

Community Rehabilitation Program Amendments

2026 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Grant Amjad Miller

Senate Sponsor: Brady Brammer

LONG TITLE

General Description:

This bill deals with requirements regarding purchasing from a community rehabilitation program and related provisions.

Highlighted Provisions:

This bill:

- ▶ beginning January 1, 2027, requires the Purchasing from Persons with Disabilities Advisory Board (board) to make an annual report to the Government Operations Interim Committee;
- ▶ describes the minimum content requirements of the annual report;
- ▶ extends a sunset date related to the board and the board's duties; and
- ▶ makes technical and conforming changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

63G-6a-805 (Effective 05/06/26) (Repealed 07/01/26), as last amended by Laws of Utah 2025, Chapter 69

63I-1-263 (Effective 05/06/26), as last amended by Laws of Utah 2025, Chapters 391, 512

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

Section 1. Section **63G-6a-805** is amended to read:

28 **63G-6a-805 (Effective 05/06/26) (Repealed 07/01/26). Purchase from community**
29 **rehabilitation programs.**

30 (1) As used in this section:

31 (a) "Advisory board" means the Purchasing from Persons with Disabilities Advisory
32 Board created under this section.

33 (b)(i) "Community rehabilitation program" means a program that is operated
34 primarily for the purpose of the employment and training of persons with a
35 disability by a government agency or qualified nonprofit organization which is an
36 income tax exempt organization under 26 U.S.C. Sec. 501(c)(3) of the Internal
37 Revenue Code.

38 (ii) A community rehabilitation program:

39 (A) maintains an employment ratio of at least 75% of the program employees
40 under the procurement contract in question have severe disabilities;

41 (B)(I) complies with any applicable occupational health and safety standards
42 prescribed by the United States Department of Labor; or

43 (II) is a supported employment program approved by the Utah State Office of
44 Rehabilitation created in Section 35A-1-202;

45 (C) has its principal place of business in Utah;

46 (D) produces a good provided under this section in Utah; and

47 (E) provides a service that is provided by individuals with a majority of whom
48 domiciled in Utah.

49 (c) "Person with a disability" means a person with a disability as defined by and covered
50 under the Americans with Disabilities Act of 1990, 42 U.S.C. 12102.

51 (2) There is created within the division the Purchasing from Persons with Disabilities
52 Advisory Board.

53 (3) The advisory board shall consist of three members, as follows:

54 (a) the director of the division or the director's designee;

55 (b) the director of the Utah State Office of Rehabilitation or the director's designee; and

56 (c) a representative of the private business community who shall be appointed to a
57 three-year term by the governor with the advice and consent of the Senate.

58 (4)(a) The advisory board shall meet, as needed, to facilitate a procurement unit's
59 procurement of a good or service under this chapter from a community rehabilitation
60 program.

61 (b) The advisory board shall:

- 62 (i) identify the good or service that is available from a community rehabilitation
63 program in accordance with the requirements of Subsection (7);
- 64 (ii) approve a price in accordance with Subsection (7)(c) for the good or service that
65 the advisory board identifies under Subsection (4)(b)(i);
- 66 (iii) develop, maintain, and approve a preferred procurement contract list of the
67 goods and services that the advisory board identifies and prices under Subsections
68 (4)(b)(i) and (ii);
- 69 (iv) review a community rehabilitation program's bid; and
- 70 (v) award and renew specified contracts for set contract times, without competitive
71 bidding, for a procurement unit's purchase of a good or service under Subsection
72 (7).
- 73 (5) The provisions of Subsections (4) and (7)(a) are an exception to the procurement
74 provisions under this chapter.
- 75 (6)(a) The advisory board may enter into an agreement with a person to provide
76 administrative support to the advisory board.
- 77 (b) Subject to the advisory board guidelines and discretion, a person described in
78 Subsection (6)(a) shall:
- 79 (i) identify a community rehabilitation program and the good or service that the
80 community rehabilitation program provides or has the potential to provide;
- 81 (ii) help ensure that a community rehabilitation program's good or service is provided
82 at reasonable quality and delivery levels;
- 83 (iii) recommend pricing for a community rehabilitation program's good or service;
- 84 (iv) under the advisory board's discretion:
- 85 (A) review a community rehabilitation program's bid; and
- 86 (B) recommend to the advisory board that a procurement unit award a contract to
87 a community rehabilitation program;
- 88 (v) collect and report program data to the advisory board and the division; and
- 89 (vi) perform other duties that the advisory board specifies.
- 90 (7) Except as provided under Subsection (9), notwithstanding any provision of this chapter
91 to the contrary, a procurement unit shall purchase a community rehabilitation program's
92 good or service using the preferred procurement contract list approved under Subsection
93 (4)(b)(iii) if:
- 94 (a) the community rehabilitation program's good or service reasonably conforms to the
95 needs and specifications of the procurement unit;

