



Selected Highlights of the 2020 General Session

March 12, 2020

Abortion

SB0067

Disposition of Fetal Remains

Bramble, C.

This bill enacts provisions relating to the disposition of fetal remains.

This bill:

- defines terms;
- requires a health care facility having possession of an aborted fetus or miscarried fetus to provide for the final disposition of the fetal remains;
- requires a health care facility to provide certain information to a woman regarding the disposition of an aborted fetus or miscarried fetus;
- requires a health care provider to notify a woman regarding the right to determine the final disposition of the remains of the aborted fetus before performing an abortion;
- requires a health care facility to allow a woman who has a medication-induced abortion to return the aborted fetus to the health care facility for disposition;
- requires a health care facility to maintain records that demonstrate compliance with the provisions of this bill;
- amends the Funeral Services Licensing Act to allow for the disposition of certain fetal remains;
- amends the information that must be included in the abortion information module and website; and
- makes technical and conforming changes.

SB0174

Abortion Prohibition Amendments

McCay, D.

This bill prohibits a pregnant woman from receiving an abortion, with limited exceptions.

This bill:

- defines terms;
- prohibits an abortion at any stage of a pregnant woman's pregnancy, except under certain circumstances;
- provides penalties for a physician who performs an unlawful abortion; and
- provides that, upon enactment, the provisions of this bill supercede any conflicting provisions.



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Agriculture

HB0018

Industrial Hemp Program Amendments

Daw, B.

This bill makes amendments to the industrial hemp program.

This bill:

- defines terms;
- 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;
 - establishes a process for enforcement of legal provisions relating to industrial hemp; and
 - makes technical changes.

HB0134

Raw Milk Products Amendments

Coleman, K.

This bill provides for the manufacturing, distribution, and sale of certain products produced from raw milk under certain circumstances.

This bill:

- defines terms;
- allows the manufacturing, distribution, and sale of certain products produced from raw milk under certain circumstances; and
- makes technical changes.

HB0232

Food Revisions

Roberts, M.

This bill creates permitting guidelines for agritourism food establishments and amends provisions relating to food handler and food safety permits.

This bill:

- defines terms;
- clarifies provisions related to the certification requirements for an individual who is a certified educator and who teaches a food program;
- clarifies provisions related to local health departments' documentation process for certified food safety managers;
- grants administrative authority to the Department of Health to make rules regarding sanitation, equipment, and maintenance requirements for microenterprise home kitchens; and
- grants administrative authority to local health departments to:
 - create and issue agritourism food establishment permits;
 - charge fees for issuing permits and inspecting premises; and
 - inspect agritourism food establishments, including inspecting the locations where food is prepared.



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HB0398 Plant Pest Emergency Control

Owens, D.

This bill addresses plant pest emergency control.

This bill:

- expands the scope of the insect infestation emergency control chapter;
- modifies definitions;
- addresses decision and action committees;
- addresses commissioner's authority to address plant pest emergencies;
- creates the Plant Pest Fund;
- amends provisions related to recovery of costs from an owner or occupant; and
- makes technical and conforming amendments.

Air Quality

HB0059 Tax Credit for Alternative Fuel Heavy Duty Vehicles

Stoddard, A.

This bill addresses the tax credit related to certain alternative fuel heavy duty vehicles.

This bill:

- extends the availability of the income tax credit related to certain alternative fuel heavy duty vehicles; and
- makes technical and conforming changes.

HB0235 Voluntary Home Energy Information Pilot Program

Arent, P.

This bill addresses a voluntary home energy information pilot program.

This bill:

- provides for the creation of model rules by the Office of Energy Development for a voluntary home energy information pilot program;
- requires the Office of Energy Development to administer or contract for the administration of an advisory committee and the development of model rules;
- requires the Office of Energy Development to develop model rules for a home energy performance score system;
- creates the Home Energy Information Advisory Committee to consult on the development of model rules for a home energy information pilot program and the home energy performance score system;
- specifies advisory committee membership and duties; and
- provides for a sunset of provisions relating to the voluntary home energy information pilot program.



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HB0259 **Electric Vehicle Charging Network**

Spendlove, R.

This bill requires the Department of Transportation to lead in the creation of a statewide electric vehicle charging network plan.

This bill:

- requires the Department of Transportation, in consultation with relevant private entities, to lead in the creation of a statewide electric vehicle charging network plan to provide electric vehicle charging facilities along certain state highways;
- requires the department to coordinate with other relevant state and local entities; and
- requires the department to present the plan to the Transportation Interim Committee.

HB0339 **Clean Air Special Group License Plate**

Handy, S.

This bill creates the Clean Air Support special group license plate.

This bill:

- creates the Clean Air Support special group license plate;
- requires donations of recipients of the license plate to be deposited into the Clean Air Fund and the Clean Air Support Restricted Account to fund education, awareness, and other programs to promote cleaner air; and
- makes technical changes.

HB0396 **Electric Vehicle Charging Infrastructure Amendments**

Snow, V. L.

This bill modifies public utilities provisions relating to electric vehicle battery charging infrastructure and service.

This bill:

- modifies the definitions of "electrical corporation" and "public utility" for purposes of public utility code provisions and expands the description of entities excluded from those definitions because they are entities that sell electric vehicle battery charging service;
- enacts definitions relating to electric vehicle battery charging station infrastructure and services;
- requires the Public Service Commission to authorize a large-scale electric utility's vehicle charging infrastructure program that allows for a \$50,000,000 investment, and provides for amendments to that program; and
- provides for a large-scale electric utility to recover the utility's investment in vehicle charging infrastructure.



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Alcohol

HB0157

Wine Services and Amendments

McKell, M.

This bill amends the Alcoholic Beverage Control Act to establish a wine subscription program.

This bill:

- defines terms;
- requires the Department of Alcoholic Beverage Control (department) to establish and administer a wine subscription program in which:
 - the department purchases a wine subscription on behalf of an individual;
 - a individual pays to the department the cost of the wine subscription plus, in addition to any tax or fee, an established markup;
 - wine purchased through the wine subscription program is shipped or transported to a department warehouse;
 - the department ships or transports wine purchased through the wine subscription program to a state store or package agency; and
 - an individual collects the wine from a state store or package agency;
- permits the department to charge a fee to cover costs of administering the wine subscription program;
- grants the commission rulemaking authority;
- removes the requirement that a person moving the person's residence into the state obtain department approval before bringing liquor for personal consumption into the state;
- removes the requirement that a person who inherits liquor that is located outside the state obtain department approval before bringing the liquor into the state; and
- makes technical and conforming changes.

HB0399

Alcohol Amendments

Hawkes, T.

This bill amends and enacts provisions of the Alcoholic Beverage Control Act.

This bill:

- defines terms;
- provides a grandfather clause for certain licensees regarding proximity requirements;
- prohibits advertising that promotes the intoxicating effects of alcohol or emphasizes the high alcohol content of an alcoholic product;
- enacts provisions regarding percentage lease agreements;
- consolidates provisions regarding qualifications for a resort license;
- grants the Alcoholic Beverage Control Commission (commission) plenary power to deem a license, permit, or certificate of approval forfeit;
- consolidates provisions regarding application requirements for retail licenses;
- grants the commission rulemaking authority to set standards for dispensing stations and areas;
-



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HB0399 (Cont'd)

Alcohol Amendments

Hawkes, T.

- permits certain package agencies and an on-premise banquet licensee to provide an alcoholic product free of charge to a guest room as part of room service under certain conditions;
- amends provisions regarding the timing of reporting violations;
- grants the department power to issue an order to show cause under certain conditions;
- amends provisions regarding multiple retail licenses operating on the same premises;
- amends provisions regarding bringing an alcoholic product onto or removing an alcoholic product from licensed premises;
- amends provisions regarding a retail licensee ceasing operation;
- amends operational requirements for a full-service restaurant licensee regarding leasing a locker for a patron's storage of wine;
- amends provisions regarding minors in or on the lounge or bar areas of certain licensees;
- amends the definition of recreational amenity;
- grants the commission power to designate by rule a recreational amenity under certain conditions;
- amends the total annual gross receipts from the sale of food that a reception center licensee must maintain;
- creates a hospitality amenity license as a retail license and establishes operational requirements;
- prohibits one or more licensees from having a retail license on the same licensed premises or adjacent to an off-premise beer retailer state licensee's licensed premises, except under certain conditions;
- amends the Transfer of Retail License Act to:
 - govern the transfer of an off-premise beer retailer state license, a manufacturing license, and an industrial or manufacturing use permit; and
 - permit the transfer of a bar establishment license across county lines;
- creates an arena license, including licensing requirements, operational requirements, and enforcement;
- consolidates provisions regarding sublicenses, creating the Sublicense Act;
- requires a person who substantially changes an event permit application to pay a nonrefundable fee;
- repeals provisions regarding enforcement of the Nuisance Retail Licensee Act in relation to hotel and resort licensees; and
- makes technical and conforming changes.



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Business

HB0029

Building Code Amendments

Schultz, M.

