

Insect Terminology Amendments

2025 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Doug Owens

Senate Sponsor:

LONG TITLE

General Description:

This bill addresses the naming convention for the insect species *Anabrus simplex*.

Highlighted Provisions:

This bill:

- defines terms;
- requires state entities referencing the species *Anabrus simplex* in state materials to use:
 - the scientific name; or
 - a common name as adopted by the Entomological Society of America;
- requires state entities to encourage national insect naming institutions to adopt the naming convention of *Anabrus simplex*:
 - the scientific name; or
 - a common name as adopted by the Entomological Society of America;
- requires the Commissioner of the Department of Agriculture and Food to submit a petition to the Entomological Society of America for a new common name for *Anabrus simplex*;
- provides for the automatic repeal of provisions related to the petition for a new common name; and
- makes technical and conforming changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

4-2-103, as last amended by Laws of Utah 2023, Chapters 126, 232

63I-2-204, as last amended by Laws of Utah 2024, Third Special Session, Chapter 5

63I-2-263, as last amended by Laws of Utah 2024, Third Special Session, Chapter 5

31 ENACTS:

32 **63G-1a-101**, Utah Code Annotated 1953

33 **63G-1a-201**, Utah Code Annotated 1953

34 **63G-1a-202**, Utah Code Annotated 1953

35 **63G-1a-203**, Utah Code Annotated 1953

36 **63G-1a-204**, Utah Code Annotated 1953

37

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

39 Section 1. Section **4-2-103** is amended to read:

40 **4-2-103 . Functions, powers, and duties of department -- Fees for services --**

41 **Marketing orders -- Procedure -- Purchasing and auditing.**

42 (1) The department shall:

43 (a) inquire into and promote the interests and products of agriculture and allied
44 industries;

45 (b) promote methods for increasing the production and facilitating the distribution of the
46 agricultural products of the state;

47 (c)(i) inquire into the cause of contagious, infectious, and communicable diseases
48 among livestock and the means for their prevention and cure; and

49 (ii) initiate, implement, and administer plans and programs to prevent the spread of
50 diseases among livestock;

51 (d) encourage experiments designed to determine the best means and methods for the
52 control of diseases among domestic and wild animals;

53 (e) issue marketing orders for any designated agricultural product to:

54 (i) promote orderly market conditions for any product;

55 (ii) give the producer a fair return on the producer's investment at the marketplace;
56 and

57 (iii) only promote and not restrict or restrain the marketing of Utah agricultural
58 commodities;

59 (f) administer and enforce all laws assigned to the department by the Legislature;

60 (g) establish standards and grades for agricultural products and fix and collect
61 reasonable fees for services performed by the department in conjunction with the
62 grading of agricultural products;

63 (h) establish operational standards for any establishment that manufactures, processes,
64 produces, distributes, stores, sells, or offers for sale any agricultural product;

- 65 (i) adopt, according to Title 63G, Chapter 3, Utah Administrative Rulemaking Act, rules
66 necessary for the effective administration of the agricultural laws of the state;
- 67 (j) when necessary, make investigations, subpoena witnesses and records, conduct
68 hearings, issue orders, and make recommendations concerning matters related to
69 agriculture;
- 70 (k)(i) inspect any nursery, orchard, farm, garden, park, cemetery, greenhouse, or any
71 private or public place that may become infested or infected with harmful insects,
72 plant diseases, noxious or poisonous weeds, or other agricultural pests;
- 73 (ii) establish and enforce quarantines;
- 74 (iii) issue and enforce orders and rules for the control and eradication of pests,
75 wherever they may exist within the state; and
- 76 (iv) perform other duties relating to plants and plant products considered advisable
77 and not contrary to law;
- 78 (l) inspect apiaries for diseases inimical to bees and beekeeping;
- 79 (m) take charge of any agricultural exhibit within the state, if considered necessary by
80 the department, and award premiums at that exhibit;
- 81 (n) provide for the coordination of state conservation efforts, including by:
- 82 (i) assisting the Conservation Commission in the administration of Chapter 18,
83 Conservation Commission Act;
- 84 (ii) implementing Chapter 46, Conservation Coordination Act, including entering into
85 agreements with other state agencies; and
- 86 (iii) administering and disbursing money available to assist conservation districts in
87 the state in the conservation of the state's soil and water resources;
- 88 (o) participate in the United States Department of Agriculture certified agricultural
89 mediation program, in accordance with 7 U.S.C. Sec. 5101 and 7 C.F.R. Part 785;
- 90 (p) promote and support the multiple use of public lands;
- 91 (q) ensure that any training or certification required of a public official or public
92 employee, as those terms are defined in Section 63G-22-102, complies with Title
93 63G, Chapter 22, State Training and Certification Requirements, if the training or
94 certification is required:
- 95 (i) under this title;
- 96 (ii) by the department; or
- 97 (iii) by an entity within the department;
- 98 (r) administer the requirements described in Section 56-1-12 pertaining to livestock

