

INTERIM HIGHLIGHTS

NOVEMBER 2019 VOL. 19, NO. 6



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*** List of Committee Bills for the 2020 General Session, as of November 25, 2019 ***

Legislative Interim Meetings

Meetings were held November, 20, 2019, or as noted

Business and Labor

Insurance Amendments

Action: Approved as a committee bill draft legislation, "[Insurance Amendments](#)," which enacts provisions related to limited long-term care and amends the insurance code, including the applicability of the code, definitions, and provisions related to credit for reinsurance ceded.

Licensing Amendments

Action: Approved as a committee bill draft legislation, "[Division of Occupational and Professional Licensing Amendments](#)," which modifies licensing-related provisions, including:

- permitting the division to waive licensing renewal fees for active duty military personnel;
- exempting construction trades licensure in an emergency; and
- removing good moral character provisions from many licensed professions.

Mass Timber

Action: Approved as a committee bill draft legislation, "[Building Construction Amendments](#)," which amends the definition of the State Construction Code and enacts building standards for the use of mass timber products for residential and commercial building construction.

Occupational License Training Hours

Discussed the accumulation of occupational licensure training hours while employed as a W-2 employee versus a

1099 contractor. The National Association of Social Workers, Utah Chapter, explained that a 1099 contractor is not an employee that is managed by a manager, thereby undermining accrual of licensing hours that require supervision by a manager.

Swimming Pools and Aviation

Action: Approved as a committee bill draft legislation, "[Building Code Amendments](#)," which:

- adopts and amends the residential provisions of the 2018 edition of the International Swimming Pool and Spa Code;
- exempts airport hangars, under certain conditions, from having a fire-resistance exterior wall rating of not less than two hours;
- amends citations in amendments to the International Plumbing Code and International Mechanical Code; and
- amends provisions in the International Existing Building Code.

Chairs: Rep. James A. Dunnigan / Sen. Curtis S. Bramble
Staff: Adam J. Sweet (Policy Analyst) / Amy L. West (Attorney) / Gus Harb (Attorney) / Leila Reynolds (Administrative Assistant)

Criminal Code Evaluation Task Force

October 28, 2019

Consanguinity Chart

Received a [presentation](#) from task force staff on statutory uses of consanguinity, which includes genetic proximity in marriage or as it relates to nepotism laws. Received comments from the Salt Lake County District Attorney's Office on the need for a more uniform approach to issues of consanguinity.

Action: Voted to open a task force bill file to create a more uniform approach to issues of consanguinity.

Expungement

Discussed barriers to licensing and employment for individuals with expunged records. Received comments from the [Department of Commerce](#), the Division of Occupational and Professional Licensing, the Division of Child and Family Services, the Utah Insurance Department, and the Division of Finance.

Action: Voted to have staff explore whether this issue should be addressed in a task force bill or in an existing bill file opened previously by a task force member.

Stalking

Received comments from the Layton City Attorney's Office on the effectiveness of current stalking statutes.

Chairs: Rep. Paul Ray / Sen. Karen Mayne
Staff: John Feinauer (Policy Analyst) / Chelsea Grant (Attorney) / Esther D. Chelsea-McCarty (Attorney) / Tracey Fredman (Administrative Assistant)

Economic Development and Workforce Services

Affordable Housing Amendments

Discussed draft legislation, "[Affordable Housing Amendments](#)," which modifies provisions related to community reinvestment agency allocations, providing rental assistance, and the assignment of low-income housing tax credit.

Action: Approved as a committee bill draft legislation, "Affordable Housing Amendments."

Arts and Museums Revisions

Discussed draft legislation, "[Arts and Museums Revisions](#)," which modifies the powers and duties of the Division of Arts and Museums, revises the duties and responsibilities of the Utah Arts Advisory Board and the Utah Museums Advisory Board, and repeals provisions related to the State-Owned Collections Inventory Study Program Act and the Arts and Culture Business Alliance Act.

Action: Approved as a committee bill draft legislation, "Arts and Museums Revisions."

Economic Development Incentives Compact

Discussed draft legislation, "[Economic Development Incentives Compact](#)," which creates the Company-Specific Subsidy Interstate Compact, an agreement between participating states to not offer a company-specific subsidy for any company currently located in or considering locating in the member state.

Economic Development Sunset Amendments

Discussed draft legislation, "[Economic Development Sunset Amendments](#)," which:

- repeals sunset provisions related to the Utah State Fair Corporation Board of Directors;
- repeals sunset provisions related to the Pete Suazo Utah Athletic Commission; and
- reinstates the Economic Development Legislative Liaison Committee, which was previously repealed.

Action: Approved as a committee bill draft legislation, "Economic Development Sunset Amendments."

Heritage and Arts Amendments

Discussed draft legislation, "[Heritage and Arts Amendments](#)," which modifies the requirements for a state agency to begin an undertaking on a historic property and the requirements for receiving a distribution from the Martin Luther King, Jr. Civil Rights Support Restricted Account.

Action: Approved as a committee bill draft legislation, "Heritage and Arts Amendments."



Resolution Recognizing the 250th Anniversary of the United States

Discussed draft legislation, "[Resolution Recognizing the 250th Anniversary \(Semiquincentennial\) of the United States of America](#)," a concurrent resolution that recognizes the 250th anniversary of the United States of America and requests that the Governor organize a commission to plan, encourage, develop, and coordinate a statewide effort commemorating and celebrating the anniversary.

Action: Approved as a committee resolution, "Resolution Recognizing the 250th Anniversary (Semiquincentennial) of the United States of America."

Utah Works Program Amendments

Discussed draft legislation, "[Utah Works Program Amendments](#)," which modifies the Utah Works Program created within the Talent Ready Utah Center by 2019 General Session S.B. 172, "[Economic Development Amendments](#)."

Action: Voted to amend draft legislation, "Utah Works Program Amendments."

Approved as a committee bill draft legislation, "Utah Works Program Amendments," as amended.

Workforce Services Amendments

Discussed draft legislation, "[Workforce Services Amendments](#)," which modifies civil penalty provisions related to obtaining overpayments for certain public assistance and moves the Safety Net Initiative from the Department of Workforce Services to the Division of Substance Abuse and Mental Health.

Action: Approved as a committee bill draft legislation, "Workforce Services Amendments."

