



SELECTED HIGHLIGHTS of the 2019 General Session

Thursday, March 14, 2019

Administrative Rules

HB 32 Rulemaking Fiscal Accountability Amendments

Stratton, K.

This bill amends provisions relating to the Water Quality Board, rulemaking procedure, and the Administrative Rules Review Committee.

This bill:

- provides for review and Legislative approval of certain Water Quality Board rules or standards;
- requires an agency to submit certain proposed rules to an appropriations subcommittee and interim committee for review before the agency enacts the rules;
- requires certain notification to the Administrative Rules Review Committee regarding the review of a rule in certain circumstances;
- amends the duties of the Administrative Rules Review Committee; and
- makes technical and conforming changes.

Air

HB 139 Motor Vehicle Emissions Amendments

Romero, A.

This bill amends provisions related to violations of motor vehicle emission standards.

This bill:

- amends the penalties for a vehicle that violates the emission standards;
- prohibits the distraction or endangerment of a vulnerable highway user by emission of excessive exhaust;
- requires the court to report repeat offenders of emission standards to the local health department in certain circumstances;
- requires the local health department to report repeat offenders of emission standards to the Motor Vehicle Division in certain circumstances; and
- makes technical changes.

HB 148 Vehicle Idling Revisions

Arent, P.

This bill amends provisions related to enforcement of a local authority's idling restrictions to require at least one warning citation before imposition of a fine.

This bill:

- amends provisions related to enforcement of a local authority's idling restrictions to require at least one warning citation before imposition of a fine.

HB 353 Reduction of Single Occupancy Vehicle Trips Pilot Program

Briscoe, J.

This bill modifies provisions related to reducing single occupancy vehicle trips.

This bill:

- defines terms;
- creates a pilot project;
- requires the division to contract with an entity to administer the program;
- outlines the duties of the division;
- includes a repeal date;
- provides for nonlapsing funds; and
- requires reporting.



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HB 357 **Voluntary Wood Burning Conversion Program**

Hawkes, T.

This bill addresses wood burning.

This bill:

- modifies the type of wood burning for conversions;
- modifies the requirements to be eligible for the conversion program;
- directs the division to give preference to applicants for conversions who meet certain criteria; and
- makes technical changes.

Business

HB 43 **Support Animals Amendments**

Dunnigan, J.

This bill amends provisions related to animals that provide support for individuals with disabilities.

This bill:

- defines terms;
- amends housing and criminal provisions relating to the use of a service animal or a support animal;
- amends provisions related to liability for an individual training an animal to become a service animal or a police service canine; and
- makes technical and conforming changes.

HB 378 **Regulatory Sandbox**

Roberts, M.

This bill modifies provisions related to the Department of Commerce.

This bill:

- defines terms;
- creates a regulatory sandbox program in the Department of Commerce, which allows a participant to temporarily test innovative financial products or services on a limited basis without otherwise being licensed or authorized to act under the laws of the state;
- describes who may participate in the program;
- describes how the Department of Commerce shall administer the program; and
- describes reporting requirements for participants in the program and for the Department of Commerce.



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HB 381 Amusement Ride Safety

Potter, V.

This bill enacts provisions related to amusement ride safety.

This bill:

- defines terms;
- creates the Utah Amusement Ride Safety Committee within the Department of Transportation;
- provides for the appointment of a director of the Utah Amusement Ride Safety Committee;
- establishes the Amusement Ride Safety Restricted Account;
- grants the Utah Amusement Ride Safety Committee certain rulemaking authority to administer the provisions of this bill;
- provides for establishing safety standards for amusement rides;
- instructs the director of the Utah Amusement Ride Safety Committee shall certify qualified safety inspectors to perform in-person inspections of amusement rides;
- requires an owner-operator of an amusement ride to:
 - cause a qualified safety inspector to perform an annual in-person inspection of the amusement ride;
 - perform or cause to be performed a daily inspection of the amusement ride; and
 - obtain an annual amusement ride permit;
- establishes minimum liability insurance requirements;
- enacts reporting requirements when a fatality or certain types of injuries occur when there is a failure or malfunction of an amusement ride;
- addresses enforcement of the provisions of this bill;
- classifies certain records as protected for purposes of the Government Records Access and Management Act; and
- makes technical and conforming changes.

SB 58 Kratom Consumer Protection Act

Bramble, C.

This bill creates the Kratom Consumer Protection Act.

This bill:

- defines terms;
- requires a person that prepares, distributes, sells, or offers to sell a kratom product to follow certain labeling requirements;
- prohibits a person from preparing, distributing, selling, or offering for sale certain kratom products;
- establishes penalties for violating the Kratom Consumer Protection Act;
- requires registration with the Department of Agriculture and Food of any kratom product offered for sale in this state;
- requires the Department of Agriculture and Food to set a fee and create standards for registering a kratom product;
- creates a civil cause of action; and
- requires the Department of Agriculture and Food to make rules to administer and enforce the Kratom Consumer Protection Act.

SB 132 Beer Amendments

Stevenson, J.

This bill modifies and enacts provisions related to beer.

This bill:

- modifies the permissible percentage of alcohol in beer and heavy beer;
- creates the Beer Availability Workgroup, staffed by the Department of Alcoholic Beverage Control, to study issues related beer availability, alcohol content, and retail practices;
- requires the Beer Availability Workgroup to provide two annual reports to the Legislative Management Committee and the Business and Labor Interim Committee;
- increases the rate of the tax imposed on beer and directs the resulting revenue to the Alcoholic Beverage Enforcement and Treatment Restricted Account; and
- makes technical and conforming changes.



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SB 145 **Legal Notice Revisions**

McCay, D.

This bill amends legal notice publication requirements.

This bill:

- defines average advertisement rate;
- permits a person to satisfy a part of legal notice publication requirements, in certain circumstances, by serving legal notice directly on all parties to whom legal notice is required;
- amends restrictions on newspapers in relation to legal notices; and
- makes technical and conforming changes.

Driver License

HB 294 **Driver License Renewal Amendments**

Robertson, A.

This bill changes the required frequency of driver license and identification card renewal from five years to eight years.

This bill:

- changes the initial term and renewal period for a regular class D driver license from five years to eight years;
- changes the renewal period for a provisional driver license from five years to eight years;
- increases driver license and endorsement application and renewal fees;
- adjusts the allowable reportable violations a driver may have on the driver's record to be eligible to renew a license on the eight-year cycle; and
- makes technical changes.

SB 68 **Driver License and Implied Consent Modifications**

Mayne, K.

This bill amends provisions related to a driver license, implied consent to a chemical test, and driving under the influence.

This bill:

- amends provisions related to procedures involving law enforcement when an individual suspected of driving under the influence refuses to submit to a chemical test;
- amends provisions related to a temporary driver license and the notice given regarding a temporary driver license and related hearings involving an individual who refuses to submit to a chemical test;
- extends the time from 30 days to 45 days in which a driver license sanction may be applied; and
- makes technical changes.

SB 100 **Electronic Driver Licenses**

Fillmore, L.

This bill defines "electronic license certificate" and requires the Driver License Division to implement electronic license certificates.

This bill:

- defines "electronic license certificate";
- amends the definition of "license certificate" to include an electronic license certificate;
- requires the Driver License Division to implement procedures for an individual to obtain an electronic license certificate;
- requires the Driver License Division to gather information regarding an electronic license certificate program from potential vendors;
- grants rulemaking authority to the Driver License Division; and
- makes technical changes.



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Economic Development

HB 433 Inland Port Amendments

Gibson, F.

This bill modifies provisions relating to the Utah Inland Port Authority.

