Selected Highlights of the 2023 General Session

OFFICE OF LEGISLATIVE RESEARCH AND GENERAL COUNSEL MARCH 3, 2023



Issue Areas

Click on an issue area below to access the bills listed under that section

Air Quality	Law Enforcement and Criminal Justice	
Appropriations	Medical Cannabis	
Business	Political Subdivisions (Local Issues)	
Education (K12)	Railroads	
Education (Higher Education)	Revenue and Taxation	
Election Law	Social Media	
Energy	Student Health and Safety	
Firearms	Technology	
Government Operations (State Issues)	Transportation	
Health	Utah Constitutional Amendments	
Health Care	Veterans and Military Affairs	
Housing	Water	
Judiciary		

Note: To learn more about each bill, click on the bill numbers to be redirected to the bill page.



Air Quality

HB0220S04

Emissions Reduction Amendments

Stoddard, A.

This bill addresses certain emissions.

This bill:

- defines terms;
- requires the Division of Air Quality (division) to conduct an inventory related to certain emissions;
- requires the division to complete an emissions reduction plan for certain emissions;
- requires the division to recommend state standards limiting halogen emissions;
- requires the division to publish the inventory, plan, and recommendations on the division's website; and
- requires the division to report on the inventory, plan, and recommendations.

Appropriations

HB0008 State Agency and Higher Education Compensation Appropriations Spendlove, R.

This bill supplements or reduces appropriations otherwise provided for the support and operation of state government for the fiscal year beginning July 1, 2023 and ending June 30, 2024.

- provides funding for a 5% labor market increase for state employees;
- provides funding for a 3.75% targeted compensation increases for state employees;
- provides funding for an average 2.5% discretionary pay increases for state employees;
- provides funding for an 8.75% discretionary compensation increase for higher education employees;
- provides funding for an average 7.2% increase in health insurance benefits rates and 0.9% increase in dental insurance benefits rates for state and higher education employees;
- provides funding for discretionary compensation increase for offices of the Legislature, statewide elected officials, and the Judiciary;
- provides funding for an up-to \$26 per pay period 401(k) match for qualifying state employees; and
- provides funding for other compensation adjustments as authorized.



SB0003 Appropriations Adjustments

Stevenson, J.

This bill supplements or reduces appropriations otherwise provided for the support and operation of state government for the fiscal year beginning July 1, 2022 and ending June 30, 2023 and for the fiscal year beginning July 1, 2023 and ending June 30, ... This bill:

- provides budget increases and decreases for the use and support of certain state agencies;
- provides budget increases and decreases for the use and support of certain public education programs;
- provides budget increases and decreases for the use and support of certain institutions of higher education;
- provides funds for the bills with fiscal impact passed in the 2023 General Session;
- provides budget increases and decreases for other purposes as described;
- authorizes fees;
- authorizes rates and full time employment levels for certain internal service funds;
- provides intent language; and
- provides a mathematical formula for the annual appropriations limit.

Business

HB0094S02

Reverse Mortgage Amendments

Brooks, W.

This bill makes changes to reverse mortgage requirements.

- amends the age requirement for a reverse mortgage borrower;
- amends requirements for a prospective borrower to meet with an independent housing counselor;
- changes the requirement for a cooling off period from seven days to five days;
- provides that certain prerequisites for initiating foreclosure proceedings do not apply if the borrower is deceased;
- defines terms; and
- makes technical and conforming changes.



HB0281S01

Social Credit Score Amendments

Acton, C.K.

This bill addresses social credit scores.

This bill:

- defines terms;
- requires the Division of Consumer Protection to establish a system that allows a consumer to report a financial institution's or company's use of a social credit score;
- prohibits a governmental entity from using, enforcing, providing data for use in, or otherwise participating in the creation or use of a system that, based on a social credit score, discriminates against, advocates for, or causes adverse or preferential treatment of a person;
- provides rulemaking authority; and
- creates reporting requirements.

<u>HB0449S04</u>

Business Services Amendments

This bill prohibits a company from coordinating with another to intentionally destroy certain companies by eliminating the viable options for the companies to obtain a product or service.

This bill:

- defines terms;
- subject to exceptions, prohibits a company from coordinating with another to intentionally destroy certain companies by eliminating the viable options for the companies to obtain a product or service;
- allows a person to bring a civil action for injunctive relief or damages for a violation of the prohibition;
- requires a court to award attorney fees and costs to the prevailing party in the civil action; and
- prohibits a court from reducing damages in the civil action to an amount less than the actual damages.

<u>SB0035S03</u>

Reciprocal Professional Licensing Amendments

Bramble, C.

Ivory, K.

This bill addresses reciprocal professional licensing and certification by certain state agencies.

- defines terms;
- enacts the Interstate Teacher Mobility Compact;



- enacts the PA Licensure Compact;
- creates a process for the following state agencies to issue certain professional licenses and certificates by endorsement:
- the Department of Agriculture and Food;
- the Pete Suazo Utah Athletic Commission within the Department of Cultural and Community Engagement;
- the Department of Commerce;
- the Department of Environmental Quality;
- the Department of Health and Human Services;
- the Utah State Office of Rehabilitation within the Department of Workforce Services;
- the Labor Commission;
- the State Board of Education; and
- the Department of Transportation;
- provides administrative rulemaking authority; and
- makes technical and conforming changes.

SB0036S05 Professional Licensing Amendments

Bramble, C.

This bill modifies provisions related to professional licensing.

- creates and modifies definitions;
- clarifies the purpose of recommendations provided by a professional licensing board to the director of the Division of Professional Licensing (division);
- authorizes the director of the division to designate certain professional licensing board members to preside over adjudicative proceedings concerning professional licenses;
- creates a process for review of the designated professional licensing board members' recommended order after an adjudicative proceeding;
- modifies professional license application requirements regarding proof of identity;
- allows the division to designate information regarding proof of identity that is included with a professional license application as a private government record;
- clarifies supervision requirements for a physician assistant performing a cosmetic medical procedure;
- removes provisions requiring the division to administer a radiology practical technician examination for radiology-related license applicants;
- modifies penalties for unlawful conduct by a person licensed to engage in a construction trade;
- removes requirements a licensed advanced practice registered nurse is required to meet before prescribing or administering a Schedule II controlled substance;



- removes provisions prohibiting the division from issuing or renewing a nurse's license for past criminal convictions;
- modifies licensing requirements for certain funeral service establishments and professionals, landscape architects, security personnel, and deception detection examiners;
- modifies background check requirements for licensed pharmacies, alarm companies, security car companies, and deception detector examiners;
- grants administrative rulemaking authority; and
- makes technical changes.

Gratuity Amendments

Pitcher, S.

This bill addresses sharing of employee tips and gratuities.

This bill:

SB0073S01

- allows an employee who is not customarily tipped to participate in a tip sharing arrangement under certain circumstances; and
- makes technical changes.

SB0096S02

Fiduciary Duty Modifications

Wilson, C.

This bill addresses fiduciary duties for funds managed by public entities. This bill:

- requires a public entity to invest public funds in accordance with the prudent investor rule;
- addresses a public entity's proxy voting duties;
- requires a public entity to provide the state treasurer access to proxy voting reports upon request; and
- makes technical and conforming changes.

SB0138S02

Fraudulent Ticket Sales Modifications

Sandall, S.

This bill makes changes to the Ticket Website Sales Act and the Ticket Transferability Act.

- makes out-of-state online ticket resellers subject to the Ticket Website Sales Act;
- amends requirements for online ticket sale disclosures;
- prohibits the use of certain intellectual property without written authorization;
- prohibits the knowing sale of more than one copy of the same ticket;



- adds requirements related to refunds for tickets sold on the secondary market online;
- prohibits the use of ticket purchasing software in certain circumstances;
- defines terms; and
- makes technical and conforming changes.

SB0173S05 Alcoholic Beverage Control Act Amendments

Stevenson, J.

This bill modifies the Alcoholic Beverage Control Act and related provisions.

- creates and modifies definitions;
- prohibits a public transit district from allowing advertising on a transit vehicle that promotes an alcoholic product;
- modifies the proximity within which a hotel licensee may be to a community location;
- clarifies hotel and resort licensee room service requirements;
- modifies provisions related to flavored beer, heavy beer, and other malt beverages;
- establishes a process for the Department of Alcoholic Beverage Services (department) to approve a manufacturer's sale or distribution of beer that contains certain flavoring;
- prohibits a manufacturer from selling or distributing beer that contains certain flavoring without the department's approval;
- clarifies penalties applicable to a manufacturer who sells or distributes beer that contains certain flavoring without the department's approval;
- requires the department to reject labeling or packaging for a malted beverage that is likely to cause a person to believe the malted beverage is a nonalcoholic beverage under certain circumstances;
- addresses minor ownership in an entity that applies for an alcohol license, package agency, or permit;
- prohibits the department from purchasing or stocking spirituous liquor in a container smaller than 200 milliliters except for certain purposes;
- modifies alcohol training and education requirements for certain staff of an alcohol licensee;
- requires the Alcoholic Beverage Services Commission (commission) to provide information regarding an off-premise beer retailer licensee's sale of an alcoholic product to a minor to the Department of Public Safety and requires the Department of Public Safety to manage the information;
- modifies alcohol license renewal fee requirements;
- removes provisions requiring the clerk of the court to notify the department of violations of the Alcoholic Beverage Control Act or alcohol-related local ordinances;
- prohibits storage of an alcoholic beverage for sale if a person is not authorized to sell the alcoholic beverage;
- modifies license forfeiture requirements for retail licensees that cease operations;
- allows certain restaurant venues to obtain an on-premise banquet license for the same premises as a restaurant license;