Chairs: Rep. Mike Winder / Sen. Daniel McCay

Staff: Julie Humberstone (Policy Analyst) / Peter Asplund (Attorney) / Leila Reynolds (Administrative Assistant)

Education

Campus Safety Plans

Received [statutorily required](#) reports from the [Utah System of Higher Education](#) and the [Utah System of Technical Colleges](#) regarding the implementation of campus safety plans.

Received information from the Utah System of Higher Education related to campus safety improvements, including increased lighting, courtesy escorts, and campus escort ride programs that provide free rides to campus locations.

Also discussed coordination between campus security and law enforcement agencies.

E-cigarettes Workgroup

Discussed draft legislation that addresses the use of electronic cigarettes by minors.

Action: Approved as a committee bill draft legislation [Electronic Cigarettes in Schools Amendments](#) which:

- amends statutes regarding the offense of underage purchase of electronic cigarette products;
- requires schools to adopt discipline procedures to address possession and use of electronic cigarette products on school grounds;
- requires schools to teach a school-based prevention program for grade 4 or 5, including educating about the risks of using electronic cigarette products; and
- creates a stipend for specialists to administer school plans that address the causes of underage use of tobacco, alcohol, electronic cigarette products, and controlled substances.

Early Childhood Learning

Received a [presentation](#) from the State Board of Education and discussed draft legislation, "[Early Learning Training and Assessment](#)," regarding quality instruction in PreK through grade 3, including job-embedded coaching. Board staff presented information related to the impact and effectiveness of job-embedded coaching to improve instructional practices to increase proficiency in reading and mathematics.

RISE Testing

Received a [presentation](#) from the State Board of Education regarding the impact of interruptions in RISE testing in the spring of 2019, the reliability of the data received through the interrupted testing, and possible options for addressing issues related to using data from the interrupted testing. Received comments from the Utah School Superintendents Association and the Ogden School District regarding concerns with using the data from the RISE testing that experienced interruptions as an evaluation tool.

Chairs: Rep. V. Lowry Snow / Sen. Deidre M. Henderson

Staff: Allyson R. Hicks (Policy Analyst) / Nathan W. Brady (Policy Analyst) / Michael E. Curtis (Attorney) / Amy Shewan (Attorney) / Jesse Dowdle (Administrative Assistant)

Government Operations

Ballot Simplification

Action: Approved as a committee bill draft legislation, "[Ballot and Voter Information Amendments](#)," which amends provisions related to ballots and information provided to voters, creates a statewide ballot question voter guide, and amends the duties of the attorney and clerk of a municipality or county in relation to providing information.

By-Mail Voting

Action: Approved as a committee bill draft legislation, "[Election Amendments](#)," which amends provisions to reflect current practices and technology in elections, including the fact that most citizens vote by mail in the state.



Executive Boards and Commissions

Action: Approved as a committee bill draft legislation, "[Boards and Commissions Amendments](#)," which:

- repeals 20 boards and commissions;
- places a sunset date on 72 boards and commissions; and
- makes changes to internet resources related to boards and commissions.

Prescription Drug Disposal

Action: Approved as a committee bill draft legislation, "[Drug Disposal Program](#)," which establishes a program for the secure, environmentally friendly disposal of prescription and over-the-counter drugs.

Chairs: Rep. Marc K. Roberts / Sen. Daniel W. Thatcher
Staff: Brian J. Bean (Policy Analyst) / Thomas R. Vaughn (Attorney) / Tracey Fredman (Administrative Assistant)

Health and Human Services

Behavioral Healthcare: Policies, Procedures, and Protocols in Correctional Facilities

Considered draft legislation, "[Substance Use and Health Care Amendments](#)" that:

- directs the Department of Health to apply for a Medicaid waiver to provide Medicaid coverage to inmates during the 30 days before release;
- creates a refundable tax credit for practitioners who provide substance use treatment and mental health services in a correctional facility; and
- creates a telehealth pilot program for county jails.

The draft legislation was based on [recommendations](#) from the Inmate Health Care Study Committee.

Action: Approved as a committee bill draft legislation, "[Substance Use and Health Care Amendments](#)."

Behavioral Healthcare: Suicide and Mental Health Services

Considered draft legislation that would expand mental health services in the state, including implementation of a receiving center pilot program, a statewide warm line, additional beds at the Utah State Hospital, and statewide assertive community outreach treatment.

Action: Approved as a committee bill draft legislation, "[Mental Health Treatment Access Amendments](#)."

Approved as a committee bill draft legislation, "[Crisis Services Amendments](#)."

Electronic Cigarette and Other Substance Misuse: Youth Prevention

Action: Approved as a committee bill draft legislation,

"[Youth Electronic Cigarette, Marijuana, and Other Drug Prevention Program](#)," which creates a Youth Electronic Cigarette, Marijuana, and Other Drug Prevention Program within the Department of Health.

Medical Cannabis: Treatment Guidelines

Received a [report](#) from the Utah Cannabinoid Product Board on its development of guidelines for the use of cannabis as a medical treatment under the [Utah Medical Cannabis Act](#).

Tanning: Prohibition for Minors

Action: Approved as a committee bill draft legislation, "[Tanning for Minors](#)," which would make it unlawful for an operator of a tanning facility to allow a minor to use a tanning device.

Chairs: Rep. Brad M. Daw / Sen. Allen M. Christensen
Staff: Karin M. Rueff (Policy Analyst) / Mark D. Andrews (Policy Analyst) / Daniel M. Cheung (Attorney) / Ericka A. Evans (Attorney) / Rikka Strong (Attorney) / Nathan Erickson (Administrative Assistant)

Health Reform Task Force

November 13, 2019

Medicaid Eligibility Expansion: Implementation Update

Briefed by the Department of Health on the [implementation](#) of 2019 General Session S.B. 96, "[Medicaid Expansion Adjustments](#)." The department reported that the state's [request](#) for federal waivers to implement the third track of the bill has been submitted to the United States Department of Health and Human Services and will be open to public comment through December 7, 2019.

Prescription Drug Prices

Received reports on prescription drug manufacturing, distribution, pricing, and purchasing from [PhRMA](#), [BioUtah](#), [Civica Rx](#), [Healthcare Distribution Alliance](#), [Pharmaceutical Care Management Association](#), and the [Public Employees Health Program](#). The presentations included recommendations regarding potential legislative action to address prescription drug prices.

