

**MASTER STUDY RESOLUTION**

2000 GENERAL SESSION

STATE OF UTAH

**Sponsor: Lyle W. Hillyard**

A JOINT RESOLUTION OF THE LEGISLATURE DIRECTING THE LEGISLATIVE MANAGEMENT COMMITTEE TO ASSIGN TO THE APPROPRIATE INTERIM COMMITTEE ITEMS OF STUDY; AND REQUESTING A REPORT TO THE LEGISLATURE IN THE 2001 ANNUAL GENERAL SESSION.

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

WHEREAS the Legislative Management Committee is created by law as a permanent committee to receive and assign matters for the interim study of the Legislature; and

WHEREAS the 53rd Legislature has determined that certain legislative issues require additional investigation and study:

NOW, THEREFORE, BE IT RESOLVED that the Legislative Management Committee assign to the appropriate interim committee the duty to study and make recommendations for legislative action they consider necessary to the 54th Legislature in the 2001 Annual General Session, or earlier if indicated, from, but not limited to, the following items of study.

BE IT FURTHER RESOLVED that the Legislative Management Committee, in making study assignments from this list and in approving study requests for individual committees, give due regard to the available time of legislators and the budget and capacity of staff to respond adequately to the number and complexity of the assignments given.

1. Funds Consolidation - to study and review current restricted accounts for possible consolidation into the General Fund and the Uniform School Fund.
2. Ongoing, One-Time Appropriations - to study and review the funding of ongoing programs with one-time monies.
3. 21st Century Library Needs Assessment - to study the condition of Utah's public library facilities, library governance and funding structures, and public support for public libraries.
4. Apprenticeship and Education Licensing Requirements - to study contractor licensing, apprenticeship, and education requirements for various trades.
5. Arbitration for Personal Injury - to study laws governing binding arbitration for small

personal injury claims.

6. Attorney Lien Law - to study whether current lien law is adequate for attorneys to ensure that they are compensated for services rendered. (1st Sub. H.B. 150)

7. Business Incentives - to study the incentives to business and industrial recruitment offered in Utah compared with other states to determine whether to reduce, expand, or maintain current recruitment efforts.

8. Cash Loan Practices - to study the interest rate and fee practices of the cash loan/check loan industry.

9. Consumer Credit - to study issues related to the accuracy of consumer credit information. (S.B. 60)

10. Consumer Information and Dispute Resolution - to study whether to require reporting agencies to disclose certain information to consumers, and to develop a dispute resolution process.

11. Continuing Education in Insurance Industry - to study whether all insurance salesmen and adjusters should be required to take continuing education courses.

12. Corporations and Commercial Code Provisions - to study the consistency of provisions related to business entities and the activities of the Division of Corporations and Commercial Code.

13. Development of Closed Bases - to study the development of military bases closed resulting from the federal base closure process.

14. Development of Tooele Army Depot - to study the infrastructure support for the economic development of Tooele Army Depot.

15. Disability Insurance Coverage - to study changes to insurance laws including disability insurance coverage requirements. (S.B. 190)

16. Discrimination Against OSHA Whistleblowers - to study discrimination against persons who complain of Occupational Safety and Health Act violations.

17. Displaying Auto Sales Fees - to study whether all fees, such as the documentary service fee, should be disclosed as part of an automobile's sticker price.

18. Drive-Through Liquor Sales - to study whether beer and related products should be sold by a business with a drive-through service.

19. Engineer Licensing - to study changes to civil, electrical, and mechanical engineer licensing.
20. Housing Trust Fund - to study options and equity issues for permanently funding the Olene Walker Housing Trust Fund to the full trust level.
21. Indirect Purchasers - to study changes to laws governing indirect purchasers.
22. Individual Development Accounts - to study how to fund individual development accounts as a tool to help low income Utahns, fund education, and other allowable activities.
23. Industrial Manual Replacement - to study whether to replace the 1987 Standard Industrial Classification Manual with the 1997 North American Industry Classification System.
24. Insurance Notification in Divorce - to study issues related to insurance notification in divorce situations. (H.B. 73)
25. Lien Laws - to study changes to current lien laws.
26. Mobile Home Conflicts - to study how to resolve various conflicts between renters and park owners.
27. Movie Theater Age Verification - to study whether to require that movie theaters require verification of the age of patrons for admittance to age-restricted movies. (H.B. 316)
28. Multilevel Marketing - to study whether there should be mandatory disclosure language to protect consumers from pyramid schemes.
29. Privacy of Personal Information - to study how and for what purposes personal information regarding consumers is collected and transferred, including a review of federal legislation and the laws of other states. (1st Sub. H.B. 70)
30. Property Owner Equity Foreclosure - to study issues related to loss or repayment of property owner's equity in a foreclosure action.
31. Residential Lien Recovery Fund - to study issues related to the Residential Lien Recovery Fund. (S.B. 193)
32. Revised Nonprofit Corporations Act - to study the implementation of the Revised Nonprofit Corporations Act. (1st Sub. S.B. 61)
33. Scope of Unprofessional Conduct Laws - to study whether to require individuals

