consistent with its responsibilities set  
347 forth in Section [4-37-104](#).

348 (b) Except as provided by this chapter, the rules authorized by Subsection (2)(a) shall  
349 be consistent with the suggested procedures for the detection and identification of pathogens  
350 published by the American Fisheries Society's Fish Health Section.

351 ~~[(3)(a) The department shall consider the recommendations of the Private Aquaculture  
352 Advisory Council established in Section [23-14-2.8](#) when adopting rules under Subsection (1).]~~

353 ~~[(b) If the Private Aquaculture Advisory Council recommends a position or action to  
354 the department pursuant to Section [23-14-2.8](#) and the department rejects the recommendation,  
355 the department shall provide a written explanation to the council.]~~

356 Section 6. Section **9-6-201** is amended to read:

357 **9-6-201. Division of Arts and Museums -- Creation -- Powers and duties.**

358 (1) There is created within the department the Division of Arts and Museums under the  
359 administration and general supervision of the executive director or the designee of the  
360 executive director.

361 (2) The division shall be under the policy direction of the board.

362 (3) The division shall advance the interests of the arts, in all their phases, within the  
363 state, and to that end shall:

364 (a) cooperate with and locally sponsor federal agencies and projects directed to similar  
365 undertakings;

366 (b) develop the influence of arts in education;

367 (c) involve the private sector, including businesses, charitable interests, educational  
368 interests, manufacturers, agriculturalists, and industrialists in these endeavors;

369 (d) utilize broadcasting facilities and the power of the press in disseminating  
370 information; and

371 (e) foster, promote, encourage, and facilitate, not only a more general and lively study  
372 of the arts, but take all necessary and useful means to stimulate a more abundant production of  
373 an indigenous art in this state.

374 (4) The board shall set policy to guide the division in accomplishing the purposes set  
375 forth in Subsection (3).

376 (5) [~~Except for arts development projects under Section 9-6-804, the~~] The division may  
377 not grant funds for the support of any arts project under this section unless the project has been  
378 first approved by the board.

379 Section 7. Section **9-6-202** is amended to read:

380 **9-6-202. Division director.**

381 (1) The chief administrative officer of the division shall be a director appointed by the  
382 executive director in consultation with the board and the advisory board.

383 (2) The director shall be a person experienced in administration and knowledgeable  
384 about the arts and museums.

385 (3) In addition to the division, the director is the chief administrative officer for:

386 (a) the Board of Directors of the Utah Arts Council created in Section 9-6-204;

387 (b) the Utah Arts Council created in Section 9-6-301;

388 (c) the Office of Museum Services created in Section 9-6-602; and

389 (d) the Museum Services Advisory Board created in Section 9-6-604[~~;~~and].

390 [~~(e) the Arts and Culture Business Alliance created in Section 9-6-803.~~]

391 Section 8. Section **9-6-305** is amended to read:

392 **9-6-305. Art collection committee.**

393 (1) [~~(a)~~] The board shall appoint a committee of artists or judges of art to take charge  
394 of [~~all works of art acquired under this chapter~~] the Utah Alice Merrill Horne Art Collection.

395 [~~(b) This collection shall be known as the State of Utah Alice Merrill Horne Art~~  
396 ~~Collection.~~]

397 (2) (a) Except as required by Subsection (2)(b), as terms of current committee members

398 expire, the board shall appoint each new member or reappointed member to a four-year term.

399 (b) Notwithstanding the requirements of Subsection (2)(a), the board shall, at the time  
400 of appointment or reappointment, adjust the length of terms to ensure that the terms of  
401 committee members are staggered so that approximately half of the board is appointed every  
402 two years.

403 (3) When a vacancy occurs in the membership, the replacement shall be appointed for  
404 the unexpired term.

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

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

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

409 (c) rules made by the Division of Finance pursuant to Sections 63A-3-106 and  
410 63A-3-107.

411 Section 9. Section 9-6-306 is amended to read:

412 **9-6-306. Collection.**

413 (1) (a) There is created the State of Utah Alice Merrill Horne Art Collection.

414 (b) All works of art acquired under this part [shall become] are part of the [State of  
415 Utah Alice Merrill Horne Art Collection] art collection.

416 (2) The art collection shall be held as the property of the state, under control of the  
417 division, and may be loaned in whole or in part for exhibition purposes to different parts of the  
418 state according to rules prescribed by the board.

419 (3) The division shall take every precaution to avoid damage or destruction to the  
420 property of the institute and the art works submitted by exhibitors and shall procure ample  
421 insurance on them.

422 (4) All art works shipped to and from the place of exhibition shall be packed by an  
423 expert packer.

424 Section 10. Section 9-6-806 is amended to read:

425 **9-6-806. Arts and Culture Business Alliance Account -- Funding -- Rulemaking.**

426 (1) As used in this section:

427 (a) "Account" means the Arts and Culture Business Alliance Account created in this  
428 section.

- 429 (b) (i) "Arts" means the various branches of creative human activity.
- 430 (ii) "Arts" includes visual arts, film, performing arts, sculpture, literature, music,
- 431 theater, dance, digital arts, video-game arts, and cultural vitality.
- 432 (c) "Development of the arts" means:
- 433 (i) constructing, expanding, or repairing facilities that house arts presentations;
- 434 (ii) providing for public information, preservation, or access to the arts; or
- 435 (iii) supporting the professional development of artists within the state.
- 436 ~~[(H)]~~ (2) There is created within the General Fund a restricted account known as the
- 437 Arts and Culture Business Alliance Account.
- 438 ~~[(2)]~~ (3) The account shall be administered by the division for the purposes listed in
- 439 Subsection ~~[(5)]~~ (6).
- 440 ~~[(3)]~~ (4) (a) The account shall earn interest.
- 441 (b) All interest earned on account money shall be deposited into the account.
- 442 ~~[(4)]~~ (5) The account shall be funded by:
- 443 (a) appropriations made to the account by the Legislature; and
- 444 (b) private donations and grants.
- 445 ~~[(5)]~~ (6) Subject to appropriation, the director shall use account funds to pay for:
- 446 (a) the statewide advancement and development of the arts ~~[in accordance with the~~
- 447 ~~recommendation of the alliance];~~ and
- 448 (b) actual administrative costs associated with administering this ~~[part]~~ section.
- 449 ~~[(6)]~~ (7) The division shall submit an annual written report to the department that gives
- 450 a complete accounting of the use of money from the account for inclusion in the annual report
- 451 described in Section [9-1-208](#).
- 452 (8) The division shall, in accordance with Title 63G, Chapter 3, Utah Administrative
- 453 Rulemaking Act, make rules establishing processes to:
- 454 (a) accept and consider applications for projects for the development of the arts; and
- 455 (b) distribute account money under this section.
- 456 Section 11. Section **9-7-302** is amended to read:
- 457 **9-7-302. Public access.**
- 458 ~~[(H)]~~ The public shall have access to the State Law Library.
- 459 ~~[(2)]~~ ~~The board of control may make rules in accordance with Title 63G, Chapter 3,~~

460 ~~Utah Administrative Rulemaking Act, and not inconsistent with the provisions of this part.]~~

461 Section 12. Section **9-8-305** is amended to read:

462 **9-8-305. Permit required to survey or excavate on state lands -- Public Lands**  
463 **Policy Coordinating Office to issue permits and make rules -- Ownership of collections**  
464 **and resources -- Revocation or suspension of permits -- Criminal penalties.**

465 (1) (a) Except as provided by Subsections (1)(d) and (3)(c), each principal investigator  
466 who wishes to survey or excavate on any lands owned or controlled by the state, its political  
467 subdivisions, or by the School and Institutional Trust Lands Administration shall obtain a  
468 survey or excavation permit from the Public Lands Policy Coordinating Office.

469 (b) A principal investigator who holds a valid permit under this section may allow  
470 other individuals to assist the principal investigator in a survey or excavation if the principal  
471 investigator ensures that all the individuals comply with the law, the rules, the permit, and the  
472 appropriate professional standards.

473 (c) A person, other than a principal investigator, may not survey or excavate on any  
474 lands owned or controlled by the state, its political subdivisions, or by the School and  
475 Institutional Trust Lands Administration unless the person works under the direction of a  
476 principal investigator who holds a valid permit.

477 (d) A permit obtained before July 1, 2006 shall continue until the permit terminates on  
478 its own terms.

479 (2) (a) To obtain a survey permit, a principal investigator shall:

480 (i) submit a permit application on a form furnished by the Public Lands Policy  
481 Coordinating Office;

482 (ii) except as provided in Subsection (2)(b), possess a graduate degree in anthropology,  
483 archaeology, or history;

484 (iii) have one year of full-time professional experience or equivalent specialized  
485 training in archaeological research, administration, or management; and

486 (iv) have one year of supervised field and analytical experience in Utah prehistoric or  
487 historic archaeology.

488 (b) In lieu of the graduate degree required by Subsection (2)(a)(ii), a principal  
489 investigator may submit evidence of training and experience equivalent to a graduate degree.

490 (c) Unless the permit is revoked or suspended, a survey permit is valid for the time

491 period specified in the permit by the Public Lands Policy Coordinating Office, which may not  
492 exceed three years.

493 (3) (a) Except as provided by Subsection (3)(c), to obtain an excavation permit, a  
494 principal investigator shall, in addition to complying with Subsection (2)(a), submit:

495 (i) a research design to the Public Lands Policy Coordinating Office and the Antiquities  
496 Section that:

497 (A) states the questions to be addressed;

498 (B) states the reasons for conducting the work;

499 (C) defines the methods to be used;

500 (D) describes the analysis to be performed;

501 (E) outlines the expected results and the plan for reporting;

502 (F) evaluates expected contributions of the proposed work to archaeological or  
503 anthropological science; and

504 (G) estimates the cost and the time of the work that the principal investigator believes  
505 is necessary to provide the maximum amount of historic, scientific, archaeological,  
506 anthropological, and educational information; and

507 (ii) proof of permission from the landowner to enter the property for the purposes of  
508 the permit.

509 (b) An excavation permit is valid for the amount of time specified in the permit, unless  
510 the permit is revoked according to Subsection (9).

511 (c) The Public Lands Policy Coordinating Office may delegate to an agency the  
512 authority to issue excavation permits if the agency:

513 (i) requests the delegation; and

514 (ii) employs or has a long-term contract with a principal investigator with a valid  
515 survey permit.

516 (d) The Public Lands Policy Coordinating Office shall conduct an independent review  
517 of the delegation authorized by Subsection (3)(c) every three years and may revoke the  
518 delegation at any time without cause.

519 (4) The Public Lands Policy Coordinating Office shall:

520 (a) grant a survey permit to a principal investigator who meets the requirements of this  
521 section; and

522 (b) grant an excavation permit to a principal investigator after approving, in  
523 consultation with the Antiquities Section, the research design for the project[~~;~~and].

524 [~~(c) assemble a committee of qualified individuals to advise the Public Lands Policy~~  
525 ~~Coordinating Office in its duties under this section.]~~

526 (5) By following the procedures and requirements of Title 63G, Chapter 3, Utah  
527 Administrative Rulemaking Act, the Public Lands Policy Coordinating Office shall, after  
528 consulting with the Antiquities Section, make rules to:

529 (a) establish survey methodology;

530 (b) standardize report and data preparation and submission;

531 (c) require other permit application information that the Public Lands Policy  
532 Coordinating Office finds necessary, including proof of consultation with the appropriate  
533 Native American tribe;

534 (d) establish what training and experience is equivalent to a graduate degree;

535 (e) establish requirements for a person authorized by Subsection (1)(b) to assist the  
536 principal investigator;

537 (f) establish requirements for a principal investigator's employer, if applicable; and

538 (g) establish criteria that, if met, would allow the Public Lands Policy Coordinating  
539 Office to reinstate a suspended permit.

540 (6) Each principal investigator shall submit a summary report of the work for each  
541 project to the Antiquities Section in a form prescribed by a rule established under Subsection  
542 (5)(b), which shall include copies of all:

543 (a) site forms;

544 (b) data;

545 (c) maps;

546 (d) drawings;

547 (e) photographs; and

548 (f) descriptions of specimens.

549 (7) (a) Except as provided in Subsection (7)(c), a person may not remove from Utah  
550 any specimen, site, or portion of any site from lands owned or controlled by the state or its  
551 political subdivisions, other than school and institutional trust lands, without permission from  
552 the Antiquities Section, and prior consultation with the landowner and any other agencies

553 managing other interests in the land.

554 (b) Except as provided in Subsection (7)(c), a person may not remove from Utah any  
555 specimen, site, or portion of any site from school and institutional trust lands without  
556 permission from the School and Institutional Trust Lands Administration, granted after  
557 consultation with the Antiquities Section.

558 (c) If a specimen, site, or portion of a site is placed in a repository or curation facility, a  
559 person may remove it by following the procedures established by the repository or curation  
560 facility.

561 (8) (a) Collections recovered from school and institutional trust lands are owned by the  
562 respective trust.

563 (b) Collections recovered from lands owned or controlled by the state or its  
564 subdivisions, other than school and institutional trust lands, are owned by the state.

565 (c) Within a reasonable time after the completion of fieldwork, each permit holder  
566 shall deposit all collections at the museum, a curation facility, or a repository.

567 (d) The repository or curation facility for collections from lands owned or controlled by  
568 the state or its subdivisions shall be designated according to the rules made under the authority  
569 of Section [53B-17-603](#).

570 (9) (a) Upon complaint by an agency, the Public Lands Policy Coordinating Office  
571 shall investigate a principal investigator and the work conducted under a permit.

572 (b) By following the procedures and requirements of Title 63G, Chapter 4,  
573 Administrative Procedures Act, the Public Lands Policy Coordinating Office may revoke or  
574 suspend a permit if the principal investigator fails to conduct a survey or excavation according  
575 to law, the rules enacted by the Public Lands Policy Coordinating Office, or permit provisions.

576 (10) (a) Any person violating this section is guilty of a class B misdemeanor.

577 (b) A person convicted of violating this section, or found to have violated the rules  
578 authorized by this section, shall, in addition to any other penalties imposed, forfeit all  
579 archaeological resources discovered by or through the person's efforts to the state or the  
580 respective trust.

581 (11) The division may enter into memoranda of agreement to issue project numbers or  
582 to retain other data for federal lands or Native American lands within the state.

583 Section 13. Section **23-14-3** is amended to read:

584           **23-14-3. Powers of division to determine facts -- Policymaking powers of Wildlife**  
585 **Board.**

586           (1) The Division of Wildlife Resources may determine the facts relevant to the wildlife  
587 resources of this state.

588           (2) (a) Upon a determination of these facts, the Wildlife Board shall establish the  
589 policies best designed to accomplish the purposes and fulfill the intent of all laws pertaining to  
590 wildlife and the preservation, protection, conservation, perpetuation, introduction, and  
591 management of wildlife.

592           (b) In establishing policy, the Wildlife Board shall:

593           (i) recognize that wildlife and its habitat are an essential part of a healthy, productive  
594 environment;

595           (ii) recognize the impact of wildlife on [~~man, his~~] humans, human economic activities,  
596 private property rights, and local economies;

597           (iii) seek to balance the habitat requirements of wildlife with the social and economic  
598 activities of man;

599           (iv) recognize the social and economic values of wildlife, including fishing, hunting,  
600 and other uses; and

601           (v) seek to maintain wildlife on a sustainable basis.

602           (c) (i) The Wildlife Board shall consider the recommendations of the regional advisory  
603 councils established in Section 23-14-2.6 [~~and the Private Aquaculture Advisory Council~~  
604 ~~established in Section 23-14-2.8~~].

605           (ii) If a regional advisory council [~~or the Private Aquaculture Advisory Council~~]  
606 recommends a position or action to the Wildlife Board, and the Wildlife Board rejects the  
607 recommendation, the Wildlife Board shall provide a written explanation to the advisory council  
608 recommending the opposing position.

609           (3) No authority conferred upon the Wildlife Board by this title shall supersede the  
610 administrative authority of the executive director of the Department of Natural Resources or  
611 the director of the Division of Wildlife Resources.

612           Section 14. Section 26-21-3 is amended to read:

613           **26-21-3. Health Facility Committee -- Members -- Terms -- Organization --**  
614 **Meetings.**

615 (1) (a) The Health Facility Committee created by Section ~~26-1-7~~ consists of ~~[15]~~ 11  
 616 members appointed by the governor ~~[with the consent of the Senate]~~ in consultation with the  
 617 executive director.

618 (b) The appointed members shall be knowledgeable about health care facilities and  
 619 issues.

620 (2) The membership of the committee is:

621 (a) one physician, licensed to practice medicine and surgery under Title 58, Chapter 67,  
 622 Utah Medical Practice Act, or Title 58, Chapter 68, Utah Osteopathic Medical Practice Act,  
 623 who is a graduate of a regularly chartered medical school;

624 (b) one hospital administrator;

625 (c) one hospital trustee;

626 (d) one representative of a freestanding ambulatory surgical facility;

627 ~~[(e) one representative of an ambulatory surgical facility that is affiliated with a~~  
 628 ~~hospital;]~~

629 ~~[(f) (e) [two representatives] one representative of the nursing care facility industry;~~

630 ~~[(g) (f) one registered nurse, licensed to practice under Title 58, Chapter 31b, Nurse~~  
 631 ~~Practice Act;~~

632 ~~[(h) one professional in the field of intellectual disabilities not affiliated with a nursing~~  
 633 ~~care facility;]~~

634 ~~[(i) (g) one licensed architect or engineer with expertise in health care facilities;~~

635 ~~[(j) (h) [two representatives] one representative of assisted living facilities licensed~~  
 636 ~~under this chapter;~~

637 ~~[(k) (i) two consumers, one of whom has an interest in or expertise in geriatric care;~~

638 and

639 ~~[(l) (j) one representative from either a home health care provider or a hospice~~  
 640 ~~provider.~~

641 ~~[(2) (3) (a) Except as required by Subsection [(2) (3)(b), members shall be appointed~~  
 642 ~~for a term of four years.~~

643 (b) Notwithstanding the requirements of Subsection ~~[(2) (3)(a),~~ the governor shall, at  
 644 the time of appointment or reappointment, adjust the length of terms to ensure that the terms of  
 645 committee members are staggered so that approximately half of the committee is appointed

646 every two years.

647 (c) When a vacancy occurs in the membership for any reason, the replacement shall be  
648 appointed for the unexpired term by the governor, giving consideration to recommendations  
649 made by the committee, with the consent of the Senate.

650 (d) A member may not serve more than two consecutive full terms or 10 consecutive  
651 years, whichever is less. However, a member may continue to serve as a member until ~~he~~ the  
652 member is replaced.

653 (e) The committee shall annually elect from its membership a chair and vice chair.

654 (f) The committee shall meet at least quarterly, or more frequently as determined by the  
655 chair or five members of the committee.

656 (g) ~~Eight~~ Six members constitute a quorum. A vote of the majority of the members  
657 present constitutes action of the committee.

658 Section 15. Section **26-39-200** is amended to read:

659 **26-39-200. Child Care Center Licensing Committee.**

660 (1) (a) The Child Care Center Licensing Committee created in Section **26-1-7** shall be  
661 comprised of seven members appointed by the governor and approved by the Senate in  
662 accordance with this subsection.

663 (b) The governor shall appoint three members who:

664 (i) have at least five years of experience as an owner in or director of a for profit or  
665 not-for-profit center based child care; and

666 (ii) hold an active license as a child care center from the department to provide center  
667 based child care.

668 (c) (i) The governor shall appoint one member to represent each of the following:

669 (A) a parent with a child in center based child care;

670 (B) a child development expert from the state system of higher education;

671 (C) except as provided in Subsection (1)(e), a pediatrician licensed in the state; and

672 (D) an architect licensed in the state.

673 (ii) Except as provided in Subsection (1)(c)(i)(B), a member appointed under  
674 Subsection (1)(c)(i) may not be an employee of the state or a political subdivision of the state.

