

1 **Economic Development Amendments**

2025 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Jon Hawkins

Senate Sponsor:

3 **LONG TITLE**

4 **General Description:**

5 This bill amends provisions of the Governor's Office of Economic Opportunity.

6 **Highlighted Provisions:**

7 This bill:

- 8 ▶ amends and defines terms;
- 9 ▶ amends provisions of the Governor's Office of Economic Opportunity;
- 10 ▶ repeals the Unified Economic Opportunity Commission and associated committees and
- 11 subcommittees;
- 12 ▶ renumbers and amends the Utah Broadband Center and Access Act; and
- 13 ▶ makes technical and conforming changes.

14 **Money Appropriated in this Bill:**

15 None

16 **Other Special Clauses:**

17 This bill provides a special effective date.

18 **Utah Code Sections Affected:**

19 AMENDS:

- 20 **11-59-203**, as last amended by Laws of Utah 2024, Chapter 413
- 21 **35A-8-2203**, as last amended by Laws of Utah 2022, Chapters 118, 406
- 22 **36-12-23**, as last amended by Laws of Utah 2024, Chapter 506
- 23 **36-29-109**, as enacted by Laws of Utah 2022, Chapter 458
- 24 **53B-34-101**, as renumbered and amended by Laws of Utah 2022, Chapter 362
- 25 **53B-34-102**, as renumbered and amended by Laws of Utah 2022, Chapter 362
- 26 **53B-34-111**, as enacted by Laws of Utah 2024, Chapter 482
- 27 **63I-1-263**, as last amended by Laws of Utah 2024, Third Special Session, Chapter 4
- 28 **63N-1a-102**, as last amended by Laws of Utah 2024, Chapter 159
- 29 **63N-1a-301**, as last amended by Laws of Utah 2024, Chapter 159
- 30 **63N-1a-303**, as last amended by Laws of Utah 2022, Chapter 362

31 **63N-1a-304**, as renumbered and amended by Laws of Utah 2021, Chapter 282

32 **63N-1a-305**, as renumbered and amended by Laws of Utah 2021, Chapter 282

33 **63N-1a-306**, as last amended by Laws of Utah 2022, Chapter 362

34 **63N-1a-401**, as last amended by Laws of Utah 2024, Chapter 159

35 **63N-2-103**, as last amended by Laws of Utah 2024, Chapter 438

36 **63N-2-104.3**, as last amended by Laws of Utah 2023, Chapter 499

37 **63N-2-107**, as last amended by Laws of Utah 2024, Chapter 159

38 **63N-16-302**, as enacted by Laws of Utah 2024, Chapter 157

39 **72-1-203**, as last amended by Laws of Utah 2024, Chapter 517

40 **72-1-303**, as last amended by Laws of Utah 2024, Chapter 498

41 RENUMBERS AND AMENDS:

42 **72-19-101**, (Renumbered from 63N-17-102, as last amended by Laws of Utah 2024,
43 Chapter 159)

44 **72-19-201**, (Renumbered from 63N-17-201, as last amended by Laws of Utah 2024,
45 Chapter 159)

46 **72-19-202**, (Renumbered from 63N-17-202, as last amended by Laws of Utah 2024,
47 Chapter 159)

48 **72-19-203**, (Renumbered from 63N-17-203, as last amended by Laws of Utah 2024,
49 Chapter 159)

50 **72-19-301**, (Renumbered from 63N-17-301, as last amended by Laws of Utah 2024,
51 Chapter 159)

52 **72-19-302**, (Renumbered from 63N-17-302, as enacted by Laws of Utah 2021,
53 Chapter 282)

54 **72-19-401**, (Renumbered from 63N-17-401, as enacted by Laws of Utah 2024,
55 Chapter 159)

56 REPEALS:

57 **63N-1a-201**, as last amended by Laws of Utah 2024, Chapter 159

58 **63N-1a-202**, as last amended by Laws of Utah 2024, Chapter 159

59 **63N-1b-102**, as last amended by Laws of Utah 2022, Chapter 118

60 **63N-1b-401**, as renumbered and amended by Laws of Utah 2022, Chapter 362

61 **63N-1b-402**, as last amended by Laws of Utah 2023, Chapter 499

62 **63N-1b-403**, as last amended by Laws of Utah 2023, Chapter 499

63 **63N-1b-404**, as last amended by Laws of Utah 2024, Chapter 159

64 **63N-3-204**, as last amended by Laws of Utah 2022, Chapter 362

65
66
67
68
69
70
71
72
73
74
75
76
77
78
79
80
81
82
83
84
85
86
87
88
89
90
91
92
93
94
95
96
97
98

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

Section 1. Section **11-59-203** is amended to read:

11-59-203 . Authority duties and responsibilities.

- (1) As the authority plans, manages, and implements the development of the point of the mountain state land, the authority shall pursue development strategies and objectives designed to:
- (a) maximize the creation of high-quality jobs and encourage and facilitate a highly trained workforce;
 - (b) ensure strategic residential and commercial growth;
 - (c) promote a high quality of life for residents on and surrounding the point of the mountain state land, including strategic planning to facilitate:
 - (i) jobs close to where people live;
 - (ii) vibrant urban centers;
 - (iii) housing types that incorporate affordability factors and match workforce needs;
 - (iv) parks, connected trails, and open space, including the preservation of natural lands to the extent practicable and consistent with the overall development plan; and
 - (v) preserving and enhancing recreational opportunities;
 - (d) complement the development on land in the vicinity of the point of the mountain state land;
 - (e) improve air quality and minimize resource use;
 - (f) accommodate and incorporate the planning, funding, and development of an enhanced and expanded future transit and transportation infrastructure and other investments, including:
 - (i) the acquisition of rights-of-way and property necessary to ensure transit access to the point of the mountain state land; and
 - (ii) a world class mass transit infrastructure, to service the point of the mountain state land and to enhance mobility and protect the environment; and
 - (g) if appropriate, exercise its land use authority to increase the supply of housing in the state.
- (2) In planning the development of the point of the mountain state land, the authority shall:
- (a) consult with applicable governmental planning agencies, including:
 - (i) relevant metropolitan planning organizations; and

- 99 (ii) Draper City and Salt Lake County planning and governing bodies;[~~and~~]
 100 [~~(iii) in regards to the factors described in Subsections (1)(c)(i) and (iii), the Unified~~
 101 ~~Economic Opportunity Commission created in Section 63N-1a-201;~~]
 102 (b) research and explore the feasibility of attracting a nationally recognized research
 103 center; and
 104 (c) research and explore the appropriateness of including labor training centers and a
 105 higher education presence on the point of the mountain state land.

106 Section 2. Section **35A-8-2203** is amended to read:

107 **35A-8-2203 . Duties of the commission.**

- 108 (1) The commission shall:
- 109 [~~(a) serve as a subcommittee of the Unified Economic Opportunity Commission and~~
 110 ~~assist the Unified Economic Opportunity Commission in performing the Unified~~
 111 ~~Economic Opportunity Commission's duties under Section 63N-1a-202;~~]
 112 [~~(b)~~] (a) increase public and government awareness and understanding of the housing
 113 affordability needs of the state and how those needs may be most effectively and
 114 efficiently met, through empirical study and investigation;
 115 [~~(c)~~] (b) identify and recommend implementation of specific strategies, policies,
 116 procedures, and programs to address the housing affordability needs of the state;
 117 [~~(d)~~] (c) facilitate the communication and coordination of public and private entities that
 118 are involved in developing, financing, providing, advocating for, and administering
 119 affordable housing in the state;
 120 [~~(e)~~] (d) study, evaluate, and report on the status and effectiveness of policies,
 121 procedures, and programs that address housing affordability in the state;
 122 [~~(f)~~] (e) study and evaluate the policies, procedures, and programs implemented by other
 123 states that address housing affordability;
 124 [~~(g)~~] (f) provide a forum for public comment on issues related to housing affordability;
 125 [~~(h)~~] (g) provide recommendations to the [~~Unified Economic Opportunity Commission~~
 126 ~~and the~~] Legislature on strategies, policies, procedures, and programs to address the
 127 housing affordability needs of the state; and
 128 [~~(i)~~] (h) on or before December 31, 2022, approve the methodology developed by the
 129 division under Subsection 35A-8-803(1)(a)(ix).
- 130 (2) To accomplish its duties, the commission may:
- 131 (a) request and receive from a state or local government agency or institution summary
 132 information relating to housing affordability, including:

- 133 (i) reports;
- 134 (ii) audits;
- 135 (iii) projections; and
- 136 (iv) statistics; and
- 137 (b) appoint one or more advisory groups to advise and assist the commission.
- 138 (3)(a) A member of an advisory group described in Subsection (2)(b):
- 139 (i) shall be appointed by the commission;
- 140 (ii) may be:
- 141 (A) a member of the commission; or
- 142 (B) an individual from the private or public sector; and
- 143 (iii) notwithstanding Section 35A-8-2202, may not receive reimbursement or pay for
- 144 any work done in relation to the advisory group.
- 145 (b) An advisory group described in Subsection (2)(b) shall report to the commission on
- 146 the progress of the advisory group.
- 147 Section 3. Section **36-12-23** is amended to read:
- 148 **36-12-23 . Legislative committees -- Staffing.**
- 149 (1) As used in this section:
- 150 (a) "Chair" means a presiding officer or a co-presiding officer of a committee.
- 151 (b) "Committee" means a standing committee, interim committee, subcommittee, special
- 152 committee, authority, commission, council, task force, panel, or board in which
- 153 legislative participation is required by statute or legislative rule.
- 154 (c) "Legislative committee" means a committee:
- 155 (i) formed by the Legislature to study or oversee subjects of legislative concern; and
- 156 (ii) that is required by statute or legislative rule to have a chair who is a legislator.
- 157 (d) "Legislator" means a member of either chamber of the Legislature.
- 158 (e) "Professional legislative office" means the Office of Legislative Research and
- 159 General Counsel, the Office of the Legislative Fiscal Analyst, the Office of the
- 160 Legislative Auditor General, or similar office of the Legislature.
- 161 (2)(a) Except as provided in Subsections (3) and (4), a professional legislative office
- 162 shall provide each legislative committee's staff support, regardless of whether statute
- 163 or legislative rule directs another entity to provide the staff support.
- 164 (b) Unless a legislative committee's enacting statute or legislative rule names a particular
- 165 professional legislative office to provide the legislative committee's staff support, the
- 166 professional legislative offices shall select, based on subject matter expertise, which