This bill amends construction provisions in Title 10, Utah Municipal Code, Title 15A, State Construction and Fire Codes Act, and Title 17, Counties.

This bill:

- amends provisions related to construction plans for a town, city, and county;
- permits certain structures to be exempt from requirements of the State Construction Code;
- adopts and amends the residential provisions of the 2018 edition of the International Swimming Pool and Spa Code;
- under certain conditions, exempts airport hangars from having a fire-resistance exterior wall rating of not less than two hours;
- deletes a provision for an emergency elevator communication system;
- amends provisions in the International Residential Code;
- amends citations in amendments to the International Plumbing Code;
- amends a citation in an amendment to the International Mechanical Code;
- amends provisions in the International Existing Building Code; and
- makes technical and conforming changes.

HB0312

Maintenance Funding Practices Act

Dunnigan, J.

This bill regulates maintenance funding practices under the Division of Consumer Protection within the Commerce Department.

This bill:

- defines terms;
- requires a maintenance funding provider to register with the Division of Consumer Protection;
- establishes operating requirements for a maintenance funding provider;
- establishes reporting requirements for a maintenance funding provider and the division;
- establishes requirements for maintenance funding agreements;
- requires a maintenance funding provider to make certain disclosures;
- grants rulemaking authority to the Division of Consumer Protection;
- requires the Division of Consumer Protection to administer and enforce the Maintenance Funding Practices Act; and
- addresses enforceability of a maintenance funding agreement.



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HB0319 **Consumer Lending Amendments**

Daw, B.

This bill amends Title 7, Chapter 23, Check Cashing and Deferred Deposit Lending Registration Act, Title 12, Collection Agencies, and Title 78B, Chapter 6, Part 3, Contempt.

This bill:

- amends registration requirements for deferred deposit lenders;
- amends reporting requirements for deferred deposit lenders;
- amends operational requirements for deferred deposit lenders;
- amends reporting requirements for the Commissioner of Financial Institutions regarding deferred deposit lenders;
- amends provisions relating to bail bonds;
- amends provisions related to damages to party aggrieved;
- permits a third party debt collection agency that accepts a financial transaction card for the transaction of business to charge a convenience fee under certain conditions; and
- makes technical and conforming changes.

HB0348 **Business Licensing Amendments**

McKell, M.

This bill amends the Insurance Code regarding license fees and taxes.

This bill:

- amends the Insurance Code regarding license fees and taxes.

HB0349 **Insurance Modifications**

Wheatley, M.

This bill enacts provisions related to life insurance, accident and health insurance, and long-term care insurance.

This bill:

- prohibits an insurer from discriminating in the offering, issuance, cancellation, amount of coverage, price, or any other condition of a life insurance, accident and health insurance, or long-term care insurance policy or contract due to the status of an individual as a living organ donor; and
- defines terms.



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HB0459 Financial Exploitation Prevention Act

Andersen, K.

This bill enacts the Financial Exploitation Prevention Act.

This bill:

- defines terms;
- permits a covered financial institution to delay certain transactions under certain circumstances;
- permits a covered financial institution to notify a law enforcement agency or Adult Protective Services under certain circumstances;
- grants immunity to a covered financial institution, except under certain circumstances; and
- requires the Office of the Attorney General to provide certain information regarding financial exploitation on the attorney general's website.

SB0153 Business Payroll Practices Amendments

Mayne, K.

This bill amends provisions of the Utah Construction Trades Licensing Act regarding unlawful conduct.

This bill:

- amends provisions of the Utah Construction Trades Licensing Act regarding unlawful conduct.

SB0183 Nonjudicial Foreclosure Amendments

Bramble, C.

This bill amends provisions of the Condominium Ownership Act and the Community Association Act.

This bill:

- amends terms;
- amends provisions related to nonjudicial foreclosure on a unit, including:
 - establishing limitations on nonjudicial foreclosure; and
 - exempting time share estates from certain limitations;
- amends provisions related to nonjudicial foreclosure on a lot, including:
 - establishing limitations on nonjudicial foreclosure; and
 - exempting time share estates from certain limitations; and
- makes technical and conforming changes.



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Child Welfare

HB0097

Newborn Safe Haven Amendments

Arent, P.

This bill modifies provisions relating to the safe relinquishment of a newborn child.

This bill:

- modifies the definition of "newborn child";
- subject to certain requirements, allows a parent or the parent's designee to safely relinquish a newborn child within 30 days after the day on which the child is born;
- clarifies the type of information that must be provided to the Division of Child and Family Services upon safe relinquishment of a newborn child;
- clarifies provisions relating to searches for a potential father of a newborn child who is safely relinquished and notice that must be provided to the potential father;
- requires the Department of Health to make rules relating to the resolution of conflicting birth and foundling certificates; and
- makes technical changes.

SB0065

Child Welfare Amendments

Harper, W.

This bill modifies provisions relating to child welfare.

This bill:

- modifies definitions;
- modifies provisions relating to a background check of an individual working in a congregate care program that serves children;
- deletes provisions requiring the Division of Child and Family Services to conduct certain assessments for in-home family services;
- modifies provisions relating to the circumstances under which the attorney general is required to represent the Division of Child and Family Services;
- deletes provisions requiring the Division of Child and Family Services to provide certain services to a delinquent, ungovernable, or runaway child;
- requires the Division of Juvenile Justice Services to, upon court order, conduct an assessment to determine whether provision of certain youth services to an ungovernable or runaway child is appropriate;
- modifies provisions relating to the juvenile court's jurisdiction over an ungovernable or runaway child;
- modifies the circumstances under which a child may be temporarily detained;
- requires the Division of Child and Family Services to report to the Social Services Appropriations Subcommittee regarding reimbursement rates for foster parents;
- modifies the circumstances under which the Department of Human Services is required to investigate reports of abuse or neglect;
-



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SB0065 (Cont'd)

Child Welfare Amendments

Harper, W.

- modifies provisions relating to the order of priority, qualifications, and considerations that apply to individuals with whom a child may be placed in an emergency placement, foster placement, or adoptive placement;
- clarifies provisions relating to who may file a legal action to prevent a person from engaging in child placing without a license;
- modifies notice requirements relating to certain information electronically filed with the court in an abuse, neglect, or dependency proceeding;
- clarifies the circumstances under which the court is required to review a placement decision for a child in a qualified residential treatment program; and
- makes technical changes.

Controlled Substances

HB0425

Medical Cannabis Modifications

Dailey-Provost, J.

This bill amends provisions regarding medical cannabis.

This bill:

- defines terms;
- broadens the definition of a "research university" for purposes of academic medical cannabis research;
- amends a provision regarding disclosure of ownership interest for cannabis production establishments and medical cannabis pharmacies;
- amends provisions regarding licensing agencies giving consideration to existing license holders when granting additional licenses in certain circumstances;
- removes a provision limiting the size of signage for cannabis production establishments and medical cannabis pharmacies;
- identifies the material cannabis cultivation facilities may acquire from industrial hemp cultivators and processors;
- amends agency reporting requirements to include information regarding testing of cannabis and cannabis products;
- provides certain immunity from liability for employees and agents of healthcare facilities in certain circumstances;
- lengthens the validity of an initial medical cannabis card;
- allows a patient to renew a medical cannabis card for a longer period in certain circumstances;
- allows an individual physically present with a medical cannabis patient cardholder in an emergency medical condition to handle medical cannabis to assist the patient in the administration of the medical cannabis;
- allows an individual with a certain letter from a medical professional to purchase medical cannabis from a medical cannabis pharmacy during the 2020 calendar year; and
- makes technical and conforming changes.



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SB0121

Medical Cannabis Amendments

Vickers, E.

This bill amends provisions related to medical cannabis.

This bill:

- defines terms;
- amends certain dosage form requirements for cannabinoid products;
- allows for the use of cannabidiol from outside the state in certain circumstances;
- provides for cannabis cultivation facilities rather than cannabis processing facilities to acquire industrial hemp waste from industrial hemp cultivators and processors;
- requires licensing agencies to give preference to certain abilities among license applicants;
- allows certain medical providers to access the electronic verification system regarding a patient the provider treats;
- amends proximity requirements regarding community locations;
- amends provisions regarding access to an inventory control system by certain financial institutions that the Division of Finance validates;
- allows the Utah Department of Agriculture and Food (UDAF) to grant a partial-year limited license to operate as a cannabis processing facility in certain circumstances;
- increases the ability of UDAF to revoke a cannabis production establishment license;
- allows for UDAF to operate an independent cannabis testing laboratory;
- clarifies provisions regarding license renewal;
- allows a cannabis cultivation facility to operate using up to two locations;
- allows for the use of stacking plants within allotted square footage limitations;
- allows for a cannabis production establishment to hold educational events under certain circumstances and in accordance with UDAF rules;
- allows an individual without a state cannabis-related license to transport medical cannabis devices in certain circumstances;
- amends provisions regarding flavoring of cannabis products;
- allows the Cannabinoid Product Board to review a broader category of scientific research;
- clarifies legal dosage limits;
- amends the directions of use and dosing guidelines that may be associated with a medical cannabis recommendation;
- amends the medicinal dosage form for unprocessed cannabis flower;
- amends provisions regarding access to the electronic verification system by law enforcement and certain medical staff;
- amends provisions regarding the obtaining and renewing of medical cannabis cards;
- reduces the degree required for the professional who diagnoses or confirms post-traumatic stress disorder as a qualifying condition;
- requires the Compassionate Use Board to review recommendations for the use of medical cannabis devices by patients under a certain age to vaporize medical cannabis;
- provides for an expedited petition process from the Compassionate Use Board to the Department of Health (DoH);



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SB0121 (Cont'd)

Medical Cannabis Amendments

Vickers, E.

