

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 Serious Habitual Offender Comprehensive Action Program Oversight



26 Committees;

- 27 • the State Advisory Council on Science and Technology;
- 28 • the State Law Library Board of Control;
- 29 • the Survey and Excavation Permit Advisory Committee; and
- 30 • the Veterans Memorial Park Board;

31 ▶ adds sunset provisions to the following and provisions related to the following:

- 32 • the advisory council for the Utah Schools for the Deaf and Blind;
- 33 • the advisory council for the Division of Services for the Blind and Visually

34 Impaired;

- 35 • the Agricultural Advisory Board;
- 36 • the Agricultural and Wildlife Damage Prevention Board;
- 37 • the Agricultural Water Optimization Task Force;
- 38 • the Alarm System Security Licensing Board;
- 39 • the Architects Licensing Board;
- 40 • the Board of Bank Advisors;
- 41 • the Board of Credit Union Advisors;
- 42 • the Board of Financial Institutions;
- 43 • the Board of Tourism Development;
- 44 • the Boating Advisory Council;
- 45 • the Charter School Revolving Account Committee;
- 46 • the Child Care Advisory Committee;
- 47 • the Child Support Guidelines Advisory Committee;
- 48 • the Coal Miner Certification Panel;
- 49 • the Committee of Consumer Services;
- 50 • the Concealed Firearms Review Board;
- 51 • the Coordinating Council for Persons with Disabilities;
- 52 • coordinating councils for youth in custody;
- 53 • the Data Security Management Council;
- 54 • the Decision and Action Committee;
- 55 • the Domesticated Elk Act advisory council;
- 56 • the Drug Utilization Review Board;

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

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

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

127 **Money Appropriated in this Bill:**

128 None

129 **Other Special Clauses:**

130 This bill provides coordination clauses.

131 **Utah Code Sections Affected:**

132 AMENDS:

- 133 4-14-106, as renumbered and amended by Laws of Utah 2017, Chapter 345
- 134 4-30-105, as renumbered and amended by Laws of Utah 2017, Chapter 345
- 135 4-30-106, as renumbered and amended by Laws of Utah 2017, Chapter 345
- 136 4-30-107, as renumbered and amended by Laws of Utah 2017, Chapter 345
- 137 4-37-109, as last amended by Laws of Utah 2017, Chapter 412
- 138 9-6-201, as last amended by Laws of Utah 2017, Chapter 48
- 139 9-6-202, as last amended by Laws of Utah 2015, Chapter 350
- 140 9-6-305, as last amended by Laws of Utah 2018, Chapter 65
- 141 9-6-306, as last amended by Laws of Utah 2018, Chapter 65
- 142 9-6-806, as enacted by Laws of Utah 2015, Chapter 350
- 143 9-7-302, as last amended by Laws of Utah 2008, Chapter 382
- 144 9-8-305, as last amended by Laws of Utah 2008, Chapter 382
- 145 23-14-3, as last amended by Laws of Utah 2017, Chapter 412
- 146 26-21-3, as last amended by Laws of Utah 2011, Chapter 366
- 147 26-39-200, as last amended by Laws of Utah 2019, Chapter 111
- 148 26-39-201, as last amended by Laws of Utah 2014, Chapter 322
- 149 36-12-22, as enacted by Laws of Utah 2019, Chapter 246

- 150 [36-31-104](#), as enacted by Laws of Utah 2018, Chapter 342
- 151 [38-11-102](#), as last amended by Laws of Utah 2018, Chapter 229
- 152 [38-11-201](#), as last amended by Laws of Utah 2018, Chapter 229
- 153 [53F-9-203](#), as last amended by Laws of Utah 2019, Chapter 186
- 154 [54-10a-202](#), as last amended by Laws of Utah 2010, Chapter 286
- 155 [58-46a-102](#), as last amended by Laws of Utah 2017, Chapter 43
- 156 [58-46a-302](#), as last amended by Laws of Utah 2013, Chapter 87
- 157 [58-46a-302.5](#), as last amended by Laws of Utah 2013, Chapter 87
- 158 [58-46a-303](#), as last amended by Laws of Utah 2001, Chapter 268
- 159 [58-46a-501](#), as last amended by Laws of Utah 2002, Chapter 50
- 160 [58-46a-502](#), as last amended by Laws of Utah 2019, Chapter 349
- 161 [58-55-201](#), as last amended by Laws of Utah 2019, Chapter 215
- 162 [58-64-102](#), as last amended by Laws of Utah 2016, Chapter 201
- 163 [58-64-302](#), as last amended by Laws of Utah 2016, Chapter 201
- 164 [58-64-502](#), as enacted by Laws of Utah 1995, Chapter 215
- 165 [58-64-601](#), as last amended by Laws of Utah 2016, Chapter 201
- 166 [63C-6-101](#), as last amended by Laws of Utah 2011, Chapter 55
- 167 [63F-1-509](#), as last amended by Laws of Utah 2008, Chapter 382
- 168 [63F-1-701](#), as last amended by Laws of Utah 2016, Chapter 233
- 169 [63I-1-204](#), as enacted by Laws of Utah 2019, Chapter 246
- 170 [63I-1-209](#), as last amended by Laws of Utah 2019, Chapter 246
- 171 [63I-1-213](#), as last amended by Laws of Utah 2018, Chapter 111
- 172 [63I-1-217](#), as last amended by Laws of Utah 2018, Chapters 236 and 347
- 173 [63I-1-223](#), as last amended by Laws of Utah 2019, Chapter 246
- 174 [63I-1-226](#), as last amended by Laws of Utah 2019, Chapters 67, 136, 246, 289, 455 and
- 175 last amended by Coordination Clause, Laws of Utah 2019, Chapter 246
- 176 [63I-1-234](#), as last amended by Laws of Utah 2019, Chapter 136
- 177 [63I-1-235](#), as last amended by Laws of Utah 2019, Chapters 89 and 246
- 178 [63I-1-236](#), as last amended by Laws of Utah 2019, Chapters 193 and 246
- 179 [63I-1-241](#), as last amended by Laws of Utah 2019, Chapters 49, 55, and 246
- 180 [63I-1-253](#), as last amended by Laws of Utah 2019, Chapters 90, 136, 166, 173, 246,

181 325, 344 and last amended by Coordination Clause, Laws of Utah 2019, Chapter 246
182 **63I-1-254**, as last amended by Laws of Utah 2019, Chapter 88
183 **63I-1-258**, as last amended by Laws of Utah 2019, Chapters 67 and 68
184 **63I-1-261**, as last amended by Laws of Utah 2011, Chapter 199
185 **63I-1-262**, as last amended by Laws of Utah 2019, Chapters 246, 257, 440 and last
186 amended by Coordination Clause, Laws of Utah 2019, Chapter 246
187 **63I-1-263**, as last amended by Laws of Utah 2019, Chapters 89, 246, 311, 414, 468,
188 469, 482 and last amended by Coordination Clause, Laws of Utah 2019, Chapter
189 246
190 **63I-1-267**, as last amended by Laws of Utah 2019, Chapters 246 and 370
191 **63I-1-272**, as last amended by Laws of Utah 2019, Chapter 246
192 **63I-1-273**, as last amended by Laws of Utah 2019, Chapters 96 and 246
193 **63I-1-278**, as last amended by Laws of Utah 2019, Chapters 66 and 136
194 **63I-2-226**, as last amended by Laws of Utah 2019, Chapters 262, 393, 405 and last
195 amended by Coordination Clause, Laws of Utah 2019, Chapter 246
196 **63M-7-402**, as renumbered and amended by Laws of Utah 2008, Chapter 382
197 **63N-7-103**, as last amended by Laws of Utah 2015, Chapter 301 and renumbered and
198 amended by Laws of Utah 2015, Chapter 283
199 **63N-7-301**, as last amended by Laws of Utah 2019, Chapters 136 and 237
200 **67-1-2.5**, as last amended by Laws of Utah 2019, Chapter 246
201 **71-7-3**, as last amended by Laws of Utah 2018, Chapter 39

202 ENACTS:

203 **36-32-101**, Utah Code Annotated 1953
204 **36-32-102**, Utah Code Annotated 1953
205 **36-32-201**, Utah Code Annotated 1953
206 **36-32-202**, Utah Code Annotated 1953
207 **36-32-203**, Utah Code Annotated 1953
208 **36-32-204**, Utah Code Annotated 1953
209 **36-32-205**, Utah Code Annotated 1953
210 **36-32-206**, Utah Code Annotated 1953
211 **36-32-207**, Utah Code Annotated 1953

- 212 [63I-1-207](#), Utah Code Annotated 1953
- 213 [63I-1-240](#), Utah Code Annotated 1953
- 214 [63I-1-265](#), Utah Code Annotated 1953
- 215 [63I-1-279](#), Utah Code Annotated 1953

216 REPEALS:

- 217 [4-30-103](#), as last amended by Laws of Utah 2019, Chapter 156
- 218 [9-6-801](#), as enacted by Laws of Utah 2015, Chapter 350
- 219 [9-6-802](#), as enacted by Laws of Utah 2015, Chapter 350
- 220 [9-6-803](#), as enacted by Laws of Utah 2015, Chapter 350
- 221 [9-6-804](#), as enacted by Laws of Utah 2015, Chapter 350
- 222 [9-6-805](#), as enacted by Laws of Utah 2015, Chapter 350
- 223 [9-7-301](#), as last amended by Laws of Utah 1997, Chapter 10
- 224 [23-14-2.8](#), as enacted by Laws of Utah 2017, Chapter 412
- 225 [26-39-202](#), as last amended by Laws of Utah 2014, Chapter 322
- 226 [36-12-20](#), as last amended by Laws of Utah 2018, Chapter 33
- 227 [38-11-104](#), as last amended by Laws of Utah 2018, Chapter 229
- 228 [53-3-908](#), as last amended by Laws of Utah 2010, Chapters 286 and 324
- 229 [58-46a-201](#), as enacted by Laws of Utah 1994, Chapter 28
- 230 [58-64-201](#), as enacted by Laws of Utah 1995, Chapter 215
- 231 [63M-3-101](#), as enacted by Laws of Utah 2008, Chapter 382
- 232 [63M-3-102](#), as renumbered and amended by Laws of Utah 2008, Chapter 382
- 233 [63M-3-103](#), as renumbered and amended by Laws of Utah 2008, Chapter 382
- 234 [63M-3-201](#), as renumbered and amended by Laws of Utah 2008, Chapter 382
- 235 [63M-3-202](#), as renumbered and amended by Laws of Utah 2008, Chapter 382
- 236 [63M-10-202](#), as renumbered and amended by Laws of Utah 2008, Chapter 382
- 237 [71-7-4](#), as last amended by Laws of Utah 2018, Chapter 39

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

- 239 [26-21-3](#), as last amended by Laws of Utah 2011, Chapter 366
- 240 [63I-1-209](#), as last amended by Laws of Utah 2019, Chapter 246

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

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

244 **4-14-106. Department authorized to make and enforce rules.**

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

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

249 (a) a human being; or

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

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

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

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

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

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

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

266 **4-30-105. License required -- Application -- Fee -- Expiration -- Renewal.**

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

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

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

273 (ii) if the applicant is a partnership, corporation, or association, the name, address, and

274 date of birth of each person who has a financial interest in the applicant and the amount of each
275 person's interest;

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

277 (A) current assets;

278 (B) current liabilities;

279 (C) long-term assets; and

280 (D) long-term liabilities;

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

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

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

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

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

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

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

304 **4-30-106. Hearing on license application -- Notice of hearing.**

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

310 (a) each licensed livestock market operator within the state; and
311 (b) each livestock or other interested association or group of persons in the state that
312 has filed written notice with the [~~committee~~] department requesting receipt of notice of such
313 hearings.

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

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

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

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

319 **4-30-107. Guidelines delineated for decision on application.**

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

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

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

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

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

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

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

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

335 (2) Any interested person may appear at the hearing on the application and give an

336 opinion or present evidence either for or against granting the application.

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

338 **4-37-109. Department to make rules.**

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

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

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

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

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

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

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

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

356 **9-6-201. Division of Arts and Museums -- Creation -- Powers and duties.**

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

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

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

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

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

366 (c) involve the private sector, including businesses, charitable interests, educational

367 interests, manufacturers, agriculturalists, and industrialists in these endeavors;

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

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

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

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

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

379 **9-6-202. Division director.**

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

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

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

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

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

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

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

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

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

391 **9-6-305. Art collection committee.**

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

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

396 (2) (a) Except as required by Subsection (2)(b), as terms of current committee members
397 expire, the board shall appoint each new member or reappointed member to a four-year term.

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

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

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

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

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

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

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

411 **9-6-306. Collection.**

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

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

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

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

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

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

424 **9-6-806. Arts and Culture Business Alliance Account -- Funding -- Rulemaking.**

425 (1) As used in this section:

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

428 (b) (i) "Arts" means the various branches of creative human activity.

429 (ii) "Arts" includes visual arts, film, performing arts, sculpture, literature, music,
 430 theater, dance, digital arts, video-game arts, and cultural vitality.

431 (c) "Development of the arts" means:

432 (i) constructing, expanding, or repairing facilities that house arts presentations;

433 (ii) providing for public information, preservation, or access to the arts; or

434 (iii) supporting the professional development of artists within the state.

435 ~~[(1)]~~ (2) There is created within the General Fund a restricted account known as the
 436 Arts and Culture Business Alliance Account.

437 ~~[(2)]~~ (3) The account shall be administered by the division for the purposes listed in
 438 Subsection ~~[(5)]~~ (6).

439 ~~[(3)]~~ (4) (a) The account shall earn interest.

440 (b) All interest earned on account money shall be deposited into the account.

441 ~~[(4)]~~ (5) The account shall be funded by:

442 (a) appropriations made to the account by the Legislature; and

443 (b) private donations and grants.

444 ~~[(5)]~~ (6) Subject to appropriation, the director shall use account funds to pay for:

445 (a) the statewide advancement and development of the arts ~~[in accordance with the~~
 446 ~~recommendation of the alliance]~~; and

447 (b) actual administrative costs associated with administering this ~~[part]~~ section.

448 ~~[(6)]~~ (7) The division shall submit an annual written report to the department that gives
 449 a complete accounting of the use of money from the account for inclusion in the annual report
 450 described in Section [9-1-208](#).

451 (8) The division shall, in accordance with Title 63G, Chapter 3, Utah Administrative
 452 Rulemaking Act, make rules establishing processes to:

453 (a) accept and consider applications for projects for the development of the arts; and

454 (b) distribute account money under this section.

455 Section 11. Section **9-7-302** is amended to read:

456 **9-7-302. Public access.**

457 ~~[(1)]~~ The public shall have access to the State Law Library.

458 ~~[(2) The board of control may make rules in accordance with Title 63G, Chapter 3,~~
 459 ~~Utah Administrative Rulemaking Act, and not inconsistent with the provisions of this part.]~~

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

461 **9-8-305. Permit required to survey or excavate on state lands -- Public Lands**
462 **Policy Coordinating Office to issue permits and make rules -- Ownership of collections**
463 **and resources -- Revocation or suspension of permits -- Criminal penalties.**

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

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

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

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

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

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

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

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

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

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

489 (c) Unless the permit is revoked or suspended, a survey permit is valid for the time
490 period specified in the permit by the Public Lands Policy Coordinating Office, which may not

491 exceed three years.

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

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

496 (A) states the questions to be addressed;

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

498 (C) defines the methods to be used;

499 (D) describes the analysis to be performed;

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

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

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

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

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

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

512 (i) requests the delegation; and

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

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

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

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

521 (b) grant an excavation permit to a principal investigator after approving, in

522 consultation with the Antiquities Section, the research design for the project~~;~~ and].

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

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

528 (a) establish survey methodology;

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

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

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

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

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

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

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

542 (a) site forms;

543 (b) data;

544 (c) maps;

545 (d) drawings;

546 (e) photographs; and

547 (f) descriptions of specimens.

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

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

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

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

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

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

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

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

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

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

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

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

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

583 **23-14-3. Powers of division to determine facts -- Policymaking powers of Wildlife**

584 **Board.**

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

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

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

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

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

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

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

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

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

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

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

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

612 **26-21-3. Health Facility Committee -- Members -- Terms -- Organization --**
613 **Meetings.**

614 (1) (a) The Health Facility Committee created by Section 26-1-7 consists of [~~15~~] 11

615 members appointed by the governor [~~with the consent of the Senate~~] in consultation with the
 616 executive director.

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

619 (2) The membership of the committee is:

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

623 (b) one hospital administrator;

624 (c) one hospital trustee;

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

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

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

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

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

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

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

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

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

640 [~~(2)~~ (3) (a) Except as required by Subsection [~~(2)~~] (3)(b), members shall be appointed
 641 for a term of four years.

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

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

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

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

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

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

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

658 **26-39-200. Child Care Center Licensing Committee.**

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

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

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

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

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

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

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

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

671 (D) an architect licensed in the state.

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

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

676 (e) For the appointment described in Subsection (1)(c)(i)(C), the governor may appoint

677 a health care professional who specializes in pediatric health if:

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

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

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

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

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

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

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

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

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

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

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

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

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

704 (b) The director may call additional meetings:

705 (i) at the director's discretion;

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

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

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

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

712 (a) Section [63A-3-106](#);

713 (b) Section [63A-3-107](#); and

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

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

717 **26-39-201. Residential Child Care Licensing Advisory Committee.**

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

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

723 (i) two child care consumers;

724 (ii) three licensed residential child care providers;

725 (iii) one certified residential child care provider;

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

727 (v) two health care providers.