- 167 professional legislative office will staff the legislative committee.
- 168 (3)(a) Subject to Subsection (3)(b), the provisions of this section control over any
169 conflicting provision of statute or legislative rule.
- 170 (b)(i) If another provision of statute or legislative rule directs an entity other than a
171 professional legislative office to provide a legislative committee's staff support,
172 notwithstanding Subsection (2), a legislator who is a chair of the legislative
173 committee may elect to have the other entity provide the legislative committee's
174 staff support.
- 175 (ii) If the legislative committee has more than one chair who is a legislator, the chairs
176 who are legislators shall collectively make the election under Subsection (3)(b)(i).
- 177 (iii) A chair or chairs who make an election under Subsection (3)(b)(i) may change
178 the chair's or chairs' election no more than once each calendar year.
- 179 (4) This section does not apply to:
- 180 (a) the Point of the Mountain State Land Authority created in Section 11-59-201;
181 (b) the Utah Broadband Center Advisory Commission created in Section 36-29-109;
182 (c) the Blockchain and Digital Innovation Task Force created in Section 36-29-110;
183 (d) the Public Safety Data Management Task Force created in Section 36-29-111;
184 (e) the Constitutional Defense Council created in Section 63C-4a-202;
185 [~~(f) the Women in the Economy Subcommittee created in Section 63N-1b-402;~~]
186 [~~(g)~~ (f) the House Ethics Committee established under Legislative Joint Rule JR6-2-101;
187 or
188 [~~(h)~~ (g) the Senate Ethics Committee established under Legislative Joint Rule JR6-2-101.
- 189 Section 4. Section **36-29-109** is amended to read:
190 **36-29-109 . Utah Broadband Center Advisory Commission.**
- 191 (1) As used in this section:
- 192 (a) "Broadband infrastructure funds" means the funds available for broadband
193 infrastructure pursuant to:
194 (i) the Infrastructure Investment and Jobs Act, Pub. L. No. 115-58;
195 (ii) legislative appropriations; and
196 (iii) state and federal grants.
- 197 (b) [~~"Center"~~] "Broadband center" means the Utah Broadband Center created in Section [
198 ~~63N-17-201~~] 72-19-201.
- 199 (c) [~~"Commission"~~] "Broadband commission" means the Utah Broadband Center
200 Advisory Commission created in Subsection (2).

- 201 (d) "Strategic plan" means the statewide digital connectivity plan described in Section [
202 63N-17-203] 72-19-203.
- 203 (2) There is created the Utah Broadband Center Advisory Commission consisting of the
204 following nine voting members:
- 205 (a) two members of the Senate, appointed by the president of the Senate;
- 206 (b) two members of the House of Representatives, appointed by the speaker of the
207 House of Representatives;
- 208 (c) the executive director of the Governor's Office of Planning and Budget, or the
209 executive director's designee;
- 210 (d) the governor shall appoint four members who currently work in the public sector and
211 who have professional experience in:
- 212 (i) broadband or broadband infrastructure;
- 213 (ii) applying for federal grants; or
- 214 (iii) financing infrastructure.
- 215 (3) In addition to the nine voting members, the director of the broadband center, or the
216 director's designee, shall serve on the broadband commission in a nonvoting capacity.
- 217 (4)(a) The president of the Senate shall designate one of the members described in
218 Subsection (2)(a) to serve as cochair of the broadband commission.
- 219 (b) The speaker of the House of Representatives shall designate one of the members
220 described in Subsection (2)(b) to serve as cochair of the broadband commission.
- 221 (5)(a) If a vacancy occurs in the membership of the broadband commission, the member
222 shall be replaced in the same manner in which the original appointment was made.
- 223 (b) A member shall serve until the member's successor is appointed and qualified.
- 224 (6)(a) A majority of the members of the broadband commission constitutes a quorum.
- 225 (b) The action of a majority of a quorum constitutes an action of the broadband
226 commission.
- 227 (7)(a) Salaries and expenses of the members of the broadband commission who are
228 legislators shall be paid in accordance with:
- 229 (i) Section 36-2-2;
- 230 (ii) Legislative Joint Rules, Title 5, Chapter 2, Lodging, Meal, and Transportation
231 Expenses; and
- 232 (iii) Legislative Joint Rules, Title 5, Chapter 3, Legislator Compensation.
- 233 (b) A member of the broadband commission who is not a legislator may not receive
234 compensation for the member's work associated with the broadband commission but

235 may receive per diem and reimbursement for travel expenses incurred as a member of
236 the broadband commission at the rates established by the Division of Finance under:
237 (i) Sections 63A-3-106 and 63A-3-107; and
238 (ii) rules made by the Division of Finance in accordance with Sections 63A-3-106
239 and 63A-3-107.

240 (8) The broadband center shall provide staff support to the broadband commission.

241 (9) The broadband commission shall:

242 (a) make recommendations to the broadband center with respect to:

243 (i) strategic plan development; and

244 (ii) the application for and use of broadband infrastructure funds;

245 (b) solicit input from relevant stakeholders, including:

246 (i) public and private entities who may assist in developing and implementing the
247 strategic plan; and

248 (ii) public and private entities whom the strategic plan may impact;

249 (c) provide recommendations for strategic plan development and implementation based
250 on the input described in Subsection (9)(b);

251 (d) review strategic plan drafts; and

252 (e) recommend changes.

253 (10) The broadband commission shall meet as needed.

254 Section 5. Section **53B-34-101** is amended to read:

255 **53B-34-101 . Definitions.**

256 As used in this chapter:

257 (1) "Apprenticeship program" means a program that:

258 (a) combines paid on-the-job learning with formal classroom instruction to prepare
259 students for careers; and

260 (b) includes:

261 (i) structured on-the-job learning for students under the supervision of a skilled
262 employee;

263 (ii) classroom instruction for students related to the on-the-job learning;

264 (iii) ongoing student assessments using established competency and skills standards;
265 and

266 (iv) the student receiving an industry-recognized credential or degree upon
267 completion of the program.

268 (2) "Career and technical education region" means an economic service area created in

- 269 Section 35A-2-101.
- 270 (3) "GOEO" means the Governor's Office of Economic Opportunity created in Section
271 63N-1a-301.
- 272 [~~(3) "Commission" means the Unified Economic Opportunity Commission created in~~
273 ~~Section 63N-1a-201.]~~
- 274 (4) "High quality professional learning" means the professional learning standards for
275 teachers and principals described in Section 53G-11-303.
- 276 (5) "Institution of higher education" means the University of Utah, Utah State University,
277 Southern Utah University, Weber State University, Snow College, Utah Tech
278 University, Utah Valley University, or Salt Lake Community College.
- 279 (6) "Local education agency" means a school district, a charter school, or the Utah Schools
280 for the Deaf and the Blind.
- 281 (7) "Master plan" means the computer science education master plan described in Section
282 53B-34-105.
- 283 (8) "Participating employer" means an employer that:
- 284 (a) partners with an educational institution on a curriculum for an apprenticeship
285 program or work-based learning program; and
- 286 (b) provides an apprenticeship or work-based learning program for students.
- 287 (9) "State board" means the State Board of Education.
- 288 (10) "Talent board" means the Talent, Education, and Industry Alignment Board created in
289 Section 53B-34-102.
- 290 (11) "Talent program" means the Talent Ready Utah Program created in Section
291 53B-34-103.
- 292 (12) "Targeted industry" means an industry or group of industries targeted by [~~the~~
293 ~~commission-] GOEO for economic development in the state.~~
- 294 (13) "Technical college" means:
- 295 (a) the same as that term is defined in Section 53B-1-101.5; and
- 296 (b) a degree-granting institution acting in the degree-granting institution's technical
297 education role described in Section 53B-2a-201.
- 298 (14)(a) "Work-based learning program" means a program that combines structured and
299 supervised learning activities with authentic work experiences and that is
300 implemented through industry and education partnerships.
- 301 (b) "Work-based learning program" includes the following objectives:
- 302 (i) providing students an applied workplace experience using knowledge and skills

- 303 attained in a program of study that includes an internship, externship, or work
 304 experience;
- 305 (ii) providing an educational institution with objective input from a participating
 306 employer regarding the education requirements of the current workforce; and
- 307 (iii) providing funding for programs that are associated with high-wage, in-demand,
 308 or emerging occupations.
- 309 (15) "Workforce programs" means education or industry programs that facilitate training
 310 the state's workforce to meet industry demand.

311 Section 6. Section **53B-34-102** is amended to read:

312 **53B-34-102 . Talent, Education, and Industry Alignment Board -- Creation --**
 313 **Membership -- Expenses -- Duties.**

- 314 (1) There is created the Talent, Education, and Industry Alignment Board composed of the
 315 following members:
- 316 (a) the state superintendent of public instruction or the superintendent's designee;
- 317 (b) the commissioner or the commissioner's designee;
- 318 (c) the chair of the State Board of Education or the chair's designee;
- 319 (d) the executive director of the Department of Workforce Services or the executive
 320 director's designee;
- 321 (e) the executive director of the Governor's Office of Economic Opportunity or the
 322 executive director's designee;
- 323 (f) the director of the Division of Professional Licensing or the director's designee;
- 324 (g) the governor's education advisor or the advisor's designee;
- 325 (h) one member of the Senate, appointed by the president of the Senate;
- 326 (i) one member of the House of Representatives, appointed by the speaker of the House
 327 of Representatives;
- 328 (j) the president of the Salt Lake Chamber or the president's designee;
- 329 (k) six representatives of private industry chosen to represent targeted industries,
 330 appointed by [~~the commission~~] GOEO;
- 331 (l) the lieutenant governor or the lieutenant governor's designee; and
- 332 (m) any additional individuals appointed by [~~the commission~~] GOEO who represent:
- 333 (i) one or more individual educational institutions; or
- 334 (ii) education or industry professionals.
- 335 (2) The talent board shall select a chair and vice chair from among the members of the
 336 talent board.