engaged in an internship, residency, preceptorship, postceptorship, fellowship, apprenticeship, or on-the-job-training program approved by the Division of Occupational and Professional Licensing to be bound by the laws governing unlawful and unprofessional conduct.

34. Subcontractors Insurance - to study the extension of insurance coverage to include subcontractors.

35. Task Force on Lien Recovery - to study the development of a task force to examine a lien recovery fund.

36. Tax on Alcoholic Beverages - to study whether to increase the sales tax on alcoholic beverages.

37. Utah Professional Boxing Regulation - to study the rewriting of Title 58, Chapter 66, Utah Professional Boxing Regulation Act, and to move the Utah Boxing Commission out of the Division of Occupational and Professional Licensing and grant it regulatory power and the means to promote the sport.

38. Alternative Schools - to study the additional needs and benefits of alternative schools to both public schools and students.

39. Best Practices in School Change - to study the variety of resources, programs, strategies, and innovative ideas that are currently used throughout the country to support and manage school change.

40. Capital Foundation and School Building Aid - to study if the existing capital foundation and emergency school building aid formula is equitable.

41. Career Ladder Money - to study the use of career ladder money.

42. Class Size Reduction - to study whether to require local school boards to limit or reduce the size of core subject classes in high school and reduction of elective classes. (H.B. 238)

43. Classroom Communication Amplification - to study the amplification requirements for classes with hearing impaired students and the creation of a three-year pilot program.

44. Computer Assisted Learning - to study and identify electronic programs and computer assisted learning systems which will help learning disabled, remedial, and low achieving students with core subjects that could be implemented within all school districts.

45. Content of Course Standards - to study the creation of course standards for classwork in each grade and determine the level of performance considered proficient.
46. Cost of School-related Clothing - to study the high cost of clothing related to a specific school.
47. Early Childhood and School Success - to study the effect of early childhood environment on school success.
48. Engineering and Computer Science Students - to study solutions to the shortage of engineering and computer science college students to fill existing and future jobs in Utah's information technology sectors.
49. English-As-Second-Language Endorsement Requirements - to study how school districts are complying with requirements that teachers working with English-as-a-second-language children have an endorsement from the state.
50. Extending Learning Time - to study whether to extend learning time through tutorial or summer school programs and extending school hours for students who have been unable to reach competency.
51. Full Day Kindergarten - to study whether to require full day kindergarten. (S.B. 99)
52. Higher Education Funding - to study the funding of higher education based on growth.
53. Higher Education Necessarily Existent Small Schools - to study how to apply the necessarily existent small schools concept to small higher education institutions.
54. Higher Education Start-up Costs - to study and review new start-up programs by colleges and universities.
55. Improving Teacher Quality - to study ways to improve teacher quality by examining performance-based licensing, teacher mentoring and professional development, peer assistance and review, and teacher training in technology.
56. Institutional Roles in Blanding and San Juan - to study whether Blanding and the San Juan Center should receive services and oversight by Utah State University, the College of Eastern Utah, or both.
57. Intercept Program Costs - to study the costs of the Intercept Program to help learning

disabled students.

58. Interventions to Improve School Performance - to study interventions such as tutoring and technology to improve school performance.

59. Kindergarten Preassessment - to study issues related to current kindergarten preassessment, how it differs from what was done prior to the law requiring preassessment, and whether it should be changed.

60. Personnel Policies in Higher Education - to study the consolidation of personnel policies for classified employees in the higher education system.

