

HB0513S02 compared with HB0513S01

~~{Omitted text}~~ shows text that was in HB0513S01 but was omitted in HB0513S02

inserted text shows text that was not in HB0513S01 but was inserted into HB0513S02

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1 **Utah Commission for Earthquake Preparedness**
 2025 GENERAL SESSION
 STATE OF UTAH
 Chief Sponsor: Thomas W. Peterson
 Senate Sponsor: Todd Weiler

2
3 **LONG TITLE**

4 **General Description:**

5 This bill creates the Utah Commission for Earthquake Preparedness.

6 **Highlighted Provisions:**

7 This bill:

- 8 ▶ creates the Utah Commission for Earthquake Preparedness, addressing:
- 9 • membership;
- 10 • quorum requirements;
- 11 • vacancies; and
- 12 • compensation for commission members;
- 13 ▶ permits the commission to invite officials from certain state and executive agencies to participate in the commission's meetings as nonvoting members;
- 15 ▶ requires the Department of Natural Resources to staff the commission;
- 16 ▶ specifies duties and responsibilities of the commission;
- 17 ▶ establishes a January 1, 2031, sunset date for the commission;
- 18 ▶

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subject to an exception, provides that money appropriated to the commission by the Legislature is nonlapsing; and

- makes technical and conforming changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

AMENDS:

63I-1-253 , as last amended by Laws of Utah 2024, Third Special Session, Chapter 5 , as last amended by Laws of Utah 2024, Third Special Session, Chapter 5

63I-1-263 , as last amended by Laws of Utah 2024, Third Special Session, Chapter 4 , as last amended by Laws of Utah 2024, Third Special Session, Chapter 4

63J-1-602.2 , as last amended by Laws of Utah 2024, Chapters 241, 285, 425, and 467 , as last amended by Laws of Utah 2024, Chapters 241, 285, 425, and 467

ENACTS:

63C-32-101 , Utah Code Annotated 1953 , Utah Code Annotated 1953

63C-32-102 , Utah Code Annotated 1953 , Utah Code Annotated 1953

63C-32-103 , Utah Code Annotated 1953 , Utah Code Annotated 1953

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

Section 1. Section **1** is enacted to read:

CHAPTER 32. UTAH COMMISSION FOR EARTHQUAKE PREPAREDNESS

63C-32-101. Definitions.

As used in this chapter, "commission" means the Utah Commission for Earthquake Preparedness.

Section 2. Section **2** is enacted to read:

63C-32-102. Creation of commission -- Membership -- Participating entities -- Vacancies -- Staff support.

(1) There is created the Utah Commission for Earthquake Preparedness consisting of the following members:

(a) the director of the Utah Geological Survey or the director's designee;

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- 47 (b) the director of the Division of Emergency Management or the director's designee;
48 (c) the director of the University of Utah Seismograph Stations or the director's designee;
49 (d) the director of the Utah State University Earthquake Engineering Center or the director's designee;
51 (e) the state Earthquake Program Manager;
52 (f) a representative from the American Public Works Association, Utah Chapter;
53 (g) a representative from the American Institute of Architects, Utah Section;
54 (h) a representative from the American Society of Civil Engineers, Utah Section;
55 (i) a representative from the Structural Engineers Association of Utah;
56 (j) a representative from the Salt Lake Chamber of Commerce;
57 (k) subject to Subsection (2)(a), two individuals jointly appointed by the directors of the Department of
Natural Resources and the Division of Emergency Management who have an interest or expertise in
reducing earthquake-related loss in the state;
60 (l) one member of the Senate appointed by the president of the Senate; and
61 (m) one member of the House of Representatives appointed by the speaker of the House of
Representatives.
63 (2)
(a) In making the joint appointments described in Subsection (1)(k), the directors of the Department of
Natural Resources and the Division of Emergency Management shall give due consideration to the
recommendations of the commission.
66 (b) If a vacancy occurs in the membership of the commission appointed under Subsection (1)(k), (l), or
(m), the member shall be replaced in the same manner in which the original appointment was made.
69 (3)
(a) The commission may:
70 (i) establish subcommittees to carry out the commission's duties;
71 (ii) invite officials from the following state and executive agencies to participate in the
commission's meetings as nonvoting, ex officio members:
73 (A) the Division of Facilities Construction and Management;
74 (B) the Department of Transportation;
75 (C) the Division of Water Resources;
76 (D) the Department of Insurance;
77 (E) the Division of Risk Management;