675 (d) At least one member described in Subsection (1)(b) shall at the time of appointment  
676 reside in a county that is not a county of the first class.

677 (e) For the appointment described in Subsection (1)(c)(i)(C), the governor may appoint  
678 a health care professional who specializes in pediatric health if:

679 (i) the health care professional is licensed under:

680 (A) Title 58, Chapter 31b, Nurse Practice Act, as an advanced practice nurse  
681 practitioner; or

682 (B) Title 58, Chapter 70a, Utah Physician Assistant Act; and

683 (ii) before appointing a health care professional under this Subsection (1)(e), the  
684 governor:

685 (A) sends a notice to a professional physician organization in the state regarding the  
686 opening for the appointment described in Subsection (1)(c)(i)(C); and

687 (B) receives no applications from a pediatrician who is licensed in the state for the  
688 appointment described in Subsection (1)(c)(i)(C) within 90 days after the day on which the  
689 governor sends the notice described in Subsection (1)(e)(ii)(A).

690 (2) (a) Except as required by Subsection (2)(b), as terms of current members expire, the  
691 governor shall appoint each new member or reappointed member to a four-year term ending  
692 June 30.

693 (b) Notwithstanding the requirements of Subsection (2)(a), the governor shall, at the  
694 time of appointment or reappointment, adjust the length of terms to ensure that the terms of  
695 members are staggered so that approximately half of the licensing committee is appointed  
696 every two years.

697 (c) Upon the expiration of the term of a member of the licensing committee, the  
698 member shall continue to hold office until a successor is appointed and qualified.

699 (d) A member may not serve more than two consecutive terms.

700 (e) Members of the licensing committee shall annually select one member to serve as  
701 chair who shall establish the agenda for licensing committee meetings.

702 (3) When a vacancy occurs in the membership for any reason, the governor, with the  
703 consent of the Senate, shall appoint a replacement for the unexpired term.

704 (4) (a) The licensing committee shall meet at least every two months.

705 (b) The director may call additional meetings:

706 (i) at the director's discretion;

707 (ii) upon the request of the chair; or

708 (iii) upon the written request of three or more members.

709 (5) Three members of the licensing committee constitute a quorum for the transaction  
710 of business.

711 (6) A member of the licensing committee may not receive compensation or benefits for  
712 the member's service, but may receive per diem and travel expenses as allowed in:

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

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

715 (c) rules made by the Division of Finance in accordance with Sections 63A-3-106 and  
716 63A-3-107.

717 Section 16. Section **26-39-201** is amended to read:

718 **26-39-201. Residential Child Care Licensing Advisory Committee.**

719 (1) (a) The Residential Child Care Licensing Advisory Committee created in Section  
720 26-1-7 shall advise the department on rules made by the department under this chapter for  
721 residential child care.

722 (b) The advisory committee shall be composed of the following nine members who  
723 shall be appointed by the executive director:

724 (i) two child care consumers;

725 (ii) three licensed residential child care providers;

726 (iii) one certified residential child care provider;

727 (iv) one individual with expertise in early childhood development; and

728 (v) two health care providers.

729 (2) (a) Members of the advisory committee shall be appointed for four-year terms,  
730 except for those members who have been appointed to complete an unexpired term.

731 (b) Appointments and reappointments may be staggered so that 1/4 of the advisory  
732 committee changes each year.

733 (c) The advisory committee shall annually elect a [~~chairman~~] chair from its  
734 membership.

735 (3) The advisory committee shall meet at least quarterly, or more frequently as  
736 determined by the executive director, the [~~chairman~~] chair, or three or more members of the  
737 committee.

738 (4) Five members constitute a quorum and a vote of the majority of the members

739 present constitutes an action of the advisory committee.

740 (5) A member of the advisory committee may not receive compensation or benefits for  
741 the member's service, but may receive per diem and travel expenses as allowed in:

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

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

744 (c) rules made by the Division of Finance in accordance with Sections 63A-3-106 and  
745 63A-3-107.

746 Section 17. Section 36-12-22 is amended to read:

747 **36-12-22. Reports from legislative boards -- Annual reports -- Preparation of**  
748 **legislation.**

749 (1) As used in this section:

750 (a) "Legislative board [~~or commission~~]" means a board, commission, council,  
751 committee, working group, task force, study group, advisory group, or other body created in  
752 statute or by legislative rule:

753 (i) with a defined, limited membership;

754 [~~(ii) that has a member who is required to be;~~]

755 [~~(A) a member of the Legislature; or~~]

756 [~~(B) appointed by a member of the Legislature; and~~]

757 [~~(iii) (ii) that has operated or is intended to operate for more than six months[-]; and~~

758 (iii) (A) that has exclusive or majority legislative membership; or

759 (B) that receives staff support from a legislative staff office.

760 (b) "Legislative board [~~or commission~~]" does not include:

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

763 (ii) the Legislative Management Committee or a subcommittee of the Legislative  
764 Management Committee; or

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

767 (2) (a) [~~Before September 1 of each year~~] Before August 1, once every five years,

768 beginning in calendar year 2024, each legislative board [~~or commission~~] shall prepare and

769 submit to the Office of Legislative Research and General Counsel [~~an annual~~] a report that

770 includes:

- 771 (i) the name of the legislative board [~~or commission~~];
- 772 (ii) a description of the legislative board's [~~or commission's~~] official function and  
773 purpose;
- 774 [~~(iii) the total number of members of the legislative board or commission;~~]
- 775 [~~(iv) the number of the legislative board's or commission's members who are~~  
776 ~~legislators;~~]
- 777 [~~(v) the compensation, if any, paid to the members of the legislative board or~~  
778 ~~commission;~~]
- 779 [~~(vi) (iii) a description of [the actual work performed] actions taken by the legislative~~  
780 ~~board [or commission since the last report the legislative board or commission submitted to the~~  
781 ~~Office of Legislative Research and General Counsel under this section;~~] in the five previous  
782 fiscal years;
- 783 [~~(vii) a description of actions taken by the legislative board or commission since the~~  
784 ~~last report the legislative board or commission submitted to the Office of Legislative Research~~  
785 ~~and General Counsel under this section;~~]
- 786 [~~(viii) (iv) recommendations on whether any statutory, rule, or other changes are~~  
787 ~~needed to make the legislative board [or commission] more effective; and~~
- 788 [~~(ix) (v) [an indication of] a recommendation regarding whether the legislative board~~  
789 ~~[or commission] should continue to exist.~~
- 790 (b) The Office of Legislative Research and General Counsel shall compile and post  
791 [~~the reports~~] each report described in Subsection (2)(a) to the Legislature's website before  
792 [~~October~~] September 1 of [~~each year~~] a calendar year in which the Office of Legislative  
793 Research and General Counsel receives a report described in Subsection (2)(a).
- 794 [~~(3) (a) The Office of Legislative Research and General Counsel shall prepare an~~  
795 ~~annual report by October 1 of each year that includes, as of September 1 of that year;~~]
- 796 (3) (a) Before September 1 of a calendar year in which the Office of Legislative  
797 Research and General Counsel receives a report described in Subsection (2)(a), the Office of  
798 Legislative Research and General Counsel shall prepare a report that includes, as of July 1 of  
799 that year;
- 800 (i) the total number of legislative boards [~~and commissions~~] that exist [~~in the state~~];

801 and

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

804 (A) a list of each legislative board [~~or commission~~] that submitted a report under  
805 Subsection (2);

806 (B) a list of each legislative board [~~or commission~~] that did not submit a report under  
807 Subsection (2);

808 (C) an indication of any recommendations made under Subsection (2)(a)[~~(viii)~~](iv);

809 and

810 (D) a list of any legislative boards [~~or commissions~~] that indicated under Subsection  
811 (2)(a)[~~(ix)~~](v) that the legislative board [~~or commission~~] should no longer exist.

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

813 [~~(i) distribute copies of the report described in Subsection (3)(a) to:~~]

814 (i) in accordance with Section 68-3-14, submit the report described in Subsection (3)(a)

815 to:

816 (A) the president of the Senate;

817 (B) the speaker of the House of Representatives; and

818 [~~(C) the Legislative Management Committee; and~~]

819 [~~(D)~~] (C) the Government Operations Interim Committee; and

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

821 [~~(e) Each year, the~~] (4) (a) The Government Operations Interim Committee [shall]

822 may prepare legislation [making any changes the committee determines are suitable with

823 respect to the report the committee receives under Subsection (3)(b), including:] to address a

824 recommendation regarding:

825 [(i) ~~repealing a legislative board or commission that is no longer functional or~~  
826 ~~necessary; and~~]

827 [(ii) ~~making appropriate changes to make a legislative board or commission more~~  
828 ~~effective.~~]

829 (i) an executive board, as defined in Section 67-1-2.5, included in the report described  
830 in Section 67-1-2.5; or

831 (ii) a legislative board included in the report described in Subsection (3)(a).

832 (b) If an executive board or a legislative board is assigned to an interim committee for  
833 review under Title 63I, Chapter 1, Legislative Oversight and Sunset Act, the Government  
834 Operations Interim Committee may coordinate with the interim committee to prepare  
835 legislation described in Subsection (4)(a).

836 Section 18. Section **36-31-104** is amended to read:

837 **36-31-104. Committee duties.**

838 (1) The committee shall:

839 (a) coordinate efforts to place a statue of Martha Hughes Cannon in the National  
840 Statuary Hall in the United States Capitol to replace the statue of Philo Farnsworth;

841 (b) ensure that efforts to place the statue of Martha Hughes Cannon conform with the  
842 requirements of 2 U.S.C. Chapter 30, Subchapter V, Part D, Miscellaneous;

843 (c) represent the state in interactions with the following in relation to the placement of  
844 the statue of Martha Hughes Cannon:

845 (i) the Joint Committee on the Library of Congress described in 2 U.S.C. Sec. 2132;

846 (ii) the architect of the capitol described in 2 U.S.C. Sec. 2132; and

847 (iii) any other federal entity;

848 (d) select a sculptor for the statue of Martha Hughes Cannon;

849 (e) ensure that the statue of Martha Hughes Cannon is created in marble or bronze, as  
850 required under 2 U.S.C. Sec. 2131;

851 (f) approve the final design of the statue of Martha Hughes Cannon;

852 (g) ensure that the statue of Martha Hughes Cannon is unveiled in the National  
853 Statuary Hall in August of 2020, in commemoration of the month of the 100th anniversary of  
854 the ratification of the Nineteenth Amendment to the United States Constitution; and

855 (h) determine, in coordination with appropriate community leaders and local elected  
856 officials, an appropriate location for placement of the statue of Philo Farnsworth that is  
857 currently on display in the National Statuary Hall in the United States Capitol.

858 (2) The committee shall facilitate the creation of a nonprofit entity that is exempt from  
859 federal income tax under Section 501(c), Internal Revenue Code, to:

860 (a) collect [~~charitable~~] contributions to cover [~~all~~] costs associated with:

861 (i) the creation and placement of the statue of Martha Hughes Cannon in the National  
862 Statuary Hall in the United States Capitol;

863 (ii) the removal of the statue of Philo Farnsworth that is currently on display in the  
864 National Statuary Hall in the United States Capitol; and

865 (iii) the placement of the statue described in Subsection (2)(a)(ii) for display in a  
866 location designated by the committee under Subsection (1)(h); and

867 (b) comply with the requirements of 2 U.S.C. Sec. 2132 regarding the cost of replacing  
868 a state's statue in the National Statuary Hall[~~;~~and].

869 [~~(c) ensure that no state funds are used for any cost related to an item described in~~  
870 ~~Subsection (2)(a).]~~

871 Section 19. Section **36-32-101** is enacted to read:

872 **CHAPTER 32. JUDICIAL RULES REVIEW COMMITTEE**

873 **Part 1. General Provisions**

874 **36-32-101. Title.**

875 This chapter is known as "Judicial Rules Review Committee."

876 Section 20. Section **36-32-102** is enacted to read:

877 **36-32-102. Definitions.**

878 As used in this chapter:

879 (1) "Advisory committee" means the committee that proposes to the Supreme Court  
880 rules or changes in rules related to:

881 (a) civil procedure;

882 (b) criminal procedure;

883 (c) juvenile procedure;

884 (d) appellate procedure;

885 (e) evidence; and

886 (f) professional conduct.

887 (2) "Committee" means the Judicial Rules Review Committee created in Section  
888 36-31-201.

889 (3) "Court rule" means any of the following:

890 (a) rules of procedure, evidence, or practice for use of the courts of this state;

891 (b) rules governing and managing the appellate process adopted by the Supreme Court;

892 or

893 (c) rules adopted by the Judicial Council for the administration of the courts of the

894 state.

895 (4) “Judicial Council” means the administrative body of the courts, established in Utah  
896 Constitution, Article VIII, Sec. 12, and Section 78A-2-104.

897 (5) “Proposal for court rule” means the proposed language in a court rule that is  
898 submitted to:

899 (a) the Judicial Council;

900 (b) the advisory committee; or

901 (c) the Supreme Court.

902 Section 21. Section **36-32-201** is enacted to read:

903 **Part 2. Judicial Rules Review Committee**

904 **36-32-201. Establishment of committee -- Membership -- Duties.**

905 (1) There is created a six member Judicial Rules Review Committee.

906 (2) (a) The committee is comprised of:

907 (i) three members of the Senate, no more than two from the same political party,  
908 appointed by the president of the Senate; and

909 (ii) three members of the House of Representatives, no more than two from the same  
910 political party, appointed by the speaker of the House of Representatives.

911 (b) A members shall serve for a two-year term, or until the member's successor is  
912 appointed.

913 (c) (i) A vacancy exists when a member:

914 (A) is not longer a member of the Legislature; or

915 (B) resigns from the committee.

916 (ii) The appointing authority shall fill a vacancy.

917 (iii) A member appointed to fill a vacancy shall serve out the unexpired term.

918 (d) The committee may meet as needed:

919 (i) to review:

920 (A) court rules;

921 (B) proposals for court rules; or

922 (C) conflicts between court rules or proposals for court rules and statute or the Utah  
923 Constitution; or

924 (ii) to recommend legislative action related to a review described in Subsection

925 (2)(d)(i).

926 Section 22. Section **36-32-202** is enacted to read:

927 **36-32-202. Submission of court rules or proposals for court rules.**

928 (1) The Supreme Court or the Judicial Council shall submit to the committee and the  
929 governor each court rule, proposal for court rule, and any additional information related to a  
930 court rule or proposal for court rule that the Supreme Court or Judicial Council considers  
931 relevant:

932 (a) when the court rule or proposal for court rule is submitted:

933 (i) to the Judicial Council for consideration or approval for public comment; or

934 (ii) to the Supreme Court by the advisory committee after the advisory committee's  
935 consideration or approval; and

936 (b) when the approved court rule or approved proposal for court rule is made available  
937 to members of the bar and the public for public comment.

938 (2) At the time of submission under Subsection (1), the Supreme Court or Judicial  
939 Council shall provide the committee with the name and contact information of a Supreme  
940 Court advisory committee or Judicial Council employee whom the committee may contact  
941 about the submission.

942 Section 23. Section **36-32-203** is enacted to read:

943 **36-32-203. Review of rules -- Criteria.**

944 (1) As used in this section, "court rule" means a new court rule, a proposal for court  
945 rule, or an existing court rule.

946 (2) The committee:

947 (a) shall review and evaluate a submission of:

948 (i) a court rule; or

949 (ii) a proposal for court rule; and

950 (b) may review an existing court rule.

951 (3) The committee shall conduct a review of a court rule described in Subsection (2)  
952 based on the following criteria:

953 (a) whether the court rule is authorized by the state constitution or by statute;

954 (b) if authorized by statute, whether the court rule complies with legislative intent;

955 (c) whether the court rule is in conflict with existing statute or governs a policy

956 expressed in statute;

957 (d) whether the court rule is primarily substantive or procedural in nature;

958 (e) whether the court rule infringes on the powers of the executive or legislative branch  
959 of government;

960 (f) the impact of the court rule on an affected person;

961 (g) the purpose for the court rule, and if applicable, the reason for a change to an  
962 existing court rule;

963 (h) the anticipated cost or savings due to the court rule to:

964 (i) the state budget;

965 (ii) local governments; and

966 (iii) individuals; and

967 (i) the cost to an affected person of complying with the court rule.

968 Section 24. Section **36-32-204** is enacted to read:

969 **36-32-204. Committee review--Fiscal analyst--Powers of committee.**

970 (1) To carry out the committee's duties, the committee may examine issues that the  
971 committee considers necessary in addition to the issues described in this chapter.

972 (2) The committee may request that the Office of the Legislative Fiscal Analyst prepare  
973 a fiscal note on any court rule or proposal for court rule.

974 (3) The committee has the powers granted to a legislative interim committee described  
975 in Section [36-12-11](#).

976 Section 25. Section **36-32-205** is enacted to read:

977 **36-32-205. Findings--Report--Distribution of report.**

978 (1) The committee may:

979 (a) make an informal recommendation about a court rule or proposal for court rule; or

980 (b) provide written findings of the committee's review of a court rule or proposal for  
981 court rule; and

982 (c) if the committee identifies significant issues, provide written recommendations for:

983 (i) legislative action;

984 (ii) Supreme Court rulemaking action; or

985 (iii) Judicial Council rulemaking action.

986 (2) The committee shall provide to the Supreme Court or the Judicial Council:

987 (a) a copy of the committee's findings or recommendations described in Subsection (1);  
988 and

989 (b) a request that the Supreme Court or Judicial Council notify the committee of the  
990 Supreme Court or Judicial Council's response.

991 (3) The committee may prepare a report that includes:

992 (a) the findings and recommendations made by the committee based on the criteria  
993 described in Section [36-32-203](#);

994 (b) any action taken by the Supreme Court or Judicial Council in response to  
995 recommendations from the committee; and

996 (c) any recommendations described in Subsection (1).

997 (4) The committee shall provide a report described in Subsection (3) to:

998 (a) the speaker of the House of Representatives;

999 (b) the president of the Senate;

1000 (c) the chair of the House Judiciary Standing Committee;

1001 (d) the chair of the Senate Judiciary, Law Enforcement, and Criminal Justice Standing  
1002 Committee;

1003 (e) the Judiciary Interim Committee;

1004 (f) the governor;

1005 (g) the Executive Offices and Criminal Justice Appropriations Subcommittee;

1006 (h) the Judicial Council; and

1007 (i) the Supreme Court.

1008 Section 26. Section **36-32-206** is enacted to read:

1009 **36-32-206. Court rules or proposals for court rules--Publication in bulletin.**

1010 When the Supreme Court or Judicial Council submits a court rule or proposal for court  
1011 rule for public comment, the Supreme Court or Judicial Council shall submit the court rule or  
1012 proposal for court rule to publication houses that publish court rules, proposals to court rules,  
1013 case law, or other relevant information for individuals engaged in the legal profession.

1014 Section 27. Section **36-32-207** is enacted to read:

1015 **36-32-207. Duties of staff.**

1016 The Office of Legislative Research and General Counsel shall, when practicable, attend  
1017 meetings of the advisory committees of the Supreme Court.

1018 Section 28. Section **38-11-102** is amended to read:

1019 **38-11-102. Definitions.**

1020 [~~(1)~~] "Board" means the Residence Lien Recovery Fund Advisory Board established  
1021 under Section ~~38-11-104~~;

1022 [~~(2)~~] (1) "Certificate of compliance" means an order issued by the director to the owner  
1023 finding that the owner is in compliance with the requirements of Subsections ~~38-11-204~~(4)(a)  
1024 and (4)(b) and is entitled to protection under Section ~~38-11-107~~.

1025 [~~(3)~~] (2) "Construction on an owner-occupied residence" means designing, engineering,  
1026 constructing, altering, remodeling, improving, repairing, or maintaining a new or existing  
1027 residence.