- exempts the Compassionate Use Board from certain compensation restrictions;
- amends the patient limits on qualified medical providers and the specializations which allow qualified medical providers to recommend medical cannabis to a larger patient population;
- amends provisions regarding medical professionals advertising regarding medical cannabis;
- provides certain immunity from liability for employees and agents of healthcare facilities in certain circumstances;
- provides protections for state or political subdivisions employees using medical cannabis;
- provides that private employers are not required to accommodate the use of medical cannabis;
- amends provisions regarding designated caregivers for certain minors and patients in certain health care facilities;
- directs DoH to establish a registration process that would allow out-of-state patients visiting the state to purchase medical cannabis within the state under certain conditions;
- amends certain criminal penalties, including for certain nonresident patients, to be infractions on a first offense;
- increases the ability of DoH to revoke a medical cannabis pharmacy license;
- amends requirements for pharmacist counseling or consultation based on the directions of use and dosing guidelines that may accompany a medical cannabis recommendation;
- allows a medical cannabis pharmacy to purchase medical cannabis devices from a seller that does not have a state cannabis-related license;
- allow UDAF to conduct random sampling of medical cannabis in medical cannabis pharmacies;
- amends provisions regarding medical cannabis pharmacy advertising, including allowing a medical cannabis pharmacy to hold educational events under certain circumstances and in accordance with DoH rules;
- amends provisions regarding the transportation of medical cannabis and medical cannabis devices;
- prohibits a municipality or county that imposes certain restrictions on a medical cannabis pharmacy from restricting operations within certain hours;
- allows for the state central patient portal to facilitate electronic medical cannabis orders for an individual to obtain in person at a medical cannabis pharmacy;
- allows a pharmacy medical provider to transport medical cannabis in certain circumstances;
- provides that meetings of the Compassionate Use Board are closed meetings;
- amends the definition of marijuana;
- creates a rebuttable presumption for cannabidiol use in certain circumstances;
- exempts cannabis metabolite from a driving-related crime in certain circumstances;
- adds a cannabis-based drug to the Controlled Substances Act;
- amends the level of negligence required for certain marijuana-related vehicular injuries to constitute a felony;
- distinguishes medical cannabis devices from electronic cigarettes;
- exempts a lawful medical cannabis user from a weapons restriction;



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SB0121 (Cont'd)

Medical Cannabis Amendments

Vickers, E.

- provides for expungement of cannabis-related convictions in certain circumstances; and
- makes technical and conforming changes.

Domestic Violence

HB0403

Protective Order and Stalking Injunction Amendments

Snow, V. L.

This bill addresses protective orders and stalking injunctions.

This bill:

- creates and modifies definitions;
- modifies provisions relating to an individual's right to bail after violation of a jail release agreement or jail release court order;
- modifies and enacts provisions relating to the Administrative Office of the Court's duty to provide forms to an individual seeking a civil or criminal protective order or civil or criminal stalking injunction;
- extends the length of time the following are effective:
 - a child protective order issued against a respondent who is not the child's parent, guardian, or custodian;
 - a dating violence protective order;
 - a sexual violence protective order; and
 - a cohabitant abuse protective order;
- modifies the circumstances under which a child protective order may be sought, issued, modified, and vacated;
- modifies the orders the court may include as part of a child protective order;
- after issuance or denial of an ex parte protective order, modifies the time period within which the petitioner is required to request a hearing for the protective order and the time period within which the court is required to set a hearing date for the petition for the protective order;
- modifies and deletes provisions relating to expiration and modification of a cohabitant abuse protective order;
- modifies the circumstances under which a sexual violence protective order may be extended;
- modifies the penalty for a violation of a sentencing protective order and a continuous protective order;
- under certain circumstances, allows the court to issue a continuous protective order against a perpetrator of an offense that is not domestic violence;
- renumbers and amends provisions relating to criminal protective orders, civil protective orders, and stalking injunctions; and
- makes technical and conforming changes.



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Economic Development

HB0068 Apprenticeship and Work-based Learning Amendments

Gibson, F.

This bill modifies provisions related to the Talent Ready Utah Center, which is part of the Governor's Office of Economic Development.

This bill:

- defines terms;
- provides that the Talent Ready Utah Center may award funding for apprenticeship programs and work-based learning programs, subject to legislative appropriation;
- describes the entities that may partner to submit a proposal for funding for an apprentice program or work-based learning program;
- describes the requirements for receiving funding for an apprentice program or work-based learning program;
- describes the Talent Ready Utah Center's duties and reporting requirements related to administering funding for apprenticeship programs and work-based learning programs; and
- makes technical changes.

HB0347 Inland Port Modifications

Gibson, F.

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

This bill:

- modifies the definition of "publicly owned infrastructure and improvements" within the Utah Inland Port Authority Act to include energy-related facilities;
- enacts a provision allowing an owner within the authority jurisdictional land to establish a vested development right;
- enacts a severability provision;
- provides that money from legislative appropriations is nonlapsing;
- modifies inland port authority powers and duties, including power to adjust the boundary of the authority jurisdictional land;
- repeals provisions relating to appeals to the inland port authority's appeals panel;
- modifies language relating to the policies and objectives of the inland port authority;
- authorizes the inland port authority to use funds to encourage, incentivize, or require development with reduced environmental impact and to develop and implement zero-emissions logistics;
- eliminates language relating to an agreement for a municipality to provide municipal services;
- modifies language relating to the responsibilities of the executive director;
- modifies the membership of the inland port authority board;
- modifies provisions relating to the inland port authority's receipt and use of property tax differential;
- modifies a provision relating to a renewable energy tariff; and
- makes technical changes.



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HB0402

Regulatory Waiver Process

Robertson, A.

This bill modifies provisions related to the Department of Insurance.

This bill:

- defines terms;
- creates an insurance regulatory sandbox program in the Department of Insurance, which allows a participant to temporarily test innovative insurance products or services on a limited basis without otherwise being licensed or authorized to act under the laws of the state;
- describes the application process and the conditions of participating in the program;
- describes the responsibilities of the Department of Insurance in administering the program; and
- describes reporting requirements for participants in the program and for the Department of Insurance.

SB0095

Economic Development Amendments

Sandall, S.

This bill modifies provisions related to economic development.

This bill:

- defines terms, including "rural county";
- creates the Rural County Grant Program (grant program);
- describes the requirements for a rural county to apply for a grant under the grant program;
- requires each rural county that seeks to participate in the grant program to create a County Economic Development Advisory Board (CED board) and describes the membership and duties of a CED board;
- describes the requirements of the Governor's Rural Partnership Board and the Office of Rural Development in administering the grant program;
- moves the provisions of the Recycling Market Development Zone Act from the Governor's Office of Economic Development (GOED) to the Department of Environmental Quality;
- repeals provisions of the Utah Science Technology and Research Governing Authority Act;
- creates the Rural Speculative Industrial Building Program within GOED;
- modifies provisions related to certain GOED administered economic development programs;
- repeals provisions related to certain GOED administered economic development programs, which has the effect of ending those programs; and
- makes technical changes.



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SB0096 Emerging Technology Talent Initiative

Millner, A.

This bill creates a deep technology talent initiative within higher education.

This bill:

- defines terms, including "deep technology";
- creates and describes a deep technology talent initiative that will be developed and overseen by the State Board of Regents;
- describes what entities may participate in and create proposals to receive funding under the deep technology talent initiative;
- describes the requirements and process for receiving funding under the deep technology talent initiative; and
- creates an advisory council to make recommendations to the State Board of Regents regarding submitted proposals for funding under the deep technology talent initiative.

SB0112 Inland Port Amendments

Escamilla, L.

This bill modifies provisions of the Utah Inland Port Authority Act.

This bill:

- authorizes the Utah Inland Port Authority to establish a community enhancement program to address the impacts of development and inland port uses on adjacent communities and to use authority money to support the program;
- exempts money designated for the program from execution and other debt collection processes; and
- requires the authority to report on the program to legislative committees.

SB0133 Public-private Partnerships Amendments

Hemmert, D.

This bill enacts provisions relating to public-private partnerships.