61. Policies Regarding Returning Teachers - to study actions of the State Board of Education which may limit qualified teachers from reentering the job market when returning from family related activities.

62. Quality Teaching - to study how to attract and retain the highest quality teachers in the classroom including recruitment, preservice training at universities, licensing, and professional development of existing teachers.

63. Saving Accounts for Teachers - to study the establishment of medical savings accounts for teachers.

64. School District and School Size - to study optimal school and district sizes and configurations.

65. School Reform - to study comprehensive school reform rather than piecing together a series of often isolated and disconnected efforts, including focus on professional development, curriculum, governance, and school management.

66. School Starting Time - to study whether school should start later in the day.

67. Sex Education - to study the education of children regarding the consequences of sexual activity, including who should provide the instruction, how it should be conducted, and where.

68. Shared Governance Model - to study legislation encouraging school districts to adopt a shared governance model or to encourage the adoption of models that school districts can use to encourage greater participation from patrons.

69. Student on School Board - to study legislation that allows school districts to have a

student as a member of the school board.

70. Teaching Load - to study ways to balance teaching loads of core curriculum teachers with the instructional load typically carried by elective class instructors.

71. Textbook Costs - to study the high costs of textbooks in public and higher education.

72. Textbook Purchases - to study whether to give parents the opportunity or choice of purchasing their child's textbooks.

73. Boards and Commissions - to study and review commissions and boards including responsibilities and duties, fiscal impact, membership, and whether they should be continued.

74. Bonding Conflicts of Interest - to study the potential conflicts of interest if a state bond advisor is also employed by a bond company and can bid on state projects.

75. Challenged Ballots - to study whether to modify procedures for addressing challenged ballots. (H.B. 385)

76. Debt Collection Powers - to study the enhancement of the powers of the Office of State Debt Collection to collect debts and fees.

77. Money Management Act Revisions - to study the role of the Utah Money Management Council and the need for amendments to the Utah Money Management Act to facilitate the use of electronic investment activities and facilitate the implementation of a state-wide computer network program through the state treasurer's office.

78. Multiple Choices on Ballots - to study the use of multiple choices on ballots to determine an election by a majority.

79. Procurement Code and Health Care Benefits - to study procurement code requirements of health care benefits. (S.B. 7)

80. State 911 Service - to study creating a state 911 office/agency; whether to require local governments to share 911 revenues with the state to fund the office; and the current fee to determine whether or not it is adequate.

81. Voter Information Pamphlet - to study the transfer of responsibility for the Voter Information Pamphlet impartial analysis on initiatives or referenda from the Office of Legislative Research and General Counsel to the Office of the Lieutenant Governor or the Office of the Attorney

## General.

82. Breast Implant Surgery - to study whether to institute informed consent requirements prior to breast implant surgery. (H.B. 229 and 1st Sub. H.B. 229)
83. Disease Testing - to study disease testing for emergency medical service providers and volunteers.
84. Division of Services for People with Disabilities - to study and review the services provided by the Division of Services for People with Disabilities, including contracts with service providers, utilization of additional funding provided to the division and its service providers for the previous five years; the number of clients served and types of services provided; costs of services provided; and costs of administration and service coordination.
85. Division Responsibilities - to study changes to laws governing the responsibility and authority of the Division of Services for People with Disabilities. (H.B. 297)
86. Ex Parte Contact with Physician - to study the civil process for ex parte contact with physician. (S.B. 241)
87. Guardian Ad Litem - to study changes to laws governing guardian ad litem. (S.B. 185)
88. Health Insurance - to study issues related to the health insurance industry.
89. Local Health Department Fees - to study the authority of local health departments to assess fees. (S.B. 217)
90. Medical Directives - to study issues related to advanced medical directives. (S.B. 54)
91. Oversight of Psychiatric Prescriptions - to study the prescribing of psychiatric drugs for medication of children. (H.B. 380)
92. Parental Consent for Medication - to study ways to ensure that a parent is granted informed consent when a child is prescribed psychiatric medications.
93. Portability of Mental Health Services - to study portability between home and community-based services and services in an intermediate care facility for the mentally disabled.
94. Pregnancy Termination - to study pregnancy termination procedures and medical criteria. (H.B. 237)
95. Relay System for Deaf and Hearing Impaired - to study the out-of-state relay system and

whether it is better to have the service provided within Utah.