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

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

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

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

737 (4) Five members constitute a quorum and a vote of the majority of the members
738 present constitutes an action of the advisory committee.

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

741 (a) Section [63A-3-106](#);

742 (b) Section [63A-3-107](#); and

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

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

746 **36-12-22. Reports from legislative boards -- Annual reports -- Preparation of**
 747 **legislation.**

748 (1) As used in this section:

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

752 (i) with a defined, limited membership;

753 [~~(ii) that has a member who is required to be:~~]

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

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

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

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

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

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

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

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

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

766 (2) (a) [~~Before September 1 of each year~~] Before August 1, once every five years,
 767 beginning in calendar year 2024, each legislative board [~~or commission~~] shall prepare and
 768 submit to the Office of Legislative Research and General Counsel [~~an annual~~] a report that
 769 includes:

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

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

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

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

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

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

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

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

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

815 (A) the president of the Senate;

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

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

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

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

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

821 may prepare legislation [making any changes the committee determines are suitable with
822 respect to the report the committee receives under Subsection (3)(b), including:] to address a
823 recommendation regarding:

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

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

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

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

831 (b) If an executive board or a legislative board is assigned to an interim committee for

832 review under Title 63I, Chapter 1, Legislative Oversight and Sunset Act, the Government
833 Operations Interim Committee may coordinate with the interim committee to prepare
834 legislation described in Subsection (4)(a).

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

836 **36-31-104. Committee duties.**

837 (1) The committee shall:

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

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

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

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

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

846 (iii) any other federal entity;

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

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

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

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

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

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

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

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

862 (ii) the removal of the statue of Philo Farnsworth that is currently on display in the

863 National Statuary Hall in the United States Capitol; and

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

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

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

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

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

872 **Part 1. General Provisions**

873 **36-32-101. Title.**

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

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

876 **36-32-102. Definitions.**

877 As used in this chapter:

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

880 (a) civil procedure;

881 (b) criminal procedure;

882 (c) juvenile procedure;

883 (d) appellate procedure;

884 (e) evidence; and

885 (f) professional conduct.

886 (2) "Committee" means the Judicial Rules Review Committee created in Section
887 [36-31-201](#).

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

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

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

891 or

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

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

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

- 898 (a) the Judicial Council;
- 899 (b) the advisory committee; or
- 900 (c) the Supreme Court.

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

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

903 **36-32-201. Establishment of committee -- Membership -- Duties.**

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

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

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

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

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

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

913 (A) is no longer a member of the Legislature; or

914 (B) resigns from the committee.

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

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

917 (d) The committee may meet as needed:

918 (i) to review:

919 (A) court rules;

920 (B) proposals for court rules; or

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

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

924 (2)(d)(i).

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

926 **36-32-202. Submission of court rules or proposals for court rules.**

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

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

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

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

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

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

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

942 **36-32-203. Review of rules -- Criteria.**

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

945 (2) The committee:

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

947 (i) a court rule; or

948 (ii) a proposal for court rule; and

949 (b) may review an existing court rule.

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

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

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

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

- 956 (d) whether the court rule is primarily substantive or procedural in nature;
- 957 (e) whether the court rule infringes on the powers of the executive or legislative branch
- 958 of government;
- 959 (f) the impact of the court rule on an affected person;
- 960 (g) the purpose for the court rule, and if applicable, the reason for a change to an
- 961 existing court rule;
- 962 (h) the anticipated cost or savings due to the court rule to:
- 963 (i) the state budget;
- 964 (ii) local governments; and
- 965 (iii) individuals; and
- 966 (i) the cost to an affected person of complying with the court rule.

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

968 **36-32-204. Committee review--Fiscal analyst--Powers of committee.**

- 969 (1) To carry out the committee's duties, the committee may examine issues that the
- 970 committee considers necessary in addition to the issues described in this chapter.
- 971 (2) The committee may request that the Office of the Legislative Fiscal Analyst prepare
- 972 a fiscal note on any court rule or proposal for court rule.
- 973 (3) The committee has the powers granted to a legislative interim committee described
- 974 in Section [36-12-11](#).

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

976 **36-32-205. Findings--Report--Distribution of report.**

- 977 (1) The committee may:
- 978 (a) make an informal recommendation about a court rule or proposal for court rule; or
- 979 (b) provide written findings of the committee's review of a court rule or proposal for
- 980 court rule; and
- 981 (c) if the committee identifies significant issues, provide written recommendations for:
- 982 (i) legislative action;
- 983 (ii) Supreme Court rulemaking action; or
- 984 (iii) Judicial Council rulemaking action.
- 985 (2) The committee shall provide to the Supreme Court or the Judicial Council:
- 986 (a) a copy of the committee's findings or recommendations described in Subsection (1);

987 and

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

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

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

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

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

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

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

998 (b) the president of the Senate;

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

1000 (d) the chair of the Senate Judiciary, Law Enforcement, and Criminal Justice Standing
1001 Committee;

1002 (e) the Judiciary Interim Committee;

1003 (f) the governor;

1004 (g) the Executive Offices and Criminal Justice Appropriations Subcommittee;

1005 (h) the Judicial Council; and

1006 (i) the Supreme Court.

1007 Section 26. Section **36-32-206** is enacted to read:

1008 **36-32-206. Court rules or proposals for court rules--Publication in bulletin.**

1009 When the Supreme Court or Judicial Council submits a court rule or proposal for court
1010 rule for public comment, the Supreme Court or Judicial Council shall submit the court rule or
1011 proposal for court rule to publication houses that publish court rules, proposals to court rules,
1012 case law, or other relevant information for individuals engaged in the legal profession.

1013 Section 27. Section **36-32-207** is enacted to read:

1014 **36-32-207. Duties of staff.**

1015 The Office of Legislative Research and General Counsel shall, when practicable, attend
1016 meetings of the advisory committees of the Supreme Court.

1017 Section 28. Section **38-11-102** is amended to read:

1018 **38-11-102. Definitions.**

1019 [~~(1)~~] "Board" means the Residence Lien Recovery Fund Advisory Board established
1020 under Section ~~38-11-104~~.]

1021 [~~(2)~~] (1) "Certificate of compliance" means an order issued by the director to the owner
1022 finding that the owner is in compliance with the requirements of Subsections ~~38-11-204~~(4)(a)
1023 and (4)(b) and is entitled to protection under Section ~~38-11-107~~.

1024 [~~(3)~~] (2) "Construction on an owner-occupied residence" means designing, engineering,
1025 constructing, altering, remodeling, improving, repairing, or maintaining a new or existing
1026 residence.

1027 [~~(4)~~] (3) "Department" means the Department of Commerce.

1028 [~~(5)~~] (4) "Director" means the director of the Division of Occupational and
1029 Professional Licensing.

1030 [~~(6)~~] (5) "Division" means the Division of Occupational and Professional Licensing.

1031 [~~(7)~~] (6) "Duplex" means a single building having two separate living units.

1032 [~~(8)~~] (7) "Encumbered fund balance" means the aggregate amount of outstanding
1033 claims against the fund. The remainder of the money in the fund is unencumbered funds.

1034 [~~(9)~~] (8) "Executive director" means the executive director of the Department of
1035 Commerce.

1036 [~~(10)~~] (9) "Factory built housing" is as defined in Section ~~15A-1-302~~.

1037 [~~(11)~~] (10) "Factory built housing retailer" means a person that sells factory built
1038 housing to consumers.

1039 [~~(12)~~] (11) "Fund" means the Residence Lien Recovery Fund established under Section
1040 ~~38-11-201~~.

1041 [~~(13)~~] (12) "Laborer" means a person who provides services at the site of the
1042 construction on an owner-occupied residence as an employee of an original contractor or other
1043 qualified beneficiary performing qualified services on the residence.

1044 [~~(14)~~] (13) "Licensee" means any holder of a license issued under Title 58, Chapter 3a,
1045 Architects Licensing Act; Chapter 22, Professional Engineers and Professional Land Surveyors
1046 Licensing Act; Chapter 53, Landscape Architects Licensing Act; and Chapter 55, Utah
1047 Construction Trades Licensing Act.

1048 [~~(15)~~] (14) "Nonpaying party" means the original contractor, subcontractor, or real

1049 estate developer who has failed to pay the qualified beneficiary making a claim against the
1050 fund.

1051 ~~[(16)]~~ (15) "Original contractor" means a person who contracts with the owner of real
1052 property or the owner's agent to provide services, labor, or material for the construction of an
1053 owner-occupied residence.

1054 ~~[(17)]~~ (16) "Owner" means a person who:

1055 (a) contracts with a person who is licensed as a contractor or is exempt from licensure
1056 under Title 58, Chapter 55, Utah Construction Trades Licensing Act, for the construction on an
1057 owner-occupied residence upon real property that the person:

1058 (i) owns; or

1059 (ii) purchases after the person enters into a contract described in this Subsection ~~[(17)]~~
1060 (16)(a) and before completion of the owner-occupied residence;

1061 (b) contracts with a real estate developer to buy a residence upon completion of the
1062 construction on the owner-occupied residence; or

1063 (c) purchases a residence from a real estate developer after completion of the
1064 construction on the owner-occupied residence.

1065 ~~[(18)]~~ (17) "Owner-occupied residence" means a residence that is, or after completion
1066 of the construction on the residence will be, occupied by the owner or the owner's tenant or
1067 lessee as a primary or secondary residence within 180 days after the day on which the
1068 construction on the residence is complete.

1069 ~~[(19)]~~ (18) "Qualified beneficiary" means a person who:

1070 (a) provides qualified services;

1071 (b) pays necessary fees required under this chapter; and

1072 (c) registers with the division:

1073 (i) as a licensed contractor under Subsection 38-11-301(1) or (2), if that person seeks
1074 recovery from the fund as a licensed contractor; or

1075 (ii) as a person providing qualified services other than as a licensed contractor under
1076 Subsection 38-11-301(3) if the person seeks recovery from the fund in a capacity other than as
1077 a licensed contractor.

1078 ~~[(20)]~~ (19) (a) "Qualified services" means the following performed in construction on
1079 an owner-occupied residence:

- 1080 (i) contractor services provided by a contractor licensed or exempt from licensure
- 1081 under Title 58, Chapter 55, Utah Construction Trades Licensing Act;
- 1082 (ii) architectural services provided by an architect licensed under Title 58, Chapter 3a,
- 1083 Architects Licensing Act;
- 1084 (iii) engineering and land surveying services provided by a professional engineer or
- 1085 land surveyor licensed or exempt from licensure under Title 58, Chapter 22, Professional
- 1086 Engineers and Professional Land Surveyors Licensing Act;
- 1087 (iv) landscape architectural services by a landscape architect licensed or exempt from
- 1088 licensure under Title 58, Chapter 53, Landscape Architects Licensing Act;
- 1089 (v) design and specification services of mechanical or other systems;
- 1090 (vi) other services related to the design, drawing, surveying, specification, cost
- 1091 estimation, or other like professional services;
- 1092 (vii) providing materials, supplies, components, or similar products;
- 1093 (viii) renting equipment or materials;
- 1094 (ix) labor at the site of the construction on the owner-occupied residence; and
- 1095 (x) site preparation, set up, and installation of factory built housing.
- 1096 (b) "Qualified services" does not include the construction of factory built housing in
- 1097 the factory.
- 1098 [~~(21)~~] (20) "Real estate developer" means a person having an ownership interest in real
- 1099 property who:
- 1100 (a) contracts with a person who is licensed as a contractor or is exempt from licensure
- 1101 under Title 58, Chapter 55, Utah Construction Trades Licensing Act, for the construction of a
- 1102 residence that is offered for sale to the public; or
- 1103 (b) is a licensed contractor under Title 58, Chapter 55, Utah Construction Trades
- 1104 Licensing Act, who engages in the construction of a residence that is offered for sale to the
- 1105 public.
- 1106 [~~(22)~~] (21) (a) "Residence" means an improvement to real property used or occupied,
- 1107 to be used or occupied as, or in conjunction with:
- 1108 (i) a primary or secondary detached single-family dwelling; or
- 1109 (ii) a multifamily dwelling up to and including duplexes.
- 1110 (b) "Residence" includes factory built housing.

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

1113 Section 29. Section **38-11-201** is amended to read:

1114 **38-11-201. Residence Lien Recovery Fund.**

1115 (1) There is created an expendable special revenue fund called the "Residence Lien
1116 Recovery Fund."

1117 (2) The fund shall earn interest.

1118 (3) The division shall employ personnel and resources necessary to administer the fund
1119 and shall use fund money in accordance with Sections **38-11-203** and **38-11-204** and to pay the
1120 costs charged to the fund by the attorney general.

1121 (4) Costs incurred by the division, on or after May 8, 2018, for administering the fund
1122 may be paid out of fund money in an amount that may be no more than a total of \$300,000 for
1123 the remaining existence of the fund.

1124 (5) (a) The Division of Finance shall report annually to the Legislature[;] and the
1125 division[~~;~~ ~~and the board~~].

1126 (b) The report shall state:

1127 (i) amounts received by the fund;

1128 (ii) disbursements from the fund;

1129 (iii) interest earned and credited to the fund; and

1130 (iv) the fund balance.

1131 Section 30. Section **53F-9-203** is amended to read:

1132 **53F-9-203. Charter School Revolving Account.**

1133 (1) (a) The terms defined in Section **53G-5-102** apply to this section.

1134 (b) As used in this section, "account" means the Charter School Revolving Account.

1135 (2) (a) There is created within the Uniform School Fund a restricted account known as
1136 the "Charter School Revolving Account" to provide assistance to charter schools to:

1137 (i) meet school building construction and renovation needs; and

1138 (ii) pay for expenses related to the start up of a new charter school or the expansion of
1139 an existing charter school.

1140 (b) The state board, in consultation with the State Charter School Board, shall
1141 administer the Charter School Revolving Account in accordance with rules adopted by the state

1142 board.

1143 (3) The Charter School Revolving Account shall consist of:

1144 (a) money appropriated to the account by the Legislature;

1145 (b) money received from the repayment of loans made from the account; and

1146 (c) interest earned on money in the account.

1147 (4) The state superintendent shall make loans to charter schools from the account to

1148 pay for the costs of:

1149 (a) planning expenses;

1150 (b) constructing or renovating charter school buildings;

1151 (c) equipment and supplies; or

1152 (d) other start-up or expansion expenses.

1153 (5) Loans to new charter schools or charter schools with urgent facility needs may be

1154 given priority.

1155 (6) ~~[(a)]~~ The state board shall ~~[establish a committee to]:~~

1156 ~~[(i)]~~ (a) except as provided in Subsection (7)(a), review requests by charter schools for
1157 loans under this section; and

1158 ~~[(ii) make recommendations regarding approval or disapproval of the loan applications~~
1159 ~~to the State Charter School Board and the state board.]~~

1160 (b) in consultation with the State Charter School Board, approve or reject each request.

1161 (7) (a) The state board may establish a committee to:

1162 (i) review requests under Subsection (6)(a); and

1163 (ii) make recommendations to the state board and the State Charter School Board

1164 regarding the approval or rejection of a request.

1165 (b) (i) A committee established under Subsection ~~[(6)]~~ (7)(a) shall include individuals
1166 who have expertise or experience in finance, real estate, or charter school administration.

1167 (ii) Of the members appointed to a committee established under Subsection ~~[(6)]~~

1168 (7)(a):

1169 (A) one member shall be nominated by the governor; and

1170 (B) the remaining members shall be selected from a list of nominees submitted by the
1171 State Charter School Board.

1172 (c) If the committee recommends approval of a loan application under Subsection ~~[(6)]~~

1173 (7)(a)(ii), the committee's recommendation shall include:

1174 (i) the recommended amount of the loan;

1175 (ii) the payback schedule; and

1176 (iii) the interest rate to be charged.

1177 (d) A committee member may not:

1178 (i) be a relative, as defined in Section 53G-5-409, of a loan applicant; or

1179 (ii) have a pecuniary interest, directly or indirectly, with a loan applicant or any person
1180 or entity that contracts with a loan applicant.

1181 [~~(7)~~] (8) A loan under this section may not be made unless the state board, in
1182 consultation with the State Charter School Board, approves the loan.

1183 [~~(8)~~] (9) The term of a loan to a charter school under this section may not exceed five
1184 years.

1185 [~~(9)~~] (10) The state board may not approve loans to charter schools under this section
1186 that exceed a total of \$2,000,000 in any fiscal year.

1187 [~~(10)~~] (11) (a) On March 16, 2011, the assets of the Charter School Building
1188 Subaccount administered by the state board shall be deposited into the Charter School
1189 Revolving Account.

1190 (b) Beginning on March 16, 2011, loan payments for loans made from the Charter
1191 School Building Subaccount shall be deposited into the Charter School Revolving Account.

1192 Section 31. Section **54-10a-202** is amended to read:

1193 **54-10a-202. Committee of Consumer Services.**

1194 (1) (a) There is created within the office a committee known as the "Committee of
1195 Consumer Services."