Telemedicine

Received reports on pilot projects to provide mental health services via telemedicine. One project was funded through the [Department of Health](#), and the other through the [Department of Human Services](#).

Also received reports from Medicaid, [PEHP](#), and private insurers on their current use of telemedicine and actions that could be taken or avoided to expand its use.

Utah Health Insurance Markets: 2020 Premiums

Received a [report](#) from the Insurance Department on 2020 health insurance rates for the individual and small group markets. Rates in the individual market will be 1.8% lower overall than in 2019; rates in the small group market will be 2.0% higher overall than in 2019.

The department also recommended that the state tighten the actuarial value range for silver-level plans in order to qualify



for increased federal premium subsidies and require insurers to offer standardized plans to facilitate plan comparison.

Chairs: Rep. James A. Dunnigan / Sen. Allen M. Christensen
Staff: Karin M. Rueff (Policy Analyst) / Mark D. Andrews (Policy Analyst) / Daniel M. Cheung (Attorney) / Rikka Strong (Attorney) / Nathan Erickson (Administrative Assistant)

Higher Education Strategic Planning Commission

October 23, 2019

Feedback on Recommendations from the National Center for Higher Education Management Systems

Discussed the [feedback](#) received on the [recommendations](#) that were previously presented by the National Center for Higher Education Management Systems.

Chairs: Speaker Brad R. Wilson / Sen. Ann Millner
Staff: Allyson R. Hicks (Policy Analyst) / Nathan W. Brady (Policy Analyst) / Sean C. Faherty (Financial Analyst) / Amy Shewan (Attorney) / Michael E. Curtis (Attorney) / Jesse Dowdle (Administrative Assistant)

Judiciary

Abuse, Neglect, and Dependency Proceedings

Action: Approved as a committee bill draft legislation, "[Abuse, Neglect, and Dependency Proceedings Amendments](#)," which limits the circumstances in which a petition for termination of parental rights may be filed under [Title 78A, Chapter 6, Part 3, Abuse, Neglect, and Dependency Proceedings](#) and requires the court to take into account certain statutory provisions and kinship preferences in abuse, neglect, and dependency proceedings.

Abusive ADA Lawsuits

Heard and discussed an approach to reduce abusive lawsuits regarding the federal Americans With Disabilities Act.

Criminal Non-Support: Parents Who Fail to Pay Court-Ordered Child Support

Received [requested data](#) from the Attorney General's Office regarding child support payments by parents who fail to pay court-ordered child support.

The Attorney General's Office explained that it will not be pursuing the approach taken in 2019 General Session H.B. 450, "[Criminal Nonsupport Amendments](#)," which proposed increasing the penalty for criminal nonsupport from a Third Degree felony to a Second Degree felony. The office's new approach is to amend provisions enacted by 2018 General Session H.B. 291, "[Sentencing Commission Length of Supervision Guidelines](#)," to extend the time allowed to collect back child support.

Lawsuits that Challenge the Constitutionality of State Law

Action: Approved as a committee bill draft legislation, "[Attorney General Reporting Requirements](#)," which modifies a reporting requirement for the attorney general regarding lawsuits challenging the constitutionality of state law and requires the attorney general to submit a report regarding lawsuits and decisions challenging the constitutionality and enforceability of state statutes.

Reports to the Judiciary Interim Committee

Received the following written reports:

- Utah Indigent Defense Commission annual [report](#) ([§78B-22-404](#));
- Commission on Criminal and Juvenile Justice annual [report](#) of DUI related data ([§41-6a-511](#));
- Child Welfare Legislative Oversight Panel annual [report](#) ([§62A-4a-207](#));
- Administrative Office of the Courts annual [report](#) on the operation of the dispute resolution programs ([§78B-6-204](#));
- Commission on Criminal and Juvenile Justice annual [report](#) on the Justice Reinvestment Initiative ([§62A-15-103](#)); and
- Attorney General's [report](#) on lawsuits that challenge the constitutionality of state law ([§67-5-1](#)).

Sex and Kidnap Offender Registry

Action: Approved as a committee bill draft legislation, "[Sex Offender Registry Amendments](#)," which requires the Department of Corrections to remove an individual from the Sex and Kidnap Offender Registry if the individual is on the registry for an offense which is no longer a registerable offense.

Trauma-Informed Services for Victims

Received a brief update on the status of discussions with stakeholders regarding potential legislation.

Veterans Treatment Court

Action: Approved as a committee bill draft legislation, "[Veterans Treatment Court Act](#)," which:

- provides the requirements for establishing a veteran treatment court;
- Addresses eligibility for admission, modification, termination, and completion; and
- addresses domestic violence offenses.

Chairs: Rep. Karianne Lisonbee / Sen. Todd Weiler
Staff: Joseph T. Wade (Policy Analyst) / Jacqueline Carlton (Attorney) / Nathan Erickson (Administrative Assistant)



Law Enforcement and Criminal Justice

Campus Safety Planning and Training

Received reports on campus safety plans and training from the [State Board of Regents](#) and the [Utah System of Technical Colleges Board of Trustees](#).

Firearm Commitment Modifications

Discussed committee bill file, "[Firearm Commitment Modifications](#)," which provides for circumstances where a cohabitant may commit a firearm to law enforcement and sets procedures for law enforcement to follow when accepting the firearm.

Firearm Identification Amendments

Received a [presentation](#) from the Salt Lake County District Attorney's Office on state and federal firearm serial number requirements.

Action: Approved as a committee bill draft legislation, "[Firearm Identification Amendments](#)," which makes possession of a firearm with identifying marks removed a crime.

Justice Reinvestment Initiative Annual Report

Received a [report](#) from The Utah Commission on Criminal and Juvenile Justice on the Justice Reinvestment Initiative.

Parole Revocation Amendments

Received a [presentation](#) from the Salt Lake County District Attorney's Office on current sentencing practices for aggravated assault by a prisoner.

Action: Approved as a committee bill draft legislation, "[Parole Revocation Amendments](#)," which modifies provisions related to offenses committed by inmates.

Peace Officer Standards and Training

Action: Approved as a committee bill draft legislation, "[Peace Officer Standards and Training Amendments](#)," which amends the responsibilities of the Peace Officer Standards and Training Council regarding disciplinary action against peace officers and dispatchers.

Vehicle Safety Inspections

Action: Approved as a committee bill draft legislation, "[Safety Inspections on Secondhand Vehicles](#)," which requires safety inspections for used motor vehicles sold by a dealer.