This bill:

- requires the Governor's Office of Economic Development to engage a person to act as a facilitator for public-private partnerships in the state;
- provides for requirements for a facilitator under a contract with the Governor's Office of Economic Development; and
- provides a repeal date for the provisions relating to a facilitator.

SCR007 Concurrent Resolution Supporting the Sports Commission

Adams, J. S.

This bill recognizes the critical leadership role that the Utah Sports Commission has played over the past two decades in fostering, attracting, and hosting world-class sporting events throughout the state.

This resolution:

- expresses appreciation and ongoing support for the Utah Sports Commission; and
- recognizes the vital role the Utah Sports Commission plays in making Utah the "State of Sport."



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Education

HB0222 Start Smart Utah Breakfast Program

Johnson, D.N.

This bill creates the Start Smart Utah Program to expand access to school breakfast in public schools.

This bill:

- defines terms;
- creates the Start Smart Utah Program that:
 - requires a public school that participates in the National School Lunch Program to participate in the School Breakfast Program; and
 - requires a public school to use an alternative breakfast service model if a certain percentage of students qualify for free or reduced lunch;
- permits a public school to apply to the State Board of Education for a waiver of the requirements of the Start Smart Utah Program; and
- requires the State Board of Education to make rules for a waiver application, submission, review, and approval process.

HB0256 Student Aid Amendments

Kwan, K.

This bill requires the completion of the Free Application for Federal Student Aid to be eligible for certain state financial aid for higher education.

This bill:

- requires the completion of the Free Application for Federal Student Aid to be eligible for certain state financial aid for higher education; and
- makes technical and conforming changes.

HB0357 Public Education Funding Stabilization

Spendlove, R.

This bill provides for growth and stabilization in public education funding.

This bill:

- defines terms;
- amends the allowable purposes for the capital local levy in certain circumstances;
- provides for the Minimum School Program to be funded from the Uniform School Fund;
- provides for ongoing funding, including an additional amount for enrollment growth and inflation, for the Minimum School Program;
- provides for funding to and appropriations from a restricted account to stabilize education funding in circumstances in which revenues are insufficient to fund the public education system;
- provides for certain tax revenue to be distributed to the Uniform School Fund; and
- makes technical and conforming changes.



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SB0111

Higher Education Amendments

Millner, A.

This bill amends and enacts provisions related to higher education governance.

This bill:

- defines terms;
- renames the State Board of Regents to the Utah Board of Higher Education;
- enacts provisions related to the Utah Board of Higher Education, including:
 - powers and duties;
 - membership;
 - compensation for members; and
 - committees;
- creates a nominating committee to nominate individuals to the governor to appoint to the Utah Board of Higher Education;
- repeals the Utah System of Technical Colleges Board of Trustees;
- transitions duties of the Utah System of Technical Colleges Board of Trustees to the Utah Board of Higher Education;
- provides that the Utah Board of Higher Education is the successor to the Utah System of Technical Colleges Board of Trustees;
- provides for the transition in the membership of the Utah Board of Higher Education from the membership of the State Board of Regents and the Utah System of Technical Colleges Board of Trustees;
- creates the positions of associate commissioner for academic education and associate commissioner for technical education;
- repeals provisions related to the commissioner of technical education;
- amends provisions related to the selection of institution of higher education presidents;
- amends requirements related to an institution of higher education's authority to approve a new program of instruction;
- changes the name of a governing board for a technical college from a technical college board of directors to a technical college board of trustees;
- amends provisions related to the Higher Education Strategic Planning Commission, including extending the commission by one year;
- amends other provisions related to higher education; and
- makes technical and conforming changes.

SJR009

Proposal to Amend Utah Constitution - Use of Tax Revenue

McCay, D.

This joint resolution of the Legislature proposes to amend the Utah Constitution to modify a provision relating to the use of revenue from taxes on intangible property or from a tax on income.

This resolution proposes to amend the Utah Constitution to:

- expand the uses for revenue from taxes on intangible property or from a tax on income to include supporting children and individuals with a disability.



Selected Highlights of the 2020 General Session

March 12, 2020

Election Law

HB0017 Congressional Vacancies Amendments

Nelson, M.

This bill modifies the Election Code in relation to filling a vacancy in Congress.

This bill:

- 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 senator or 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 dates, deadlines, time frames, and procedures relating to a special election described in this bill; and
- makes technical and conforming changes.

HB0070 Repeal of Single-mark Straight Ticket Voting

Arent, P.

This bill amends provisions of the Election Code relating to the manner by which a voter casts a vote for all candidates from one political party.

This bill:

- removes provisions from the Election Code that allow an individual to cast a vote for all candidates from one political party without voting for the candidates individually;
- removes provisions relating to straight ticket party voting and scratch voting; and
- makes technical and conforming changes.

SB0083 Voter Registration Information Amendments

Anderegg, J.

This bill amends provisions relating to voter registration information.

This bill:

- modifies the information certain persons may obtain from a voter registration record;
- modifies privacy request provisions relating to voter registration records;
- permits a political party or a candidate for public office to obtain certain information from a voter registration record that is classified as private;
- establishes a process for a person, under certain circumstances, to prohibit a political party or candidate for public office from obtaining information from the person's voter registration record;
- modifies voter registration forms;
- makes it a crime to violate certain provisions of this bill with respect to accessing or using voter registration records and provides civil penalties;



Selected Highlights of the 2020 General Session

March 12, 2020

SB0083 (Cont'd)

Voter Registration Information Amendments

Anderegg, J.

- grants rulemaking authority to the director of elections in the Office of the Lieutenant Governor;
- classifies certain voter registration records, and related records, as private;
- grandfathers in the privacy classification of a voter registration record classified as private before the effective date of this bill; and
- makes technical and conforming changes.

Emergency Management

HJR024 Joint Resolution Extending the State of Emergency Due to Infectious Disease Covid-19 Novel Coronavirus

Ray, P.

This joint resolution extends the state of emergency due to infectious disease COVID-19 Novel Coronavirus.

This resolution:

- recognizes the Governor's executive order, issued on March 6, 2020, declaring a state of emergency due to infectious disease COVID-19 Novel Coronavirus;
- recognizes that the Governor has requested that the Legislature extend the state of emergency to June 30, 2020;
- finds that the extension is necessary to protect the health and welfare of the citizens of the state of Utah; and
- extends the state of emergency, due to infectious disease COVID-19 Novel Coronavirus, to June 30, 2020.

SB0130

911 Communications Amendments

Harper, W.

This bill modifies provisions relating to emergency communications systems.

This bill:

- modifies the powers of the Utah Communications Authority;
- modifies provisions relating to the Utah Communications Authority sales, leases, or trades of public safety communications network capacity;
- requires the PSAP advisory committee to recommend, the Utah Communications Authority Board to adopt, and public safety answering points to adopt a statewide CAD-to-CAD call handling and 911 call transfer protocol;
- modifies provisions relating to the Utah Communications Authority's strategic plan;
- requires the Utah Communications Authority to report to legislative committees on the authority's plan for and progress in implementing audit recommendations;
- modifies provisions relating to Utah Communications Authority divisions and advisory committees;
- provides for distributions from the Unified Statewide 911 Emergency Service Account to PSAPs who meet certain criteria;
- eliminates language relating to required meetings involving the authority's executive director, the Radio Network Division, and stakeholders, and relating to a required comprehensive plan;
- modifies the Utah Communications Authority's authority to charge fees;
-



Selected Highlights of the 2020 General Session

March 12, 2020

SB0130 (Cont'd)

911 Communications Amendments

Harper, W.

- requires the Department of Public Safety to enter into an agreement with a single public safety answering point serving within a county;
- modifies provisions relating to a required audit for certain counties;
- requires public safety answering points to comply with specified 911 call transfer rates; and
- makes technical changes.

Forestry and Fire

HB0066

Wildland Fire Planning and Cost Recovery Amendments

Albrecht, C.

This bill enacts and modifies provisions relating to wildland fire planning and cost recovery.

This bill:

- grants the Public Service Commission rulemaking authority to enact rules establishing procedures for the review and approval of a wildland fire protection plan;
- requires a qualified utility and an electric cooperative to prepare and submit for approval a wildland fire protection plan;
- specifies the information that is required to be included in a wildland fire protection plan;
- requires the Public Service Commission to review and approve a wildland fire protection plan submitted by a qualified utility;
- provides that a qualified utility may recover, through rates, the capital investments and expenses incurred to implement a wildland fire protection plan;
- requires a qualified utility to annually report certain capital investments and expenses incurred for the implementation of a wildland fire protection plan to the Public Service Commission;
- requires a governing authority of an electric cooperative to review and approve a wildland fire protection plan submitted by an electric cooperative;
- provides that a qualified utility or an electric cooperative with an electrical transmission fire protection plan are not considered to have negligently caused a wildland fire under certain circumstances;
- modifies the standard of care for a right of action for injuries to trees;
- specifies the liability provisions that apply for damages arising from a wildland fire; and
- makes technical and conforming changes.



Selected Highlights of the 2020 General Session

March 12, 2020

Government Operations (State Issues)

HB0010 Boards and Commissions Amendments

Roberts, M.