1196 (b) A member of the committee shall maintain the member's principal residence within
1197 Utah.

1198 (2) (a) The governor shall appoint [~~nine~~] five members to the committee subject to
1199 Subsection (3).

1200 (b) Except as required by Subsection (2)(c), as terms of current committee members
1201 expire, the governor shall appoint a new member or reappointed member to a four-year term.

1202 (c) Notwithstanding the requirements of Subsection (2)(b), the governor shall, at the
1203 time of appointment or reappointment, adjust the length of terms to ensure that the terms of

1204 committee members are staggered so that approximately half of the committee is appointed
1205 every two years.

1206 (d) When a vacancy occurs in the membership for any reason, the governor shall
1207 appoint a replacement for the unexpired term.

1208 (3) Members of the committee shall represent the following [~~geographic and~~]
1209 consumer interests:

1210 [~~(a) one member shall be from Salt Lake City, Provo, or Ogden;~~]

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

1212 [~~(c) one member shall be from an unincorporated area of the state;~~]

1213 [~~(d)~~] (a) one member shall be [~~a low-income resident~~] an individual with experience
1214 and understanding of issues affecting low-income residents;

1215 [~~(e)~~] (b) one member shall be a retired person;

1216 [~~(f)~~] (c) one member shall be [~~a small commercial consumer~~] an individual with
1217 experience and understanding of issues affecting small commercial consumers;

1218 [~~(g)~~] (d) one member shall be a farmer or rancher who uses electric power to pump
1219 water in the member's farming or ranching operation; and

1220 [~~(h)~~] (e) one member shall be a residential consumer[~~;~~ and].

1221 [~~(i) one member shall be appointed to provide geographic diversity on the committee to~~
1222 ~~ensure to the extent possible that all areas of the state are represented.~~]

1223 (4) (a) No more than [~~five~~] three members of the committee [~~shall~~] may be from the
1224 same political party.

1225 (b) Subject to Subsection (3), for a member of the committee appointed on or after
1226 May 12, 2009, the governor shall appoint, to the extent possible, an individual with expertise or
1227 experience in:

1228 (i) public utility matters related to consumers;

1229 (ii) economics;

1230 (iii) accounting;

1231 (iv) financing;

1232 (v) engineering; or

1233 (vi) public utilities law.

1234 (5) The governor shall designate one member as chair of the committee.

1235 (6) A member may not receive compensation or benefits for the member's service, but
1236 may receive per diem and travel expenses in accordance with:

1237 (a) Section 63A-3-106;

1238 (b) Section 63A-3-107; and

1239 (c) rules made by the Division of Finance pursuant to Sections 63A-3-106 and
1240 63A-3-107.

1241 (7) (a) The committee may hold monthly meetings.

1242 (b) The committee may hold other meetings, at the times and places the chair and a
1243 majority of the committee determine.

1244 (8) (a) ~~Five~~ Three members of the committee constitute a quorum of the committee.

1245 (b) A majority of members voting when a quorum is present constitutes an action of
1246 the committee.

1247 Section 32. Section 58-46a-102 is amended to read:

1248 **58-46a-102. Definitions.**

1249 In addition to the definitions in Section 58-1-102, as used in this chapter:

1250 ~~[(1) "Board" means the Hearing Instrument Specialist Licensing Board created in~~
1251 ~~Section 58-46a-201.]~~

1252 ~~[(2)]~~ (1) "Direct supervision" means that the supervising hearing instrument specialist
1253 is present in the same facility as is the person being supervised and is available for immediate
1254 in person consultation.

1255 ~~[(3)]~~ (2) "Hearing instrument" or "hearing aid" means any device designed or offered to
1256 be worn on or by an individual to enhance human hearing, including the device's specialized
1257 parts, attachments, or accessories.

1258 ~~[(4)]~~ (3) "Hearing instrument intern" means a person licensed under this chapter who is
1259 obtaining education and experience in the practice of a hearing instrument specialist under the
1260 supervision of a supervising hearing instrument specialist.

1261 ~~[(5)]~~ (4) "Indirect supervision" means that the supervising hearing instrument specialist
1262 is not required to be present in the same facility as is the person being supervised, but is
1263 available for voice to voice contact by telephone, radio, or other means at the initiation of the
1264 person being supervised.

1265 ~~[(6)]~~ (5) "Practice of a hearing instrument specialist" means:

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

1282 [(7)] (6) "Supervising hearing instrument specialist" means a hearing instrument
1283 specialist who:

- 1284 (a) is licensed by and in good standing with the division;
- 1285 (b) has practiced full-time as a hearing instrument specialist for not less than two years;
- 1286 and
- 1287 (c) is approved as a supervisor by the division [~~in collaboration with the board~~].

1288 [(8)] (7) "Unlawful conduct" means the same as that term is defined in Section
1289 58-1-501.

1290 [(9)] (8) "Unprofessional conduct" means the same as that term is defined in Sections
1291 58-1-501 and 58-46a-501.

1292 Section 33. Section **58-46a-302** is amended to read:

1293 **58-46a-302. Qualifications for licensure.**

- 1294 (1) Each applicant for licensure as a hearing instrument specialist shall:
- 1295 (a) submit to the division an application in a form prescribed by the division;
- 1296 (b) pay a fee as determined by the division pursuant to Section 63J-1-504;

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

1328 shall:

1329 (a) practice as a hearing instrument intern only under the indirect supervision of a
1330 licensed hearing instrument specialist; and

1331 (b) receive a passing score on the International Licensing Examination of the hearing
1332 instrument dispenser or other tests approved by the division prior to applying for licensure as a
1333 hearing instrument specialist.

1334 Section 35. Section **58-46a-303** is amended to read:

1335 **58-46a-303. Term of license -- Expiration -- Renewal of specialist license --**
1336 **Limitation on renewal of intern license.**

1337 (1) The division shall issue each license for a hearing instrument specialist in
1338 accordance with a two-year renewal cycle established by rule. The division may by rule extend
1339 or shorten a renewal period by as much as one year to stagger the renewal cycles it administers.

1340 (2) Each license as a hearing instrument intern shall be issued for a term of three years
1341 and may not be renewed.

1342 (3) At the time of renewal, the licensed hearing instrument specialist shall demonstrate
1343 satisfactory evidence of each of the following:

1344 (a) current certification by the National Board for Certification Hearing Instrument
1345 Sciences, or other acceptable certification approved by the division [~~in collaboration with the~~
1346 ~~board~~];

1347 (b) calibration of all appropriate technical instruments used in practice; and

1348 (c) completion of continuing professional education required in Section [58-46a-304](#).

1349 (4) Each license automatically expires on the expiration date shown on the license
1350 unless renewed by the licensee in accordance with the provisions of Section [58-1-308](#), or
1351 unless surrendered in accordance with the provisions of Section [58-1-306](#).

1352 Section 36. Section **58-46a-501** is amended to read:

1353 **58-46a-501. Unprofessional conduct.**

1354 "Unprofessional conduct" includes:

1355 (1) testing the hearing of a patient for any purpose other than to determine whether a
1356 hearing loss will be improved by the use of a hearing instrument;

1357 (2) failing to make an appropriate referral to a qualified health care provider with
1358 respect to a condition detected in a patient examined by a licensee under this chapter if the

1359 condition is generally recognized in the profession as one that should be referred;

1360 (3) designating a hearing instrument for a patient whose hearing will not be sufficiently
1361 improved to justify prescribing and selling of the hearing instrument;

1362 (4) making false, misleading, deceptive, fraudulent, or exaggerated claims with respect
1363 to practice under this chapter and specifically with respect to the benefits of a hearing
1364 instrument or the degree to which a hearing instrument will benefit a patient;

1365 (5) failing to exercise caution in providing a patient a prognosis to assure the patient is
1366 not led to expect results that cannot be accurately predicted;

1367 (6) failing to provide appropriate follow-up care and consultation with respect to a
1368 patient to whom a hearing instrument has been prescribed and sold upon being informed by the
1369 patient that the hearing instrument does not produce the results represented by the licensee;

1370 (7) failing to disclose in writing to the patient the charge for all services and hearing
1371 instruments prescribed and sold to a patient prior to providing the services or hearing
1372 instrument;

1373 (8) failing to refund fees paid by a patient for a hearing instrument and all accessories,
1374 upon a determination by the division [~~in collaboration with the board~~] that the patient has not
1375 obtained the recovery of hearing represented by the licensee in writing prior to designation and
1376 sale of the hearing instrument;

1377 (9) paying any professional person any consideration of any kind for referral of a
1378 patient;

1379 (10) failing, when acting as a supervising hearing instrument specialist, to provide
1380 supervision and training in hearing instrument sciences in accordance with Section
1381 [58-46a-302.5](#);

1382 (11) engaging in the practice as a hearing instrument intern when not under the
1383 supervision of a supervising hearing instrument specialist in accordance with Section
1384 [58-46a-302.5](#);

1385 (12) failing to describe the circuitry in any advertisement, presentation, purchase, or
1386 trial agreement as being either "digital" or "analog"; or other acceptable terms as determined by
1387 the division [~~in collaboration with the board~~];

1388 (13) failing to follow the guidelines or policies of the United States Federal Trade
1389 Commission in any advertisement;

1390 (14) failing to adhere to the rules and regulations prescribed by the United States Food
1391 and Drug Administration as they pertain to the hearing instrument specialist;

1392 (15) failing to maintain all equipment used in the practice of a hearing instrument
1393 specialist properly calibrated and in good working condition; and

1394 (16) failing to comply with any of the requirements set forth in Section 58-46a-502 or
1395 58-46a-503.

1396 Section 37. Section 58-46a-502 is amended to read:

1397 **58-46a-502. Additional requirements for practicing as a hearing instrument**
1398 **specialist.**

1399 A person engaging in the practice of a hearing instrument specialist shall:

1400 (1) have a regular place or places of business from which the person conducts business
1401 as a hearing instrument specialist and the place or places of business shall be represented to a
1402 patient and others with whom business is conducted by the street address at which the place of
1403 business is located;

1404 (2) include in all advertising or other representation the street address at which the
1405 business is located and the telephone number of the business at that street address;

1406 (3) provide as part of each transaction between a licensee and a patient related to
1407 testing for hearing loss and selling of a hearing instrument written documentation provided to
1408 the patient that includes:

1409 (a) identification of all services and products provided to the patient by the hearing
1410 instrument specialist and the charges for each service or product;

1411 (b) a statement whether any hearing instrument provided to a patient is "new," "used,"
1412 or "reconditioned" and the terms and conditions of any warranty or guarantee that applies to
1413 each instrument; and

1414 (c) the identity and license number of each hearing instrument specialist or hearing
1415 instrument intern who provided services or products to the patient;

1416 (4) before providing services or products to a patient:

1417 (a) advise the patient regarding services and products offered to the patient, including
1418 the expected results of the services and products;

1419 (b) inform each patient who is being offered a hearing instrument about hearing
1420 instruments that work with assistive listening systems that are compliant with the ADA

1421 Standards for Accessible Design adopted by the United States Department of Justice in
1422 accordance with the Americans with Disabilities Act, 42 U.S.C. Sec. 12101 et seq.; and

1423 (c) obtain written informed consent from the patient regarding offered services,
1424 products, and the expected results of the services and products in a form approved by the
1425 division [~~in collaboration with the board~~];

1426 (5) refer all individuals under the age of 18 who seek testing of hearing to a physician
1427 or surgeon, osteopathic physician, physician assistant, or audiologist, licensed under the
1428 provisions of this title, and shall dispense a hearing aid to that individual only on prescription
1429 of a physician or surgeon, osteopathic physician, physician assistant, or audiologist;

1430 (6) obtain the patient's informed consent and agreement to purchase the hearing
1431 instrument based on that informed consent either by the hearing instrument specialist or the
1432 hearing instrument intern, before designating an appropriate hearing instrument; and

1433 (7) if a hearing instrument does not substantially enhance the patient's hearing
1434 consistent with the representations of the hearing instrument specialist at the time informed
1435 consent was given prior to the sale and fitting of the hearing instrument, provide:

1436 (a) necessary intervention to produce satisfactory hearing recovery results consistent
1437 with representations made; or

1438 (b) for the refund of fees paid by the patient for the hearing instrument to the hearing
1439 instrument specialist within a reasonable time after finding that the hearing instrument does not
1440 substantially enhance the patient's hearing.

1441 Section 38. Section **58-55-201** is amended to read:

1442 **58-55-201. Boards created -- Duties.**

1443 (1) There is created [~~a~~] the Plumbers Licensing Board [~~, an Alarm System Security and~~
1444 ~~Licensing Board, and an Electricians Licensing Board. Members of the boards shall be~~
1445 ~~selected to provide representation as follows: (a) The Plumbers Licensing Board consists]~~
1446 consisting of five members as follows:

1447 [(i)] (a) two members shall be licensed from among the license classifications of
1448 master or journeyman plumber;

1449 [(ii)] (b) two members shall be licensed plumbing contractors; and

1450 [(iii)] (c) one member shall be from the public at large with no history of involvement
1451 in the construction trades.

1452 ~~[(b)(i)]~~ (2) (a) ~~[The]~~ There is created the Alarm System Security and Licensing Board
1453 ~~[consists]~~ consisting of five members as follows:

- 1454 ~~[(A)]~~ (i) three individuals who are officers or owners of a licensed alarm business;
- 1455 ~~[(B)]~~ (ii) one individual from among nominees of the Utah Peace Officers Association;
- 1456 and
- 1457 ~~[(C)]~~ (iii) one individual representing the general public.

1458 ~~[(i)]~~ (b) The Alarm System Security and Licensing Board shall designate one of its
1459 members on a permanent or rotating basis to:

- 1460 ~~[(A)]~~ (i) assist the division in reviewing complaints concerning the unlawful or
1461 unprofessional conduct of a licensee; and
- 1462 ~~[(B)]~~ (ii) advise the division in its investigation of these complaints.
- 1463 ~~[(iii)]~~ (c) A board member who has, under this Subsection ~~[(1)(b)(iii)]~~ (2)(c), reviewed
1464 a complaint or advised in its investigation is disqualified from participating with the board
1465 when the board serves as a presiding officer in an adjudicative proceeding concerning the
1466 complaint.

1467 ~~[(e)]~~ (3) ~~[The]~~ There is created the Electricians Licensing Board ~~[consists]~~ consisting
1468 of five members as follows:

- 1469 ~~[(i)]~~ (a) two members shall be licensed from among the license classifications of
1470 master or journeyman electrician, of whom one shall represent a union organization and one
1471 shall be selected having no union affiliation;
- 1472 ~~[(ii)]~~ (b) two shall be licensed electrical contractors of whom one shall represent a
1473 union organization and one shall be selected having no union affiliation; and
- 1474 ~~[(iii)]~~ (c) one member shall be from the public at large with no history of involvement
1475 in the construction trades or union affiliation.

1476 ~~[(2)]~~ (4) The duties, functions, and responsibilities of each board described in
1477 Subsections (1) through (3) include the following:

- 1478 (a) recommending to the commission appropriate rules;
- 1479 (b) recommending to the commission policy and budgetary matters;
- 1480 (c) approving and establishing a passing score for applicant examinations;
- 1481 (d) overseeing the screening of applicants for licensing, renewal, reinstatement, and
1482 relicensure;

1483 (e) assisting the commission in establishing standards of supervision for students or
 1484 persons in training to become qualified to obtain a license in the occupation or profession [it]
 1485 the board represents; and

1486 (f) acting as presiding officer in conducting hearings associated with the adjudicative
 1487 proceedings and in issuing recommended orders when so authorized by the commission.

1488 ~~[(3)]~~ (5) The division₂ in collaboration with the Plumbers Licensing Board and the
 1489 Electricians Licensing Board₂ shall provide a preliminary report on or before October 1, 2019,
 1490 and a final written report on or before June 1, 2020, to the Business and Labor Interim
 1491 Committee and the Occupational and Professional Licensure Review Committee that provides
 1492 recommendations for consistent educational and training standards for plumber and electrician
 1493 apprentice programs in the state, including recommendations for education and training
 1494 provided by all providers, including institutions of higher education and technical colleges.

1495 Section 39. Section **58-64-102** is amended to read:

1496 **58-64-102. Definitions.**

1497 In addition to the definitions in Section **58-1-102**, as used in this chapter:

1498 ~~[(1) "Board" means the Deception Detection Examiners Board created in Section~~
 1499 ~~58-64-201.]~~

1500 ~~[(2)]~~ (1) "Deception detection examination" means the use of an instrument, or
 1501 software application designed for detecting deception, on an individual for the purpose of
 1502 detecting whether that individual is engaged in deception.

1503 ~~[(3)]~~ (2) "Deception detection examination administrator" means an individual who
 1504 engages in or represents that the individual is engaged in:

1505 (a) conducting or administering a deception detection examination using a software
 1506 application designed for detecting deception without intervention from the examination
 1507 administrator; or

1508 (b) the interpretation of deception detection examination results derived from a
 1509 software application designed for detecting deception.

1510 ~~[(4)]~~ (3) "Deception detection examiner" means an individual who engages in or
 1511 represents that the individual is engaged in conducting or performing deception detection
 1512 examinations or in the interpretation of deception detection examinations.