Chairs: Rep. Lee B. Perry / Sen. Keith Grover

Staff: John Feinauer (Policy Analyst) / Chelsea Grant (Attorney) / Esther D. Chelsea-McCarty (Attorney) / Tracey Fredman (Administrative Assistant)

Legislative Water Development Commission

November 19, 2019

Agricultural Water Optimization Task Force

Action: Approved as a committee bill draft legislation, "[Agricultural Water Optimization Task Force Amendments](#)," which:

- expands the membership of the task force;
- clarifies quorum requirements; and
- addresses the task force recommending legislation as part of its annual report.

Municipal Jurisdiction Water Amendments

Discussed municipalities' extraterritorial jurisdiction related to watersheds and waterworks.

Proposal to Amend Utah Constitution - Municipal Water Resources

Action: Approved as a committee bill draft legislation, "[Proposal to Amend Utah Constitution - Municipal Water Resources](#)," which:

- rewrites a provision relating to municipal water rights and sources of water supply;
- eliminates references to municipal waterworks; and
- specifies the circumstances under which a municipality may supply water outside its boundary or commit to supply water outside its water service area.

State Water Policy

Action: Approved as a committee bill draft legislation, "[State Water Policy Amendments](#)," which:

- outlines the water policies of the state;
- encourages state agencies to follow the state policy;
- addresses suits referencing the state policy; and
- requires an annual review of the policy.

Wastewater and Storm Water Infrastructure Needs

Received reports from the [Division of Water Quality](#) and the [Wasatch Front Water Quality Council](#) on new wastewater and stormwater infrastructure needed to replace aging infrastructure and provide for a growing population.

Water Banking

Action: Approved as a committee bill draft legislation, "[Water Banking Amendments](#)," which:

- authorizes the Board of Water Resources, the state engineer, and the Division of Water Resources to implement water banking;



- provides for a repeal date of the water banking provisions; and
- specifies that water rights deposited in a water bank are not subject to abandonment or forfeiture while approved for use in a water bank.

Water Efficiency and Water Loss Control Program

Action: Approved as a committee bill draft legislation, "[Water Loss Accounting Act](#)," which enacts the Water Loss Accounting Act, including:

- granting rulemaking authority;
- providing for a technical advisory committee;
- requiring water loss accounting reports; and
- providing for technical assistance.

Chairs: Rep. Keven J. Stratton / Sen. David P. Hinkins

Staff: J Brian Allred (Policy Analyst) / Patricia Owen (Attorney) / Rikka Strong (Attorney) / Sidnee Bailey (Administrative Assistant)

[Native American Legislative Liaison Committee](#)

November 1, 2019

American Indian-Alaskan Native Related Amendments

Discussed draft legislation, "[American Indian-Alaska Native Related Amendments](#)," which creates an office to address the health care of Utah's American Indian-Alaskan Native population.

Native American Legislative Liaison Committee Amendments

Discussed the impact of 2019 General Session H.B. 387, "[Boards and Commissions Amendments](#)," which reduced the size of the Native American Legislative Liaison Committee from 11 to eight members and established a committee sunset date of July 1, 2022.

Action: Approved as a committee bill draft legislation, "[Native American Legislative Liaison Committee Amendments](#)," which increases the committee's size back to 11 and removes the sunset date.

Tribal Leaders Description Amendments

Action: Approved draft legislation, "[Tribal Leaders Description Amendments](#)," which amends the tribal leaders with which the Division of Indian Affairs coordinates meetings.

Native American Guardian's Association

Received a [presentation](#) from the Native American Guardian's Association on its "Educate Not Eradicate" efforts related to Native American names and images.

Utah Navajo Health Systems

Received a presentation from the Navajo Health Systems regarding its new clinical buildings and services, how it is addressing Medicaid expansion, and the Navajo Nation's managed care organization.

Chairs: Rep. Christine F. Watkins / Sen. David P. Hinkins

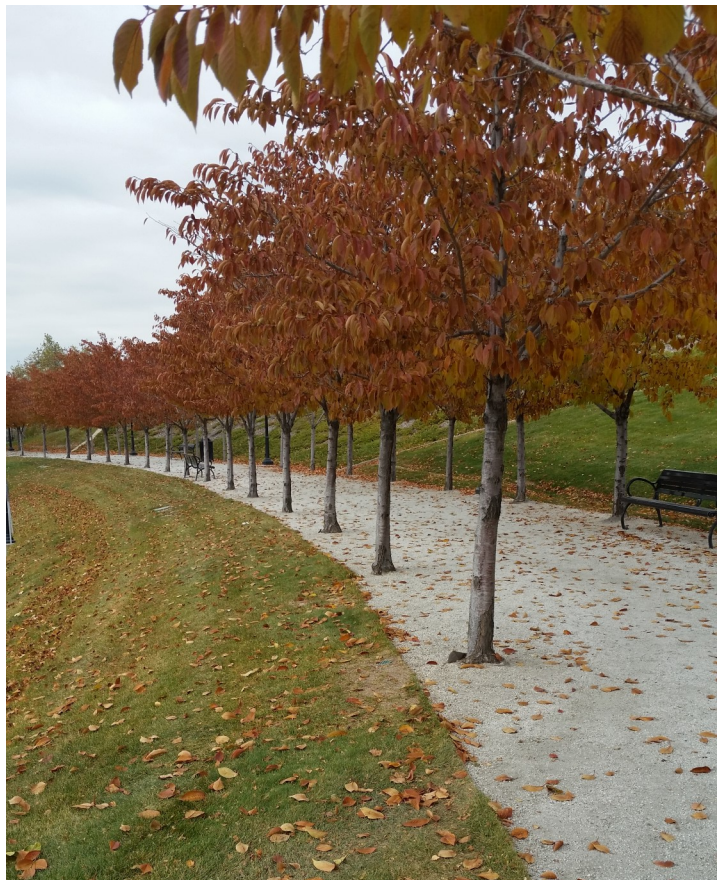
Staff: Art L. Hunsaker (Policy Analyst) / Patricia Owen (Attorney) / Cherish Cosman (Administrative Assistant)

[Natural Resources, Agriculture, and Environment](#)

Agricultural Water Optimization Task Force Amendments

Action: Approved as a committee bill draft legislation, "[Agricultural Water Optimization Task Force Amendments](#)," which:

- expands the membership of the task force;
- clarifies quorum requirements; and
- addresses the task force recommending legislation as part of its annual report.