- 337 (3) The talent board shall meet at least quarterly.
- 338 (4) Attendance of a majority of the members of the talent board constitutes a quorum for
339 the transaction of official talent board business.
- 340 (5) Formal action by the talent board requires the majority vote of a quorum.
- 341 (6) A member of the talent board:
- 342 (a) may not receive compensation or benefits for the member's service; and
- 343 (b) who is not a legislator may receive per diem and travel expenses in accordance with:
- 344 (i) Section 63A-3-106;
- 345 (ii) Section 63A-3-107; and
- 346 (iii) rules made by the Division of Finance pursuant to Sections 63A-3-106 and
347 63A-3-107.
- 348 (7) The talent board shall:
- 349 (a)(i) review and develop metrics to measure the progress, performance,
350 effectiveness, and scope of any state operation, activity, program, or service that
351 primarily involves employment training or placement; and
- 352 (ii) ensure that the metrics described in Subsection (7)(a) are consistent and
353 comparable for each state operation, activity, program, or service that primarily
354 involves employment training or placement;
- 355 (b) make recommendations to the board and [~~the commission~~] GOEO regarding how to
356 better align training and education in the state with industry demand;
- 357 (c) make recommendations to the board and [~~the commission~~] GOEO regarding how to
358 better align technical education with current and future workforce needs;
- 359 (d) coordinate with the talent program to meet the responsibilities described in [
360 ~~Subsection 53B-34-103(4)~~] Section 53B-34-103;
- 361 (e) develop a computer science education master plan in accordance with Section
362 53B-34-105;
- 363 (f) coordinate with the talent program to meet the responsibilities described in Section
364 53B-34-107; and
- 365 (g) administer the Utah Works Program in accordance with Section 53B-34-108.
- 366 (8) Nothing in this section prohibits an individual who, on June 30, 2022, is a member of a
367 subcommittee within the Governor's Office of Economic Opportunity known as the
368 Talent, Education, and Industry Alignment Subcommittee from serving as a member of
369 the talent board.
- 370 Section 7. Section **53B-34-111** is amended to read:

- 371 **53B-34-111 . Youth apprenticeship governance study.**
- 372 (1) As used in this section:
- 373 (a) "Apprenticeship" means the same as the term is defined in Section 35A-6-102.
- 374 (b) "Study" means the study created in Subsection (2).
- 375 (2) There is created a study to design a framework and system for maximizing efficiencies
- 376 and expanding youth apprenticeship opportunities for students.
- 377 (3) The study shall be conducted collaboratively by the following entities:
- 378 (a) the [~~Governor's Office~~] governor's office;
- 379 (b) the State Board of Education;
- 380 (c) the Department of Workforce Services;
- 381 (d) the Talent Ready Utah Program; and
- 382 (e) relevant participating employers as determined by the entities described in
- 383 Subsections (3)(a) through (d).
- 384 (4) The study shall examine framework and system design recommendations regarding:
- 385 (a) ways to increase youth apprenticeship offerings;
- 386 (b) increasing student and employer participation in youth apprenticeships;
- 387 (c) formalizing roles and streamlining use of existing infrastructure described in:
- 388 (i) Title 35A, Chapter 6, Apprenticeship Act;
- 389 (ii) Title 53B, Chapter 34, Talent, Education, and Industry Alignment, including the
- 390 role of the state apprenticeship intermediary described in Section 53B-34-103; and
- 391 (iii) Section 53G-7-902;
- 392 (d) aligning youth apprenticeship efforts to meet the definition of youth apprenticeship
- 393 defined in Section 35A-6-102;
- 394 (e) identifying metrics to assess the success of youth apprenticeship programs;
- 395 (f) opportunities to leverage secondary and post-secondary educational programs in
- 396 conjunction with youth apprenticeships, including:
- 397 (i) career and technical education;
- 398 (ii) concurrent enrollment; and
- 399 (iii) stackable credentials; and
- 400 (g) the creation of career competencies to prepare a qualified workforce.
- 401 (5) The staff of the Talent Ready Utah Program shall staff the study.
- 402 (6) No later than May 1, 2025, the entities described in [~~Subsections (3)(a) through (e)~~]
- 403 Subsection (3) shall report the recommendations described in Subsection (4) to[~~;~~]
- 404 [~~(a)~~] the talent board[~~;~~ and] .

- 405 [~~(b) the Unified Economic Opportunity Commission.~~]
406 Section 8. Section **63I-1-263** is amended to read:
407 **63I-1-263 . Repeal dates: Titles 63A to 63O.**
- 408 (1) Subsection 63A-5b-405(5), regarding prioritizing and allocating capital improvement
409 funding, is repealed July 1, 2024.
 - 410 (2) Title 63C, Chapter 4a, Constitutional and Federalism Defense Act, is repealed July 1,
411 2028.
 - 412 (3) Title 63C, Chapter 6, Utah Seismic Safety Commission, is repealed January 1, 2025.
 - 413 (4) Title 63C, Chapter 18, Behavioral Health Crisis Response Committee, is repealed
414 December 31, 2026.
 - 415 (5) Title 63C, Chapter 23, Education and Mental Health Coordinating Committee, is
416 repealed December 31, 2024.
 - 417 (6) Title 63C, Chapter 25, State Finance Review Commission, is repealed July 1, 2027.
 - 418 (7) Title 63C, Chapter 27, Cybersecurity Commission, is repealed July 1, 2032.
 - 419 (8) Title 63C, Chapter 28, Ethnic Studies Commission, is repealed July 1, 2026.
 - 420 (9) Title 63C, Chapter 31, State Employee Benefits Advisory Commission, is repealed July
421 1, 2028.
 - 422 (10) Section 63G-6a-805, Purchase from community rehabilitation programs, is repealed
423 July 1, 2026.
 - 424 (11) Title 63G, Chapter 21, Agreements to Provide State Services, is repealed July 1, 2028.
 - 425 (12) Title 63H, Chapter 4, Heber Valley Historic Railroad Authority, is repealed July 1,
426 2029.
 - 427 (13) Title 63H, Chapter 8, Utah Housing Corporation Act, is repealed July 1, 2026.
 - 428 (14) Subsection 63J-1-602.2(16), related to the Communication Habits to reduce
429 Adolescent Threats (CHAT) Pilot Program, is repealed July 1, 2029.
 - 430 (15) Subsection 63J-1-602.2(26), regarding the Utah Seismic Safety Commission, is
431 repealed January 1, 2025.
 - 432 (16) Section 63L-11-204, Canyon resource management plan, is repealed July 1, 2025.
 - 433 (17) Title 63L, Chapter 11, Part 4, Resource Development Coordinating Committee, is
434 repealed July 1, 2027.
 - 435 (18) Title 63M, Chapter 7, Part 7, Domestic Violence Offender Treatment Board, is
436 repealed July 1, 2027.
 - 437 (19) Section 63M-7-902, Creation -- Membership -- Terms -- Vacancies -- Expenses, is
438 repealed July 1, 2029.

- 439 (20) Title 63M, Chapter 11, Utah Commission on Aging, is repealed July 1, 2026.
440 [~~(21)~~ Title 63N, Chapter 1b, Part 4, Women in the Economy Subcommittee, is repealed
441 January 1, 2030.]
- 442 [~~(22)~~ (21) Title 63N, Chapter 2, Part 2, Enterprise Zone Act, is repealed July 1, 2028.
443 [~~(23)~~ (22) Subsection 63N-2-511(1)(b), regarding the Board of Tourism Development, is
444 repealed July 1, 2025.
- 445 [~~(24)~~ (23) Section 63N-2-512, Hotel Impact Mitigation Fund, is repealed July 1, 2028.
446 [~~(25)~~ (24) Title 63N, Chapter 3, Part 9, Strategic Innovation Grant Pilot Program, is
447 repealed July 1, 2027.
- 448 [~~(26)~~ (25) Title 63N, Chapter 3, Part 11, Manufacturing Modernization Grant Program, is
449 repealed July 1, 2025.
- 450 [~~(27)~~ (26) Title 63N, Chapter 4, Part 4, Rural Employment Expansion Program, is repealed
451 July 1, 2028.
- 452 [~~(28)~~ (27) Section 63N-4-804, which creates the Rural Opportunity Advisory Committee, is
453 repealed July 1, 2027.
- 454 [~~(29)~~ (28) Subsection 63N-4-805(5)(b), regarding the Rural Employment Expansion
455 Program, is repealed July 1, 2028.
- 456 [~~(30)~~ (29) Subsection 63N-7-101(1), regarding the Board of Tourism Development, is
457 repealed July 1, 2025.
- 458 [~~(31)~~ (30) Subsection 63N-7-102(3)(c), regarding a requirement for the Utah Office of
459 Tourism to receive approval from the Board of Tourism Development, is repealed July
460 1, 2025.
- 461 [~~(32)~~ (31) Title 63N, Chapter 7, Part 2, Board of Tourism Development, is repealed July 1,
462 2025.