1513 ~~[(5)]~~ (4) "Deception detection intern" means an individual who engages in deception

1514 detection examinations under the supervision and control of a deception detection examiner for
1515 the purpose of training and qualification as a deception detection examiner.

1516 [(6)] (5) "Instrument" means a polygraph, voice stress analyzer, ocular-motor test, or
1517 any other device or software application that records the examinee's cardiovascular patterns,
1518 respiratory patterns, galvanic skin response, cognitive response, eye behavior, memory recall,
1519 or other physiologic characteristics of the examinee for the purpose of monitoring factors
1520 relating to whether the examinee is truthful or engaged in deception.

1521 [(7)] (6) "Unlawful conduct" means the same as that term is defined in Sections
1522 58-1-501 and 58-64-501.

1523 [(8)] (7) "Unprofessional conduct" means the same as that term is defined in Sections
1524 58-1-501 and 58-64-502 and as may be further defined by rule.

1525 Section 40. Section **58-64-302** is amended to read:

1526 **58-64-302. Qualifications for licensure.**

1527 (1) Each applicant for licensure as a deception detection examiner:

1528 (a) shall submit an application in a form prescribed by the division;

1529 (b) shall pay a fee determined by the department under Section 63J-1-504;

1530 (c) shall be of good moral character in that the applicant has not been convicted of a
1531 felony, a misdemeanor involving moral turpitude, or any other crime which when considered
1532 with the duties and responsibilities of a deception detection examiner is considered by the
1533 division [~~and the board~~] to indicate that the best interests of the public will not be served by
1534 granting the applicant a license;

1535 (d) may not have been declared by any court of competent jurisdiction incompetent by
1536 reason of mental defect or disease and not been restored;

1537 (e) may not be currently suffering from habitual drunkenness or from drug addiction or
1538 dependence;

1539 (f) shall have completed one of the following:

1540 (i) have earned a bachelor's degree from a four year university or college meeting
1541 standards established by the division by rule [~~in collaboration with the board~~];

1542 (ii) have completed not less than 8,000 hours of investigation experience approved by
1543 the division [~~in collaboration with the board~~]; or

1544 (iii) have completed a combination of university or college education and investigation

1545 experience, as defined by rule by the division [~~in collaboration with the board~~] as being
1546 equivalent to the requirements under Subsection (1)(f)(i) or (1)(f)(ii);

1547 (g) shall have successfully completed a training program in detection deception
1548 meeting criteria established by rule by the division [~~in collaboration with the board~~]; and

1549 (h) shall have performed satisfactorily as a licensed deception detection intern for a
1550 period of not less than one year and shall have satisfactorily conducted not less than 100
1551 deception detection examinations under the supervision of a licensed deception detection
1552 examiner.

1553 (2) Each applicant for licensure as a deception detection intern:

1554 (a) shall submit an application in a form prescribed by the division;

1555 (b) shall pay a fee determined by the department under Section [63J-1-504](#);

1556 (c) shall be of good moral character in that the applicant has not been convicted of a
1557 felony, a misdemeanor involving moral turpitude, or any other crime which when considered
1558 with the duties and responsibilities of a deception detection intern is considered by the division
1559 [~~and the board~~] to indicate that the best interests of the public will not be served by granting the
1560 applicant a license;

1561 (d) may not have been declared by any court of competent jurisdiction incompetent by
1562 reason of mental defect or disease and not been restored;

1563 (e) may not be currently suffering from habitual drunkenness or from drug addiction or
1564 dependence;

1565 (f) shall have completed one of the following:

1566 (i) have earned a bachelor's degree from a four year university or college meeting
1567 standards established by the division by rule [~~in collaboration with the board~~];

1568 (ii) have completed not less than 8,000 hours of investigation experience approved by
1569 the division [~~in collaboration with the board~~]; or

1570 (iii) have completed a combination of university or college education and investigation
1571 experience, as defined by rule by the division [~~in collaboration with the board~~] as being
1572 equivalent to the requirements under Subsection (2)(f)(i) or (2)(f)(ii);

1573 (g) shall have successfully completed a training program in detection deception
1574 meeting criteria established by rule by the division [~~in collaboration with the board~~]; and

1575 (h) shall provide the division with an intern supervision agreement in a form prescribed

1576 by the division under which:

- 1577 (i) a licensed deception detection examiner agrees to supervise the intern; and
- 1578 (ii) the applicant agrees to be supervised by that licensed deception detection examiner.

1579 (3) Each applicant for licensure as a deception detection examination administrator:

1580 (a) shall submit an application in a form prescribed by the division;

1581 (b) shall pay a fee determined by the department under Section [63J-1-504](#);

1582 (c) shall be of good moral character in that the applicant has not been convicted of a
1583 felony, a misdemeanor involving moral turpitude, or any other crime that when considered with
1584 the duties and responsibilities of a deception detection examination administrator is considered
1585 by the division [~~and the board~~] to indicate that the best interests of the public will not be served
1586 by granting the applicant a license;

1587 (d) may not have been declared by a court of competent jurisdiction incompetent by
1588 reason of mental defect or disease and not been restored;

1589 (e) may not be currently suffering from habitual drunkenness or from drug addiction or
1590 dependence;

1591 (f) shall have earned an associate degree from a state-accredited university or college or
1592 have an equivalent number of years' work experience; and

1593 (g) shall have successfully completed a training program and have obtained
1594 certification in deception detection examination administration provided by the manufacturer
1595 of a scientific or technology-based software application solution that is approved by the
1596 director.

1597 (4) To determine if an applicant meets the qualifications of Subsection (1)(c), (2)(c), or
1598 (3)(c) the division shall provide an appropriate number of copies of fingerprint cards to the
1599 Department of Public Safety with the division's request to:

1600 (a) conduct a search of records of the Department of Public Safety for criminal history
1601 information relating to each applicant for licensure under this chapter; and

1602 (b) forward to the Federal Bureau of Investigation a fingerprint card of each applicant
1603 requiring a check of records of the F.B.I. for criminal history information under this section.

1604 (5) The Department of Public Safety shall send to the division:

1605 (a) a written record of criminal history, or certification of no criminal history record, as
1606 contained in the records of the Department of Public Safety in a timely manner after receipt of

1607 a fingerprint card from the division and a request for review of Department of Public Safety
1608 records; and

1609 (b) the results of the F.B.I. review concerning an applicant in a timely manner after
1610 receipt of information from the F.B.I.

1611 (6) (a) The division shall charge each applicant a fee, in accordance with Section
1612 63J-1-504, equal to the cost of performing the records reviews under this section.

1613 (b) The division shall pay the Department of Public Safety the costs of all records
1614 reviews, and the Department of Public Safety shall pay the F.B.I. the costs of records reviews
1615 under this chapter.

1616 (7) Information obtained by the division from the reviews of criminal history records of
1617 the Department of Public Safety and the F.B.I. shall be used or disseminated by the division
1618 only for the purpose of determining if an applicant for licensure under this chapter is qualified
1619 for licensure.

1620 Section 41. Section **58-64-502** is amended to read:

1621 **58-64-502. Unprofessional conduct.**

1622 "Unprofessional conduct" includes:

1623 (1) using any deception detection instrument that does not meet criteria and standards
1624 established by rule by the division [~~in collaboration with the board~~]; and

1625 (2) using any deception detection instrument that does not make a permanent recording
1626 as required under Section 58-64-601.

1627 Section 42. Section **58-64-601** is amended to read:

1628 **58-64-601. Deception detection instruments.**

1629 (1) Instruments or software applications used in performing deception detection
1630 examinations shall be those that are generally recognized in the profession or, if approved by
1631 the director, those with results published in peer-reviewed, scientific journals generally
1632 recognized by the scientific community.

1633 (2) An instrument or software application used for deception detection shall have a
1634 permanent recording or written report produced by the instrument or software application for
1635 objective analysis by the examiner[;] or the division[; ~~or the board~~].

1636 (3) A written interpretation by an examiner while conducting a deception detection
1637 examination does not satisfy the requirements of a permanent recording.

1638 Section 43. Section **63C-6-101** is amended to read:
1639 **63C-6-101. Creation of commission -- Membership -- Appointment -- Vacancies.**
1640 (1) There is created the Utah Seismic Safety Commission consisting of 15 members,
1641 designated as follows:
1642 (a) the director of the Division of Emergency Management or the director's designee;
1643 (b) the director of the Utah Geological Survey or the director's designee;
1644 (c) the director of the University of Utah Seismograph Stations or the director's
1645 designee;
1646 (d) the executive director of the Utah League of Cities and Towns or the executive
1647 director's designee;
1648 (e) a representative from the Structural Engineers Association of Utah biannually
1649 selected by its membership;
1650 (f) the director of the Division of Facilities Construction and Management or the
1651 director's designee;
1652 (g) the executive director of the Department of Transportation or the director's
1653 designee;
1654 (h) the State Planning Coordinator or the coordinator's designee;
1655 (i) a representative from the American Institute of Architects, Utah Section;
1656 (j) a representative from the American Society of Civil Engineers, Utah Section;
1657 [~~(k) a member of the House of Representatives appointed biannually by the speaker of~~
1658 ~~the House;~~]
1659 [~~(l) a member of the Senate appointed biannually by the president of the Senate;~~]
1660 (k) two individuals, appointed by the director of the Division of Emergency
1661 Management, from earthquake-related organizations that have an interest in reducing
1662 earthquake-related loss in the state;
1663 [~~(m)~~] (l) the commissioner of the Department of Insurance or the commissioner's
1664 designee;
1665 [~~(n)~~] (m) a representative from the Association of Contingency Planners, Utah Chapter,
1666 biannually selected by its membership; and
1667 [~~(o)~~] (n) a representative from the American Public Works Association, Utah Chapter,
1668 biannually selected by its membership.

1669 (2) The commission shall annually select one of its members to serve as chair of the
1670 commission.

1671 (3) When a vacancy occurs in the membership for any reason, the replacement shall be
1672 appointed for the unexpired term.

1673 Section 44. Section **63F-1-509** is amended to read:

1674 **63F-1-509. Statewide Global Positioning Reference Network created --**
1675 **Rulemaking authority.**

1676 (1) (a) There is created the Statewide Global Positioning Reference Network to
1677 improve the quality of geographic information system data and the productivity, efficiency, and
1678 cost-effectiveness of government services.

1679 (b) The network shall provide a system of permanently mounted, fully networked,
1680 global positioning system base stations that will provide real time radio navigation and
1681 establish a standard statewide coordinate reference system.

1682 (c) The center shall administer the network.

1683 ~~[(2) (a) There is created the Global Positioning Systems Advisory Committee to advise~~
1684 ~~the center on implementing and maintaining the network.]~~

1685 ~~[(b) The committee membership shall consist of:]~~

1686 ~~[(i) the center manager or the manager's designee;]~~

1687 ~~[(ii) a representative from the Department of Transportation created by Section~~
1688 ~~72-1-201 designated by the executive director appointed under Section 72-1-202;]~~

1689 ~~[(iii) the chief information officer or the chief information officer's designee;]~~

1690 ~~[(iv) a representative from the Utah Association of County Surveyors; and]~~

1691 ~~[(v) a representative from the Utah Council of Land Surveyors.]~~

1692 ~~[(c) The representative from the center shall be the chair of the committee.]~~

1693 ~~[(d) The committee shall meet upon the call of the chair or a majority of the committee~~
1694 ~~members.]~~

1695 ~~[(e) The committee chair shall give reasonable notice to each member prior to any~~
1696 ~~meeting.]~~

1697 ~~[(f) Three members shall constitute a quorum for the transaction of business.]~~

1698 ~~[(g) The center shall provide staff support to the committee.]~~

1699 ~~[(h) Committee members who are state government employees shall receive no~~

1700 additional compensation for their work on the committee.]

1701 ~~[(i) Committee members who are not state government employees shall receive no~~
1702 ~~compensation or expenses for their work on the committee.]~~

1703 ~~[(j) The committee shall recommend rules to the chief information officer for adoption~~
1704 ~~under Subsection (3).]~~

1705 ~~[(3)]~~ (2) (a) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking
1706 Act, the chief information officer shall make~~[, in consultation with the committee,]~~ rules
1707 providing for operating policies and procedures for the network.

1708 (b) ~~[The rules]~~ When making rules under this section, the chief information officer
1709 shall consider:

- 1710 (i) network development that serves a public purpose;
- 1711 (ii) increased productivity and efficiency for state agencies; and
- 1712 (iii) costs and longevity of the network.

1713 Section 45. Section **63F-1-701** is amended to read:

1714 **63F-1-701. Utah Public Notice Website -- Establishment and administration.**

1715 (1) As used in this part:

1716 (a) "Division" means the Division of Archives and Records Service of the Department
1717 of Administrative Services.

1718 (b) "Executive board" means the same as that term is defined in Section [67-1-2.5](#).

1719 ~~[(b)]~~ (c) "Public body" ~~[has the same meaning as provided under]~~ means the same as
1720 that term is defined in Section [52-4-103](#).

1721 ~~[(c)]~~ (d) "Public information" means a public body's public notices, minutes, audio
1722 recordings, and other materials that are required to be posted to the website under Title 52,
1723 Chapter 4, Open and Public Meetings Act, or other statute or state agency rule.

1724 ~~[(d)]~~ (e) "Website" means the Utah Public Notice Website created under this section.

1725 (2) There is created the Utah Public Notice Website to be administered by the Division
1726 of Archives and Records Service.

1727 (3) The website shall consist of an Internet website provided to assist the public to find
1728 posted public information.

1729 (4) The division, with the technical assistance of the Department of Technology
1730 Services, shall create the website ~~[which]~~ that shall:

1731 (a) allow a public body, or other certified entity, to easily post any public information,
1732 including the contact information required under Subsections [17B-1-303\(9\)](#) and
1733 [17D-1-106\(1\)\(b\)\(ii\)](#);

1734 (b) allow the public to easily search the public information by:

1735 (i) public body name;

1736 (ii) date of posting of the notice;

1737 (iii) date of any meeting or deadline included as part of the public information; and

1738 (iv) any other criteria approved by the division;

1739 (c) allow the public to easily search and view past, archived public information;

1740 (d) allow [~~a person~~] an individual to subscribe to receive updates and notices

1741 associated with a public body or a particular type of public information;

1742 (e) be easily accessible by the public from the State of Utah home page;

1743 (f) have a unique and simplified website address;

1744 (g) be directly accessible via a link from the main page of the official state website; and

1745 (h) include other links, features, or functionality that will assist the public in obtaining

1746 and reviewing public information posted on the website, as may be approved by the division.

1747 (5) (a) Subject to Subsection (5)(b), the division and the governor's office shall

1748 coordinate to ensure that the website, the database described in Section [67-1-2.5](#), and the

1749 website described in Section [67-1-2.5](#) automatically share appropriate information in order to

1750 ensure that:

1751 (i) an individual who subscribes to receive information under Subsection (4)(d) for an

1752 executive board automatically receives notifications of vacancies on the executive board that

1753 will be publicly filled, including a link to information regarding how an individual may apply

1754 to fill the vacancy; and

1755 (ii) an individual who accesses an executive board's information on the website has

1756 access to the following through the website:

1757 (A) the executive board's information in the database, except an individual's physical

1758 address, e-mail address, or phone number; and

1759 (B) the portal described in Section [67-1-2.5](#) through which an individual may provide

1760 input on an appointee to, or member of, the executive board.

1761 (b) The division and the governor's office shall comply with Subsection (5)(a) as soon

1762 as reasonably possible within existing funds appropriated to the division and the governor's
1763 office.

1764 (6) Before August 1 of each year, the division shall:

1765 (a) identify each executive board that is a public body that did not submit to the
1766 website a notice of a public meeting during the previous fiscal year; and

1767 (b) report the name of each identified executive board to the governor's boards and
1768 commissions administrator.

1769 ~~[(5)]~~ (7) The division ~~[shall be]~~ is responsible for:

1770 (a) establishing and maintaining the website, including the provision of equipment,
1771 resources, and personnel as is necessary;

1772 (b) providing a mechanism for public bodies or other certified entities to have access to
1773 the website for the purpose of posting and modifying public information; and

1774 (c) maintaining an archive of all public information posted to the website.

1775 ~~[(6) The timing for posting and the content of the public information posted to the~~
1776 ~~website shall be the responsibility of the public body or other entity posting the public~~
1777 ~~information.]~~

1778 (8) A public body is responsible for the content the public body is required to post to
1779 the website and the timing of posting of that information.

1780 Section 46. Section **63I-1-204** is amended to read:

1781 **63I-1-204. Repeal dates, Title 4.**

1782 (1) Section 4-2-108, which creates the Agricultural Advisory Board, is repealed July 1,
1783 2023.

1784 (2) Section 4-17-104, which creates the State Weed Committee, is repealed July 1,
1785 2021.

1786 (3) Section 4-20-103, which creates the State Grazing Advisory Board, is repealed July
1787 1, 2022.

1788 (4) Sections 4-23-104 and 4-23-105, which create the Agricultural and Wildlife
1789 Damage Prevention Board, are repealed July 1, 2024.

1790 (5) Section 4-24-104, which creates the Livestock Brand Board, is repealed July 1,
1791 2025.

