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Legislative Interim Meetings
Meetings were held November 15, 2017, or as noted

Administrative Rules Review Committee
October 2, 2017

Department of Health Immunization Exemptions
Discussed the Department of Health's decision to give schools discretion regarding whether they accept certain statutory provisions governing immunization. Discussed why the department added the following line to the Personal Immunization Exemption Form: “I understand I am responsible for the risk of not vaccinating this child.”

Higher Education Policies and Procedures Development
Received presentations from the Utah College of Applied Technology regarding the institution's processes for developing and approving campus policies and procedures.

October 30, 2017
Constitutional and Civil Rights Issues Related to Higher Education
Discussed with the Board of Regents whether the constitutional and civil rights of students are adequately protected in light of higher education's exemption from the provisions of the Administrative Rulemaking Act.

Action: Directed committee staff to work with Board of Regents' legal counsel to prepare language that would limit higher education’s exemption from rulemaking by requiring rulemaking when a policy relates to a student’s civil or constitutional rights.
November 13, 2017

Higher Education: Policies and Procedures Development

Received presentations from the University of Utah and Salt Lake Community College regarding the institutions’ processes for developing and approving campus policies and procedures.

Review of Issues Addressed During 2017 Interim

Discussed the issues brought before the Administrative Rules Review Committee during the 2017 Interim and whether additional action should be taken on those items.

Action: Approved the following actions:

- Voted to send a letter to the state’s nine higher education institutions expressing appreciation to them for presenting their policy development processes to the committee during the 2017 Interim and strongly reaffirming the First Amendment rights of students and visitors on the campuses of Utah’s institutions of higher education.

- Voted to direct staff to open a bill file to have a resolution drafted that strongly reaffirms the First Amendment rights of students and visitors on the campuses of Utah’s institutions of higher education.

- Voted to send a letter to the Driver License Division stating the committee finds that the division’s practice of not authorizing the presiding hearing officer in administrative hearings to decide the Driving Under the Influence (DUI) cases is inconsistent with the statutory role of a presiding officer to render decisions on hearings and contributes to delays in DUI citation rulings.

- Voted to send a letter to the Department of Public Safety stating that the committee finds the department’s collection of an additional $20 fee and its notices to the public regarding the additional fee, assessed on first-time concealed firearm permit applicants beginning August 1 of this year, are in direct conflict with both statute and Department of Public Safety administrative rules.

Business and Labor

Antidiscrimination Act

Action: Approved as a committee bill draft legislation "Utah Antidiscrimination Act Amendments," which would address the recommendations for the Legislature as found in, "A Performance Audit of the Utah Antidiscrimination and Labor Division’s Employment Discrimination Unit."

Committee Business

Received the following required reports:

- Long-Term Planning
- Worker Classification Coordinated Enforcement
- USTAR Annual Report
- State Construction and Fire Code

Received a report from committee staff regarding the following committee bill files opened since the last interim meeting:

- "Consumer Reporting Agency Fees"
- "Transportation Network Vehicle Recovery Fund Sunset"

Construction Code Recommendations

Action: Amended and then approved as a committee bill draft legislation "Uniform Construction Code Amendments," which would amend the State Construction and Fire Codes Act to address the recommendations from the Uniform Building Code Commission to change the construction code due to an updated 2017 National Electric Code.

Credit Bureau Fees

Received a presentation from committee staff about Utah's credit bureau fee laws that allow fees on security freeze changes for a credit file.

Discussed nationwide credit bureau fees for placing and removing a security freeze and combined fees for the three major credit bureaus.
Action: Approved as a committee bill draft legislation "Consumer Reporting Agency Fees," which would:

- modify the fee that a consumer reporting agency may charge in connection with placing or removing a security freeze;
- exempt certain age groups from fees; and
- prohibit charging a fee in connection with a consumer reporting agency’s credit lock application.

Department of Insurance
Action: Approved as a committee bill draft legislation "Department of Insurance Amendments," which would modify provisions of the Insurance Code.

Equal Compensation
Discussed a plan to study gender-based wage discrimination, which would be used to create a strategic plan to eliminate such discrimination. Received an overview of the Department of Human Resource Management gender pay strategic plan, which:

- analyzes State of Utah data sets against an equal pay paradigm to identify gaps in data needed to produce a legitimate analysis;
- identifies steps to close potential data gaps; and
- identifies steps to analyze pay equality in relation to gender, identifies concerns, and proposes treatments to resolve disparities.

Action: Voted to encourage the continued study of gender-based wage discrimination for a bill to be drafted.

Fireworks Restrictions
Action: Approved as a committee bill draft legislation "Fireworks Restrictions," which would amend provisions related to the permissible discharge of fireworks.

Nonopioid Medication Study
Discussed draft legislation "Alternative Pain Management Study," which would include a Department of Health study of the availability, efficacy, benefits, and risks of nonopiate pain management therapies.

