

Sunset Reviews

Report to the Legislative Management Committee | December 2019

In April 2019, the Legislative Management Committee assigned to each interim committee the sections of Utah Code that require a sunset review under Title 63I, Chapter 1, Legislative Oversight and Sunset Act.¹ This report contains the results of those sunset reviews, which are divided into four categories:

- Sections for which the committee recommended draft legislation to extend the sunset date;
- Sections for which the committee recommended draft legislation to remove the section from the sunset statute;
- Sections that the committee reviewed but took no action; or
- Sections that the committee did not review.

If the Legislature does not enact legislation in the 2020 General Session that changes the sunset date, these sections will repeal on the existing sunset date specified in statute.

Interim Committee Key:

BUS = Business and Labor	EDU = Education	EDW = Economic Development and Workforce Services	GO = Government Operations	HHS = Health and Human Services
LAW = Law Enforcement and Criminal Justice	NAE = Natural Resources, Agriculture, and Environment	POL = Political Subdivisions	REV = Revenue and Taxation	RIE = Retirement and Independent Entities

Extend the sunset date				
Interim Committee	Code Section	Existing Sunset Date	Proposed Sunset Date	Draft Legislation
BUS	Section 34A-2-202.5, Offset for occupational health and safety related donations	December 31, 2020	December 31, 2030	Offset for Occupational Health and Safety Related Donations Sunset Extension
	Section 59-9-102.5, Offset for occupational health and safety related donations	December 31, 2020	December 31, 2030	
EDW	Title 35A, Chapter 9, Part 5, Intergenerational Poverty Plan Implementation Pilot Program	January 1, 2021	January 1, 2023	Intergenerational Poverty Plan Implementation Program Extension
HHS	Section 26-10-11, Children's hearing aid pilot program	July 1, 2020	July 1, 2025	Children's Hearing Aid Program Amendments
	Section 53B-24-402, Rural residency training program	July 1, 2020	July 1, 2025	Rural Residency Training Program Reauthorization
NAE	Title 19, Chapter 6, Part 3, Hazardous Substances Mitigation Act	July 1, 2020	July 1, 2030	Hazardous Substances Mitigation Act Sunset Extension

Extend the sunset date				
Interim Committee	Code Section	Existing Sunset Date	Proposed Sunset Date	Draft Legislation
NAE	Title 19, Chapter 6, Part 8, Waste Tire Recycling Act	July 1, 2020	July 1, 2030	Waste Tire Recycling Act Amendments
	Subsection 53C-3-203(4)(b)(vii), regarding distribution of monies from the Land Exchange Distribution Account to the Geological Survey, air quality monitoring in the West Desert	July 1, 2020	July 1, 2030	Land Exchange Distribution Account Amendments
	Title 73, Chapter 27, State Water Development Commission	January 1, 2021	January 1, 2031	
	Section 73-10g-105(3), regarding the State Water Development Commission, specific language is repealed	January 1, 2021	January 1, 2031	Legislative Water Development Commission Sunset Amendments
	Section 73-10g-203(4)(a), regarding the State Water Development Commission	January 1, 2021	January 1, 2031	
REV	Section 59-7-618, Tax credit related to natural gas heavy duty vehicles	July 1, 2020	July 1, 2029	Tax Credit For Alternative Fuel Heavy Duty Vehicles
	Section 59-10-1033, Tax credit related to natural gas heavy duty vehicles	July 1, 2020	July 1, 2029	
RIE	Title 63H, Chapter 4, Heber Valley Historic Railroad Authority	July 1, 2020	July 1, 2030	Heber Valley Historic Railroad Authority Sunset Date Extension

Remove from sunset statute (eliminate repeal provision)				
Interim Committee	Code Section	Existing Sunset Date	Draft Legislation	
EDW	Subsection 63N-10-201(2)(b) is repealed and Subsections (2)(a), (3)(a), and (3)(d) have specific language to be repealed	January 1, 2021	Economic Development Sunset Amendments	
GO	Section 11-14-308, Special service district bonds secured by federal mineral lease payments	December 31, 2020	Government Operations Sunset Reauthorizations	

Reviewed but took no action (will sunset unless the Legislature enacts legislation in the General Session)

Interim Committee	Code Section	Existing Sunset Date
GO	Title 36, Chapter 31, Martha Hughes Cannon Capitol Statute Oversight Committee	January 1, 2021
LAW	Section 36-29-105, Criminal Code Task Force	December 31, 2020

No committee review (will sunset unless the Legislature enacts legislation in the General Session)

Interim Committee	Code Section	Existing Sunset Date
EDW	Section 59-7-610, Recycling market development zones tax credit	January 1, 2021
	Section 59-9-107, Nonrefundable small business jobs credit	January 1, 2021
	Section 59-10-1007, Recycling market development zones tax credit	January 1, 2021
	Title 63N, Chapter 2, Part 4, Recycling Market Development Zone Act	January 1, 2021
	Title 63N, Chapter 2, Part 6, Utah Small Business Jobs Act	January 1, 2021
EDU	Section 53F-2-514, Job enhancements for mathematics, science, technology, and special education training	July 1, 2020
	Subsection 53G-8-211(4), regarding referrals of a minor to court for a class C misdemeanor	July 1, 2020
HHS	Section 26-18-417(3), Limited family services for low income individuals	July 1, 2020
POL	Section 10-9a-526, Homeless shelters	December 31, 2020
	Subsection 51-2a-202(3), regarding political subdivision budget requirements	June 30, 2020
REV	Subsection 59-12-2219(13), regarding revenue distribution	June 30, 2020

ⁱ In the list of sunset review assignments approved by LMC, a review of Title 63C, Chapter 16, Prison Development Commission Act, was assigned to the Government Operations Interim Committee. The committee did not conduct a review because the Prison Development Commission was repealed during the 2019 General Session. At the time it was repealed, the sunset provision was overlooked and, therefore, was erroneously included on this interim's list of sunset review assignments.