Concurrent Resolution Creating the Danger Cave State Monument

Action: Approved as committee bill draft legislation, "[Concurrent Resolution Creating the Danger Cave State Monument](#)," which:

- outlines the general process for proposing the creation of the Danger Cave State Monument;
- includes reasons for creating the Danger Cave State Monument; and
- approves the creation of the Danger Cave State Monument.

Concurrent Resolution Creating the Old Iron Town State Monument

Action: Approved as a committee bill draft legislation, "[Concurrent Resolution Creating the Old Iron Town State Monument](#)," which:

- outlines the general process for proposing the creation of the Old Iron Town State Monument;
- includes reasons for creating the Old Iron Town State Monument; and
- approves the creation of the Old Iron Town State Monument.

Federalism Commission Report

Received a [report](#) from the Federalism Commission on the activities and recommendations of the commission.

Industrial Hemp Amendments

Action: Approved as a committee bill draft legislation, "[Industrial Hemp Program Amendments](#)," which:

- directs the Department of Agriculture and Food to develop a state industrial hemp production plan;
- makes changes to the industrial hemp producer license;
- establishes requirements for an industrial hemp retail permit and an industrial hemp laboratory permit; and
- establishes a process for enforcement of legal provisions relating to industrial hemp.

Legislative Water Development Commission Report

Received a report from the Legislative Water Development Commission on the commission's activities and recommendations for statutory changes.

Municipal Jurisdiction Water Amendments

Discussed municipalities' extraterritorial jurisdiction related to watersheds and waterworks.

Proposal to Amend Utah Constitution - Municipal Water Resources

Action: Approved as a committee bill draft legislation, "[Proposal to Amend Utah Constitution - Municipal Water Resources](#)," which:

- rewrites a provision relating to municipal water rights and sources of water supply;
- eliminates references to municipal waterworks; and
- specifies the circumstances under which a municipality may supply water outside its boundary or commit to supply water outside its water service area.

Raw Milk Product Amendments

Considered draft legislation, "[Raw Milk Product Amendments](#)," which defines terms and allows the manufacturing, distribution, and sale of products produced from raw milk under certain circumstances.

Secondary Water Metering Report

Received a [report](#) from the Department of Natural Resources on implementation of a study of secondary water metering, required by 2019 General Session S.B. 52, "[Secondary Water Requirements](#)."

State Water Policy Amendments

Action: Approved as a committee bill draft legislation, "[State Water Policy Amendments](#)," which:

- outlines the water policies of the state;
- encourages state agencies to follow the state policy;
- addresses suits referencing the state policy; and
- requires an annual review of the policy.

Water Banking Amendments

Considered draft legislation, "[Water Banking Amendments](#)," which:

- authorizes the Board of Water Resources, the state engineer, and the Division of Water Resources to implement water banking;
- provides for a repeal date of the water banking provisions; and
- specifies that water rights deposited in a water bank are not subject to abandonment or forfeiture while approved for use in a water bank.

Water Loss Accounting Act

Considered draft legislation, "[Water Loss Accounting Act](#)," which enacts the Water Loss Accounting Act, including:

- granting rulemaking authority;
- providing for a technical advisory committee;



- requiring water loss accounting reports; and
- providing for technical assistance.

Chairs: Rep. Keven J. Stratton / Sen. Ralph Okerlund
Staff: J Brian Allred (Policy Analyst) / Patricia Owen (Attorney) / Rikka Strong (Attorney) / Sidnee Bailey (Administrative Assistant)

Point of the Mountain Development Commission

October 28, 2019

Future of the Point of the Mountain Development Commission

Heard a presentation and reviewed a [report](#) from the Kem C. Gardner Policy Institute regarding interviews they conducted with stakeholders about the future of the Point of the Mountain Development Commission.

Action: Voted to recommend that:

- the Point of the Mountain Development Commission continue as an advisory body;
- the commission's role be revised to focus on facilitating cooperation between local governments, local transportation entities, the Utah Department of Transportation, and the Utah Transit Authority;
- the commission's role include coordinating a funding plan and requesting appropriate funding from the Legislature; and
- a two-year sunset date be placed on the commission in order to reevaluate the commission's role.

Phase 3: Funding Options

Reviewed funding [recommendations](#) for the transportation elements of the commission's adopted vision for the Point of the Mountain area.

Action: Authorized the commission chairs to prepare a report directed to the Governor, Senate President, and Speaker of the House, summarizing the work of the commission and communicating the commission's recommendations regarding the development vision, financing options, and the commission's continuing work.

Point of the Mountain State Land Authority

Heard a [presentation](#) from the Point of the Mountain State Land Authority updating the commission on the work of the authority.

Chairs: Mr. Val Hale / Rep. V. Lowry Snow
Staff: Ryan M. Hunter (Policy Analyst) / Robert H. Rees (Attorney) / Cherish Cosman (Administrative Assistant)

Political Subdivisions

Changing Forms of County Government

Action: Approved as a committee bill draft legislation, "[Amendments to County Form of Government](#)," which amends provisions related to changing a county form of government.

Local Government Entity Registry

Action: Approved a verbal amendment to draft legislation, "[Local Government and Limited Purpose Entity Registry Amendments](#)."

Approved as a committee bill draft legislation, "Local Government and Limited Purpose Entity Registry Amendments," as amended.

New County Formation

Received a presentation from Rep. Kim Coleman relating to the process for the formation of a new county. Heard opinions and remarks from the Utah Association of Counties and committee members.

Chairs: Rep. Stephen G. Handy / Sen. Jacob L. Anderegg
Staff: Samantha D. Brucker (Policy Analyst) / Victoria Ashby (Attorney) / Sidnee Bailey (Administrative Assistant)

Public Utilities, Energy, and Technology

Committee Staff Report on Utah's Universal Public Telecommunications Service Support Fund (UUSF)

Received a [report](#) from committee staff on the UUSF, including its legislative history, its statutory goals and objectives, and consolidated data gleaned from the UUSF statutory reports required of the Utah Public Service Commission pursuant to Utah Code Subsection [54-8b-15\(16\)](#) for the three years that the report has been filed (2017, 2018, and 2019).