96. Rural Access to Health Care Providers - to study the expansion of health care providers who may provide services to members of health maintenance organizations. (H.B. 279)

97. Rural Health Care Providers - to study the impact of tourists, changing demographics, and changing boundaries on rural health care providers. (H.B. 96)

98. Sharp Devices in Health Care Facilities - to study the use of needles and other sharp devices that have integrated safety in health care facilities.

99. Technician Certification - to study issues related to drinking water technician certification. (S.B. 219)

100. Cohabitant Abuse - to study changes to the Cohabitant Abuse Procedures Act. (S.B. 66)

101. Coparenting in Divorce - to study the development of coparenting plans for divorcing parents.

102. Definition of Law - to study and redefine what is "law."

103. Justice Court Accountability - to study issues related to the accountability of justice courts.

104. Lawsuits by the State - to study the amending of Section 78-12-2, which currently provides a statute of limitations within which the state must initiate an action involving real estate, and create an exception for lawsuits involving sovereign lands.

105. Murder as a Capital Offense - to study whether murder committed at any degree should be tried as a capital offense.

106. Peremptory Challenge of a Judge - to study a pilot program in the 2nd, 3rd, and 4th judicial districts to allow for the peremptory challenge of a judge in all cases.

107. Repeal of Law Due to Constitutional Change - to study whether Title 78, Chapter 51 of the Utah Code, governing attorneys and counselors, should be partially or completely repealed in light of the rewrite of the Judicial Article of the Utah Constitution.

108. Small Claims Court Jurisdiction - to study whether to limit awards in small claims courts to liquidated damages. (H.B. 280)

109. Termination of Parental Rights - to study whether to permit a jury trial as part of the proceedings to terminate parental rights. (H.B. 295)

110. Volunteer Immunity - to study and evaluate the costs and benefits of volunteer immunity, the role of insurance regarding immunity, and ways to implement immunity.

111. Concealed Weapon Permit - to study the costs associated with the processing of concealed weapon permits.

112. Extension of Victim Study - to study the criminal restitution process and Model Restitution Program.

113. Fee for Warrant Service - to study the assessment of a fee for warrant service.

114. Financial Penalties for Convictions - to study whether to require those convicted of burglary and theft of personal and real property to pay deductibles, impound fees, insurance claims, and other fees in addition to incarceration.

115. Illegal Drug Cleanup - to study standards for the cleanup of illegal drug manufacturing and storage sites.

116. Intimacy With a Person in Custody - to study whether to establish as a criminal offense the act of a person in authority engaging in intimate behavior with a person who is in custody. (S.B. 207)

117. Motor Vehicle Impound and Release - to study motor vehicle impound and release requirements including administrative impound fees and the impacts upon law enforcement agencies, the State Tax Commission, and county assessors.

118. Protective Orders - to study issues related to protective orders. (S.B. 205 and S.B. 66)

119. Reducing Crime in Polygamous Communities - to study ways to reduce crimes against women and children and reduce crimes of welfare fraud and tax fraud within polygamous communities.

120. Sex Offender Programs - to study and evaluate approaches and programs to effectively rehabilitate sex offenders and to prevent persons from becoming sex offenders.

121. Stalking - to study issues related to stalking. (H.B. 203 and H.B. 34)

122. State Emergency Response Commission Duties - to study the expansion of the

commission's duties to include those who manufacture, transport, and use hazardous materials, and government agencies who must provide emergency response to hazardous materials.

123. Witness Protection Program - to study whether Utah should adopt a witness protection program.

124. Access to Roads for Development - to study how to gain obtain access to forest service and BLM roads to facilitate oil and gas development.

125. Agriculture and Open Space Recommendations - to study the Quality Growth Commission's recommendations that relate to agriculture and open space.

126. Glass Recycling - to study the viability of glass recycling in Utah, including environmental and economic development issues.

127. Grey Wolf Policy - to study the Division of Wildlife Resources' policy on the impact to the state from the reintroduction of the grey wolf into Yellowstone Park.

128. Liability for Wildland Fires - to study whether to impose strict liability for causing wildland fires and require reimbursement for suppression costs.

129. Loan of Products to Retailer - to study under what circumstances to permit ice cream cabinets and milk coolers can be loaned or sold to retailers.