1792 (6) Section 4-35-103, which creates the Decision and Action Committee, is repealed

1793 July 1, 2026

1794 (7) Section 4-39-104, which creates the Domesticated Elk Act Advisory Council, is
1795 repealed July 1, 2027

1796 (8) Subsection 4-41a-105(2)(e)(i), related to the Native American Legislative Liaison
1797 Committee, is repealed July 1, 2022.

1798 Section 47. Section **63I-1-207** is enacted to read:

1799 **63I-1-207. Repeal dates, Title 7.**

1800 (1) Section 7-1-203, which creates the Board of Financial Institutions, is repealed July
1801 1, 2021.

1802 (2) Section 7-3-40, which creates the Board of Bank Advisors, is repealed July 1, 2022.

1803 (3) Section 7-9-43, which creates the Board of Credit Union Advisors, is repealed July
1804 1, 2023.

1805 Section 48. Section **63I-1-209** is amended to read:

1806 **63I-1-209. Repeal dates, Title 9.**

1807 (1) Section 9-6-305, which creates the State of Utah Alice Merrill Horne Art
1808 Collection Committee, is repealed July 1, 2027.

1809 (2) Sections 9-6-604 and 9-6-605, which create the Museum Services Advisory Board,
1810 are repealed July 1, 2027.

1811 ~~[(+)]~~ (3) In relation to the Native American Legislative Liaison Committee, on July 1,
1812 ~~2022:~~

1813 (a) Subsection 9-9-104.6(2)(a) is repealed;

1814 (b) Subsection 9-9-104.6(4)(a), the language that states "who is not a legislator" is
1815 repealed; and

1816 (c) Subsection 9-9-104.6(4)(b), related to compensation of legislative members, is
1817 repealed.

1818 ~~[(2) In relation to the American Indian and Alaska Native Education State Plan Pilot
1819 Program, on July 1, 2022:]~~

1820 ~~[(a) Subsection 26-7-2.5(4), related to the American Indian-Alaskan Native Public
1821 Education Liaison, is repealed; and]~~

1822 ~~[(b) Subsection 9-9-104.6(2)(d) is repealed.]~~

1823 (4) Section 9-9-405, which creates the Native American Remains Review Committee,

1824 is repealed July 1, 2025.

1825 (5) Title 9, Chapter 20, Utah Commission on Service and Volunteerism Act, is
1826 repealed July 1, 2026.

1827 Section 49. Section **63I-1-213** is amended to read:

1828 **63I-1-213. Repeal dates, Title 13.**

1829 (1) Section 13-32a-112, which creates the Pawnshop and Secondhand Merchandise
1830 Advisory Board, is repealed July 1, 2027.

1831 (2) Section 13-35-103, which creates the Powersport Motor Vehicle Franchise
1832 Advisory Board, is repealed July 1, 2022.

1833 (3) Section 13-43-202, which creates the Land Use and Eminent Domain Advisory
1834 Board, is repealed July 1, 2021.

1835 Section 50. Section **63I-1-217** is amended to read:

1836 **63I-1-217. Repeal dates, Title 17.**

1837 (1) Subsection 17-16-21(2)(d) is repealed July 1, 2023.

1838 (2) Title 17, Chapter 21a, Part 3, Administration and Standards, which creates the Utah
1839 Electronic Recording Commission, is repealed July 1, 2022.

1840 Section 51. Section **63I-1-223** is amended to read:

1841 **63I-1-223. Repeal dates, Title 23.**

1842 (1) Subsection 23-13-12.5(2)(f)(i), related to the Native American Legislative Liaison
1843 Committee, is repealed July 1, 2022.

1844 (2) Section 23-14-2.5, which creates the Wildlife Board Nominating Committee, is
1845 repealed July 1, 2023.

1846 (3) Section 23-14-2.6, which creates regional advisory councils for the Wildlife Board,
1847 is repealed July 1, 2023

1848 Section 52. Section **63I-1-226** is amended to read:

1849 **63I-1-226. Repeal dates, Title 26.**

1850 (1) Subsection 26-1-7(1)(f), related to the Residential Child Care Licensing Advisory
1851 Committee, is repealed July 1, 2024

1852 (2) Subsection 26-1-7(1)(h), related to the Primary Care Grant Committee, is repealed
1853 July 1, 2025

1854 (3) Section 26-1-7.5, which creates the Utah Health Advisory Council, is repealed July

- 1855 1, 2025.
- 1856 [~~(4)~~] (4) Section 26-1-40 is repealed July 1, 2022.
- 1857 [~~(2)~~] (5) Title 26, Chapter 9f, Utah Digital Health Service Commission Act, is repealed
- 1858 July 1, 2025.
- 1859 (6) Subsection 26-10-6(5), which creates the Newborn Hearing Screening Committee,
- 1860 is repealed July 1, 2026
- 1861 [~~(3)~~] (7) Section 26-10-11 is repealed July 1, 2020.
- 1862 (8) Section 26-10b-106, which creates the Primary Care Grant Committee, is repealed
- 1863 July 1, 2025
- 1864 (9) Title 26, Chapter 18, Part 2, Drug Utilization Review Board, is repealed July 1,
- 1865 2027.
- 1866 [~~(4)~~] (10) Subsection 26-18-417(3) is repealed July 1, 2020.
- 1867 [~~(5)~~] (11) Subsection 26-18-418(2), the language that states "and the Mental Health
- 1868 Crisis Line Commission created in Section 63C-18-202" is repealed July 1, 2023.
- 1869 [~~(6)~~] (12) Section 26-18-419.1 is repealed December 31, 2019.
- 1870 (13) Title 26, Chapter 18a, Kurt Oscarson Children's Organ Transplant Coordinating
- 1871 Committee, is repealed July 1, 2021
- 1872 [~~(7)~~] (14) Title 26, Chapter 33a, Utah Health Data Authority Act, is repealed July 1,
- 1873 2024.
- 1874 [~~(8)~~] (15) Title 26, Chapter 36b, Inpatient Hospital Assessment Act, is repealed July 1,
- 1875 2024.
- 1876 [~~(9)~~] (16) Title 26, Chapter 36c, Medicaid Expansion Hospital Assessment Act, is
- 1877 repealed July 1, 2024.
- 1878 [~~(10)~~] (17) Title 26, Chapter 36d, Hospital Provider Assessment Act, is repealed July
- 1879 1, 2024.
- 1880 (18) Section 26-39-201, which creates the Residential Child Care Licensing Advisory
- 1881 Committee, is repealed July 1, 2024.
- 1882 (19) Section 26-40-104, which creates the Utah Children's Health Insurance Program
- 1883 Advisory Council, is repealed July 1, 2025.
- 1884 (20) Section 26-50-202, which creates the Traumatic Brain Injury Advisory
- 1885 Committee, is repealed July 1, 2025.

1886 [~~(H)~~] (21) Title 26, Chapter 54, Spinal Cord and Brain Injury Rehabilitation Fund and
1887 Pediatric Neuro-Rehabilitation Fund, is repealed January 1, [~~2023~~]2025.

1888 [~~(12)~~] (22) Subsection [26-61a-108\(2\)\(e\)\(i\)](#), related to the Native American Legislative
1889 Liaison Committee, is repealed July 1, 2022.

1890 [~~(13)~~] (23) Title 26, Chapter 63, Nurse Home Visiting Pay-for-Success Program, is
1891 repealed July 1, 2026.

1892 (24) Title 26, Chapter 66, Early Childhood Utah Advisory Council, is repealed July 1,
1893 2026

1894 Section 53. Section **63I-1-234** is amended to read:

1895 **63I-1-234. Repeal dates, Titles 34 and 34A.**

1896 (1) Subsection [34A-1-202\(2\)\(c\)\(i\)](#), related to the Workers' Compensation Advisory
1897 Council, is repealed July 1, 2027.

1898 (2) Subsection [34A-1-202\(2\)\(c\)\(iii\)](#), related to the Coal Miner Certification Panel, is
1899 repealed July 1, 2024.

1900 (3) Section [34A-2-107](#), which creates the Workers' Compensation Advisory Council, is
1901 repealed July 1, 2027.

1902 (4) Section [34A-2-202.5](#) is repealed December 31, 2020.

1903 Section 54. Section **63I-1-235** is amended to read:

1904 **63I-1-235. Repeal dates, Title 35A.**

1905 (1) Subsection [35A-1-109\(4\)\(c\)](#), related to the Talent Ready Utah Board, is repealed
1906 January 1, 2023.

1907 (2) Subsection [35A-1-202\(2\)\(d\)](#), related to the Child Care Advisory Committee, is
1908 repealed July 1, 2021.

1909 (3) Section [35A-3-205](#), which creates the Child Care Advisory Committee, is repealed
1910 July 1, 2021.

1911 [~~(2)~~] (4) Subsection [35A-4-312\(5\)\(p\)](#), describing information that may be disclosed to
1912 the federal Wage and Hour Division, is repealed July 1, 2022.

1913 (5) Subsection [35A-4-502\(5\)](#), which creates the Employment Advisory Council, is
1914 repealed July 1, 2022.

1915 [~~(3)~~] (6) Title 35A, Chapter 8, Part 22, Commission on Housing Affordability, is
1916 repealed July 1, 2023.

- 1917 [~~(4)~~] (7) Section [35A-9-501](#) is repealed January 1, 2021.
- 1918 [~~(5)~~] (8) Title 35A, Chapter 11, Women in the Economy Commission Act, is repealed
1919 January 1, 2025.
- 1920 (9) Sections [35A-13-301](#) and [35A-13-302](#), which create the Governor's Committee on
1921 Employment of People with Disabilities, are repealed July 1, 2023.
- 1922 (10) Section [35A-13-303](#), which creates the State Rehabilitation Advisory Council, is
1923 repealed July 1, 2024
- 1924 (11) Section [35A-13-404](#), which creates the advisory council for the Division of
1925 Services for the Blind and Visually Impaired, is repealed July 1, 2025
- 1926 (12) Sections [35A-13-603](#) and [35A-13-604](#), which create the Interpreter Certification
1927 Board, are repealed July 1, 2026.
- 1928 Section 55. Section **63I-1-236** is amended to read:
- 1929 **63I-1-236. Repeal dates, Title 36.**
- 1930 (1) Title 36, Chapter 17, Legislative Process Committee, is repealed January 1, 2023.
- 1931 [~~(2) Section [36-12-20](#) is repealed June 30, 2023.~~]
- 1932 [~~(3)~~] (2) Title 36, Chapter 22, Native American Legislative Liaison Committee, is
1933 repealed July 1, 2022.
- 1934 [~~(4)~~] (3) Title 36, Chapter 28, Veterans and Military Affairs Commission, is repealed
1935 January 1, 2025.
- 1936 [~~(5)~~] (4) Section [36-29-105](#) is repealed on December 31, 2020.
- 1937 [~~(6)~~] (5) Section [36-29-106](#) is repealed June 1, 2021.
- 1938 [~~(7)~~] (6) Title 36, Chapter 31, Martha Hughes Cannon Capitol Statue Oversight
1939 Committee, is repealed January 1, 2021.
- 1940 Section 56. Section **63I-1-240** is enacted to read:
- 1941 **63I-1-240. Repeal dates, Title 40.**
- 1942 Section [40-2-204](#), which creates the Coal Miner Certification Panel, is repealed July 1,
1943 [2024](#).
- 1944 Section 57. Section **63I-1-241** is amended to read:
- 1945 **63I-1-241. Repeal dates, Title 41.**
- 1946 (1) Subsection [41-1a-1201](#)(9), related to the Spinal Cord and Brain Injury
1947 Rehabilitation Fund, is repealed January 1, [~~2023~~]2025.

- 1948 (2) Section 41-3-106, which creates an advisory board related to motor vehicle
1949 business regulation, is repealed July 1, 2024.
- 1950 [~~2~~] (3) The following subsections addressing lane filtering are repealed on July 1,
1951 2022:
- 1952 (a) Subsection 41-6a-102(29);
1953 (b) Subsection 41-6a-704(5); and
1954 (c) Subsection 41-6a-710(1)(c).
- 1955 [~~3~~] (4) Subsection 41-6a-1406(6)(b)(iii), related to the Spinal Cord and Brain Injury
1956 Rehabilitation Fund, is repealed January 1, [~~2023~~]2025.
- 1957 (5) Subsections 41-22-2(1) and 41-22-10(1)(a), which create the Off-highway Vehicle
1958 Advisory Council, are repealed July 1, 2027.
- 1959 [~~4~~] (6) Subsection 41-22-8(3), related to the Spinal Cord and Brain Injury
1960 Rehabilitation Fund, is repealed January 1, [~~2023~~]2025.
- 1961 Section 58. Section 63I-1-253 is amended to read:
1962 **63I-1-253. Repeal dates, Titles 53 through 53G.**
1963 [~~The following provisions are repealed on the following dates:~~]
- 1964 (1) Section 53-2a-105, which creates the Emergency Management Administration
1965 Council, is repealed July 1, 2021.
- 1966 (2) Sections 53-2a-1103 and 53-2a-1104, which create the Search and Rescue Advisory
1967 Board, are repealed July 1, 2022.
- 1968 (3) Section 53-5-703, which creates the Concealed Firearm Review Board, is repealed
1969 July 1, 2023.
- 1970 [~~1~~] (4) Subsection 53-6-203(1)(b)(ii), regarding being 19 years old at certification, is
1971 repealed July 1, 2022.
- 1972 [~~2~~] (5) Subsection 53-13-104(6), regarding being 19 years old at certification, is
1973 repealed July 1, 2022.
- 1974 (6) Section 53B-6-105.5, which creates the Technology Initiative Advisory Board, is
1975 repealed July 1, 2024.
- 1976 [~~3~~] (7) Title 53B, Chapter 17, Part 11, USTAR Researchers, is repealed July 1, 2028.
- 1977 (8) Section 53B-17-1203, which creates the SafeUT and School Safety Commission, is
1978 repealed January 1, 2025.

- 1979 ~~[(4)]~~ (9) Section [53B-18-1501](#) is repealed July 1, 2021.
- 1980 ~~[(5)]~~ (10) Title 53B, Chapter 18, Part 16, USTAR Researchers, is repealed July 1,
- 1981 2028.
- 1982 ~~[(6)]~~ (11) Section [53B-24-402](#), Rural residency training program, is repealed July 1,
- 1983 2020.
- 1984 ~~[(7)]~~ (12) Subsection [53C-3-203](#)(4)(b)(vii), which provides for the distribution of
- 1985 money from the Land Exchange Distribution Account to the Geological Survey for test wells,
- 1986 other hydrologic studies, and air quality monitoring in the West Desert, is repealed July 1,
- 1987 2020.
- 1988 ~~[(8)]~~ (13) Section [53E-3-515](#) is repealed January 1, 2023.
- 1989 ~~[(9)]~~ (14) In relation to a standards review committee, on January 1, 2023:
- 1990 (a) in Subsection [53E-4-202](#)(8), the language ~~[that states]~~ "by a standards review
- 1991 committee and the recommendations of a standards review committee established under
- 1992 Section [53E-4-203](#)" is repealed; and
- 1993 (b) Section [53E-4-203](#) is repealed.
- 1994 ~~[(10) In relation to the SafeUT and School Safety Commission, on January 1, 2023:]~~
- 1995 ~~[(a) Subsection [53B-17-1201](#)(1) is repealed;]~~
- 1996 ~~[(b) Section [53B-17-1203](#) is repealed;]~~
- 1997 ~~[(c) Subsection [53B-17-1204](#)(2) is repealed;]~~
- 1998 ~~[(d) Subsection [53B-17-1204](#)(4)(a), the language that states "in accordance with the~~
- 1999 ~~method described in Subsection (4)(c)" is repealed; and]~~
- 2000 ~~[(e) Subsection [53B-17-1204](#)(4)(c) is repealed.]~~
- 2001 (15) Subsections [53E-3-503](#)(5) and (6), which create coordinating councils for youth in
- 2002 custody, are repealed July 1, 2027.
- 2003 (16) Section [53E-4-402](#), which creates the State Instructional Materials Commission, is
- 2004 repealed July 1, 2022.
- 2005 (17) Title 53E, Chapter 6, Part 5, Utah Professional Practices Advisory Commission, is
- 2006 repealed July 1, 2023.
- 2007 (18) Subsection [53E-8-204](#)(4), which creates the advisory council for the Utah Schools
- 2008 for the Deaf and the Blind, is repealed July 1, 2021.
- 2009 ~~[(H)]~~ (19) Section [53F-2-514](#) is repealed July 1, 2020.