This bill repeals, places sunset provisions on, and amends and enacts provisions related to certain boards and commissions.

This bill:

- repeals the following entities and amends provisions related to the following entities:
 - the Arts and Culture Business Alliance;
 - the Deception Detection Examiners Board;
 - the Global Positioning Systems Advisory Committee;
 - the Hearing Instrument Specialist Licensing Board;
 - the Livestock Market Committee;
 - the Motorcycle Rider Education Advisory Committee;
 - the Pesticide Committee;
 - the Private Aquaculture Advisory Council;
 - the Residence Lien Recovery Fund Advisory Board;
 - the Serious Habitual Offender Comprehensive Action Program Oversight Committees;
 - the State Advisory Council on Science and Technology;
 - the State Law Library Board of Control;
 - the Survey and Excavation Permit Advisory Committee; and
 - the Veterans Memorial Park Board;
- adds sunset provisions to the following and provisions related to the following:
 - the advisory council for the Utah Schools for the Deaf and Blind;
 - the advisory council for the Division of Services for the Blind and Visually Impaired;
 - the Agricultural Advisory Board;
 - the Agricultural and Wildlife Damage Prevention Board;
 - the Agricultural Water Optimization Task Force;
 - the Alarm System Security Licensing Board;
 - the Architects Licensing Board;
 - the Board of Bank Advisors;
 - the Board of Credit Union Advisors;
 - the Board of Financial Institutions;
 - the Board of Tourism Development;
 - the Boating Advisory Council;
 - the Charter School Revolving Account Committee;



Selected Highlights of the 2020 General Session

March 12, 2020

HB0010 (Cont'd)

Boards and Commissions Amendments

Roberts, M.

- the Child Care Advisory Committee;
- the Child Support Guidelines Advisory Committee;
- the Coal Miner Certification Panel;
- the Committee of Consumer Services;
- the Concealed Firearms Review Board;
- the Coordinating Council for Persons with Disabilities;
- coordinating councils for youth in custody;
- the Data Security Management Council;
- the Decision and Action Committee;
- the Domesticated Elk Act advisory council;
- the Drug Utilization Review Board;
- the Early Childhood Utah Advisory Council;
- the Emergency Management Administration Council;
- the Employment Advisory Council;
- the Executive Residence Commission;
- the Federal Land Application Advisory Committee;
- the Forensic Mental Health Coordinating Council;
- the Governor's Committee on Employment of People with Disabilities;
- the Governor's Economic Development Coordinating Council;
- the Great Salt Lake Advisory Council;
- the Heritage Trees Advisory Committee;
- the Interpreter Certification Board;
- the Kurt Oscarson Children's Organ Transplant Coordinating Committee;
- the Land Use and Eminent Domain Advisory Board;
- the Livestock Brand Board;
- local advisory boards for the Children's Justice Center Program;
- market boards of control in the Department of Agriculture;
- the Medical Education Council;
- the Motor Vehicle Business Advisory Board;
- the Motor Vehicle Review Committee;
- the Museum Services Advisory Board;
- the Native American Remains Review Committee;
- the Newborn Hearing Screening Committee;



Selected Highlights of the 2020 General Session

March 12, 2020

HB0010 (Cont'd)

Boards and Commissions Amendments

Roberts, M.

- the Off-highway Vehicle Advisory Council;
- the Pawnshop and Secondhand Merchandise Advisory Board;
- the Powersport Motor Vehicle Franchise Advisory Board;
- the Primary Care Grant Committee;
- the Purchasing from Persons with Disabilities Advisory Board;
- the Recreational Trails Advisory Council;
- regional advisory councils for the Wildlife Board;
- the Residential Child Care Licensing Advisory Committee;
- the Residential Mortgage Regulatory Commission;
- the Search and Rescue Advisory Board;
- the Snake Valley Aquifer Advisory Council;
- the State Grazing Advisory Board;
- the State Instructional Materials Commission;
- the State Rehabilitation Advisory Council;
- the State of Utah Alice Merrill Horne Art Collection Board;
- the State Weed Committee;
- the Technology Initiative Advisory Board;
- transportation advisory committees;
- the Traumatic Brain Injury Advisory Committee;
- the Utah Children's Health Insurance Program Advisory Council;
- the Utah Commission on Service and Volunteerism;
- the Utah Council on Victims of Crime;
- the Utah Electronic Recording Commission;
- the Utah Health Advisory Council;
- the Utah Professional Practices Advisory Commission;
- the Utah Prosecution Council;
- the Wildlife Board Nominating Committee; and
- the Workers' Compensation Advisory Council;
- reinstates the Judicial Rules Review Committee, which was previously repealed, and enacts provisions related to the Judicial Rules Review Committee;
- provides for the Governor's Office of Economic Development to develop an incentives review process;
- repeals sunset provisions related to the Utah State Fair Corporation Board of Directors;
- repeals sunset provisions related to the Pete Suazo Utah Athletic Commission;



Selected Highlights of the 2020 General Session

March 12, 2020

HB0010 (Cont'd)

Boards and Commissions Amendments

Roberts, M.

- modifies appointments related to:
 - the Committee of Consumer Services;
 - the Health Facility Committee;
 - the Sentencing Commission; and
 - the Utah Seismic Safety Commission;
- amends provisions related to contributions to the Martha Hughes Cannon Capitol Statue Oversight Committee;
- adds provisions to an existing repealer for the Air Ambulance Committee;
- modifies reporting requirements related to boards and commissions;
- requires the Utah Public Notice Website and the governor's boards and commissions database to share certain information;
- requires the Division of Archives and Records Service to identify and report certain information;
- allows an individual to receive notifications regarding vacancies on certain boards and commissions;
- provides a portal through which a member of the public may provide feedback on an appointee or sitting member of certain boards and commissions; and
- makes technical changes.

SB0059

Daylight Saving Time Amendments

Harper, W.

This bill, subject to congressional authorization, places Utah on year-round mountain daylight time.

This bill:

- subject to congressional authorization, places Utah and all political subdivisions in Utah on year-round mountain daylight time.

SB0146

Boards and Commissions Modifications

Harper, W.

This bill creates conflicts of interest and vacancy procedures for certain types of boards, commissions, and committees.

This bill:

- defines terms;
- enacts procedures to follow for vacancies on certain types of boards, commissions, and committees;
- enacts procedures for a member of certain types of boards, commissions, and committees to follow when the member has a conflict of interest;
- modifies deadlines, and the information provided by the governor, with respect to certain non-judicial gubernatorial nominees;
- requires a Senate confirmation hearing, and provides an exception to a deadline waiver provision, for certain nominees;
- requires notice of anticipated vacancies in certain offices that require Senate consent; and
- makes technical changes.



Selected Highlights of the 2020 General Session

March 12, 2020

SB0207

Paid Leave Amendments

Weiler, T.

This bill requires certain state employers to offer paid postpartum recovery leave.

This bill:

- defines terms;
- requires certain state employers to provide certain employees paid postpartum recovery leave to recover from childbirth;
- requires the Department of Human Resource Management to adopt rules to administer postpartum recovery leave; and
- allows the Department of Administrative Services to transfer certain money for the costs of postpartum recovery leave.

Health

HB0086

Adult Autism Treatment Program

Hall, C.

This bill creates the Adult Autism Treatment Program.

This bill:

- defines terms;
- creates the Adult Autism Treatment Program within the Department of Health;
- describes the operation of the program; and
- creates the Adult Autism Treatment Account.

HB0207

Insulin Access Amendments

Thurston, N.

This bill creates mechanisms to increase Utahns' access to affordable insulin.

This bill:

- creates an incentive for health benefit plans to reduce the required copayments for insulin;
- directs the Insurance Department to conduct a study on insulin pricing;
- directs the Public Employees' Benefit and Insurance Program to purchase insulin at discounted prices and to create a program that allows Utahns to purchase the discounted insulin;
- increases the number of days for which an insulin prescription can be refilled; and
- authorizes a pharmacist to refill an expired insulin prescription.



Selected Highlights of the 2020 General Session

March 12, 2020

HB0272

Pharmacy Benefit Amendments

Ray, P.

This bill amends the Insurance Code.