Occupational and Professional Licensing
Action: Approved as a committee bill draft legislation "Occupational and Professional Licensing Amendments," which would modify statutory provisions related to the Division of Occupational and Professional Licensing.
Performance Audit

Received a presentation from the Office of the Legislative Auditor on the Performance Audit of Public Entities’ Oversight of the Qualified Health Insurance Statute. The committee was designated to review and to act on the Legislative audit’s recommendation to the Legislature regarding amending the Division of Facilities Construction and Management qualified health insurance statutes.

Received comment from the Division of Facilities Construction and Management.

Sunset Review

Received a presentation from committee staff on a sunset review for Title 13, Chapter 51, Part 2, Transportation Network Vehicle Recovery Fund, which is due to sunset on July 1, 2018, absent further action by the Legislature. Staff reported to the committee regarding the Division of Consumer Protection's management of the fund.

Action: Approved as a committee bill draft legislation "Transportation Network Vehicle Recovery Fund Sunset," which would reauthorize the sunset provision of Title 13, Chapter 51, Part 2, Transportation Network Vehicle Recovery Fund for five years.

Commission on the Stewardship of Public Lands

November 14, 2017

National Monuments

Received an update from United States Senator Orrin Hatch's office regarding potential federal actions that would affect the size of the Bears Ears and Grand Staircase-Escalante National Monuments.

Public Lands Priorities

Discussed and began to prioritize public lands policies to help guide the commission's efforts.

Resource Management Plans

Received an overview of the following counties' resource management plans:

- Duchesne;
- Emery;
- Garfield;
- Iron;
- Salt Lake;
- San Juan;
- Washington; and
- Wayne.

Commission on Federalism

Article V Update

Received a report from a legislator regarding cooperation with other states' representatives to develop the procedures for a potential convention of the states with the purpose of proposing a balanced federal budget.
Report on National Conference of State Legislatures

Received a report from a legislator regarding efforts to engage with representatives of other states on issues of federalism while attending the recent legislative meetings of the National Conference of State Legislatures.

Received a presentation from a federalism expert who spoke at the National Conference of State Legislatures regarding the principles of federalism, working with other states, checking federal government actions, and taking steps to reassert state sovereignty and jurisdiction in areas that were reserved to the states by the constitution of the United States.

Review of H.J.R.17 Issues

Discussed reviewing and ranking issues of federalism that were identified in 2017 General Session H.J.R. 17, "Joint Resolution to Restore the Division of Governmental Responsibilities Between the National Government and the States," and possible other items that should be considered.

Action: Directed staff to survey the committee members regarding ranking the federalism issues to be discussed.

Affordable Housing - Community Development Block Grants

Received a presentation regarding Community Development Block Grant (CDBG) down-payment assistance programs. The Department of Workforce Services provided an overview of the federal CDBG program and the $4.5 million worth of grants that are administered at the state level. The Provo Redevelopment Agency described the down-payment assistance program administered by the city of Provo, which receives CDBG funding directly from the federal government to provide assistance to low-income, first-time homebuyers.

Department of Heritage and Arts

Received a presentation from the Department of Heritage and Arts regarding the department's annual report. The presentation highlighted the department's following achievements over the past year:

• empowered professional staff through improved policies and procedures and expanded professional development;
• improved acquisition procedures for historic artifacts, fine art, and commissioned public art projects; and
• continued efforts to collaborate, encourage civic education, and effectively manage the state's $125 million artifact collection.

Department of Workforce Services

Received a presentation from the Department of Workforce Services regarding the department's annual report. The presentation highlighted the department's following achievements:

• contributed to the economic development of the state through several competitive grant programs aimed at providing early-stage funding to Utah businesses and entrepreneurs;
• provided resources for startups and emerging companies to successfully launch and grow their companies, including the new USTAR Innovation Center located adjacent to Hill Air Force Base;
• created 128 new full-time jobs and 90 new part-time jobs through USTAR-supported companies; and
• facilitated $60.5 million in private follow-on investment, an increase of more than 300% from the previous year, in USTAR-supported companies.
over the past year:

- improved the accuracy and timeliness of eligibility services;
- implemented several new workforce training and support programs, such as Utah's Workforce Innovation and Opportunity Act Plan and programs to support the employment of veterans;
- received an award for excellence for Utah's unemployment insurance program; and
- improved the services provided by the Utah State Office of Rehabilitation to enable more individuals with disabilities to receive benefits and met or exceeded all Social Security Administration goals for federal fiscal year 2017.

Early Childhood Services

Received a statutorily required report from the Department of Workforce Services regarding the services and resources available in the state for children five years of age and younger. The report identified key indicators in the following areas: family support and safety, child care, health and development, early learning and economic stability.

The presentation also highlighted data gaps encountered while producing the report and indicated the final report will include recommendations for the Legislature.

Governor’s Office of Economic Development

Received a presentation from the Governor’s Office of Economic Development regarding the office’s annual report. The presentation highlighted the following achievements over the past year:

- corporate recruitment efforts resulting in 5,072 projected new jobs and $149.6 million in projected new state revenue;
- workforce development programs impacting 16,000 Utah students through STEM classroom grants;
- rural development efforts, including 46 businesses receiving Rural Fast Track grants; and
- tourism promotion efforts resulting in $8.4 billion in traveler spending and $1.2 billion in state and local tax revenue.