1028 [~~(4)~~] (3) "Department" means the Department of Commerce.

1029 [~~(5)~~] (4) "Director" means the director of the Division of Occupational and  
1030 Professional Licensing.

1031 [~~(6)~~] (5) "Division" means the Division of Occupational and Professional Licensing.

1032 [~~(7)~~] (6) "Duplex" means a single building having two separate living units.

1033 [~~(8)~~] (7) "Encumbered fund balance" means the aggregate amount of outstanding  
1034 claims against the fund. The remainder of the money in the fund is unencumbered funds.

1035 [~~(9)~~] (8) "Executive director" means the executive director of the Department of  
1036 Commerce.

1037 [~~(10)~~] (9) "Factory built housing" is as defined in Section ~~15A-1-302~~.

1038 [~~(11)~~] (10) "Factory built housing retailer" means a person that sells factory built  
1039 housing to consumers.

1040 [~~(12)~~] (11) "Fund" means the Residence Lien Recovery Fund established under Section  
1041 ~~38-11-201~~.

1042 [~~(13)~~] (12) "Laborer" means a person who provides services at the site of the  
1043 construction on an owner-occupied residence as an employee of an original contractor or other  
1044 qualified beneficiary performing qualified services on the residence.

1045 [~~(14)~~] (13) "Licensee" means any holder of a license issued under Title 58, Chapter 3a,  
1046 Architects Licensing Act; Chapter 22, Professional Engineers and Professional Land Surveyors  
1047 Licensing Act; Chapter 53, Landscape Architects Licensing Act; and Chapter 55, Utah  
1048 Construction Trades Licensing Act.

1049           ~~[(15)]~~ (14) "Nonpaying party" means the original contractor, subcontractor, or real  
1050 estate developer who has failed to pay the qualified beneficiary making a claim against the  
1051 fund.

1052           ~~[(16)]~~ (15) "Original contractor" means a person who contracts with the owner of real  
1053 property or the owner's agent to provide services, labor, or material for the construction of an  
1054 owner-occupied residence.

1055           ~~[(17)]~~ (16) "Owner" means a person who:

1056           (a) contracts with a person who is licensed as a contractor or is exempt from licensure  
1057 under Title 58, Chapter 55, Utah Construction Trades Licensing Act, for the construction on an  
1058 owner-occupied residence upon real property that the person:

1059           (i) owns; or

1060           (ii) purchases after the person enters into a contract described in this Subsection ~~[(17)]~~

1061 (16)(a) and before completion of the owner-occupied residence;

1062           (b) contracts with a real estate developer to buy a residence upon completion of the  
1063 construction on the owner-occupied residence; or

1064           (c) purchases a residence from a real estate developer after completion of the  
1065 construction on the owner-occupied residence.

1066           ~~[(18)]~~ (17) "Owner-occupied residence" means a residence that is, or after completion  
1067 of the construction on the residence will be, occupied by the owner or the owner's tenant or  
1068 lessee as a primary or secondary residence within 180 days after the day on which the  
1069 construction on the residence is complete.

1070           ~~[(19)]~~ (18) "Qualified beneficiary" means a person who:

1071           (a) provides qualified services;

1072           (b) pays necessary fees required under this chapter; and

1073           (c) registers with the division:

1074           (i) as a licensed contractor under Subsection [38-11-301](#)(1) or (2), if that person seeks  
1075 recovery from the fund as a licensed contractor; or

1076           (ii) as a person providing qualified services other than as a licensed contractor under  
1077 Subsection [38-11-301](#)(3) if the person seeks recovery from the fund in a capacity other than as  
1078 a licensed contractor.

1079           ~~[(20)]~~ (19) (a) "Qualified services" means the following performed in construction on

1080 an owner-occupied residence:

1081 (i) contractor services provided by a contractor licensed or exempt from licensure  
1082 under Title 58, Chapter 55, Utah Construction Trades Licensing Act;

1083 (ii) architectural services provided by an architect licensed under Title 58, Chapter 3a,  
1084 Architects Licensing Act;

1085 (iii) engineering and land surveying services provided by a professional engineer or  
1086 land surveyor licensed or exempt from licensure under Title 58, Chapter 22, Professional  
1087 Engineers and Professional Land Surveyors Licensing Act;

1088 (iv) landscape architectural services by a landscape architect licensed or exempt from  
1089 licensure under Title 58, Chapter 53, Landscape Architects Licensing Act;

1090 (v) design and specification services of mechanical or other systems;

1091 (vi) other services related to the design, drawing, surveying, specification, cost  
1092 estimation, or other like professional services;

1093 (vii) providing materials, supplies, components, or similar products;

1094 (viii) renting equipment or materials;

1095 (ix) labor at the site of the construction on the owner-occupied residence; and

1096 (x) site preparation, set up, and installation of factory built housing.

1097 (b) "Qualified services" does not include the construction of factory built housing in  
1098 the factory.

1099 [~~(21)~~] (20) "Real estate developer" means a person having an ownership interest in real  
1100 property who:

1101 (a) contracts with a person who is licensed as a contractor or is exempt from licensure  
1102 under Title 58, Chapter 55, Utah Construction Trades Licensing Act, for the construction of a  
1103 residence that is offered for sale to the public; or

1104 (b) is a licensed contractor under Title 58, Chapter 55, Utah Construction Trades  
1105 Licensing Act, who engages in the construction of a residence that is offered for sale to the  
1106 public.

1107 [~~(22)~~] (21) (a) "Residence" means an improvement to real property used or occupied,  
1108 to be used or occupied as, or in conjunction with:

1109 (i) a primary or secondary detached single-family dwelling; or

1110 (ii) a multifamily dwelling up to and including duplexes.

1111 (b) "Residence" includes factory built housing.  
1112 [(23)] (22) "Subsequent owner" means a person who purchases a residence from an  
1113 owner within 180 days after the day on which the construction on the residence is completed.

1114 Section 29. Section **38-11-201** is amended to read:

1115 **38-11-201. Residence Lien Recovery Fund.**

1116 (1) There is created an expendable special revenue fund called the "Residence Lien  
1117 Recovery Fund."

1118 (2) The fund shall earn interest.

1119 (3) The division shall employ personnel and resources necessary to administer the fund  
1120 and shall use fund money in accordance with Sections 38-11-203 and 38-11-204 and to pay the  
1121 costs charged to the fund by the attorney general.

1122 (4) Costs incurred by the division, on or after May 8, 2018, for administering the fund  
1123 may be paid out of fund money in an amount that may be no more than a total of \$300,000 for  
1124 the remaining existence of the fund.

1125 (5) (a) The Division of Finance shall report annually to the Legislature[;] and the  
1126 division[; ~~and the board~~].

1127 (b) The report shall state:

1128 (i) amounts received by the fund;

1129 (ii) disbursements from the fund;

1130 (iii) interest earned and credited to the fund; and

1131 (iv) the fund balance.

1132 Section 30. Section **53F-9-203** is amended to read:

1133 **53F-9-203. Charter School Revolving Account.**

1134 (1) (a) The terms defined in Section 53G-5-102 apply to this section.

1135 (b) As used in this section, "account" means the Charter School Revolving Account.

1136 (2) (a) There is created within the Uniform School Fund a restricted account known as  
1137 the "Charter School Revolving Account" to provide assistance to charter schools to:

1138 (i) meet school building construction and renovation needs; and

1139 (ii) pay for expenses related to the start up of a new charter school or the expansion of  
1140 an existing charter school.

1141 (b) The state board, in consultation with the State Charter School Board, shall

1142 administer the Charter School Revolving Account in accordance with rules adopted by the state  
1143 board.

1144 (3) The Charter School Revolving Account shall consist of:

1145 (a) money appropriated to the account by the Legislature;

1146 (b) money received from the repayment of loans made from the account; and

1147 (c) interest earned on money in the account.

1148 (4) The state superintendent shall make loans to charter schools from the account to  
1149 pay for the costs of:

1150 (a) planning expenses;

1151 (b) constructing or renovating charter school buildings;

1152 (c) equipment and supplies; or

1153 (d) other start-up or expansion expenses.

1154 (5) Loans to new charter schools or charter schools with urgent facility needs may be  
1155 given priority.

1156 (6) ~~(a)~~ The state board shall ~~[establish a committee to]~~:

1157 ~~[(i)]~~ (a) except as provided in Subsection (7)(a), review requests by charter schools for  
1158 loans under this section; and

1159 ~~[(ii) make recommendations regarding approval or disapproval of the loan applications~~  
1160 ~~to the State Charter School Board and the state board.]~~

1161 (b) in consultation with the State Charter School Board, approve or reject each request.

1162 (7) (a) The state board may establish a committee to:

1163 (i) review requests under Subsection (6)(a); and

1164 (ii) make recommendations to the state board and the State Charter School Board  
1165 regarding the approval or rejection of a request.

1166 (b) (i) A committee established under Subsection ~~[(6)]~~ (7)(a) shall include individuals  
1167 who have expertise or experience in finance, real estate, or charter school administration.

1168 (ii) Of the members appointed to a committee established under Subsection ~~[(6)]~~  
1169 (7)(a):

1170 (A) one member shall be nominated by the governor; and

1171 (B) the remaining members shall be selected from a list of nominees submitted by the  
1172 State Charter School Board.

1173 (c) If the committee recommends approval of a loan application under Subsection [~~(6)~~]  
 1174 (7)(a)(ii), the committee's recommendation shall include:

1175 (i) the recommended amount of the loan;

1176 (ii) the payback schedule; and

1177 (iii) the interest rate to be charged.

1178 (d) A committee member may not:

1179 (i) be a relative, as defined in Section [53G-5-409](#), of a loan applicant; or

1180 (ii) have a pecuniary interest, directly or indirectly, with a loan applicant or any person

1181 or entity that contracts with a loan applicant.

1182 [~~(7)~~] (8) A loan under this section may not be made unless the state board, in

1183 consultation with the State Charter School Board, approves the loan.

1184 [~~(8)~~] (9) The term of a loan to a charter school under this section may not exceed five

1185 years.

1186 [~~(9)~~] (10) The state board may not approve loans to charter schools under this section

1187 that exceed a total of \$2,000,000 in any fiscal year.

1188 [~~(10)~~] (11) (a) On March 16, 2011, the assets of the Charter School Building

1189 Subaccount administered by the state board shall be deposited into the Charter School

1190 Revolving Account.

1191 (b) Beginning on March 16, 2011, loan payments for loans made from the Charter

1192 School Building Subaccount shall be deposited into the Charter School Revolving Account.

1193 Section 31. Section **54-10a-202** is amended to read:

1194 **54-10a-202. Committee of Consumer Services.**

1195 (1) (a) There is created within the office a committee known as the "Committee of

1196 Consumer Services."

1197 (b) A member of the committee shall maintain the member's principal residence within

1198 Utah.

1199 (2) (a) The governor shall appoint [~~nine~~] five members to the committee subject to

1200 Subsection (3).

1201 (b) Except as required by Subsection (2)(c), as terms of current committee members

1202 expire, the governor shall appoint a new member or reappointed member to a four-year term.

1203 (c) Notwithstanding the requirements of Subsection (2)(b), the governor shall, at the

1204 time of appointment or reappointment, adjust the length of terms to ensure that the terms of  
1205 committee members are staggered so that approximately half of the committee is appointed  
1206 every two years.

1207 (d) When a vacancy occurs in the membership for any reason, the governor shall  
1208 appoint a replacement for the unexpired term.

1209 (3) Members of the committee shall represent the following [~~geographic and~~]  
1210 consumer interests:

1211 [~~(a) one member shall be from Salt Lake City, Provo, or Ogden;~~]

1212 [~~(b) one member shall be from a city other than Salt Lake City, Provo, or Ogden;~~]

1213 [~~(c) one member shall be from an unincorporated area of the state;~~]

1214 [~~(d)~~] (a) one member shall be [~~a low-income resident~~] an individual with experience  
1215 and understanding of issues affecting low-income residents;

1216 [~~(e)~~] (b) one member shall be a retired person;

1217 [~~(f)~~] (c) one member shall be [~~a small commercial consumer~~] an individual with  
1218 experience and understanding of issues affecting small commercial consumers;

1219 [~~(g)~~] (d) one member shall be a farmer or rancher who uses electric power to pump  
1220 water in the member's farming or ranching operation; and

1221 [~~(h)~~] (e) one member shall be a residential consumer[~~;~~ and].

1222 [~~(i) one member shall be appointed to provide geographic diversity on the committee to~~  
1223 ~~ensure to the extent possible that all areas of the state are represented.~~]

1224 (4) (a) No more than [~~five~~] three members of the committee [~~shall~~] may be from the  
1225 same political party.

1226 (b) Subject to Subsection (3), for a member of the committee appointed on or after  
1227 May 12, 2009, the governor shall appoint, to the extent possible, an individual with expertise or  
1228 experience in:

1229 (i) public utility matters related to consumers;

1230 (ii) economics;

1231 (iii) accounting;

1232 (iv) financing;

1233 (v) engineering; or

1234 (vi) public utilities law.

- 1235 (5) The governor shall designate one member as chair of the committee.
- 1236 (6) A member may not receive compensation or benefits for the member's service, but  
1237 may receive per diem and travel expenses in accordance with:
- 1238 (a) Section [63A-3-106](#);
- 1239 (b) Section [63A-3-107](#); and
- 1240 (c) rules made by the Division of Finance pursuant to Sections [63A-3-106](#) and  
1241 [63A-3-107](#).

- 1242 (7) (a) The committee may hold monthly meetings.
- 1243 (b) The committee may hold other meetings, at the times and places the chair and a  
1244 majority of the committee determine.
- 1245 (8) (a) ~~Five~~ Three members of the committee constitute a quorum of the committee.
- 1246 (b) A majority of members voting when a quorum is present constitutes an action of  
1247 the committee.

1248 Section 32. Section **58-46a-102** is amended to read:

1249 **58-46a-102. Definitions.**

1250 In addition to the definitions in Section [58-1-102](#), as used in this chapter:

1251 ~~[(1) "Board" means the Hearing Instrument Specialist Licensing Board created in  
1252 Section [58-46a-201](#).]~~

1253 ~~[(2)]~~ (1) "Direct supervision" means that the supervising hearing instrument specialist  
1254 is present in the same facility as is the person being supervised and is available for immediate  
1255 in person consultation.

1256 ~~[(3)]~~ (2) "Hearing instrument" or "hearing aid" means any device designed or offered to  
1257 be worn on or by an individual to enhance human hearing, including the device's specialized  
1258 parts, attachments, or accessories.

1259 ~~[(4)]~~ (3) "Hearing instrument intern" means a person licensed under this chapter who is  
1260 obtaining education and experience in the practice of a hearing instrument specialist under the  
1261 supervision of a supervising hearing instrument specialist.

1262 ~~[(5)]~~ (4) "Indirect supervision" means that the supervising hearing instrument specialist  
1263 is not required to be present in the same facility as is the person being supervised, but is  
1264 available for voice to voice contact by telephone, radio, or other means at the initiation of the  
1265 person being supervised.

- 1266 [(6)] (5) "Practice of a hearing instrument specialist" means:
- 1267 (a) establishing a place of business to practice as a hearing instrument specialist;
- 1268 (b) testing the hearing of a human patient over the age of 17 for the sole purpose of
- 1269 determining whether a hearing loss will be sufficiently improved by the use of a hearing
- 1270 instrument to justify prescribing and selling the hearing instrument and whether that hearing
- 1271 instrument will be in the best interest of the patient;
- 1272 (c) providing the patient a written statement of prognosis regarding the need for or
- 1273 usefulness of a hearing instrument for the patient's condition;
- 1274 (d) prescribing an appropriate hearing instrument;
- 1275 (e) making impressions or earmolds for the fitting of a hearing instrument;
- 1276 (f) sale and professional placement of the hearing instrument on a patient;
- 1277 (g) evaluating the hearing loss overcome by the installation of the hearing instrument
- 1278 and evaluating the hearing recovery against the representations made to the patient by the
- 1279 hearing instrument specialist;
- 1280 (h) necessary intervention to produce satisfactory hearing recovery results from a
- 1281 hearing instrument; or
- 1282 (i) instructing the patient on the use and care of the hearing instrument.

1283 [(7)] (6) "Supervising hearing instrument specialist" means a hearing instrument

1284 specialist who:

- 1285 (a) is licensed by and in good standing with the division;
- 1286 (b) has practiced full-time as a hearing instrument specialist for not less than two years;
- 1287 and
- 1288 (c) is approved as a supervisor by the division [~~in collaboration with the board~~].

1289 [(8)] (7) "Unlawful conduct" means the same as that term is defined in Section

1290 58-1-501.

1291 [(9)] (8) "Unprofessional conduct" means the same as that term is defined in Sections

1292 58-1-501 and 58-46a-501.

1293 Section 33. Section 58-46a-302 is amended to read:

1294 **58-46a-302. Qualifications for licensure.**

1295 (1) Each applicant for licensure as a hearing instrument specialist shall:

- 1296 (a) submit to the division an application in a form prescribed by the division;

- 1297 (b) pay a fee as determined by the division pursuant to Section 63J-1-504;
- 1298 (c) be of good moral character;
- 1299 (d) have qualified for and currently hold board certification by the National Board for  
1300 Certification - Hearing Instrument Sciences, or an equivalent certification approved by the  
1301 division [~~in collaboration with the board~~];
- 1302 (e) have passed the Utah Law and Rules Examination for Hearing Instrument  
1303 Specialists; and
- 1304 (f) if the applicant holds a hearing instrument intern license, surrender the hearing  
1305 instrument intern license at the time of licensure as a hearing instrument specialist.
- 1306 (2) Each applicant for licensure as a hearing instrument intern shall:
- 1307 (a) submit to the division an application in a form prescribed by the division;
- 1308 (b) pay a fee as determined by the division pursuant to Section 63J-1-504;
- 1309 (c) be of good moral character;
- 1310 (d) have passed the Utah Law and Rules Examination for Hearing Instrument  
1311 Specialists; and
- 1312 (e) present evidence acceptable to the division [~~and the board~~] that the applicant, when  
1313 licensed, will practice as a hearing instrument intern only under the supervision of a  
1314 supervising hearing instrument specialist in accordance with:
- 1315 (i) Section 58-46a-302.5; and
- 1316 (ii) the supervision requirements for obtaining board certification by the National  
1317 Board for Certification - Hearing Instrument Sciences, or an equivalent certification approved  
1318 by the division [~~in collaboration with the board~~].
- 1319 Section 34. Section 58-46a-302.5 is amended to read:
- 1320 **58-46a-302.5. Supervision requirements -- Hearing instrument interns.**
- 1321 (1) A hearing instrument intern shall practice as a hearing instrument intern only under  
1322 the direct supervision of a licensed hearing instrument specialist, until the intern:
- 1323 (a) receives a passing score on a practical examination demonstrating acceptable skills  
1324 in the area of hearing testing as approved by the division [~~in collaboration with the board~~]; and
- 1325 (b) completes the National Institute for Hearing instrument studies education and  
1326 examination program, or an equivalent college level program as approved by the division [~~in~~  
1327 ~~collaboration with the board~~].

1328 (2) Upon satisfaction of the direct supervision requirement of Subsection (1) the intern  
1329 shall:

1330 (a) practice as a hearing instrument intern only under the indirect supervision of a  
1331 licensed hearing instrument specialist; and

1332 (b) receive a passing score on the International Licensing Examination of the hearing  
1333 instrument dispenser or other tests approved by the division prior to applying for licensure as a  
1334 hearing instrument specialist.

1335 Section 35. Section **58-46a-303** is amended to read:

1336 **58-46a-303. Term of license -- Expiration -- Renewal of specialist license --**  
1337 **Limitation on renewal of intern license.**

1338 (1) The division shall issue each license for a hearing instrument specialist in  
1339 accordance with a two-year renewal cycle established by rule. The division may by rule extend  
1340 or shorten a renewal period by as much as one year to stagger the renewal cycles it administers.