This bill:

- renames the Pharmacy Benefit Manager Licensing Act as the Pharmacy Benefits Act;
- creates and amends definitions;
- amends pharmacy benefit manager reporting provisions;
- prohibits a pharmacy benefit manager from:
 - prohibiting or penalizing a pharmacist's disclosure of certain information regarding a prescription device;
 - requiring an insured customer from paying more than a specified amount for a prescription device;
 - reducing a pharmacy's total compensation for the sale of a drug, device, or other product or service unless the pharmacy benefit manager provides the pharmacy with at least 30 days notice;
 - amends provisions related to a pharmacy benefit manager denying or reducing a reimbursement to a pharmacy or a pharmacist after the adjudication of a claim;
- prohibits a pharmacy benefit manager from:
 - reimbursing a network pharmacy in the aggregate less than a pharmacy benefit manager affiliate in the aggregate in the same network;
 - engaging in certain actions related to a pharmacy that mails or delivers a prescription drug to an enrollee as an ancillary service; and
 - contracting with a health insurer in certain instances unless the pharmacy benefit manager agrees to regularly report to the insurer detailed, claim-level information regarding pharmaceutical manufacturer rebates received by the pharmacy benefit manager in connection with the contract;
- amends provisions related to out-of-state mail service pharmacies;
- amends provisions related to a prescription drug or device that is not readily available in all pharmacies;
- requires manufacturers and insurers to report certain information on the cost of prescription drugs to the Insurance Department;
- requires the Insurance Department to publish prescription drug information reported to the department;
- requires the Insurance Department to make rules, as necessary, to promote comparability of information reported to the department; and
- makes certain records a protected record under the Government Records Access and Management Act.



Selected Highlights of the 2020 General Session

March 12, 2020

SB0155 Medical Billing Amendments

Mayne, K.

This bill enacts provisions related to balance billing for certain health care services.

This bill:

- requires health care facilities and health care providers who engage in balance billing for certain health care services to submit a report to the Insurance Department;
- requires an insurer to provide certain information regarding reimbursement for emergency services to the Insurance Department;
- specifies the information that must be reported by a health care provider, a health care facility, or a health insurer;
- creates a reporting requirement; and
- creates a sunset date.

Homelessness

SB0244 Homeless Shelter and Services Sharing Amendments

Anderegg, J.

This bill modifies provisions of Title 35A, Chapter 8, Housing and Community Development Division.

This bill:

- defines terms;
- describes duties of the director of the Housing and Community Development Division, including the oversight of a Homeless Management Information System; and
- makes technical changes.

Housing

SB0039 Affordable Housing Amendments

Anderegg, J.

This bill modifies provisions related to affordable housing.

This bill:

- modifies the allowable uses for a community reinvestment agency's housing allocation;
- modifies the requirements for distributing money from the Olene Walker Housing Loan Fund;
- allows low-income housing tax credits to be assigned to another tax payer; and
- makes technical changes.



Selected Highlights of the 2020 General Session

March 12, 2020

SB0054 Mobile Home Amendments

Mayne, K.

This bill amends provisions in the Mobile Home Park Residency Act.

This bill:

- defines "public utility";
- requires a mobile home park to include in a lease agreement certain information relating to the costs charged by the mobile home park for public utility services;
- requires a mobile home park to provide residents with an annual disclosure describing how the mobile home park calculated residents' charges for public utility services during the previous 12-month billing period; and
- makes technical changes.

Indian Affairs

HB0116 Murdered and Missing Indigenous Women and Girls Task Force

Romero, A.

This bill creates the Murdered and Missing Indigenous Women and Girls Task Force.

This bill:

- creates the task force; and
- specifies duties of the task force.

SB0014 Tribal Leaders Description Amendments

Iwamoto, J.

This bill addresses tribal leaders.

This bill:

- amends the tribal leaders with which the Division of Indian Affairs is to coordinate meetings; and
- makes technical and conforming amendments.

Judicial Operations

HB0262 Juvenile Delinquency Amendments

Hall, C.

This bill amends provisions relating to juvenile delinquency.

This bill:

- modifies the definition of a youth offender in the custody of the Division of Juvenile Justice Services;
- adds a definition for a referral to a juvenile court for a nonjudicial adjustment;
- clarifies and amends the referral, citation, and petition process for the juvenile court;
- prohibits the prosecution of an individual for offenses that occurred before the individual was 12 years old with exceptions;
- makes technical and conforming changes.



Selected Highlights of the 2020 General Session

March 12, 2020

HB0384

Juvenile Justice Amendments

Snow, V. L.

This bill addresses provisions related to juvenile justice.

This bill:

- adds and modifies definitions;
- amends provisions regarding offenses committed by minors on school property, including requiring a referral to the Division of Juvenile Justice Services if a minor refuses to participate in an evidence-based intervention;
- amends a sunset date related to offenses committed by minors on school property;
- clarifies a reporting requirement for the Division of Juvenile Justice Services;
- defines the term "defendant" in Title 77, Chapter 38a, Crime Victims Restitution Act, to exclude a minor who is adjudicated, or enters into a nonjudicial adjustment, for any offense under Title 78A, Chapter 6, Juvenile Court Act;
- amends and clarifies the jurisdiction of the juvenile court, district court, and justice court regarding offenses committed by minors;
- requires a peace officer to have probable cause in order to take a minor into custody;
- requires a probable cause determination and detention hearing within 24 hours of a minor being held for detention;
- allows a court to order secure confinement for a minor if a minor's conduct resulted in death;
- requires a prosecutor or the court's probation department to notify a victim of the restitution process;
- requires a victim to provide the prosecutor with certain information for restitution;
- amends the amount of time that restitution may be requested;
- exempts certain offenses committed by a minor from the presumptive timeframes for custody and supervision;
- modifies the continuing jurisdiction of the juvenile court;
- amends the exclusive jurisdiction of the district court over minors who committed certain offenses;
- amends requirements for minors who are charged in the district court for certain offenses;
- repeals the certification and transfer of minors who committed certain offenses to the district court;
- allows that a criminal information may be filed for minors who are 14 years old or older and are alleged to have committed certain offenses;
- requires a preliminary hearing before a juvenile court to determine whether a minor, for which a criminal information or indictment has been filed, will be bound over to the district court to be held for trial;
- provides the requirements for binding a minor over to the district court;
- provides the detention requirements for a minor who has been bound over to the district court;
- allows a juvenile court to extend continuing jurisdiction over a minor to the age of 25 years old if a minor is not bound over to the district court; and
- makes technical and conforming changes.



Selected Highlights of the 2020 General Session

March 12, 2020

HB0435 Crime Victim Reparations and Assistance Board Amendments

King, Brian S.

This bill modifies provisions relating to the Utah Office for Victims of Crime and the Crime Victim Reparations and Assistance Board.

This bill:

- creates and modifies definitions;
- modifies the circumstances under which an individual is ineligible to receive a reparations award from the Utah Office for Victims of Crime;
- clarifies provisions relating to the total amount the Utah Office for Victims of Crime may provide to a victim as a reparations award;
- modifies provisions relating to assignment of claims and reimbursements for criminally injurious conduct made to the Utah Office for Victims of Crime;
- prohibits a medical service provider from seeking collection from a victim before a reparations award is determined by the Utah Office for Victims of Crime;
- tolls the statute of limitations for an action by a medical service provider while the Utah Office for Victims of Crime determines issuance of a reparations award; and
- makes technical and conforming changes.

SB0139 Amendments to Indigent Defense

Okerlund, R.

This bill addresses indigent defense services.

This bill:

- creates and modifies definitions;
- amends the right to counsel for certain parties;
- amends the powers, duties, and membership of the Utah Indigent Defense Commission;
- creates the Office of Indigent Defense Services;
- creates the powers and duties of the Office of Indigent Defense Services;
- amends provisions related to indigent defense grants;
- creates the Indigent Appellate Defense Division to serve rural counties;
- provides the powers and duties of the Indigent Appellate Defense Division;
- creates the position of chief appellate officer within the Indigent Appellate Defense Division; and
- makes technical and conforming changes.



Selected Highlights of the 2020 General Session

March 12, 2020

Law Enforcement and Criminal Justice

HB0171 **School Threat Amendments**

Stoddard, A.

This bill creates the crime of threats against schools.

This bill:

- creates the crime of threats against schools;
- defines schools as a preschool, elementary or secondary school;
- reduces the level if the perpetrator is a minor;
- provides that a threat against a school can be real or a hoax; and
- provides penalties and requires restitution.

HB0206 **Bail and Pretrial Release Amendments**

Pitcher, S.

This bill makes changes to provisions relating to bail.

This bill:

- defines terms;
- provides procedural changes related to law enforcement issued citations;
- creates a presumption of release for individuals arrested for certain criminal offenses while the individual awaits trial;
- provides that a person who is eligible for pretrial release shall be released under the least restrictive reasonably available conditions to ensure the appearance of the accused and the safety to the public;
- provides standards and guidance for imposition of pretrial release conditions and pretrial detention;
- creates a presumption of pretrial detention for certain criminal offenses;
- specifies the conditions under which a defendant may be denied pretrial release;
- specifies pretrial release conditions that may be ordered by the court;
- provides reporting requirements related to individuals released from law enforcement custody on various conditions;
- reduces the time allowance for bond forfeiture;
- creates a special revenue fund to fund pretrial services programs with money obtained from bond forfeiture proceedings; and
- makes technical and conforming changes.

HB0324 **Conviction Integrity Units**

Judkins, M.

This bill allows prosecution agencies to create conviction integrity units to review convictions.

This bill:

- describes conviction integrity units;
- creates definitions;
- provides that a prosecution agency may create a conviction integrity unit to review convictions;



Selected Highlights of the 2020 General Session

March 12, 2020

HB0324 (Cont'd)

Conviction Integrity Units

Judkins, M.