This bill:

- specifies the applicability of the Assessment Area Act to the Utah Inland Port Authority and extends the applicability of the Commercial Property Assessed Clean Energy Act to the Utah Inland Port Authority;
- modifies definitions applicable to the Utah Inland Port Authority;
- authorizes the Utah Inland Port Authority to adopt a project area plan for an area outside the authority jurisdictional land under certain conditions and modifies related provisions;
- authorizes the Utah Inland Port Authority to own and operate a trade hub;
- prohibits a political subdivision from challenging the creation, existence, funding, powers, project areas, or duties of the Utah Inland Port Authority and prohibits the use of public money for any challenge;
- modifies a provision relating to the use of authority funds;
- modifies the date by which an executive director of the Utah Inland Port Authority is to be hired;
- modifies provisions relating to the adoption of a project area plan;
- bars an action to a project area or project area plan if not brought within a specified time;
- modifies project area budget provisions;
- modifies property tax differential provisions, including authorizing the authority to be paid property tax differential for an additional period under certain circumstances;
- modifies the amount of property tax differential the authority may use for operating expenses;
- authorizes the Utah Inland Port Authority to be paid certain sales and use tax revenue;
- authorizes the Public Service Commission to provide for a renewable energy tariff for certain customers within authority jurisdictional land;
- extends to the Utah Inland Port Authority the applicability of provisions relating to tax credit incentives for economic development; and
- makes technical changes.

SB 172 Economic Development Amendments

Millner, A.

This bill modifies provisions related to economic development.

This bill:

- moves the STEM Action Center from the Governor's Office of Economic Development to the Department of Heritage and Arts;
- moves STEM education endorsements from the Governor's Office of Economic Development to the State Board of Education;
- requires the Governor's Office of Economic Development to develop a written strategic plan;
- creates the Utah Works Program within the Talent Ready Utah Center and describes the duties associated with the program; and
- makes technical changes.

SB 212 USTAR Amendments

Sandall, S.

This bill modifies provisions related to the Utah Science Technology and Research Initiative (USTAR).

This bill:

- modifies provisions of the Workforce Development Restricted Account;
- dissolves the USTAR Governing Authority;
- puts the program director of USTAR under the supervision of the executive director of the Governor's Office of Economic Development (GOED);
- modifies provisions related to grants offered by USTAR;
- modifies the reporting requirements of USTAR, including requiring the reporting of a plan to move USTAR programs to GOED; and
- makes technical and conforming changes.



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Energy

SB 150 **Energy Balancing Account Amendments** **Hemmert, D.**

This bill amends provisions of the Legislative Oversight and Sunset Act and requires a report.

This bill:

- requires an electrical corporation that has established an energy balancing account to report to the Public Utilities, Energy, and Technology Interim Committee;
- repeals the sunset date for an electrical corporation's energy balancing account, allowing a corporation to permanently recover 100% of its prudently incurred net power costs; and
- makes technical changes.

SB 248 **Throughput Infrastructure Amendments** **Okerlund, R.**

This bill addresses throughput infrastructure amendments.

This bill:

- imposes requirements for the first throughput infrastructure project considered by the Permanent Community Impact Fund Board; and
- makes technical changes.

Environmental Quality

HB 220 **Radioactive Waste Amendments** **Albrecht, C.**

This bill modifies provisions relating to the disposal of radioactive waste.

This bill:

- provides that certain waste classifications are determined at the time of acceptance;
- allows the director of the Division of Waste Management and Radiation Control to authorize alternate requirements for waste classification and characteristics that would allow an entity to accept certain waste at a specific site;
- requires notice to a legislative committee;
- directs the director to require certain actions related to concentrated depleted uranium;
- imposes tax on certain waste; and
- makes technical and conforming changes.

SB 144 **Environmental Quality Monitoring Amendments** **Escamilla, L.**

This bill modifies provisions relating to the duties of the Department of Environmental Quality.

This bill:

- directs the Department of Environmental Quality to establish and maintain monitoring facilities to measure environmental impacts from inland port development and to report the results of the monitoring.

Federalism

SJR 9 **Joint Resolution Calling for a Convention to Amend the United States Constitution** **Vickers, E.**

This joint resolution of the Legislature expresses support for a convention of the states to discuss potential amendments to the Constitution of the United States.

This joint resolution:

- applies to Congress for the calling of a convention of the states for the purpose of discussing potential amendments to the Constitution of the United States.



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Government Operations (State Issues)

HB 387 Boards and Commissions Amendments

Knotwell, J.

This bill addresses provisions related to certain boards and commissions.

This bill:

- defines terms;
- requires each executive branch board or commission to submit an annual report to the governor's office and requires the governor's office to provide a summary report to the Legislature;
- requires each legislative branch board or commission to submit an annual report to the Office of Legislative Research and General Counsel and requires the Office of Legislative Research and General Council to provide a summary report to the Legislature;
- requires the governor to review and provide certain recommendations regarding each newly created board or commission;
- requires the Government Operations Interim Committee to receive and consider taking action on recommendations made by the governor;
- repeals the following entities and provisions related to the following entities:
 - the Advisory Board on Children's Justice;
 - the American Indian-Alaskan Native Education Commission;
 - the Board of Juvenile Justice Services;
 - the Commission on Civic and Character Education;
 - the Economic Development Legislative Liaison Committee;
 - the Free Market Protection and Privatization Board;
 - the Governing Board of a Utah Interlocal Entity for Alternative Fuel Vehicles or Facilities;
 - the Judicial Rules Review Committee;
 - the Legislative IT Steering Committee;
 - the Online Court Assistance Program Policy Board;
 - the Prison Development Commission;
 - the State Council on Military Children;
 - the Technology Advisory Board;
 - the Towing Advisory Board; and
 - the Utah Tax Review Commission;
- combines the Commission for the Stewardship of Public Lands, the Commission on Federalism, and the Federal Funds Commission into the Federalism Commission and provides that the Federalism Commission subsumes the responsibilities of those entities;
- eliminates the Utah Futures Steering Committee and transfers responsibility for the Utah Futures program to the Talent Ready Utah Board;
- removes some legislators from the Native American Legislative Liaison Committee;
- removes all legislators from the following:
 - the Utah Commission on Aging;
 - the Utah State Scenic Byway Committee; and
 - the Utah Substance Use and Mental Health Advisory Council;
- prohibits a legislator from being appointed to the following:
 - the Committee on Children and Family Law;
 - the Employability to Careers Program Board;
 - the Governor's Child and Family Cabinet Council;
 - the School Readiness Board;
 - the Utah Commission on Literacy;
 - the Utah Communications Authority Board;

Detailed bill information may be found on the Utah State Legislature website at <http://le.utah.gov>.

Office of Legislative Research and General Counsel



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- the Utah Developmental Disabilities Council;
- the Utah Lake Commission Governing Board;
- the Utah Multicultural Commission; and
- the Utah Science, Technology, and Research Initiative Governing Authority Board;
- adds a sunset date to the following entities and provisions related to the following entities:
 - the Air quality Policy Advisory Board;
 - the Criminal Code Evaluation Task Force;
 - the Legislative Process Committee;
 - the Legislative Water Development Commission;
 - the Native American Legislative Liaison Committee;
 - the Point of the Mountain State Land Authority Board;
 - the School Safety and Crisis Line Commission;
 - the Spinal Cord and Brain Injury Rehabilitation Fund Advisory Committee;
 - the Standards Review Committee;
 - the Talent Ready Utah Board;
 - the Utah Seismic Safety Commission;
 - the Utah State Scenic Byway Committee;
 - the Utah Substance Use and Mental Health Advisory Council;
 - the Utah Transparency Advisory Board;
 - the Veterans and Military Affairs Commission; and
 - the Women in the Economy Commission;
- modifies sunset provisions related to the following:
 - the Mental Health Crisis Line Commission; and
 - the Utah Commission on Aging;
- adds a sunset date to the legislative membership of the following entities:
 - the Pete Suazo Athletic Commission; and
 - the Utah State Fair Corporation Board of Directors;
- Adds provisions to automatically repeal the following:
 - the Clean Air Act Compliance Advisory Panel;
 - the Employability to Careers Program Board;
 - the Road Usage Charge Advisory Committee; and
 - the State Fair Park Committee;
- repeals obsolete provisions; and
- makes technical and conforming changes.