Legislative Audit - Funding and Expenditures For Homeless Initiatives

Received a presentation from the Office of the Legislative Auditor General on legislative audit report Number 2017-11, “A Limited Review of Sources of Funding and Expenditures for Homeless Initiatives,” which was referred to the committee for review from the Legislative Audit Subcommittee.

Action: The committee moved to recommend that the Legislative Audit Subcommittee prioritize a performance audit of homeless service providers that receive state funding.

Education

November 01, 2017

Coaching and Mentoring

Received a presentation from the National Association of Secondary School Principals regarding effective coaching and mentoring. Discussed efforts in other states to coach and mentor school leaders and how those programs use available funds to develop better principals and school leaders.

Conducted a group activity to discuss issues and policies that are most needed to improve principal coaching and mentoring.

Group Planning and Discussion

Conducted a group exercise to summarize and prioritize policy changes or actions that would be most effective in Utah to improve school leadership.

Leadership Academies

Received a presentation from the Bloomington School District in
Illinois regarding efforts to increase the quality of school principals by developing:

- a rigorous selection process;
- university and district partnerships;
- a rich internship experience;
- effective state program oversight; and
- a requirement that candidates for licensure demonstrate proof of experience.

Conducted a group exercise to discuss and evaluate the policies and practices that, if implemented, would improve Utah school leadership.

**Practices of Effective School Principals**

Received a presentation from the Board of Education regarding the importance of developing effective school leaders and how that impacts the quality of education for schoolchildren.

Received a presentation from the Wallace Foundation regarding the five key characteristics of effective principals, which include:

- shaping a transformational vision of academic success for all students;
- creating a hospitable climate;
- managing people, data, and processes;
- improving instruction by leading the professional learning community; and
- cultivating leadership in others.

Discussed how to create an effective principal pipeline by developing leader standards, constructing high-quality aspiring leader preparation programs, implementing selective hiring, and providing on-the-job evaluation and support.

**Summary of Previous Meetings**

Received a review from the National Council of State Legislatures regarding the results from previous school leadership meetings.

November 15, 2017

**Educator Licensing**

Received a presentation from the State Board of Education and the State Board of Regents about the credit hour requirements for educator preparation programs. Discussed draft legislation that would modify the public education code regarding educator licensure to reflect the recommendations of a State Board of Education task force.

*Action:* Approved as a committee bill draft legislation “Educator Licensing Revisions,” which would modify the public education code regarding educator licensure.

Approved as a committee bill draft legislation “Educator Licensing Modifications,” which would modify the public education code regarding educator licensure in the new organizational structure that will be enacted if the public education code recodification is enacted into law.

**Legislative Audits**

Received a report from the Office of the Legislative Auditor General summarizing its audit findings and recommendations regarding the University of Utah’s Heritage 1K project. The University of Utah concurred with the recommendations and reported on steps taken to respond to the recommendations.

**Powers and Duties of the State Board of Regents**

Heard a presentation from the Utah System of Higher Education about the powers and duties of the State Board of Regents and the implementation of 2017 General Session S.B. 238, "Higher Education Governance Revisions."

**Recodification of the Public Education Code**

Discussed the committee’s work throughout the interim on the recodification of the public education code and the intention to pass the recodification bills during the first week of the session with an immediate effective date so that other education bills will be introduced in the new organizational structure.
Action: Approved as committee bills draft legislation to recodify the public education code including:

- “Public Education—State System,” which would reorganize and renumber certain provisions of the public education code related to statewide administration of the public education system;
- “Public Education Recodification — Funding,” which would reorganize and renumber certain provisions of the public education code related to public education system funding;
- “Public Education Recodification — Local Administration,” which would reorganize and renumber certain provisions of the public education code related to local administration of the public education system; and
- “Public Education Recodification — Cross References and Repeals,” which would repeal and make technical cross reference changes to provisions related to the public education code.

Statewide Goals and Outcome Metrics for Education, Preschool through Advanced Degrees and Careers (P-20)

Reviewed the committee’s previous study of statewide goals and outcome metrics.

Action: Voted to support the statewide goals and metrics as an initial step for creating a P-20 statewide dashboard through the Utah Data Research Center.

Campaign Finance

Action: Approved as a committee bill draft legislation “Campaign Finance Amendments,” which would address issues in the Election Code regarding political contributions and campaign financial statements as identified by the Office of the Lieutenant Governor.

Commission on Federalism

Received a statutorily required report from the Commission on Federalism.

Constitutional and Federalism Defense Act - Sunset Review

Conducted a sunset review of Title 63C, Chapter 4a, Constitutional and Federalism Defense Act, which would create the Constitutional Defense Council and the Commission on Federalism.

Government Operations

Action: Approved as a committee bill draft legislation “Government Operation Committee Amendments,” which would:

- repeal, or modify provisions relating to, boards and commissions as recommended by the committee; and
- amend requirements for reports required to be given to the committee.

Instant Runoff Voting

Action: Approved as a committee bill draft legislation “Municipal Instant Runoff Voting Pilot Project,” which would institute an instant runoff pilot project for municipalities.