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- 78 (F) the Department of Environmental Quality;
79 (G) the Office of Energy Development;
79 ~~{(G)}~~ (H) the Governor's Office of Planning and Budget; and
80 ~~{(H)}~~ (I) the Governor's Office of Economic Opportunity; and
81 (iii) seek grants or funding from the state, federal government, or other public and private sources
for uses relating to earthquake preparedness and response.
- 83 (b) An official of a state or executive agency described in Subsection (3)(a)(ii) is not required to
participate in the commission's meetings.
- 85 (4) The commission may collaborate with the following entities and invite the entities to participate in
the commission's meetings:
- 87 (a) public and private lifeline infrastructure and utility providers;
88 (b) representatives from the business community;
89 (c) local government;
90 (d) local government associations, including:
91 (i) the Utah League of Cities and Towns;
92 (ii) the Utah Association of Counties; and
93 (iii) the Utah Association of Special Districts;
94 (e) local and higher education agencies;
95 (f) the Federal Emergency Management Agency;
96 (g) the United States Geological Survey; and
97 (h) Envision Utah.
- 98 (5) The commission shall annually select one of the commission's members to serve as chair of the
commission.
- 100 (6)
- (a) A majority of the members of the commission is a quorum.
- 101 (b) The action of a majority of a quorum is an action of the commission.
- 102 (7)
- (a) A member of the commission may not receive compensation or benefits for the member's service,
but may receive per diem and travel expenses in accordance with:
- 104 (i) Section 63A-3-106;
105 (ii) Section 63A-3-107; and

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- 106 (iii) rules made by the Division of Finance under Sections 63A-3-106 and 63A-3-107.
- 107 (b) A member of the commission who is a legislator may receive compensation and travel expenses in
accordance with Section 36-2-2 and Legislative Joint Rules, Title 5, Legislative Compensation and
Expenses.
- 110 (8) The Department of Natural Resources shall staff the commission.
- 111 (9)
- 112 (a) Except as provided in Subsection (9)(b), money the commission receives from legislative
appropriations is nonlapsing.
- 113 (b) Any unexpended funds described in Subsection (9)(a) in excess of \$50,000 lapses to the General
Fund.
- 116 Section 3. Section 3 is enacted to read:
- 117 **63C-32-103. Meetings -- Duties.**
- 117 (1) The commission shall meet at the call of the chair, but not less than once each quarter.
- 118 (2) The commission shall:
- 119 (a) assess earthquake-related hazards and risks to the state that are associated with:
- 120 (i) injury and loss of life;
- 121 (ii) loss of property;
- 122 (iii) damage to infrastructure; and
- 123 (iv) economic harm to the state, the state's businesses, and the state's inhabitants;
- 124 (b) prepare recommendations to identify and mitigate the hazards and risks described in Subsection (2)
(a);
- 126 (c) prioritize recommendations and present the recommendations annually to state and local
government or other appropriate entities for adoption as policy or loss reduction strategies, including
policies or strategies to reduce the time required to return to normalcy and economic recovery after
an earthquake event;
- 130 (d) monitor and report on progress towards risk reduction;
- 131 (e) maintain and update annually a strategic earthquake loss reduction planning document that:
- 133 (i) identifies actionable steps to mitigate the hazards and risks described in Subsection (2)(a);
- 135 (ii) identifies short- and long-term risk reduction strategies and milestones; and
- 136 (iii) reports on progress in achieving the strategies and milestones described in Subsection (2)(e)(ii);
and