- limits the number of on-premise banquet licenses the commission may issue to a restaurant venue;
- addresses the proximity within which a restaurant venue on-premise banquet license may be to a community location;
- allows a hotel or resort to obtain an off-premise beer retailer state license;
- allows a restaurant patron who is escorted by a restaurant employee to carry an unfinished drink from the dispensing area to the dining area;
- modifies serving size requirements for hard cider;
- modifies requirements for master full-service restaurant licensees;
- exempts resort sublicenses from the commission's calculation regarding the total number of retail licenses issued;
- exempts a certain number of full-service restaurant licenses from the population quota applicable to full-service restaurant licenses;
- exempts a certain number of bar establishment licenses from the population quota applicable to bar establishment licenses;
- modifies requirements for certain equity licensees to maintain a substantial recreational facility;
- provides that an equity licensee may have more than one dispensing structure on the equity licensee's premises;
- increases the number of airport lounge licenses the commission may issue for an international airport;
- allows the commission to issue a certain number of airport lounge licenses to a domestic airport;
- requires a person who transports liquor to a domestic airport to obtain a liquor transport license;
- modifies department notice requirements for, and the process for issuance of, an event permit;
- allows the commission to deem certain licenses forfeited for the licensee's failure to meet change in ownership notice requirements;
- modifies the time period within which a local industry representative licensee and liquor warehousing licensee is required to notify the department regarding change of ownership;
- modifies provisions related to management agreements concerning a business that is utilizing an alcohol license;
- clarifies provisions related to alcohol inventory transfer agreements;
- creates reporting requirements;
- includes a sunset date; and
- makes technical and conforming changes.

Education (K-12)

Public Education Enrollment Options Amendments

Pulsipher, S.

This bill addresses public education enrollment options.

This bill:

HB0185

- defines terms;
- allows a local education agency to provide a home-centered, school-supported enrollment option allowing students to complete a portion of the students' course work from home;



- establishes certain requirements for local education agencies that provide a home-centered, school-supported enrollment option;
- prohibits home school students from participating in a home-centered, school-supported enrollment option; and
- clarifies the effect of student participation in a home-centered, school-supported enrollment option on statewide assessment requirements and certain public education funding.

HB0215S03 Funding for Teacher Salaries and Optional Education Opportunities Pierucci, C.

This bill establishes the Utah Fits All Scholarship Program and provides funding for the program and a doubling of an educator salary adjustment.

- defines terms;
- amends provisions to codify and double the amount of the state-provided educator salary adjustment;
- establishes the Utah Fits All Scholarship Program (program);
- requires the state board to contract with, no later than September 1, 2023, a program manager to administer the program;
- authorizes the program manager to establish scholarship accounts on behalf of eligible students to pay for approved education goods and services starting in the 2024-2025 school year;
- prohibits a program manager from accepting scholarship funds in certain circumstances and requires other fiscal safeguards, auditing, and accountability measures;
- requires eligible schools and service providers to meet certain standards to be eligible to receive scholarship funds;
- establishes an annual and private portfolio submission to the program manager as an eligibility qualification;
- allows for a scholarship student to receive a prorated scholarship award if the student participates part-time in a local education agency;
- authorizes the program manager to administer the program and distribute scholarship funds;
- requires the state board to provide limited oversight of the program manager, including an appeal process for the program manager's administrative decisions;
- prohibits certain regulations of eligible schools and eligible service providers;
- requires background checks for employees and officers of a program manager;
- enacts program funding provisions;
- requires a program manager and the State Board of Education (state board) to submit reports on the program to the Education Interim Committee;
- classifies scholarship students' and scholarship account information as protected records; and
- makes technical and conforming changes.



HB0249S02

Education Related Amendments

Peterson, K.

This bill addresses parental engagement in the education arena.

This bill:

- addresses a parent's access to and submission of education records;
- grants rulemaking authority;
- directs the state board to create record tracking interoperability for education records in the information management system under certain circumstances;
- requires the state board to create a parent portal that provides information outlined in statute, including school comparison information;
- requires notification of the parent portal;
- provides for the appointment of a parent engagement specialist, including providing for the specialist's duties; and
- makes technical changes.

HB0308S01

School Grading Modifications

Welton, D.

This bill amends provisions related to school overall ratings under the school accountability system.

This bill:

- removes the requirement on the State Board of Education to use a letter grade to assign a school an overall rating;
- amends provisions related to school turnaround and leadership development that reference letter grades under the school accountability system; and
- makes technical and conforming changes.

<u>HB0477</u>

Full-day Kindergarten Amendments

This bill makes full-day kindergarten available for all local education agencies with an option for half-day kindergarten.

This bill:

- amends provisions related to scholarship amounts tied to the length of a kindergarten class;
- amends funding formulas related to kindergarten to reflect a full-day length of a kindergarten class;
- requires local education agency governing boards to provide an optional half-day kindergarten class upon request;
- amends provisions regarding a requirement for a kindergarten assessment;

Spendlove, R.



- repeals an optional expanded kindergarten program; and
- makes technical and conforming changes.

Public Education Funding Equalization

Fillmore, L.

This bill requires the inclusion of an appropriation to the Local Levy Growth Account in public education budget legislation under certain circumstances.

This bill:

SB0083

• requires the inclusion of an appropriation to the Local Levy Growth Account in public education budget legislation under certain circumstances.

SB0100S02

School Gender Identity Policies

Weiler, T.

This bill enacts provisions ensuring a parent's access to information related to a parent's child, including gender identity.

This bill:

- defines terms;
- requires each school and each local governing board to ensure a parent's right to access the education record of the parent's child; and
- prohibits a school or local education agency from prohibiting a parent's access to the education record of the parent's child.

<u>SB0103S02</u> Student Graduation Attire Modifications Kwan, K. This bill allows individuals to wear cultural attire during graduation ceremonies.

This bill:

• allows all public school students to wear items of religious or cultural significance as part of their graduation attire.

Education (Higher Education)

HB0102S01

Higher Education Residency Amendments

This bill amends higher education residency provisions.

This bill:

• requires an institution within the state system of higher education to grant residency status to an individual who is not a citizen of the United States but has been granted or has applied for certain immigration status.

SB0146S01

Higher Education Governance Amendments

Millner, A.

This bill amends provisions regarding governance of the state's system of higher education.

This bill:

- defines terms;
- removes an exception for public employment of a relative under certain circumstances;
- amends the membership and duties of the Utah Board of Higher Education (board);
- amends the appointment process of members of the board;
- requires the University of Utah to provide administrative support to the board;
- amends the duties of the commissioner of higher education;
- repeals requirements regarding the establishment of certain committees;
- amends provisions regarding the employment, support, and evaluation of institution of higher education presidents;
- amends provisions regarding the approval of programs;
- requires the board to engage in certain program and discipline reviews;
- amends provisions regarding the set aside and reallocation of new performance funding;
- removes members of the board from the Higher Education and Corrections Council;
- expands the allowed term of a land lease;
- repeals obsolete provisions regarding past requirements; and
- makes technical and conforming changes.



Teuscher, J.



Higher Education Funding Amendments

Vickers, E.

This bill modifies provisions related to higher education.

This bill:

SB0194

- authorizes certain public and private entities to provide money to the Higher Education Student Success Endowment;
- creates the Utah Higher Education Savings Board of Trustees to act as fiduciary for the Utah Education Savings Plan;
- allows the board to hold a closed meeting to discuss certain fiduciary or commercial information; and
- makes technical and conforming changes.

Election Law

HB0037S01 Voter Signature Verification Amendments This bill addresses voter signature verification, voter accessibility, and related issues. Eliason, S.

- provides guidance for determining when a signature submitted with a ballot corresponds to a signature in a voter registration record;
- establishes requirements for contacting a voter when the voter's ballot is rejected;
- establishes record-keeping and reporting requirements in relation to rejected ballots;
- requires an election officer to provide an accessible voting option for a voter with a disability;
- requires the director of elections to make rules regarding signature verification for individuals who are unable to sign their name consistently due to a disability;
- grants rulemaking authority to establish criteria, processes, and training in relation to signature comparison;
- requires that election notices include instructions for how a voter with a disability may obtain information on voting in an accessible manner;
- addresses the disclosure of certain information relating to a voter whose ballot is rejected;
- makes it unlawful for an election officer to willfully neglect, or act corruptly in discharging, the election officer's duty; and
- makes technical and conforming changes.



HB0162S01

Voter Accessibility Amendments

Gwynn, M.

This bill makes changes to the Election Code relating to voting accessibility.

This bill:

- requires an election officer to provide an accessible voting option for a voter with a disability;
- requires the director of elections to make rules regarding identity verification for individuals who are unable to sign their name consistently due to a disability;
- requires that election notices include instructions on how a voter with a disability may obtain information on voting in an accessible manner; and
- makes technical changes.

Election Audit Requirements

This bill requires and addresses a biennial audit of elections, conducted by the Office of the Legislative Auditor General (office).

This bill:

HB0269S02

- requires the office to conduct a biennial audit of elections and related processes throughout the state that includes regular primary elections and regular general elections;
- describes the conduct and scope of the audit;
- addresses the office's authority and access to records, facilities, and equipment to enable the office to conduct the audit;
- requires compliance by government officials and employees in relation to the audit;
- preserves the right to a secret ballot; and
- makes conforming changes.

HB0448S03

Election Changes

Maloy, A. Cory

This bill amends provisions of the Election Code and the authority of the lieutenant governor over elections.