463 Section 9. Section **63N-1a-102** is amended to read:

464 **63N-1a-102 . Definitions.**

465 As used in this title:

- 466 (1) "Baseline jobs" means the number of full-time employee positions that existed within a
467 business entity in the state before the date on which a project related to the business
468 entity is approved by the office or by the GOEO board.
- 469 (2) "Baseline state revenue" means the amount of state tax revenue collected from a
470 business entity or the employees of a business entity during the year before the date on
471 which a project related to the business entity is approved by the office or by the GOEO
472 board.

- 473 [~~(3)~~] "~~Commission~~" means the Unified Economic Opportunity Commission created in
474 Section ~~63N-1a-201~~.]
- 475 [~~(4)~~] (3) "Economic opportunity agency" includes:
- 476 (a) the Department of Workforce Services;
 - 477 (b) the Department of Cultural and Community Engagement;
 - 478 (c) the Department of Commerce;
 - 479 (d) the Department of Natural Resources;
 - 480 (e) the Office of Energy Development;
 - 481 (f) the State Board of Education;
 - 482 (g) institutions of higher education;
 - 483 (h) the Utah Multicultural Commission;
 - 484 (i) the World Trade Center Utah;
 - 485 (j) local government entities;
 - 486 (k) associations of governments;
 - 487 (l) the Utah League of Cities and Towns;
 - 488 (m) the Utah Association of Counties;
 - 489 (n) the Economic Development Corporation of Utah;
 - 490 (o) the Small Business Administration;
 - 491 (p) chambers of commerce;
 - 492 (q) industry associations;
 - 493 (r) small business development centers; and
 - 494 (s) other entities identified by the commission or the executive director.
- 495 [~~(5)~~] (4) "Executive director" means the executive director of the office.
- 496 [~~(6)~~] (5) "Full-time employee" means an employment position that is filled by an employee
497 who works at least 30 hours per week and:
- 498 (a) may include an employment position filled by more than one employee, if each
499 employee who works less than 30 hours per week is provided benefits comparable to
500 a full-time employee; and
 - 501 (b) may not include an employment position that is shifted from one jurisdiction in the
502 state to another jurisdiction in the state.
- 503 [~~(7)~~] (6) "GOEO board" means the Board of Economic Opportunity created in Section
504 63N-1a-401.
- 505 [~~(8)~~] (7) "High paying job" means a newly created full-time employee position where the
506 aggregate average annual gross wage of the employment position, not including health

- 507 care or other paid or unpaid benefits, is:
- 508 (a) at least 110% of the average wage of the county in which the employment position
509 exists; or
- 510 (b) for an employment position related to a project described in Chapter 2, Part 1,
511 Economic Development Tax Increment Financing, and that is located within the
512 boundary of a county of the third, fourth, fifth, or sixth class, or located within a
513 municipality in a county of the second class and where the municipality has a
514 population of 10,000 or less:
- 515 (i) at least 100% of the average wage of the county in which the employment position
516 exists; or
- 517 (ii) an amount determined by rule made by the office in accordance with Title 63G,
518 Chapter 3, Utah Administrative Rulemaking Act, if the office determines the
519 project is in a county experiencing economic distress.
- 520 ~~[(9)]~~ (8)(a) "Incremental job" means a full-time employment position in the state that:
- 521 (i) did not exist within a business entity in the state before the beginning of a project
522 related to the business entity; and
- 523 (ii) is created in addition to the number of baseline jobs that existed within a business
524 entity.
- 525 (b) "Incremental job" includes a full-time employment position where the employee is
526 hired:
- 527 (i) directly by a business entity; or
- 528 (ii) by a professional employer organization, as defined in Section 31A-40-102, on
529 behalf of a business entity.
- 530 ~~[(10)]~~ (9) "New state revenue" means the state revenue collected from a business entity or a
531 business entity's employees during a calendar year minus the baseline state revenue
532 calculation.
- 533 ~~[(11)]~~ (10) "Office" or "GOEO" means the Governor's Office of Economic Opportunity.
- 534 ~~[(12)]~~ (11) "State revenue" means state tax liability paid by a business entity or a business
535 entity's employees under any combination of the following provisions:
- 536 (a) Title 59, Chapter 7, Corporate Franchise and Income Taxes;
- 537 (b) Title 59, Chapter 10, Part 1, Determination and Reporting of Tax Liability and
538 Information;
- 539 (c) Title 59, Chapter 10, Part 2, Trusts and Estates;
- 540 (d) Title 59, Chapter 10, Part 4, Withholding of Tax; and

- 541 (e) Title 59, Chapter 12, Sales and Use Tax Act.
- 542 ~~[(13)]~~ (12) "State strategic goals" means the strategic goals listed in Section 63N-1a-103.
- 543 ~~[(14)]~~ (13) "Statewide economic development strategy" means the economic development
- 544 strategy developed by the ~~[commission in accordance with Section 63N-1a-202]~~ office in
- 545 accordance with Section 63N-1a-301.
- 546 ~~[(15) "Talent board" means the Talent, Education, and Industry Alignment Board created in~~
- 547 ~~Section 53B-34-102.]~~
- 548 ~~[(16)]~~ (14) "Targeted industry" means an industry or group of industries targeted by the [~~commission under Section 63N-1a-202]~~ office under Section 63N-1a-301, for economic
- 549 development in the state.

551 Section 10. Section **63N-1a-301** is amended to read:

552 **63N-1a-301 . Creation of office -- Responsibilities.**

- 553 (1) There is created the Governor's Office of Economic Opportunity.
- 554 (2) The office is:
- 555 (a) responsible for creating and implementing the statewide economic development
- 556 strategy ~~[developed by the commission; and]~~ that:
- 557 (i) unifies and coordinates economic development efforts in the state;
- 558 (ii) includes key performance indicators for long-term progress toward the state
- 559 strategic goals;
- 560 (iii) establishes reporting and accountability processes for the key performance
- 561 indicators; and
- 562 (iv) ensures the success of statewide economic development; and
- 563 (b) the industrial and business promotion authority of the state.
- 564 (3) The office shall:
- 565 (a) consistent with the statewide economic development strategy, coordinate and align
- 566 into a single effort the activities of the economic opportunity agencies in the field of
- 567 economic development;
- 568 (b) provide support and direction to economic opportunity agencies in establishing
- 569 goals, metrics, and activities that align with the statewide economic development
- 570 strategy;
- 571 (c) administer and coordinate state and federal economic development grant programs;
- 572 (d) promote and encourage the economic, commercial, financial, industrial, agricultural,
- 573 and civic welfare of the state;
- 574 (e) develop the statewide economic development strategy consistent with the state water

- 575 policy described in Section 73-1-21, including the state's commitment to appropriate:
576 (i) conservation;
577 (ii) efficient and optimal use of water resources;
578 (iii) infrastructure development and improvement;
579 (iv) optimal agricultural use;
580 (v) water quality;
581 (vi) reasonable access to recreational activities;
582 (vii) effective wastewater treatment; and
583 (viii) protecting and restoring health ecosystems;
584 (f) at least once every five years, identify which industry or groups of industries shall be
585 targeted for economic development in the state;
586 ~~[(e)]~~ (g) promote and encourage the employment of workers in the state and the purchase
587 of goods and services produced in the state by local businesses;
588 ~~[(f)]~~ (h) act to create, develop, attract, and retain business, industry, and commerce in the
589 state:
590 (i) in accordance with the statewide economic development [~~plan and commission~~
591 directives] strategy; and
592 (ii) subject to the restrictions in Section 11-41-103;
593 ~~[(g)]~~ (i) act to enhance the state's economy;
594 (j) analyze the state's projected long-term population and economic growth and plan for
595 the anticipated impacts of the projected growth in a manner that improves quality of
596 life and is consistent with the statewide economic development strategy and state
597 strategic goals;
598 ~~[(h)]~~ (k) act to assist strategic industries that are likely to drive future economic growth;
599 ~~[(i)]~~ (l) assist communities in the state in developing economic development capacity and
600 coordination with other communities;
601 (m) develop strategies and plans to ensure comprehensive economic development efforts
602 are targeted to the unique needs of rural areas of the state;
603 ~~[(j)]~~ (n) identify areas of education and workforce development in the state that can be
604 improved to support economic and business development;
605 ~~[(k)]~~ (o) [~~consistent with direction from the commission,~~] develop core strategic
606 priorities for the office, which may include:
607 (i) enhancing statewide access to entrepreneurship opportunities and small business
608 support;

- 609 (ii) focusing industry recruitment and expansion of targeted industries;
- 610 (iii) ensuring that in awarding competitive economic development incentives the
- 611 office accurately measures the benefits and costs of the incentives; and
- 612 (iv) assisting communities with technical support to aid those communities in
- 613 improving economic development opportunities;
- 614 ~~[(t)]~~ (p) submit an annual written report as described in Section 63N-1a-306; and
- 615 ~~[(m)]~~ (q) perform other duties as provided by the Legislature.
- 616 (4) To perform the office's duties under this title, the office may:
- 617 (a) enter into a contract or agreement with, or make a grant to, a public or private entity,
- 618 including a municipality, if the contract or agreement is not in violation of state
- 619 statute or other applicable law;
- 620 (b) except as provided in Subsection (4)(c), receive and expend funds from a public or
- 621 private source for any lawful purpose that is in the state's best interest; and
- 622 (c) solicit and accept a contribution of money, services, or facilities from a public or
- 623 private donor, but may not use the contribution for publicizing the exclusive interest
- 624 of the donor.
- 625 (5) Money received under Subsection (4)(c) shall be deposited into the General Fund as
- 626 dedicated credits of the office.
- 627 ~~[(6)(a) The office shall:]~~
- 628 ~~[(i) obtain the advice of the GOEO board before implementing a change to a policy,~~
- 629 ~~priority, or objective under which the office operates; and]~~
- 630 ~~[(ii) provide periodic updates to the commission regarding the office's efforts under~~
- 631 ~~Subsections (3)(a) and (b).]~~
- 632 ~~[(b) Subsection (6)(a)(i) does not apply to the routine administration by the office of~~
- 633 ~~money or services related to the assistance, retention, or recruitment of business,~~
- 634 ~~industry, or commerce in the state.]~~
- 635 Section 11. Section **63N-1a-303** is amended to read:
- 636 **63N-1a-303 . Powers and duties of executive director.**
- 637 (1) Unless otherwise expressly provided by statute, the executive director may organize the
- 638 office in any appropriate manner, including the appointment of deputy directors of the
- 639 office.
- 640 (2) The executive director may consolidate personnel and service functions for efficiency
- 641 and economy in the office.
- 642 (3) The executive director, with the approval of the governor:

- 643 (a) may, by following the procedures and requirements of Title 63J, Chapter 5, Federal
 644 Funds Procedures Act, seek federal grants, loans, or participation in federal programs;
 645 (b) may enter into a lawful contract or agreement with another state, a chamber of
 646 commerce organization, a service club, or a private entity; and
 647 (c) shall annually prepare and submit to the governor a budget of the office's financial
 648 requirements.