- provides that a conviction integrity unit may make recommendations for changes in convictions and sentences obtained by the prosecution agency;
- gives the prosecution agency discretion regarding the conviction integrity unit's recommendations;
- requires notice to the victim if a petition is filed by the prosecution agency; and
- gives the district court the discretion to provide relief.

SB0102

Bigamy Amendments

Henderson, D.

This bill modifies provisions defining the crime of and penalties associated with bigamy.

This bill:

- reclassifies the crime of bigamy as an infraction;
- classifies inducing involuntary bigamy as a third degree felony;
- modifies the list of crimes that, when committed in conjunction with bigamy, are a second degree felony; and
- makes conforming changes.

SB0214

Gambling Machine and Sweepstakes Amendments

Mayne, K.

This bill modifies provisions relating to gambling.

This bill:

- defines terms;
- modifies the crime of gambling;
- increases criminal penalties for an individual convicted of a gambling offense;
- prohibits placing a fringe gaming machine into operation;
- authorizes a municipality and county to seize gambling debts, proceeds, or a fringe gaming device under certain circumstances;
- provides a cause of action for a person who suffers economic loss as a result of a fringe gaming device, video gaming device, or gambling device or record; and
- makes technical and conforming changes.



Selected Highlights of the 2020 General Session

March 12, 2020

Legislative Operations

HJR016 Joint Rules Resolution - Amendments to Joint Rules

Dunnigan, J.

This rules resolution makes changes to the joint legislative rules.

This resolution:

- modifies the timing for when a newly elected legislator is considered eligible to request bill files;
- modifies the rules for determining when a non-returning legislator may no longer request bill files;
- consolidates rules relating to posting of bill-related information on the legislative website into a single section;
- changes the number of priority bill designations and modifies the deadlines for requesting priority bill designations;
- removes disused drafting deadline requirements;
- clarifies and modifies committee coverage and procedures related to:
 - the procedures for creating and the contents of interim committee notes placed on legislation; and
 - the display of draft legislation and committee note information on the legislature's website;
- requires certain information to be made available on the legislative website;
- modifies conflict of interest provisions;
- modifies and clarifies provisions related to adoption of interim committee study lists during the first yearly meeting of each interim committee;
- modifies provisions related to time periods when certain legislative committees are, with certain exceptions, prohibited from meeting;
- clarifies that legislators meeting remotely during an electronic meeting, are required to vote on motions, consistent with attendance in person;
- modifies provisions related to an interim committee electing to authorize chairs to independently open committee bill files;
- modifies requirements and procedures for the opening and drafting of committee bill files;
- requires draft legislation being considered in an interim meeting to be publicly posted on the Legislature's website for a certain period before the meeting time and provides that certain actions may not be taken if draft legislation fails to comply with the requirements;
- modifies provisions related to verbal amendments to draft legislation being reviewed in interim committees; and
- removes an outdated procurement rule.

SB0060 Advice and Consent Amendments

Mayne, K.

This bill amends provisions relating to the Senate's advice and consent for gubernatorial nominees.

This bill:

- modifies deadlines, and the information provided by the governor, with respect to non-judicial gubernatorial nominees;
- requires a Senate confirmation hearing, and provides an exception to a deadline waiver provision, for certain nominees;
- requires notice of anticipated vacancies in offices that require Senate consent;



Selected Highlights of the 2020 General Session

March 12, 2020

SB0060 (Cont'd)

Advice and Consent Amendments

Mayne, K.

- provides a process for government entities and other organizations to provide input on gubernatorial appointments;
- requires a judicial nominating commission to provide the list of nominees to the Senate at the time it provides the list to the governor;
- amends provisions requiring Senate consent to also require Senate advice; and
- makes technical changes.

SB0156

General Session Date Amendments

Millner, A.

This bill establishes the beginning date for annual general sessions of the Legislature.

This bill:

- designates the second Monday in January as the beginning of the annual general session of the Legislature; and
- makes technical changes.

SJR003 Proposal to Amend Utah Constitution -- Annual General Sessions of the Legislature

Millner, A.

This joint resolution of the Legislature proposes to amend the Utah Constitution to modify provisions relating to annual general sessions of the Legislature.

This resolution proposes to amend the Utah Constitution to:

- move the beginning date of annual general sessions of the Legislature from the fourth Monday in January to a day in January designated by statute; and
- provide that state holidays, in addition to federal holidays, are excluded from the limit on the number of days of annual general sessions of the Legislature.

SJR016 Joint Rules Resolution Regarding Electronic Meetings

Hemmert, D.

This joint rules resolution modifies legislative rules relating to electronic meetings.

This resolution:

- permits the Legislature to conduct electronic legislative sessions and legislative meetings under limited circumstances; and
- establishes procedures and requirements for electronic meetings pursuant to the requirements of the Open and Public Meetings Act.



Selected Highlights of the 2020 General Session

March 12, 2020

License Plates

SB0097

Personal License Plate Amendments

Escamilla, L.

This bill amends provisions related to the Motor Vehicle Division's authority to deny a personalized license plate request.

This bill:

- allows the Motor Vehicle Division to refuse to issue a license plate if the Motor Vehicle Division determines that the combination of letters and numbers disparages a group of people based on certain protected classes; and
- prohibits the Motor Vehicle Division from denying a personalized license plate request if the requested letters, numbers, or combination of both refer to an official state symbol.

Mental Health

HB0032

Crisis Services Amendments

Eliason, S.

This bill relates to crisis response treatment and resources.

This bill:

- defines terms;
- changes the name of the "Mental Health Crisis Line Commission" to the "Behavioral Health Crisis Response Commission";
- modifies the membership of the Behavioral Health Crisis Response Commission;
- expands the mobile crisis outreach team grant program to fund additional mobile crisis outreach teams in certain counties;
- requires the Division of Substance Abuse and Mental Health to administer a grant program for the development of a behavioral health receiving center;
- directs the Department of Health to:
 - apply for a waiver or a state plan amendment with Medicaid to offer a program to provide reimbursement for certain services that are provided in a behavioral health receiving center at a bundled daily rate;
 - if the waiver or state plan amendment is approved, require a managed care organization that contracts with Medicaid to provide reimbursement for certain services that are provided in a behavioral health receiving center; and
 - consult with accountable care organizations and counties when determining whether to integrate payment for certain services that are provided in a behavioral health receiving center;
- requires the Department of Human Services to establish a statewide stabilization services plan and standards for providing stabilization services to a child;
- requires the Division of Substance Abuse and Mental Health to implement a statewide warm line;
- requires the Behavioral Health Crisis Response Commission to study and make recommendations regarding implementation of the statewide warm line; and
- makes technical changes.



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March 12, 2020

HB0035 Mental Health Treatment Access Amendments

Eliason, S.

This bill modifies and enacts provisions relating to mental health treatment access.

This bill:

- defines terms;
- requires the Forensic Mental Health Coordinating Council, in consultation with the Utah Substance Use and Mental Health Advisory Council, to study and provide recommendations regarding the long-term need for adult beds at the Utah State Hospital;
- modifies the membership of the Utah Substance Use and Mental Health Advisory Council;
- requires the Division of Substance Abuse and Mental Health to:
- set standards for certification of assertive community treatment teams (ACT teams);
- make rules outlining the responsibilities of ACT teams;
- award a grant for the development of one ACT team; and
- implement and manage a housing assistance program for certain individuals released from the Utah State Hospital; and
- makes technical changes.

Occupational and Professional Licensing

SB0023 Division of Occupational and Professional Licensing Amendments

Bramble, C.

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

This bill:

- modifies the division's administrative fine authority;
- modifies the division's authority to grant a license by endorsement;
- modifies the responsibilities of the Uniform Building Code Commission;
- modifies the division's licensing fees for active duty personnel;
- modifies licensing regulations during disasters;
- removes good moral character provisions for many licensed professions;
- modifies provisions concerning the licensing requirements for certain cosmetology related professions;
- modifies the division's required uses of surcharges for certain professions;
- modifies background check provisions for certain medical professions and for licensed security guards;
- modifies the membership of the Plumbers Licensing Board and the Electricians Licensing Board;
- modifies provisions related to the health facility administrator license;
- modifies the citation authority of the division;
- modifies pharmacy notification requirements;
- modifies provisions related to prelitigation panels under the Utah Health Care Malpractice Act;
- modifies provisions related to disclosing information from the controlled substance database in criminal proceedings;



Selected Highlights of the 2020 General Session

March 12, 2020

SB0023 (Cont'd) Division of Occupational and Professional Licensing Amendments Bramble, C.

- modifies provisions related to unprofessional and unlawful conduct for professions regulated by the division; and
- makes technical and conforming changes.

SB0201 Professional Licensing Amendments Anderegg, J.

This bill modifies provisions of Title 58, Occupations and Professions.