Committee Update: Public Utilities Regulation Fee

Heard a [report](#) from committee members appointed to a workgroup that studied the current budget shortfalls faced by public utilities regulatory agencies that are funded through the Public Utilities Regulation Fee pursuant to Utah Code Section [54-5-1.5](#).

Sales and Use Tax Modifications

Considered draft committee legislation, "[Sales and Use Tax Modifications](#)," for recommendation to the 2020 General Session, which was amended to include a three-year phase-in sales tax exemption provision and a draft dynamic [fiscal note](#). The draft legislation:

- enacts a sales and use tax exemption for the purchase or lease of certain types of machinery, equipment, and materials by an oil and gas extraction establishment or a pipeline transportation establishment;

- expands the sales and use tax exemption to certain purchases by an electric generation and transmission facility; and
- enacts a sales and use tax exemption for charges for certain activities pertaining to facilities owned by an electrical corporation.

Action: Approved as a committee bill draft legislation, "Sales and Use Tax Modifications."

Public Program Funding Through Utility Rates

Heard from the Department of Commerce's Office of Consumer Services, the state regulatory entity that represents public utility consumers, on utility rates being used to fund programs that aren't related to the standard provision of utility service.

Rocky Mountain Power's 2019 Integrated Resource Plan

Heard an overview of Rocky Mountain Power's 2019 [Integrated Resource Plan \(IRP\)](#), which was released on October 18, 2019. The IRP contains information required by statute, pursuant to Utah Code Subsection [54-17-102 \(3\)](#).

Statutory Reports Relating to the Single Sign-on Expendable Revenue Fund

Received a [report](#) from the Department of Technology Services, pursuant to Utah Code Section [63F-3-104](#), regarding the Single Sign-on Business Portal and the Single Sign-on Citizen Portal.

Received a report from the Department of Commerce, pursuant to Utah Code Section [13-1-2](#), regarding revenues and expenditures related to the Single Sign-On Expendable Special Revenue Fund.

Chairs: Rep. Carl R. Albrecht / Sen. Ronald Winterton
Staff: Sarah J. Balland (Policy Analyst) / Shannon C. Halverson (Attorney) / Cherish Cosman (Administrative Assistant)

Revenue and Taxation

Certified Tax Rate Calculation Amendments

Discussed draft legislation, "[Certified Tax Rate Calculation Amendments](#)." This is a technical clean-up version of the bill of the same name adopted by the committee during the September interim meeting, which modifies the definition of incremental value to include certain project areas.

Action: Approved as a committee bill draft legislation, "Certified Tax Rate Calculation Amendments."

Corporate Income Tax Credit Amendments

Discussed draft legislation, "[Corporate Income Tax Credit Amendments](#)," which removes the corporate income tax credit for contributions made to a qualified Achieving a Better Life Experience savings plan, due to lack of use of the credit.

Action: Approved as a committee bill draft legislation, "Corporate Income Tax Credit Amendments."

Deductibility of Intangible Asset Expense Amendments

Discussed draft legislation, "[Deductibility of Intangible Asset Expense Amendments](#)," which addresses the circumstances under which a corporation may deduct an expense paid to a related entity for the use of an intangible asset.

Nonresident Income Amendments

Discussed draft legislation, "[Nonresident Income Amendments](#)," which addresses the allocation of wage income for nonresidents received for personal services rendered.

Action: Approved as a committee bill draft legislation, "Nonresident Income Amendments."

Sales and Use Tax Modifications

Discussed draft legislation, "[Sales and Use Tax Modifications](#)," which enacts a sales and use tax exemption for the purchase or lease of certain types of machinery, equipment, and materials by an oil and gas extraction establishment or a pipeline transportation establishment.

Tax Commission Authority Amendments

Discussed draft legislation, "[Tax Commission Authority Amendments](#)," which repeals the Tax Commission's authority to adjust or defer taxes levied against property assessed by the Tax Commission and allows a county legislative body to adjust or defer taxes levied by the Tax Commission against property located in that county.

Action: Approved as a committee bill draft legislation, "Tax Commission Authority Amendments."

Tax Credit for Alternative Fuel Heavy Duty Vehicles

Discussed draft legislation, "[Tax Credit for Alternative Fuel Heavy Duty Vehicles](#)," which extends the income tax credit related to certain alternative fuel heavy duty vehicles.

Action: Approved as a committee bill draft legislation, "Tax Credit for Alternative Fuel Heavy Duty Vehicles."

Chairs: Rep. Robert M. Spendlove / Sen. Lincoln Fillmore
Staff: Alex R. Janak (Policy Analyst) / Ryan M. Hunter (Policy Analyst) / Andrea Valenti Arthur (Attorney) / Christine R. Gilbert (Attorney) / Jesse Dowdle (Administrative Assistant)



Senate Judicial Confirmation

November 18, 2019

Confirmation of Ms. Kristine Johnson

Recommended to the Senate the confirmation of Kristine Johnson as a judge of the Third District Court.

Confirmation of Ms. Teresa Welch

Recommended to the Senate the confirmation of Teresa Welch as a judge of the Third District Court.

The Senate met in Extraordinary Session on November 20, 2019, and confirmed the appointments of Ms. Kristine Johnson and Ms. Teresa Welch.

Chair: Sen. Todd Weiler

Staff: Jerry Howe (Managing Policy Analyst) / Eric N. Weeks (Deputy General Counsel) / Nathan Erickson (Administrative Assistant) / Sidnee Bailey, Administrative Assistant

Tax Restructuring and Equalization Task Force

October 22, 2019

Review and Consider Policy Proposals

Received and reviewed tax restructuring policy proposals submitted by members of the task force, including:

- M. Keith Prescott's policy papers on [tax reform](#) and [income tax](#);
- [Dr. Gary Cornia's](#) observations and proposals;
- Rep. Joel K. Briscoe's [proposal](#);
- Sen. Lincoln Fillmore's [proposal](#);
- Sen. Karen Mayne's [proposal](#); and
- the task force chair's joint [proposal](#).

Action: Voted to amend the chair's policy proposal to include:

- an earned income tax credit (EITC) equivalent to 10% of the federal EITC, aimed at those experiencing intergenerational poverty;
- a reporting requirement for granted sales tax exemptions; and
- a sales tax exemption on female hygiene products.

Action: Voted to transfer Sen. Curtis Bramble's resolution bill file, which amends the constitution to remove the constitutional earmark of income tax for education, from his name to the task force.