- 99 damaged by railroad operations;
- 100 (s) in accordance with Title 73, Chapter 3d, Part 4, Compensation:
- 101 (i) conduct mediation or arbitration; and
- 102 (ii) assist in the issuance of loans by the Conservation Commission;[~~and~~]
- 103 (t) submit a petition in accordance with Section 63G-1a-204; and
- 104 [~~(t)~~] (u) perform any additional functions, powers, and duties provided by law.
- 105 (2) The department, by following the procedures and requirements of Section 63J-1-504,
- 106 may adopt a schedule of fees assessed for services provided by the department.
- 107 (3)(a) A marketing order issued under Subsection (1)(e) may not take effect until:
- 108 (i) the department gives notice of the proposed order to the producers and handlers of
- 109 the affected product;
- 110 (ii) the commissioner conducts a hearing on the proposed order; and
- 111 (iii) at least 50% of the registered producers and handlers of the affected products
- 112 vote in favor of the proposed order.
- 113 (b)(i) The department may establish boards of control to administer marketing orders
- 114 and the proceeds derived from any order.
- 115 (ii) A board of control shall:
- 116 (A) ensure that proceeds are placed in an account in the board of control's name in
- 117 a depository institution; and
- 118 (B) ensure that the account is annually audited by an accountant approved by the
- 119 commissioner.
- 120 (4) Money collected by grain grading, as provided by Subsection (1)(g), shall be deposited
- 121 into the General Fund as dedicated credits for the grain grading program.
- 122 (5) In fulfilling the department's duties in this chapter, the department may:
- 123 (a) purchase, as authorized or required by law, services that the department is
- 124 responsible to provide for legally eligible persons;
- 125 (b) take necessary steps, including legal action, to recover money or the monetary value
- 126 of services provided to a recipient who is not eligible;
- 127 (c) examine and audit the expenditures of any public funds provided to a local authority,
- 128 agency, or organization that contracts with or receives funds from those authorities or
- 129 agencies;
- 130 (d) accept and administer grants from the federal government and from other sources,
- 131 public or private; and
- 132 (e) fund grants using money appropriated by the Legislature or money received from

133 any other source.

134 Section 2. Section **63G-1a-101** is enacted to read:

135 **CHAPTER 1a. STATE NAMING CONVENTIONS**

136 **Part 1. General Provisions**

137 **63G-1a-101 . Chapter definitions.**

138 Reserved.

139 Section 3. Section **63G-1a-201** is enacted to read:

140 **Part 2. Anabrus Simplex**

141 **63G-1a-201 . Part definitions.**

142 .As used in this part:

143 (1) "Commissioner" means the commissioner of the Department of Agriculture and Food,
144 created in Section 4-2-102.

145 (2) "Managing state agency" means an executive branch department, division, or other
146 agency of this state that manages insects or insect habitat.

147 (3) "Naming institution" means a nationally recognized entity that maintains a list of
148 official names for insects in North America.

149 (4)(a) "Publication" means any information issued or published for distribution.

150 (b) "Publication" includes a book, compilation, directory, map, fact sheet, newsletter,
151 brochure, bulletin, journal, journal article, magazine, magazine article, pamphlet,
152 periodical, report, or video recording.

153 (5) "State institution of higher education" means an institution described in Section
154 53B-2-101 or any other university or college that is established and maintained by this
155 state.

156 Section 4. Section **63G-1a-202** is enacted to read:

157 **63G-1a-202 . Required naming convention.**

158 (1) A state institution of higher education or an employee of a state institution of higher
159 education shall use in reference to the species Anabrus simplex in a publication for the
160 state institution of higher education:

161 (a) the scientific name "Anabrus simplex"; or

162 (b) a common name as adopted by the Entomological Society of America.

163 (2) A managing state agency shall use in reference to the species Anabrus simplex in a
164 publication for the managing state agency:

165 (a) the scientific name "Anabrus simplex"; or

166 (b) a common name as adopted by the Entomological Society of America.

167 Section 5. Section **63G-1a-203** is enacted to read:

168 **63G-1a-203 . Advocacy for naming convention.**

169 (1) A state institution of higher education shall:

170 (a) in reference to the species *Anabrus simplex*, advocate for the use of:

171 (i) the scientific name "*Anabrus simplex*"; or

172 (ii) a common name as adopted by the Entomological Society of America; and

173 (b) seek the support of national research organizations and naming institutions with

174 which the state institution of higher education affiliates to advocate for the naming
175 convention described in Subsection (1)(a).

176 (2) A managing state agency shall:

177 (a) in reference to the species *Anabrus simplex*, advocate for the use of:

178 (i) the scientific name "*Anabrus simplex*"; or

179 (ii) a common name as adopted by the Entomological Society of America; and

180 (b) seek the support of national research organizations and naming institutions with

181 which the managing state agency affiliates to advocate for the naming convention
182 described in Subsection (2)(a).