This bill:

- defines terms;
- modifies and describes the supervisory and oversight authority of the lieutenant governor over elections;
- describes the duties of a clerk in relation to elections;

Schultz, M.



- provides the lieutenant governor with access to records, facilities, equipment, staff, and meetings to assist the lieutenant governor in fulfilling the supervisory and oversight authority described above;
- provides a process and method for the lieutenant governor to enforce compliance with the provisions of election law;
- requires the lieutenant governor to provide, and certain election administrators and employees to complete, training relating to conducting elections;
- addresses requirements for audits of election processes;
- modifies publication dates for certain ballot statistics;
- requires certain studies relating to elections;
- grants rulemaking authority to the lieutenant governor in relation to:
- training;
- audits;
- maintaining and updating the statewide voter registration system and database;
- conducting elections;
- signature comparison and verification;
- alternative methods of identity verification; and
- chain of custody and ballot reconciliation;
- modifies provisions relating to the statewide voter registration system and database, including requirements relating to maintenance and updates;
- establishes requirements to ensure accessibility of the election system in relation to a person with a disability;
- modifies ballot curing requirements;
- enacts ballot chain of custody and reconciliation requirements;
- establishes requirements relating to election records and election security;
- requires uniformity of certain election processes and records; and
- makes technical and conforming changes.

Election Candidate Replacement Amendments

Bramble, C.

This bill addresses candidate vacancies.

This bill:

SB0063S01

- amends the definition of a vacancy;
- changes the deadline for filling a candidate vacancy;
- subject to an existing exception, for certain candidate vacancies, permits a political party to replace a candidate regardless of the reason for the vacancy; and
- makes technical changes.



Energy

HB0426S03

Statewide Energy Policy Amendments

Moss, J.

This bill makes changes to the Utah Energy Act.

This bill:

- requires the Office of Energy Development to prepare a strategic energy plan; and
- creates the Utah Energy Research Grant Program and gives the Office of Energy Development the authority to administer the grant program.

Firearms

HB0199S03	Voluntary Firearm Safekeeping Amendments	Cutler, P.
This bill addresses the volun	tary commitment of a firearm in cases of domestic violence.	

- defines terms;
- prohibits a law enforcement agency that receives a firearm from the owner or the owner's cohabitant for safekeeping from returning the firearm to the owner if the owner:
- is a restricted person; or
- has been arrested and booked into jail on a class A misdemeanor or felony domestic violence offense, has had a court review the probable cause statement and determine that probable cause existed for the arrest, and is subject to a jail release agreement or a jail release court order;
- directs the Department of Public Safety to create a pamphlet detailing a domestic violence victim's rights to commit the perpetrator's firearm to a law enforcement agency under certain circumstances; and
- makes technical changes.



Airport Firearm Possession Amendments

Gricius, S.

Lyman, P.

This bill concerns possession of a firearm at an airport.

This bill:

HB0461S02

- defines terms;
- provides when a firearm that was seized as part of a criminal offense at an airport may be returned to the firearm's owner;
- modifies the offense of possession of a dangerous weapon at an airport;
- restricts the ability of a prosecutor to seek the forfeiture of a firearm under certain circumstances; and
- makes technical and conforming changes.

HB0507S03 Firearm Possession Revisions

This bill amends the definition of a restricted person.

This bill:

- defines terms;
- amends the definition of a restricted person; and
- makes technical and conforming changes.

Government Operations (State Issues)

HB0021Open and Public Meetings Act AmendmentsBriscoe, J.This bill modifies the Open and Public Meetings Act relating to public comment requirements and electronic meetings for certain public bodies.Briscoe, J.

- requires a local school board holding an open meeting to allow a reasonable opportunity for the public to provide verbal comments at the meeting, subject to certain exceptions;
- requires a local school board to adopt a written policy allowing public comment in a public meeting;



- permits a public body of a local district or special service district to convene and conduct an electronic meeting in certain circumstances; and
- makes technical and conforming changes.

Boards and Commissions Amendments

Stenquist, J.

Wilson, B.

This bill amends provisions relating to boards and commissions.

This bill:

HB0034

- addresses reporting requirements relating to an executive board; and
- requires an interim committee to review, for potential repeal, an executive board that fails to comply with the five-year reporting requirement for an executive board.

<u>HB0512</u>

Elected Official Education

This bill provides for an annual statewide elected official summit.

This bill:

- requires the Legislature to host an annual summit to educate and train legislators and local elected officials in Utah; and
- describes the training and education that may be provided at the summit.

<u>SB0018</u>

Public Expression Protection Act

Bramble, C.

This bill enacts the Uniform Public Expression Protection Act.

- defines terms;
- creates a process for a claim asserted against a person for:
- communication in, or on an issue under consideration in, certain governmental proceedings; or
- exercising certain rights under the United States Constitution or Utah Constitution;
- requires a court to award costs, attorney fees, and other litigation expenses under certain circumstances;
- includes a severability clause; and
- repeals the Citizenship Participation in Government Act.



State Flag Amendments

McCay, D.

<u>SB0031S04</u> This bill addresses the state flag of Utah.

This bill:

- establishes a new state flag of Utah;
- describes the design and meaning of the new state flag;
- designates the current state flag as the historical state flag; and
- provides for the display of both flags.
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<u>SB0097S02</u>

Public Contract Requirements

Wilson, C.

This bill addresses public entity contract requirements.

- defines terms;
- subject to exceptions, prohibits a public entity from entering into a contract with a company that engages in certain boycott actions;
- prohibits a person from penalizing a company that agrees not to engage in certain boycott actions while under contract with a public entity;
- provides that a person who penalizes a company for agreeing not to engage in certain boycott actions while under contract with a public entity interferes with the state's interest in administering state programs and maintaining commercial relationships; and
- makes technical and conforming changes.



Health

<u>HB0131</u>

Vaccine Passport Prohibition

Brooks, W.

This bill This bill enacts a prohibition on the use of an individual's immunity status by places of public accommodation, governmental entities, and employers.

This bill:

- defines terms;
- makes it unlawful for a place of public accommodation to discriminate against an individual based on the individual's immunity status;
- with certain exceptions, prohibits a governmental entity from requiring proof of immunity status;
- with certain exceptions, makes it unlawful discrimination for an employer to require proof of immunity status; and
- prohibits a governmental entity or employer from requiring an individual to receive a vaccine.

<u>HB0228</u>

Unprofessional Conduct Amendments

Petersen, M.

Lisonbee, K.

This bill modifies and enacts provisions relating to the provision of conversion therapy to minors.

This bill:

- defines terms;
- prohibits certain health care professionals from providing conversion therapy to a minor client;
- includes a severability clause; and
- makes technical and conforming changes.

HB0467S02

Abortion Changes

Abortion Change

This bill modifies provisions related to abortion.

- modifies definitions;
- requires abortions to be performed in a hospital, with some exceptions;
- prohibits licensing of abortion clinics after May 2, 2023, but allows licensing of certain clinics for providing an abortion if the clinic meets certain standards;



- removes certain references to abortion clinics;
- provides that inducing or performing an abortion contrary to statutory requirements is unprofessional conduct for a physician, osteopathic physician, physician assistant, advanced practice registered nurse, certified nurse midwife, and direct-entry midwife;
- modifies provisions that govern what constitutes a medical emergency in relation to an abortion;
- modifies the conditions under which an abortion may be performed to protect the life or health of the mother;
- amends language related to medical defects of a fetus;
- repeals the statute that established a prohibition on abortions after 18 weeks and incorporates its contents into existing statute, replacing language that established now-superseded viability standards;
- standardizes language between various statutes that regulate abortion;
- requires a physician, in the case of a diagnosis of a lethal fetal anomaly, to give notice of the availability of perinatal hospice and perinatal palliative care services as an alternative to abortion;
- treats an individual who becomes pregnant at a certain age as having the same access to abortion services as rape or incest situations;
- prohibits the ability to receive an abortion due to rape or incest if the unborn child has reached 18 weeks gestational age;
- requires updates to abortion information modules to match current law;
- modifies state of mind standards for criminal act;
- provides for severability;
- provides for regulation of drugs that are known to be used in relation to an abortion;
- creates a criminal offense for prescribing a drug for the purpose of causing an abortion, unless the prescriber is licensed as a physician under the laws of this state; and
- makes technical changes.

SB0016S04 Transgender Medical Treatments and Procedures Amendments Ke

Kennedy, M.

This bill enacts provisions regarding transgender medical treatments and procedures. This bill:

- defines terms;
- requires the Department of Health and Human Services to conduct a systematic review of the medical evidence regarding hormonal transgender treatments and provide recommendations to the Legislature;
- requires the Division of Professional Licensing to create a certification for providing hormonal transgender treatments;
- requires a health care provider to meet certain requirements before providing a hormonal transgender treatment;
- prohibits a health care provider from providing a hormonal transgender treatment to new patients who were not diagnosed with gender dysphoria before a certain date;
- prohibits performing sex characteristic surgical procedures on a minor for the purpose of effectuating a sex change;
- specifies that an individual may bring a medical malpractice action related to certain medical treatments and procedures;
- specifies that an individual may disaffirm consent under certain circumstances;



- allows an individual to bring a medical malpractice action for treatment provided to the individual as a minor if the individual later disaffirms consent;
- extends the medical malpractice statute of limitations related to providing certain medical treatments and procedures; and
- makes technical changes.

SB0155S02 Litigation Proceed Fund Amendments

Plumb, J.

This bill enacts requirements for the use of funds received from opioid litigation proceeds.

