

1. Line 134 through 138:

- 134 (ii) Utah Rules of Evidence, Rule 504; or
- 135 (iii) Utah Rules of ~~§~~→ **Professional Conduct, Rule 1.6** **Civil**
- 135a **Procedure, Rule 26** ←~~§~~ .
- 136 (b) ~~§~~→ **[A lawyer is expressly authorized to provide confidential information on the**
- 136a **entity]** ←~~§~~
- 137 ~~§~~→ **[client's behalf under]** **If an entity discloses information to the**
- 137a **legislative auditor general that is confidential under** ←~~§~~ Utah Rules of
- 137b Professional Conduct, Rule 1.6 ~~§~~→ **[(b)(6)]**, **the disclosure is**
- 137c **authorized in accordance with Utah Rules of Professional Conduct, Rule 1.6(6)(b),**
- 137d **and does not make the information discoverable or prevent the entity from claiming**
- 137e **that the information is privileged in another proceeding** ←~~§~~ .
- 138 (c) If requested by the legislative auditor general for an audit action, an entity may

2. Line 150 through 157a:

- 150 the office, for review.
- 150a ~~§~~→ **(ii) The office shall select as the arbitrator an individual who:**
- 150b **(A) is licensed to practice law in the state of Utah; and**
- 150c **(B) does not have a known, direct, or material interest in the outcome of the**
- 150d **arbitration proceeding or a known, existing, or substantial relationship with the**
- 150e **entity or, except for selection by the office for the arbitration, the office.**
- 151 **[(ii)](iii)** ←~~§~~ The legislative auditor general shall provide to the entity:
- 152 (A) notification in writing of each contested privilege claim; and
- 153 (B) the arbitrator's information.
- 154 ~~§~~→ **[(iii)](iv)** ←~~§~~ The entity:
- 155 (A) shall provide to the arbitrator the privileged item described in the contested
- 156 privilege claim no later than seven business days after receiving the written
- 157 notification described in Subsection ~~§~~→ **[(10)(e)(ii)](10)(e)(iii)** ←~~§~~
- 157a ; and

3. Line 158 through 160a:

- 158 (B) may provide supplemental information in support of a privilege claim.

159 ~~§~~ → ~~(iv)~~(v) ← ~~§~~ No later than seven business days after the arbitrator receives
159a the privileged item
160 under Subsection ~~§~~ → ~~(10)(e)(iii)~~(10)(e)(iv) ← ~~§~~ , the
160a arbitrator shall:

4. *Line 162 through 164:*

162 relevant privilege claim;
163 (B) review supplemental information submitted under Subsection ~~§~~ → [
163a ~~(10)(e)(iii)(B)~~(10)(e)(iv)(B) ← ~~§~~
164 and any supplemental information provided by the legislative auditor general;

5. *Line 167 through 168a:*

167 favoring access to the legislative auditor general.
168 ~~§~~ → ~~(v)~~(vi) ← ~~§~~ If the arbitrator determines that an entity does not have a valid
168a privilege claim, the

6. *Line 174 through 176:*

174 (i) a privileged item; or
175 (ii) supplemental information described in Subsection ~~§~~ → [~~(10)(e)(iii)(B)~~
175a ~~(10)(e)(iv)(B)~~ ← ~~§~~ .
176 (g) Provisions of Subsection (10)(e) are not subject to Title 78B, Chapter 11, Utah

7. *Line 225 through 227:*

225 (i) a privileged item, as defined in Subsection (10)(a); and
226 (ii) supplemental information described in Subsection ~~§~~ → [~~(10)(e)(iii)(B)~~
226a ~~(10)(e)(iv)(B)~~ ← ~~§~~ .
227 [(12)](13) The legislative auditor general shall: