

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 166 through 168a:*

166 (C) issue a determination as to whether the entity has a valid claim of privilege,
167 favoring access to the legislative auditor general ~~§~~ → **of material that is not**
167a **privileged** ← ~~§~~ .
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: