

**Effective 5/12/2015**

**Part 2**  
**Prison Development Commission**

**63C-16-201 Commission created -- Membership -- Cochairs -- Removal -- Vacancy.**

- (1) There is created a commission known as the Prison Development Commission, composed of:
  - (a) three members of the Senate, appointed by the president of the Senate, no more than two of whom may be from the same political party;
  - (b) four members of the House of Representatives, appointed by the speaker of the House of Representatives, no more than three of whom may be from the same political party;
  - (c) the executive director of the justice commission, appointed under Section 63M-7-203;
  - (d) the executive director of the department, appointed under Section 64-13-3, or the executive director's designee; and
  - (e) a citizen member who is a resident of the community in or near which the selected site is located, appointed by the governor.
- (2) The president of the Senate shall appoint one of the commission members from the Senate as cochair of the commission, and the speaker of the House of Representatives shall appoint one of the commission members from the House of Representatives as cochair of the commission.
- (3) The president of the Senate may remove a member appointed under Subsection (1)(a), the speaker of the House of Representatives may remove a member appointed under Subsection (1)(b), and the governor may remove a member appointed under Subsection (1)(e).
- (4) A vacancy of a member appointed under Subsection (1)(a), (b), or (e) shall be filled in the same manner as an appointment of the member whose departure from the commission creates the vacancy.
- (5) A commission member shall serve until a successor is duly appointed and qualified.

Enacted by Chapter 182, 2015 General Session

**63C-16-202 Quorum and voting requirements -- Bylaws -- Per diem and expenses -- Staff.**

- (1) A majority of the commission members constitutes a quorum, and the action of a majority of a quorum constitutes action of the commission.
- (2) The commission may adopt bylaws to govern its operations and proceedings.
- (3)
  - (a) Per diem and expenses of commission members who are legislators shall be paid in accordance with Section 36-2-2 and Legislative Joint Rules, Title 5, Chapter 3, Legislative Compensation.
  - (b) A commission member who is not a legislator may not receive compensation, benefits, per diem, or expense reimbursement for the member's service on the commission.
- (4) The Office of Legislative Research and General Counsel shall provide staff support to the commission.

Enacted by Chapter 182, 2015 General Session

**63C-16-203 Commission duties and responsibilities.**

- (1) The commission shall:
  - (a) advise and consult with the division as the division oversees the prison project as provided in Section 63A-5-225;

- (b) consult with, make recommendations to, and receive reports from the division regarding the prison project, consistent with Section 63A-5-225;
  - (c) fulfill other responsibilities specified in Section 63A-5-225; and
  - (d) undertake any other action the commission considers appropriate to support or help facilitate the successful completion of the prison project, consistent with Section 63A-5-225.
- (2) The commission may:
- (a) meet as many times as the commission or its chairs consider necessary or advisable in order to fulfill the commission's responsibilities under this part; and
  - (b) hire or direct the hiring of one or more consultants or experts to assist the commission in fulfilling the commission's responsibilities under this part.
- (3) The commission may not consider or evaluate future uses or development of the property in Draper on which a state prison is located.

Enacted by Chapter 182, 2015 General Session

**63C-16-204 Other agencies' cooperation and actions.**

- All state agencies and political subdivisions of the state shall, upon the commission's request:
- (1) reasonably cooperate with the commission to facilitate the fulfillment of the commission's responsibilities; and
  - (2) provide information or assistance to the commission that the commission reasonably needs to fulfill its responsibilities.

Enacted by Chapter 182, 2015 General Session