Lobbyist Licensing

Considered draft legislation “Lobbyist Licensing Amendments,” which would:

- require a lobbyist to take an annual training course on unlawful harassment;
- prohibit a lobbyist from engaging in unlawful harassment;
- describe a process for investigating a complaint of a lobbyist’s unlawful harassment; and
- provide penalties for a lobbyist who violates the provisions of the bill.
National Popular Vote
Received a presentation from a legislator discussing a proposal to apportion the state's electors for president of the United States in accordance with the winner of the national popular vote.

State Employee Leave
*Action:* Approved as a committee bill draft legislation "State Employee Leave Policy Amendments," which would broaden the scope of paid leave that is available to state employees for certain disaster relief services.

Voter Privacy
Discussed a proposal to make a voter’s year and month of birth a public record while making the day of the month of a voter’s birth a protected record.

Health Insurance Rates -- 2018
Received reports from the Utah Insurance Department and a health policy advocacy organization on 2018 health insurance rates for the individual and small group markets. In 2018, rates in the individual market will be 40% higher than in 2017 and rates in the small group market will be 10% higher than in 2017. Rates for 2018 are based on the assumption made by 60% of all states that the federal government will not continue to fund cost sharing subsidies for participants in the federal health insurance exchange. Two health insurers recommended consideration of reinsurance as an option to lower rates.

Guaranty Association
Received a report from the task force’s Guaranty Association Workgroup that the workgroup is still considering whether health maintenance organizations should be brought into the state’s guaranty association, an entity created to protect consumers and healthcare providers when a health insurer becomes insolvent.
Health and Human Services

Health Reform Task Force – Report
Received an annual report from the Health Reform Task Force, which indicates that health insurance premiums in Utah’s individual market will increase dramatically in 2018, participation by health insurers in Utah’s individual and small group markets continues to decrease, and Utah’s guaranty association law is under review.

Insurance Coverage for Autism – Sunset Review
Received reports from the Utah Insurance Department, insurers, and autism treatment advocates on the scheduled repeal of Utah Code Section 31A-22-642, which requires health insurance plans sold in the state’s nongroup health insurance market to cover certain autism services.

The committee considered draft legislation “Autism Insurance Coverage Sunset Amendments,” which would remove the section from the Legislative Oversight and Sunset Act.

Action: Approved as a committee bill draft legislation “Autism Insurance Coverage Sunset Amendments.”

Medical Cannabis
Received a report from the Department of Health and a university researcher on the effects of cannabidiol use on those with Utah hemp extract registration cards.

Received a report from the Cannabinoid Product Board on its findings and recommendations following a review of available research on cannabinoid products.

Considered draft legislation "Cannabinoid Product Board Membership Amendments," which would modify the make-up of the board and require it to review research on cannabis products with a cannabidiol to THC ratio less than 10:1.

Received a report from a committee member that legislation will be introduced during the 2018 General Session to:

- charge the Utah Department of Agriculture and Food with regulating the safety, consistency, and labeling of cannabidiol;
- authorize the Utah Department of Agriculture and Food, for purposes of research, to explore the production of cannabis strains not currently produced by the federal government;
- authorize access to certain cannabis by end-of-life patients who have not responded to any other treatment; and
- create a framework for regulating the production, processing, and dispensing of medical cannabis.

Action: Amended and approved as a committee bill draft legislation “Cannabinoid Product Board Membership Amendments.”

Medicaid – Family Planning
As follow-up to earlier meetings, the committee considered the fiscal impact of draft legislation, "Family Planning Services Amendments," that would:

- require the Department of Health to seek a federal Medicaid waiver authorizing the creation of a four-year pilot program to extend Medicaid family planning services to individuals not otherwise eligible for Medicaid; and
- require the state’s Medicaid program to separately pay for long-acting reversible contraception provided at the time of childbirth, apart from other services provided at the time of birth.

Action: Approved as a committee bill draft legislation “Family Planning Services Amendments.”

Mental Health – Settlement Agreement
Considered draft legislation "Competency to Stand Trial Amendments," that would amend the Utah Code to reflect the provisions of a recent settlement agreement. The agreement specifies limits on the amount of time an individual charged with a crime but declared incompetent to proceed must wait to receive competency restoration services.

Action: Approved as a committee bill draft legislation “Competency to Stand Trial Amendments.”
Opioid Misuse

Received presentations by the Department of Health and the Division of Occupational and Professional Licensing demonstrating a new online tool that uses information from the state’s controlled substance database to help an opioid prescriber assess the risk of prescribing an opioid to a particular patient. The Department of Human Services identified elements essential to effective opioid treatment, including continuum of care, multidisciplinary treatment, aftercare, and community integration.

Statutorily Required Health and Human Services Reports

Considered draft legislation “Health and Human Services Reports,” which would immediately repeal four statutorily required reports and create future repeal dates for 30 other reports.

Action: Approved as a committee bill draft legislation “Health and Human Services Reports.”