- 2010 [~~(12)~~] (20) Section [53F-5-203](#) is repealed July 1, 2024.
- 2011 [~~(13)~~] (21) Section [53F-5-212](#) is repealed July 1, 2024.
- 2012 [~~(14)~~] (22) Section [53F-5-213](#) is repealed July 1, 2023.
- 2013 [~~(15)~~] (23) Title 53F, Chapter 5, Part 6, American Indian and Alaskan Native
2014 Education State Plan Pilot Program, is repealed July 1, 2022.
- 2015 [~~(16)~~] (24) Section [53F-6-201](#) is repealed July 1, 2019.
- 2016 (25) Subsection [53F-9-203\(7\)](#), which creates the Charter School Revolving Account
2017 Committee, is repealed July 1, 2024.
- 2018 [~~(17)~~] (26) Section [53F-9-501](#) is repealed January 1, 2023.
- 2019 [~~(18)~~] (27) Subsections [53G-4-608\(2\)\(b\)](#) and (4)(b), related to the Utah Seismic Safety
2020 Commission, are repealed January 1, 2025.
- 2021 [~~(19)~~] (28) Subsection [53G-8-211\(4\)](#), regarding referrals of a minor to court for a class
2022 C misdemeanor, is repealed July 1, 2020.
- 2023 Section 59. Section **63I-1-254** is amended to read:
- 2024 **63I-1-254. Repeal dates, Title 54.**
- 2025 (1) Section [54-10a-202](#), which creates the Committee of Consumer Services, is
2026 repealed July 1, 2025.
- 2027 (2) Title 54, Chapter 15, Net Metering of Electricity, is repealed January 1, 2036.
- 2028 Section 60. Section **63I-1-258** is amended to read:
- 2029 **63I-1-258. Repeal dates, Title 58.**
- 2030 (1) Section [58-3a-201](#), which creates the Architects Licensing Board, is repealed July
2031 1, 2026.
- 2032 [~~(1)~~] (2) Title 58, Chapter 13, Health Care Providers Immunity from Liability Act, is
2033 repealed July 1, 2026.
- 2034 [~~(2)~~] (3) Title 58, Chapter 15, Health Facility Administrator Act, is repealed July 1,
2035 2025.
- 2036 [~~(3)~~] (4) Title 58, Chapter 20b, Environmental Health Scientist Act, is repealed July 1,
2037 2028.
- 2038 [~~(4)~~] (5) Section [58-37-4.3](#) is repealed January 1, 2020.
- 2039 [~~(5)~~] (6) Subsection [58-37-6\(7\)\(f\)\(iii\)](#) is repealed July 1, 2022, and the Office of
2040 Legislative Research and General Counsel is authorized to renumber the remaining subsections

2041 accordingly.

2042 [~~(6)~~] (7) Title 58, Chapter 40, Recreational Therapy Practice Act, is repealed July 1,
2043 2023.

2044 [~~(7)~~] (8) Title 58, Chapter 41, Speech-Language Pathology and Audiology Licensing
2045 Act, is repealed July 1, 2029.

2046 [~~(8)~~] (9) Title 58, Chapter 42a, Occupational Therapy Practice Act, is repealed July 1,
2047 2025.

2048 [~~(9)~~] (10) Title 58, Chapter 46a, Hearing Instrument Specialist Licensing Act, is
2049 repealed July 1, 2023.

2050 [~~(10)~~] (11) Title 58, Chapter 47b, Massage Therapy Practice Act, is repealed July 1,
2051 2024.

2052 (12) Subsection 58-55-201(2), which creates the Alarm System and Security Licensing
2053 Advisory Board, is repealed July 1, 2027.

2054 [~~(11)~~] (13) Title 58, Chapter 61, Part 7, Behavior Analyst Licensing Act, is repealed
2055 July 1, 2026.

2056 [~~(12)~~] (14) Title 58, Chapter 72, Acupuncture Licensing Act, is repealed July 1, 2027.

2057 [~~(13)~~] (15) Title 58, Chapter 86, State Certification of Commercial Interior Designers
2058 Act, is repealed July 1, 2021.

2059 [~~(14)~~] (16) The following sections are repealed on July 1, 2022:

2060 (a) Section 58-5a-502;

2061 (b) Section 58-31b-502.5;

2062 (c) Section 58-67-502.5;

2063 (d) Section 58-68-502.5; and

2064 (e) Section 58-69-502.5.

2065 Section 61. Section **63I-1-261** is amended to read:

2066 **63I-1-261. Repeal dates, Title 61.**

2067 Section 61-2c-104, which creates the Residential Mortgage Regulatory Commission, is
2068 repealed July 1, 2021.

2069 Section 62. Section **63I-1-262** is amended to read:

2070 **63I-1-262. Repeal dates, Title 62A.**

2071 (1) Subsections 62A-1-120(8)(g), (h), and (i) are repealed July 1, 2023.

- 2072 (2) Section [62A-3-209](#) is repealed July 1, 2023.
- 2073 (3) Section [62A-4a-202.9](#) is repealed December 31, 2021.
- 2074 (4) Section [62A-4a-213](#) is repealed July 1, 2024.
- 2075 (5) Sections [62A-5a-101](#), [62A-5a-102](#), [62A-5a-103](#), and [62A-5a-104](#), which create the
- 2076 Coordination Council for Persons with Disabilities, are repealed July 1, 2022.
- 2077 [~~(5)~~] (6) Section [62A-15-114](#) is repealed December 31, 2021.
- 2078 [~~(6)~~] (7) Subsections [62A-15-116](#)(1) and (4), the language that states "In consultation
- 2079 with the SafeUT and School Safety Commission, established in Section [53B-17-1203](#)," is
- 2080 repealed January 1, 2023.
- 2081 (8) Section [62A-15-605](#), which creates the Forensic Mental Health Coordinating
- 2082 Council, is repealed July 1, 2023.
- 2083 [~~(7)~~] (9) Subsections [62A-15-1100](#)(1) and [62A-15-1101](#)(8), in relation to the Utah
- 2084 Substance Use and Mental Health Advisory Council, are repealed January 1, 2023.
- 2085 [~~(8)~~] (10) In relation to the Mental Health Crisis Line Commission, on July 1, 2023:
- 2086 (a) Subsections [62A-15-1301](#)(1) and [62A-15-1401](#)(1) are repealed;
- 2087 (b) Subsection [62A-15-1302](#)(1)(b), the language that states "in consultation with the
- 2088 commission" is repealed;
- 2089 (c) Section [62A-15-1303](#), the language that states "In consultation with the
- 2090 commission," is repealed; and
- 2091 (d) Subsection [62A-15-1402](#)(2)(a), the language that states "With recommendations
- 2092 from the commission," is repealed.
- 2093 Section 63. Section **63I-1-263** is amended to read:
- 2094 **63I-1-263. Repeal dates, Titles 63A to 63N.**
- 2095 (1) In relation to the Utah Transparency Advisory Board, on January 1, 2025:
- 2096 (a) Subsection [63A-1-201](#)(1) is repealed;
- 2097 (b) Subsection [63A-1-202](#)(2)(c), the language [~~that states~~] "using criteria established by
- 2098 the board" is repealed;
- 2099 (c) Section [63A-1-203](#) is repealed;
- 2100 (d) Subsections [63A-1-204](#)(1) and (2), the language [~~that states~~] "After consultation
- 2101 with the board, and" is repealed; and
- 2102 (e) Subsection [63A-1-204](#)(1)(b), the language [~~that states~~] "using the standards

- 2103 provided in Subsection [63A-1-203\(3\)\(c\)](#)" is repealed.
- 2104 (2) Subsection [63A-5-228\(2\)\(h\)](#), relating to prioritizing and allocating capital
2105 improvement funding, is repealed on July 1, 2024.
- 2106 (3) Section [63A-5-603](#), State Facility Energy Efficiency Fund, is repealed July 1, 2023.
- 2107 (4) Sections [63A-9-301](#) and [63A-9-302](#), related to the Motor Vehicle Review
2108 Committee, are repealed July 1, 2023.
- 2109 ~~[(4)]~~ (5) Title 63C, Chapter 4a, Constitutional and Federalism Defense Act, is repealed
2110 July 1, 2028.
- 2111 ~~[(5)]~~ (6) Title 63C, Chapter 6, Utah Seismic Safety Commission, is repealed January 1,
2112 2025.
- 2113 ~~[(6) Title 63C, Chapter 16, Prison Development Commission Act, is repealed July 1,~~
2114 ~~2020.]~~
- 2115 (7) Title 63C, Chapter 12, Snake Valley Aquifer Advisory Council, is repealed July 1,
2116 2024.
- 2117 ~~[(7)]~~ (8) Title 63C, Chapter 17, Point of the Mountain Development Commission Act,
2118 is repealed July 1, 2021.
- 2119 ~~[(8)]~~ (9) Title 63C, Chapter 18, Mental Health Crisis Line Commission, is repealed
2120 July 1, 2023.
- 2121 (10) Title 63F, Chapter 2, Data Security Management Council, is repealed July 1,
2122 2025.
- 2123 (11) Section [63G-6a-805](#), which creates the Purchasing from Persons with Disabilities
2124 Advisory Board, is repealed July 1, 2026.
- 2125 ~~[(9)]~~ (12) Title 63G, Chapter 21, Agreements to Provide State Services, is repealed
2126 July 1, 2025.
- 2127 ~~[(10)]~~ (13) Title 63H, Chapter 4, Heber Valley Historic Railroad Authority, is repealed
2128 July 1, 2020.
- 2129 ~~[(11)]~~ (14) In relation to the State Fair Corporation Board of Directors, on January 1,
2130 2025:
- 2131 (a) Subsection [63H-6-104\(2\)\(c\)](#), related to a Senate appointment, is repealed;
- 2132 (b) Subsection [63H-6-104\(2\)\(d\)](#), related to a House appointment, is repealed;
- 2133 (c) in Subsection [63H-6-104\(2\)\(e\)](#), the language that states ", of whom only one may

2134 be a legislator, in accordance with Subsection (3)(e)," is repealed;

2135 (d) Subsection ~~63H-6-104~~(3)(a)(i) is amended to read:

2136 "(3)(a)(i) Except as provided in Subsection (3)(a)(ii), a board member appointed under
2137 Subsection (2)(e) or (f) shall serve a term that expires on the December 1 four years after the
2138 year that the board member was appointed.";

2139 (e) in Subsections ~~63H-6-104~~(3)(a)(ii), (c)(ii), and (d), the language that states "the
2140 president of the Senate, the speaker of the House, the governor," is repealed and replaced with
2141 "the governor"; and

2142 (f) Subsection ~~63H-6-104~~(3)(e), related to limits on the number of legislators, is
2143 repealed.

2144 ~~[(12)]~~ (15) Title 63H, Chapter 8, Utah Housing Corporation Act, is repealed July 1,
2145 2026.

2146 ~~[(13) Section ~~63M-7-212~~ is repealed on December 31, 2019.]~~

2147 ~~[(14) On July 1, 2025:]~~

2148 ~~[(a) in Subsection ~~17-27a-404~~(3)(c)(ii), the language that states "the Resource
2149 Development Coordinating Committee," is repealed;]~~

2150 ~~[(b) Subsection ~~23-14-21~~(2)(c) is amended to read "(c) provide notification of proposed
2151 sites for the transplant of species to local government officials having jurisdiction over areas
2152 that may be affected by a transplant.";~~

2153 ~~[(c) in Subsection ~~23-14-21~~(3), the language that states "and the Resource
2154 Development Coordinating Committee" is repealed;]~~

2155 ~~[(d) in Subsection ~~23-21-2.3~~(1), the language that states "the Resource Development
2156 Coordinating Committee created in Section ~~63J-4-501~~ and" is repealed;]~~

2157 ~~[(e) in Subsection ~~23-21-2.3~~(2), the language that states "the Resource Development
2158 Coordinating Committee and" is repealed;]~~

2159 ~~[(f) Subsection ~~63J-4-102~~(1) is repealed and the remaining subsections are renumbered
2160 accordingly;]~~

2161 ~~[(g) Subsections ~~63J-4-401~~(5)(a) and (c) are repealed;]~~

2162 ~~[(h) Subsection ~~63J-4-401~~(5)(b) is renumbered to Subsection ~~63J-4-401~~(5)(a) and the
2163 word "and" is inserted immediately after the semicolon;]~~

2164 ~~[(i) Subsection ~~63J-4-401~~(5)(d) is renumbered to Subsection ~~63J-4-401~~(5)(b);]~~

2165 [~~(j)~~ Sections ~~63J-4-501, 63J-4-502, 63J-4-503, 63J-4-504, and 63J-4-505~~ are repealed;
2166 and]

2167 [~~(k)~~ Subsection ~~63J-4-603(1)(c)(iv)~~ is repealed and the remaining subsections are
2168 renumbered accordingly.]

2169 [~~(15)~~] (16) Subsection ~~63J-1-602.1(13)~~, Nurse Home Visiting Restricted Account is
2170 repealed July 1, 2026.

2171 [~~(16)~~] (17) Subsection ~~63J-1-602.2(4)~~, referring to dedicated credits to the Utah
2172 Marriage Commission, is repealed July 1, 2023.

2173 [~~(17)~~] (18) Subsection ~~63J-1-602.2(5)~~, referring to the Trip Reduction Program, is
2174 repealed July 1, 2022.

2175 [~~(18)~~] (19) (a) Subsection ~~63J-1-602.1(53)~~, relating to the Utah Statewide Radio
2176 System Restricted Account, is repealed July 1, 2022.

2177 (b) When repealing Subsection ~~63J-1-602.1(53)~~, the Office of Legislative Research and
2178 General Counsel shall, in addition to the office's authority under Subsection ~~36-12-12(3)~~, make
2179 necessary changes to subsection numbering and cross references.

2180 [~~(19)~~] (20) Subsection ~~63J-1-602.2[(23)](24)~~, related to the Utah Seismic Safety
2181 Commission, is repealed January 1, 2025.

2182 (21) Title 63J, Chapter 4, Part 5, Resource Development Coordinating Committee, is
2183 repealed July 1, 2027.

2184 (22) Subsection 63J-4-608(3), which creates the Federal Land Application Advisory
2185 Committee, is repealed on July 1, 2021.

2186 [~~(20)~~] (23) Subsection ~~63J-4-708(1)~~, in relation to the Talent Ready Utah Board, on
2187 January 1, 2023, is amended to read:

2188 "(1) On or before October 1, the board shall provide an annual written report to the
2189 Social Services Appropriations Subcommittee and the Economic Development and Workforce
2190 Services Interim Committee."

2191 [~~(21)~~] (24) In relation to the Utah Substance Use and Mental Health Advisory Council,
2192 on January 1, 2023:

2193 (a) Sections ~~63M-7-301, 63M-7-302, 63M-7-303, 63M-7-304, and 63M-7-306~~ are
2194 repealed;

2195 (b) Section ~~63M-7-305~~, the language that states "council" is replaced with

2196 "commission";

2197 (c) Subsection 63M-7-305(1) is repealed and replaced with:

2198 "(1) "Commission" means the Commission on Criminal and Juvenile Justice."; and

2199 (d) Subsection 63M-7-305(2) is repealed and replaced with:

2200 "(2) The commission shall:

2201 (a) provide ongoing oversight of the implementation, functions, and evaluation of the

2202 Drug-Related Offenses Reform Act; and

2203 (b) coordinate the implementation of Section 77-18-1.1 and related provisions in

2204 Subsections 77-18-1(5)(b)(iii) and (iv).".

2205 [~~(22)~~] (25) The Crime Victim Reparations and Assistance Board, created in Section

2206 63M-7-504, is repealed July 1, 2027.

2207 (26) Title 63M, Chapter 7, Part 6, Utah Council on Victims of Crime, is repealed July

2208 1, 2022.

2209 [~~(23)~~] (27) Title 63M, Chapter 11, Utah Commission on Aging, is repealed July 1,

2210 2021.

2211 [~~(24)~~] (28) Subsection 63N-1-301(4)(c), related to the Talent Ready Utah Board, is

2212 repealed on January 1, 2023.

2213 (29) Title 63N, Chapter 1, Part 5, Governor's Economic Development Coordinating

2214 Council, is repealed July 1, 2024.

2215 [~~(25)~~] (30) Title 63N, Chapter 2, Part 2, Enterprise Zone Act, is repealed July 1, 2028.

2216 [~~(26)~~] (31) (a) Title 63N, Chapter 2, Part 4, Recycling Market Development Zone Act,

2217 is repealed January 1, 2021.

2218 (b) Subject to Subsection [~~(26)~~] (31)(c), Sections 59-7-610 and 59-10-1007 regarding

2219 tax credits for certain persons in recycling market development zones, are repealed for taxable

2220 years beginning on or after January 1, 2021.

2221 (c) A person may not claim a tax credit under Section 59-7-610 or 59-10-1007:

2222 (i) for the purchase price of machinery or equipment described in Section 59-7-610 or

2223 59-10-1007, if the machinery or equipment is purchased on or after January 1, 2021; or

2224 (ii) for an expenditure described in Subsection 59-7-610(1)(b) or 59-10-1007(1)(b), if

2225 the expenditure is made on or after January 1, 2021.

2226 (d) Notwithstanding Subsections [~~(26)~~] (31)(b) and (c), a person may carry forward a

2227 tax credit in accordance with Section 59-7-610 or 59-10-1007 if:

2228 (i) the person is entitled to a tax credit under Section 59-7-610 or 59-10-1007; and

2229 (ii) (A) for the purchase price of machinery or equipment described in Section

2230 59-7-610 or 59-10-1007, the machinery or equipment is purchased on or before December 31,

2231 2020; or

2232 (B) for an expenditure described in Subsection 59-7-610(1)(b) or 59-10-1007(1)(b), the

2233 expenditure is made on or before December 31, 2020.

2234 ~~[(27)]~~ (32) Section 63N-2-512 is repealed on July 1, 2021.

2235 ~~[(28)]~~ (33) (a) Title 63N, Chapter 2, Part 6, Utah Small Business Jobs Act, is repealed

2236 January 1, 2021.

2237 (b) Section 59-9-107 regarding tax credits against premium taxes is repealed for

2238 calendar years beginning on or after January 1, 2021.