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SB 123 Election Process Amendments

McCay, D.

This bill amends provisions of the Election Code.

This bill:

- allows a registered political party to replace a candidate for congressional office if the candidate resigns to accept an appointment to a federal office;
- modifies the deadline for a political party's central committee to certify a replacement name for a ballot when a candidate vacancy occurs;
- modifies a provision relating to a temporary appointment to fill a vacancy in the office of United States senator, pending a special election to fill the office;
- describes requirements and procedures relating to a special election to fill a vacancy in the office of United States representative;
- describes when a vacancy occurs in a congressional office;
- grants authority to the governor to establish, consistent with the requirements of this bill, the deadlines, time frames, and procedures relating to a special election described in this bill; and
- makes technical and conforming changes.

Health

HB 178 Transparency Website Amendments

Daw, B.

This bill relates to certain websites administered by the state auditor.

This bill:

- amends certain reporting requirements;
- requires the state auditor to create and maintain a health care price transparency tool that is accessible by the public;
- makes the state auditor responsible for administering the Utah Public Finance Website;
- modifies provisions relating to the administration of the Utah Public Finance Website;
- amends the composition of the Utah Transparency Advisory Board;
- provides a sunset date; and
- makes technical changes.

HB 186 Opioid Prescription Regulation Amendments

Ward, R.

This bill amends the Controlled Substance Database Act.

This bill:

- permits the Division of Occupational and Professional Licensing to consult with prescribers and health care systems on best practices with respect to prescribing controlled substances;
- amends provisions relating to steps that the division must take after it receives a report from a medical examiner relating to an overdose involving a controlled substance; and
- makes certain records protected under the Government Records Access and Management Act.

HB 370 Pharmacy Benefit Manager Amendments

Ray, P.

This bill amends and creates requirements for pharmacy benefit managers.

This bill:

- creates a pharmacy benefit manager license;
- requires a person who acts as a pharmacy benefit manager in the state to be licensed by the Insurance Department; and
- creates certain operating and reporting requirements for pharmacy benefit managers.



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SB 161 Medical Cannabis Act Amendments

Escamilla, L.

This bill amends provisions related to the Utah Medical Cannabis Act.

This bill:

- amends a provision regarding the transportation of cannabis and cannabis products to certain facilities;
- provides for testing of cannabis at additional stages of production;
- delays a provision during the decriminalization period that requires labeling with a barcode on a blister pack containing unprocessed cannabis flower;
- amends the request for proposal requirements for a third-party electronic verification system to ensure that the provider does not have an ownership interest in a cannabis production establishment or a medical cannabis pharmacy;
- subjects appointees to the compassionate use board to Senate confirmation;
- provides an exception allowing certain medical professionals to recommend medical cannabis before qualified medical provider registration is available;
- clarifies an exception to an employment protection regarding a public employee's lawful use of medical cannabis in the context of certain positions related to federal requirements;
- requires a state or political subdivision employer to provide a written notice to an employee or prospective employee whose assignments or duties under the state's medical cannabis programs may violate federal law;
- provides that a public employee who signs a notice regarding assignments or duties that may violate federal law may not subsequently rely on state whistleblower protections to refuse to carry out an assignment or duty that may violate federal law;
- requires the Department of Human Resource Management to create and publish a form notice for public employees regarding the employees' involvement in the state's medical cannabis programs;
- prohibits a court in a custody determination from:
 - considering a parent's lawful possession or use of medical cannabis any differently than the lawful possession or use of an opioid or opiate;
 - discriminating against a parent based on the parent's status in relation to the state's medical cannabis programs;
- allows a certain insurer to issue workers' compensation insurance coverage for an employer that is a cannabis production establishment or a medical cannabis pharmacy;
- allows a certain workers' compensation insurer to issue coverage to a cannabis production establishment or a medical cannabis pharmacy;
- amends the decriminalization provision to include protections for parents and legal guardians of certain minor patients;
- clarifies quantity limits for possession during the decriminalization period; and
- makes technical changes.

SB 264 Medical Treatment Authorization Amendments

Vickers, E.

This bill enacts provisions relating to preauthorization of health care.

This bill:

- defines terms;
- requires an insurer to post certain information regarding requirements for the authorization for health care;
- prohibits an insurer from denying certain requests for authorization of health care;
- requires an insurer to respond to a request for authorization for health care within a certain time period;
- creates requirements when an insurer changes certain policies in the middle of a plan year; and
- creates a reporting requirement.



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Higher Education

HB 260 Access Utah Promise Scholarship Program

Owens, D.

This bill creates the Access Utah Promise Scholarship Program and amends and repeals certain other scholarship programs.

This bill:

- defines terms;
- creates the Access Utah Promise Scholarship Program;
- enacts provisions related to promise scholarships, including provisions related to:
 - eligibility; and
 - the amount awarded for a promise scholarship;
- enacts provisions related to promise partner awards, including provisions related to:
 - eligibility, including requirements for employers who intend to participate as promise partners; and
 - administration of the program;
- prohibits the State Board of Regents (board) and institutions of higher education from accepting applications for certain previously authorized scholarships after certain dates;
- allows an individual who received certain scholarships before certain dates to receive the scholarships until the end of the scholarship term;
- amends provisions related to a Regents' scholarship and a New Century Scholarship, including:
 - the maximum amount of a scholarship;
 - the postsecondary institutions at which a student may use a scholarship; and
 - allowable uses for a scholarship;
- requires the board to make administrative rules;
- allows the board to use certain existing funds for administrative costs associated with certain scholarships;
- provides repeal dates; and
- makes technical and conforming changes.

SB 102 Higher Education Capital Facilities

Millner, A.

This bill enacts and amends provisions related to capital developments at institutions of higher education.

This bill:

- defines terms;
- creates the Technical Colleges Capital Projects Fund;
- creates the Higher Education Capital Projects Fund;
- enacts provisions related to the Technical Colleges Capital Projects Fund and the Higher Education Capital Projects Fund, including provisions related to:
 - deposits into the funds;
 - the use of money in the funds; and
 - the administration of the funds;
- enacts procedures for how an institution of higher education, including a technical college, receives legislative approval for a capital development project;
- requires the State Board of Regents and the Utah System of Technical Colleges Board of Trustees to establish certain measurements and procedures;
- exempts certain capital development projects from State Building Board prioritization;
- amends provisions related to capital development projects; and
- makes technical and conforming changes.



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Homeless Persons

HB 342 Homeless Provider Oversight Amendments

King, Brian S.

This bill modifies provisions related to the Homeless Coordinating Committee.

This bill:

- requires the Homeless Coordinating Committee to prepare and implement a statewide strategy for minimizing homelessness in the state;
- describes requirements for evaluating and reporting on progress toward the strategic plan goals;
- describes requirements related to awarding contracts from the Pamela Atkinson Homeless Account; and
- makes technical and conforming changes.

HB 371 Consent to Services for Homeless Youth

Weight, E.

This bill relates to a homeless youth's ability to consent to temporary shelter, care, or services.

This bill:

- defines terms;
- waives the fee for a certified copy of a birth certificate and an identification card for a youth who can show that the youth is homeless;
- modifies the circumstances under which a person who provides temporary shelter to a homeless youth is subject to a criminal penalty;
- provides that a homeless youth may consent to temporary shelter, care, or services under certain circumstances;
- requires a person who provides temporary shelter, care, or services, to a consenting homeless youth to keep certain records and report to the Division of Child and Family Services; and
- makes technical changes.