Utah Healthcare Providers – Comparisons of Cost, Quality, and Safety

Received a report from the Department of Health on five measures used to compare the quality of Utah healthcare clinics with five or more providers. The measures highlight significant variation among clinics and room for improvement.

Judiciary

Child Support Guidelines

Action: Approved as a committee bill draft legislation “Child Support Guidelines Amendments,” which would make the Child Support Guidelines Advisory Committee an ongoing advisory committee and address procedures of the advisory committee.

Domestic Case Processing

Received a presentation and report from the judiciary’s Domestic Case Process Improvement Subcommittee.

Action: Approved as a committee bill draft legislation “Divorce Process Amendments,” which would repeal various provisions related to divorce actions and address mandatory courses before certain actions by the court.

Driving Under the Influence (DUI)

Received a report from the Commission on Criminal and Juvenile Justice regarding DUI related data, including:

- data collected by the state courts to allow sentencing and enhancement decisions to be made in accordance with violations involving driving under the influence of alcohol and/or other drugs;
- data collected by the justice courts; and
- any measures for which data are available to evaluate the profile and impacts of DUI recidivism and to evaluate the DUI related processes of law enforcement; adjudication; sanctions; driver license control; and alcohol education, assessment, and treatment.

Lawsuits that Challenge the Constitutionality of State Law

Received a letter and report from the Office of the Attorney General on the status and progress of any lawsuits that challenge the constitutionality of state law over the past ten years.

Restricting Contact to Protect the Personal Safety of an Individual

Action: Amended and approved as a committee bill draft legislation “Domestic Violence, Dating Violence, and Stalking Amendments,” which would:
• modify the definition of "crime victim" as it relates to dating violence;

• address a violation of specified protective orders; modify the definition of "cohabitant" and "ex parte protective order";

• amend provisions for forms of petitions and protective orders; address duties of law enforcement officers; address when and how a court may act ex parte;

• modify provisions related to a mutual protective order;

• amend the continuing duty to inform court of other proceedings; and

• address dismissal or expiration of a protective order.

Warrant Requirements

**Action:** Amended and approved as a committee bill draft legislation "Blood Testing Amendments" which would outline the circumstances under which a peace officer may obtain a blood draw.

Law Enforcement and Criminal Justice

**Aggravated Murder Amendments**

**Action:** Approved as a committee bill draft legislation "Aggravated Murder Amendments," which would clarify and make additions to the definition of aggravated murder.

**Follow-up on Sex Offender Treatment Program**

Heard a [presentation](#) from the Office of the Legislative Auditor General on recommendations provided in their audit, "A Performance Audit of Sex Offender Treatment Programs." Heard comments from the Department of Corrections on their process for implementing the suggestions made in the audit.

**Impact of Corrections Education Programs on Recidivism**

Received a [presentation](#) from the Department of Corrections on how corrections education programs have affected recidivism rates in the state.

**Justice Reinvestment Initiative Report**

Received a [report](#) and [presentation](#) from the Utah Commission on Criminal and Juvenile Justice regarding information relevant to the Justice Reinvestment Initiative.
Performance Audit of Statewide Investigative Functions
Received a presentation from the Office of the Legislative Auditor General on their report, "A Performance Audit of Statewide Investigative Functions." Received responses to the audit from the Office of the Attorney General and the Department of Public Safety.

Legislative Water Development Commission
October 17, 2017
Surplus Water Contracts
Discussed excess water contracts, extraterritorial jurisdiction, and the protection of watersheds providing water to Salt Lake City.

November 14, 2017
Utah Lake Restoration
Received a presentation from an emeritus professor of civil and environmental engineering regarding nutrient pollution and the value of removing phosphorus and nitrogen from waste water treatment plant discharge into Utah Lake.

Water Metering
Received a report from the Division of Water Resources and the Weber Basin Water Conservancy District on water metering. The commission discussed requiring the installation of secondary water meters in all new construction and setting a future date by which existing secondary water users would have water meters retrofitted.

Native American Legislative Liaison Committee
November 07, 2017
Annual Reports Received
Received statutorily required reports from the Division of Indian Affairs, the Antiquities section of the Division of State History, the Division of Parks and Recreation, the Department of Health, the Utah Navajo Trust Fund Board of Trustees, the Utah Navajo Trust Fund Dine' Advisory Committee, and the Public Education Liaison for the State Board of Education.

Legislative Water Development Commission

Commission for the Stewardship of Public Lands
Received a report from the Commission for the Stewardship of Public Lands on the activities and recommendations of the commission in 2017.

Draft Legislation - "Conservation Commission Amendments"
Discussed draft legislation "Conservation Commission Amendments" which would:

- modify the Conservation Commission membership and duties;
- modify the procedure for making loans or grants from the Agriculture Resource Development Fund;
- authorize an advisory board of the Conservation Commission to approve loans;
- modify the duties of a conservation district to include responsibility for planning watershed and flood control projects; and
- clarify that a conservation district may not exercise taxing authority.

Jordan River State Park
Discussed a proposal to establish a state park on the Jordan River.

Local Food Advisory Council
Received a report from the Local Food Advisory Council on the council's formation, membership, and activities.
Mountainous Planning District

Received a report from the Salt Lake County Regional Planning and Transportation Department on actions taken by the Salt Lake County Mountainous Planning District Planning Commission.

Audit Review: "A Review of Best Practices for Internal Control of Limited Purpose Entities"

Action: Approved the following actions:

- Approved as a committee bill draft legislation "County Listing of Local Government and Limited Purpose Entities," which would require each county to publish information on the county website regarding each local government and limited purpose entity within the county.
- Approved as a committee bill draft legislation "Local Government and Limited Purpose Entity Registry," which would require local government entities and limited purpose entities to register with the lieutenant governor and allow the state auditor to prohibit access to money if an entity does not comply with registry requirements.

Sunset Review - Instream Flow Right for Trout Habitat

Action: Voted to extend the sunset date of instream flow water rights for trout habitat found in Utah Code Section 73-3-30(3) for one year. The committee directed staff to prepare legislation extending the sunset date.

Underground Storage Tank Amendments

Action: Approved as a committee bill draft legislation "Underground Storage Tank Amendments," which would require a person who applies for a loan from the Petroleum Storage Tank Trust Fund to upgrade or replace an underground storage tank to participate in the Environmental Assurance Program. Maximum fund loan amounts would increase and the repeal date for the Underground Storage Tank Act would be extended.

Local Government Enforcement Mechanisms

Action: Approved the following actions:

- Approved as a committee bill draft legislation "Local Government Indigent Defense Requirement," which would require local governments to include information regarding indigent legal defense in ordinances with criminal penalties that include the possibility of imprisonment.
- Approved as a committee bill draft legislation "Misdemeanor Amendments," which would reduce certain statutory offenses for which a punishment or misdemeanor classification is not specified to an infraction.

Local Government Lien Power

Discussed draft legislation, "Political Subdivision Lien Authority," which would clarify existing grants of lien authority to ensure that each grant provides an identifiable effective date, notice mechanism, enforcement mechanism, and specifies limits on political subdivision liens.

Political Subdivisions

Animal Shelters

Received an update from a legislator about proposed legislation that would require an animal shelter to collect and publish certain information about the animals in the shelter's custody. Further discussions with stakeholders will take place before the general session.

Waste Fees

Received a report from the Division of Waste Management and Radiation Control on the fee schedule for the treatment, transfer, and disposal of nonhazardous solid waste. The committee discussed potential legislation that would modify the waste fee evaluation process.

Staff: J Brian Allred (Policy Analyst) / RuthAnne Frost (Attorney) / Cassidy Hansen (Legislative Assistant)
Statewide Crisis Line

**Action:** Approved the following actions:

- Approved as a committee bill draft legislation "Mental Health Crisis Line Amendments," which would address the operation of the statewide mental health crisis line and local mental health crisis lines.
- Approved as a committee bill draft legislation, "Medicaid Waiver for Mental Health Crisis Services," which would require the Department of Health to seek a Medicaid waiver for certain mental health crisis resources.
- Approved as a committee bill draft legislation "Utah Mobile Crisis Outreach Team Act," which would require the Division of Substance Abuse and Mental Health to set standards for a Mobile Crisis Outreach Team (MCOT) license, and require the Department of Health to administer the MCOT license.
- Approved as a committee bill draft legislation "Mental Health Crisis Line Commission Sunset Amendments," which would extend by five years the sunset date for the Mental Health Crisis Line Commission.

Sunset Review: Local Government Plan Review

**Action:** Recommended that the Legislature extend the sunset date by one calendar year for the following subsections:

- Subsections 10-5-132(1)(b), (1)(c), and (3);
- Subsections 10-6-160(1)(b), (1)(c), and (3); and
- Subsections 17-36-55(1)(b), (1)(c), and (3).

Data Security Management Council

Received a [statutorily required report](#) from the Department of Technology Services regarding the Data Security Management Council's activities and recommendations.

Electrical Corporation Cost Recovery

Received a [statutorily required report](#) from the Public Service Commission regarding whether allowing an electrical corporation to continue recovering costs under Utah Code Section 54-7-13.5(2)(d) is reasonable and in the public's interest.

Energy Producer States' Agreement

Considered two versions of draft legislation, "Energy Producer States' Agreement Amendments." The [first version](#) extends the sunset date of Utah Code Section 36-12-20 for five years. The [second version](#) extends the sunset date for five years and changes the reporting requirement from the Natural Resources, Agriculture, and Environment Interim Committee to the Public Utilities, Energy, and Technology Interim Committee.

**Action:** Amended and approved as a committee bill the second version of draft legislation "Energy Producer States' Agreement Amendments."

Long-Term Energy Policy

Received a [presentation](#) from the Governor's Office of Energy Development updating the committee on the state's 10-year strategic energy plan and discussing issues important to long-term energy policy, including management of Utah's energy resources and emerging technologies.

Telecommunication Network Review

**Action:** Approved as a committee bill draft legislation "Telecommunications Network Review Amendments," which would eliminate language prohibiting the Public Service Commission from holding public hearings or proceedings in the preparation of the Telecommunications Network Review.
Universal Public Telecommunications Service Support Fund
Received a **statutorily required report** from the Public Service Commission regarding the Universal Public Telecommunications Service Support Fund.