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- (f) act as a source of information for individuals and groups concerned with earthquake safety.
- (3) The planning document described in Subsection (2)(e) shall be submitted annually to:
- (a) the governor;
- (b) the director of, and the state planning coordinator within, the Governor's Office of Planning and Budget;
- (c) the Governor's Office of Economic Opportunity;
- (d) the commissioner of public safety;
- (e) the director of the Department of Natural Resources; and
- (f) the Emergency Management Administration Council.
- Section 4. Section **63I-1-253** is amended to read:
- 63I-1-253. Repeal dates: Titles 53 through 53G.**
- (1) Section 53-1-122, Road Rage Awareness and Prevention Restricted Account, is repealed July 1, 2028.
- (2) Section 53-2a-105, Emergency Management Administration Council created -- Function -- Composition -- Expenses, is repealed July 1, 2029.
- (3) Section 53-2a-1103, Search and Rescue Advisory Board -- Members -- Compensation, is repealed July 1, 2027.
- (4) Section 53-2a-1104, General duties of the Search and Rescue Advisory Board, is repealed July 1, 2027.
- (5) Title 53, Chapter 2a, Part 15, Grid Resilience Committee, is repealed July 1, 2027.
- (6) Section 53-2d-104, State Emergency Medical Services Committee -- Membership -- Expenses, is repealed July 1, 2029.
- (7) Section 53-2d-703, Volunteer Emergency Medical Service Personnel Health Insurance Program -- Creation -- Administration -- Eligibility -- Benefits -- Rulemaking -- Advisory board, is repealed July 1, 2027.
- (8) Section 53-5-703, Board -- Membership -- Compensation -- Terms -- Duties, is repealed July 1, 2029.
- (9) Section 53-11-104, Board, is repealed July 1, 2029.
- (10) Section 53-22-104.1, School Security Task Force -- Membership -- Duties -- Per diem -- Report -- Expiration, is repealed December 31, 2025.

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- (11) Section 53-22-104.2, The School Security Task Force -- Education Advisory Board, is repealed December 31, 2025.
- 171 (12) Subsection 53B-1-301(1)(j), regarding the Higher Education and Corrections Council, is repealed July 1, 2027.
- 173 (13) Section 53B-7-709, Five-year performance goals, is repealed July 1, 2027.
- 174 (14) Title 53B, Chapter 8a, Part 3, Education Savings Incentive Program, is repealed July 1, 2028.
- 176 (15) Title 53B, Chapter 17, Part 11, USTAR Researchers, is repealed July 1, 2028.
- 177 (16) Section 53B-17-1203, SafeUT and School Safety Commission established -- Members, is repealed January 1, 2030.
- 179 (17) Title 53B, Chapter 18, Part 16, USTAR Researchers, is repealed July 1, 2028.
- 180 (18) Title 53B, Chapter 18, Part 17, Food Security Council, is repealed July 1, 2027.
- 181 (19) Title 53B, Chapter 18, Part 18, Electrification of Transportation Infrastructure Research Center, is repealed July 1, 2028.
- 183 (20) Title 53B, Chapter 35, Higher Education and Corrections Council, is repealed July 1, 2027.
- 185 (21) Subsection 53C-3-203(4)(b)(vii), regarding the distribution of money from the Land Exchange Distribution Account to the Geological Survey for test wells and other hydrologic studies in the West Desert, is repealed July 1, 2030.
- 188 (22) Subsection 53E-1-201(1)(q), regarding the Higher Education and Corrections Council, is repealed July 1, 2027.
- 190 (23) Subsection 53E-2-304(6), regarding foreclosing a private right of action or waiver of governmental immunity, is repealed July 1, 2027.
- 192 (24) Subsection 53E-3-503(5), regarding coordinating councils for youth in care, is repealed July 1, 2027.
- 194 (25) Subsection 53E-3-503(6), regarding coordinating councils for youth in care, is repealed July 1, 2027.
- 196 (26) Subsection 53E-4-202(8)(b), regarding a standards review committee, is repealed January 1, 2028.
- 198 (27) Section 53E-4-203, Standards review committee, is repealed January 1, 2028.
- 199 (28) Title 53E, Chapter 6, Part 5, Utah Professional Practices Advisory Commission, is repealed July 1, 2033.
- 201 (29) Subsection 53E-7-207(7), regarding a private right of action or waiver of governmental immunity, is repealed July 1, 2027.