Housing

SB 34 Affordable Housing Modifications

Anderegg, J.

This bill modifies provisions related to a municipality's and a county's general plan related to moderate income housing.

This bill:

- defines terms;
- modifies the requirements of certain municipalities and counties related to the moderate income housing plan element of their general plan;
- modifies the reporting requirements of certain municipalities and counties related to the moderate income housing plan element of their general plan;
- modifies provisions related to the use of Transportation Investment Fund money;
- modifies provisions related to the Olene Walker Housing Loan Fund Board; and
- makes technical changes.

Human Services

HB 136 Abortion Amendments

Acton, C.K.

This bill enacts and modifies provisions relating to abortion.

This bill:

- defines terms;
- prohibits an abortion from being performed after the unborn child reaches 18 weeks gestational age except under certain circumstances;
- modifies the circumstances under which an abortion may be performed after the unborn child reaches 18 weeks gestational age;
- modifies provisions that require a physician to report certain information to the Department of Health relating to an abortion; and
- makes technical changes.



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HB 393 Suicide Prevention Amendments

Eliason, S.

This bill relates to suicide prevention and mental health treatment.

This bill:

- defines terms;
- expands the scope of suicide prevention programs in a school;
- requires the Division of Occupational and Professional Licensing, in conjunction with the Division of Substance Abuse and Mental Health, to create a suicide prevention web-accessible video;
- requires certain primary care providers to view the suicide prevention web-accessible video in order to renew a medical license;
- establishes the Survivors of Suicide Loss Account;
- establishes the Psychiatric Consultation Program Account;
- provides immunity from civil liability for an individual who provides assistance to another individual who has expressed suicide ideation or taken suicidal action; and
- makes technical changes.

SB 39 Assisted Outpatient Treatment for Mental Illness

Fillmore, L.

This bill creates a process for the provision of assisted outpatient treatment for an individual with mental illness.

This bill:

- defines "assisted outpatient treatment";
- describes the services provided to an individual receiving assisted outpatient treatment;
- describes the process whereby an individual is court ordered to receive assisted outpatient treatment;
- requires a designated examiner to consider assisted outpatient treatment when evaluating a proposed patient for civil commitment; and
- makes technical changes.

SB 128 Child Welfare Amendments

Harper, W.

This bill makes amendments to child welfare provisions.

This bill:

- clarifies that the division may support a finding of child abuse or neglect and that a judge may substantiate a finding;
- clarifies language regarding policies and rules;
- clarifies procedures for the Department of Human Services regarding child pornography;
- requires the Office of Licensing, within the Department of Human Services, to run a background check on employees of congregate care settings where a child may be placed by the Division of Child and Family Services;
- defines "threatened harm";
- outlines requirements for a juvenile court to follow when a child is placed in a residential treatment program;
- clarifies who may be involved in the development of a child and family plan;
- clarifies that a party may attend a team meeting with the party's counsel in accordance with the Utah Rules of Professional Conduct;
- clarifies when a court may order the division to provide protective supervision services;
- modifies provisions relating to who may adopt a child and with whom the division may place a child who is in foster care;
- modifies provisions relating to a court's consideration of more than one petition for adoption;
- clarifies that termination of a parent's rights does not prevent a relative of the parent from seeking adoption of the parent's child; and
- makes technical changes.



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Indian Affairs

HB 429 Navajo Trust Fund Amendments

Lyman, P.

This bill modifies provisions related to the Diné Advisory Committee for the Navajo Trust Fund.

This bill:

- addresses appointments to the Diné Advisory Committee;
- amends stipend provisions for members of the Diné Advisory Committee; and
- makes technical changes.

SB 81 Native American Remains Amendments

Iwamoto, J.

This bill amends provisions related to Native American remains.

This bill:

- creates definitions for "partner agency" and "tribal consultation";
- requires an annual report regarding expenditures made from the Native American Repatriation Restricted Account;
- provides for certain expenditures to be reimbursed from the Native American Repatriation Restricted Account; and
- makes technical corrections.

SCR 9 Concurrent Resolution Regarding Navajo Water Rights Settlement Agreement

Hinkins, D.

This concurrent resolution of the Legislature and the Governor declares support for the negotiated settlement agreement of federal reserved water rights claims between representatives of the Navajo Nation, the United States, and the state of Utah.

This resolution:

- declares support for the negotiated settlement agreement of federal reserved water rights claims, particularly the state of Utah/Navajo Nation Reserved Water Rights Settlement Agreement proposed by a negotiating committee composed of representatives of the Navajo Nation, the state of Utah, and the United States.



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Initiatives / Referendums

HB 119 Initiatives, Referenda, and Other Political Activities

Daw, B.

This bill amends provisions of the Election Code relating to initiatives, referenda, and political activities of public entities.

This bill:

- defines terms;
- provides for the publication of a proposition information pamphlet to inform voters of arguments for and against proposed and pending local initiatives and referenda;
- amends provisions relating to a local voter information pamphlet;
- enacts provisions for holding a public hearing to discuss and present arguments relating to a proposed or pending local initiative or referendum;
- requires the lieutenant governor to create instructional materials regarding local initiatives and referenda;
- modifies requirements relating to local initiatives and referenda, including:
 - petition, petition circulation, and petition signature requirements;
 - timelines; and
 - appeals and other challenges;
- enacts provisions relating to determining whether a proposed local initiative or referendum is legally referable to voters;
- amends provisions regarding the use of email, and the expenditure of public funds, for political purposes relating to proposed and pending initiatives and referenda;
- requires certain municipalities to establish voter participation areas;
- modifies signature requirements for a local initiative or referendum;
- establishes procedures and requirements relating to a referendum for a local land use law;
- modifies a referendum petition and signature sheets for a local referendum;
- amends provisions relating to unlawful verification of a local referendum packet;
- modifies signature submission requirements, and signature removal procedures and requirements, relating to a local referendum;
- amends provisions regarding the use of email, and the expenditure of public funds, for political purposes relating to proposed and pending local initiatives and referenda;
- regulates the dissemination of information regarding a proposed or pending initiative or referendum by a county or municipality; and
- makes technical and conforming amendments.

HB 133 Initiative Amendments

Daw, B.

This bill modifies provisions relating to statewide initiatives.

This bill:

- modifies the effective date of laws enacted by statewide initiative;
- modifies appeal provisions relating to conflicting initiatives; and
- makes technical and conforming changes.



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HB 145 Citizen Political Process Amendments

Thurston, N.

This bill amends initiative and referendum provisions and nomination petition provisions.

This bill:

- modifies signature sheets for initiative and referendum petitions;
- modifies the required contents of, and the deadline for submitting, a statement requesting removal of a signature on an initiative or referendum petition;
- requires initiative and referendum signature packets to be submitted, and the signatures certified, on an ongoing basis during the signature-gathering process;
- requires a county clerk to post the names of initiative and referendum petition signers on the county's website;
- modifies appeal provisions for an initiative or referendum petition that is declared insufficient;
- makes it a crime to knowingly place or verify a false signature date on an initiative or referendum signature packet;
- makes it a crime for a person to pay or accept payment in exchange for a person signing a referendum petition or removing a person's signature from a referendum petition;
- modifies the deadline for a filing officer to verify candidate nomination signatures; and
- makes technical and conforming changes.

HB 195 Initiative and Referendum Amendments

Handy, S.

This bill amends provisions relating to a statewide initiative or referendum.