Opened a task force bill file to develop an alternative, more stable funding mechanism for public education in absence of the constitutional earmark of income tax.

November 7, 2019

Review of Draft Task Force Legislation

Reviewed draft legislation, "[Tax Restructuring Revisions](#)," which addresses the state's structural revenue imbalance with the goal of increased flexibility towards the funding of state programs.

Chairs: Rep. Francis D. Gibson / Sen. Lyle W. Hillyard

Staff: Alex R. Janak (Policy Analyst) / Ryan M. Hunter (Policy Analyst) / Andrea Valenti Arthur (Attorney) / Christine R. Gilbert (Attorney) / Jesse Dowdle (Administrative Assistant)

Transportation

Alternative Methods of Providing Federal Transportation Funding to States

Action: Approved, as amended, a draft letter, "[Federal Transportation Funding to the States](#)," which requests that Utah's congressional delegation consider alternatives to the current means for providing federal transportation funding to the states.

State Highway System Modifications

Discussed annual recommendations the Department of Transportation or the Transportation Commission are statutorily required to provide related to potential additions to or deletions from the state highway system.

Action: Approved draft legislation, "[State Highway System Modifications](#)," which modifies the descriptions of SR-6, SR-85, and SR-241.

Towing Signage Revisions

Discussed [potential changes](#) to signage requirements for towing on private property.

Action: Approved as a committee bill draft legislation, "[Towing Signage Provisions](#)," which:

- prohibits towing from private property unless certain requirements are met;
- allows political subdivisions and state agencies to enforce certain towing regulations;
- provides certain signage requirements where parking is enforced by towing;
- allows towing from property without signage after providing 24 hours written notice; and
- establishes an affirmative defense to certain claims arising from towing.



Feasibility of Transitioning Utah Transit Authority into a State Entity

Received and discussed a statutorily required [report](#) from the Utah Transit Authority (UTA), in partnership with the Department of Transportation, regarding the feasibility of transitioning UTA into a state entity.

Chairs: Rep. Kay J. Christofferson / Sen. Wayne A. Harper
Staff: Art L. Hunsaker (Policy Analyst) / Ryan M. Hunter (Policy Analyst) / Gus Harb (Attorney) / Kurt P. Gasser (Attorney) / Cherish Cosman (Administrative Assistant)

Veterans and Military Affairs Commission

October 22, 2019

Team Hill Mission Growth and Regional Impacts

Received a presentation from Col. John Eberland, 75 ABW Commander, on the current and future work at Hill Air Force Base, including expected growth, needs to accommodate growth, and the economic impact for the state.

Received a presentation from Rob Alexander, Executive Director, Aerospace Heritage Foundation, on the mission of the foundation and expressing gratitude for ongoing funding provided by the Legislature.

Alcohol and Drug Abuse Counseling Funding for

Servicemembers

Received a [presentation](#) from the Department of Human Services on the Access to Recovery Grant Program.

October 22, 2019

Telehealth

Received presentations from Stepstone Connect describing the benefits, advantages, and challenges of providing telehealth care, with particular reference to mental teletherapy care.

Update of Homeless Veterans and Programs

Received a [presentation](#) from the VA Salt Lake City Health Care System on the resources and programs available, what approaches work, and what challenges remain.

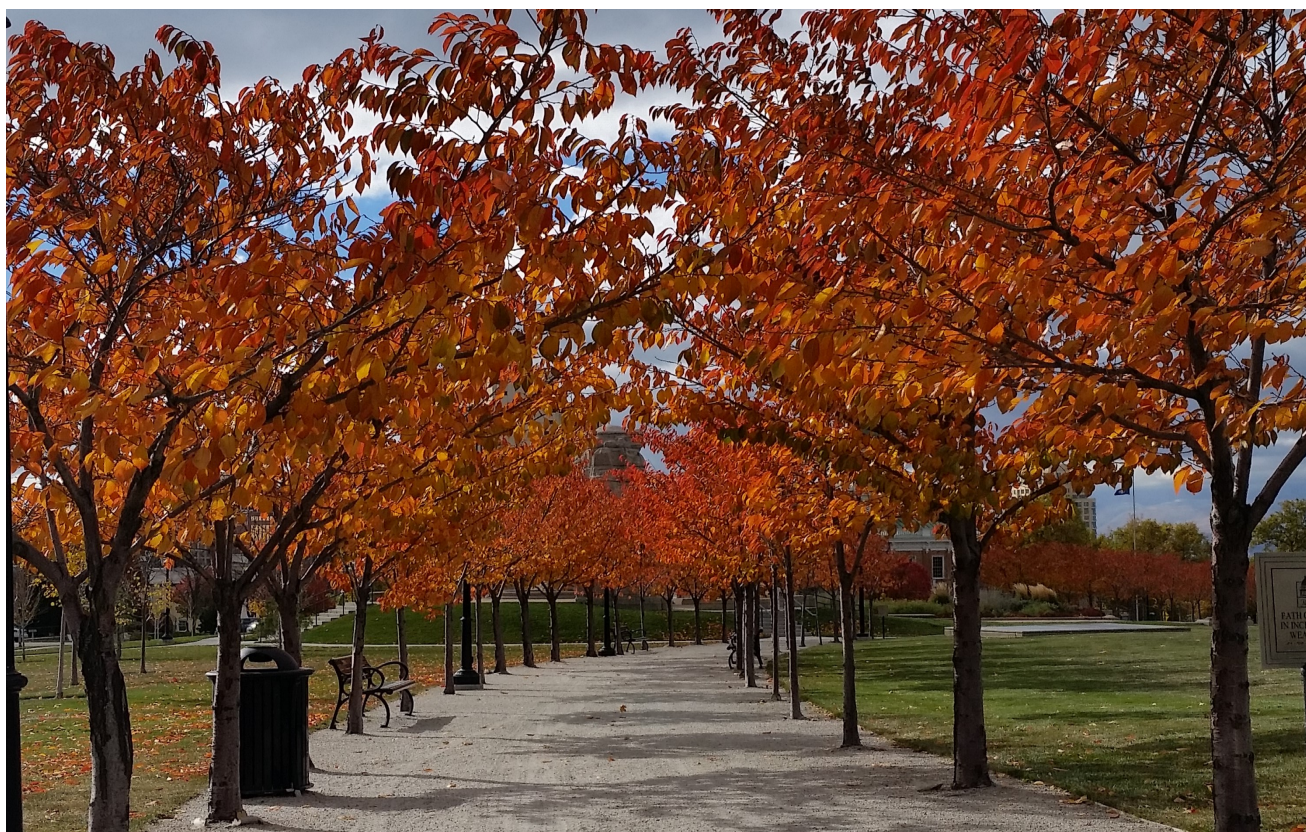
VA Benefits

Received a presentation from the Salt Lake City VA Regional Benefits Office on work that is being done.