649 (4) With the governor's approval, if a federal program requires the expenditure of state
 650 funds as a condition for the state to participate in a fund, property, or service, the
 651 executive director may expend necessary funds from money provided by the Legislature
 652 for the use of the office.

653 (5) The executive director shall coordinate with the executive directors of the Department
 654 of Workforce Services and the Governor's Office of Planning and Budget to review data
 655 and metrics to be reported to the Legislature as described in [~~Subsection~~
 656 ~~63N-1a-306(2)(b)~~] Section 63N-1a-306.

657 (6) Unless otherwise provided in this title, the executive director may make rules in
 658 accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, as
 659 necessary for the administration of programs established under state law.

660 Section 12. Section **63N-1a-304** is amended to read:

661 **63N-1a-304 . Executive director and the Public Service Commission.**

662 (1) The executive director or the executive director's designee shall:

- 663 (a) become generally informed of significant rate cases and policy proceedings before
 664 the Public Service Commission; and
 665 (b) monitor and study the potential economic development impact of [~~these~~] the
 666 proceedings.

667 (2) In the discretion of the executive director or the executive director's designee, the office
 668 may appear in a proceeding before the Public Service Commission to testify, advise, or
 669 to present argument regarding the economic development impact of a matter that is the
 670 subject of the proceeding.

671 Section 13. Section **63N-1a-305** is amended to read:

672 **63N-1a-305 . Incentive review process.**

673 [~~The Legislature intends that the~~] The office [~~will~~] shall develop an [~~incentives~~] incentive
 674 review process under the direction of the speaker of the House of Representatives and the
 675 president of the Senate.

676 Section 14. Section **63N-1a-306** is amended to read:

677 **63N-1a-306 . Annual report -- Content -- Format.**

- 678 (1) The office shall prepare and submit to the governor and the Legislature, by October 1 of
679 each year, an annual written report of the operations, activities, programs, and services
680 of the office, including the divisions, sections, boards, commissions, councils, and
681 committees established under this title, for the preceding fiscal year.
- 682 (2) For each operation, activity, program, or service provided by the office, the annual
683 report shall include:
- 684 (a) a description of the operation, activity, program, or service;
- 685 (b) data and metrics:
- 686 (i) selected and used by the office to measure progress, performance, effectiveness,
687 and scope of the operation, activity, program, or service, including summary data;
688 and
- 689 (ii) that are consistent and comparable for each state operation, activity, program, or
690 service that primarily involves employment training or placement as determined
691 by the executive directors of the office, the Department of Workforce Services,
692 and the Governor's Office of Planning and Budget;
- 693 (c) budget data, including the amount and source of funding, expenses, and allocation of
694 full-time employees for the operation, activity, program, or service;
- 695 (d) historical data from previous years for comparison with data reported under
696 Subsections (2)(b) and (c);
- 697 (e) goals, challenges, and achievements related to the operation, activity, program, or
698 service;
- 699 (f) relevant federal and state statutory references and requirements;
- 700 (g) contact information of officials knowledgeable and responsible for each operation,
701 activity, program, or service; and
- 702 (h) other information determined by the office that:
- 703 (i) may be needed, useful, or of historical significance; or
704 (ii) promotes accountability and transparency for each operation, activity, program,
705 or service with the public and elected officials.
- 706 (3) The annual report shall be designed to provide clear, accurate, and accessible
707 information to the public, the governor, and the Legislature.
- 708 (4) The office shall:
- 709 (a) submit the annual report in accordance with Section 68-3-14; and
- 710 (b) make the annual report, and previous annual reports, accessible to the public by

- 711 placing a link to the reports on the office's website[; and] .
 712 [~~(e) provide the data and metrics described in Subsection (2)(b) to the talent board.~~]
- 713 Section 15. Section **63N-1a-401** is amended to read:
- 714 **63N-1a-401 . Creation of Board of Economic Opportunity.**
- 715 (1)(a) There is created within the office the Board of Economic Opportunity, consisting
 716 of nine members appointed by the [~~chair of the commission~~] executive director of the
 717 office, in consultation with the [~~executive director~~] governor, to four-year terms of
 718 office with the advice and consent of the Senate in accordance with Title 63G,
 719 Chapter 24, Part 2, Vacancies.
- 720 (b) The nine members described in Subsection (1)(a) shall include:
- 721 (i) one member associated with the state's rural communities;
 722 (ii) one member associated with direct entrepreneurship in the state;
 723 (iii) one member associated with higher education in the state;
 724 (iv) five members, other than the members described in Subsections (1)(b)(i) through
 725 (iii), that are associated with a targeted industry; and
 726 (v) one at-large member.
- 727 (c) Notwithstanding the requirements of Subsection (1)(a), the [~~chair of the commission~~]
 728 executive director shall, at the time of appointment or reappointment, adjust the
 729 length of terms to ensure that the terms of board members are staggered so that
 730 approximately half of the board is appointed every two years.
- 731 (d) The members may not serve more than two full consecutive terms except when the [
 732 ~~chair of the commission~~] executive director determines that an additional term is in
 733 the best interest of the state.
- 734 (2) When a vacancy occurs in the membership for any reason, the replacement shall be
 735 appointed for the unexpired term in accordance with Title 63G, Chapter 24, Part 2,
 736 Vacancies.
- 737 (3) A majority of board members, not including a vacancy, constitutes a quorum for
 738 conducting board business and exercising board power.
- 739 (4) [~~The chair of the commission-~~] The executive director shall select one board member as
 740 the board's chair and one member as the board's vice chair.
- 741 (5) A member may not receive compensation or benefits for the member's service, but may
 742 receive per diem and travel expenses in accordance with:
- 743 (a) Section 63A-3-106;
 744 (b) Section 63A-3-107; and

745 (c) rules made by the Division of Finance under Sections 63A-3-106 and 63A-3-107.
 746 (6) A member shall comply with the conflict of interest provisions described in Title 63G,
 747 Chapter 24, Part 3, Conflicts of Interest.

748 Section 16. Section **63N-2-103** is amended to read:

749 **63N-2-103 . Definitions.**

750 As used in this part:

- 751 (1)(a) "Business entity" means a person that enters into a written agreement with the
 752 office to initiate a new commercial project in Utah that will qualify the person to
 753 receive a tax credit under Section 59-7-614.2 or 59-10-1107.
- 754 (b) With respect to a tax credit authorized by the office in accordance with Subsection
 755 63N-2-104.3(2), "business entity" includes a nonprofit entity.
- 756 (2) "Commercial or industrial zone" means an area zoned agricultural, commercial,
 757 industrial, manufacturing, business park, research park, or other appropriate business
 758 related use in a general plan that contemplates future growth.
- 759 (3) "Development zone" means an economic development zone created under Section
 760 63N-2-104.
- 761 (4) "Local government entity" means a county, city, or town.
- 762 (5) "New commercial project" means an economic development opportunity that:
 763 (a) involves a targeted industry; or
 764 (b) is located within:
 765 (i) a county of the third, fourth, fifth, or sixth class; or
 766 (ii) a municipality that has a population of 10,000 or less and the municipality is
 767 located within a county of the second class[; ~~or~~].
- 768 [~~(e) involves an economic development opportunity that the commission determines to~~
 769 ~~be eligible for a tax credit under this part.]~~
- 770 (6) "Remote work opportunity" means a new commercial project that:
 771 (a) does not require a physical office in the state where employees associated with the
 772 new commercial project are required to work; and
 773 (b) requires employees associated with the new commercial project to:
 774 (i) work remotely from a location within the state; and
 775 (ii) maintain residency in the state.
- 776 (7) "Significant capital investment" means an investment in capital or fixed assets, which
 777 may include real property, personal property, and other fixtures related to a new
 778 commercial project that represents an expansion of existing operations in the state or

779 that increases the business entity's existing workforce in the state.
 780 (8) "Tax credit" means an economic development tax credit created by Section 59-7-614.2
 781 or 59-10-1107.

782 (9) "Tax credit amount" means the amount the office lists as a tax credit on a tax credit
 783 certificate for a taxable year.

784 (10) "Tax credit certificate" means a certificate issued by the office that:

- 785 (a) lists the name of the business entity to which the office authorizes a tax credit;
- 786 (b) lists the business entity's taxpayer identification number;
- 787 (c) lists the amount of tax credit that the office authorizes the business entity for the
 788 taxable year; and
- 789 (d) may include other information as determined by the office.

790 (11) "Written agreement" means a written agreement entered into between the office and a
 791 business entity under Section 63N-2-104.2.

792 Section 17. Section **63N-2-104.3** is amended to read:

793 **63N-2-104.3 . Limitations on tax credit amount.**

794 (1) Except as provided in Subsection (2)(a), for a new commercial project that is located
 795 within the boundary of a county of the first or second class, the office may not authorize
 796 a tax credit that exceeds:

- 797 (a) 50% of the new state revenues from the new commercial project in any given year; or
- 798 (b) 30% of the new state revenues from the new commercial project over a period of up
 799 to 20 years[; ~~or~~] .