130. Road Closure on Division of Wildlife Resource Land - to study whether to prohibit the closure of roads by the Division of Wildlife Resources on their land when certain procedures are met.

131. State-Sensitive Species - to study the process and procedures for designating state-sensitive species.

132. Wildlife Fee Restructuring - to study the removal of wildlife fees and associated language from the Wildlife Resources Code and set fees in the appropriations process.

133. Young Farmer Loans - to study the federal young farmer loan program.

134. County Affordable Housing - to study issues related to optional county affordable housing funds. (S.B. 256)

135. County or District Attorneys - to study whether to direct county or district attorneys to initiate civil actions to recover the costs of suppressing fires on state lands.

136. County Recodification - to study the recodification of county statutes.

137. District Taxing Authority - to study the authority of water conservancy districts and special districts to assess taxes without having an elected board.

138. Duties and Classifications of Cities and Counties - to study whether to change the definitions, requirements, and duties of towns and first, second, and third class counties, and whether a classification of fourth class counties should be established.

139. Eminent Domain and Relocation Assistance - to study the law of eminent domain and relocation assistance to make the law more consistent and understandable, to codify recent court opinions, and to address other issues of fairness and efficiency in the acquisition of private property for public projects.

140. Fire District - to study the creation of special fire districts in counties with a political subdivision with multiple jurisdictions.

141. Interlocal Agreement Report - to study and review an interim committee report on whether an interlocal agreement is to be entered into between the White City Water Improvement District and the Metropolitan Water District of Salt Lake City.

142. Jurisdiction of Cities and Towns - to study the jurisdiction of cities and towns as it relates to the siting of school buildings.

143. Special District Board Elections - to study the election of special district board members in districts that may impose a property tax.

144. Special District Uniformity - to study special district uniformity, dissolution, withdrawal, and other issues related to special districts.

145. Toll Free Government Numbers - to study increased access to state government by publishing state government toll free 800 numbers to rural Utah.

146. Electronic Mail Regulations - to study the prohibiting of certain electronic mail solicitation practices.

147. Public Utilities - to study the regulation of public utilities.

148. Public Utility Law - to study various changes to current public utility laws. (H.B. 320)

149. Public Utility Lines - to study whether to amend the definition of underground facility to include a sewer lateral.

150. Public Utility Regulatory Structure Task Force - to study how to most effectively organize the task force. (1st Sub. H.B. 320)
151. Telecommunications Competition and Taxation - to study redefining telecommunications competition in light of wireless phone service and cable tv phone service and review the taxation of telecommunication services.
152. Telecommunications Industry - to study the telecommunications industry and the level of competition.
153. Telecommunications Law Changes - to study changes to laws governing pricing flexibility for incumbent telephone corporations and the price index for tariffed public telecommunication service. (H.B. 338)
154. Telephone Solicitation - to study issues related to telephone solicitation.
155. Transmission Lines - to study the burial of transmission lines.
156. Use of Personal Information - to study privacy issues involving the use of personal information for commercial gain. (H.B. 70)
157. 25-year Retirement - to study issues related to a 25-year retirement. (H.B. 105)
158. DROP Plan - to study the creation of a DROP plan within the state retirement system.
159. Higher Education Retirement Options - to study whether to allow additional retirement options for employees of higher education.
160. Postretirement - to study postretirement restrictions.
161. Retirement Conversion Window - to study issues related to a retirement conversion window. (H.B. 418)
162. Age-Based Motor Vehicle Fee System - to study the implementation of an age-based fee system for motor vehicles, including the process to hold harmless the revenues of local taxing entities.
163. Credit for Heat Pumps - to study whether to grant a tax credit for ground source heat pumps.
164. Exemption for Chair Lifts - to study to add chair lifts to the sales tax exemption list for construction and electrical usage.

165. Exemption for Film Equipment - to study whether to exempt moviemaking equipment from the property tax.

166. Exemption for Manufacturing Equipment - to study modifications to the sales tax exemption for manufacturing equipment.

167. Exemption for Mountain Cabins - to study a residential exemption for mountain cabins receiving no services. (S.B. 64)

168. Income Tax Repeal - to study the repeal of the income tax, to be replaced with the sales tax.

169. Inheritance and Estate Taxes - to study the impact of federal legislation to phase out inheritance and estate taxes and the opportunity and costs to the state.