This bill:

- modifies signature thresholds for statewide initiatives and referenda and bases the thresholds on a percentage of active voters rather than the number of voters in a previous presidential election;
- clarifies that an initiative that is identical or substantially similar to a previous initiative is barred if signatures for the preceding initiative were submitted within the preceding two years;
- modifies deadlines relating to statewide initiative petitions;
- requires county clerks to process signature removal requests for initiatives;
- removes the provision that legal challenges for initiative signatures declared insufficient may only be filed in the Utah Supreme Court;
- establishes procedures for the lieutenant governor to follow if an argument relating to an initiative or referendum petition mischaracterizes the position of a state agency; and
- makes technical and conforming changes.

SB 151 Initiative Procedure Amendments

Henderson, D.

This bill amends procedures relating to a statewide initiative.

This bill:

- requires an application for a statewide initiative petition to contain information relating to funding sources for the proposed law;
- modifies public hearing requirements relating to a statewide initiative;
- modifies ballot requirements and ballot title challenge provisions;
- provides that the Office of the Legislative Fiscal Analyst shall prepare the fiscal impact statement for an initiative;
- modifies the fiscal impact statement for an initiative; and
- makes technical and conforming changes.



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Thursday, March 14, 2019

Judiciary

HB 53 Victim Communications Amendments

Snow, V. L.

This bill enacts provisions related to victim communications.

This bill:

- enacts the Privileged Communications with Victim Advocates Act, including:
 - providing a purpose statement;
 - defining terms;
 - outlining the scope of the part;
 - providing a privilege for confidential communications;
 - addressing government records; and
 - requiring certain notices;
- addresses examination of a victim advocate; and
- makes technical changes.

HB 234 Marriage Amendments

Romero, A.

This bill modifies provisions related to marriage.

This bill:

- imposes an age, below which an individual may not marry;
- allows for court authorization and consent by a parent or guardian of a minor's marriage in certain circumstances; and
- makes technical and conforming changes.

HB 431 Expungement Act Amendments

Hutchings, E.

This bill modifies the Utah Expungement Act.

This bill:

- allows for automatic expungement or deletion of charges for which an individual is acquitted, charges that are dismissed with prejudice, and certain convictions;
- creates processes for automatic expungement and deletion, which includes:
 - defining terms;
 - requiring identification of cases that may be eligible for automatic expungement or deletion;
 - requiring a prosecuting agency to be notified before the record of a case is automatically expunged;
 - providing for the Department of Public Safety to make rules to implement procedures for processing an automatic expungement; and
 - providing for the Judicial Council to make rules to implement procedures to processing an automatic expungement or deletion;
- modifies the circumstances under which the state may petition a court to open an expunged record; and
- makes technical changes.



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Thursday, March 14, 2019

SB 32 Indigent Defense Act Amendments

Weiler, T.

This bill modifies provisions relating to indigent defense services.

This bill:

- recodifies the Indigent Defense Act, including:
 - defining terms;
 - addressing right to counsel;
 - determining indigency;
 - ordering indigent defense services;
 - establishing standards for indigent defense systems;
 - addressing compensation and reimbursement for indigent defense services;
 - addressing the Utah Indigent Defense Commission;
 - addressing the Indigent Defense Funds Board and duties of the board;
 - providing for defense of indigent inmates, including providing for the Indigent Inmate Trust Fund;
 - addressing the Indigent Aggravated Murder Defense Trust Fund and the roles of counties and the state;
 - updating cross references; and
 - repealing language outdated because of changes made in the bill; and
- makes technical changes.

SB 202 Vulnerable Adult Amendments

Weiler, T.

This bill modifies provisions related to vulnerable adults.

This bill:

- amends definitions applicable to abuse, neglect, or exploitation of a vulnerable adult;
- creates an offense for personal dignity exploitation of a vulnerable adult;
- modifies penalties;
- authorizes a court to order counseling; and
- makes technical changes.

Labor

HB 213 Promotion of Student Loan Forgiveness

Duckworth, S.

This bill enacts the Promotion of Student Loan Forgiveness Programs Act.

This bill:

- defines terms;
- instructs the Division of Antidiscrimination and Labor to develop and make publicly available informational materials that describe the Public Service Loan Forgiveness Program and the Teacher Loan Forgiveness Program;
- requires each employer that is a public service organization to annually provide an electronic copy of the Public Service Loan Forgiveness Program informational materials to each of the employer's employees; and
- requires each LEA to annually provide an electronic copy of the Teacher Loan Forgiveness Program informational materials to each of the LEA's teachers.



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SB 138 **Utah Apprenticeship Act**

Anderegg, J.

This bill modifies provisions of the Talent Ready Utah Center.

This bill:

- modifies the membership of the Talent Ready Utah Board;
- creates an apprentice pilot program in the Talent Ready Utah Center;
- describes the elements and reporting requirements of an apprentice program; and
- makes technical changes.

Law Enforcement and Criminal Justice

HB 100 **Sexual Violence Protective Orders**

Snow, V. L.

This bill establishes the Sexual Violence Protection Act.

This bill:

- defines terms and modifies definitions;
- creates a sexual violence protective order and an ex parte sexual violence protective order;
- establishes procedures for the application, modification, and enforcement of a sexual violence protective order and an ex parte sexual violence protective order; and
- requires that a sexual violence protective order and a dating violence protective order be placed on the statewide warrant system.

HB 137 **Domestic Violence Enhancement Amendments**

Pitcher, S.

This bill amends provisions regarding the penalty enhancement for a domestic violence offense.

This bill:

- defines terms;
- modifies the duration between certain domestic violence offenses for purposes of applying a penalty enhancement; and
- makes technical changes.

HB 215 **Silver Alert Program**

Perry, L.

This bill creates a Silver Alert Notification System for missing endangered adults.

This bill:

- defines "endangered adult" as a person 60 years of age or older with dementia;
- requires the Department of Public Safety to develop an alert system similar to the Amber Alert System for endangered adults;
- requires that the system utilize highway signage in the geographical area where the person went missing; and
- allows the department to make rules to set requirements for alerts.



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Thursday, March 14, 2019

HB 298 Offender Registry Amendments

Dunnigan, J.

This bill modifies provisions relating to certain sexual offenses and the Sex and Kidnap Offender Registry.

This bill:

- modifies the definition of "sexual offense against a minor" as the term relates to a criminal investigation of an electronic communications record;
- deletes provisions requiring a sex offender to annually apply for a driver license or identification card;
- requires a sex offender to apply in person for an updated driver license or identification card within 30 days after the day on which the offender changes addresses;
- requires the Driver License Division to disclose to the Department of Corrections certain records relating to sex offenders upon request;
- modifies the offenses for which a petition for removal from the registry may be filed;
- modifies certain procedural requirements relating to a sex or kidnap offender's removal from the registry;
- provides that a sex or kidnap offender may change the offender's name if certain requirements are met;
- modifies the penalty for the offense of dealing in material harmful to minors;
- modifies the penalty for the offense of sexual exploitation of a minor; and
- makes technical changes.

HB 430 Prohibition of Genital Mutilation

Ivory, K.

This bill prohibits female genital mutilation and provides a penalty.

This bill:

- defines female genital mutilation;
- makes performing or facilitating female genital mutilation a second degree felony;
- provides that a medical professional who performs female genital mutilation shall lose the ability to practice permanently;
- declares that female genital mutilation is a form of child abuse for reporting requirements;
- allows a person subject to female genital mutilation to bring a civil action; and
- requires the Department of Health to create an education program to alert the community to the health risks and emotional trauma of female genital mutilation.

SB 103 Victim Targeting Penalty Enhancements

Thatcher, D.

This bill enacts provisions relating to sentencing for a criminal offense committed against a victim who is selected because of certain personal attributes.

This bill:

- defines terms;
- provides an enhanced penalty for a criminal offense committed against a victim who is selected because of certain personal attributes; and
- provides that this bill does not affect an individual's constitutional rights, including an individual's constitutional right of free speech.

Medicaid

HB 460 Medicaid Eligibility Amendments

Moss, C.

