

1 **FIRE PREVENTION BOARD MEMBERSHIP AMENDMENTS**

2 2016 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: James A. Dunnigan**

5 Senate Sponsor: Curtis S. Bramble

7 **LONG TITLE**

8 **Committee Note:**

9 The Business and Labor Interim Committee recommended this bill.

10 **General Description:**

11 This bill modifies the Public Safety Code regarding board membership.

12 **Highlighted Provisions:**

13 This bill:

14 ▶ reduces the Utah Fire Prevention Board from 13 to 11 members, and specifies the
15 two membership positions to be removed.

16 **Money Appropriated in this Bill:**

17 None

18 **Other Special Clauses:**

19 None

20 **Utah Code Sections Affected:**

21 AMENDS:

22 **53-7-203**, as last amended by Laws of Utah 2015, Chapter 448

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

25 Section 1. Section **53-7-203** is amended to read:

26 **53-7-203. Utah Fire Prevention Board -- Creation -- Members -- Terms --**

27 **Selection of chair and officers -- Quorum -- Meetings -- Compensation -- Division's duty**



28 **to implement board rules.**

29 (1) There is created within the division the Utah Fire Prevention Board.

30 (2) The board shall be nonpartisan and be composed of ~~[13]~~ 11 members appointed by
31 the governor as follows:

32 ~~[(a) a city or county official;]~~

33 ~~[(b)]~~ (a) a licensed architect;

34 ~~[(c)]~~ (b) a licensed engineer;

35 ~~[(d)]~~ (c) a member of the Utah State Firemen's Association;

36 ~~[(e)]~~ (d) the state forester or the state forester's designee;

37 ~~[(f) the commissioner of the Labor Commission or the commissioner's designee;]~~

38 ~~[(g)]~~ (e) a member of the Utah State Fire Chiefs Association;

39 ~~[(h)]~~ (f) a member of the Utah Fire Marshal's Association;

40 ~~[(i)]~~ (g) a building inspector;

41 ~~[(j)]~~ (h) a citizen appointed at large;

42 ~~[(k)]~~ (i) a fire executive appointed from a full-time fire department in a county of the
43 first class;

44 ~~[(l)]~~ (j) a fire executive appointed from a full-time fire department in a county of the
45 second class; and

46 ~~[(m)]~~ (k) a fire executive appointed from a fire department in a county of the third,
47 fourth, fifth, or sixth class.

48 (3) (a) Except as required by Subsection (3)(b), as terms of current board members
49 expire, the governor shall appoint each new member or reappointed member to a four-year
50 term.

51 (b) Notwithstanding the requirements of Subsection (3)(a), the governor shall, at the
52 time of appointment or reappointment, adjust the length of terms to ensure that the terms of
53 board members are staggered so that approximately half of the board is appointed every two
54 years.

55 (4) When a vacancy occurs in the membership for any reason, the replacement shall be
56 appointed for the unexpired term.

57 (5) A member whose term has expired may continue to serve until a replacement is
58 appointed pursuant to Subsection (3).

59 (6) The board shall select from its members a chair and other officers as the board finds
60 necessary.

61 (7) A majority of the members of the board is a quorum.

62 (8) The board shall hold regular semiannual meetings for the transaction of its business
63 at a time and place to be fixed by the board and shall hold other meetings as necessary for
64 proper transaction of business.

65 (9) A member may not receive compensation or benefits for the member's service, but
66 may receive per diem and travel expenses in accordance with:

67 (a) Section [63A-3-106](#);

68 (b) Section [63A-3-107](#); and

69 (c) rules made by the Division of Finance pursuant to Sections [63A-3-106](#) and
70 [63A-3-107](#).

71 (10) The division shall implement [~~the rules of~~] rules made by the board under Section
72 [53-7-503](#) and perform all other duties delegated by the board.

Legislative Review Note
Office of Legislative Research and General Counsel