2nd Sub. S.B. 72 PRISON RELOCATION AND DEVELOPMENT AMENDMENTS

SENATE FLOOR AMENDMENTS

AMENDMENT 5 MARCH 1, 2013 11:12 AM

Senator Stephen H. Urquhart proposes the following amendments:

1. Page 1, Lines 22 through 24: 22 **23** matters relating to a former prison land development project and a new prison 24 development project; } Page 12, Line 363: 363 Part 3. Authority Board { and Subcommittees } *Page 13, Lines 368 through 370:* 368 (3) The board shall appoint <u>a chair</u> from among its members { \div} { (a) a chair of the board; and 369 **370** (b) a chair of each of the subcommittees under Section 63H-7-303. Page 13, Lines 383 through 396: 383 { (b) Eight members of the board shall be appointed by the governor as follows: 384 (i) an individual from the Department of Corrections; (ii) an individual from the Governor's Office of Economic Development; 385 (iii) four individuals, two with commercial construction experience and two with 386 387 experience in the real estate industry; (iv) a member of the State Commission on Criminal and Juvenile Justice, created in 388 Section 63M-7-201; and 389 390 (v) an individual who would not qualify for appointment under Subsections (1)(b)(i) 391 through (iv). 392 (c) The other three members of the board shall be: (i) a member of the Senate, appointed by the president of the Senate; 393 394 (ii) a member of the House of Representatives, appointed by the speaker of the House 395 of Representatives; and 396 (iii) an individual appointed by the host city. (b) Two members of the board shall be appointed by the legislative body of the host city. (c) Four members of the board shall be appointed by the governor. (d) One member of the board shall be appointed by the Utah Association of Counties.

(e) Two members of the board shall be members of the Senate appointed by the president of the Senate.

(f) Two members of the board shall be members of the House of Representatives appointed by the speaker of the House of Representatives.

5.	Page 14, Line 409 through Page 16, Line 463:
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409	{ <u>-63H-7-303.</u> Subcommittees.
410	(1) There are created, to act in an advisory capacity to the board:
411	(a) the Former Prison Land Development Subcommittee; and
412	(b) the New Prison Development Subcommittee.
413	(2) The Former Prison Land Development Subcommittee consists of:
414	(a) the board member from the Governor's Office of Economic Development appointed
415	under Subsection 63H-7-302(1)(b)(ii);
416	(b) one of the board members with commercial construction experience appointed
417	under Subsection 63H-7-302(1)(b)(iii);
418	(c) one of the board members with experience in the real estate industry appointed
419	under Subsection 63H-7-302(1)(b)(iii);
420	(d) the board member appointed under Subsection 63H-7-302(1)(b)(v), if the governor
421	assigns that board member to serve on the Former Prison Land Development Subcommittee;
422	(e) the board member who is a member of the House of Representatives appointed
423	under Subsection 63H-7-302(1)(c)(ii);
424	(f) the board member appointed by the host city under Subsection 63H-7-302(1)(c)(iii);
425	(g) a member of the Senate appointed to the subcommittee by the president of the
425 426	(g) a member of the Senate appointed to the subcommittee by the president of the Senate;
426	Senate;
426 427	Senate; (h) an individual appointed to the subcommittee by the host city; and
426 427 428	Senate; (h) an individual appointed to the subcommittee by the host city; and (i) an individual appointed to the subcommittee by the host county.
426 427 428 429	Senate; (h) an individual appointed to the subcommittee by the host city; and (i) an individual appointed to the subcommittee by the host county. (3) The New Prison Development Subcommittee consists of:
426 427 428 429 430	Senate; (h) an individual appointed to the subcommittee by the host city; and (i) an individual appointed to the subcommittee by the host county. (3) The New Prison Development Subcommittee consists of: (a) the board member from the Department of Corrections appointed under Subsection
426 427 428 429 430 431	Senate; (h) an individual appointed to the subcommittee by the host city; and (i) an individual appointed to the subcommittee by the host county. (3) The New Prison Development Subcommittee consists of: (a) the board member from the Department of Corrections appointed under Subsection 63H-7-302(1)(b)(i);
426 427 428 429 430 431 432	Senate; (h) an individual appointed to the subcommittee by the host city; and (i) an individual appointed to the subcommittee by the host county. (3) The New Prison Development Subcommittee consists of: (a) the board member from the Department of Corrections appointed under Subsection (53H-7-302(1)(b)(i); (b) one of the board members with commercial construction experience appointed
426 427 428 429 430 431 432 433	Senate; (h) an individual appointed to the subcommittee by the host city; and (i) an individual appointed to the subcommittee by the host county. (3) The New Prison Development Subcommittee consists of: (a) the board member from the Department of Corrections appointed under Subsection (5) The New Prison Development Subcommittee consists of: (a) the board member from the Department of Corrections appointed under Subsection (b) one of the board members with commercial construction experience appointed under Subsection 63H-7-302(1)(b)(iii);
426 427 428 429 430 431 432 433 434	Senate; (h) an individual appointed to the subcommittee by the host city; and (i) an individual appointed to the subcommittee by the host county. (3) The New Prison Development Subcommittee consists of: (a) the board member from the Department of Corrections appointed under Subsection 63H-7-302(1)(b)(i); (b) one of the board members with commercial construction experience appointed under Subsection 63H-7-302(1)(b)(iii); (c) one of the board members with experience in the real estate industry appointed
426 427 428 429 430 431 432 433 434 435	Senate; (h) an individual appointed to the subcommittee by the host city; and (i) an individual appointed to the subcommittee by the host county. (3) The New Prison Development Subcommittee consists of: (a) the board member from the Department of Corrections appointed under Subsection (3H-7-302(1)(b)(i); (b) one of the board members with commercial construction experience appointed under Subsection 63H-7-302(1)(b)(iii); (c) one of the board members with experience in the real estate industry appointed under Subsection 63H-7-302(1)(b)(iii);
426 427 428 429 430 431 432 433 434 435 436	Senate; (h) an individual appointed to the subcommittee by the host city; and (i) an individual appointed to the subcommittee by the host county. (3) The New Prison Development Subcommittee consists of: (a) the board member from the Department of Corrections appointed under Subsection 63H-7-302(1)(b)(ii); (b) one of the board members with commercial construction experience appointed under Subsection 63H-7-302(1)(b)(iii); (c) one of the board members with experience in the real estate industry appointed under Subsection 63H-7-302(1)(b)(iii); (d) the board member, appointed under Subsection 63H-7-302(1)(b)(iv), who is a
426 427 428 429 430 431 432 433 434 435 436 437	Senate; (h) an individual appointed to the subcommittee by the host city; and (i) an individual appointed to the subcommittee by the host county. (3) The New Prison Development Subcommittee consists of: (a) the board member from the Department of Corrections appointed under Subsection 63H-7-302(1)(b)(i); (b) one of the board members with commercial construction experience appointed under Subsection 63H-7-302(1)(b)(iii); (c) one of the board members with experience in the real estate industry appointed under Subsection 63H-7-302(1)(b)(iii); (d) the board member, appointed under Subsection 63H-7-302(1)(b)(iv), who is a member of the of the State Commission on Criminal and Juvenile Justice;