Update on Utah's Renewable Energy Projects
Received a **presentation** from Enyo Renewable Energy regarding the economic impact of utility-scale renewable energy development in Utah.

**Retirement and Independent Entities**
November 14, 2017

Department of Human Resource Management HRIS Rebuild
Received a **presentation** from the Department of Human Resource Management providing a status update on the department’s development of a new information management system, HRIS.

Department of Human Resource Management Internal Service Fund Operations and Rate Calculations
Received a **presentation** outlining the process of how the Department of Human Resource Management calculates the rate associated with its Internal Service Fund.

Health Insurance Right to Shop Amendments
**Action:** Approved as a committee bill draft legislation “**Health Insurance Right to Shop Amendments,**” which would amend provisions regarding the development of a program to reward enrollees in the Public Employees Health Plan for selecting high-quality and low-cost health care providers.

Independent Entities Policies and Procedures
Received a **presentation** from the State Auditor reviewing recent audits of the state’s independent entities and the state regulations from which the independent entities are exempt.

Public Employees Long-Term Disability Act Amendments
**Action:** Approved as a committee bill draft legislation “**Public Employees Long-Term Disability Act Amendments,**” which would modify certain disclosure requirements for eligible employees established in the Public Employees Long-Term Disability Act.

Public Safety and Firefighter Retirement Amendments
**Action:** Approved as a committee bill draft legislation “**Public Safety and Firefighter Retirement Amendments,**” which would amend the death benefits payable to a member of the Firefighter Retirement System and a member of Division B in the Public Safety Noncontributory Retirement Act.

Retirement Systems Amendments
**Action:** Approved as a committee bill draft legislation “**Retirement Systems Amendments,**” which would make technical and administrative changes to keep the Utah State Retirement and Insurance Benefit Act updated.

The Future of UtahFutures
Received an update from the Utah Education and Telehealth Network outlining the activities and challenges facing the UtahFutures program.

Utah Education and Telehealth Network (UETN) Long-term Planning for Equipment Purchases and Funding Model Discussion
Received a **presentation** from the Utah Education Telehealth Network reviewing the agency’s long-term budget plan for equipment replacement costs.

**Revenue and Taxation**
Federal Tax Reform
Received presentations from committee staff and the Office of the Legislative Fiscal Analyst on federal tax reform.

Review of Income Tax Credits
Received a report from the Office of the Legislative Fiscal Analyst on income tax credits related to:
• production costs of state approved motion picture productions; and

• investment in a life science establishment that is developing or manufacturing biotechnologies, medical devices, medical diagnostics, or pharmaceuticals.

Tax Reform Amendments
Discussed draft legislation that would amend the state’s tax system by addressing:

• business income tax issues related to nexus;

• business apportionment, including a single sales factor and how often certain taxpayers may elect an apportionment formula;

• net operating losses;

• income tax credits;

• property tax rates that generate revenue for public education;

• the truth in taxation newspaper advertisement;

• sales tax exemptions for machinery, equipment, parts, and materials;

• the sales taxation of streamed media and amusement devices;

• vehicle registration fees and road user charges for electric vehicles; and

• income tax credits for the purchase of electric vehicles.

Utah Tax Review Commission
Received a report from the Utah Tax Review Commission on the commission’s studies regarding property, income, and sales and use tax.
Senate Judicial Confirmation Committee

November 7, 2017

**Confirmation of Mr. Patrick Corum**

Recommended to the Senate the confirmation of Mr. Patrick Corum as a judge to the Third District Court. The Senate met in extraordinary session on November 15, 2017, and confirmed the appointment of Mr. Corum.

**Confirmation of Ms. Linda Jones**

Recommended to the Senate the confirmation of Ms. Linda Jones as a judge to the Third District Court. The Senate met in extraordinary session on November 15, 2017, and confirmed the appointment of Ms. Jones.

**Confirmation of Ms. Amber Mettler**

Recommended to the Senate the confirmation of Ms. Amber Mettler as a judge to the Third District Court. The Senate met in extraordinary session on November 15, 2017, and confirmed the appointment of Ms. Mettler.

November 13, 2017

**Confirmation of Ms. Paige Peterson**

Recommended to the Senate the confirmation of Ms. Paige Peterson as a justice in the Utah Supreme Court. The Senate met in extraordinary session on November 15, 2017, and confirmed the appointment of Ms. Peterson.

Transportation Governance and Funding Task Force

October 23, 2017

**Discussion and Consideration of Working Group Recommendations**

Received the results of a survey completed by task force members addressing their support for the recommendations from the Funding Working Group, Governance and Transit Working Group, and Economic Development and Land Use Working Group.

**Transportation**

**Mineral Lease Distribution Amendments**

*Action:* Approved as a committee bill draft legislation “Mineral Lease Distribution Amendments,” which would transfer the responsibility to distribute certain funds in the Mineral Lease Account from the Department of Transportation to the Division of Finance.