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- 203 (30) Section 53F-2-420, Intensive Services Special Education Pilot Program, is repealed July 1, 2024.
- 205 (31) Section 53F-5-214, Grant for professional learning, is repealed July 1, 2025.
- 206 (32) Section 53F-5-215, Elementary teacher preparation grant, is repealed July 1, 2025.
- 207 (33) Section 53F-5-219, Local Innovations Civics Education Pilot Program, is repealed July 1, 2025.
- 209 (34) Title 53F, Chapter 10, Part 2, Capital Projects Evaluation Panel, is repealed July 1, 2027.
- 211 (35) Subsection 53G-4-608(2)(b), regarding the [~~Utah Seismic Safety Commission~~, is repealed January
1, 2025] Utah Commission for Earthquake Preparedness, is repealed January 1, 2031.
- 214 (36) Subsection 53G-4-608(4)(b), regarding the [~~Utah Seismic Safety Commission~~, is repealed January
1, 2025] Utah Commission for Earthquake Preparedness, is repealed January 1, 2031.
- 217 (37) Section 53G-9-212, Drinking water quality in schools, is repealed July 1, 2027.
- 219 Section 5. Section **63I-1-263** is amended to read:
- 220 **63I-1-263. Repeal dates: Titles 63A to 63O.**
- 220 (1) Subsection 63A-5b-405(5), regarding prioritizing and allocating capital improvement funding, is
repealed July 1, 2024.
- 222 (2) Title 63C, Chapter 4a, Constitutional and Federalism Defense Act, is repealed July 1, 2028.
- 224 (3) Title 63C, Chapter 6, Utah Seismic Safety Commission, is repealed January 1, 2025.
- 225 (4) Title 63C, Chapter 18, Behavioral Health Crisis Response Committee, is repealed December 31,
2026.
- 227 (5) Title 63C, Chapter 23, Education and Mental Health Coordinating Committee, is repealed
December 31, 2024.
- 229 (6) Title 63C, Chapter 25, State Finance Review Commission, is repealed July 1, 2027.
- 230 (7) Title 63C, Chapter 27, Cybersecurity Commission, is repealed July 1, 2032.
- 231 (8) Title 63C, Chapter 28, Ethnic Studies Commission, is repealed July 1, 2026.
- 232 (9) Title 63C, Chapter 31, State Employee Benefits Advisory Commission, is repealed July 1, 2028.
- 234 (10) Title 63C, Chapter 32, Utah Commission for Earthquake Preparedness, is repealed January 1,
2031,
- 236 [(10)] (11) Section 63G-6a-805, Purchase from community rehabilitation programs, is repealed July 1,
2026.
- 238 [(11)] (12) Title 63G, Chapter 21, Agreements to Provide State Services, is repealed July 1, 2028.
- 240 [(12)] (13) Title 63H, Chapter 4, Heber Valley Historic Railroad Authority, is repealed July 1, 2029.
- 242 [(13)] (14) Title 63H, Chapter 8, Utah Housing Corporation Act, is repealed July 1, 2026.