183 Section 6. Section **63G-1a-204** is enacted to read:

184 **63G-1a-204 . Petition for name change.**

185 (1) On or before July 1, 2025, the commissioner shall submit a petition to the

186 Entomological Society of America to request the adoption and recognition of a new
187 common name for the species *Anabrus simplex*.

188 (2) In the petition described in Subsection (1), the commissioner shall convey the following:

189 "WHEREAS, the purpose of insect common names is to make communication
190 easier between scientists and public audiences;

191 WHEREAS, the Entomological Society of America aims to ensure that insect
192 common names are respectful, inclusive, and accurately descriptive;

193 WHEREAS, *Anabrus simplex* has an infamous history in the state of Utah
194 associated with economic disaster and agricultural destruction;

195 WHEREAS, *Anabrus simplex* shares its current common name, Mormon
196 Cricket, with a nickname associated with the parishioners of the Church of Jesus Christ
197 of Latter-day Saints;

198 WHEREAS, the Church of Jesus Christ of Latter-day Saints has discouraged
199 the use of the term 'Mormon' to identify members of the faith group;

200 WHEREAS, the current common name of the species *Anabrus simplex*
 201 disregards what the insect is called by native communities; and

202 WHEREAS, the Entomological Society of America represents a worldwide
 203 group of entomologists and bug lovers:

204 NOW, THEREFORE, the Legislature of the State of Utah petitions the
 205 Entomological Society of America to adopt and recognize, with ample community
 206 involvement, a new common name for *Anabrus simplex*."

207 (3) The commissioner may include in the petition described in Subsection (1) any
 208 information the commission deems necessary.

209 Section 7. Section **63I-2-204** is amended to read:

210 **63I-2-204 . Repeal dates: Title 4.**

211 (1) Subsection 4-2-103(1)(t), regarding the submission of a petition, is repealed January 1,
 212 2026.

213 [(1)] (2) Section 4-11-117, Beekeeping working group -- Development of standards, is
 214 repealed May 1, 2025.

215 [(2)] (3) Subsection 4-41a-102(6), regarding the Cannabis Research Review Board, is
 216 repealed July 1, 2026.

217 [(3)] (4) Section 4-46-104, Transition, is repealed July 1, 2024.

218 Section 8. Section **63I-2-263** is amended to read:

219 **63I-2-263 . Repeal dates: Titles 63A through 63O.**

220 (1) Title 63A, Chapter 2, Part 5, Educational Interpretation and Translation Services
 221 Procurement Advisory Council is repealed July 1, 2025.

222 (2) Section 63A-17-806, Definitions -- Infant at Work Pilot Program -- Administration --
 223 Report, is repealed June 30, 2026.

224 (3) Section 63C-1-103, Appointment and terms of boards, committees, councils, and
 225 commissions transitioning on October 1, 2024, or December 31, 2024, is repealed July
 226 1, 2025.

227 (4) Section 63C-1-104, Appointment and terms of boards transitioning on October 1, 2024,
 228 is repealed January 1, 2025.

229 (5) Title 63C, Chapter 29, Domestic Violence Data Task Force, is repealed October 1, 2024.

230 (6) Section 63G-1a-204, Petition for name change, is repealed January 1, 2026.

231 [(6)] (7) Subsection 63G-6a-802(1)(e), regarding a procurement for a presidential debate, is
 232 repealed January 1, 2025.

233 [(7)] (8) Subsection 63G-6a-802(3)(b)(iii), regarding a procurement for a presidential

234 debate, is repealed January 1, 2025.

235 [~~(8)~~] (9) Subsection 63H-7a-403(2)(b), regarding the charge to maintain the public safety
236 communications network, is repealed July 1, 2033.

237 [~~(9)~~] (10) Subsection 63J-1-602.2(47), regarding appropriations to the State Tax
238 Commission for deferral reimbursements, is repealed July 1, 2027.

239 [~~(10)~~] (11) Section 63M-7-221, Expungement working group, is repealed April 30, 2025.

240 [~~(11)~~] (12) Section 63M-7-504, Crime Victim Reparations and Assistance Board --
241 Members, is repealed December 31, 2024.

242 [~~(12)~~] (13) Section 63M-7-505, Board and office within Commission on Criminal and
243 Juvenile Justice, is repealed December 31, 2024.

244 [~~(13)~~] (14) Title 63M, Chapter 7, Part 6, Utah Council on Victims of Crime, is repealed
245 December 31, 2024.

246 [~~(14)~~] (15) Subsection 63N-2-213(12)(a), regarding claiming a tax credit in the same taxable
247 year as the targeted business income tax credit, is repealed December 31, 2024.

248 [~~(15)~~] (16) Title 63N, Chapter 2, Part 3, Targeted Business Income Tax Credit in an
249 Enterprise Zone, is repealed December 31, 2024.

250 Section 9. **Effective Date.**

251 This bill takes effect on May 7, 2025.