This bill:

- designates the Office of Substance Use and Mental Health as the reporting entity for any settlement or other agreement that requires reporting on the use of opioid funds and describes the reporting requirements for governmental entities that receive opioid funds; and
- modifies the Opioid Litigation Proceeds Restricted Account.

Health Care

SB0104Master Plan for AgingThis bill amends provisions governing the Utah Commission on Aging.

This bill:

- amends the duties and powers of the Utah Commission on Aging (commission);
- directs the commission to prepare and publish a 10-year master plan for aging; and
- makes technical corrections.

<u>SB0133S02</u>

Modifications to Medicaid Coverage

Harper, W.

Kwan, K.

This bill addresses Medicaid for pregnant and postpartum women.

- defines terms; and
- requires the state Medicaid program to request one or more Medicaid waivers or state plan amendments from the Centers for Medicare and Medicaid Services to:



- expand eligibility for certain limited family planning services; and
- extend the duration of postpartum coverage for certain women.

<u>SB0204</u>

Autism Coverage Amendments

Bramble, C.

This bill requires the Department of Health and Human Services to request a state plan amendment for the Medicaid program to provide coverage for autism treatment services.

This bill:

- defines terms; and
- requires the Department of Health and Human Services to request a state plan amendment for the Medicaid program to provide coverage for autism treatment services.

Children's Health Coverage Amendments

Escamilla, L.

This bill creates alternative eligibility requirements for the Children's Health Insurance Program.

This bill:

SB0217S02

- modifies definitions;
- creates alternative eligibility requirements for the Children's Health Insurance Program;
- allows the department to create a waiting list for applicants eligible under the alternative eligibility requirements;
- specifies what benefits a child may receive if eligible under the alternative eligibility requirements;
- limits enrollment for children who are eligible under the alternative eligibility requirements;
- creates the Alternative Eligibility Expendable Revenue Fund; and
- makes technical changes.

Housing

HB0364S06

Housing Affordability Amendments

Whyte, S.

This bill modifies provisions relating to affordable housing and the provision of services related to affordable housing.

This bill:

• modifies provisions related to the moderate income housing reporting requirements for certain cities and counties;



- allows a city or county to appeal the Housing and Community Development Division's determination of noncompliance in relation to city and county moderate income housing reports;
- establishes an appeal board to hear and decide appeals in relation to city and county moderate income housing reports;
- requires the Department of Workforce Services to report annually on expenditures authorized by the Utah Housing Preservation Fund;
- allows for state low-income housing tax credits to be allocated, by pass-through, to certain business entities;
- increases the aggregate annual amount of state low-income housing tax credits that may be allocated in certain years;
- allows a taxpayer to claim a state low-income housing tax credit before final certification from the Utah Housing Corporation in certain circumstances;
- requires the Legislature to conduct reviews of the aggregate annual amount of state low-income housing tax credits that the Utah Housing Corporation is authorized to allocate and has allocated; and
- makes technical and conforming changes.

Homeless Services Amendments

Eliason, S.

This bill modifies provisions related to the oversight and provision of services for individuals experiencing homelessness.

This bill:

HB0499S03

- defines terms;
- modifies the formula used by the Office of Homeless Services (office) to disburse funds from the Homeless Shelter Cities Mitigation Restricted Account (account) to municipalities to mitigate the impacts of homeless shelters;
- prohibits a municipality from receiving funds from the account if the municipality does not enforce an ordinance that prohibits camping, except in certain circumstances;
- modifies the annual local contribution amount that certain local governments are required to provide from the local government's collected sales tax revenue for deposit into the account;
- provides for the State Tax Commission to subtract a certain amount from a local government's annual local contribution to the account based on the availability of homeless shelter beds within the local government's boundaries;
- requires certain counties to convene a county winter response task force for the purpose of preparing a county winter response plan, formerly known as a county overflow plan;
- describes the membership of a county winter response task force;
- expands the county winter response plan requirements to counties of the second class;
- modifies the process and requirements for a county winter response plan and the consequences of noncompliance during the winter response period;
- requires the Department of Health and Human Services to issue a code blue alert for certain weather events that may pose a danger to individuals experiencing homelessness;



- provides for certain requirements and limitations to take effect within a county that is impacted by a code blue alert; and
- makes technical and conforming changes.

First-time Homebuyer Assistance Program

Adams, J. S.

This bill creates the First-Time Homebuyer Assistance Program.

This bill:

SB0240S01

- defines terms;
- creates the First-Time Homebuyer Assistance Program (program) within the Utah Housing Corporation;
- provides for the Utah Housing Corporation to use program funds to assist first-time homebuyers in purchasing certain housing;
- limits the use of program funds for payment of certain costs associated with the purchase of housing;
- provides for a first-time homebuyer's repayment of program funds in certain circumstances;
- requires the Utah Housing Corporation to make rules to administer the program;
- allows the Utah Housing Corporation to use a certain amount of program funds on administration; and
- requires the Utah Housing Corporation to report annually to the Legislature on program disbursements.

Judiciary

HB0210S04

Justice Court Changes

Hawkins, J.

This bill amends provisions related to justice courts.

- creates the Justice Court Reform Task Force;
- provides the membership of the Justice Court Reform Task Force;
- addresses vacancies, salaries and expenses, staffing, and the duties of the Justice Court Reform Task Force;
- provides a sunset date for the Justice Court Reform Task Force;
- clarifies that a justice court is part of the state judiciary;
- addresses the independence of a justice court from other branches of government for a municipality or county;
- amends the eligibility requirements for a justice court judge;
- amends provisions regarding the salary of a justice court judge;
- repeals a statute regarding an annual review and adjustment of a justice court judge's compensation; and
- makes technical and conforming changes.



Business and Chancery Court Amendments

Brammer, B.

This bill addresses the establishment of the Business and Chancery Court.

This bill:

HB0216S01

- defines terms;
- establishes the Business and Chancery Court;
- addresses the postjudgment interest rate for judgments of the Business and Chancery Court;
- addresses retention elections for judges of the Business and Chancery Court;
- addresses salaries for judges of the Business and Chancery Court;
- provides that the Business and Chancery Court is not geographically divided into districts;
- provides the number of judges of the Business and Chancery Court;
- amends the membership of the Judicial Council to include a member from the Business and Chancery Court;
- amends provisions regarding the administration of the courts to address the creation of the Business and Chancery Court;
- addresses a judicial hiring freeze for judges of the Business and Chancery Court;
- provides that the Business and Chancery Court is a trial court with statewide jurisdiction;
- addresses the organization and status of the Business and Chancery Court;
- addresses the jurisdiction of the Business and Chancery Court;
- provides that the Business and Chancery Court is the trier of fact and law in an action before the Business and Chancery Court;
- addresses a demand for a jury trial in the Business and Chancery Court;
- addresses the administration of the Business and Chancery Court, including:
- the terms for judges of the Business and Chancery Court;
- the presiding judge and associate presiding judge of the Business and Chancery Court; and
- staff and management of the Business and Chancery Court;
- addresses the location and facilities of the Business and Chancery Court;
- enacts a civil fee for the Business and Chancery Court;
- addresses decisions and rulings by the Business and Chancery Court;
- addresses the selection process for judges of the Business and Chancery Court, including the creation of the Business and Chancery Court Nominating Commission;
- amends provisions regarding the Judicial Conduct Commission; and
- makes technical and conforming changes.



HB0244S04 Utah Victim Services Commission and Victim Services

Ivory, K.

This bill addresses the Utah Victim Services Commission and victim services.

This bill:

- modifies the membership of the State Commission on Criminal and Juvenile Justice, the Utah Substance Use and Mental Health Advisory Council, the Utah Council on Victims of Crime, and the Domestic Violence Offender Treatment Board;
- creates the Victim Services Restricted Account;
- addresses the funding and distribution of the Victim Services Restricted Account;
- creates the Utah Victim Services Commission (commission);
- addresses membership, appointment, terms, and vacancies for the commission;
- addresses expenses for members of the commission;
- addresses the procedure and structure of the commission, including the appointment of a chair, the election of a vice chair, and the establishment of subcommittees;
- provides the duties of the commission, including the duties of the commission in regard to the Victim Services Restricted Account;
- addresses staffing of the commission;
- allows the commission to contract with a third party for certain services; and
- makes technical and conforming changes.

HB0314S01 Remedies for Victims of Domestic Violence Amendments

Judkins, M.

Clancy, T.

This bill amends provisions related to victims of domestic violence.

This bill:

- defines terms;
- amends the requirements for terminating a rental agreement when a renter is a victim of domestic violence; and
- makes technical and conforming changes.

HB0324S04 Workplace Violence Protective Orders Amendments

This bill creates a workplace violence protective order.



- defines terms;
- allows an employer to petition for a workplace violence protective order;
- requires an employer to notify certain individuals when seeking a workplace violence protective order;
- establishes relief a court may include as part of a workplace violence protective order;
- requires a court to take certain action after issuing a workplace violence protective order;
- establishes circumstances under which a court may modify or vacate a workplace violence protective order;
- requires a court to set a date for a hearing on a workplace violence protective order within a certain time period;
- establishes provisions related to the service, expiration, modification, and extension of a workplace violence protective order;
- provides a penalty for violating a workplace violence protective order;
- limits liability of an employer for seeking or failing to seek a workplace violence protective order; and
- makes technical and conforming changes.

HJR002 Joint Resolution Amending Rules of Civil Procedure on Injunctions Brammer, B.

This joint resolution amends the Utah Rules of Civil Procedure, Rule 65A, regarding injunctions.

This resolution:

• amends the Utah Rules of Civil Procedure, Rule 65A, regarding injunctions.