800 [~~(c) 35% of the new state revenues from the new commercial project over a period of up
 801 to 20 years, if:~~]

802 [(i) the new commercial project brings 2,500 or more new incremental jobs to the
 803 state;]

804 [(ii) the amount of capital expenditures associated with the new commercial project is
 805 \$1,000,000,000 or more; and]

806 [(iii) the commission approves the tax credit.]

807 (2) If the office authorizes a tax credit for a new commercial project located within the
 808 boundary of:

- 809 (a) a municipality with a population of 10,000 or less located within a county of the
 810 second class and that is experiencing economic hardship as determined by the office,
 811 the office may authorize a tax credit of up to 50% of new state revenues from the new
 812 commercial project over a period of up to 20 years;

- 813 (b) a county of the third class, the office may authorize a tax credit of up to 50% of new
814 state revenues from the new commercial project over a period of up to 20 years; and
815 (c) a county of the fourth, fifth, or sixth class, the office may authorize a tax credit of
816 50% of new state revenues from the new commercial project over a period of up to
817 20 years.

818 Section 18. Section **63N-2-107** is amended to read:

819 **63N-2-107 . Reports of new state revenue, partial rebates, and tax credits.**

- 820 (1) Before October 1 of each year, the office shall submit a report to the Governor's Office
821 of Planning and Budget, the Office of the Legislative Fiscal Analyst, and the Division of
822 Finance identifying:
- 823 (a)(i) the total estimated amount of new state revenue created from new commercial
824 projects;
- 825 (ii) the estimated amount of new state revenue from new commercial projects that
826 will be generated from:
- 827 (A) sales tax;
- 828 (B) income tax; and
- 829 (C) corporate franchise and income tax; and
- 830 (iii) the minimum number of new incremental jobs and high paying jobs that will be
831 created before any tax credit is awarded; and
- 832 (b) the total estimated amount of tax credits that the office projects that business entities
833 will qualify to claim under this part.
- 834 (2) By the first business day of each month, the office shall submit a report to the
835 Governor's Office of Planning and Budget, the Office of the Legislative Fiscal Analyst,
836 and the Division of Finance identifying:
- 837 (a) each new written agreement that the office entered into since the last report;
- 838 (b) the estimated amount of new state revenue that will be generated under each written
839 agreement described in Subsection (2)(a);
- 840 (c) the estimated maximum amount of tax credits that a business entity could qualify for
841 under each written agreement described in Subsection (2)(a); and
- 842 (d) the minimum number of new incremental jobs and high paying jobs that will be
843 created before any tax credit is awarded.
- 844 (3) At the reasonable request of the Governor's Office of Planning and Budget, the Office
845 of the Legislative Fiscal Analyst, or the Division of Finance, the office shall provide
846 additional information about the tax credit, new incremental jobs and high paying jobs,

847 costs, and economic benefits related to this part, if the information is part of a public
848 record as defined in Section 63G-2-103.

849 [~~(4) By October 1, the office shall submit to the Economic Development and Workforce~~
850 ~~Services Interim Committee, the Business, Economic Development, and Labor~~
851 ~~Appropriations Subcommittee, and the governor, a written report that provides an~~
852 ~~overview of the implementation and efficacy of the statewide economic development~~
853 ~~strategy, including an analysis of the extent to which the office's programs are aligned~~
854 ~~with the prevailing economic conditions expected in the next fiscal year.]~~

855 Section 19. Section **63N-16-302** is amended to read:

856 **63N-16-302 . Proactive regulatory relief efforts.**

857 (1) As used in this section:

858 (a) "Regulatory framework" means a framework for determining the risk level to the
859 public if a law or regulation that inhibits the creation or success of new and existing
860 companies or industries were to be permanently removed or temporarily waived.

861 (b) "Risk level" means a level of risk categorized from low, medium, and high.

862 (2) The regulatory relief office may:

863 (a) review, at any time, any existing state laws or regulations that may unnecessarily
864 inhibit the creation or success of companies or industries other than the occupational
865 regulations of individuals reviewed by the Office of Professional Licensure Review
866 under Title 13, Chapter 1b, Office of Professional Licensure Review; and

867 (b) provide recommendations to the governor and the Legislature on modifying those
868 state laws and regulations described in Subsection (2)(a).

869 (3) The regulatory relief office shall:

870 (a) create a regulatory framework; and

871 (b) annually study the laws and regulations of at least two industries selected from:

872 (i) an industry targeted for economic development by the [~~Unified Economic~~
873 ~~Opportunity Commission] office as described in Section [~~63N-1a-202~~] 63N-1a-302;
874 or~~

875 (ii) an industry designated by the General Regulatory Sandbox Program Advisory
876 Committee for study by the regulatory relief office.

877 (4) In undertaking the review described in Subsection [~~(3),~~] (2), the regulatory relief office
878 shall:

879 (a) identify any law or regulation that the regulatory relief office determines inhibits the
880 creation or success of new and existing companies or industries;

- 881 (b) apply the regulatory framework to the identified law or regulation; and
 882 (c) consider:
- 883 (i) the history of the identified regulation or law, including the reasons why the
 884 regulation or law was originally enacted;
- 885 (ii) whether the identified regulation or law:
- 886 (A) creates an unnecessary barrier to industry for businesses; or
 887 (B) imposes an unnecessary cost to businesses or consumers;
- 888 (iii) whether the penalty for violation of the regulation or law, if any, is proportional
 889 to the potential harm; and
- 890 (iv) if there are potentially less burdensome alternatives to the existing regulation or
 891 law and apply the regulatory framework to that alternative.
- 892 (5) The regulatory relief office shall submit as part of the report described in Section
 893 63N-16-105:
- 894 (a) a detailed overview of the regulatory relief office's study of the laws and regulations
 895 as described in this section, including the reasons why the laws and regulations of a
 896 particular industry were selected for study and the strategy the office implemented to
 897 study the laws and regulations of that industry; and
- 898 (b) recommended changes to a law or regulation identified by the regulatory relief office
 899 in Subsection (4) that the regulatory relief office determines:
- 900 (i) is inhibiting the success of businesses, companies, or industries; and
 901 (ii) would not present a high risk level to the public if the law or regulation were
 902 permanently removed or temporarily waived.
- 903 Section 20. Section **72-1-203** is amended to read:
- 904 **72-1-203 . Deputy director -- Appointment -- Qualifications -- Other assistants**
 905 **and advisers -- Salaries.**
- 906 (1) The executive director shall appoint the following deputy directors, who shall serve at
 907 the discretion of the executive director:
- 908 (a) the deputy director of engineering and operation, who shall be a registered
 909 professional engineer in the state, and who shall be the chief engineer of the
 910 department; and
- 911 (b) the deputy director of planning and investment.
- 912 (2) As assigned by the executive director, the deputy directors described in Subsection (1)
 913 may assist the executive director with the following departmental responsibilities:
- 914 (a) project development, including statewide standards for project design and

- 915 construction, right-of-way, materials, testing, structures, and construction;
- 916 (b) oversight of the management of the region offices described in Section 72-1-205;
- 917 (c) operations and traffic management;
- 918 (d) oversight of operations of motor carriers and ports;
- 919 (e) transportation systems safety;
- 920 (f) aeronautical operations;
- 921 (g) equipment for department engineering and maintenance functions;
- 922 (h) oversight and coordination of planning, including:
- 923 (i) development of statewide strategic initiatives for planning across all modes of
- 924 transportation;
- 925 (ii) coordination with metropolitan planning organizations and local governments;
- 926 (iii) coordination with a large public transit district, including planning, project
- 927 development, outreach, programming, environmental studies and impact
- 928 statements, construction, and impacts on public transit operations; and
- 929 (iv) corridor and area planning;
- 930 (i) asset management;
- 931 (j) programming and prioritization of transportation projects;
- 932 (k) fulfilling requirements for environmental studies and impact statements;
- 933 (l) resource investment, including identification, development, and oversight of
- 934 public-private partnership opportunities;
- 935 (m) data analytics services to the department;
- 936 (n) corridor preservation;
- 937 (o) employee development;
- 938 (p) maintenance planning;
- 939 (q) oversight and facilitation of the negotiations and integration of public transit
- 940 providers described in Section 17B-2a-827;
- 941 (r) oversight and supervision of any fixed guideway capital development project within
- 942 the boundaries of a large public transit district for which any state funds are
- 943 expended, including those responsibilities described in Subsections (2)(a), (h), (j),
- 944 (k), and (l), and the implementation and enforcement of any federal grant obligations
- 945 associated with fixed guideway capital development project funding; and
- 946 (s) other departmental responsibilities as determined by the executive director.
- 947 (3) The executive director shall ensure that the same deputy director does not oversee or
- 948 supervise both the fixed guideway capital development responsibilities described in

949 Subsection (2)(r) and the department's fixed guideway rail safety responsibilities,
950 including the responsibilities described in Section 72-1-214.

951 (4) The executive director shall ensure that the same deputy director does not oversee or
952 supervise both the authorization of a telecommunication provider to have longitudinal
953 access to state right-of-way as described in Section 72-7-108, and the operations and
954 duties of the Utah Broadband Center created in Section 72-19-201.