2239 (c) Notwithstanding Subsection ~~[(28)]~~ (33)(b), an entity may carry forward a tax credit

2240 in accordance with Section 59-9-107 if:

2241 (i) the person is entitled to a tax credit under Section 59-9-107 on or before December

2242 31, 2020; and

2243 (ii) the qualified equity investment that is the basis of the tax credit is certified under

2244 Section 63N-2-603 on or before December 31, 2023.

2245 ~~[(29)]~~ (34) Subsections 63N-3-109(2)(e) and 63N-3-109(2)(f)(i) are repealed July 1,

2246 2023.

2247 ~~[(30)]~~ (35) Title 63N, Chapter 4, Part 4, Rural Employment Expansion Program, is

2248 repealed July 1, 2023.

2249 (36) Title 63N, Chapter 7, Part 1, Board of Tourism Development, is repealed July 1,

2250 2025.

2251 ~~[(31)]~~ (37) Title 63N, Chapter 9, Part 2, Outdoor Recreational Infrastructure Grant

2252 Program, is repealed January 1, 2023.

2253 ~~[(32)]~~ (38) In relation to the Pete Suazo Utah Athletic Commission, on January 1,

2254 2021:

2255 (a) Subsection 63N-10-201(2)(a) is amended to read:

2256 "(2) (a) The governor shall appoint five commission members with the advice and

2257 consent of the Senate.";

2258 (b) Subsection [63N-10-201\(2\)\(b\)](#), related to legislative appointments, is repealed;

2259 (c) in Subsection [63N-10-201\(3\)\(a\)](#), the language [~~that states~~] ", president, or speaker,

2260 respectively," is repealed; and

2261 (d) Subsection [63N-10-201\(3\)\(d\)](#) is amended to read:

2262 "(d) The governor may remove a commission member for any reason and replace the

2263 commission member in accordance with this section."

2264 [~~(33) In relation to the Talent Ready Utah Board, on January 1, 2023:]~~

2265 [~~(a) Subsection [9-22-102\(16\)](#) is repealed;~~]

2266 [~~(b) in Subsection [9-22-114\(2\)](#), the language that states "Talent Ready Utah," is~~

2267 ~~repealed; and]~~

2268 [~~(c) in Subsection [9-22-114\(5\)](#), the language that states "representatives of Talent~~

2269 ~~Ready Utah," is repealed.]~~

2270 [~~(34)~~] (39) Title 63N, Chapter 12, Part 5, Talent Ready Utah Center, is repealed

2271 January 1, 2023.

2272 Section 64. Section **63I-1-265** is enacted to read:

2273 **63I-1-265. Repeal dates, Title 65A.**

2274 Section [65A-8-306](#), which creates the Heritage Trees Advisory Committee, is repealed

2275 July 1, 2026.

2276 Section 65. Section **63I-1-267** is amended to read:

2277 **63I-1-267. Repeal dates, Title 67.**

2278 (1) Section [67-1-8.1](#), which creates the Executive Residence Commission, is repealed

2279 July 1, 2022.

2280 [~~(1)~~] (2) Section [67-1-15](#) is repealed December 31, 2027.

2281 [~~(2)~~] (3) Section [67-3-11](#) is repealed July 1, 2024.

2282 (4) Title 67, Chapter 5a, Utah Prosecution Council, is repealed July 1, 2027.

2283 (5) Section [67-5b-105](#), which creates local advisory boards for the Children's Justice

2284 Center Program, is repealed July 1, 2021.

2285 Section 66. Section **63I-1-272** is amended to read:

2286 **63I-1-272. Repeal dates, Title 72.**

2287 (1) Subsection [72-2-121\(9\)](#), which creates transportation advisory committees, is

2288 repealed July 1, 2022.

2289 (2) Title 72, Chapter 4, Part 3, Utah State Scenic Byway Program, is repealed January
2290 2, 2025.

2291 Section 67. Section **63I-1-273** is amended to read:

2292 **63I-1-273. Repeal dates, Title 73.**

2293 (1) In relation to the Legislative Water Development Commission, on January 1, 2021:

2294 [(+)] (a) in Subsection 73-10g-105(3), the language that states "and in consultation
2295 with the State Water Development Commission created in Section 73-27-102" is repealed;

2296 [(2)] (b) Subsection 73-10g-203(4)(a) is repealed; and

2297 [(3)] (c) Title 73, Chapter 27, State Water Development Commission, is repealed.

2298 (2) Title 73, Chapter 10g, Part 2, Agricultural Water Optimization, is repealed July 1,
2299 2025.

2300 (3) Section 73-18-3.5, which creates the Boating Advisory Council, is repealed July 1,
2301 2024.

2302 (4) Title 73, Chapter 30, Great Salt Lake Advisory Council Act, is repealed July 1,
2303 2027.

2304 Section 68. Section **63I-1-278** is amended to read:

2305 **63I-1-278. Repeal dates, Title 78A and Title 78B.**

2306 (1) Section 78B-3-421, regarding medical malpractice arbitration agreements, is
2307 repealed July 1, 2029.

2308 (2) Title 78B, Chapter 6, Part 2, Alternative Dispute Resolution Act, is repealed July 1,
2309 2026.

2310 (3) Title 78B, Chapter 12, Part 4, Advisory Committee, which creates the Child
2311 Support Guidelines Advisory Committee, is repealed July 1, 2026.

2312 Section 69. Section **63I-1-279** is enacted to read:

2313 **63I-1-279. Repeal dates, Title 79.**

2314 (1) Subsection 79-2-201(2)(n), related to the Heritage Trees Advisory Committee, is
2315 repealed July 1, 2026.

2316 (2) Subsection 79-2-201(2)(o), related to the Recreational Trails Advisory Council, is
2317 repealed July 1, 2027.

2318 (3) Subsection 79-2-201(2)(p), related to the Boating Advisory Council, is repealed
2319 July 1, 2024.

2320 (4) Subsection 79-2-201(2)(q), related to the Wildlife Board Nominating Committee, is
2321 repealed July 1, 2023.

2322 (5) Subsection 79-2-201(2)(r), related to regional advisory councils for the Wildlife
2323 Board, is repealed July 1, 2023.

2324 (6) Title 79, Chapter 5, Part 2, Advisory Council, which creates the Recreational Trails
2325 Advisory Council, is repealed July 1, 2027.

2326 Section 70. Section **63I-2-226** is amended to read:

2327 **63I-2-226. Repeal dates, Title 26.**

2328 (1) Subsection 26-1-7(1)(c), in relation to the Air Ambulance Committee, is repealed
2329 July 1, 2024.

2330 ~~[(1)]~~ (2) Subsection 26-7-8(3) is repealed January 1, 2027.

2331 ~~[(2)]~~ (3) Section 26-8a-107 is repealed July 1, 2024.

2332 ~~[(3)]~~ (4) Subsection 26-8a-203(3)(a)(i) is repealed January 1, 2023.

2333 (5) In relation to the Air Ambulance Committee, on July 1, 2024, Subsection
2334 26-8a-602(1)(a) is amended to read:

2335 "(a) provide the patient or the patient's representative with the following information
2336 before contacting an air medical transport provider:

2337 (i) which health insurers in the state the air medical transport provider contracts with;

2338 (ii) if sufficient data is available, the average charge for air medical transport services
2339 for a patient who is uninsured or out of network; and

2340 (iii) whether the air medical transport provider balance bills a patient for any charge
2341 not paid by the patient's health insurer; and".

2342 ~~[(4)]~~ (6) Subsection 26-18-2.3(5) is repealed January 1, 2020.

2343 ~~[(5)]~~ (7) Subsection 26-18-2.4(3)(e) is repealed January 1, 2023.

2344 ~~[(6)]~~ (8) Subsection 26-18-411(8), related to reporting on the health coverage
2345 improvement program, is repealed January 1, 2023.

2346 ~~[(7)]~~ (9) Subsection 26-18-604(2) is repealed January 1, 2020.

2347 ~~[(8)]~~ (10) Subsection 26-21-28(2)(b) is repealed January 1, 2021.

2348 (11) In relation to the Air Ambulance Committee, July 1, 2024, Subsection
2349 26-21-32(1)(a) is amended to read:

2350 "(a) provide the patient or the patient's representative with the following information

2351 before contacting an air medical transport provider:

2352 (i) which health insurers in the state the air medical transport provider contracts with;

2353 (ii) if sufficient data is available, the average charge for air medical transport services

2354 for a patient who is uninsured or out of network; and

2355 (iii) whether the air medical transport provider balance bills a patient for any charge
2356 not paid by the patient's health insurer; and".

2357 [~~9~~] (12) Subsection 26-33a-106.1(2)(a) is repealed January 1, 2023.

2358 [~~10~~] (13) Subsection 26-33a-106.5(6)(c)(iii) is repealed January 1, 2020.

2359 [~~11~~] (14) Title 26, Chapter 46, Utah Health Care Workforce Financial Assistance
2360 Program, is repealed July 1, 2027.

2361 [~~12~~] Subsection 26-50-202(7)(b) is repealed January 1, 2020.]

2362 [~~13~~] (15) Subsections 26-54-103(6)(d)(ii) and (iii) are repealed January 1, 2020.

2363 [~~14~~] (16) Subsection 26-55-107(8) is repealed January 1, 2021.

2364 [~~15~~] (17) Subsection 26-56-103(9)(d) is repealed January 1, 2020.

2365 [~~16~~] (18) Title 26, Chapter 59, Telehealth Pilot Program, is repealed January 1, 2020.

2366 [~~17~~] (19) Subsection 26-61-202(4)(b) is repealed January 1, 2022.

2367 [~~18~~] (20) Subsection 26-61-202(5) is repealed January 1, 2022.

2368 Section 71. Section 63M-7-402 is amended to read:

2369 **63M-7-402. Terms of members -- Vacancies -- Reappointment.**

2370 (1) (a) Except as required by Subsection (1)(b), as terms of current commission
2371 members expire, the appointing authority shall appoint each new member or reappointed
2372 member to a four-year term.

2373 (b) Notwithstanding the requirements of Subsection (1)(a), the appointing authority
2374 shall, at the time of appointment or reappointment, adjust the length of terms to ensure that the
2375 terms of commission members are staggered so that approximately half of the commission is
2376 appointed every two years.

2377 (2) When a vacancy occurs in the membership for any reason, the replacement shall be
2378 appointed for the unexpired term.

2379 [~~3~~] All members of the commission, including those appointed before July 1, 1995,
2380 shall be eligible for reappointment one time.]

2381 Section 72. Section 63N-7-103 is amended to read:

2382 **63N-7-103. Board duties.**

2383 (1) The [board] Board of Tourism Development:

2384 (a) has authority to approve a tourism program of out-of-state advertising, marketing,
2385 and branding, taking into account the long-term strategic plan, economic trends, and
2386 opportunities for tourism development on a statewide basis, as a condition of the distribution of
2387 funds to the office from the:

2388 (i) Tourism Marketing Performance Account created in Section [63N-7-301](#); and

2389 (ii) Stay Another Day and Bounce Back Account, created in Section [63N-2-511](#);

2390 (b) shall review office programs to coordinate and integrate advertising and branding
2391 themes, which may include recreational, scenic, historic, and tourist attractions of the state, to
2392 be used in office programs;

2393 (c) shall encourage and assist in coordinating activities of persons, firms, associations,
2394 corporations, civic groups, and governmental agencies that are engaged in publicizing,
2395 developing, and promoting the scenic attractions and tourist advantages of the state; and

2396 (d) shall advise the office in establishing a cooperative program using funds from the
2397 Tourism Marketing Performance Account created in Section [63N-7-301](#).

2398 (2) The board may:

2399 (a) solicit and accept contributions of money, services, and facilities from any other
2400 sources, public or private and shall use these funds for promoting the general interest of the
2401 state in tourism; and

2402 (b) establish subcommittees for the purpose of assisting the board in an advisory role.

2403 (3) The [board] Board of Tourism Development may not, except as otherwise provided
2404 in Subsection (1)(a), make policy related to the management or operation of the office.

2405 ~~[(4) (a) For each fiscal year, the office shall allocate 20% of the funds appropriated to
2406 the Tourism Marketing and Performance Account created in Section [63N-7-301](#) to the
2407 cooperative program described in Subsection (1)(d) and this Subsection (4).]~~

2408 ~~[(b) Money allocated to the cooperative program may be awarded to cities, counties,
2409 nonprofit destination marketing organizations, and similar public entities for the purpose of
2410 supplementing money committed by these entities for advertising and promoting sites and
2411 events in the state.]~~

2412 ~~[(c) The office, with approval from the board, shall establish:]~~

2413 ~~[(i) an application and approval process for an entity to receive a cooperative program~~
2414 ~~award, including an application deadline;]~~

2415 ~~[(ii) the criteria for awarding a cooperative program award, which shall emphasize~~
2416 ~~attracting out-of-state visitors, and may include attracting in-state visitors, to sites and events in~~
2417 ~~the state; and]~~

2418 ~~[(iii) eligibility, advertising, timing, and reporting requirements of an entity that~~
2419 ~~receives a cooperative program award.]~~

2420 ~~[(d) Money allocated to the cooperative program that is not used in each fiscal year~~
2421 ~~shall be returned to the Tourism Marketing Performance Account.]~~

2422 Section 73. Section **63N-7-301** is amended to read:

2423 **63N-7-301. Tourism Marketing Performance Account.**

2424 (1) There is created within the General Fund a restricted account known as the Tourism
2425 Marketing Performance Account.

2426 (2) The account shall be administered by GOED for the purposes listed in Subsection
2427 (5).

2428 (3) (a) The account shall earn interest.

2429 (b) All interest earned on account money shall be deposited into the account.

2430 (4) The account shall be funded by appropriations made to the account by the
2431 Legislature in accordance with this section.

2432 (5) The executive director of GOED's Office of Tourism shall use account money
2433 appropriated to GOED to pay for the statewide advertising, marketing, and branding campaign
2434 for promotion of the state as conducted by GOED.

2435 (6) (a) For each fiscal year beginning on or after July 1, 2007, GOED shall annually
2436 allocate 10% of the account money appropriated to GOED to a sports organization for
2437 advertising, marketing, branding, and promoting Utah in attracting sporting events into the
2438 state.

2439 (b) The sports organization shall:

2440 (i) provide an annual written report to GOED that gives an accounting of the use of
2441 funds the sports organization receives under this Subsection (6); and

2442 (ii) promote the state and encourage economic growth in the state.

2443 (c) For purposes of this Subsection (6), "sports organization" means an organization

2444 that:

2445 (i) is exempt from federal income taxation in accordance with Section 501(c)(3),
2446 Internal Revenue Code;

2447 (ii) maintains its principal location in the state;

2448 (iii) has a minimum of 15 years experience in the state hosting, fostering, and attracting
2449 major summer and winter sporting events statewide; and

2450 (iv) was created to foster state, regional, national, and international sports competitions
2451 in the state, to drive the state's Olympic and sports legacy, including competitions related to
2452 Olympic sports, and to promote and encourage sports tourism throughout the state, including
2453 advertising, marketing, branding, and promoting the state for the purpose of attracting sporting
2454 events in the state.

2455 (7) Money deposited into the account shall include a legislative appropriation from the
2456 cumulative sales and use tax revenue increases described in Subsection (8), plus any additional
2457 appropriation made by the Legislature.

2458 (8) (a) In fiscal years 2006 through 2019, a portion of the state sales and use tax
2459 revenues determined under this Subsection (8) shall be certified by the State Tax Commission
2460 as a set-aside for the account, and the State Tax Commission shall report the amount of the
2461 set-aside to the office, the Office of Legislative Fiscal Analyst, and the Division of Finance,
2462 which shall set aside the certified amount for appropriation to the account.

2463 (b) For fiscal years 2016 through 2019, the State Tax Commission shall calculate the
2464 set-aside under this Subsection (8) in each fiscal year by applying one of the following
2465 formulas: if the annual percentage change in the Consumer Price Index for All Urban
2466 Consumers, as published by the Bureau of Labor Statistics of the United States Department of
2467 Labor, for the fiscal year two years before the fiscal year in which the set-aside is to be made is:

2468 (i) greater than 3%, and if the annual percentage change in the state sales and use tax
2469 revenues attributable to the retail sales of tourist-oriented goods and services from the fiscal
2470 year three years before the fiscal year in which the set-aside is to be made to the fiscal year two
2471 years before the fiscal year in which the set-aside is to be made is greater than the annual
2472 percentage change in the Consumer Price Index for the fiscal year two years before the fiscal
2473 year in which the set-aside is to be made, then the difference between the annual percentage
2474 change in the state sales and use tax revenues attributable to the retail sales of tourist-oriented

2475 goods and services and the annual percentage change in the Consumer Price Index shall be
2476 multiplied by an amount equal to the state sales and use tax revenues attributable to the retail
2477 sales of tourist-oriented goods and services from the fiscal year three years before the fiscal
2478 year in which the set-aside is to be made; or

2479 (ii) 3% or less, and if the annual percentage change in the state sales and use tax
2480 revenues attributable to the retail sales of tourist-oriented goods and services from the fiscal
2481 year three years before the fiscal year in which the set-aside is to be made to the fiscal year two
2482 years before the fiscal year in which the set-aside is to be made is greater than 3%, then the
2483 difference between the annual percentage change in the state sales and use tax revenues
2484 attributable to the retail sales of tourist-oriented goods and services and 3% shall be multiplied
2485 by an amount equal to the state sales and use tax revenues attributable to the retail sales of
2486 tourist-oriented goods and services from the fiscal year three years before the fiscal year in
2487 which the set-aside is to be made.