<u>SB0129S04</u>

Judiciary Amendments

Cullimore, K. A.

This bill amends provisions related to the judiciary.

- provides a repeal date for Title 78A, Chapter 10, Judicial Selection Act;
- defines terms related to judicial nominating commissions;
- addresses the selection, appointment, and confirmation of judges to the appellate, district, and juvenile courts of this state;
- addresses partisan political consideration in regard to the selection, appointment, and confirmation of judges;
- clarifies the transition process in regard to the creation of new judicial nominating commissions;
- allows the State Criminal and Juvenile Justice Commission to make rules for judicial nominating commissions;
- clarifies the process and timeline for the selection, appointment, and confirmation of judges to the appellate, district, and juvenile courts of this state;
- addresses the procedures, meetings, and certification process for judicial nominating commissions;
- addresses the process for the appointment of a judge by the governor;



- amends provisions regarding the Senate confirmation process;
- creates the Appellate Court Nominating Commission;
- provides the purpose and membership of the Appellate Court Nominating Commission;
- addresses the appointment, vacancy, or removal of commissioners on the Appellate Court Nominating Commission;
- addresses procedures and expenses for the Appellate Court Nominating Commission;
- creates a district and juvenile court nominating commission for each geographical division of the district and juvenile courts;
- provides the purpose and membership of a district and juvenile court nominating commission;
- addresses the appointment, vacancy, or removal of commissioners on a district and juvenile court nominating commission;
- addresses procedures and expenses for a district and juvenile court nominating commission; and
- makes technical and conforming changes.

SB0154S02

Adoption Amendments

Wilson, C.

This bill addresses adoptions.

- defines terms;
- addresses Medicaid coverage and payments related to a birth mother who considers or proceeds with an adoptive placement for a child;
- prohibits a child-placing agency from charging for services that are not actually rendered or for medical or hospital expenses that were paid for with public funds;
- requires certain child-placing agencies to join a child-placing consortium by which the consortium can serve all birth mothers and all prospective adoptive parents;
- provides protections for consortium-member child-placing agencies that cannot participate in child placing that is contrary to the agency's religious teachings, practices, or beliefs, or certain wishes of the birth mother;
- requires the Judicial Council to create a uniform fee and expense form for adoption proceedings;
- with certain conditions and exceptions:
- requires a prospective adoptive parent to file a fee and expense form with the court prior to the finalization of an adoption;
- requires the court to review a fee and expense form for completeness;
- requires a child placing agency to file a fee and expense form with the Office of Licensing within the Department of Health and Human Services; and
- requires the Department of Health and Human Services to provide an annual report to the Health and Human Services Interim Committee and Judicial Council regarding adoption costs in the state; and
- makes technical and conforming changes.



Law Enforcement and Criminal Justice

HB0018S01

Online Dating Safety Amendments

Romero, A.

This bill concerns online dating service safety requirements.

This bill:

- defines terms;
- requires certain safety notifications and disclosures by an online dating service provider;
- provides enforcement procedures and a penalty for a violation of the notifications and disclosures; and
- makes technical and conforming changes.

HB0057S01

Law Enforcement Investigation Amendments

Wilcox, R.

This bill concerns procedures and requirements related to law enforcement investigations.

This bill:

- creates and modifies definitions;
- establishes law enforcement reporting requirements for reverse-location warrants;
- requires the State Commission on Criminal and Juvenile Justice to receive, compile, and publish data concerning reverse-location warrants;
- provides that a law enforcement agency not in compliance with reverse-location warrant reporting requirements may not receive grants from the State Commission on Criminal and Juvenile Justice;
- revises law enforcement warrant notification requirements and procedures for certain owners of devices or information;
- places restrictions on and establishes procedures for law enforcement access to reverse-location information;
- requires, with a sunset provision, a specified notice for certain warrant applications; and
- makes technical and conforming changes.

HB0062S01

Driving Under the Influence Modifications

Wilcox, R.

This bill amends provisions related to an ignition interlock system and driving under the influence.

This bill:

• prohibits the Driver License Division from suspending a driver license unless the person fails to complete certain requirements as an ignition interlock restricted driver;



- amends offenses eligible for the 24-7 sobriety program;
- prohibits a court from ordering an ignition interlock system from a specific provider;
- imposes certain monitoring requirements for an ignition interlock system;
- amends administrative rule requirements regarding ignition interlock system providers;
- provides procedures for a person to petition to remove an ignition interlock restriction due to a medical condition;
- amends the revocation period for a refusal to submit to a chemical test under certain circumstances;
- provides in some circumstances that a person may elect to become an ignition interlock restricted driver after:
- a refusal of a chemical test; or
- a criminal conviction based on a refusal to submit to a chemical test;
- provides in some circumstances that a license revocation period may be shortened based on participation in a 24-7 sobriety program;
- amends individuals who are eligible for the 24-7 sobriety program;
- removes the requirement for a person to complete a risk assessment in connection with certain ignition interlock requirements;
- amends provisions relating to ignition interlock system providers; and
- makes technical and conforming changes.

HB0139S01 Sex and Kidnap Offender Registry Requirements

Judkins, M.

Matthews, A.

This bill amends sex and kidnap offender registry requirements.

This bill:

- amends sex and kidnap offender registry requirements for an offender who commits certain offenses in another state; and
- makes technical and conforming changes.

<u>HB0181</u>

Offender Employment Amendments

This bill establishes provisions related to a web portal that will connect individuals with criminal histories to available job opportunities.

- defines terms;
- requires the Department of Workforce Services to create and maintain a web portal through which:
- a business in this state, including a state or local entity, may post job opportunities available to individuals with criminal histories and related employment information; and
- an individual with a criminal history may access job opportunities and related information;
- requires the Division of Human Resource Management to:



- provide information and guidance to state agencies encouraging the hiring of individuals with criminal histories;
- ensure that state agency job opportunities available to individuals with criminal histories are included in the web portal; and
- report on the information and guidance to the Law Enforcement and Criminal Justice Interim Committee;
- requires the Department of Corrections to ensure that an offender has access to the web portal prior to release from incarceration; and
- makes technical and conforming changes.

Victim Services Amendments

Birkeland, K.

This bill modifies provisions related to certain victims of sexual crimes including an abortion based upon rape or incest.

This bill:

HB0297S02

- creates and modifies definitions;
- provides that a person operating a sexual assault hotline service may, when applicable, provide a victim of sexual assault with information on how to access free emergency contraception and other services;
- requires the Department of Health and Human Services to provide to certain entities information about how a victim of sexual assault may access emergency contraception and other services;
- requires a law enforcement officer's annual training to include training on responses to sexual trauma and investigations of sexual assault and sexual abuse;
- establishes law enforcement agency policy, public information, and reporting requirements concerning sexual assault offenses and investigations;
- requires the State Commission on Criminal and Juvenile Justice (commission) to receive, compile, and publish data concerning sexual assault offenses;
- provides that a law enforcement agency not in compliance with sexual assault offense reporting requirements may not receive grants from the commission;
- provides for a victim reparation award for a victim of sexual assault who becomes pregnant from the sexual assault, health care for the victim during the duration of the victim's pregnancy and for the victim and the victim's child for one year after the child is born;
- restricts an abortion based upon rape or incest to a pregnancy in which the unborn child has not reached 18 weeks gestational age;
- amends verification and reporting procedures for abortions based upon rape or incest;
- requires the department to receive, compile, and create a report concerning certain information regarding abortions based upon rape or incest and provide the report to the Health and Human Services Interim Committee; and
- makes technical and conforming changes.



HB0374S02

County Sheriff Amendments

Teuscher, J.

This bill repeals provisions regarding a county sheriff's role and duties in interlocal agreements for law enforcement services, police local districts, and police interlocal entities.

This bill:

- establishes a repeal date for provisions governing the content of interlocal agreements for law enforcement services involving a county; and
- establishes a repeal date for provisions governing the role of a sheriff in police local districts and police interlocal entities.

<u>HB0385S03</u>

Mentally Ill Offenders Amendments

Abbott, N.

This bill concerns offenders with a mental condition.

This bill:

- defines and modifies terms;
- modifies when certain defendants are eligible for a criminal defense based on a mental condition;
- modifies when certain defendants may receive probation, supervised release, or a reduction to a lower category of offense under specified circumstances;
- changes "guilty with a mental illness" to "guilty with a mental condition";
- amends eligibility, procedures, and requirements concerning a plea of guilty with a mental condition;
- amends certain provisions concerning the sentencing and commitment of an offender with a mental condition; and
- makes technical and conforming changes.

HB0485S01

Restricted Persons Amendments

Stoddard, A.

This bill concerns notification procedures for an individual who becomes a restricted person.

- defines terms;
- amends provisions relating to firearm notifications for an individual who becomes a restricted person as a result of certain types of protective orders; and
- makes technical and conforming changes.



Juvenile Custodial Interrogation Amendments

Riebe, K.

This bill addresses the custodial interrogation of a child.

This bill:

SB0049S03

- modifies the time period requirement for the custodial interrogation of a child;
- addresses disclosures made to a child before the custodial interrogation of the child;
- addresses compliance with required disclosures for the custodial interrogation of a child; and
- makes technical and conforming changes.

Domestic Violence Amendments

Weiler, T.

This bill amends provisions relating to domestic violence.