441	<u>63H-7-302(1)(c)(i);</u>
442	(g) a member of the House of Representatives appointed to the subcommittee by the
443	speaker of the House of Representatives; and
444	(h) an individual appointed to the subcommittee by the Utah Association of Counties.
445	(4) The governor may appoint the board member referred to in Subsection
446	63H-7-302(1)(b)(v) to only one subcommittee.
447	(5) (a) The Former Prison Land Development Subcommittee shall advise the board
448	concerning:
449	(i) the formulation of a conceptual plan for the former prison land;
450	(ii) the formulation of a request for proposals under Section 63H-7-402, to the extent
451	that the request relates to a former prison land development project; and
452	(iii) the board's evaluation of and decision on proposals that the board receives
453	pursuant to a request for proposals, to the extent proposals relate to a former prison land
454	development project, whether as a separate project or as a part of a master development project.
455	(b) The New Prison Development Subcommittee shall advise the board concerning:
456	(i) the formulation of any prison programming proposals;
457	(ii) the formulation of a request for proposals under Section 63H-7-402, to the extent
458	that the request relates to a new prison development project; and
459	(iii) the board's evaluation of and decision on proposals that the board receives
460	pursuant to a request for proposals, to the extent proposals relate to a new prison development
461	project, whether as a separate project or as a part of a master development project.
462	Section 12. Section 63H-7-304 is enacted to read:-}
463	$\underline{63H-7-}$ $\{\underline{-304-}\}$ $\underline{303}$. Term of board members.
Pag	ge 15, Lines 430 through 447:
430	{ <u>(a) the board member from the Department of Corrections appointed under Subsection</u>
431	63H-7-302(1)(b)(i);
432	(b) one of the board members with commercial construction experience appointed
433	under Subsection 63H-7-302(1)(b)(iii);
434	(c) one of the board members with experience in the real estate industry appointed
435	under Subsection 63H-7-302(1)(b)(iii);
436	(d) the board member, appointed under Subsection 63H-7-302(1)(b)(iv), who is a
437	member of the of the State Commission on Criminal and Juvenile Justice;
438	(e) the board member appointed under Subsection 63H-7-302(1)(b)(v), if the governor
439	assigns that board member to serve on the New Prison Development Subcommittee;
440	(f) the board member who is a member of the Senate appointed under Subsection
441	63H-7-302(1)(c)(i);
442	(g) a member of the House of Representatives appointed to the subcommittee by the
443	sneaker of the House of Representatives: and

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               (h) an individual appointed to the subcommittee by the Utah Association of Counties.
               (4) The governor may appoint the board member referred to in Subsection
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         63H-7-302(1)(b)(v) to only one subcommittee.
               (a) the board members that the board designates to serve on the subcommittee; and
                (b) up to four other individuals appointed to the subcommittee by the governor.
                           (a) The Former Prison Land Development Subcommittee shall advise the board
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                  {<del>(5)</del>-}
7. Page 16, Line 466:
  466
               Section 13. Section 63H-7- \{ \frac{305}{304} \} is enacted to read:
   Page 16, Line 468:
  468
               (1) Salaries and expenses of board { or subcommittee } members who are legislators shall
   Page 16, Lines 472 through 474:
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               (2) A board {-or subcommittee} member who is not a legislator may not receive
         compensation or benefits for the member's service on the board { or subcommittee } , but may
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         receive per diem and reimbursement for travel expenses incurred as a board { or subcommittee }
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10. Page 16, Lines 479 through 481:
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                Section 14. Section 63H-7- { 306-}
                                                      305 is enacted to read:
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               63H-7- {<del>306</del>-}
                                  <u>305</u> . Board member ethics and conflicts of interest.
               (1) A board { or subcommittee } member is subject to Title 67, Chapter 16, Utah Public
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11. Page 16, Line 483:
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(2) An individual may not be appointed to or serve on the board { or a subcommittee } if

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