1341 (2) Each license as a hearing instrument intern shall be issued for a term of three years  
1342 and may not be renewed.

1343 (3) At the time of renewal, the licensed hearing instrument specialist shall demonstrate  
1344 satisfactory evidence of each of the following:

1345 (a) current certification by the National Board for Certification Hearing Instrument  
1346 Sciences, or other acceptable certification approved by the division [~~in collaboration with the~~  
1347 ~~board~~];

1348 (b) calibration of all appropriate technical instruments used in practice; and

1349 (c) completion of continuing professional education required in Section **58-46a-304**.

1350 (4) Each license automatically expires on the expiration date shown on the license  
1351 unless renewed by the licensee in accordance with the provisions of Section **58-1-308**, or  
1352 unless surrendered in accordance with the provisions of Section **58-1-306**.

1353 Section 36. Section **58-46a-501** is amended to read:

1354 **58-46a-501. Unprofessional conduct.**

1355 "Unprofessional conduct" includes:

1356 (1) testing the hearing of a patient for any purpose other than to determine whether a  
1357 hearing loss will be improved by the use of a hearing instrument;

1358 (2) failing to make an appropriate referral to a qualified health care provider with

- 1359 respect to a condition detected in a patient examined by a licensee under this chapter if the  
1360 condition is generally recognized in the profession as one that should be referred;
- 1361 (3) designating a hearing instrument for a patient whose hearing will not be sufficiently  
1362 improved to justify prescribing and selling of the hearing instrument;
- 1363 (4) making false, misleading, deceptive, fraudulent, or exaggerated claims with respect  
1364 to practice under this chapter and specifically with respect to the benefits of a hearing  
1365 instrument or the degree to which a hearing instrument will benefit a patient;
- 1366 (5) failing to exercise caution in providing a patient a prognosis to assure the patient is  
1367 not led to expect results that cannot be accurately predicted;
- 1368 (6) failing to provide appropriate follow-up care and consultation with respect to a  
1369 patient to whom a hearing instrument has been prescribed and sold upon being informed by the  
1370 patient that the hearing instrument does not produce the results represented by the licensee;
- 1371 (7) failing to disclose in writing to the patient the charge for all services and hearing  
1372 instruments prescribed and sold to a patient prior to providing the services or hearing  
1373 instrument;
- 1374 (8) failing to refund fees paid by a patient for a hearing instrument and all accessories,  
1375 upon a determination by the division [~~in collaboration with the board~~] that the patient has not  
1376 obtained the recovery of hearing represented by the licensee in writing prior to designation and  
1377 sale of the hearing instrument;
- 1378 (9) paying any professional person any consideration of any kind for referral of a  
1379 patient;
- 1380 (10) failing, when acting as a supervising hearing instrument specialist, to provide  
1381 supervision and training in hearing instrument sciences in accordance with Section  
1382 [58-46a-302.5](#);
- 1383 (11) engaging in the practice as a hearing instrument intern when not under the  
1384 supervision of a supervising hearing instrument specialist in accordance with Section  
1385 [58-46a-302.5](#);
- 1386 (12) failing to describe the circuitry in any advertisement, presentation, purchase, or  
1387 trial agreement as being either "digital" or "analog"; or other acceptable terms as determined by  
1388 the division [~~in collaboration with the board~~];
- 1389 (13) failing to follow the guidelines or policies of the United States Federal Trade

1390 Commission in any advertisement;

1391 (14) failing to adhere to the rules and regulations prescribed by the United States Food  
1392 and Drug Administration as they pertain to the hearing instrument specialist;

1393 (15) failing to maintain all equipment used in the practice of a hearing instrument  
1394 specialist properly calibrated and in good working condition; and

1395 (16) failing to comply with any of the requirements set forth in Section 58-46a-502 or  
1396 58-46a-503.

1397 Section 37. Section 58-46a-502 is amended to read:

1398 **58-46a-502. Additional requirements for practicing as a hearing instrument**  
1399 **specialist.**

1400 A person engaging in the practice of a hearing instrument specialist shall:

1401 (1) have a regular place or places of business from which the person conducts business  
1402 as a hearing instrument specialist and the place or places of business shall be represented to a  
1403 patient and others with whom business is conducted by the street address at which the place of  
1404 business is located;

1405 (2) include in all advertising or other representation the street address at which the  
1406 business is located and the telephone number of the business at that street address;

1407 (3) provide as part of each transaction between a licensee and a patient related to  
1408 testing for hearing loss and selling of a hearing instrument written documentation provided to  
1409 the patient that includes:

1410 (a) identification of all services and products provided to the patient by the hearing  
1411 instrument specialist and the charges for each service or product;

1412 (b) a statement whether any hearing instrument provided to a patient is "new," "used,"  
1413 or "reconditioned" and the terms and conditions of any warranty or guarantee that applies to  
1414 each instrument; and

1415 (c) the identity and license number of each hearing instrument specialist or hearing  
1416 instrument intern who provided services or products to the patient;

1417 (4) before providing services or products to a patient:

1418 (a) advise the patient regarding services and products offered to the patient, including  
1419 the expected results of the services and products;

1420 (b) inform each patient who is being offered a hearing instrument about hearing

1421 instruments that work with assistive listening systems that are compliant with the ADA  
1422 Standards for Accessible Design adopted by the United States Department of Justice in  
1423 accordance with the Americans with Disabilities Act, 42 U.S.C. Sec. 12101 et seq.; and

1424 (c) obtain written informed consent from the patient regarding offered services,  
1425 products, and the expected results of the services and products in a form approved by the  
1426 division [~~in collaboration with the board~~];

1427 (5) refer all individuals under the age of 18 who seek testing of hearing to a physician  
1428 or surgeon, osteopathic physician, physician assistant, or audiologist, licensed under the  
1429 provisions of this title, and shall dispense a hearing aid to that individual only on prescription  
1430 of a physician or surgeon, osteopathic physician, physician assistant, or audiologist;

1431 (6) obtain the patient's informed consent and agreement to purchase the hearing  
1432 instrument based on that informed consent either by the hearing instrument specialist or the  
1433 hearing instrument intern, before designating an appropriate hearing instrument; and

1434 (7) if a hearing instrument does not substantially enhance the patient's hearing  
1435 consistent with the representations of the hearing instrument specialist at the time informed  
1436 consent was given prior to the sale and fitting of the hearing instrument, provide:

1437 (a) necessary intervention to produce satisfactory hearing recovery results consistent  
1438 with representations made; or

1439 (b) for the refund of fees paid by the patient for the hearing instrument to the hearing  
1440 instrument specialist within a reasonable time after finding that the hearing instrument does not  
1441 substantially enhance the patient's hearing.

1442 Section 38. Section **58-55-201** is amended to read:

1443 **58-55-201. Boards created -- Duties.**

1444 (1) There is created [a] the Plumbers Licensing Board[~~, an Alarm System Security and~~  
1445 ~~Licensing Board, and an Electricians Licensing Board. Members of the boards shall be~~  
1446 ~~selected to provide representation as follows: (a) The Plumbers Licensing Board consists]~~  
1447 consisting of five members as follows:

1448 [(i)] (a) two members shall be licensed from among the license classifications of  
1449 master or journeyman plumber;

1450 [(ii)] (b) two members shall be licensed plumbing contractors; and

1451 [(iii)] (c) one member shall be from the public at large with no history of involvement

1452 in the construction trades.

1453 ~~[(b)(i)]~~ (2) (a) ~~[The]~~ There is created the Alarm System Security and Licensing Board

1454 ~~[consists]~~ consisting of five members as follows:

1455 ~~[(A)]~~ (i) three individuals who are officers or owners of a licensed alarm business;

1456 ~~[(B)]~~ (ii) one individual from among nominees of the Utah Peace Officers Association;

1457 and

1458 ~~[(C)]~~ (iii) one individual representing the general public.

1459 ~~[(i)]~~ (b) The Alarm System Security and Licensing Board shall designate one of its

1460 members on a permanent or rotating basis to:

1461 ~~[(A)]~~ (i) assist the division in reviewing complaints concerning the unlawful or

1462 unprofessional conduct of a licensee; and

1463 ~~[(B)]~~ (ii) advise the division in its investigation of these complaints.

1464 ~~[(iii)]~~ (c) A board member who has, under this Subsection ~~[(1)(b)(iii)]~~ (2)(c), reviewed

1465 a complaint or advised in its investigation is disqualified from participating with the board

1466 when the board serves as a presiding officer in an adjudicative proceeding concerning the

1467 complaint.

1468 ~~[(c)]~~ (3) ~~[The]~~ There is created the Electricians Licensing Board ~~[consists]~~ consisting

1469 of five members as follows:

1470 ~~[(i)]~~ (a) two members shall be licensed from among the license classifications of

1471 master or journeyman electrician, of whom one shall represent a union organization and one

1472 shall be selected having no union affiliation;

1473 ~~[(ii)]~~ (b) two shall be licensed electrical contractors of whom one shall represent a

1474 union organization and one shall be selected having no union affiliation; and

1475 ~~[(iii)]~~ (c) one member shall be from the public at large with no history of involvement

1476 in the construction trades or union affiliation.

1477 ~~[(2)]~~ (4) The duties, functions, and responsibilities of each board described in

1478 Subsections (1) through (3) include the following:

1479 (a) recommending to the commission appropriate rules;

1480 (b) recommending to the commission policy and budgetary matters;

1481 (c) approving and establishing a passing score for applicant examinations;

1482 (d) overseeing the screening of applicants for licensing, renewal, reinstatement, and

1483 relicensure;

1484 (e) assisting the commission in establishing standards of supervision for students or  
1485 persons in training to become qualified to obtain a license in the occupation or profession [it]  
1486 the board represents; and

1487 (f) acting as presiding officer in conducting hearings associated with the adjudicative  
1488 proceedings and in issuing recommended orders when so authorized by the commission.

1489 ~~[(3)]~~ (5) The division<sub>2</sub> in collaboration with the Plumbers Licensing Board and the  
1490 Electricians Licensing Board<sub>2</sub> shall provide a preliminary report on or before October 1, 2019,  
1491 and a final written report on or before June 1, 2020, to the Business and Labor Interim  
1492 Committee and the Occupational and Professional Licensure Review Committee that provides  
1493 recommendations for consistent educational and training standards for plumber and electrician  
1494 apprentice programs in the state, including recommendations for education and training  
1495 provided by all providers, including institutions of higher education and technical colleges.

1496 Section 39. Section **58-64-102** is amended to read:

1497 **58-64-102. Definitions.**

1498 In addition to the definitions in Section **58-1-102**, as used in this chapter:

1499 ~~[(1) "Board" means the Deception Detection Examiners Board created in Section~~  
1500 ~~58-64-201.]~~

1501 ~~[(2)]~~ (1) "Deception detection examination" means the use of an instrument, or  
1502 software application designed for detecting deception, on an individual for the purpose of  
1503 detecting whether that individual is engaged in deception.

1504 ~~[(3)]~~ (2) "Deception detection examination administrator" means an individual who  
1505 engages in or represents that the individual is engaged in:

1506 (a) conducting or administering a deception detection examination using a software  
1507 application designed for detecting deception without intervention from the examination  
1508 administrator; or

1509 (b) the interpretation of deception detection examination results derived from a  
1510 software application designed for detecting deception.

1511 ~~[(4)]~~ (3) "Deception detection examiner" means an individual who engages in or  
1512 represents that the individual is engaged in conducting or performing deception detection  
1513 examinations or in the interpretation of deception detection examinations.

1514 [(5)] (4) "Deception detection intern" means an individual who engages in deception  
1515 detection examinations under the supervision and control of a deception detection examiner for  
1516 the purpose of training and qualification as a deception detection examiner.

1517 [(6)] (5) "Instrument" means a polygraph, voice stress analyzer, ocular-motor test, or  
1518 any other device or software application that records the examinee's cardiovascular patterns,  
1519 respiratory patterns, galvanic skin response, cognitive response, eye behavior, memory recall,  
1520 or other physiologic characteristics of the examinee for the purpose of monitoring factors  
1521 relating to whether the examinee is truthful or engaged in deception.

1522 [(7)] (6) "Unlawful conduct" means the same as that term is defined in Sections  
1523 58-1-501 and 58-64-501.

1524 [(8)] (7) "Unprofessional conduct" means the same as that term is defined in Sections  
1525 58-1-501 and 58-64-502 and as may be further defined by rule.

1526 Section 40. Section 58-64-302 is amended to read:

1527 **58-64-302. Qualifications for licensure.**

1528 (1) Each applicant for licensure as a deception detection examiner:

1529 (a) shall submit an application in a form prescribed by the division;

1530 (b) shall pay a fee determined by the department under Section 63J-1-504;

1531 (c) shall be of good moral character in that the applicant has not been convicted of a  
1532 felony, a misdemeanor involving moral turpitude, or any other crime which when considered  
1533 with the duties and responsibilities of a deception detection examiner is considered by the  
1534 division [~~and the board~~] to indicate that the best interests of the public will not be served by  
1535 granting the applicant a license;

1536 (d) may not have been declared by any court of competent jurisdiction incompetent by  
1537 reason of mental defect or disease and not been restored;

1538 (e) may not be currently suffering from habitual drunkenness or from drug addiction or  
1539 dependence;

1540 (f) shall have completed one of the following:

1541 (i) have earned a bachelor's degree from a four year university or college meeting  
1542 standards established by the division by rule [~~in collaboration with the board~~];

1543 (ii) have completed not less than 8,000 hours of investigation experience approved by  
1544 the division [~~in collaboration with the board~~]; or

1545 (iii) have completed a combination of university or college education and investigation  
1546 experience, as defined by rule by the division [~~in collaboration with the board~~] as being  
1547 equivalent to the requirements under Subsection (1)(f)(i) or (1)(f)(ii);

1548 (g) shall have successfully completed a training program in detection deception  
1549 meeting criteria established by rule by the division [~~in collaboration with the board~~]; and

1550 (h) shall have performed satisfactorily as a licensed deception detection intern for a  
1551 period of not less than one year and shall have satisfactorily conducted not less than 100  
1552 deception detection examinations under the supervision of a licensed deception detection  
1553 examiner.

1554 (2) Each applicant for licensure as a deception detection intern:

1555 (a) shall submit an application in a form prescribed by the division;

1556 (b) shall pay a fee determined by the department under Section [63J-1-504](#);

1557 (c) shall be of good moral character in that the applicant has not been convicted of a  
1558 felony, a misdemeanor involving moral turpitude, or any other crime which when considered  
1559 with the duties and responsibilities of a deception detection intern is considered by the division  
1560 [~~and the board~~] to indicate that the best interests of the public will not be served by granting the  
1561 applicant a license;

1562 (d) may not have been declared by any court of competent jurisdiction incompetent by  
1563 reason of mental defect or disease and not been restored;

1564 (e) may not be currently suffering from habitual drunkenness or from drug addiction or  
1565 dependence;

1566 (f) shall have completed one of the following:

1567 (i) have earned a bachelor's degree from a four year university or college meeting  
1568 standards established by the division by rule [~~in collaboration with the board~~];

1569 (ii) have completed not less than 8,000 hours of investigation experience approved by  
1570 the division [~~in collaboration with the board~~]; or

1571 (iii) have completed a combination of university or college education and investigation  
1572 experience, as defined by rule by the division [~~in collaboration with the board~~] as being  
1573 equivalent to the requirements under Subsection (2)(f)(i) or (2)(f)(ii);

1574 (g) shall have successfully completed a training program in detection deception  
1575 meeting criteria established by rule by the division [~~in collaboration with the board~~]; and

1576 (h) shall provide the division with an intern supervision agreement in a form prescribed  
1577 by the division under which:

1578 (i) a licensed deception detection examiner agrees to supervise the intern; and

1579 (ii) the applicant agrees to be supervised by that licensed deception detection examiner.

1580 (3) Each applicant for licensure as a deception detection examination administrator:

1581 (a) shall submit an application in a form prescribed by the division;

1582 (b) shall pay a fee determined by the department under Section 63J-1-504;

1583 (c) shall be of good moral character in that the applicant has not been convicted of a  
1584 felony, a misdemeanor involving moral turpitude, or any other crime that when considered with  
1585 the duties and responsibilities of a deception detection examination administrator is considered  
1586 by the division [~~and the board~~] to indicate that the best interests of the public will not be served  
1587 by granting the applicant a license;

1588 (d) may not have been declared by a court of competent jurisdiction incompetent by  
1589 reason of mental defect or disease and not been restored;

1590 (e) may not be currently suffering from habitual drunkenness or from drug addiction or  
1591 dependence;

1592 (f) shall have earned an associate degree from a state-accredited university or college or  
1593 have an equivalent number of years' work experience; and

1594 (g) shall have successfully completed a training program and have obtained  
1595 certification in deception detection examination administration provided by the manufacturer  
1596 of a scientific or technology-based software application solution that is approved by the  
1597 director.

1598 (4) To determine if an applicant meets the qualifications of Subsection (1)(c), (2)(c), or  
1599 (3)(c) the division shall provide an appropriate number of copies of fingerprint cards to the  
1600 Department of Public Safety with the division's request to:

1601 (a) conduct a search of records of the Department of Public Safety for criminal history  
1602 information relating to each applicant for licensure under this chapter; and

1603 (b) forward to the Federal Bureau of Investigation a fingerprint card of each applicant  
1604 requiring a check of records of the F.B.I. for criminal history information under this section.

1605 (5) The Department of Public Safety shall send to the division:

1606 (a) a written record of criminal history, or certification of no criminal history record, as

1607 contained in the records of the Department of Public Safety in a timely manner after receipt of  
1608 a fingerprint card from the division and a request for review of Department of Public Safety  
1609 records; and

1610 (b) the results of the F.B.I. review concerning an applicant in a timely manner after  
1611 receipt of information from the F.B.I.

1612 (6) (a) The division shall charge each applicant a fee, in accordance with Section  
1613 [63J-1-504](#), equal to the cost of performing the records reviews under this section.

1614 (b) The division shall pay the Department of Public Safety the costs of all records  
1615 reviews, and the Department of Public Safety shall pay the F.B.I. the costs of records reviews  
1616 under this chapter.

1617 (7) Information obtained by the division from the reviews of criminal history records of  
1618 the Department of Public Safety and the F.B.I. shall be used or disseminated by the division  
1619 only for the purpose of determining if an applicant for licensure under this chapter is qualified  
1620 for licensure.

1621 Section 41. Section **58-64-502** is amended to read:

1622 **58-64-502. Unprofessional conduct.**

1623 "Unprofessional conduct" includes:

1624 (1) using any deception detection instrument that does not meet criteria and standards  
1625 established by rule by the division [~~in collaboration with the board~~]; and

1626 (2) using any deception detection instrument that does not make a permanent recording  
1627 as required under Section [58-64-601](#).

1628 Section 42. Section **58-64-601** is amended to read:

1629 **58-64-601. Deception detection instruments.**

1630 (1) Instruments or software applications used in performing deception detection  
1631 examinations shall be those that are generally recognized in the profession or, if approved by  
1632 the director, those with results published in peer-reviewed, scientific journals generally  
1633 recognized by the scientific community.

1634 (2) An instrument or software application used for deception detection shall have a  
1635 permanent recording or written report produced by the instrument or software application for  
1636 objective analysis by the examiner[;] or the division[; ~~or the board~~].

1637 (3) A written interpretation by an examiner while conducting a deception detection

1638 examination does not satisfy the requirements of a permanent recording.