This bill:

SB0117S04

- requires a law enforcement officer to conduct a lethality assessment when responding to a report of domestic violence between intimate partners;
- describes the protocol for a lethality assessment;
- requires a law enforcement officer who conducts a lethality assessment to:
- include the results of the assessment with a probable cause statement and incident report; and
- submit the results to the Department of Public Safety;
- requires the Department of Public Safety to:
- develop and maintain a reporting mechanism by which law enforcement can submit lethality assessment data;
- provide analytical support to a law enforcement officer who submits the results of a lethality assessment;
- create and maintain a database of lethality assessment data; and
- in coordination with the Administrative Office of the Courts, provide information and training to certain court personnel regarding lethality assessments;
- includes a lethality assessment as part of the information that may be considered as part of pretrial processes; and
- makes technical and conforming changes.



Law Enforcement Officer Amendments

Escamilla, L.

This bill addresses provisions related to law enforcement officers.

This bill:

SB0124S02

- defines terms;
- amends the requirements regarding when an out-of-state law enforcement officer may respond to an emergency or a request for assistance in this state;
- authorizes the Peace Officer Standards and Training Division to discipline a chief executive who fails to report misconduct;
- addresses law enforcement officer employment and background checks;
- requires a law enforcement agency to use an early intervention system to determine law enforcement officer performance under certain circumstances;
- creates the Early Intervention System Grant Program; and
- makes technical changes.

SB0128S05 Public Safety Officer Scholarship Program

Ipson, D.

This bill enacts a public safety officer scholarship program for high school students entering into a law enforcement career.

- defines terms;
- creates a public safety officer scholarship program for high school graduates who:
- enroll in a law enforcement agency cadet program;
- seek a degree in a post-secondary program; and
- after Peace Officer Standards and Training (POST) certification, commit to a peace officer career of a certain duration;
- establishes application and work requirement processes;
- allows for the Utah Board of Higher Education (board) to determine qualifying programs;
- requires a scholarship recipient to report certification and employment statuses to the board;
- requires the POST Division to report employment status changes to the board;
- provides for repayment of scholarship funds in the case of a failure to meet program requirements;
- allows the board to use up to a certain percentage of appropriated funds for administering the program;
- grants the board rulemaking authority;
- amends board requirements to create a pathway plan for high school students interested in law enforcement; and
- makes technical and conforming changes.



Investigative Genetic Genealogy Modifications

Weiler, T.

This bill concerns the use of investigative genetic genealogy.

This bill:

SB0156S03

- defines and modifies terms;
- establishes requirements that a law enforcement agency is required to meet in order to:
- request an investigative genetic genealogy service or a genetic genealogy database utilization from a genetic genealogy company or the Bureau of Forensic Services; and
- obtain and process a third-party DNA specimen for information regarding the third-party individual's potential biological relatives;
- provides limitations on:
- arrests and charges based on certain types of genetic information; and
- uses of certain genetic information;
- establishes procedural requirements for retention and destruction of certain types of genetic information;
- establishes remedies for certain law enforcement investigation violations;
- establishes law enforcement reporting requirements for certain investigative genetic genealogy database utilizations;
- requires the State Commission on Criminal and Juvenile Justice to receive, compile, and publish data concerning certain law enforcement genetic genealogy utilizations;
- creates provisions concerning postconviction relief involving an investigative genetic genealogy service or a genetic genealogy database utilization; and
- makes technical and conforming changes.

Medical Cannabis

HB0230S02

Center for Medical Cannabis Research

Dailey-Provost, J.

This bill creates the Center for Medical Cannabis Research.

- defines terms;
- modifies membership requirements for members of the Cannabis Research Review Board;
- creates the Center for Medical Cannabis Research (center) within the University of Utah;
- requires the Department of Health and Human Services to work with the center to create guidance on medical cannabis use;



- allows the center to be funded by the Qualified Patient Enterprise Fund; and
- establishes the center's duties.

Medical Cannabis Regulation Amendments

Vickers, E.

This bill amends provisions related to medical cannabis production.

This bill:

SB0091S01

- creates and modifies definitions;
- removes the cap on licenses for independent testing laboratories that test medical cannabis;
- repeals provisions related to industrial hemp waste;
- modifies labeling requirements including requiring additional warning labels for certain products;
- allows a cannabis production establishment to maintain a liquid cash account instead of a surety bond;
- requires heavy metal testing for medical cannabis vaporizer cartridges;
- allows the Department of Agriculture and Food to ban ingredients found in medical cannabis upon the recommendation of a public health authority;
- removes the requirement that a cannabis production establishment agent be employed by a cannabis production establishment in order to hold a cannabis production establishment agent registration card; and
- makes technical changes.

Political Subdivisions (Local Issues)

HB0073S01

Municipal Office Modifications

Welton, D.

This bill modifies provisions related to filling a vacancy in a municipal off

- defines terms;
- modifies notice requirements;
- modifies the procedure for filling vacancies in certain circumstances;
- authorizes a member of a municipal legislative body whose resignation creates a vacancy in the municipal legislative body to, with certain exceptions, vote for the member's replacement;
- prohibits a member of a legislative body from rescinding a resignation;



- prohibits a member of a legislative body from voting for oneself to fill a vacancy in the municipal legislative body; and
- makes conforming changes.

HB0406S05 Land Use, Development, and Management Act Modifications Whyte, S.

This bill amends provisions related to municipal land use, development, and management of real property.

This bill:

- modifies the definition of rural real property;
- modifies provisions relating to a municipality's annexation of unincorporated private property;
- modifies the process by which a boundary commission considers competing petitions for annexation of unincorporated private property;
- clarifies the circumstances under which a municipality may adopt temporary land use restrictions; and
- modifies the way private parties and municipalities may use development agreements.

Public Employee Disability Benefits Amendments

King, Brian S.

Welton, D.

This bill amends the Public Employees' Long-Term Disability Act.

This bill:

HB0105

- establishes a three-year pilot period during which an eligible employee with a mental objective medical impairment qualifies for the same disability benefit as the eligible employee would receive for a physical objective medical impairment;
- creates review and compliance requirements for an individual receiving a disability benefit; and
- makes technical and corresponding changes.

<u>HB0183</u>

Firefighter Retirement Revisions

This bill authorizes coverage of certified or licensed emergency medical service personnel in the firefighter retirement systems.

- modifies definitions related to the firefighter retirement systems;
- authorizes participating employers to elect to cover certified or licensed emergency medical service personnel who the participating employer employs under the firefighter retirement systems;



- provides which years of service are eligible for credit in the firefighter retirement systems; and
- makes technical and conforming changes.

<u>SB0020S01</u> Military Installation Development Authority Amendments

Stevenson, J.

This bill amends provisions related to the Military Installation Development Authority. This bill:

- defines terms;
- for purposes of creating a public infrastructure district, clarifies who is considered the owner of military land within a project area by the Military Installation Development Authority (authority);
- amends provisions relating to ownership of a former rail line adjacent to a project area located at an air force base;
- enacts provisions immunizing a governmental entity from liability related to the ownership of certain historically contaminated property; and
- makes technical and conforming changes.

Local Land Use and Development Revisions

Fillmore, L.

This bill amends provisions related to local land use and development.

This bill:

SB0174S02

- amends the penalties for noncompliance with the requirements applicable to a political subdivision's moderate income housing report;
- defines the circumstances under which a garage may be included in the definition of an internal accessory dwelling unit;
- amends a political subdivision's authority with respect to restrictions and requirements for internal accessory dwelling units;
- enacts a new process for subdivision review and approval; and
- makes technical changes.



State Fair Park Amendments

Sandall, S.

SB0187S04 State Fair Park A This bill modifies provisions relating to the state fair park.

This bill:

- provides for the dissolution of the Utah State Fair Corporation;
- creates the State Fair Park Authority as a successor entity to the Utah State Fair Corporation, with similar but modified duties;
- authorizes the Authority to impose a special event sales tax;
- requires the State Tax Commission to distribute to the authority certain sales tax revenue generated from a hotel on fair park land;
- makes property on state fair park land subject to the privilege tax and provides for revenue from the tax and from personal property tax to be paid to the Authority;
- modifies provisions relating to the operation, maintenance, construction, and modification of buildings and facilities on state fair park land;
- authorizes the Authority to issue bonds and enacts provisions relating to the bonds; and
- makes technical changes.

Railroads

<u>HB0051S04</u>

Railroad Right of Way Amendments

Snider, C.

This bill enacts provisions related to improvements within railroad right of ways.

- defines terms; and
- authorizes a government entity to assess a railroad for any portion of the cost of a public infrastructure improvement, if:
- the improvement is partially or wholly within the railroad's right of way;
- the improvement provides a benefit to the railroad; and
- the assessment is proportionate to the railroad's benefit.



Livestock Collision Amendments

Owens, **D.R**.

This bill enacts provisions related to railroads, fencing of railroad rights-of-way, and liability for damage to livestock.

This bill:

SB0061

- defines terms;
- requires a railroad to report livestock strikes;
- clarifies liability for damages to livestock caused by railroad operations;
- creates a process for a livestock owner to be compensated for livestock damaged by a railroad;
- provides an appeal process regarding the actual fair market value of damaged livestock;
- modifies and clarifies requirements regarding a railroad's duty to construct and maintain fencing along railroad rights-of-way;
- requires each railroad to pay a fee based on mileage to cover damages to livestock caused by railroad operations;
- allows the Department of Agriculture to pay for costs of administration and staff salary related to the administration of livestock damage claims from fees paid by railroads;
- grants rulemaking authority to the Department of Agriculture and Food regarding compensation for livestock damaged by a railroad;
- prohibits a railroad from entering into an indemnification agreement related to damages to livestock; and
- makes technical changes.

HB0063S02

Office of Rail Safety

Schultz, M.

This bill creates the Office of Rail Safety within the Department of Transportation.