VA Mission Act

Received a presentation from the VA Salt Lake City Health Care System on the VA Mission Act and the differences between the VA Mission Act and the Choice Act.

Chairs: Rep. Paul Ray / Sen. Todd Weiler
Staff: Samantha D. Brucker (Policy Analyst) / Esther D. Chelsea-McCarty (Attorney) / Sidnee Bailey (Administrative Assistant)



Draft Legislation Recommended by Legislative Committees for the 2020 General Session

Business and Labor Interim Committee

- [Blood Alcohol Limit Amendments](#)
- [Building Code Amendments](#)
- [Building Construction Amendments](#)
- [Division of Occupational and Professional Licensing Amendments](#)
- [Insurance Amendments](#)
- [Labor Commission Amendments](#)
- [Offset for Occupational Health and Safety Related Donations Sunset Extension](#)

Economic Development and Workforce Services Interim Committee

- [Affordable Housing Amendments](#)
- [Arts and Museums Revisions](#)
- [Economic Development Sunset Amendments](#)
- [Heritage and Arts Amendments](#)
- [Intergenerational Poverty Plan Implementation Program Extension](#)
- [Intergenerational Poverty Solution](#)
- [Resolution Recognizing the 250th Anniversary \(semiquincentennial\) of the United States of America](#)
- [Utah Works Program Amendments](#)
- [Workforce Services Amendments](#)

Education Interim Committee

- [Education Amendments](#)
- [Electronic Cigarettes in Schools Amendments](#)
- [School Absenteeism and Truancy Amendments](#)
- [School Meals Program Amendments](#)

Government Operations Interim Committee

- [Abusive Conduct Reporting Amendments](#)
- [Ballot and Voter Information Amendments](#)
- [Boards and Commissions Amendments](#)
- [Drug Disposal Program](#)
- [Election Amendments](#)
- [Congressional Vacancies Amendments](#)
- [Election and Campaign Amendments](#)
- [Government Operations Sunset Reauthorizations](#)
- [Joint Rules Resolution—United States Senate Vacancy](#)

Health and Human Services Interim Committee

- [Children's Hearing Aid Program Amendments](#)
- [Controlled Substances Revisions](#)
- [Crisis Services Amendments](#)
- [Electronic Cigarette and Other Nicotine Product Amendments](#)
- [Health Care Professional Licensing Amendments](#)
- [Mental Health Treatment Access Amendments](#)
- [Rural Residency Training Program Reauthorization](#)
- [Substance Use and Health Care Amendments](#)
- [Tanning for Minors](#)
- [Youth Electronic Cigarette, Marijuana, and Other Drug Prevention Program](#)

Judiciary Interim Committee

- [Abuse, Neglect, and Dependency Proceedings Amendments](#)
- [Attorney General Reporting Requirements](#)
- [Divorce Amendments](#)
- [Sex Offender Registry Amendments](#)
- [Substance Use Treatment and Assessment Decisions Amendments](#)
- [Tobacco Retailer Amendments](#)
- [Veterans Treatment Court Act](#)

Law Enforcement and Criminal Justice Interim Committee

- [Firearm Identification Amendments](#)
- [Parole Revocation Amendments](#)
- [Peace Officer Standards and Training Amendments](#)
- [Safety Inspections on Secondhand Vehicles](#)

Legislative Water Development Commission

- [Agricultural Water Optimization Task Force Amendments](#)
- [Proposal to Amend Utah Constitution -- Water Resources of Municipalities](#)
- [State Water Policy Amendments](#)
- [Water Banking Amendments](#)
- [Water Loss Accounting Act](#)

Native American Legislative Liaison Committee

- [Tribal Leaders Description Amendments](#)
- [Native American Legislative Liaison Committee Amendments](#)

Natural Resources, Agriculture, and Environment Interim Committee

- [Agricultural Water Optimization Task Force Amendments](#)
- [Concurrent Resolution Creating the Danger Cave State Monument](#)
- [Concurrent Resolution Creating the Old Iron Town State Monument](#)
- [Hazardous Substances Mitigation Act Sunset Extension](#)
- [Industrial Hemp Program Amendments](#)
- [Jordan River Recreation Area Funding Management](#)
- [Land Exchange Distribution Account Amendments](#)
- [Legislative Water Development Commission Sunset Amendments](#)
- [Proposal to Amend Utah Constitution -- Water Resources of Municipalities](#)
- [State Water Policy Amendments](#)
- [Waste Tire Recycling Act Amendments](#)

Draft Legislation Recommended by Legislative Committees for the 2020 General Session

Political Subdivisions Interim Committee

- [Amendments to County Form of Government](#)
- [Local Government and Limited Purpose Entity Registry Amendments](#)

Public Utilities and Technology Interim Committee

- [Public Service Commission Hearing Amendments](#)
- [Sales and Use Tax Modifications](#)

Retirement and Independent Entities Interim Committee

- [Heber Valley Historic Railroad Authority Sunset Date Extension](#)
- [Utah Retirement Systems Amendments](#)

Revenue and Taxation Interim Committee

- [Acquisition Cost Definition](#)
- [Certified Tax Rate Calculation Amendments](#)
- [Circuit Breaker Amendments](#)
- [Corporate Income Tax Credit Amendments](#)
- [Fuel Sales Tax Amendments](#)
- [Nonresident Income Amendments](#)
- [Property Assessment Procedure Amendments](#)
- [Sales Tax on Motor Vehicles](#)
- [Tangible Personal Property Tax Revisions](#)
- [Tax Commission Authority Amendments](#)
- [Tax Credit for Alternative Fuel Heavy Duty Vehicles](#)
- [Tax Exemption for Construction or Unoccupied Property](#)

Transportation Interim Committee

- [Joint Resolution Recognizing School Bus Drivers](#)
- [State Highway System Modifications](#)
- [Towing Signage Revisions](#)

Veterans and Military Affairs Commission

- [Veterans Preference in Private Employment](#)
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