- 96 (b) the community rehabilitation program can supply the good or service within a
97 reasonable time; and
- 98 (c) the price of the good or service is reasonably competitive with the cost of procuring
99 the good or service from another source.
- 100 (8) A community rehabilitation program:
- 101 (a) may submit a bid to the advisory board at any time and not necessarily in response to
102 an invitation for bids; and
- 103 (b) shall certify on the bid that the community rehabilitation program submits to the
104 advisory board or to a procurement unit under this section that the community
105 rehabilitation program is claiming a preference under this section.
- 106 (9) During a fiscal year, the requirement for a procurement unit to purchase a good or
107 service that a community rehabilitation program produces under the preferred
108 procurement list under Subsection (7) does not apply if the division determines that the
109 total amount of procurement contracts with community rehabilitation programs has
110 reached \$5 million for that fiscal year.
- 111 (10) In the case of conflict between a purchase under this section and a purchase under
112 Section 63G-6a-804, this section prevails.
- 113 (11)(a) Beginning January 1, 2027, the advisory board shall provide an annual written
114 report by no later than October 1 to the Government Operations Interim Committee.
- 115 (b) The report described in Subsection (11)(a) shall, at a minimum, include the
116 following information:
- 117 (i) the number of contracts issued under this section in the previous calendar year;
118 (ii) the total number of active contracts issued under this section;
119 (iii) the maximum compensation payable for each active contract issued under this
120 section;
121 (iv) the total amount of revenue encumbered by active contracts issued under this
122 section;
123 (v) the number of persons with a disability employed with a community rehabilitation
124 program under a contract issued under this section;
125 (vi) metrics developed by the advisory board to define and measure the success of the
126 procurement provisions of this section, utilizing the program data described in
127 Subsection (6)(b)(v); and
128 (vii) any recommendations for legislative action.
- 129 Section 2. Section **63I-1-263** is amended to read:

- 130 **63I-1-263 (Effective 05/06/26). Repeal dates: Titles 63A to 63O.**
- 131 (1) Title 63C, Chapter 4a, Constitutional and Federalism Defense Act, is repealed July 1,
132 2028.
- 133 (2) Title 63C, Chapter 18, Behavioral Health Crisis Response Committee, is repealed
134 December 31, 2026.
- 135 (3) Title 63C, Chapter 25, State Finance Review Commission, is repealed July 1, 2027.
- 136 (4) Title 63C, Chapter 27, Cybersecurity Commission, is repealed July 1, 2032.
- 137 (5) Title 63C, Chapter 28, Ethnic Studies Commission, is repealed July 1, 2026.
- 138 (6) Title 63C, Chapter 31, State Employee Benefits Advisory Commission, is repealed July
139 1, 2028.
- 140 (7) Section 63G-6a-805, Purchase from community rehabilitation programs, is repealed
141 July 1, [~~2026~~] 2036.
- 142 (8) Title 63G, Chapter 21, Agreements to Provide State Services, is repealed July 1, 2028.
- 143 (9) Title 63H, Chapter 4, Heber Valley Historic Railroad Authority, is repealed July 1, 2029.
- 144 (10) Subsection 63J-1-602.2(16), related to the Communication Habits to reduce
145 Adolescent Threats (CHAT) Pilot Program, is repealed July 1, 2029.
- 146 (11) Subsection 63J-1-602.2(26), regarding the Utah Seismic Safety Commission, is
147 repealed January 1, 2025.
- 148 (12) Section 63L-11-204, Canyon resource management plan, is repealed July 1, 2027.
- 149 (13) Title 63L, Chapter 11, Part 4, Resource Development Coordinating Committee, is
150 repealed July 1, 2027.
- 151 (14) Title 63M, Chapter 7, Part 7, Domestic Violence Offender Treatment Board, is
152 repealed July 1, 2027.
- 153 (15) Section 63M-7-902, Creation -- Membership -- Terms -- Vacancies -- Expenses, is
154 repealed July 1, 2029.
- 155 (16) Title 63M, Chapter 11, Utah Commission on Aging, is repealed July 1, 2026.
- 156 (17) Title 63N, Chapter 2, Part 2, Enterprise Zone Act, is repealed July 1, 2028.
- 157 (18) Subsection 63N-2-511(1)(b), regarding the Board of Tourism Development, is
158 repealed July 1, 2030.
- 159 (19) Section 63N-2-512, Hotel Impact Mitigation Fund, is repealed July 1, 2028.
- 160 (20) Title 63N, Chapter 3, Part 9, Strategic Innovation Grant Pilot Program, is repealed July
161 1, 2027.
- 162 (21) Title 63N, Chapter 3, Part 11, Manufacturing Modernization Grant Program, is
163 repealed July 1, 2028.

164 (22) Title 63N, Chapter 4, Part 4, Rural Employment Expansion Program, is repealed July
165 1, 2028.

166 (23) Section 63N-4-804, Rural Opportunity Advisory Committee, is repealed July 1, 2027.

167 (24) Subsection 63N-4-805(5)(b), regarding the Rural Employment Expansion Program, is
168 repealed July 1, 2028.

169 (25) Subsection 63N-7-101(1), regarding the Board of Tourism Development, is repealed
170 July 1, 2030.

171 (26) Subsection 63N-7-102(3)(c), regarding a requirement for the Utah Office of Tourism
172 to receive approval from the Board of Tourism Development, is repealed July 1, 2030.

173 (27) Title 63N, Chapter 7, Part 2, Board of Tourism Development, is repealed July 1, 2030.

174 Section 3. **Effective Date.**

175 This bill takes effect on May 6, 2026.