- creates the Office of Rail Safety;
- requires application and a request for certification with the Federal Railroad Administration;
- upon certification, requires the Office of Rail Safety to assume the inspection and investigation functions in certain aspects of the railroad operations;
- allows the Office of Rail Safety to regulate and monitor time limits on the blocking of railroad-highway grade crossings;
- requires railroads to pay a fee to cover the costs of the inspections;
- grants rulemaking power to the Department of Transportation to make rules related to the implementation of the Office of Rail Safety and employee safety standards related to walkways and clearances; and
- makes technical changes.



Railroad Crossing Maintenance Amendments

Cutler, P.

Eliason, S.

This bill amends provisions related to railroad and highway crossings and repeals sections of code related to railroad crossings.

This bill:

HB<u>0232</u>

- repeals statutory provisions in the Public Utilities code related to the Public Service Commission's oversight of the responsibilities of railroads and highway authorities at grade crossings;
- establishes a process for the Department of Transportation to oversee grade crossings, including assigning responsibilities and costs among highway authorities and railroads;
- maintains jurisdiction of the Public Service Commission over dispute resolution between a highway authority and a railroad; and
- makes technical changes.

Revenue and Taxation

<u>HB0054S04</u>

This bill modifies state tax provisions.

This bill:

- amends the corporate franchise and income tax rates;
- amends the individual income tax rate;
- adds to the taxpayer tax credit an additional Utah personal exemption in the year of a qualifying dependent's birth;

Tax Revisions

- expands eligibility for the social security benefits tax credit by increasing the thresholds for the income-based phaseout;
- modifies the calculation of the earned income tax credit;
- removes the state sales and use tax imposed on amounts paid or charged for food and food ingredients; and
- makes technical and conforming changes.

Social Media

HB0311S03

Social Media Usage Amendments

Teuscher, J.

This bill regulates social media companies and the use and design of social media platforms.

This bill:

- defines terms;
- enacts the Utah Social Media Regulation Act;
- prohibits a social media company from using a design or feature that causes a minor to have an addiction to the company's social media platform;
- grants the Division of Consumer Protection enforcement and auditing authority to enforce requirements under the act;
- authorizes a private right of action to collect attorney fees and damages from a social media company for harm incurred by a minor's use of the company's social media platform;
- creates a rebuttable presumption that harm and causation occurred in some circumstances;
- prohibits certain waivers;
- provides a severability clause; and
- makes technical and conforming changes.

Social Media Regulation Amendments

McKell, M.

This bill enacts provisions related to the regulation of social media companies and social media platforms.

This bill:

SB0152S03

- defines terms;
- enacts the Utah Social Media Regulation Act;
- requires a social media company to verify the age of a Utah resident seeking to maintain or open a social media account;
- requires a social media company to obtain the consent of a parent or guardian before a Utah resident under the age of 18 may maintain or open an account;
- prohibits a social media company from permitting a Utah resident to open an account if that person does not meet age requirements under state or federal law;
- requires that for accounts held by a Utah minor, certain social media companies:



- shall prohibit direct messaging with certain accounts;
- may not show the minor's account in search results;
- may not display advertising;
- may not collect, share, or use personal information from the account, with certain exceptions;
- may not target or suggest ads, accounts, or content; and
- shall limit hours of access, subject to parental or guardian direction;
- requires a social media company to provide a parent or guardian access to the content and interactions of an account held by a Utah resident under the age of 18;
- directs the Division of Consumer Protection to receive and investigate complaints of violations of the requirements established under the act and impose administrative fines for violations;
- authorizes the division to seek enforcement through an injunction, civil penalties, and other relief through the judicial process;
- requires fines and civil penalties to be deposited into the Consumer Protection Education and Training Fund;
- requires an annual report from the division;
- authorizes a private right of action to collect attorney fees and damages from a social media company for harm incurred in relation to a violation of the requirements established by the act;
- prohibits certain waivers; and
- provides a severability clause.

Online Pornography Viewing Age Requirements

Weiler, T.

This bill creates obligations and liabilities for a commercial entity that provides pornography or other materials harmful to minors.

This bill:

SB0287

- provides definitions;
- requires a commercial entity that provides pornography and other materials defined as being harmful to minors as a substantial portion of the entity's content to verify the age of individuals accessing the material;
- establishes requirements and liability for retention of data;
- imposes liability for publishers and distributors of material harmful to minors who fail to comply with verification requirements; and
- provides that an Internet service provider or hosting entity is not liable for hosting or transmitting material harmful to minors to the extent that it is not the creator of the material.



Student Health and Safety

HB0060S02

Juvenile Justice Modifications

Acton, C.K.

This bill amends provisions related to juvenile justice.

- addresses the use of juvenile delinquency records by public and private employers;
- requires the State Board of Education to include information about dangerous weapons in an annual report on school discipline and law enforcement action;
- modifies a reporting requirement regarding a minor found with a dangerous weapon on school grounds;
- modifies the jurisdiction of the juvenile court;
- amends provisions related to the inspection of juvenile records when a minor who is 14 years old or older is charged with a felony offense;
- defines terms related to juvenile records;
- amends and clarifies provisions regarding the vacatur of an adjudication in the juvenile court;
- clarifies the release of certain juvenile records;
- amends provisions regarding a petition for expungement of a juvenile court record with an adjudication, including the notice and hearing requirements for the petition;
- allows for a petition for expungement of a juvenile court record consisting of nonjudicial adjustments;
- allows for a petition for expungement of a juvenile court record consisting of records of arrest, investigation, detention, and delinquency petitions;
- allows for a petition for expungement of records regarding a petition where the allegations of delinquency were found to be not true;
- allows for the automatic expungement of a successful nonjudicial adjustment completed on or after October 1, 2023;
- provides the requirements for expunging juvenile records;
- addresses the distribution of an expungement order;
- addresses agency duties regarding expungement orders;
- addresses records in the custody of the Board of Pardons and Parole, the Department of Corrections, or the Division of Child and Family Services;
- addresses the effect of an expungement order;
- provides that certain individuals may view or inspect expunged juvenile records;
- repeals statutes related to the expungement of juvenile records; and
- makes technical and conforming changes.



HB0061S04

School Safety Requirements

Wilcox, R.

This bill addresses school safety and security issues. This bill:

- defines terms;
- creates a state security chief position within the Department of Public Safety;
- requires each county sheriff to identify an individual within the sheriff's office to coordinate between the county sheriff's office, the state security chief, and certain police chiefs within the county;
- creates the School Security Task Force;
- requires the task force to develop the qualifications, duties, and scope of authority of the state security chief;
- requires the board to issue a request for proposals for firearm detection software and allows an LEA to enter into a contract to use the software;
- provides for the board to administer a grant program for certain school safety and security services and materials;
- requires every public primary and secondary school to conduct a threat assessment and designate a school safety specialist;
- modifies certain contracts concerning school resource officers, including the handling of certain student offenses;
- creates requirements for policies concerning school resource officers;
- adds components to the board's model critical response training program; and
- makes technical and conforming amendments.

HB0140Standard Response Protocol to Active Threats in Schools

Johnson, D.N.

This bill codifies and expands on existing administrative rules related to required emergency drills in public schools.

- defines terms;
- codifies portions of existing administrative rules made by the State Board of Education (state board) regarding required emergency preparedness plans, emergency response plans, training, and drills;
- requires monthly and developmentally appropriate training or drills regarding an active threat within the school; and
- grants certain rulemaking authority to the state board.



Juvenile Justice Revisions

Lisonbee, K.

This bill amends provisions related to juvenile justice.

This bill:

HB0304S04

- defines terms;
- requires the State Board of Education to provide a report on certain law enforcement and disciplinary actions on school grounds to the State Commission on Criminal and Juvenile Justice;
- creates a juvenile gang and other violent crime prevention and intervention program to be administered by the State Board of Education;
- modifies requirements related to referrals for offenses committed by minors on school property;
- requires a school to develop a reintegration plan for a minor alleged to have committed a violent felony offense or a weapons offense;
- amends the requirements for the criminal justice database;
- removes a repeal date relating to referrals for offenses committed by minors on school property;
- modifies the duties of the State Commission on Criminal and Juvenile Justice in regards to juvenile justice;
- makes it a crime for a minor to possess a machinegun firearm attachment;
- modifies the notification requirements to schools regarding a minor who committed, or is alleged to have committed, a violent felony offense or a weapons offense;
- enacts data collection and reporting requirements for the State Commission on Criminal and Juvenile Justice and the Administrative Office of the Courts in regards to offenses committed, or allegedly committed, by minors;
- clarifies provisions relating to a nonjudicial adjustment;
- modifies the eligibility requirements for a nonjudicial adjustment; and
- makes technical and conforming changes.

Technology

HB0042S02

Technology Commercialization Amendments

Stenquist, J.

This bill enacts provisions relating to technology commercialization.

- enacts the Utah Innovation Lab Act;
- defines terms;
- creates the Utah Innovation Lab (innovation lab) and provides for the innovation lab's powers and purposes;



- establishes a board to govern the innovation lab and provides for the board membership, terms, and responsibilities, and provides certain limits on board members;
- requires the innovation lab to organize and administer the Utah innovation fund for the purpose of investing in businesses developed in the state through technology commercialization;
- provides for the Utah innovation fund's powers and purposes; and
- requires the innovation lab to comply with certain audit and reporting requirements.

HB0357S03 Decentralized Autonomous Organizations Amendments Teuscher, J.

This bill allows a decentralized autonomous organization that has not registered as a for-profit corporate entity or a non-profit entity to be treated as the legal equivalent of a domestic limited liability company.