This bill amends provisions relating to eligibility for the state Medicaid program.

This bill:

- prohibits the department from terminating eligibility for the state Medicaid program solely because the individual is incarcerated.



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Thursday, March 14, 2019

SB 96 Medicaid Expansion Adjustments

Christensen, A.

This bill amends provisions relating to the state Medicaid program and the state sales tax.

This bill:

- makes changes to eligibility for and administration of the state Medicaid program;
- directs the Department of Health to continue to seek approval from the federal government to implement a Medicaid expansion;
- directs the Department of Health to seek approval from the federal government to expand eligibility for the Medicaid program to individuals whose income is below 100% of the federal poverty level in a manner that:
 - incorporates a per capita cap on federal reimbursement;
 - limits presumptive eligibility;
 - imposes a lock-out period for individuals who violate certain program requirements;
 - gives enrollees continuous eligibility for a period of up to 12 months;
 - allows Medicaid funds to be used for housing supports for certain enrollees; and
 - permits the state to limit enrollment;
- if the federal government does not approve an expansion in the manner requested by the department, directs the department to expand eligibility for the Medicaid program to individuals whose income is below 138% of the federal poverty level, with certain cost controls;
- if the department expands eligibility for the Medicaid program to individuals whose income is below 138% of the federal poverty level and the cost of the expansion exceeds the amounts appropriated:
 - permits the Department of Health to seek additional waivers to control costs of the Medicaid expansion;
 - permits the Department of Health to reduce certain optional Medicaid services; and
 - directs a cut of up to 10% of certain agency appropriations sufficient to cover the costs of the expansion;
- amends provisions related to various hospital assessments;
- amends provisions related to the state sales tax; and
- makes technical changes.

Occupational and Professional Licensing

HB 132 Occupational and Professional Licensing Amendments

Kwan, K.

This bill modifies provisions related to the Division of Occupational and Professional Licensing (DOPL).

This bill:

- allows DOPL to offer required examinations in languages in addition to English.

HB 187 Professional Licensing Amendments

Schultz, M.

This bill modifies provisions of the Division of Occupational and Professional Licensing Act (the act).

This bill:

- modifies licensing by endorsement provisions of the act;
- modifies testing, course work, experience, and continuing education requirements for certain contractor licenses;
- modifies direct supervision requirements and other licensing requirements for apprentice plumbers and electricians;
- authorizes certain surcharge fees for applying for, renewing, or reinstating certain licenses; and
- makes technical changes.



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Thursday, March 14, 2019

Political Subdivisions (Local Issues)

HB 50 County Classification Changes

Wilde, L.

This bill delays action by the lieutenant governor in changing a county's classification.

This bill:

- delays action by the lieutenant governor in changing a county's classification.

HB 415 Local Law Enforcement Structure and Governance Amendments

Ray, P.

This bill prohibits a municipality or county from establishing a board or committee with certain powers over a police chief or county sheriff.

This bill:

- prohibits a municipality from establishing a board or committee with certain powers over a police chief or county sheriff;
- establishes limitations on a municipality's or county's power to establish a board or committee that relates to the provision of law enforcement services; and
- makes technical changes.

Public Education

HB 130 Public Education Exit Survey

Moss, C.

This bill enacts provisions related to exit surveys for licensed public education employees.

This bill:

- defines a term;
- requires the State Board of Education to make certain rules regarding exit surveys for licensed public education employees;
- requires a local education agency to:
 - create an exit survey; and
 - make certain effort to administer an exit survey under certain circumstances; and
- requires reports related to exit surveys.

HB 227 Utah Computer Science Grant Act

Knotwell, J.

This bill modifies provisions related to the Talent Ready Utah Center.

This bill:

- defines terms;
- modifies the responsibilities of the Talent Ready Utah Board;
- requires the Talent Ready Utah Board to create a computer science education master plan;
- creates the Computer Science for Utah Grant Program;
- describes the requirements for the State Board of Education and the Talent Ready Utah Board to administer the grant program;
- describes the requirements for a local education agency to apply for the grant program; and
- describes reporting requirements of a local education agency that receives money from the grant program.



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Thursday, March 14, 2019

HB 250 School Fee Revisions

Lisonbee, K.

This bill amends provisions related to school fees.

This bill:

- requires the State Board of Education (state board) to report recommendations on activity based costing;
- defines "fee" and other related terms;
- enacts conditions for a local education agency (LEA) to charge a fee;
- requires the state board to take certain actions against an LEA that fails to comply with fee provisions;
- grants the state board rulemaking authority for fee provisions;
- amends fee waiver provisions, including requiring an LEA to inform a student of procedures to appeal a waiver denial;
- requires an LEA governing board to adopt a fee policy and fee schedule;
- amends the definition of "textbook" and other provisions related to textbooks;
- repeals provisions authorizing citizens to petition a local school board to provide free textbooks;
- prohibits an LEA from charging a fee for a school uniform but permits a fee for school activity clothing; and
- makes technical and conforming changes.

HB 373 Student Support Amendments

Eliason, S.

This bill amends provisions related to student support and health services.

This bill:

- defines terms;
- changes the name of the School Safety and Crisis Line to the SafeUT Crisis Line;
- amends provisions related to the SafeUT Crisis Line and the SafeUT and School Safety Commission, including provisions related to the University Neuropsychiatric Institute charging a fee for the use of the SafeUT Crisis Line;
- repeals a grant program related to the SafeUT Crisis Line;
- amends provisions related to mobile crisis outreach teams;
- authorizes the State Board of Education (board) to distribute money to local education agencies (LEAs) for personnel who provide school-based mental health support;
- requires the board to establish a formula for distribution of money to LEAs;
- enacts requirements on LEAs to receive money;
- requires the board to make rules related to money for the personnel;
- requires the Division of Substance Abuse and Mental Health to coordinate and make recommendations with the board and the Department of Health related to Medicaid reimbursement for school-based health services;
- enacts other provisions related to student mental health support; and
- makes technical and conforming changes.

SB 106 Mental Health Services in Schools

Fillmore, L.

This bill enacts provisions relating to coverage of certain mental health services by the Medicaid program and certain health insurers.

This bill:

- requires the Department of Health to develop a proposal and submit a state plan amendment to allow the state Medicaid program to be billed for certain mental health services provided in a public school;
- prohibits certain health benefit plans offered on or after January 1, 2020, from denying a claim for mental health services solely because they are provided by a public school employee or in a public school; and
- prohibits a local education agency from billing for certain health care services.



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Thursday, March 14, 2019

SB 115 High-need School Amendments

Riebe, K.

This bill provides for grants to local education agencies to employ additional educators in high-need schools.

This bill:

- defines terms;
- requires the State Board of Education to:
 - solicit proposals from local education agencies;
 - award grants; and
 - make administrative rules;
- requires a local education agency that receives a grant to:
 - use the funding to employ an additional first year educator in a high-need school;
 - provide matching funds; and
 - report to the State Board of Education;
- provides a sunset date; and
- makes technical and conforming changes.

SB 149 Teacher and Student Success Act

Millner, A.

This bill creates the Teacher and Student Success Program.

This bill:

- creates the Teacher and Student Success Program (program);
- provides for the State Board of Education to distribute funds from the Teacher and Student Success Account to the boards of local education agencies for the purposes of the program;
- requires the board of a local education agency to create guidelines for the creation of school outcome-based program plans;
- provides for the board of a local education agency to use and distribute program money;
- requires a school to make an outcome-based program plan for the use of program money;
- provides for oversight of school efforts to improve outcomes according to the school's program plan;
- repeals provisions related to school improvement plans;
- replaces references to a school improvement plan with references to the outcome-based school program plan required under the program;
- repeals provisions related to reading achievement plans; and
- makes technical and conforming changes.

Public Lands

HB 14 State Monuments Act Amendments

Eliason, S.