1639 Section 43. Section **63C-6-101** is amended to read:

1640 **63C-6-101. Creation of commission -- Membership -- Appointment -- Vacancies.**

1641 (1) There is created the Utah Seismic Safety Commission consisting of 15 members,

1642 designated as follows:

1643 (a) the director of the Division of Emergency Management or the director's designee;

1644 (b) the director of the Utah Geological Survey or the director's designee;

1645 (c) the director of the University of Utah Seismograph Stations or the director's

1646 designee;

1647 (d) the executive director of the Utah League of Cities and Towns or the executive

1648 director's designee;

1649 (e) a representative from the Structural Engineers Association of Utah biannually

1650 selected by its membership;

1651 (f) the director of the Division of Facilities Construction and Management or the

1652 director's designee;

1653 (g) the executive director of the Department of Transportation or the director's

1654 designee;

1655 (h) the State Planning Coordinator or the coordinator's designee;

1656 (i) a representative from the American Institute of Architects, Utah Section;

1657 (j) a representative from the American Society of Civil Engineers, Utah Section;

1658 [~~(k) a member of the House of Representatives appointed biannually by the speaker of~~

1659 ~~the House;~~]

1660 [~~(l) a member of the Senate appointed biannually by the president of the Senate;~~]

1661 (k) two individuals, appointed by the director of the Division of Emergency

1662 Management, from earthquake-related organizations that have an interest in reducing

1663 earthquake-related loss in the state;

1664 [~~(m)~~] (l) the commissioner of the Department of Insurance or the commissioner's

1665 designee;

1666 [~~(n)~~] (m) a representative from the Association of Contingency Planners, Utah Chapter,

1667 biannually selected by its membership; and

1668 [~~(o)~~] (n) a representative from the American Public Works Association, Utah Chapter,

1669 biannually selected by its membership.

1670 (2) The commission shall annually select one of its members to serve as chair of the  
1671 commission.

1672 (3) When a vacancy occurs in the membership for any reason, the replacement shall be  
1673 appointed for the unexpired term.

1674 Section 44. Section **63F-1-509** is amended to read:

1675 **63F-1-509. Statewide Global Positioning Reference Network created --**  
1676 **Rulemaking authority.**

1677 (1) (a) There is created the Statewide Global Positioning Reference Network to  
1678 improve the quality of geographic information system data and the productivity, efficiency, and  
1679 cost-effectiveness of government services.

1680 (b) The network shall provide a system of permanently mounted, fully networked,  
1681 global positioning system base stations that will provide real time radio navigation and  
1682 establish a standard statewide coordinate reference system.

1683 (c) The center shall administer the network.

1684 ~~[(2) (a) There is created the Global Positioning Systems Advisory Committee to advise  
1685 the center on implementing and maintaining the network.]~~

1686 ~~[(b) The committee membership shall consist of:]~~

1687 ~~[(i) the center manager or the manager's designee;]~~

1688 ~~[(ii) a representative from the Department of Transportation created by Section  
1689 72-1-201 designated by the executive director appointed under Section 72-1-202;]~~

1690 ~~[(iii) the chief information officer or the chief information officer's designee;]~~

1691 ~~[(iv) a representative from the Utah Association of County Surveyors; and]~~

1692 ~~[(v) a representative from the Utah Council of Land Surveyors.]~~

1693 ~~[(c) The representative from the center shall be the chair of the committee.]~~

1694 ~~[(d) The committee shall meet upon the call of the chair or a majority of the committee  
1695 members.]~~

1696 ~~[(e) The committee chair shall give reasonable notice to each member prior to any  
1697 meeting.]~~

1698 ~~[(f) Three members shall constitute a quorum for the transaction of business.]~~

1699 ~~[(g) The center shall provide staff support to the committee.]~~

1700 ~~[(h) Committee members who are state government employees shall receive no~~  
1701 ~~additional compensation for their work on the committee.]~~

1702 ~~[(i) Committee members who are not state government employees shall receive no~~  
1703 ~~compensation or expenses for their work on the committee.]~~

1704 ~~[(j) The committee shall recommend rules to the chief information officer for adoption~~  
1705 ~~under Subsection (3).]~~

1706 ~~[(3)]~~ (2) (a) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking  
1707 Act, the chief information officer shall make~~[- in consultation with the committee,]~~ rules  
1708 providing for operating policies and procedures for the network.

1709 (b) ~~[The rules]~~ When making rules under this section, the chief information officer  
1710 shall consider:

- 1711 (i) network development that serves a public purpose;
- 1712 (ii) increased productivity and efficiency for state agencies; and
- 1713 (iii) costs and longevity of the network.

1714 Section 45. Section **63F-1-701** is amended to read:

1715 **63F-1-701. Utah Public Notice Website -- Establishment and administration.**

1716 (1) As used in this part:

1717 (a) "Division" means the Division of Archives and Records Service of the Department  
1718 of Administrative Services.

1719 (b) "Executive board" means the same as that term is defined in Section [67-1-2.5](#).

1720 ~~[(b)]~~ (c) "Public body" ~~[has the same meaning as provided under]~~ means the same as  
1721 that term is defined in Section [52-4-103](#).

1722 ~~[(c)]~~ (d) "Public information" means a public body's public notices, minutes, audio  
1723 recordings, and other materials that are required to be posted to the website under Title 52,  
1724 Chapter 4, Open and Public Meetings Act, or other statute or state agency rule.

1725 ~~[(d)]~~ (e) "Website" means the Utah Public Notice Website created under this section.

1726 (2) There is created the Utah Public Notice Website to be administered by the Division  
1727 of Archives and Records Service.

1728 (3) The website shall consist of an Internet website provided to assist the public to find  
1729 posted public information.

1730 (4) The division, with the technical assistance of the Department of Technology

1731 Services, shall create the website [~~which~~] that shall:

1732 (a) allow a public body, or other certified entity, to easily post any public information,  
1733 including the contact information required under Subsections [17B-1-303\(9\)](#) and  
1734 [17D-1-106\(1\)\(b\)\(ii\)](#);

1735 (b) allow the public to easily search the public information by:

1736 (i) public body name;

1737 (ii) date of posting of the notice;

1738 (iii) date of any meeting or deadline included as part of the public information; and

1739 (iv) any other criteria approved by the division;

1740 (c) allow the public to easily search and view past, archived public information;

1741 (d) allow [~~a person~~] an individual to subscribe to receive updates and notices

1742 associated with a public body or a particular type of public information;

1743 (e) be easily accessible by the public from the State of Utah home page;

1744 (f) have a unique and simplified website address;

1745 (g) be directly accessible via a link from the main page of the official state website; and

1746 (h) include other links, features, or functionality that will assist the public in obtaining

1747 and reviewing public information posted on the website, as may be approved by the division.

1748 (5) (a) Subject to Subsection (5)(b), the division and the governor's office shall  
1749 coordinate to ensure that the website, the database described in Section [67-1-2.5](#), and the  
1750 website described in Section [67-1-2.5](#) automatically share appropriate information in order to  
1751 ensure that:

1752 (i) an individual who subscribes to receive information under Subsection (4)(d) for an  
1753 executive board automatically receives notifications of vacancies on the executive board that  
1754 will be publicly filled, including a link to information regarding how an individual may apply  
1755 to fill the vacancy; and

1756 (ii) an individual who accesses an executive board's information on the website has  
1757 access to the following through the website:

1758 (A) the executive board's information in the database, except an individual's physical  
1759 address, e-mail address, or phone number; and

1760 (B) the portal described in Section [67-1-2.5](#) through which an individual may provide  
1761 input on an appointee to, or member of, the executive board.

1762 (b) The division and the governor's office shall comply with Subsection (5)(a) as soon  
1763 as reasonably possible within existing funds appropriated to the division and the governor's  
1764 office.

1765 (6) Before August 1 of each year, the division shall:

1766 (a) identify each executive board that is a public body that did not submit to the  
1767 website a notice of a public meeting during the previous fiscal year; and

1768 (b) report the name of each identified executive board to the governor's boards and  
1769 commissions administrator.

1770 ~~[(5)]~~ (7) The division ~~[shall be]~~ is responsible for:

1771 (a) establishing and maintaining the website, including the provision of equipment,  
1772 resources, and personnel as is necessary;

1773 (b) providing a mechanism for public bodies or other certified entities to have access to  
1774 the website for the purpose of posting and modifying public information; and

1775 (c) maintaining an archive of all public information posted to the website.

1776 ~~[(6) The timing for posting and the content of the public information posted to the~~  
1777 ~~website shall be the responsibility of the public body or other entity posting the public~~  
1778 ~~information.]~~

1779 (8) A public body is responsible for the content the public body is required to post to  
1780 the website and the timing of posting of that information.

1781 Section 46. Section **63I-1-204** is amended to read:

1782 **63I-1-204. Repeal dates, Title 4.**

1783 (1) Section 4-2-108, which creates the Agricultural Advisory Board, is repealed July 1,  
1784 2023.

1785 (2) Section 4-17-104, which creates the State Weed Committee, is repealed July 1,  
1786 2021.

1787 (3) Section 4-20-103, which creates the State Grazing Advisory Board, is repealed July  
1788 1, 2022.

1789 (4) Sections 4-23-104 and 4-23-105, which create the Agricultural and Wildlife  
1790 Damage Prevention Board, are repealed July 1, 2024.

1791 (5) Section 4-24-104, which creates the Livestock Brand Board, is repealed July 1,  
1792 2025.

1793 (6) Section 4-35-103, which creates the Decision and Action Committee, is repealed  
 1794 July 1, 2026

1795 (7) Section 4-39-104, which creates the Domesticated Elk Act Advisory Council, is  
 1796 repealed July 1, 2027

1797 (8) Subsection 4-41a-105(2)(e)(i), related to the Native American Legislative Liaison  
 1798 Committee, is repealed July 1, 2022.

1799 Section 47. Section **63I-1-207** is enacted to read:

1800 **63I-1-207. Repeal dates, Title 7.**

1801 (1) Section 7-1-203, which creates the Board of Financial Institutions, is repealed July  
 1802 1, 2021.

1803 (2) Section 7-3-40, which creates the Board of Bank Advisors, is repealed July 1, 2022.

1804 (3) Section 7-9-43, which creates the Board of Credit Union Advisors, is repealed July  
 1805 1, 2023.

1806 Section 48. Section **63I-1-209** is amended to read:

1807 **63I-1-209. Repeal dates, Title 9.**

1808 (1) Section 9-6-305, which creates the State of Utah Alice Merrill Horne Art  
 1809 Collection Committee, is repealed July 1, 2027.

1810 (2) Sections 9-6-604 and 9-6-605, which create the Museum Services Advisory Board,  
 1811 are repealed July 1, 2027.

1812 ~~[(1)]~~ (3) In relation to the Native American Legislative Liaison Committee, on July 1,  
 1813 2022:

1814 (a) Subsection 9-9-104.6(2)(a) is repealed;

1815 (b) Subsection 9-9-104.6(4)(a), the language that states "who is not a legislator" is  
 1816 repealed; and

1817 (c) Subsection 9-9-104.6(4)(b), related to compensation of legislative members, is  
 1818 repealed.

1819 ~~[(2) In relation to the American Indian and Alaska Native Education State Plan Pilot~~  
 1820 ~~Program, on July 1, 2022:]~~

1821 ~~[(a) Subsection 26-7-2.5(4), related to the American Indian-Alaskan Native Public~~  
 1822 ~~Education Liaison, is repealed; and]~~

1823 ~~[(b) Subsection 9-9-104.6(2)(d) is repealed.]~~

1824 (4) Section 9-9-405, which creates the Native American Remains Review Committee,  
1825 is repealed July 1, 2025.

1826 (5) Title 9, Chapter 20, Utah Commission on Service and Volunteerism Act, is  
1827 repealed July 1, 2026.

1828 Section 49. Section **63I-1-213** is amended to read:

1829 **63I-1-213. Repeal dates, Title 13.**

1830 (1) Section 13-32a-112, which creates the Pawnshop and Secondhand Merchandise  
1831 Advisory Board, is repealed July 1, 2027.

1832 (2) Section 13-35-103, which creates the Powersport Motor Vehicle Franchise  
1833 Advisory Board, is repealed July 1, 2022.

1834 (3) Section 13-43-202, which creates the Land Use and Eminent Domain Advisory  
1835 Board, is repealed July 1, 2021.

1836 Section 50. Section **63I-1-217** is amended to read:

1837 **63I-1-217. Repeal dates, Title 17.**

1838 (1) Subsection 17-16-21(2)(d) is repealed July 1, 2023.

1839 (2) Title 17, Chapter 21a, Part 3, Administration and Standards, which creates the Utah  
1840 Electronic Recording Commission, is repealed July 1, 2022.

1841 Section 51. Section **63I-1-223** is amended to read:

1842 **63I-1-223. Repeal dates, Title 23.**

1843 (1) Subsection 23-13-12.5(2)(f)(i), related to the Native American Legislative Liaison  
1844 Committee, is repealed July 1, 2022.

1845 (2) Section 23-14-2.5, which creates the Wildlife Board Nominating Committee, is  
1846 repealed July 1, 2023.

1847 (3) Section 23-14-2.6, which creates regional advisory councils for the Wildlife Board,  
1848 is repealed July 1, 2023

1849 Section 52. Section **63I-1-226** is amended to read:

1850 **63I-1-226. Repeal dates, Title 26.**

1851 (1) Subsection 26-1-7(1)(f), related to the Residential Child Care Licensing Advisory  
1852 Committee, is repealed July 1, 2024

1853 (2) Subsection 26-1-7(1)(h), related to the Primary Care Grant Committee, is repealed  
1854 July 1, 2025

- 1855            (3) Section 26-1-7.5, which creates the Utah Health Advisory Council, is repealed July  
1856 1, 2025.
- 1857            [~~(1)~~] (4) Section 26-1-40 is repealed July 1, 2022.
- 1858            [~~(2)~~] (5) Title 26, Chapter 9f, Utah Digital Health Service Commission Act, is repealed  
1859 July 1, 2025.
- 1860            (6) Subsection 26-10-6(5), which creates the Newborn Hearing Screening Committee,  
1861 is repealed July 1, 2026
- 1862            [~~(3)~~] (7) Section 26-10-11 is repealed July 1, 2020.
- 1863            (8) Section 26-10b-106, which creates the Primary Care Grant Committee, is repealed  
1864 July 1, 2025
- 1865            (9) Title 26, Chapter 18, Part 2, Drug Utilization Review Board, is repealed July 1,  
1866 2027.
- 1867            [~~(4)~~] (10) Subsection 26-18-417(3) is repealed July 1, 2020.
- 1868            [~~(5)~~] (11) Subsection 26-18-418(2), the language that states "and the Mental Health  
1869 Crisis Line Commission created in Section 63C-18-202" is repealed July 1, 2023.
- 1870            [~~(6)~~] (12) Section 26-18-419.1 is repealed December 31, 2019.
- 1871            (13) Title 26, Chapter 18a, Kurt Oscarson Children's Organ Transplant Coordinating  
1872 Committee, is repealed July 1, 2021
- 1873            [~~(7)~~] (14) Title 26, Chapter 33a, Utah Health Data Authority Act, is repealed July 1,  
1874 2024.
- 1875            [~~(8)~~] (15) Title 26, Chapter 36b, Inpatient Hospital Assessment Act, is repealed July 1,  
1876 2024.
- 1877            [~~(9)~~] (16) Title 26, Chapter 36c, Medicaid Expansion Hospital Assessment Act, is  
1878 repealed July 1, 2024.
- 1879            [~~(10)~~] (17) Title 26, Chapter 36d, Hospital Provider Assessment Act, is repealed July  
1880 1, 2024.
- 1881            (18) Section 26-39-201, which creates the Residential Child Care Licensing Advisory  
1882 Committee, is repealed July 1, 2024.
- 1883            (19) Section 26-40-104, which creates the Utah Children's Health Insurance Program  
1884 Advisory Council, is repealed July 1, 2025.
- 1885            (20) Section 26-50-202, which creates the Traumatic Brain Injury Advisory

- 1886 Committee, is repealed July 1, 2025.
- 1887 [~~(11)~~] (21) Title 26, Chapter 54, Spinal Cord and Brain Injury Rehabilitation Fund and
- 1888 Pediatric Neuro-Rehabilitation Fund, is repealed January 1, [~~2023~~]2025.
- 1889 [~~(12)~~] (22) Subsection 26-61a-108(2)(e)(i), related to the Native American Legislative
- 1890 Liaison Committee, is repealed July 1, 2022.
- 1891 [~~(13)~~] (23) Title 26, Chapter 63, Nurse Home Visiting Pay-for-Success Program, is
- 1892 repealed July 1, 2026.
- 1893 (24) Title 26, Chapter 66, Early Childhood Utah Advisory Council, is repealed July 1,
- 1894 2026
- 1895 Section 53. Section **63I-1-234** is amended to read:
- 1896 **63I-1-234. Repeal dates, Titles 34 and 34A.**
- 1897 (1) Subsection 34A-1-202(2)(c)(i), related to the Workers' Compensation Advisory
- 1898 Council, is repealed July 1, 2027.
- 1899 (2) Subsection 34A-1-202(2)(c)(iii), related to the Coal Miner Certification Panel, is
- 1900 repealed July 1, 2024.
- 1901 (3) Section 34A-2-107, which creates the Workers' Compensation Advisory Council, is
- 1902 repealed July 1, 2027.
- 1903 (4) Section 34A-2-202.5 is repealed December 31, 2020.
- 1904 Section 54. Section **63I-1-235** is amended to read:
- 1905 **63I-1-235. Repeal dates, Title 35A.**
- 1906 (1) Subsection 35A-1-109(4)(c), related to the Talent Ready Utah Board, is repealed
- 1907 January 1, 2023.
- 1908 (2) Subsection 35A-1-202(2)(d), related to the Child Care Advisory Committee, is
- 1909 repealed July 1, 2021.
- 1910 (3) Section 35A-3-205, which creates the Child Care Advisory Committee, is repealed
- 1911 July 1, 2021.
- 1912 [~~(2)~~] (4) Subsection 35A-4-312(5)(p), describing information that may be disclosed to
- 1913 the federal Wage and Hour Division, is repealed July 1, 2022.
- 1914 (5) Subsection 35A-4-502(5), which creates the Employment Advisory Council, is
- 1915 repealed July 1, 2022.
- 1916 [~~(3)~~] (6) Title 35A, Chapter 8, Part 22, Commission on Housing Affordability, is

- 1917 repealed July 1, 2023.
- 1918 ~~[(4)]~~ (7) Section [35A-9-501](#) is repealed January 1, 2021.
- 1919 ~~[(5)]~~ (8) Title 35A, Chapter 11, Women in the Economy Commission Act, is repealed
- 1920 January 1, 2025.
- 1921 (9) Sections [35A-13-301](#) and [35A-13-302](#), which create the Governor's Committee on
- 1922 Employment of People with Disabilities, are repealed July 1, 2023.
- 1923 (10) Section [35A-13-303](#), which creates the State Rehabilitation Advisory Council, is
- 1924 repealed July 1, 2024
- 1925 (11) Section [35A-13-404](#), which creates the advisory council for the Division of
- 1926 Services for the Blind and Visually Impaired, is repealed July 1, 2025
- 1927 (12) Sections [35A-13-603](#) and [35A-13-604](#), which create the Interpreter Certification
- 1928 Board, are repealed July 1, 2026.
- 1929 Section 55. Section **63I-1-236** is amended to read:
- 1930 **63I-1-236. Repeal dates, Title 36.**
- 1931 (1) Title 36, Chapter 17, Legislative Process Committee, is repealed January 1, 2023.
- 1932 ~~[(2) Section [36-12-20](#) is repealed June 30, 2023.]~~
- 1933 ~~[(3)]~~ (2) Title 36, Chapter 22, Native American Legislative Liaison Committee, is
- 1934 repealed July 1, 2022.
- 1935 ~~[(4)]~~ (3) Title 36, Chapter 28, Veterans and Military Affairs Commission, is repealed
- 1936 January 1, 2025.
- 1937 ~~[(5)]~~ (4) Section [36-29-105](#) is repealed on December 31, 2020.
- 1938 ~~[(6)]~~ (5) Section [36-29-106](#) is repealed June 1, 2021.
- 1939 ~~[(7)]~~ (6) Title 36, Chapter 31, Martha Hughes Cannon Capitol Statue Oversight
- 1940 Committee, is repealed January 1, 2021.
- 1941 Section 56. Section **63I-1-240** is enacted to read:
- 1942 **63I-1-240. Repeal dates, Title 40.**
- 1943 Section [40-2-204](#), which creates the Coal Miner Certification Panel, is repealed July 1,
- 1944 2024.
- 1945 Section 57. Section **63I-1-241** is amended to read:
- 1946 **63I-1-241. Repeal dates, Title 41.**
- 1947 (1) Subsection [41-1a-1201](#)(9), related to the Spinal Cord and Brain Injury

