

## Part 1 General Provisions

### **63G-5-101 Title.**

This chapter is known as the "Governmental Dispute Resolution Act."

Renumbered and Amended by Chapter 382, 2008 General Session

### **63G-5-102 Definitions.**

As used in this chapter:

- (1) "Agency" is defined in Section 63G-4-103.
- (2) "Alternative dispute resolution" or "ADR" means a process other than litigation used to resolve disputes including mediation, arbitration, facilitation, regulatory negotiation, fact-finding, conciliation, early neutral evaluation, and policy dialogues.
- (3) "ADR organization" is defined in Section 78B-6-202.
- (4)
  - (a) "ADR provider" means a neutral person who:
    - (i) meets the qualifications established by Judicial Council rules authorized under Section 78B-6-205; and
    - (ii) conducts an ADR procedure.
  - (b) "ADR provider" includes an arbitrator, mediator, and early neutral evaluator and may be an employee or an independent contractor.
- (5) "Arbitration" means a private hearing before an ADR provider or panel of ADR providers who hear the evidence, consider the contentions of the parties, and enter a written award to resolve the issues presented.
- (6) "Mediation" is defined in Section 78B-6-202.
- (7) "Neutral" means a person who holds himself out to the public as a qualified person trained to use alternative dispute resolution techniques to resolve conflicts.

Amended by Chapter 3, 2008 General Session

Renumbered and Amended by Chapter 382, 2008 General Session