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- 243 [(14)] (15) Subsection 63J-1-602.2(16), related to the Communication Habits to reduce Adolescent
Threats (CHAT) Pilot Program, is repealed July 1, 2029.
- 245 [(15)] (16) [~~Subsection 63J-1-602.2(26), regarding the Utah Seismic Safety Commission, is repealed
January 1, 2025]~~ Subsection 63J-1-602.2(27), regarding the Utah Commission for Earthquake
Preparedness, is repealed January 1, 2031.
- 248 [(16)] (17) Section 63L-11-204, Canyon resource management plan, is repealed July 1, 2025.
- 249 [(17)] (18) Title 63L, Chapter 11, Part 4, Resource Development Coordinating Committee, is repealed
July 1, 2027.
- 251 [(18)] (19) Title 63M, Chapter 7, Part 7, Domestic Violence Offender Treatment Board, is repealed July
1, 2027.
- 253 [(19)] (20) Section 63M-7-902, Creation -- Membership -- Terms -- Vacancies -- Expenses, is repealed
July 1, 2029.
- 255 [(20)] (21) Title 63M, Chapter 11, Utah Commission on Aging, is repealed July 1, 2026.
- 256 [(21)] (22) Title 63N, Chapter 1b, Part 4, Women in the Economy Subcommittee, is repealed January 1,
2030.
- 258 [(22)] (23) Title 63N, Chapter 2, Part 2, Enterprise Zone Act, is repealed July 1, 2028.
- 259 [(23)] (24) Subsection 63N-2-511(1)(b), regarding the Board of Tourism Development, is repealed July
1, 2025.
- 261 [(24)] (25) Section 63N-2-512, Hotel Impact Mitigation Fund, is repealed July 1, 2028.
- 262 [(25)] (26) Title 63N, Chapter 3, Part 9, Strategic Innovation Grant Pilot Program, is repealed July 1,
2027.
- 264 [(26)] (27) Title 63N, Chapter 3, Part 11, Manufacturing Modernization Grant Program, is repealed July
1, 2025.
- 266 [(27)] (28) Title 63N, Chapter 4, Part 4, Rural Employment Expansion Program, is repealed July 1,
2028.
- 268 [(28)] (29) Section 63N-4-804, which creates the Rural Opportunity Advisory Committee, is repealed
July 1, 2027.
- 270 [(29)] (30) Subsection 63N-4-805(5)(b), regarding the Rural Employment Expansion Program, is
repealed July 1, 2028.
- 272 [(30)] (31) Subsection 63N-7-101(1), regarding the Board of Tourism Development, is repealed July 1,
2025.

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274 ~~[(31)]~~ (32) Subsection 63N-7-102(3)(c), regarding a requirement for the Utah Office of Tourism to
receive approval from the Board of Tourism Development, is repealed July 1, 2025.

277 ~~[(32)]~~ (33) Title 63N, Chapter 7, Part 2, Board of Tourism Development, is repealed July 1, 2025.

280 Section 6. Section **63J-1-602.2** is amended to read:

281 **63J-1-602.2. List of nonlapsing appropriations to programs.**

Appropriations made to the following programs are nonlapsing:

- 282 (1) The Legislature and the Legislature's committees.
- 283 (2) The State Board of Education, including all appropriations to agencies, line items, and programs
under the jurisdiction of the State Board of Education, in accordance with Section 53F-9-103.
- 286 (3) The Rangeland Improvement Act created in Section 4-20-101.
- 287 (4) The Percent-for-Art Program created in Section 9-6-404.
- 288 (5) The LeRay McAllister Working Farm and Ranch Fund created in Section 4-46-301.
- 289 (6) The Utah Lake Authority created in Section 11-65-201.
- 290 (7) Dedicated credits accrued to the Utah Marriage Commission as provided under Subsection
17-16-21(2)(d)(ii).
- 292 (8) The Wildlife Land and Water Acquisition Program created in Section 23A-6-205.
- 293 (9) Sanctions collected as dedicated credits from Medicaid providers under Subsection 26B-3-108(7).
- 295 (10) The primary care grant program created in Section 26B-4-310.
- 296 (11) The Opiate Overdose Outreach Pilot Program created in Section 26B-4-512.
- 297 (12) The Utah Health Care Workforce Financial Assistance Program created in Section 26B-4-702.
- 299 (13) The Rural Physician Loan Repayment Program created in Section 26B-4-703.
- 300 (14) The Utah Medical Education Council for the:
 - 301 (a) administration of the Utah Medical Education Program created in Section 26B-4-707;
 - 302 (b) provision of medical residency grants described in Section 26B-4-711; and
 - 303 (c) provision of the forensic psychiatric fellowship grant described in Section 26B-4-712.
- 304 (15) The Division of Services for People with Disabilities, as provided in Section 26B-6-402.
- 305 (16) The Communication Habits to reduce Adolescent Threats (CHAT) Pilot Program created in
Section 26B-7-122.
- 307 (17) Funds that the Department of Alcoholic Beverage Services retains in accordance with Subsection
32B-2-301(8)(a) or (b).