- 1948 Rehabilitation Fund, is repealed January 1, ~~[2023]~~2025.
- 1949           (2) Section [41-3-106](#), which creates an advisory board related to motor vehicle  
1950 business regulation, is repealed July 1, 2024.
- 1951           ~~[(2)]~~ (3) The following subsections addressing lane filtering are repealed on July 1,  
1952 2022:
- 1953           (a) Subsection [41-6a-102](#)(29);
- 1954           (b) Subsection [41-6a-704](#)(5); and
- 1955           (c) Subsection [41-6a-710](#)(1)(c).
- 1956           ~~[(3)]~~ (4) Subsection [41-6a-1406](#)(6)(b)(iii), related to the Spinal Cord and Brain Injury  
1957 Rehabilitation Fund, is repealed January 1, ~~[2023]~~2025.
- 1958           (5) Subsections [41-22-2](#)(1) and [41-22-10](#)(1)(a), which create the Off-highway Vehicle  
1959 Advisory Council, are repealed July 1, 2027.
- 1960           ~~[(4)]~~ (6) Subsection [41-22-8](#)(3), related to the Spinal Cord and Brain Injury  
1961 Rehabilitation Fund, is repealed January 1, ~~[2023]~~2025.
- 1962           Section 58. Section **63I-1-253** is amended to read:
- 1963           **63I-1-253. Repeal dates, Titles 53 through 53G.**
- 1964           ~~[The following provisions are repealed on the following dates:]~~
- 1965           (1) Section [53-2a-105](#), which creates the Emergency Management Administration  
1966 Council, is repealed July 1, 2021.
- 1967           (2) Sections [53-2a-1103](#) and [53-2a-1104](#), which create the Search and Rescue Advisory  
1968 Board, are repealed July 1, 2022.
- 1969           (3) Section [53-5-703](#), which creates the Concealed Firearm Review Board, is repealed  
1970 July 1, 2023.
- 1971           ~~[(1)]~~ (4) Subsection [53-6-203](#)(1)(b)(ii), regarding being 19 years old at certification, is  
1972 repealed July 1, 2022.
- 1973           ~~[(2)]~~ (5) Subsection [53-13-104](#)(6), regarding being 19 years old at certification, is  
1974 repealed July 1, 2022.
- 1975           (6) Section [53B-6-105.5](#), which creates the Technology Initiative Advisory Board, is  
1976 repealed July 1, 2024.
- 1977           ~~[(3)]~~ (7) Title 53B, Chapter 17, Part 11, USTAR Researchers, is repealed July 1, 2028.
- 1978           (8) Section [53B-17-1203](#), which creates the SafeUT and School Safety Commission, is

1979 repealed January 1, 2025.

1980 [(4)] (9) Section [53B-18-1501](#) is repealed July 1, 2021.

1981 [(5)] (10) Title 53B, Chapter 18, Part 16, USTAR Researchers, is repealed July 1,  
1982 2028.

1983 [(6)] (11) Section [53B-24-402](#), Rural residency training program, is repealed July 1,  
1984 2020.

1985 [(7)] (12) Subsection [53C-3-203](#)(4)(b)(vii), which provides for the distribution of  
1986 money from the Land Exchange Distribution Account to the Geological Survey for test wells,  
1987 other hydrologic studies, and air quality monitoring in the West Desert, is repealed July 1,  
1988 2020.

1989 (13) Title 53D, Chapter 1, Part 5, Nominating Committee, which creates the School  
1990 and Institutional Trust Fund Nominating Committee, is repealed July 1, 2026.

1991 [(8)] (14) Section [53E-3-515](#) is repealed January 1, 2023.

1992 [(9)] (15) In relation to a standards review committee, on January 1, 2023:  
1993 (a) in Subsection [53E-4-202](#)(8), the language [~~that states~~] "by a standards review  
1994 committee and the recommendations of a standards review committee established under  
1995 Section [53E-4-203](#)" is repealed; and

1996 (b) Section [53E-4-203](#) is repealed.

1997 [~~(10) In relation to the SafeUT and School Safety Commission, on January 1, 2023:]~~  
1998 [~~(a) Subsection [53B-17-1201](#)(1) is repealed;~~]  
1999 [~~(b) Section [53B-17-1203](#) is repealed;~~]  
2000 [~~(c) Subsection [53B-17-1204](#)(2) is repealed;~~]  
2001 [~~(d) Subsection [53B-17-1204](#)(4)(a), the language that states "in accordance with the~~  
2002 ~~method described in Subsection (4)(c)" is repealed; and]~~

2003 [~~(e) Subsection [53B-17-1204](#)(4)(c) is repealed.~~]

2004 (16) Subsections [53E-3-503](#)(5) and (6), which create coordinating councils for youth in  
2005 custody, are repealed July 1, 2027.

2006 (17) Section [53E-4-402](#), which creates the State Instructional Materials Commission, is  
2007 repealed July 1, 2022.

2008 (18) Title 53E, Chapter 6, Part 5, Utah Professional Practices Advisory Commission, is  
2009 repealed July 1, 2023.

- 2010            (19) Subsection 53E-8-204(4), which creates the advisory council for the Utah Schools  
2011 for the Deaf and the Blind, is repealed July 1, 2021.
- 2012            [~~(11)~~] (20) Section 53F-2-514 is repealed July 1, 2020.
- 2013            [~~(12)~~] (21) Section 53F-5-203 is repealed July 1, 2024.
- 2014            [~~(13)~~] (22) Section 53F-5-212 is repealed July 1, 2024.
- 2015            [~~(14)~~] (23) Section 53F-5-213 is repealed July 1, 2023.
- 2016            [~~(15)~~] (24) Title 53F, Chapter 5, Part 6, American Indian and Alaskan Native  
2017 Education State Plan Pilot Program, is repealed July 1, 2022.
- 2018            [~~(16)~~] (25) Section 53F-6-201 is repealed July 1, 2019.
- 2019            (26) Subsection 53F-9-203(7), which creates the Charter School Revolving Account  
2020 Committee, is repealed July 1, 2024.
- 2021            [~~(17)~~] (27) Section 53F-9-501 is repealed January 1, 2023.
- 2022            [~~(18)~~] (28) Subsections 53G-4-608(2)(b) and (4)(b), related to the Utah Seismic Safety  
2023 Commission, are repealed January 1, 2025.
- 2024            [~~(19)~~] (29) Subsection 53G-8-211(4), regarding referrals of a minor to court for a class  
2025 C misdemeanor, is repealed July 1, 2020.
- 2026            Section 59. Section 63I-1-254 is amended to read:  
2027            **63I-1-254. Repeal dates, Title 54.**
- 2028            (1) Section 54-10a-202, which creates the Committee of Consumer Services, is  
2029 repealed July 1, 2025.
- 2030            (2) Title 54, Chapter 15, Net Metering of Electricity, is repealed January 1, 2036.
- 2031            Section 60. Section 63I-1-258 is amended to read:  
2032            **63I-1-258. Repeal dates, Title 58.**
- 2033            (1) Section 58-3a-201, which creates the Architects Licensing Board, is repealed July  
2034 1, 2026.
- 2035            [~~(1)~~] (2) Title 58, Chapter 13, Health Care Providers Immunity from Liability Act, is  
2036 repealed July 1, 2026.
- 2037            [~~(2)~~] (3) Title 58, Chapter 15, Health Facility Administrator Act, is repealed July 1,  
2038 2025.
- 2039            [~~(3)~~] (4) Title 58, Chapter 20b, Environmental Health Scientist Act, is repealed July 1,  
2040 2028.

2041            [~~(4)~~] (5) Section [58-37-4.3](#) is repealed January 1, 2020.

2042            [~~(5)~~] (6) Subsection [58-37-6\(7\)\(f\)\(iii\)](#) is repealed July 1, 2022, and the Office of  
2043 Legislative Research and General Counsel is authorized to renumber the remaining subsections  
2044 accordingly.

2045            [~~(6)~~] (7) Title 58, Chapter 40, Recreational Therapy Practice Act, is repealed July 1,  
2046 2023.

2047            [~~(7)~~] (8) Title 58, Chapter 41, Speech-Language Pathology and Audiology Licensing  
2048 Act, is repealed July 1, 2029.

2049            [~~(8)~~] (9) Title 58, Chapter 42a, Occupational Therapy Practice Act, is repealed July 1,  
2050 2025.

2051            [~~(9)~~] (10) Title 58, Chapter 46a, Hearing Instrument Specialist Licensing Act, is  
2052 repealed July 1, 2023.

2053            [~~(10)~~] (11) Title 58, Chapter 47b, Massage Therapy Practice Act, is repealed July 1,  
2054 2024.

2055            (12) Subsection [58-55-201\(2\)](#), which creates the Alarm System and Security Licensing  
2056 Advisory Board, is repealed July 1, 2027.

2057            [~~(11)~~] (13) Title 58, Chapter 61, Part 7, Behavior Analyst Licensing Act, is repealed  
2058 July 1, 2026.

2059            [~~(12)~~] (14) Title 58, Chapter 72, Acupuncture Licensing Act, is repealed July 1, 2027.

2060            [~~(13)~~] (15) Title 58, Chapter 86, State Certification of Commercial Interior Designers  
2061 Act, is repealed July 1, 2021.

2062            [~~(14)~~] (16) The following sections are repealed on July 1, 2022:

2063            (a) Section [58-5a-502](#);

2064            (b) Section [58-31b-502.5](#);

2065            (c) Section [58-67-502.5](#);

2066            (d) Section [58-68-502.5](#); and

2067            (e) Section [58-69-502.5](#).

2068            Section 61. Section **63I-1-261** is amended to read:

2069            **63I-1-261. Repeal dates, Title 61.**

2070            Section [61-2c-104](#), which creates the Residential Mortgage Regulatory Commission, is  
2071 repealed July 1, 2021.

2072 Section 62. Section **63I-1-262** is amended to read:

2073 **63I-1-262. Repeal dates, Title 62A.**

2074 (1) Subsections **62A-1-120**(8)(g), (h), and (i) are repealed July 1, 2023.

2075 (2) Section **62A-3-209** is repealed July 1, 2023.

2076 (3) Section **62A-4a-202.9** is repealed December 31, 2021.

2077 (4) Section **62A-4a-213** is repealed July 1, 2024.

2078 (5) Sections **62A-5a-101**, **62A-5a-102**, **62A-5a-103**, and **62A-5a-104**, which create the  
2079 Coordination Council for Persons with Disabilities, are repealed July 1, 2022.

2080 [~~5~~] (6) Section **62A-15-114** is repealed December 31, 2021.

2081 [~~6~~] (7) Subsections **62A-15-116**(1) and (4), the language that states "In consultation  
2082 with the SafeUT and School Safety Commission, established in Section **53B-17-1203**," is  
2083 repealed January 1, 2023.

2084 (8) Section **62A-15-605**, which creates the Forensic Mental Health Coordinating  
2085 Council, is repealed July 1, 2023.

2086 [~~7~~] (9) Subsections **62A-15-1100**(1) and **62A-15-1101**(8), in relation to the Utah  
2087 Substance Use and Mental Health Advisory Council, are repealed January 1, 2023.

2088 [~~8~~] (10) In relation to the Mental Health Crisis Line Commission, on July 1, 2023:

2089 (a) Subsections **62A-15-1301**(1) and **62A-15-1401**(1) are repealed;

2090 (b) Subsection **62A-15-1302**(1)(b), the language that states "in consultation with the  
2091 commission" is repealed;

2092 (c) Section **62A-15-1303**, the language that states "In consultation with the  
2093 commission," is repealed; and

2094 (d) Subsection **62A-15-1402**(2)(a), the language that states "With recommendations  
2095 from the commission," is repealed.

2096 Section 63. Section **63I-1-263** is amended to read:

2097 **63I-1-263. Repeal dates, Titles 63A to 63N.**

2098 (1) In relation to the Utah Transparency Advisory Board, on January 1, 2025:

2099 (a) Subsection **63A-1-201**(1) is repealed;

2100 (b) Subsection **63A-1-202**(2)(c), the language [~~that states~~] "using criteria established by  
2101 the board" is repealed;

2102 (c) Section **63A-1-203** is repealed;

2103 (d) Subsections [63A-1-204](#)(1) and (2), the language [~~that states~~] "After consultation  
2104 with the board, and" is repealed; and

2105 (e) Subsection [63A-1-204](#)(1)(b), the language [~~that states~~] "using the standards  
2106 provided in Subsection [63A-1-203](#)(3)(c)" is repealed.

2107 (2) Subsection [63A-5-228](#)(2)(h), relating to prioritizing and allocating capital  
2108 improvement funding, is repealed on July 1, 2024.

2109 (3) Section [63A-5-603](#), State Facility Energy Efficiency Fund, is repealed July 1, 2023.

2110 (4) Sections [63A-9-301](#) and [63A-9-302](#), related to the Motor Vehicle Review  
2111 Committee, are repealed July 1, 2023.

2112 [~~(4)~~] (5) Title 63C, Chapter 4a, Constitutional and Federalism Defense Act, is repealed  
2113 July 1, 2028.

2114 [~~(5)~~] (6) Title 63C, Chapter 6, Utah Seismic Safety Commission, is repealed January 1,  
2115 2025.

2116 [~~(6)~~] ~~Title 63C, Chapter 16, Prison Development Commission Act, is repealed July 1,~~  
2117 ~~2020.]~~

2118 (7) Title 63C, Chapter 12, Snake Valley Aquifer Advisory Council, is repealed July 1,  
2119 2024.

2120 [~~(7)~~] (8) Title 63C, Chapter 17, Point of the Mountain Development Commission Act,  
2121 is repealed July 1, 2021.

2122 [~~(8)~~] (9) Title 63C, Chapter 18, Mental Health Crisis Line Commission, is repealed  
2123 July 1, 2023.

2124 (10) Title 63F, Chapter 2, Data Security Management Council, is repealed July 1,  
2125 2025.

2126 (11) Section [63G-6a-805](#), which creates the Purchasing from Persons with Disabilities  
2127 Advisory Board, is repealed July 1, 2026.

2128 [~~(9)~~] (12) Title 63G, Chapter 21, Agreements to Provide State Services, is repealed  
2129 July 1, 2025.

2130 [~~(10)~~] (13) Title 63H, Chapter 4, Heber Valley Historic Railroad Authority, is repealed  
2131 July 1, 2020.

2132 [~~(11)~~] (14) In relation to the State Fair Corporation Board of Directors, on January 1,  
2133 2025:

- 2134 (a) Subsection 63H-6-104(2)(c), related to a Senate appointment, is repealed;
- 2135 (b) Subsection 63H-6-104(2)(d), related to a House appointment, is repealed;
- 2136 (c) in Subsection 63H-6-104(2)(e), the language that states ", of whom only one may  
2137 be a legislator, in accordance with Subsection (3)(e)," is repealed;
- 2138 (d) Subsection 63H-6-104(3)(a)(i) is amended to read:
- 2139 "(3)(a)(i) Except as provided in Subsection (3)(a)(ii), a board member appointed under  
2140 Subsection (2)(e) or (f) shall serve a term that expires on the December 1 four years after the  
2141 year that the board member was appointed.";
- 2142 (e) in Subsections 63H-6-104(3)(a)(ii), (c)(ii), and (d), the language that states "the  
2143 president of the Senate, the speaker of the House, the governor," is repealed and replaced with  
2144 "the governor"; and
- 2145 (f) Subsection 63H-6-104(3)(e), related to limits on the number of legislators, is  
2146 repealed.
- 2147 ~~[(12)]~~ (15) Title 63H, Chapter 8, Utah Housing Corporation Act, is repealed July 1,  
2148 2026.
- 2149 ~~[(13) Section 63M-7-212 is repealed on December 31, 2019.]~~
- 2150 ~~[(14) On July 1, 2025:]~~
- 2151 ~~[(a) in Subsection 17-27a-404(3)(c)(ii), the language that states "the Resource  
2152 Development Coordinating Committee," is repealed;]~~
- 2153 ~~[(b) Subsection 23-14-21(2)(c) is amended to read "(c) provide notification of proposed  
2154 sites for the transplant of species to local government officials having jurisdiction over areas  
2155 that may be affected by a transplant.";~~
- 2156 ~~[(c) in Subsection 23-14-21(3), the language that states "and the Resource  
2157 Development Coordinating Committee" is repealed;]~~
- 2158 ~~[(d) in Subsection 23-21-2.3(1), the language that states "the Resource Development  
2159 Coordinating Committee created in Section 63J-4-501 and" is repealed;]~~
- 2160 ~~[(e) in Subsection 23-21-2.3(2), the language that states "the Resource Development  
2161 Coordinating Committee and" is repealed;]~~
- 2162 ~~[(f) Subsection 63J-4-102(1) is repealed and the remaining subsections are renumbered  
2163 accordingly;]~~
- 2164 ~~[(g) Subsections 63J-4-401(5)(a) and (c) are repealed;]~~

2165            [~~(h)~~ Subsection ~~63J-4-401(5)(b)~~ is renumbered to Subsection ~~63J-4-401(5)(a)~~ and the  
2166 word "and" is inserted immediately after the semicolon;]

2167            [~~(i)~~ Subsection ~~63J-4-401(5)(d)~~ is renumbered to Subsection ~~63J-4-401(5)(b)~~;

2168            [~~(j)~~ Sections ~~63J-4-501~~, ~~63J-4-502~~, ~~63J-4-503~~, ~~63J-4-504~~, and ~~63J-4-505~~ are repealed;  
2169 and]

2170            [~~(k)~~ Subsection ~~63J-4-603(1)(c)(iv)~~ is repealed and the remaining subsections are  
2171 renumbered accordingly.]

2172            [~~(15)~~] (16) Subsection ~~63J-1-602.1(13)~~, Nurse Home Visiting Restricted Account is  
2173 repealed July 1, 2026.

2174            [~~(16)~~] (17) Subsection ~~63J-1-602.2(4)~~, referring to dedicated credits to the Utah  
2175 Marriage Commission, is repealed July 1, 2023.

2176            [~~(17)~~] (18) Subsection ~~63J-1-602.2(5)~~, referring to the Trip Reduction Program, is  
2177 repealed July 1, 2022.

2178            [~~(18)~~] (19) (a) Subsection ~~63J-1-602.1(53)~~, relating to the Utah Statewide Radio  
2179 System Restricted Account, is repealed July 1, 2022.

2180            (b) When repealing Subsection ~~63J-1-602.1(53)~~, the Office of Legislative Research and  
2181 General Counsel shall, in addition to the office's authority under Subsection ~~36-12-12(3)~~, make  
2182 necessary changes to subsection numbering and cross references.

2183            [~~(19)~~] (20) Subsection ~~63J-1-602.2[(23)](24)~~, related to the Utah Seismic Safety  
2184 Commission, is repealed January 1, 2025.

2185            (21) Title 63J, Chapter 4, Part 5, Resource Development Coordinating Committee, is  
2186 repealed July 1, 2027.

2187            (22) Subsection ~~63J-4-608(3)~~, which creates the Federal Land Application Advisory  
2188 Committee, is repealed on July 1, 2021.