This bill creates the State Monuments Act.

This bill:

- defines terms;
- requires the Division of State Parks and Recreation to:
 - periodically evaluate and report on state property for state monument status; and
 - create rules for the management of prospective state monuments;
- requires the Division of State Parks and Recreation to prepare a proposal in the event that the Division of State Parks and Recreation determines that a state monument designation is appropriate; and
- outlines the process for designating a state monument.



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Thursday, March 14, 2019

HB 78 Federal Designations

Albrecht, C.

This bill amends and enacts provisions regarding federal designations within the state.

This bill:

- defines terms;
- requires a governmental entity that is advocating for a federal designation within the state to bring the proposal to the Natural Resources, Agriculture, and Environment Interim Committee for review; and
- makes technical and conforming changes.

HJR 17 Joint Resolution on the Formation of Public Land Management Plans

Stratton, K.

This joint resolution expresses support for a process of forming land use plans for certain federally managed public lands in the state.

This resolution:

- affirms the state's commitment to its public lands;
- asserts that the state should form legislatively approved land use plans for federally managed public lands in the state to better ensure that the land management reflects state and local interests;
- recognizes the Commission for the Stewardship of Public Lands as the appropriate legislative entity to oversee the formation of the land use plans;
- identifies certain areas of federally managed public lands that are of heightened concern to the state; and
- supports the Commission for the Stewardship of Public Lands issuing a request for proposals to hire a consultant to form land use plans for federally managed public lands that are of heightened concern to submit to the Legislature for its approval.

Public Utilities

HB 107 Sustainable Transportation and Energy Plan Act Amendments

Handy, S.

This bill expands the Sustainable Transportation Plan Act to include a large-scale natural gas utility.

This bill:

- amends the Sustainable Transportation Plan Act to expand the program to include a large-scale natural gas utility;
- defines the pilot program period for a large-scale natural gas utility;
- defines parameters for the program; and
- makes technical changes.

HB 411 Community Renewable Energy Act

Handy, S.

This bill enacts the Community Renewable Energy Act in the Public Utilities Code.

This bill:

- enacts the Community Renewable Energy Act;
- defines terms and program requirements under the act;
- outlines the role and rulemaking authority of the Utah Public Service Commission in approving a community renewable energy program under the act;
- establishes and clarifies options for customer participation and nonparticipation in programs under the act;
- provides an initial opt-out period for a participating customer to elect to leave the community renewable energy program without penalty;
- establishes procedures concerning rates, customer billing, and renewable energy resource acquisition under the act; and
- makes technical changes.



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Thursday, March 14, 2019

SB 154 Utah Communications Authority Amendments

Harper, W.

This bill modifies provisions related to the Utah Communications Authority.

This bill:

- clarifies purposes of the Utah Communications Authority and the authority's Radio Network Division;
- clarifies the definition of a public safety answering point in the state of Utah;
- amends provisions related to the authority's ability to sell network capacity;
- amends provisions related to the Utah Communications Authority board;
- amends provisions related to the duties of the Utah Communications Authority Board and the Radio Network Division;
- repeals the operations advisory committee and creates the public safety advisory committee;
- repeals regional advisory committees and creates the PSAP advisory committee;
- provides duties of the advisory committees in relation to the Utah Communications Authority board, including nonvoting board membership of the chair of each committee;
- modifies provisions in the determination of asset distribution in the event of the Utah Communications Authority's dissolution;
- prohibits any public entity from causing or allowing a 911 or emergency call box communication to be redirected to anywhere other than the 911 emergency service network;
- updates provisions related to the Computer Aided Dispatch Restricted Account;
- authorizes the Utah Communications Authority to not expend funds from the Unified Statewide 911 Emergency Service Account and the Utah Statewide Radio System Restricted Account in certain circumstances;
- exempts the Utah Communications Authority from certain provisions of Title 63J, Chapter 1, Budgetary Procedures Act, in certain circumstances;
- clarifies audit reporting requirements for counties not serviced by a single, physically consolidated public safety answering point to the Utah Communications Authority;
- extends to July 1, 2028, the sunset of the emergency services telecommunication charge to fund unified statewide 911 emergency service;
- raises the Unified Statewide 911 emergency service charge for each access line in the state;
- changes percentage rates distributed from the prepaid wireless 911 service charge revenue to a public safety answering point, the Unified Statewide 911 Emergency Service Account, and the Utah Statewide Radio System Restricted Account; and
- makes technical changes.

Railroads

HB 397 Railroad Workers Day Designation

Kwan, K.

This bill designates Utah Railroad Workers Day.

This bill:

- designates Utah Railroad Workers Day;
- organizes commemorative days and periods chronologically; and
- makes technical and conforming changes.

HCR 17 Concurrent Resolution Designating Railroad Workers Day

Kwan, K.

This resolution designates May 10 as Utah Railroad Workers Day.

This resolution:

- expresses gratitude for the dedication and sacrifices of the railroad workers that helped build and complete the transcontinental railroad;
- expresses gratitude for the railroad workers today who continue to selflessly commit themselves to the good of our state and nation by connecting Utah and the United States by rail; and
- designates May 10 as Utah Railroad Workers Day.



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Thursday, March 14, 2019

Retirement

SB 129 **Public Safety and Firefighter Tier II Retirement Enhancements**

Harper, W.

This bill modifies provisions relating to the New Public Safety and Firefighter Tier II Contributory Retirement System by enhancing certain retirement benefits.

This bill:

- increases the percentage of compensation that a participating employer shall pay to the office on behalf of a member for the defined benefit portion of the New Public Safety and Firefighter Tier II Contributory Retirement System;
- increases the amount of the nonelective contribution made by a participating employer on behalf of each public safety service employee or firefighter service employee who is a member of the New Public Safety and Firefighter Tier II Contributory Retirement System;
- increases the multiplier percentage for the calculation of the retirement allowance of a participant in the New Public Safety and Firefighter Tier II hybrid retirement system for certain years;
- instructs the Retirement and Independent Entities Interim Committee to carry out an uncodified study; and
- makes technical changes.

Revenue and Taxation

HB 11 **Property Tax Amendments**

Hawkes, T.

This bill modifies the property tax valuation and appeals processes for county assessed real property.

This bill:

- defines terms;
- codifies how a party meets the party's burden of proof when appealing a valuation to the county board of equalization or the commission;
- modifies the burdens of proof for appeals involving certain real property for which there was a reduction in value as a result of an appeal during the previous taxable year;
- creates an automatic county review process for certain real property valuations or equalizations that exceed a threshold; and
- makes technical and conforming changes.

HB 231 **Tangible Personal Property Revisions**

Lisonbee, K.

This bill amends provisions related to tax exemptions for tangible personal property.

This bill:

- adjusts the amount of total aggregate taxable value of personal property that qualifies for a certain personal property tax exemption;
- adds a tax exemption for certain items of business tangible personal property;
- amends filing requirements for a person who qualifies for certain tax exemptions from tangible personal property; and
- makes technical and conforming changes.

HB 495 **Tax Restructuring and Equalization Task Force**

Schultz, M.

This bill creates the Tax Restructuring and Equalization Task Force and repeals the Transportation and Tax Review Task Force.

This bill:

- creates the Tax Restructuring and Equalization Task Force; and
- repeals the Transportation and Tax Review Task Force.



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SB 13 Income Tax Domicile Amendments

Bramble, C.

This bill modifies tax provisions relating to income tax domicile requirements.

This bill:

- requires certain owners of residential property in the state to file a written declaration with the county assessor under penalty of perjury certifying certain property tax information on a form prescribed by the Tax Commission;
- amends the definition of resident individual for income tax purposes;
- amends voting provisions that create a rebuttable presumption that an individual is considered to have domicile in this state for income tax purposes;
- amends the requirements for determining whether an individual is considered to have domicile in the state for income tax purposes;
- grants the Tax Commission rulemaking authority to define by rule what constitutes spending a day in the state for determining domicile;
- specifies when a spouse is not considered to have domicile in the state when the other spouse has domicile for income tax purposes; and
- makes technical and conforming changes.