955 Section 21. Section **72-1-303** is amended to read:

956 **72-1-303 . Duties of commission.**

957 (1) The commission has the following duties:

958 (a) determining priorities and funding levels of projects and programs in the state
959 transportation systems and the capital development of new public transit facilities for
960 each fiscal year based on project lists compiled by the department and taking into
961 consideration the strategic initiatives described in Section 72-1-211;

962 (b) determining additions and deletions to state highways under Chapter 4, Designation
963 of State Highways Act;

964 (c) holding public meetings and otherwise providing for public input in transportation
965 matters;

966 (d) making policies and rules in accordance with Title 63G, Chapter 3, Utah
967 Administrative Rulemaking Act, necessary to perform the commission's duties
968 described under this section;

969 (e) in accordance with Section 63G-4-301, reviewing orders issued by the executive
970 director in adjudicative proceedings held in accordance with Title 63G, Chapter 4,
971 Administrative Procedures Act;

972 (f) advising the department on state transportation systems policy;

973 (g) approving settlement agreements of condemnation cases subject to Section
974 63G-10-401;

975 (h) in accordance with Section 17B-2a-807, appointing a commissioner to serve as a
976 nonvoting member or a voting member on the board of trustees of a public transit
977 district;

978 (i) in accordance with Section 17B-2a-808, reviewing, at least annually, the short-term
979 and long-range public transit plans;

980 (j) determining the priorities and funding levels of public transit innovation grants, as
981 defined in Section 72-2-401;[-and]

982 (k) approving grant awards administered by the Utah Broadband Center in accordance

983 with Section 17-19-301; and
 984 [~~(k)~~] (l) reviewing administrative rules made, substantively amended, or repealed by the
 985 department.

986 (2)(a) For projects prioritized with funding provided under Sections 72-2-124 and
 987 72-2-125, the commission shall annually report to a committee designated by the
 988 Legislative Management Committee:

989 (i) a prioritized list of the new transportation capacity projects in the state
 990 transportation system and the funding levels available for those projects; and

991 (ii) the unfunded highway construction and maintenance needs within the state.

992 (b) The committee designated by the Legislative Management Committee under
 993 Subsection (2)(a) shall:

994 (i) review the list reported by the Transportation Commission; and

995 (ii) make a recommendation to the Legislature on:

996 (A) the amount of additional funding to allocate to transportation; and

997 (B) the source of revenue for the additional funding allocation under Subsection
 998 (2)(b)(ii)(A).

999 (3) The commission shall review and may approve plans for the construction of a highway
 1000 facility over sovereign lakebed lands in accordance with Chapter 6, Part 3, Approval of
 1001 Highway Facilities on Sovereign Lands Act.

1002 (4) One or more associations representing airport operators or pilots in the state shall
 1003 annually report to the commission recommended airport improvement projects and any
 1004 other information related to the associations' expertise and relevant to the commission's
 1005 duties.

1006 Section 22. Section **72-19-101**, which is renumbered from Section 63N-17-102 is renumbered
 1007 and amended to read:

1008 **CHAPTER 19. UTAH BROADBAND CENTER**

1009 **Part 1. General Provisions**

1010 **[~~63N-17-102~~] 72-19-101 . Definitions.**

1011 As used in this chapter:

1012 (1) "Broadband center" means the Utah Broadband Center created in Section [~~63N-17-201~~]
 1013 72-19-201.

1014 (2) "Broadband commission" means the Utah Broadband Center Advisory Commission
 1015 created in Section 36-29-109.

- 1016 [(2)] (3) "Final proposal" means the submission provided by the state to the Assistant
 1017 Secretary of Commerce for Communications and Information as part of the state's
 1018 BEAD Application, as set forth in 47 U.S.C. Sec. 1702(e)(4).
- 1019 [(3)] (4) "Initial proposal" means the submission provided by the state to the Assistant
 1020 Secretary of Commerce for Communications and Information as part of the state's
 1021 BEAD Application, as set forth in 47 U.S.C. Sec. 1702(e)(3).
- 1022 [(4)] (5) "Letter of intent" means the submission provided by the state to the Assistant
 1023 Secretary of Commerce for Communications and Information as part of the state's
 1024 BEAD Application, as set forth in 47 U.S.C. Sec. 1702(e)(1)(B).
- 1025 [(5)] (6) "Public-private partnership" means an arrangement or agreement between a
 1026 government entity and one or more private persons to fund and provide for a public need
 1027 through the development or operation of a public project in which the private person or
 1028 persons share with the government entity the responsibility or risk of developing,
 1029 owning, maintaining, financing, or operating the project.
- 1030 [(6)] (7) "Subgrantee" means an entity that receives funds from the state under:
 1031 (a) the Broadband Access Grant Program created in Section [~~63N-17-301~~] 72-19-301; or
 1032 (b) the Broadband Equity Access and Deployment Grant Program created in Section [~~63N-17-401~~]
 1033 72-19-401.
- 1034 [(7)] (8) "State BEAD application" means a submission by the state for a grant under the
 1035 federal Broadband Equity Access and Deployment Program established under 47 U.S.C.
 1036 Sec. 1702(b), consisting of a letter of intent, initial proposal, and final proposal.
 1037 Section 23. Section **72-19-201**, which is renumbered from Section 63N-17-201 is renumbered
 1038 and amended to read:

Part 2. Utah Broadband Center

1040 [~~63N-17-201~~] 72-19-201 . **Utah Broadband Center -- Creation -- Director --**

1041 **Duties.**

- 1042 (1) There is created within the [~~office~~] department the Utah Broadband Center.
- 1043 (2) The executive director shall appoint a director of the broadband center to oversee the
 1044 operations of the broadband center.
- 1045 (3) The broadband center shall:
- 1046 (a) ensure that publicly funded broadband projects continue to be publicly accessible and
 1047 provide a public benefit;
- 1048 (b) develop the statewide digital connectivity plan described in Section [~~63N-17-203~~]
 1049 72-19-203;

- 1050 (c) carry out the duties described in Section ~~[63N-17-202]~~ 72-19-202;
- 1051 (d) administer the Broadband Access Grant Program ~~[in accordance with Part 3,~~
- 1052 ~~Broadband Access Grant Program]~~ created in Section 72-19-301; and
- 1053 (e) administer the Broadband Equity Access and Deployment Grant Program ~~[in~~
- 1054 ~~accordance with Part 4, Broadband Equity Access and Deployment Program]~~ created
- 1055 in Section 72-19-301.

1056 ~~[(f)]~~ (4) The broadband center shall ensure efficiency with respect to:

1057 ~~[(i)]~~ (a) expenditure of funds; and

1058 ~~[(ii)]~~ (b) avoiding duplication of efforts.

1059 ~~[(g)]~~ (5) The broadband center shall consider administering broadband infrastructure funds

1060 in a manner that:

1061 ~~[(i)]~~ (a) efficiently maximizes the leverage of federal funding;

1062 ~~[(ii)]~~ (b) avoids the use of public funds for broadband facilities that duplicate existing

1063 broadband facilities that already meet or exceed federal standards; and

1064 ~~[(iii)]~~ (c) accounts for the benefits and costs to the state of existing facilities, equipment,

1065 and services of public and private broadband providers.

1066 Section 24. Section **72-19-202**, which is renumbered from Section 63N-17-202 is renumbered

1067 and amended to read:

1068 **~~[63N-17-202]~~ 72-19-202 . Infrastructure and broadband coordination.**

1069 (1) The broadband center shall partner with the Utah Geospatial Resource Center created in

1070 Section 63A-16-505 to collect and maintain a database and interactive map that displays

1071 economic development data statewide, including:

1072 (a) voluntarily submitted broadband availability, speeds, and other broadband data;

1073 (b) voluntarily submitted public utility data;

1074 (c) workforce data, including information regarding:

1075 (i) enterprise zones designated under Section 63N-2-206;

1076 (ii) public institutions of higher education; and

1077 (iii) APEX accelerators;

1078 (d) transportation data, which may include information regarding railway routes,

1079 commuter rail routes, airport locations, and major highways;

1080 (e) lifestyle data, which may include information regarding state parks, national parks

1081 and monuments, United States Forest Service boundaries, ski areas, golf courses, and

1082 hospitals; and

1083 (f) other relevant economic development data as determined by the office, including data

1084 provided by partner organizations.

1085 (2) The broadband center may:

1086 (a) make recommendations to state and federal agencies, local governments, the
1087 governor, and the Legislature regarding policies and initiatives that promote the
1088 development of broadband-related infrastructure in the state and help implement
1089 those policies and initiatives;

1090 (b) facilitate coordination between broadband providers and public and private entities;

1091 (c) collect and analyze data on broadband availability and usage in the state, including
1092 Internet speed, capacity, the number of unique visitors, and the availability of
1093 broadband infrastructure throughout the state;

1094 (d) create a voluntary broadband alliance, which shall include broadband providers and
1095 other public and private stakeholders, to solicit input on broadband-related policy
1096 guidance, best practices, and adoption strategies;

1097 (e) work with broadband providers, state and local governments, and other public and
1098 private stakeholders to facilitate and encourage the expansion and maintenance of
1099 broadband infrastructure throughout the state; and

1100 (f) in accordance with the requirements of Title 63J, Chapter 5, Federal Funds
1101 Procedures Act, and in accordance with federal requirements:

1102 (i) apply for federal grants;

1103 (ii) participate in federal programs; and

1104 (iii) administer federally funded broadband-related programs.

1105 Section 25. Section **72-19-203**, which is renumbered from Section 63N-17-203 is renumbered
1106 and amended to read:

1107 **[63N-17-203] 72-19-203 . Statewide digital connectivity plan.**

1108 As used in this section:

1109 (1) [~~Commission~~] "Broadband commission" means the Utah Broadband Center Advisory
1110 Commission created in Section 36-29-109.

1111 (2) "Strategic plan" means the statewide digital connectivity plan created in accordance
1112 with Subsections [~~(2) and~~](3) and (4).

1113 (3) The broadband center shall develop the strategic plan.