2189            [~~(20)~~] (23) Subsection ~~63J-4-708(1)~~, in relation to the Talent Ready Utah Board, on  
2190 January 1, 2023, is amended to read:

2191            "(1) On or before October 1, the board shall provide an annual written report to the  
2192 Social Services Appropriations Subcommittee and the Economic Development and Workforce  
2193 Services Interim Committee."

2194            [~~(21)~~] (24) In relation to the Utah Substance Use and Mental Health Advisory Council,  
2195 on January 1, 2023:

- 2196 (a) Sections [63M-7-301](#), [63M-7-302](#), [63M-7-303](#), [63M-7-304](#), and [63M-7-306](#) are  
2197 repealed;
- 2198 (b) Section [63M-7-305](#), the language that states "council" is replaced with  
2199 "commission";
- 2200 (c) Subsection [63M-7-305](#)(1) is repealed and replaced with:  
2201 "(1) "Commission" means the Commission on Criminal and Juvenile Justice."; and  
2202 (d) Subsection [63M-7-305](#)(2) is repealed and replaced with:  
2203 "(2) The commission shall:  
2204 (a) provide ongoing oversight of the implementation, functions, and evaluation of the  
2205 Drug-Related Offenses Reform Act; and  
2206 (b) coordinate the implementation of Section [77-18-1.1](#) and related provisions in  
2207 Subsections [77-18-1](#)(5)(b)(iii) and (iv).".
- 2208 [~~22~~] [\(25\)](#) The Crime Victim Reparations and Assistance Board, created in Section  
2209 [63M-7-504](#), is repealed July 1, 2027.
- 2210 [\(26\)](#) Title 63M, Chapter 7, Part 6, Utah Council on Victims of Crime, is repealed July  
2211 1, 2022.
- 2212 [\(27\)](#) Section [63M-10-202](#), which creates Serious Habitual Offender Comprehensive  
2213 Action Program oversight committees, is repealed July 1, 2023.
- 2214 [~~23~~] [\(28\)](#) Title 63M, Chapter 11, Utah Commission on Aging, is repealed July 1,  
2215 2021.
- 2216 [~~24~~] [\(29\)](#) Subsection [63N-1-301](#)(4)(c), related to the Talent Ready Utah Board, is  
2217 repealed on January 1, 2023.
- 2218 [\(30\)](#) Title 63N, Chapter 1, Part 5, Governor's Economic Development Coordinating  
2219 Council, is repealed July 1, 2024.
- 2220 [~~25~~] [\(31\)](#) Title 63N, Chapter 2, Part 2, Enterprise Zone Act, is repealed July 1, 2028.
- 2221 [~~26~~] [\(32\)](#) (a) Title 63N, Chapter 2, Part 4, Recycling Market Development Zone Act,  
2222 is repealed January 1, 2021.
- 2223 (b) Subject to Subsection [~~26~~] [\(32\)](#)(c), Sections [59-7-610](#) and [59-10-1007](#) regarding  
2224 tax credits for certain persons in recycling market development zones, are repealed for taxable  
2225 years beginning on or after January 1, 2021.
- 2226 (c) A person may not claim a tax credit under Section [59-7-610](#) or [59-10-1007](#):

2227 (i) for the purchase price of machinery or equipment described in Section 59-7-610 or  
2228 59-10-1007, if the machinery or equipment is purchased on or after January 1, 2021; or

2229 (ii) for an expenditure described in Subsection 59-7-610(1)(b) or 59-10-1007(1)(b), if  
2230 the expenditure is made on or after January 1, 2021.

2231 (d) Notwithstanding Subsections ~~[(26)]~~ (32)(b) and (c), a person may carry forward a  
2232 tax credit in accordance with Section 59-7-610 or 59-10-1007 if:

2233 (i) the person is entitled to a tax credit under Section 59-7-610 or 59-10-1007; and

2234 (ii) (A) for the purchase price of machinery or equipment described in Section  
2235 59-7-610 or 59-10-1007, the machinery or equipment is purchased on or before December 31,  
2236 2020; or

2237 (B) for an expenditure described in Subsection 59-7-610(1)(b) or 59-10-1007(1)(b), the  
2238 expenditure is made on or before December 31, 2020.

2239 ~~[(27)]~~ (33) Section 63N-2-512 is repealed on July 1, 2021.

2240 ~~[(28)]~~ (34) (a) Title 63N, Chapter 2, Part 6, Utah Small Business Jobs Act, is repealed  
2241 January 1, 2021.

2242 (b) Section 59-9-107 regarding tax credits against premium taxes is repealed for  
2243 calendar years beginning on or after January 1, 2021.

2244 (c) Notwithstanding Subsection ~~[(28)]~~ (34)(b), an entity may carry forward a tax credit  
2245 in accordance with Section 59-9-107 if:

2246 (i) the person is entitled to a tax credit under Section 59-9-107 on or before December  
2247 31, 2020; and

2248 (ii) the qualified equity investment that is the basis of the tax credit is certified under  
2249 Section 63N-2-603 on or before December 31, 2023.

2250 ~~[(29)]~~ (35) Subsections 63N-3-109(2)(e) and 63N-3-109(2)(f)(i) are repealed July 1,  
2251 2023.

2252 ~~[(30)]~~ (36) Title 63N, Chapter 4, Part 4, Rural Employment Expansion Program, is  
2253 repealed July 1, 2023.

2254 (37) Title 63N, Chapter 7, Part 1, Board of Tourism Development, is repealed July 1,  
2255 2025.

2256 ~~[(31)]~~ (38) Title 63N, Chapter 9, Part 2, Outdoor Recreational Infrastructure Grant  
2257 Program, is repealed January 1, 2023.

2258            [~~(32)~~] (39) In relation to the Pete Suazo Utah Athletic Commission, on January 1,  
 2259 2021:

2260            (a) Subsection [63N-10-201](#)(2)(a) is amended to read:

2261            "(2) (a) The governor shall appoint five commission members with the advice and  
 2262 consent of the Senate.";

2263            (b) Subsection [63N-10-201](#)(2)(b), related to legislative appointments, is repealed;

2264            (c) in Subsection [63N-10-201](#)(3)(a), the language [~~that states~~] ", president, or speaker,  
 2265 respectively," is repealed; and

2266            (d) Subsection [63N-10-201](#)(3)(d) is amended to read:

2267            "(d) The governor may remove a commission member for any reason and replace the  
 2268 commission member in accordance with this section."

2269            [~~(33) In relation to the Talent Ready Utah Board, on January 1, 2023:]~~

2270            [~~(a) Subsection [9-22-102](#)(16) is repealed;~~]

2271            [~~(b) in Subsection [9-22-114](#)(2), the language that states "Talent Ready Utah," is~~  
 2272 ~~repealed; and]~~

2273            [~~(c) in Subsection [9-22-114](#)(5), the language that states "representatives of Talent~~  
 2274 ~~Ready Utah," is repealed.]~~

2275            [~~(34)~~] (40) Title 63N, Chapter 12, Part 5, Talent Ready Utah Center, is repealed  
 2276 January 1, 2023.

2277            Section 64. Section **63I-1-265** is enacted to read:

2278            **63I-1-265. Repeal dates, Title 65A.**

2279            Section [65A-8-306](#), which creates the Heritage Trees Advisory Committee, is repealed  
 2280 July 1, 2026.

2281            Section 65. Section **63I-1-267** is amended to read:

2282            **63I-1-267. Repeal dates, Title 67.**

2283            (1) Section [67-1-8.1](#), which creates the Executive Residence Commission, is repealed  
 2284 July 1, 2022.

2285            [~~(+)~~] (2) Section [67-1-15](#) is repealed December 31, 2027.

2286            [~~(2)~~] (3) Section [67-3-11](#) is repealed July 1, 2024.

2287            (4) Title 67, Chapter 5a, Utah Prosecution Council, is repealed July 1, 2027.

2288            (5) Section [67-5b-105](#), which creates local advisory boards for the Children's Justice

2289 Center Program, is repealed July 1, 2021.

2290 Section 66. Section **63I-1-272** is amended to read:

2291 **63I-1-272. Repeal dates, Title 72.**

2292 (1) Subsection 72-2-121(9), which creates transportation advisory committees, is  
2293 repealed July 1, 2022.

2294 (2) Title 72, Chapter 4, Part 3, Utah State Scenic Byway Program, is repealed January  
2295 2, 2025.

2296 Section 67. Section **63I-1-273** is amended to read:

2297 **63I-1-273. Repeal dates, Title 73.**

2298 (1) In relation to the Legislative Water Development Commission, on January 1, 2021:

2299 [(+)] (a) in Subsection 73-10g-105(3), the language that states "and in consultation  
2300 with the State Water Development Commission created in Section 73-27-102" is repealed; and

2301 [(2)] (b) Subsection 73-10g-203(4)(a) is repealed[; and].

2302 (2) Title 73, Chapter 10g, Part 2, Agricultural Water Optimization, is repealed July 1,  
2303 2025.

2304 (3) Section 73-18-3.5, which creates the Boating Advisory Council, is repealed July 1,  
2305 2024

2306 [(3)] (4) Title 73, Chapter 27, State Water Development Commission, is repealed  
2307 January 1, 2021.

2308 (5) Title 73, Chapter 30, Great Salt Lake Advisory Council Act, is repealed July 1,  
2309 2023.

2310 Section 68. Section **63I-1-278** is amended to read:

2311 **63I-1-278. Repeal dates, Title 78A and Title 78B.**

2312 (1) Section 78B-3-421, regarding medical malpractice arbitration agreements, is  
2313 repealed July 1, 2029.

2314 (2) Title 78B, Chapter 6, Part 2, Alternative Dispute Resolution Act, is repealed July 1,  
2315 2026.

2316 (3) Title 78B, Chapter 12, Part 4, Advisory Committee, which creates the Child  
2317 Support Guidelines Advisory Committee, is repealed July 1, 2026.

2318 Section 69. Section **63I-1-279** is enacted to read:

2319 **63I-1-279. Repeal dates, Title 79.**

2320 (1) Subsection 79-2-201(2)(n), related to the Heritage Trees Advisory Committee, is  
2321 repealed July 1, 2026.

2322 (2) Subsection 79-2-201(2)(o), related to the Recreational Trails Advisory Council, is  
2323 repealed July 1, 2027.

2324 (3) Subsection 79-2-201(2)(p), related to the Boating Advisory Council, is repealed  
2325 July 1, 2024.

2326 (4) Subsection 79-2-201(2)(q), related to the Wildlife Board Nominating Committee, is  
2327 repealed July 1, 2023.

2328 (5) Subsection 79-2-201(2)(r), related to regional advisory councils for the Wildlife  
2329 Board, is repealed July 1, 2023.

2330 (6) Title 79, Chapter 5, Part 2, Advisory Council, which creates the Recreational Trails  
2331 Advisory Council, is repealed July 1, 2027.

2332 Section 70. Section **63I-2-226** is amended to read:

2333 **63I-2-226. Repeal dates, Title 26.**

2334 (1) Subsection 26-1-7(1)(c), in relation to the Air Ambulance Committee, is repealed  
2335 July 1, 2024.

2336 [~~1~~] (2) Subsection 26-7-8(3) is repealed January 1, 2027.

2337 [~~2~~] (3) Section 26-8a-107 is repealed July 1, 2024.

2338 [~~3~~] (4) Subsection 26-8a-203(3)(a)(i) is repealed January 1, 2023.

2339 (5) In relation to the Air Ambulance Committee, on July 1, 2024, Subsection  
2340 26-8a-602(1)(a) is amended to read:

2341 "(a) provide the patient or the patient's representative with the following information  
2342 before contacting an air medical transport provider:

2343 (i) which health insurers in the state the air medical transport provider contracts with;

2344 (ii) if sufficient data is available, the average charge for air medical transport services  
2345 for a patient who is uninsured or out of network; and

2346 (iii) whether the air medical transport provider balance bills a patient for any charge  
2347 not paid by the patient's health insurer; and"

2348 [~~4~~] (6) Subsection 26-18-2.3(5) is repealed January 1, 2020.

2349 [~~5~~] (7) Subsection 26-18-2.4(3)(e) is repealed January 1, 2023.

2350 [~~6~~] (8) Subsection 26-18-411(8), related to reporting on the health coverage

2351 improvement program, is repealed January 1, 2023.

2352        ~~[(7)]~~ (9) Subsection [26-18-604\(2\)](#) is repealed January 1, 2020.

2353        ~~[(8)]~~ (10) Subsection [26-21-28\(2\)\(b\)](#) is repealed January 1, 2021.

2354        (11) In relation to the Air Ambulance Committee, July 1, 2024, Subsection

2355 [26-21-32\(1\)\(a\)](#) is amended to read:

2356        "(a) provide the patient or the patient's representative with the following information

2357 before contacting an air medical transport provider:

2358        (i) which health insurers in the state the air medical transport provider contracts with;

2359        (ii) if sufficient data is available, the average charge for air medical transport services

2360 for a patient who is uninsured or out of network; and

2361        (iii) whether the air medical transport provider balance bills a patient for any charge

2362 not paid by the patient's health insurer; and".

2363        ~~[(9)]~~ (12) Subsection [26-33a-106.1\(2\)\(a\)](#) is repealed January 1, 2023.

2364        ~~[(10)]~~ (13) Subsection [26-33a-106.5\(6\)\(c\)\(iii\)](#) is repealed January 1, 2020.

2365        ~~[(11)]~~ (14) Title 26, Chapter 46, Utah Health Care Workforce Financial Assistance

2366 Program, is repealed July 1, 2027.

2367        ~~[(12) Subsection [26-50-202\(7\)\(b\)](#) is repealed January 1, 2020.]~~

2368        ~~[(13)]~~ (15) Subsections [26-54-103\(6\)\(d\)\(ii\)](#) and (iii) are repealed January 1, 2020.

2369        ~~[(14)]~~ (16) Subsection [26-55-107\(8\)](#) is repealed January 1, 2021.

2370        ~~[(15)]~~ (17) Subsection [26-56-103\(9\)\(d\)](#) is repealed January 1, 2020.

2371        ~~[(16)]~~ (18) Title 26, Chapter 59, Telehealth Pilot Program, is repealed January 1, 2020.

2372        ~~[(17)]~~ (19) Subsection [26-61-202\(4\)\(b\)](#) is repealed January 1, 2022.

2373        ~~[(18)]~~ (20) Subsection [26-61-202\(5\)](#) is repealed January 1, 2022.

2374        Section 71. Section **63M-7-402** is amended to read:

2375        **63M-7-402. Terms of members -- Vacancies -- Reappointment.**

2376        (1) (a) Except as required by Subsection (1)(b), as terms of current commission

2377 members expire, the appointing authority shall appoint each new member or reappointed

2378 member to a four-year term.

2379        (b) Notwithstanding the requirements of Subsection (1)(a), the appointing authority

2380 shall, at the time of appointment or reappointment, adjust the length of terms to ensure that the

2381 terms of commission members are staggered so that approximately half of the commission is

2382 appointed every two years.

2383 (2) When a vacancy occurs in the membership for any reason, the replacement shall be  
2384 appointed for the unexpired term.

2385 ~~[(3) All members of the commission, including those appointed before July 1, 1995,~~  
2386 ~~shall be eligible for reappointment one time.]~~

2387 Section 72. Section **63N-7-103** is amended to read:

2388 **63N-7-103. Board duties.**

2389 (1) The ~~[board]~~ Board of Tourism Development:

2390 (a) has authority to approve a tourism program of out-of-state advertising, marketing,  
2391 and branding, taking into account the long-term strategic plan, economic trends, and  
2392 opportunities for tourism development on a statewide basis, as a condition of the distribution of  
2393 funds to the office from the:

2394 (i) Tourism Marketing Performance Account created in Section [63N-7-301](#); and

2395 (ii) Stay Another Day and Bounce Back Account, created in Section [63N-2-511](#);

2396 (b) shall review office programs to coordinate and integrate advertising and branding  
2397 themes, which may include recreational, scenic, historic, and tourist attractions of the state, to  
2398 be used in office programs;

2399 (c) shall encourage and assist in coordinating activities of persons, firms, associations,  
2400 corporations, civic groups, and governmental agencies that are engaged in publicizing,  
2401 developing, and promoting the scenic attractions and tourist advantages of the state; and

2402 (d) shall advise the office in establishing a cooperative program using funds from the  
2403 Tourism Marketing Performance Account created in Section [63N-7-301](#).

2404 (2) The board may:

2405 (a) solicit and accept contributions of money, services, and facilities from any other  
2406 sources, public or private and shall use these funds for promoting the general interest of the  
2407 state in tourism; and

2408 (b) establish subcommittees for the purpose of assisting the board in an advisory role.

2409 (3) The ~~[board]~~ Board of Tourism Development may not, except as otherwise provided  
2410 in Subsection (1)(a), make policy related to the management or operation of the office.

2411 ~~[(4) (a) For each fiscal year, the office shall allocate 20% of the funds appropriated to~~  
2412 ~~the Tourism Marketing and Performance Account created in Section [63N-7-301](#) to the~~

2413 cooperative program described in Subsection (1)(d) and this Subsection (4).]

2414 ~~[(b) Money allocated to the cooperative program may be awarded to cities, counties,~~  
2415 ~~nonprofit destination marketing organizations, and similar public entities for the purpose of~~  
2416 ~~supplementing money committed by these entities for advertising and promoting sites and~~  
2417 ~~events in the state.]~~

2418 ~~[(c) The office, with approval from the board, shall establish:]~~

2419 ~~[(i) an application and approval process for an entity to receive a cooperative program~~  
2420 ~~award, including an application deadline;]~~

2421 ~~[(ii) the criteria for awarding a cooperative program award, which shall emphasize~~  
2422 ~~attracting out-of-state visitors, and may include attracting in-state visitors, to sites and events in~~  
2423 ~~the state; and]~~

2424 ~~[(iii) eligibility, advertising, timing, and reporting requirements of an entity that~~  
2425 ~~receives a cooperative program award.]~~

2426 ~~[(d) Money allocated to the cooperative program that is not used in each fiscal year~~  
2427 ~~shall be returned to the Tourism Marketing Performance Account.]~~

2428 Section 73. Section **63N-7-301** is amended to read:

2429 **63N-7-301. Tourism Marketing Performance Account.**

2430 (1) There is created within the General Fund a restricted account known as the Tourism  
2431 Marketing Performance Account.

2432 (2) The account shall be administered by GOED for the purposes listed in Subsection  
2433 (5).

2434 (3) (a) The account shall earn interest.

2435 (b) All interest earned on account money shall be deposited into the account.

2436 (4) The account shall be funded by appropriations made to the account by the  
2437 Legislature in accordance with this section.

2438 (5) The executive director of GOED's Office of Tourism shall use account money  
2439 appropriated to GOED to pay for the statewide advertising, marketing, and branding campaign  
2440 for promotion of the state as conducted by GOED.

2441 (6) (a) For each fiscal year beginning on or after July 1, 2007, GOED shall annually  
2442 allocate 10% of the account money appropriated to GOED to a sports organization for  
2443 advertising, marketing, branding, and promoting Utah in attracting sporting events into the

2444 state.

2445 (b) The sports organization shall:

2446 (i) provide an annual written report to GOED that gives an accounting of the use of  
2447 funds the sports organization receives under this Subsection (6); and

2448 (ii) promote the state and encourage economic growth in the state.

2449 (c) For purposes of this Subsection (6), "sports organization" means an organization  
2450 that:

2451 (i) is exempt from federal income taxation in accordance with Section 501(c)(3),  
2452 Internal Revenue Code;

2453 (ii) maintains its principal location in the state;

2454 (iii) has a minimum of 15 years experience in the state hosting, fostering, and attracting  
2455 major summer and winter sporting events statewide; and

2456 (iv) was created to foster state, regional, national, and international sports competitions  
2457 in the state, to drive the state's Olympic and sports legacy, including competitions related to  
2458 Olympic sports, and to promote and encourage sports tourism throughout the state, including  
2459 advertising, marketing, branding, and promoting the state for the purpose of attracting sporting  
2460 events in the state.