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(18) The General Assistance program administered by the Department of Workforce Services, as provided in Section 35A-3-401.

(19) The Utah National Guard, created in Title 39A, National Guard and Militia Act.

(20) The Search and Rescue Financial Assistance Program, as provided in Section 53-2a-1102.

(21) The Emergency Medical Services Grant Program in Section 53-2d-207.

(22) The Motorcycle Rider Education Program, as provided in Section 53-3-905.

(23) The Utah Board of Higher Education for teacher preparation programs, as provided in Section 53B-6-104.

(24) Innovation grants under Section 53G-10-608, except as provided in Subsection 53G-10-608(6).

(25) The Division of Fleet Operations for the purpose of upgrading underground storage tanks under Section 63A-9-401.

(26) The Division of Technology Services for technology innovation as provided under Section 63A-16-903.

(27) Subject to Subsection 63C-32-102(9)(b), the Utah Commission for Earthquake Preparedness, as provided in Subsection 63C-32-102(9)(a).

~~[(27)]~~ (28) The State Capitol Preservation Board created by Section 63O-2-201.

~~[(28)]~~ (29) The Office of Administrative Rules for publishing, as provided in Section 63G-3-402.

~~[(29)]~~ (30) The Colorado River Authority of Utah, created in Title 63M, Chapter 14, Colorado River Authority of Utah Act.

~~[(30)]~~ (31) The Governor's Office of Economic Opportunity to fund the Enterprise Zone Act, as provided in Title 63N, Chapter 2, Part 2, Enterprise Zone Act.

~~[(31)]~~ (32) The Governor's Office of Economic Opportunity's Rural Employment Expansion Program, as described in Title 63N, Chapter 4, Part 4, Rural Employment Expansion Program.

~~[(32)]~~ (33) County correctional facility contracting program for state inmates as described in Section 64-13e-103.

~~[(33)]~~ (34) County correctional facility reimbursement program for state probationary inmates and state parole inmates as described in Section 64-13e-104.

~~[(34)]~~ (35) Programs for the Jordan River Recreation Area as described in Section 65A-2-8.

~~[(35)]~~ (36) The Division of Human Resource Management user training program, as provided in Section 63A-17-106.

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[~~(36)~~] (37) A public safety answering point's emergency telecommunications service fund, as provided in Section 69-2-301.

345 [~~(37)~~] (38) The Traffic Noise Abatement Program created in Section 72-6-112.

346 [~~(38)~~] (39) The money appropriated from the Navajo Water Rights Negotiation Account to the Division of Water Rights, created in Section 73-2-1.1, for purposes of participating in a settlement of federal reserved water right claims.

349 [~~(39)~~] (40) The Judicial Council for compensation for special prosecutors, as provided in Section 77-10a-19.

351 [~~(40)~~] (41) A state rehabilitative employment program, as provided in Section 78A-6-210.

352 [~~(41)~~] (42) The Utah Geological Survey, as provided in Section 79-3-401.

353 [~~(42)~~] (43) The Bonneville Shoreline Trail Program created under Section 79-5-503.

354 [~~(43)~~] (44) Adoption document access as provided in Sections 78B-6-141, 78B-6-144, and 78B-6-144.5.

356 [~~(44)~~] (45) Indigent defense as provided in Title 78B, Chapter 22, Part 4, Utah Indigent Defense Commission.

358 [~~(45)~~] (46) The program established by the Division of Facilities Construction and Management under Section 63A-5b-703 under which state agencies receive an appropriation and pay lease payments for the use and occupancy of buildings owned by the Division of Facilities Construction and Management.

362 [~~(46)~~] (47) The State Tax Commission for reimbursing counties for deferrals in accordance with Section 59-2-1802.5.

364 [~~(47)~~] (48) The Veterinarian Education Loan Repayment Program created in Section 4-2-902.

366 Section 7. **Effective date.**

This bill takes effect on May 7, 2025.

2-27-25 9:56 PM