**Required Report Salt Lake City Department of Airports**

Received a presentation as required by 2017 General Session H.B. 453, "Airport Board Revisions," from the Salt Lake City
Department of Airports regarding Salt Lake City’s ownership and operation of general aviation airports in West Jordan and Tooele.

**Required Report Towing Advisory Board**

Received an update from the Department of Transportation regarding the formation of the state Towing Advisory Board, as created and required by 2017 General Session H.B. 393, "Vehicle Towing Amendments."

**Transportation Governance and Funding Task Force**

Received a draft report from the cochairs of the Transportation Governance and Funding Task Force detailing the task force’s progress and recommendations.

**Transportation Safety Program Funding Amendments**

*Action:* Approved as a committee bill draft legislation "Transportation Safety Program Funding Amendments," which would create a restricted account to receive donations and contributions for certain traffic safety education and outreach programs administered by the Department of Transportation.

**Veterans' and Military Affairs Commission**

*September 26, 2017*

**Dugway Proving Ground Site Visit**

Dugway Proving Ground provided a briefing on the mission of the United States Army Dugway Proving Ground facilities and personnel, its employment opportunities for veterans, and community resources.

*October 24, 2017*

**Post-Traumatic Stress Injury**

Received a presentation from Continue Mission, a nonprofit organization dedicated to helping veterans with Post-Traumatic Stress Injury, regarding the organization's varied efforts to help veterans.

**Sentinel Landscape Areas**

Received a briefing from the Utah National Guard on the combined efforts of Camp Williams, local communities, environmental groups, animal rights activists, and developers to provide buffer zones, also referred to as “sentinel landscapes,” around the base to protect it from encroaching development.

**Veterans Court**

Continued the discussion, from the June 27 meeting, of ways that veterans court services can be made available to reserve component members.
Draft Legislation Approved as Committee Bills

Business and Labor
- Consumer Reporting Agency Fees
- Department of Insurance Amendments
- Fireworks Restrictions
- Industrial Accident Restricted Account Sunset Review
- Occupational and Professional Licensing Amendments
- Transportation Network Vehicle Recovery Fund Sunset
- Uniform Construction Code Amendments
- Utah Antidiscrimination Act Amendments

Economic Development and Workforce Services
- Enterprise Zone Sunset Amendments
- Office of Economic Development Amendments

Education
- Educator Licensing Modifications
- Educator Licensing Revisions
- Public Education Recodification—Cross References and Repeals
- Public Education Recodification—Funding
- Public Education Recodification—Local Administration
- Public Education—State System

Government Operations
- Campaign Finance Amendments
- Candidate Replacement Amendment
- Election Law Modifications
- Government Operation Committee Amendments
- Municipal Instant Runoff Voting Pilot Project
- Political Activities and Elections
- State Employee Leave Policy Amendment

Health and Human Services
- Autism Insurance Coverage Sunset Amendment
- Cannabinoid Product Board Membership Amendments
- Competency to Stand Trial Amendments
- Family Planning Services Amendments
- Health and Human Services Reports

Judiciary
- Administrative Office of the Courts Amendments
- Blood Testing Amendments
- Child Support Guidelines Amendments
- Divorce Process Amendments
- DNA Amendments
- Domestic Violence, Dating Violence, and Stalking Amendments
- Obscenity and Pornography Complaints Ombudsman
- Parenting Plan Amendments
- Repeal of Health Related Pilot Program

Law Enforcement and Criminal Justice
- Aggravated Murder Amendments
- Alcohol Abuse Tracking Committee Relocation
- Public Safety Fee Revisions
- Public Safety Peer Counseling Provisions

Natural Resources, Agriculture, and Environment
- Environmental Health Scientist Act Amendments
- Legislative Water Development Commission Amendments
- Underground Storage Tank Amendments
- Water Right for Trout Habitat Repeal Date Extension

Political Subdivisions
- Community Reinvestment Agencies Revisions
- Community Reinvestment Agency Amendments
- County Listing of Local Government and Limited Purpose Entities
- Free Expression Regulation Amendments
- Local Elected Officer Amendments
- Local Government and Limited Purpose Entity Registry
- Local Government Indigent Defense Requirement
- Medicaid Waiver for Mental Health Crisis Services
- Mental Health Crisis Line Amendments
- Mental Health Crisis Line Commission Sunset Amendments
- Misdemeanor Amendments
- Utah Mobile Crisis Outreach Team Act

Public Utilities, Energy, and Technology
- Energy Producer States’ Agreement Amendments
- Telecommunications Network Review Amendments

Retirement and Independent Entities
- Health Insurance Right to Shop Amendments
- Public Employees Long-Term Disability Act Amendments
- Public Safety and Firefighter Retirement Amendments
- Retirement System Amendments

Revenue and Taxation
- Individual Income Tax Deduction Amendments
- Local Option Sales and Use Tax Distribution Formula Amendments
- Military Spouse Income Tax Amendments
- Sales and Use Tax Exemption Amendments

Subcommittee on Oversight
- Subcommittee on Oversight Duties

Transportation
- Mineral Lease Distribution Amendments
- Transportation Safety Program Funding Amendments