2488 (c) The total money appropriated to the account in a fiscal year under Subsections
2489 (8)(a) and (b) may not exceed the amount appropriated to the account in the preceding fiscal
2490 year by more than \$3,000,000.

2491 (d) As used in this Subsection (8), "state sales and use tax revenues" are revenues
2492 collected under Subsections [59-12-103\(2\)\(a\)\(i\)\(A\)](#) and [59-12-103\(2\)\(c\)\(i\)](#).

2493 (e) As used in this Subsection (8), "retail sales of tourist-oriented goods and services"
2494 are calculated by adding the following percentages of sales from each business registered with
2495 the State Tax Commission under one of the following codes of the 2012 North American
2496 Industry Classification System of the federal Executive Office of the President, Office of
2497 Management and Budget:

2498 (i) 80% of the sales from each business under NAICS Codes:

2499 (A) 532111 Passenger Car Rental;

2500 (B) 53212 Truck, Utility Trailer, and RV (Recreational Vehicle) Rental and Leasing;

2501 (C) 5615 Travel Arrangement and Reservation Services;

2502 (D) 7211 Traveler Accommodation; and

2503 (E) 7212 RV (Recreational Vehicle) Parks and Recreational Camps;

2504 (ii) 25% of the sales from each business under NAICS Codes:

2505 (A) 51213 Motion Picture and Video Exhibition;

- 2506 (B) 532292 Recreational Goods Rental;
- 2507 (C) 711 Performing Arts, Spectator Sports, and Related Industries;
- 2508 (D) 712 Museums, Historical Sites, and Similar Institutions; and
- 2509 (E) 713 Amusement, Gambling, and Recreation Industries;
- 2510 (iii) 20% of the sales from each business under NAICS Code 722 Food Services and
- 2511 Drinking Places;
- 2512 (iv) 18% of the sales from each business under NAICS Codes:
- 2513 (A) 447 Gasoline Stations; and
- 2514 (B) 81293 Parking Lots and Garages;
- 2515 (v) 14% of the sales from each business under NAICS Code 8111 Automotive Repair
- 2516 and Maintenance; and
- 2517 (vi) 5% of the sales from each business under NAICS Codes:
- 2518 (A) 445 Food and Beverage Stores;
- 2519 (B) 446 Health and Personal Care Stores;
- 2520 (C) 448 Clothing and Clothing Accessories Stores;
- 2521 (D) 451 Sporting Goods, Hobby, Musical Instrument, and Book Stores;
- 2522 (E) 452 General Merchandise Stores; and
- 2523 (F) 453 Miscellaneous Store Retailers.
- 2524 (9) (a) For each fiscal year, the office shall allocate 20% of the funds appropriated to
- 2525 the Tourism Marketing and Performance Account to the cooperative program described in this
- 2526 Subsection (9).
- 2527 (b) Money allocated to the cooperative program may be awarded to cities, counties,
- 2528 nonprofit destination marketing organizations, and similar public entities for the purpose of
- 2529 supplementing money committed by these entities for advertising and promoting sites and
- 2530 events in the state.
- 2531 (c) The office shall establish:
- 2532 (i) an application and approval process for an entity to receive a cooperative program
- 2533 award, including an application deadline;
- 2534 (ii) the criteria for awarding a cooperative program award, which shall emphasize
- 2535 attracting out-of-state visitors, and may include attracting in-state visitors, to sites and events in
- 2536 the state; and

2537 (iii) eligibility, advertising, timing, and reporting requirements of an entity that
 2538 receives a cooperative program award.

2539 (d) Money allocated to the cooperative program that is not used in each fiscal year shall
 2540 be returned to the Tourism Marketing Performance Account.

2541 Section 74. Section **67-1-2.5** is amended to read:

2542 **67-1-2.5. Executive boards -- Database -- Governor's review of new boards.**

2543 (1) As used in this section:

2544 (a) "Administrator" means the boards and commissions administrator designated under
 2545 Subsection ~~[(2)]~~ (3).

2546 (b) "Executive board" means ~~[any]~~ an executive branch board, commission, council,
 2547 committee, working group, task force, study group, advisory group, or other body:

2548 (i) with a defined limited membership;

2549 (ii) that is created ~~[to operate for more than six months]~~ by the constitution, by statute,
 2550 by executive order, by the governor, lieutenant governor, attorney general, state auditor, or state
 2551 treasurer or by the head of a department, division, or other administrative subunit of the
 2552 executive branch of state government[-]; and

2553 (iii) that is created to operate for more than six months.

2554 (2) (a) ~~[Before September]~~ Except as provided in Subsection (2)(c), before August 1 of
 2555 the calendar year following the year in which ~~[the Legislature creates]~~ a new executive board is
 2556 created in statute, the governor shall:

2557 (i) review the executive board to evaluate:

2558 (A) whether the executive board accomplishes a substantial governmental interest; and

2559 (B) whether it is necessary for the executive board to remain in statute;

2560 (ii) in the governor's review ~~[under]~~ described in Subsection (2)(a)(i), consider:

2561 (A) the funding required for the executive board;

2562 (B) the staffing resources required for the executive board;

2563 (C) the time members of the executive board are required to commit to serve on the
 2564 executive board; and

2565 (D) whether the responsibilities of the executive board could reasonably be
 2566 accomplished through an existing entity or without statutory direction; and

2567 (iii) submit a report to the Government Operations Interim Committee recommending

2568 that the Legislature:

2569 (A) repeal the executive board;

2570 (B) add a sunset provision or future repeal date to the executive board;

2571 (C) make other changes to make the executive board more efficient; or

2572 (D) make no changes to the executive board.

2573 (b) In conducting the evaluation [~~and making the report~~] described in Subsection

2574 (2)(a), the governor shall give deference to:

2575 (i) reducing the size of government; and

2576 (ii) making governmental programs more efficient and effective.

2577 [~~(c) Upon receipt of a report from the governor under Subsection (2)(a)(iii), the~~

2578 ~~Government Operations Interim Committee shall vote on whether to address the~~

2579 ~~recommendations made by the governor in the report and prepare legislation accordingly.]~~

2580 (c) The governor is not required to conduct the review or submit the report described in

2581 Subsection (2)(a) for an executive board that is scheduled for repeal under Title 63I, Chapter 1,

2582 Legislative Oversight and Sunset Act, or Title 63I, Chapter 2, Repeal Dates by Title Act.

2583 (3) (a) The governor shall designate a board and commissions administrator from the

2584 governor's staff to maintain a computerized database containing information about all

2585 executive boards.

2586 (b) The administrator shall ensure that the database contains:

2587 (i) the name of each executive board;

2588 (ii) the current statutory or constitutional authority for the creation of the executive

2589 board;

2590 (iii) the sunset date on which each executive board's statutory authority expires;

2591 (iv) the state officer or department and division of state government under whose

2592 jurisdiction the executive board operates or with which the executive board is affiliated, if any;

2593 (v) the name, address, gender, telephone number, and county of each individual

2594 currently serving on the executive board, along with a notation of all vacant or unfilled

2595 positions;

2596 (vi) the title of the position held by the person who appointed each member of the

2597 executive board;

2598 (vii) the length of the term to which each member of the executive board was

2599 appointed and the month and year that each executive board member's term expires;

2600 (viii) whether or not members appointed to the executive board require consent of the

2601 Senate;

2602 (ix) the organization, interest group, profession, local government entity, or geographic

2603 area that an individual appointed to an executive board represents, if any;

2604 (x) the party affiliation of an individual appointed to an executive board, if the statute

2605 or executive order creating the position requires representation from political parties;

2606 (xi) whether each executive board is a policy board or an advisory board;

2607 (xii) whether the executive board has or exercises rulemaking authority; and

2608 (xiii) any compensation and expense reimbursement that members of the executive

2609 board are authorized to receive.

2610 (4) The administrator shall ~~[place the following on the]~~ ensure the governor's website

2611 includes:

2612 (a) the information contained in the database~~;~~, except for an individual's:

2613 (i) physical address;

2614 (ii) email address; and

2615 (iii) telephone number;

2616 (b) a portal, accessible on each executive board's web page within the governor's

2617 website, through which a member of the public may provide input on:

2618 (i) an individual appointed to serve on the executive board; or

2619 (ii) a sitting member of the executive board;

2620 ~~[(b)]~~ (c) each report the administrator receives under Subsection (5); and

2621 ~~[(c)]~~ (d) the summary report described in Subsection (6).

2622 (5) (a) Before August 1 ~~[of each year]~~, once every five years, beginning in calendar

2623 year 2024, each executive board shall prepare and submit to the administrator ~~[an annual]~~ a

2624 report that includes:

2625 (i) the name of the executive board;

2626 (ii) a description of the executive board's official function and purpose;

2627 (iii) a description of the ~~[actual work performed]~~ actions taken by the executive board

2628 since the last report the executive board submitted to the administrator under this Subsection

2629 (5);

2630 ~~[(iv) a description of actions taken by the executive board since the last report the~~
2631 ~~executive board submitted to the administrator under this Subsection (5);]~~

2632 ~~[(v)]~~ (iv) recommendations on whether any statutory, rule, or other changes are needed
2633 to make the executive board more effective; and

2634 ~~[(vi)]~~ (v) an indication of whether the executive board should continue to exist.

2635 (b) The administrator shall compile and post the reports described in Subsection (5)(a)
2636 to the governor's website before September 1 of ~~[each year:]~~ a calendar year in which the
2637 administrator receives a report described in Subsection (5)(a).

2638 ~~[(c) An executive board is not required to submit a report under this Subsection (5) if~~
2639 ~~the executive board:]~~

2640 ~~[(i) is also a legislative board under Section 36-12-22; and]~~

2641 ~~[(ii) submits a report under Section 36-12-22:]~~

2642 ~~[(6) (a) The administrator shall prepare, publish, and distribute an annual report by~~
2643 ~~September 1 of each year that includes:]~~

2644 ~~[(i) as of August 1 of that year:]~~

2645 (6) (a) Before September 1 of a calendar year in which the administrator receives a
2646 report described in Subsection (5)(a), the administrator shall prepare a report that includes:

2647 ~~[(A)]~~ (i) as of July 1 of that year, the total number of executive boards that exist;

2648 ~~[(B) the name of each of those executive boards and the state officer or department and~~
2649 ~~division of state government under whose jurisdiction the executive board operates or with~~
2650 ~~which the executive board is affiliated, if any;]~~

2651 ~~[(C) for each state officer and each department and division, the total number of~~
2652 ~~executive boards under the jurisdiction of or affiliated with that officer, department, and~~
2653 ~~division;]~~

2654 ~~[(D) the total number of members for each of those executive boards;]~~

2655 ~~[(E) whether or not some or all of the members of each of those executive boards are~~
2656 ~~approved by the Senate;]~~

2657 ~~[(F) whether each board is a policymaking board or an advisory board and the total~~
2658 ~~number of policy boards and the total number of advisory boards; and]~~

2659 ~~[(G) the compensation, if any, paid to the members of each of those executive boards;~~
2660 ~~and]~~

2661 (ii) a summary of the reports submitted to the administrator under Subsection (5),
2662 including:

- 2663 (A) a list of each executive board that submitted a report under Subsection (5);
2664 (B) a list of each executive board that did not submit a report under Subsection (5);
2665 (C) an indication of any recommendations made under Subsection (5)(a)~~(v)~~(iv); and
2666 (D) a list of any executive boards that indicated under Subsection (5)(a)~~(vi)~~(v) that
2667 the executive board should no longer exist~~[-]; and~~

2668 (iii) a list of each executive board, identified and reported by the Division of Archives
2669 and Record Services under Section 63F-1-701, that did not post a notice of a public meeting on
2670 the public notice website during the previous fiscal year.

2671 ~~[(b) The administrator shall distribute copies of the report described in Subsection~~
2672 ~~(6)(a) to:]~~

2673 ~~[(i) the governor;]~~

2674 (b) On or before September 1 of a calendar year in which the administrator prepares a
2675 report described in Subsection (6)(a), in accordance with Section 68-3-14, the administrator
2676 shall submit the report to:

2677 ~~[(ii) (i) the president of the Senate;~~

2678 ~~[(iii) (ii) the speaker of the House of Representatives; and~~

2679 ~~[(iv) the Office of Legislative Research and General Counsel;]~~

2680 ~~[(v) (iii) the Government Operations Interim Committee[-; and].~~

2681 ~~[(vi) any other persons who request a copy of the annual report.]~~

2682 ~~[(c) Each year, the Government Operations Interim Committee shall prepare legislation~~
2683 ~~making any changes the committee determines are suitable with respect to the report the~~
2684 ~~committee receives under Subsection (6)(b), including:]~~

2685 ~~[(i) repealing an executive board that is no longer functional or necessary; and]~~

2686 ~~[(ii) making appropriate changes to make an executive board more effective.]~~

2687 Section 75. Section 71-7-3 is amended to read:

2688 **71-7-3. Development, operation, and maintenance of Utah Veterans Cemetery**
2689 **and Memorial Park -- Responsibilities of Department of Veterans and Military Affairs --**
2690 **Costs -- Definition.**

2691 (1) The Department of Veterans and Military Affairs~~[-; in consultation with the~~

2692 ~~Veterans Memorial Park Board,~~] shall develop, operate, and maintain a veterans cemetery and
2693 memorial park.

2694 (2) To help pay the costs of developing, constructing, operating, and maintaining a
2695 veterans cemetery and memorial park, the Department of Veterans and Military Affairs may:

2696 (a) by following the procedures and requirements of Title 63J, Chapter 5, Federal
2697 Funds Procedures Act, receive federal funds, and may receive state funds, contributions from
2698 veterans organizations, and other private donations; and

2699 (b) charge fees for at least the cost of the burial of a veteran's spouse and any other
2700 persons, whom the department [~~and the Veterans Memorial Park Board~~] determines are eligible
2701 to be buried in a veterans cemetery established by the state.

2702 (3) "Veteran" has the same meaning as defined in Section [68-3-12.5](#).

2703 Section 76. **Repealer.**

2704 This bill repeals:

2705 Section [4-30-103](#), **Livestock Market Committee created -- Composition -- Terms --**

2706 **Removal -- Compensation -- Duties.**

2707 Section [9-6-801](#), **Title.**

2708 Section [9-6-802](#), **Definitions.**

2709 Section [9-6-803](#), **Arts and Culture Business Alliance -- Creation -- Members --**

2710 **Vacancies.**

2711 Section [9-6-804](#), **Alliance duties.**

2712 Section [9-6-805](#), **Staff support -- Rulemaking.**

2713 Section [9-7-301](#), **Board of control.**

2714 Section [23-14-2.8](#), **Private Aquaculture Advisory Council.**

2715 Section [26-39-202](#), **Members serve without pay -- Reimbursement for expenses.**

2716 Section [36-12-20](#), **Development of proposed energy producer states' agreement --**

2717 **Membership selection -- Agreements -- Goals -- Meetings -- Reports.**

2718 Section [38-11-104](#), **Board.**

2719 Section [53-3-908](#), **Advisory committee.**

2720 Section [58-46a-201](#), **Board.**

2721 Section [58-64-201](#), **Board.**

2722 Section [63M-3-101](#), **Title.**

2723 Section [63M-3-102](#), **Legislative findings -- Purpose of act.**

2724 Section [63M-3-103](#), **Definitions.**

2725 Section [63M-3-201](#), **Contract for pilot plant -- Contents -- Financing --**

2726 **Termination of contract.**

2727 Section [63M-3-202](#), **Intellectual properties discovered or developed -- Ownership --**

2728 **Patenting -- Licensing.**

2729 Section [63M-10-202](#), **Establishment of local oversight committees -- Interagency**

2730 **information sharing.**

2731 Section [71-7-4](#), **Veterans Memorial Park Board -- Members -- Appointment --**

2732 **Meetings -- Per diem and travel expenses.**

2733 Section 77. **Coordinating H.B. 10 with H.B. 46 -- Substantive language.**

2734 If this H.B. 10 and H.B. 46, Arts and Museums Revisions, both pass and become law, it

2735 is the intent of the Legislature that the Office of Legislative Research and General Counsel

2736 prepare the Utah Code database for publication by amending Subsections [63I-1-209](#)(1) and (2)

2737 to read:

2738 "(1) Section [9-6-303](#), which creates the Arts Collection Committee, is repealed July 1,

2739 2027.

2740 (2) Section [9-6-305](#), which creates the Utah Museums Advisory Board, is repealed July

2741 1, 2027."

2742 Section 78. **Coordinating H.B. 10 with S.B. 60 -- Superseding technical and**

2743 **substantive amendments.**

2744 If this H.B. 10 and S.B. 60, Advice and Consent Amendments, both pass and become

2745 law, it is the intent of the Legislature that the amendments to Section [26-21-3](#) in this bill

2746 supersede the amendments to Section [26-21-3](#) in S.B. 60 when the Office of Legislative

2747 Research and General Counsel prepares the Utah Code database for publication.