170. Tax Brackets and Exemptions - to study adjustments or the elimination of state income tax exemptions and adjustments to the tax brackets.

171. Tax Burdens of Low-Income Families - to study recommendations for addressing unequal tax burdens on low-income families.

172. Tax Exemption for Purchase or Lease - to study whether to provide a sales and use tax exemption for certain purchases or leases by a manufacturer. (S.B. 51)

173. Tax Exemption of Parts and Equipment - to study the feasibility of a sales tax exemption for manufacturing parts and equipment with a life of less than three years.

174. Tax Exemption Review - to study and review tax exemption and evaluate the value of each.

175. Tax Incentives Related to Low-Income Workers - to study the use of tax incentives for businesses to address the needs of low-income workers.

176. Tax Increment to 1st Class Cities - to study the tax increment to 1st class cities under Subsections 17A-2-1247(2)(g) and 17A-2-1247.5(7).

177. Tax on Lands - to study an optional local sales tax for open space and agricultural land preservation.

178. Tax on Services - to study sales tax on services as interpreted by the State Tax Commission.

179. Tax Penalties - to study the imposition of the tax penalties in connection with a false document or return.
180. Taxes on Secondary Homes - to study the taxing and exempting of secondary homes including costs and impacts.
181. Use of Tourism Tax Revenue - to study the tourism industry and related taxes and how the taxes are being used. (H.B. 136 and H.J.R. 11)
182. Access Management Program - to study and update the existing access management standards and their input on the preservation and safety of state and local transportation systems and develop model legislation.
183. Airport Funding - to study how to fund unmet pavement maintenance needs at public use airports in Utah.
184. Bicycle Laws - to study various changes to state bicycling laws.
185. Construction Bid Limit - to study Utah Department of Transportation construction and maintenance bid limit. (S.B. 117)
186. DUI Suspensions - to study DUI driver license suspensions and reinstatements, including reinstatement after acquittal.
187. Off-Highway Vehicles - to study the enforcement, identification, registration, and taxation of off-highway vehicles.
188. Preservation of Mass Transit Corridors - to study ways in which mass transit right-of-way corridors may be identified and preserved for future development.
189. Public Rights-of-Way Codification - to study issues related to the codification of public rights-of-way.
190. Rights-of-Way - to study whether to prohibit prescriptive easements or rights-of-way and examine possible alternative remedies.
191. Tow Trucks - to study issues related tow trucks.
192. Traffic Management Committee - to study expansion or modification of the Traffic Management Committee within the Department of Transportation to encourage acceleration of ATMS efforts and local cooperation in Utah, Davis, and Weber Counties and to encourage highway

light rail cooperation with UTA, UDOT, and local governments.

193. Transportation Funding for Construction - to study transportation funding for construction including the shortfall in the Centennial Highway Fund, funding options, bonding, and tax or fee increases.

194. Utah Transit Authority - to study the Utah Transit Authority's taxing authority and accountability to the state, counties, and municipal governments.

195. Lifetime Benefit Limits - to study the impact of lifetime benefit limits on Utah families.

196. Transportation Barriers - to study transportation as a barrier to employment for low-income Utahns, especially in rural Utah.

197. Filing Bills - to study whether there should be limits on the number of bills filed for each annual legislative session.

198. General Session Dates - to study whether to change the dates of the annual general legislative session. (S.J.R. 7)

199. Individual Appropriations Bills - to study individual appropriations bills sponsored by legislators, including what is done in other states, and whether the process should be changed.

200. Classification of Cities and Towns - to study requirements and definitions for classifications of cities and towns.

201. Community Service Referrals - to study designating 211 as a universal access telephone number for community service referrals.

202. Insurance Sales - to study the continuing education requirements for insurance sales.

203. Internet Broadcast of Legislative Proceedings - to study potential of broadcasting legislative proceedings over the Internet.

204. Mandatory Probation - to study mandatory probation for DUI offenders.

205. Restitution Requirements - to study requiring restitution by burglars or thieves for auto impound fees or insurance claims.

206. Retirement Policy - to study the postretirement work - same agency.

207. Rural Healthcare - to study H.B. 96, Rural Healthcare Amendments.

208. Telemarketing Regulations - to study H.B. 45, Telemarketing Solicitations.

