

- 26 ▶ authorizes the Constitutional Defense Council to discuss challenging certain federal
27 court rulings;
- 28 ▶ authorizes the Constitutional Defense Council chair to approve certain claims for
29 payments;
- 30 ▶ requires the Public Lands Policy Coordinating Office to:
- 31 • provide staff assistance to the Constitutional Defense Council and the
32 Federalism Subcommittee; and
- 33 • prepare a constitutional defense plan;
- 34 ▶ reduces the distribution from the Land Exchange Distribution Account to the
35 Permanent Community Impact Board;
- 36 ▶ increases the distribution from the Land Exchange Distribution Account to the
37 Constitutional Defense Restricted Account; and
- 38 ▶ makes technical changes.

39 Money Appropriated in this Bill:

40 This bill appropriates:

- 41 ▶ to the Constitutional Defense Restricted Account as an ongoing appropriation:
- 42 • from the Land Exchange Distribution Account, \$600,000;
- 43 ▶ to the Constitutional Defense Council as an ongoing appropriation:
- 44 • from the Constitutional Defense Restricted Account, \$250,000, subject to intent
45 language stating that the appropriation is to be used to execute a plan regarding
46 council and Federalism Subcommittee duties and at least \$144,000 be used to
47 evaluate and respond to federal law;
- 48 ▶ to the Civil Division of the Office of the Attorney General as an ongoing
49 appropriation:
- 50 • from the Constitutional Defense Restricted Account, \$350,000, subject to intent
51 language stating that the appropriation is to be used to hire attorneys and staff to
52 advise and provide services.
- 53 ▶ to ~~§~~→ [Permanent Community Impact Fund] Department of Administrative Services ←~~§~~ as
53a an ongoing appropriation:
- 54 • from General Fund Restricted - Land Exchange Distribution Account,
55 (\$600,000); and
- 56 ▶ to Department of Community and Culture - Community Development Capital

57 Budget as an ongoing appropriation:

- 58 • from the Permanent Community Impact Fund, (\$600,000).

59 **Other Special Clauses:**

60 This bill provides revisor instructions.

60a **§→ This bill coordinates with H.B. 51, School and Institutional Trust Lands, by merging**
 60b **technical and substantive amendments.**

60c **This bill coordinates with H.J.R. 29, Federalism Interim Committee Joint Resolution, by**
 60d **modifying substantive language. ←§**

61 **Utah Code Sections Affected:**

62 AMENDS:

63 **53C-3-203**, as last amended by Laws of Utah 2010, Chapters 79 and 262

64 **63C-4-101**, as last amended by Laws of Utah 2010, Chapter 286

65 **63C-4-102**, as last amended by Laws of Utah 2010, Chapter 262

66 **63C-4-103**, as last amended by Laws of Utah 2010, Chapter 262

67 **63C-4-104**, as last amended by Laws of Utah 2009, Chapter 121

68 **63I-1-253**, as last amended by Laws of Utah 2010, Chapters 79, 160, and 319

69 **63J-4-603**, as last amended by Laws of Utah 2009, Chapters 121 and 262

70 ENACTS:

71 **63C-4-106**, Utah Code Annotated 1953

72 **63C-4-107**, Utah Code Annotated 1953

73 **63C-4-108**, Utah Code Annotated 1953

73a **§→ Utah Code Sections Affected by Coordination Clause:**

73b **53C-3-203**, as last amended by Laws of Utah 2010, Chapters 79 and 262

73c **63C-4-106**, Utah Code Annotated 1953 ←§

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

76 Section 1. Section **53C-3-203** is amended to read:

77 **53C-3-203. Land Exchange Distribution Account.**

78 (1) As used in this section, "account" means the Land Exchange Distribution Account
 79 created in Subsection (2)(a).

80 (2) (a) There is created within the General Fund a restricted account known as the Land
 81 Exchange Distribution Account.

82 (b) The account shall consist of revenue deposited in the account as required by
 83 Section 53C-3-202.

84 (3) (a) The state treasurer shall invest money in the account according to Title 51,
 85 Chapter 7, State Money Management Act.

86 (b) The Division of Finance shall deposit interest or other earnings derived from
 87 investment of account money into the General Fund.

677 hire attorneys and staff to advise and provide services as provided by Subsection
 678 63C-4-103(4)(e).

679 Item 4 To ~~§~~→ [Permanent Community Impact Fund]

679a Department of Administrative Services - Finance - Mandated ←~~§~~

680 From General Fund Restricted - Land Exchange Distribution Account (\$600,000)

681 Schedule of Programs:

682 ~~§~~→ [Permanent Community Impact Fund]

682a Land Exchange Distribution ←~~§~~ (\$600,000)

683 Item 5 To Department of Community and Culture - Community Development Capital Budget

684 From Permanent Community Impact Fund (\$600,000)

685 Schedule of Programs:

686 Permanent Community Impact Board (\$600,000)

687 Section 12. Revisor instructions.

688 It is the intent of the Legislature that, in preparing the Utah Code database for
 689 publication, the Office of Legislative Research and General Counsel shall replace the
 690 references in Subsection 63C-4-108(2) from "this bill" to the bill's designated chapter number
 691 in the Laws of Utah.

691a ~~§~~→ Section 13. Coordinating H.B. 76 with H.B. 51 -- Merging technical and substantive
 691b amendments.

691c If this H.B. 76 and H.B. 51, School and Institutional Trust Lands, both pass, it is the
 691d intent of the Legislature that the Office of Legislative Research and General Counsel, in
 691e preparing the Utah Code database for publication:

691f (1) merge the changes from both bills to modify Subsection 53C-3-203(4)(b)(viii) to
 691g read:

691h "[(6)] (viii) [Beginning with fiscal year 2009-10, the Legislature shall annually
 691i appropriate ~~6.5%~~ 3% of the deposits [remaining in the account after the appropriation is
 691j made in Subsection (4)(a)] to the Permanent Community Impact Fund created in Section
 691k 9-4-303, to be used for grants to political subdivisions of the state to mitigate the impacts
 691l resulting from the development or use of school and institutional trust lands." ; and

691m (2) add a newly enacted Subsection 53C-3-203(5) to read:

691n "(5) The administration shall make recommendations to the Permanent
 691o Community Impact Fund Board [shall consult with the
 691o administration before] for its consideration when awarding the grants described in
 691p Subsection (4)(b)(viii)."

691p Section 14. Coordinating H.B. 76 with H.J.R. 29 --Modifying substantive language.

691q If this H.B. 76 and H.J.R. 29, Federalism Interim Committee Joint Resolution, both
 691r pass, it is the intent of the Legislature that the Office of Legislative Research and General
 691s Counsel, in preparing the Utah Code database for publication, modify Subsection
 691t 63C-4-106(7) by deleting "Government Operations" and inserting "Federalism". ←~~§~~