1114 (4) The strategic plan shall include strategies to:

1115 (a) implement broadband connectivity statewide;

1116 (b) promote digital [equity] access throughout the state;

1117 (c) apply for federal infrastructure funds; and

- 1118 (d) apply for additional funds.
- 1119 (5) In developing the strategic plan, the broadband center shall work with the broadband
1120 commission.
- 1121 [~~(6) The broadband center shall provide the commission with quarterly status updates~~
1122 ~~regarding:~~]
- 1123 [~~(a) implementation of the commission's recommendations;~~]
- 1124 [~~(b) the grant programs created in Sections 63N-17-301 and 63N-17-401, including:~~]
- 1125 [~~(i) applications received for grant funding;~~]
- 1126 [~~(ii) grant awards about to be made by the broadband center;~~]
- 1127 [~~(iii) grant awards made by the broadband center; and~~]
- 1128 [~~(iv) projects implemented with grant funding;~~]
- 1129 [~~(e) strategic plan development;~~]
- 1130 [~~(d) strategic plan implementation;~~]
- 1131 [~~(e) grants received in addition to those described in Subsection (6)(b);~~]
- 1132 [~~(f) projects funded in addition to those described in Subsection (6)(b); and~~]
- 1133 [~~(g) recommendations for legislation.~~]
- 1134 [~~(7)~~ (6) The broadband center shall submit the strategic plan to the broadband commission
1135 for the broadband commission's recommendation before finalizing the strategic plan.
- 1136 [~~(8)~~ (7) On or before October 1 of each year, the broadband center shall report to the
1137 broadband commission and the Public Utilities, Energy, and Technology Interim
1138 Committee regarding status updates.

1139 Section 26. Section **72-19-301**, which is renumbered from Section 63N-17-301 is renumbered
1140 and amended to read:

1141 **Part 3. Broadband Access Grant Program**

1142 **~~[63N-17-301]~~ 72-19-301 . Creation of Broadband Access Grant Program.**

- 1143 (1) As used in this part:
- 1144 (a) "Eligible applicant" means:
- 1145 (i) a telecommunications provider or an Internet service provider;
- 1146 (ii) a local government entity and one or more private entities, collectively, who are
1147 parties to a public-private partnership established for the purpose of expanding
1148 affordable broadband access in the state; or
- 1149 (iii) a tribal government.
- 1150 (b) "Underserved area" means an area of the state that is underserved in terms of the
1151 area's access to broadband service, as further defined by rule made by the department

- 1152 in coordination with the broadband center.
- 1153 (c) "Unserved area" means an area of the state that is unserved in terms of the area's
1154 access to broadband service, as further defined by rule made by the department in
1155 coordination with the broadband center.
- 1156 (2) There is established a grant program known as the Broadband Access Grant Program
1157 that is administered by the broadband center in accordance with this part.
- 1158 (3)(a) The broadband center may award a grant under this part to an eligible applicant
1159 that submits to the broadband center an application that includes a proposed project
1160 to extend broadband service to individuals and businesses in an unserved area or an
1161 underserved area by providing last-mile connections to end users.
- 1162 (b) Subsection (3)(a) does not prohibit the broadband center from awarding a grant for a
1163 proposed project that also includes middle-mile elements that are necessary for the
1164 last-mile connections.
- 1165 (4) In awarding grants under this part, the broadband center shall:
- 1166 (a) based on the following criteria and in the order provided, prioritize proposed projects:
- 1167 (i) located in unserved areas;
- 1168 (ii) located in underserved areas;
- 1169 (iii)(A) that the eligible applicant developed after meaningful engagement with the
1170 impacted community to identify the community's needs and innovative means
1171 of providing a public benefit that addresses the community's needs; and
1172 (B) that include, as a component of the proposed project, a long-term public
1173 benefit to the impacted community developed in response to the eligible
1174 applicant's engagement with the community;
- 1175 (iv) located in an economically distressed area of the state, as measured by indices of
1176 unemployment, poverty, or population loss;
- 1177 (v) that make the greatest investment in last-mile connections;
- 1178 (vi) that provide higher speed broadband access to end users; and
1179 (vii) for which the eligible applicant provides at least 25% of the money needed for
1180 the proposed project, with higher priority to proposed projects for which the
1181 eligible applicant provides a greater percentage of the money needed for the
1182 proposed project; and
- 1183 (b) consider the impact of available funding for the proposed project from other sources,
1184 including money from matching federal grant programs.
- 1185 (5) For a project that the eligible applicant cannot complete in a single fiscal year, the

1186 broadband center may distribute grant proceeds for the project over the course of the
1187 project's construction.

1188 (6)(a) Before awarding a grant under this part, the broadband center shall present the
1189 application described in Subsection (3) to the Transportation Commission for
1190 approval.

1191 (b) In awarding a grant under this part, the broadband center shall ensure that grant
1192 funds are not used by a subgrantee in a manner that causes competition among
1193 projects that are substantially supported by state funds or federal funds subgranted by
1194 the state~~[, as determine in accordance with rules made by the broadband center in~~
1195 ~~accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act].~~

1196 (7) As provided in and subject to the requirements of Title 63G, Chapter 2, Government
1197 Records Access and Management Act, a record submitted to the broadband center that
1198 contains a trade secret or confidential commercial information described in Subsection
1199 63G-2-305(2) is a protected record.

1200 Section 27. Section **72-19-302**, which is renumbered from Section 63N-17-302 is renumbered
1201 and amended to read:

1202 **[63N-17-302] 72-19-302 . Duties of the broadband center.**

1203 (1) The broadband center shall:

1204 (a) establish an application process by which an eligible applicant may apply for a grant
1205 under this part, which application shall include:

1206 (i) a declaration, signed under penalty of perjury, that the application is complete,
1207 true, and correct; and

1208 (ii) an acknowledgment that the eligible applicant is subject to audit;

1209 (b) establish a method for the broadband center to determine which eligible applicants
1210 qualify to receive a grant;

1211 (c) establish a formula to award grant funds; and

1212 (d) report the information described in Subsections (1)(a) through (c) to the director of
1213 the Division of Finance.

1214 (2) Subject to appropriation, the broadband center shall:

1215 (a) collect applications for grant funds from eligible applicants;

1216 (b) determine which applicants qualify for receiving a grant; and

1217 (c) award the grant funds in accordance with the process established under Subsection (1)
1218 and in accordance with Section ~~[63N-17-301]~~ 72-19-301.

1219 (3) ~~[In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the~~

1220 ~~broadband center may make rules to administer the grant program]~~ The department, in
 1221 coordination with the broadband center, may make rules in accordance with Title 63G,
 1222 Chapter 3, Utah Administrative Rulemaking Act, to administer the grant program.

1223 Section 28. Section **72-19-401**, which is renumbered from Section 63N-17-401 is renumbered
 1224 and amended to read:

1225 **Part 4. Broadband Equity Access and Deployment Grant Program**

1226 ~~[63N-17-401]~~ **72-19-401 . Creation of Broadband Equity Access and Deployment**
 1227 **Grant Program.**

1228 (1) There is established a grant program known as the Broadband Equity Access and
 1229 Deployment Grant Program that is administered by the broadband center in accordance
 1230 with:

1231 (a) this part; and

1232 (b) the requirements of the National Telecommunications and Information

1233 Administration's Broadband Equity Access and Deployment Program, 47 U.S.C. Sec.

1234 1702 et seq.

1235 (2) The broadband center shall:

1236 (a) prepare and submit the state's Broadband Equity Access and Deployment application,
 1237 including the letter of intent, initial proposal, and final proposal to the National
 1238 Telecommunications and Information Administration;

1239 (b) administer the Broadband Equity Access and Deployment Grant Program in
 1240 accordance with this section and as approved by the National Telecommunications
 1241 and Information Administration;

1242 (c) accept and process an application for subgranted funds; and

1243 ~~[(d) report to the broadband commission quarterly on:]~~

1244 ~~[(i) the progress of the broadband center's submission described in Subsection (2)(a);]~~

1245 ~~[(ii) the administration of the program;]~~

1246 ~~[(iii) applications received for subgranted funding;]~~

1247 ~~[(iv) approved applications for subgranted funds; and]~~

1248 ~~[(v) projects supported by subgranted funds;]~~

1249 ~~[(e)]~~ (d) ensure that a subgrantee complies with the state's final proposal to the National
 1250 Telecommunications and Information Administration~~[-and]~~ .

1251 ~~[(f) make rules, in accordance with Title 63G, Chapter 3, Utah Administrative~~
 1252 ~~Rulemaking Act, necessary to administer this section.]~~

1253 (3) The department, in coordination with the broadband center, may make rules in

- 1254 accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, to
 1255 administer the grant program.
- 1256 [~~(3) The broadband commission shall give the broadband center recommendations during~~
 1257 ~~the quarterly reports described in Subsection (2)(d).]~~
- 1258 (4) The broadband center may approve an application for subgranted funds if:
- 1259 (a) the application meets the requirements of this section;
- 1260 (b) the application meets any rule made pursuant to this section;
- 1261 (c) the application meets the requirements of the National Telecommunications and
 1262 Information Administration's Broadband Equity Access and Deployment Program, 47
 1263 U.S.C. Sec. 1702 et seq.; and
- 1264 (d) the broadband center has informed the [~~broadband commission]~~ Transportation
 1265 Commission about the application[~~, as~~] described in Subsection [~~(2)(d)~~] (2)(c).
- 1266 (5) After the broadband center completes a competitive application process for subgranted
 1267 funds but before the broadband center notifies the applicant of the award, the broadband
 1268 center shall present to the [~~broadband commission]~~ Transportation Commission on the
 1269 subgrant award.

1270 Section 29. **Repealer.**

1271 This bill repeals:

1272 Section **63N-1a-201, Creation of commission.**

1273 Section **63N-1a-202, Commission duties.**

1274 Section **63N-1b-102, Subcommittees generally.**

1275 Section **63N-1b-401, Definitions.**

1276 Section **63N-1b-402, Women in the Economy Subcommittee created.**

1277 Section **63N-1b-403, Purpose -- Powers and duties of the subcommittee.**

1278 Section **63N-1b-404, Annual report.**

1279 Section **63N-3-204, Administration -- Grants and loans.**

1280 Section 30. **Effective Date.**

1281 This bill takes effect on July 1, 2025.