This bill:

- enacts the Decentralized Autonomous Organization Act;
- defines terms under the act;
- establishes the requirements of a decentralized autonomous organization to be recognized by the state;
- establishes the purposes for which a decentralized autonomous organization may be formed; and
- establishes the membership requirements and rights of members of decentralized autonomous organizations.

<u>SB0092</u>

Special License Plate Designation

Plumb, J.

This bill creates the Great Salt Lake Preservation support special group license plate.

- creates the Great Salt Lake Preservation support special group license plate;
- directs revenue generated by the support special group license plate to be deposited into the Sovereign Lands Management Account to enhance preservation of the Great Salt Lake watershed and ecosystem; and
- makes technical changes.



Transportation

HB0026S04 License Plate Amendments

Thurston, N.

This bill modifies provisions related to standard issue license plates and special group license plates.

This bill:

- defines terms;
- amends provisions regarding standard license plates;
- creates the sponsored special group license plate program and changes the process to establish a new special group license plate;
- provides for continuation of special group license plates that were created by a legislative act;
- establishes eligibility criteria for different categories of sponsored special group license plates;
- allows a county to exempt a motor vehicle from an emissions inspection under certain circumstances;
- creates a restricted account to administer existing fees related to license plates and vehicle registration;
- repeals certain restricted accounts and other provisions related to license plate issuance and administration; and
- makes technical and conforming changes.

HB0243 Public Transit Employee Collective Bargaining Amendments

Hawkins, J.

This bill makes changes to provisions related to collective bargaining for employees of a public transit district.

- excludes confidential employees, managerial employees, and supervisors of a public transit district from certain employee rights and benefits, including the right to:
- self-organization;
- form, join, or assist a labor organization; and
- bargain collectively through representatives of their choosing;
- defines terms; and
- makes technical and conforming changes.



HB0301S03 Transportation Tax Amendments

Schultz, M.

Wilson, C.

This bill reduces the tax on motor fuel, increases vehicle registration fees, and imposes a tax on the sale of electricity for electric vehicle charging.

This bill:

- increases vehicle registration fees by \$7;
- amends provisions related to and reduces the rate for motor fuel tax;
- imposes a tax on the sale of electricity at an electric vehicle charging station or an electric vehicle charging subscription and deposits the revenue into the Transportation Fund; and
- makes technical changes.

<u>SB0125S01</u> Transportation Infrastructure Amendments

This bill designates the ASPIRE Engineering Research Center at Utah State University as the lead research center for strategic planning for electrification of transportation infrastructure and requires certain actions.

This bill:

- designates the ASPIRE Engineering Research Center at Utah State University as the lead research center for strategic planning for electrification of transportation infrastructure in this state;
- creates a steering committee and requires the creation of an industry advisory board to assist in the direction of the research center and initiative;
- provides duties of the steering committee, industry advisory board, and the research center;
- requires reports on the proposed action plan and goals of the initiative; and
- provides for a sunset review of the initiative.

<u>SB0160S01</u>

Blockchain Liability Amendments

Cullimore, K. A.

This bill creates a judicial cause of action for the reversal of certain transactions occurring on a blockchain.

- defines terms;
- creates a cause of action for fraudulent transactions that have been committed on a blockchain that has specific technology implemented to allow reversal of transactions; and



• authorizes the Attorney General's Office to operate a node on a blockchain that allows the Attorney General's Office to reverse a fraudulent transaction on a blockchain.

<u>SB0175S04</u>

Rural Transportation Infrastructure Fund

Owens, D.R.

This bill creates the Rural Transportation Infrastructure Fund for highway projects in certain cities, towns, and counties.

This bill:

- defines terms;
- requires certain revenue from vehicle registration fees to be transferred to the Rural Transportation Infrastructure Fund;
- creates an expendable special revenue fund called the Rural Transportation Infrastructure Fund;
- provides for administration for and distribution from the fund; and
- makes technical changes.

SB0185S04

Transportation Amendments

Harper, W.

This bill amends provisions related to active transportation, local option sales taxes, the Department of Transportation, and other transportation items.

- creates the Active Transportation Investment Fund within the Transportation Investment Fund of 2005 to be used to develop active transportation infrastructure;
- amends provisions related to the responsibilities of the executive director and deputy directors of the Department of Transportation;
- amends provisions related to the account for the road usage charge;
- requires a report from the Department of Transportation to the Transportation Commission regarding the status of certain transportation construction projects;
- makes various technical amendments to clarify duties of the Department of Transportation related to public transit capital development;
- requires the Department of Transportation to create an account within the State Infrastructure Bank for loans for certain types of development;
- amends preemption provisions related to permitting of vertiports; and
- makes technical changes.



Utah Constitutional Amendments

HJR010Proposal to Amend Utah Constitution - Election of County SheriffsWilson, B.

This joint resolution of the Legislature proposes to amend the Utah Constitution to provide the position and term of county sheriff.

This resolution proposes to amend the Utah Constitution to:

• establish, in the constitution, the office and term of a county sheriff.

HJR018 Proposal to Amend Utah Constitution - State School Fund

Moss, J.

McCay, D.

This joint resolution of the Legislature proposes to amend the Utah Constitution relating to the State School Fund.

This resolution proposes to amend the Utah Constitution to:

• change the limit on annual distributions from the State School Fund from 4% to 5%.

SJR010S01 Proposal to Amend Utah Constitution - Income Tax

This joint resolution of the Legislature proposes to amend the Utah Constitution to modify provisions related to the use of taxes on intangible property and income.

This resolution proposes to amend the Utah Constitution to:

- require taxes on intangible property and income to be used to:
- maintain a statutory public education funding framework; and
- fund a budgetary stabilization account; and
- permit tax on intangible property and income to be used to support state needs in addition to other permitted uses.



Veterans and Military Affairs

HB0265S02

Sentinel Landscape Amendments

Peterson, V.

This bill requires municipalities and counties to develop a compatible use plan to ensure proposed land uses within a certain distance of military land are compatible with military uses. This bill:

- defines terms;
- requires a municipality or county, in consultation with the Department of Veterans and Military Affairs, to develop a compatible use plan related to certain lands near military land;
- requires a municipality or county to notify the Department of Veterans and Military Affairs when the municipality or county receives a land use application relevant to military land;
- requires the Department of Veterans and Military Affairs to evaluate the proposed land use for compatibility with military operations on the military land; and
- grants rulemaking authority to the Department of Veterans and Military Affairs to make rules necessary to create a compatible use plan.

Water

HB0150S03 Emergency Water Shortages Amendments

Albrecht, C.

This bill addresses emergency shortages of water declared by the governor.

- amends the powers of the Department of Agriculture and Food;
- provides for the use of money in the Agriculture Resource Development Fund for emergency water shortages loans;
- addresses governmental immunity;
- enacts the Water Preferences During Emergencies chapter, including:
- defining terms;
- providing for scope of the chapter;
- outlining the process for declaring a temporary water shortage emergency;
- addressing water use preferences under a temporary water shortage emergency;
- providing for compensation related to water use preferences; and



- addressing rulemaking by the Department of Agriculture and Food;
- repeals existing statutes related to water preferences and a study; and
- makes technical changes.

HB0217S03 School Energy and Water Reductions

This bill addresses grant money for energy and water reductions.

This bill:

- defines terms;
- authorizes the state board to issue grants related to energy and water reductions;
- provides for prioritizing certain projects;
- requires rulemaking;
- requires use of an evaluation panel;
- requires reporting; and
- provides a repeal date.

HB0307S03 Utah Water Ways

This bill provides for the creation of a new nonprofit, statewide partnership addressing water.

This bill:

- defines terms;
- directs oversight of the creation of a partnership and the state's role in that partnership;
- outlines powers and duties of the partnership;
- addresses the selection of an executive director and board of directors;
- requires reporting; and
- addresses role of water supply entities.

Musselman, C.R.

Bennion, G.



Amendments Related to the Great Salt Lake

Schultz, M.

This bill addresses issues related to the Great Salt Lake.

This bill:

HB0491S03

- enacts the Great Salt Lake Commissioner Act, including:
- defining terms;
- providing for the appointment of the commissioner;
- addressing duties and authorizations of the commissioner;
- addressing relationships with other state agencies;
- addressing the strategic plan;
- creating the Office of the Great Salt Lake Commissioner;
- addressing the Great Salt Lake Advisory Council; and
- addressing the Great Salt Lake Account;
- provides for protected records;
- provides that the Department of Natural Resources will provide facilities to the commissioner and office;
- addresses the Division of Forestry, Fire, and State Lands;
- modifies provisions related to ongoing administration of water trust provisions;
- addresses the compensation of the commissioner;
- expands the Board of Water Resources to include an individual who represents the interests of the Great Salt Lake; and
- makes technical and conforming changes.

SB0277S02 Water Conservation and Augmentation Amendments

Sandall, S.

This bill addresses the optimal use of water in the state.

- modifies the purposes for which money in the Water Infrastructure Restricted Account may be used;
- provides for transfer of certain loan payments from the Water Resources Conservation and Development Fund to the Water Infrastructure Restricted Account;
- codifies a grant program for agricultural water optimization, including:
- defining terms;
- creating the Agricultural Water Optimization Committee;
- providing powers and duties of the committee which includes rulemaking;
- directing the process by which grants are to be issued; and



- providing a sunset date; provides for public information and reporting regarding the grant program; addresses agricultural water optimization change applications and water savings; repeals provisions related to the Agricultural Water Optimization Task Force; and makes technical and conforming changes.