SB 168 Sales and Use Tax Revisions

Bramble, C.

This bill modifies the sales and use tax act.

This bill:

- defines terms;
- modifies sales and use tax exemptions;
- provides the circumstances under which a marketplace facilitator or a marketplace seller is subject to the payment or collection and remittance requirements of the sales and use tax act; and
- makes technical and conforming changes.

SB 179 Truth in Taxation Amendments

Fillmore, L.

This bill modifies public hearing requirements in the property tax code.

This bill:

- places limitations on the other items a taxing entity can place on an agenda for a meeting during which the taxing entity will hold a public hearing to discuss a proposed tax rate increase;
- requires a public meeting addressing the general business of the taxing entity that occurs on the same date as a public hearing to discuss a proposed tax rate increase to conclude before the public hearing on the proposed tax rate increase begins;
- prohibits unreasonable restriction on the number of individuals who offer public comment; and
- prohibits a taxing entity from holding a public hearing to discuss a proposed tax rate increase on the same date as another public hearing, other than a taxing entity's budget hearing, a local district's or special service district's fee hearing, or a town's enterprise zone hearing.

Tobacco

HB 324 Tobacco Age Amendments

Eliason, S.

This bill modifies provisions related to an individual's age and tobacco, tobacco paraphernalia, or electronic cigarettes.

This bill:

- tiers the minimum age for obtaining, possessing, using, providing, or furnishing of tobacco products, paraphernalia, and under certain circumstances, electronic cigarettes from 19 to 20, then to 21 years old;
- preempts certain local government regulation relating to cigarettes, electronic cigarettes, or tobacco;
- provides exceptions for military members, their spouses, and dependents;
- addresses identification documents; and
- makes technical and conforming changes.



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Thursday, March 14, 2019

Transportation

HB 101 Autonomous Vehicle Regulations

Spendlove, R.

This bill amends provisions regarding traffic laws, licensing, and titling requirements, and adds provisions regarding the operation of autonomous vehicles.

This bill:

- defines terms related to autonomous vehicles;
- allows the operation of a vehicle in the state by an automated driving system;
- exempts a vehicle with an engaged automated driving system from licensure;
- provides protocol in case of an accident involving an autonomous vehicle;
- requires a vehicle equipped with an automated driving system to be properly titled, registered, and insured;
- preempts political subdivisions from regulating autonomous vehicles in addition to regulation provided in state statute; and
- makes technical changes.

HB 149 Traffic Code Amendments

Brooks, W.

This bill amends provisions of the Traffic Code to allow lane filtering by a motorcycle.

This bill:

- defines lane filtering;
- allows lane filtering if a motorcycle is overtaking a vehicle that is stopped in the same lane of travel and there are two or more adjacent traffic lanes in the same direction of travel;
- provides a sunset of provisions related to lane filtering, subject to review; and
- makes technical changes.

HB 228 Towing Revisions

Maloy, A.C.

This bill revises provisions related to towing, including state impound yards and towing rotations.

This bill:

- amends definitions;
- amends provisions related to state impound yards, including fencing requirements for state impound yards;
- amends provisions related to fees and background checks in relation to inclusion on a towing rotation;
- requires a political subdivision or state agency to provide an appeals process regarding suspension or removal from a towing rotation; and
- makes technical changes.



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Thursday, March 14, 2019

SB 72 Transportation Governance and Funding Revisions

Harper, W.

This bill amends provisions related to transportation including transportation reinvestment zones, public transit districts, local option sales and use taxes, transportation governance, and a road usage charge program.

This bill:

- amends provisions related to transportation reinvestment zones;
- amends provisions related to public transit district governance structure and responsibilities;
- renames the local advisory board of a large public transit district as a "local advisory council";
- repeals a provision related to the name of a large public transit district;
- amends the procedure for appointment to the board of trustees of a large public transit district;
- requires two or more entities providing public transit services in adjacent or overlapping areas to integrate and coordinate services and fees with oversight by the Department of Transportation;
- allows a public transit district to exclude applicants for certain positions of employment based on results of a background check;
- amends definitions related to motor vehicles;
- amends provisions related to motor vehicle registration;
- amends allowable uses of certain local option sales and use tax revenue;
- makes technical changes regarding local option sales and use taxes;
- amends provisions related to the governance structure and duties of certain positions within the Department of Transportation;
- amends certain provisions related to transportation funding procedures;
- exempts the Transportation Commission from certain restrictions on setting rates for certain programs administered by the Department of Transportation;
- creates a road usage charge program, requires the Department of Transportation to administer the program, and grants rulemaking authority;
- amends provisions related to the State Infrastructure Bank;
- amends certain provisions pertaining to anonymized location data of certain connected vehicles; and
- makes technical changes.

Veterans Affairs

HB 175 Transportation of Veterans to Memorials Support Special Group License Plate

Albrecht, C.

This bill creates a support special group license plate to support programs to transport veterans to Washington D.C. to visit veterans memorials.

This bill:

- creates a support special group license plate to support programs to transport veterans to Washington D.C. to visit veterans memorials;
- creates a restricted account to receive funds and facilitate distribution; and
- makes technical changes.

HB 246 Hunting and Fishing License Amendments

Lisonbee, K.

This bill provides for discounted hunting, fishing, or combination licenses for disabled veterans.

This bill:

- provides for discounted hunting, fishing, or combination licenses for disabled veterans; and
- makes technical changes.



SELECTED HIGHLIGHTS of the 2019 General Session

Thursday, March 14, 2019

SB 101 Navajo Code Talker Recognition

Iwamoto, J.

This bill designates Navajo Code Talker Day, and designates certain highways as Navajo Code Talker Highway.

This bill:

- designates Navajo Code Talker Day;
- designates portions of Highways 162, 163, and 191 in San Juan County as the Navajo Code Talker Highway;
- requires the Department of Transportation to install signs to indicate the designation of the Navajo Code Talker Highway; and
- makes technical changes.

SB 221 Veterans Preference in Private Employment

Anderegg, J.

This bill provides that private employers who provide a veterans preference may extend that preference to the spouses of veterans.

This bill:

- allows private employers to extend veterans preference to spouses of veterans.

Water and Irrigation

HB 31 Water Supply and Surplus Water Amendments

Coleman, K.

This bill regulates municipalities that provide water to customers outside respective political boundaries.

This bill:

- defines terms;
- describes the process by which a municipality may provide water to customers outside the municipality's political boundary;
- states that a municipality may not sell the municipality's waterworks, in whole or in part, except as provided in statute;
- creates reporting requirements; and
- makes technical changes.

HJR 1 Proposal to Amend Utah Constitution – Municipal Water Resources

Stratton, K.

This joint resolution of the Legislature proposes to amend the Utah Constitution to modify a provision relating to municipal water rights and sources of water supply.

This resolution proposes to amend the Utah Constitution to:

- revise a provision relating to municipal water rights and sources of water supply;
- eliminate references to municipal waterworks; and
- specify the circumstances under which a municipality may commit water resources or supply water outside its boundary or exchange water resources.

SB 17 Extraterritorial Jurisdiction Amendments

Okerlund, R.

This bill modifies provisions related to the extraterritorial jurisdiction of a municipality.

This bill:

- defines terms;
- modifies provisions regarding the extraterritorial jurisdiction of a municipality to enact protections for the municipality's water works and water sources;
- provides a process by which a municipality may adopt an ordinance or regulation under the municipality's extraterritorial jurisdiction; and
- makes technical changes.