2461 (7) Money deposited into the account shall include a legislative appropriation from the  
2462 cumulative sales and use tax revenue increases described in Subsection (8), plus any additional  
2463 appropriation made by the Legislature.

2464 (8) (a) In fiscal years 2006 through 2019, a portion of the state sales and use tax  
2465 revenues determined under this Subsection (8) shall be certified by the State Tax Commission  
2466 as a set-aside for the account, and the State Tax Commission shall report the amount of the  
2467 set-aside to the office, the Office of Legislative Fiscal Analyst, and the Division of Finance,  
2468 which shall set aside the certified amount for appropriation to the account.

2469 (b) For fiscal years 2016 through 2019, the State Tax Commission shall calculate the  
2470 set-aside under this Subsection (8) in each fiscal year by applying one of the following  
2471 formulas: if the annual percentage change in the Consumer Price Index for All Urban  
2472 Consumers, as published by the Bureau of Labor Statistics of the United States Department of  
2473 Labor, for the fiscal year two years before the fiscal year in which the set-aside is to be made is:

2474 (i) greater than 3%, and if the annual percentage change in the state sales and use tax

2475 revenues attributable to the retail sales of tourist-oriented goods and services from the fiscal  
2476 year three years before the fiscal year in which the set-aside is to be made to the fiscal year two  
2477 years before the fiscal year in which the set-aside is to be made is greater than the annual  
2478 percentage change in the Consumer Price Index for the fiscal year two years before the fiscal  
2479 year in which the set-aside is to be made, then the difference between the annual percentage  
2480 change in the state sales and use tax revenues attributable to the retail sales of tourist-oriented  
2481 goods and services and the annual percentage change in the Consumer Price Index shall be  
2482 multiplied by an amount equal to the state sales and use tax revenues attributable to the retail  
2483 sales of tourist-oriented goods and services from the fiscal year three years before the fiscal  
2484 year in which the set-aside is to be made; or

2485       (ii) 3% or less, and if the annual percentage change in the state sales and use tax  
2486 revenues attributable to the retail sales of tourist-oriented goods and services from the fiscal  
2487 year three years before the fiscal year in which the set-aside is to be made to the fiscal year two  
2488 years before the fiscal year in which the set-aside is to be made is greater than 3%, then the  
2489 difference between the annual percentage change in the state sales and use tax revenues  
2490 attributable to the retail sales of tourist-oriented goods and services and 3% shall be multiplied  
2491 by an amount equal to the state sales and use tax revenues attributable to the retail sales of  
2492 tourist-oriented goods and services from the fiscal year three years before the fiscal year in  
2493 which the set-aside is to be made.

2494       (c) The total money appropriated to the account in a fiscal year under Subsections  
2495 (8)(a) and (b) may not exceed the amount appropriated to the account in the preceding fiscal  
2496 year by more than \$3,000,000.

2497       (d) As used in this Subsection (8), "state sales and use tax revenues" are revenues  
2498 collected under Subsections [59-12-103\(2\)\(a\)\(i\)\(A\)](#) and [59-12-103\(2\)\(c\)\(i\)](#).

2499       (e) As used in this Subsection (8), "retail sales of tourist-oriented goods and services"  
2500 are calculated by adding the following percentages of sales from each business registered with  
2501 the State Tax Commission under one of the following codes of the 2012 North American  
2502 Industry Classification System of the federal Executive Office of the President, Office of  
2503 Management and Budget:

2504       (i) 80% of the sales from each business under NAICS Codes:

2505       (A) 532111 Passenger Car Rental;

- 2506 (B) 53212 Truck, Utility Trailer, and RV (Recreational Vehicle) Rental and Leasing;
- 2507 (C) 5615 Travel Arrangement and Reservation Services;
- 2508 (D) 7211 Traveler Accommodation; and
- 2509 (E) 7212 RV (Recreational Vehicle) Parks and Recreational Camps;
- 2510 (ii) 25% of the sales from each business under NAICS Codes:
- 2511 (A) 51213 Motion Picture and Video Exhibition;
- 2512 (B) 532292 Recreational Goods Rental;
- 2513 (C) 711 Performing Arts, Spectator Sports, and Related Industries;
- 2514 (D) 712 Museums, Historical Sites, and Similar Institutions; and
- 2515 (E) 713 Amusement, Gambling, and Recreation Industries;
- 2516 (iii) 20% of the sales from each business under NAICS Code 722 Food Services and
- 2517 Drinking Places;
- 2518 (iv) 18% of the sales from each business under NAICS Codes:
- 2519 (A) 447 Gasoline Stations; and
- 2520 (B) 81293 Parking Lots and Garages;
- 2521 (v) 14% of the sales from each business under NAICS Code 8111 Automotive Repair
- 2522 and Maintenance; and
- 2523 (vi) 5% of the sales from each business under NAICS Codes:
- 2524 (A) 445 Food and Beverage Stores;
- 2525 (B) 446 Health and Personal Care Stores;
- 2526 (C) 448 Clothing and Clothing Accessories Stores;
- 2527 (D) 451 Sporting Goods, Hobby, Musical Instrument, and Book Stores;
- 2528 (E) 452 General Merchandise Stores; and
- 2529 (F) 453 Miscellaneous Store Retailers.
- 2530 (9) (a) For each fiscal year, the office shall allocate 20% of the funds appropriated to
- 2531 the Tourism Marketing and Performance Account to the cooperative program described in this
- 2532 Subsection (9).
- 2533 (b) Money allocated to the cooperative program may be awarded to cities, counties,
- 2534 nonprofit destination marketing organizations, and similar public entities for the purpose of
- 2535 supplementing money committed by these entities for advertising and promoting sites and
- 2536 events in the state.

2537 (c) The office shall establish:

2538 (i) an application and approval process for an entity to receive a cooperative program  
2539 award, including an application deadline;

2540 (ii) the criteria for awarding a cooperative program award, which shall emphasize  
2541 attracting out-of-state visitors, and may include attracting in-state visitors, to sites and events in  
2542 the state; and

2543 (iii) eligibility, advertising, timing, and reporting requirements of an entity that  
2544 receives a cooperative program award.

2545 (d) Money allocated to the cooperative program that is not used in each fiscal year shall  
2546 be returned to the Tourism Marketing Performance Account.

2547 Section 74. Section **67-1-2.5** is amended to read:

2548 **67-1-2.5. Executive boards -- Database -- Governor's review of new boards.**

2549 (1) As used in this section:

2550 (a) "Administrator" means the boards and commissions administrator designated under  
2551 Subsection ~~[(2)]~~ (3).

2552 (b) "Executive board" means ~~[any]~~ an executive branch board, commission, council,  
2553 committee, working group, task force, study group, advisory group, or other body;

2554 (i) with a defined limited membership;

2555 (ii) that is created ~~[to operate for more than six months]~~ by the constitution, by statute,  
2556 by executive order, by the governor, lieutenant governor, attorney general, state auditor, or state  
2557 treasurer or by the head of a department, division, or other administrative subunit of the  
2558 executive branch of state government[-]; and

2559 (iii) that is created to operate for more than six months.

2560 (2) (a) ~~[Before September]~~ Except as provided in Subsection (2)(c), before August 1 of  
2561 the calendar year following the year in which ~~[the Legislature creates]~~ a new executive board is  
2562 created in statute, the governor shall:

2563 (i) review the executive board to evaluate:

2564 (A) whether the executive board accomplishes a substantial governmental interest; and

2565 (B) whether it is necessary for the executive board to remain in statute;

2566 (ii) in the governor's review ~~[under]~~ described in Subsection (2)(a)(i), consider:

2567 (A) the funding required for the executive board;

- 2568 (B) the staffing resources required for the executive board;
- 2569 (C) the time members of the executive board are required to commit to serve on the  
2570 executive board; and
- 2571 (D) whether the responsibilities of the executive board could reasonably be  
2572 accomplished through an existing entity or without statutory direction; and
- 2573 (iii) submit a report to the Government Operations Interim Committee recommending  
2574 that the Legislature:
- 2575 (A) repeal the executive board;
- 2576 (B) add a sunset provision or future repeal date to the executive board;
- 2577 (C) make other changes to make the executive board more efficient; or
- 2578 (D) make no changes to the executive board.
- 2579 (b) In conducting the evaluation [~~and making the report~~] described in Subsection  
2580 (2)(a), the governor shall give deference to:
- 2581 (i) reducing the size of government; and
- 2582 (ii) making governmental programs more efficient and effective.
- 2583 [~~(c) Upon receipt of a report from the governor under Subsection (2)(a)(iii), the~~  
2584 ~~Government Operations Interim Committee shall vote on whether to address the~~  
2585 ~~recommendations made by the governor in the report and prepare legislation accordingly.~~]
- 2586 (c) The governor is not required to conduct the review or submit the report described in  
2587 Subsection (2)(a) for an executive board that is scheduled for repeal under Title 63I, Chapter 1,  
2588 Legislative Oversight and Sunset Act, or Title 63I, Chapter 2, Repeal Dates by Title Act.
- 2589 (3) (a) The governor shall designate a board and commissions administrator from the  
2590 governor's staff to maintain a computerized database containing information about all  
2591 executive boards.
- 2592 (b) The administrator shall ensure that the database contains:
- 2593 (i) the name of each executive board;
- 2594 (ii) the current statutory or constitutional authority for the creation of the executive  
2595 board;
- 2596 (iii) the sunset date on which each executive board's statutory authority expires;
- 2597 (iv) the state officer or department and division of state government under whose  
2598 jurisdiction the executive board operates or with which the executive board is affiliated, if any;

2599 (v) the name, address, gender, telephone number, and county of each individual  
 2600 currently serving on the executive board, along with a notation of all vacant or unfilled  
 2601 positions;

2602 (vi) the title of the position held by the person who appointed each member of the  
 2603 executive board;

2604 (vii) the length of the term to which each member of the executive board was  
 2605 appointed and the month and year that each executive board member's term expires;

2606 (viii) whether or not members appointed to the executive board require consent of the  
 2607 Senate;

2608 (ix) the organization, interest group, profession, local government entity, or geographic  
 2609 area that an individual appointed to an executive board represents, if any;

2610 (x) the party affiliation of an individual appointed to an executive board, if the statute  
 2611 or executive order creating the position requires representation from political parties;

2612 (xi) whether each executive board is a policy board or an advisory board;

2613 (xii) whether the executive board has or exercises rulemaking authority; and

2614 (xiii) any compensation and expense reimbursement that members of the executive  
 2615 board are authorized to receive.

2616 (4) The administrator shall ~~[place the following on the]~~ ensure the governor's website  
 2617 includes:

2618 (a) the information contained in the database~~;~~, except for an individual's:

2619 (i) physical address;

2620 (ii) email address; and

2621 (iii) telephone number;

2622 (b) a portal, accessible on each executive board's web page within the governor's  
 2623 website, through which a member of the public may provide input on:

2624 (i) an individual appointed to serve on the executive board; or

2625 (ii) a sitting member of the executive board;

2626 ~~[(b)]~~ (c) each report the administrator receives under Subsection (5); and

2627 ~~[(c)]~~ (d) the summary report described in Subsection (6).

2628 (5) (a) Before August 1 ~~[of each year]~~, once every five years, beginning in calendar  
 2629 year 2024, each executive board shall prepare and submit to the administrator ~~[an annual]~~ a

2630 report that includes:

2631 (i) the name of the executive board;

2632 (ii) a description of the executive board's official function and purpose;

2633 (iii) a description of the ~~[actual work performed]~~ actions taken by the executive board

2634 since the last report the executive board submitted to the administrator under this Subsection

2635 (5);

2636 ~~[(iv) a description of actions taken by the executive board since the last report the~~  
2637 ~~executive board submitted to the administrator under this Subsection (5);]~~

2638 ~~[(v)]~~ (iv) recommendations on whether any statutory, rule, or other changes are needed  
2639 to make the executive board more effective; and

2640 ~~[(vi)]~~ (v) an indication of whether the executive board should continue to exist.

2641 (b) The administrator shall compile and post the reports described in Subsection (5)(a)

2642 to the governor's website before September 1 of ~~[each year:]~~ a calendar year in which the

2643 administrator receives a report described in Subsection (5)(a).

2644 ~~[(c) An executive board is not required to submit a report under this Subsection (5) if~~  
2645 ~~the executive board:]~~

2646 ~~[(i) is also a legislative board under Section 36-12-22; and]~~

2647 ~~[(ii) submits a report under Section 36-12-22:]~~

2648 ~~[(6) (a) The administrator shall prepare, publish, and distribute an annual report by~~  
2649 ~~September 1 of each year that includes:]~~

2650 ~~[(i) as of August 1 of that year:]~~

2651 (6) (a) Before September 1 of a calendar year in which the administrator receives a  
2652 report described in Subsection (5)(a), the administrator shall prepare a report that includes:

2653 ~~[(A)]~~ (i) as of July 1 of that year, the total number of executive boards that exist;

2654 ~~[(B) the name of each of those executive boards and the state officer or department and~~  
2655 ~~division of state government under whose jurisdiction the executive board operates or with~~  
2656 ~~which the executive board is affiliated, if any;]~~

2657 ~~[(C) for each state officer and each department and division, the total number of~~  
2658 ~~executive boards under the jurisdiction of or affiliated with that officer, department, and~~  
2659 ~~division;]~~

2660 ~~[(D) the total number of members for each of those executive boards;]~~

2661 ~~[(E) whether or not some or all of the members of each of those executive boards are~~  
 2662 ~~approved by the Senate;]~~

2663 ~~[(F) whether each board is a policymaking board or an advisory board and the total~~  
 2664 ~~number of policy boards and the total number of advisory boards; and]~~

2665 ~~[(G) the compensation, if any, paid to the members of each of those executive boards;~~  
 2666 ~~and]~~

2667 (ii) a summary of the reports submitted to the administrator under Subsection (5),  
 2668 including:

2669 (A) a list of each executive board that submitted a report under Subsection (5);

2670 (B) a list of each executive board that did not submit a report under Subsection (5);

2671 (C) an indication of any recommendations made under Subsection (5)(a)~~[(v)]~~(iv); and

2672 (D) a list of any executive boards that indicated under Subsection (5)(a)~~[(vi)]~~(v) that  
 2673 the executive board should no longer exist[-]; and

2674 (iii) a list of each executive board, identified and reported by the Division of Archives  
 2675 and Record Services under Section 63F-1-701, that did not post a notice of a public meeting on  
 2676 the public notice website during the previous fiscal year.

2677 ~~[(b) The administrator shall distribute copies of the report described in Subsection~~  
 2678 ~~(6)(a) to:]~~

2679 ~~[(i) the governor;]~~

2680 (b) On or before September 1 of a calendar year in which the administrator prepares a  
 2681 report described in Subsection (6)(a), in accordance with Section 68-3-14, the administrator  
 2682 shall submit the report to:

2683 ~~[(ii)]~~ (i) the president of the Senate;

2684 ~~[(iii)]~~ (ii) the speaker of the House of Representatives; and

2685 ~~[(iv) the Office of Legislative Research and General Counsel;]~~

2686 ~~[(v)]~~ (iii) the Government Operations Interim Committee[-; and].

2687 ~~[(vi) any other persons who request a copy of the annual report.]~~

2688 ~~[(c) Each year, the Government Operations Interim Committee shall prepare legislation~~  
 2689 ~~making any changes the committee determines are suitable with respect to the report the~~  
 2690 ~~committee receives under Subsection (6)(b), including:]~~

2691 ~~[(i) repealing an executive board that is no longer functional or necessary; and]~~

2692 [~~(ii) making appropriate changes to make an executive board more effective.~~]

2693 Section 75. Section **71-7-3** is amended to read:

2694 **71-7-3. Development, operation, and maintenance of Utah Veterans Cemetery**  
2695 **and Memorial Park -- Responsibilities of Department of Veterans and Military Affairs --**  
2696 **Costs -- Definition.**

2697 (1) The Department of Veterans and Military Affairs~~[, in consultation with the~~  
2698 ~~Veterans Memorial Park Board,]~~ shall develop, operate, and maintain a veterans cemetery and  
2699 memorial park.

2700 (2) To help pay the costs of developing, constructing, operating, and maintaining a  
2701 veterans cemetery and memorial park, the Department of Veterans and Military Affairs may:

2702 (a) by following the procedures and requirements of Title 63J, Chapter 5, Federal  
2703 Funds Procedures Act, receive federal funds, and may receive state funds, contributions from  
2704 veterans organizations, and other private donations; and

2705 (b) charge fees for at least the cost of the burial of a veteran's spouse and any other  
2706 persons, whom the department ~~[and the Veterans Memorial Park Board]~~ determines are eligible  
2707 to be buried in a veterans cemetery established by the state.

2708 (3) "Veteran" has the same meaning as defined in Section [68-3-12.5](#).

2709 Section 76. **Repealer.**

2710 This bill repeals:

2711 Section [4-30-103](#), **Livestock Market Committee created -- Composition -- Terms --**  
2712 **Removal -- Compensation -- Duties.**

2713 Section [9-6-801](#), **Title.**

2714 Section [9-6-802](#), **Definitions.**

2715 Section [9-6-803](#), **Arts and Culture Business Alliance -- Creation -- Members --**  
2716 **Vacancies.**

2717 Section [9-6-804](#), **Alliance duties.**

2718 Section [9-6-805](#), **Staff support -- Rulemaking.**

2719 Section [9-7-301](#), **Board of control.**

2720 Section [23-14-2.8](#), **Private Aquaculture Advisory Council.**

2721 Section [26-39-202](#), **Members serve without pay -- Reimbursement for expenses.**

2722 Section [36-12-20](#), **Development of proposed energy producer states' agreement --**

2723 **Membership selection -- Agreements -- Goals -- Meetings -- Reports.**

2724 Section [38-11-104](#), Board.

2725 Section [53-3-908](#), Advisory committee.

2726 Section [58-46a-201](#), Board.

2727 Section [58-64-201](#), Board.

2728 Section [63M-3-101](#), Title.

2729 Section [63M-3-102](#), Legislative findings -- Purpose of act.

2730 Section [63M-3-103](#), Definitions.

2731 Section [63M-3-201](#), Contract for pilot plant -- Contents -- Financing --

2732 **Termination of contract.**

2733 Section [63M-3-202](#), Intellectual properties discovered or developed -- Ownership --

2734 **Patenting -- Licensing.**

2735 Section [71-7-4](#), Veterans Memorial Park Board -- Members -- Appointment --

2736 **Meetings -- Per diem and travel expenses.**

2737 Section 77. **Coordinating H.B. 10 with H.B. 46 -- Substantive language.**

2738 If this H.B. 10 and H.B. 46, Arts and Museums Revisions, both pass and become law, it

2739 is the intent of the Legislature that the Office of Legislative Research and General Counsel

2740 prepare the Utah Code database for publication by amending Subsections [63I-1-209](#)(1) and (2)

2741 to read:

2742 "(1) Section [9-6-303](#), which creates the Arts Collection Committee, is repealed July 1,

2743 2027.

2744 (2) Section [9-6-305](#), which creates the Utah Museums Advisory Board, is repealed July

2745 1, 2027."

2746 Section 78. **Coordinating H.B. 10 with S.B. 60 -- Superseding technical and**

2747 **substantive amendments.**

2748 If this H.B. 10 and S.B. 60, Advice and Consent Amendments, both pass and become

2749 law, it is the intent of the Legislature that the amendments to Section [26-21-3](#) in this bill

2750 supersede the amendments to Section [26-21-3](#) in S.B. 60 when the Office of Legislative

2751 Research and General Counsel prepares the Utah Code database for publication.

2752