This bill:

- modifies provisions related to the authority of the Division of Occupational and Professional Licensing (DOPL) to refuse to issue or renew a license based on an applicant's criminal history;
- modifies provisions related to an applicant requesting an agency review from DOPL for the refusal to issue or renew a license;
- modifies the definition of "unlawful conduct" related to the criminal record of an applicant or licensee; and
- makes technical changes.

Parks and Recreation

HB0283 Outdoor Adventure Commission Amendments Stenquist, J.

This bill addresses the Outdoor Adventure Commission conducting strategic planning activities related to the state's outdoor recreation opportunities.

This bill:

- defines terms;
- creates the Outdoor Adventure Commission;
- directs the commission to gather information on recreation assets and develop a strategic plan;
- designates what the strategic plan shall address;
- requires regional meetings;
- provides for the selection of consultants to assist in developing the strategic plan;
- addresses public-private partnerships;
- provides a sunset date; and
- makes technical changes.



Selected Highlights of the 2020 General Session

March 12, 2020

HCR002 Concurrent Resolution Creating the Old Iron Town State Monument

Duckworth, S.

This concurrent resolution creates the Old Iron Town State Monument.

This resolution:

- 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.

SCR001 Concurrent Resolution Creating the Danger Cave State Monument

Sandall, S.

This concurrent resolution creates the Danger Cave State Monument.

This resolution:

- 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.

Political Subdivisions (Local Issues)

HB0061 Amendments to County Form of Government

Wilde, L.

This bill amends provisions related to changing a county form of government.

This bill:

- amends definitions;
- provides a grandfather provision for counties that have initiated the process to change the county's form of government as of the effective date of this bill;
- authorizes, without an election, the establishment of a committee to study changing the county form of government after a successful petition or motion of a county legislative body;
- after a completed process to change the county form of government, prohibits the county legislative body or registered voters from initiating the process again until four years after the new county officers are elected;
- removes certain procedural restrictions based on county population size;
- amends the signature thresholds for a citizen petition to establish a study committee or propose an optional plan for adoption and prohibits the use of electronic signatures;
- requires petition sponsors to file financial disclosures;
- amends study committee membership and qualifications;
- limits the time frame allowed for a study committee to alter its proposed optional plan;
- prohibits a proposed optional plan from including certain provisions, including language specifying districts of county officials or compensation;



Selected Highlights of the 2020 General Session

March 12, 2020

HB0061 Amendments to County Form of Government

Wilde, L.

- limits the citizens or the county legislative body of a county of the fifth or sixth class to proposing either the county commission or expanded county commission form of government;
- requires the county to hold an election on a proposed optional plan at the next regular general election that is no sooner than 65 days after the county attorney submits a report on the proposed optional plan;
- requires the county clerk to prepare a voter information pamphlet on a proposed optional plan;
- after an election in which an optional plan is adopted, requires the county legislative body to adopt geographic district boundaries, compensation, and benefits for new county officers;
- repeals Title 17, Chapter 35b, Consolidation of Local Government Units and other provisions; and
- makes technical and conforming changes.

HB0280 Transient Room Tax Provisions

Albrecht, C.

This bill amends provisions related to the transient room tax.

This bill:

- defines terms;
- modifies expenditure requirements for certain counties that impose a transient room tax;
- requires a county that imposes a transient room tax to include certain expenditure information in the county's annual report;
- allows a county auditor to coordinate with the State Tax Commission in determining whether to require an audit of any person that is required to remit a transient room tax;
- removes certain time limitations applicable to a municipality's authority to impose a transient room tax; and
- makes technical and conforming changes.

Public Retirement and Insurance

SB0056 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 amending certain retirement and death benefits.

This bill:

- creates the New Public Safety and Firefighter Tier II Retirement Benefits Restricted Account;
- provides that a portion of the revenues collected from the tax on the admitted insurers shall be deposited in the New Public Safety and Firefighter Tier II Retirement Benefits Restricted Account;
- provides that funds in the New Public Safety and Firefighter Tier II Retirement Benefits Restricted Account shall be used to fund state agency costs associated with the employer pick up for employees that are members of the New Public Safety and Firefighter Tier II Retirement System and the Public Safety and Firefighter Tier II Hybrid Retirement System;



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March 12, 2020

SB0056 (Cont'd)

Public Safety and Firefighter Tier II Retirement Enhancements

Harper, W.

- requires a participating employer to make an additional nonelective contribution to an employee that is a member of the Public Safety and Firefighter Tier II Defined Contribution Plan, if the participating employer elects to pay the required member contribution as an employer pick up for employees that are members of the Public Safety and Firefighter Tier II Hybrid Retirement System;
- amends the line-of-duty death benefits payable to the surviving spouse of an active member of the New Public Safety and Firefighter Tier II Contributory Retirement System; and
- makes technical changes.

Redistricting

SB0200

Redistricting Amendments

Bramble, C.

This bill addresses provisions relating to the Utah Independent Redistricting Commission and redistricting.

This bill:

- defines terms;
- modifies redistricting requirements and related provisions;
- modifies the Utah Independent Redistricting Commission;
- establishes the commission's membership and term;
- addresses commission function, action, meetings, and staffing;
- provides for acquisition and use of materials, software, and services, including legal services, by the commission;
- describes the duties of the commission;
- provides for presentation of commission maps to the Legislature's redistricting committee;
- requires the Government Operations Interim Committee to conduct a review of the commission; and
- repeals existing independent redistricting commission provisions.

Revenue and Taxation

HB0185

Tax Restructuring Revisions - Repeal

Gibson, F.

This bill repeals S.B. 2001, Chapter 1, Laws of Utah 2019, Second Special Session.

This bill:

- repeals S.B. 2001, Tax Restructuring Revisions, which the Legislature passed during the 2019 Second Special Session.



Selected Highlights of the 2020 General Session

March 12, 2020

HB0269

Tax Credit Amendments

Sagers, D.

This bill creates tax credit provisions related to hydrogen.

This bill:

- creates a nonrefundable gross receipts tax credit for certain commercial energy systems that use hydrogen electrolysis systems;
- provides a process for obtaining a written certification to claim the gross receipts tax credit;
- provides rulemaking authority to the Office of Energy Development and the State Tax Commission to administer the written certification process to claim the gross receipts tax credit;
- creates nonrefundable corporate and individual income tax credits for certain commercial energy systems that use hydrogen electrolysis energy systems;
- provides a process for a lessee or assignee assigned a renewable energy systems income tax credit to obtain a written certification;
- defines "infrastructure" to include hydrogen fuel production or distribution projects for purposes of qualifying for a high cost infrastructure development tax credit; and
- makes technical and conforming changes.

HB0356

Railroad Amendments

Ferry, J.

This bill modifies provisions related to railroads.

This bill:

- repeals the state sales and use tax exemption for sales of fuel to a rail carrier for use in a locomotive engine;
- requires an approximate value of the resulting revenue be deposited into the General Fund;
- creates the Rail Transportation Restricted Account;
- provides that upon appropriation, the Department of Transportation shall use the money in the Rail Transportation Restricted Account for construction projects related to railroad crossings on class A, class B, and class C roads; and
- makes technical changes.

SB0239

Refinery Sales Tax Exemption

Okerlund, R.

This bill modifies provisions related to sales tax exemptions for certain refineries.

This bill:

- modifies the requirements for a refiner to qualify for the sales and use tax exemption for amounts paid or charged for a purchase or lease of certain equipment, parts, or supplies; and
- makes technical and conforming changes.



Selected Highlights of the 2020 General Session

March 12, 2020

Tobacco and Other Nicotine Products

HB0023 Tobacco and Electronic Cigarette Amendments

Hawkins, J.

This bill amends provisions related to tobacco products and electronic cigarettes.

This bill:

- defines terms related to electronic cigarettes and tobacco retailers;
- modifies the definition of a retail tobacco specialty business to include a business that appears to be a retail tobacco specialty business or sells a flavored electronic cigarette product;
- amends permit violations for tobacco retailers;
- creates requirements regarding verification of age for retail tobacco specialty businesses;
- modifies and places sunset provisions on dates from which laws are applicable to retail tobacco specialty businesses;
- authorizes regulation and testing of manufacturer sealed electronic substances;
- requires a tobacco retailer to maintain certain records;
- provides that a retail tobacco specialty shop may not be located within 1,000 feet of a school;
- creates civil penalties for a retail tobacco specialty business that allows an individual under 21 years old in certain circumstances to gain access to the premises of the business or to purchase a tobacco product or an electronic cigarette product;
- increases the minimum age for obtaining, possessing, using, providing, or furnishing tobacco products and paraphernalia and electronic cigarette products to 21 years old;
- prohibits a manufacturer, wholesaler, or retailer from providing certain discounts or giveaways for electronic cigarette products and tobacco products;
- prohibits a general tobacco retailer from selling, providing, or distributing a flavored electronic cigarette product;
- makes it a crime to fraudulently use or transfer proof of age to gain access to a retail tobacco specialty business or to purchase a tobacco product or electronic cigarette product;
- makes it a crime for an employee of a retail tobacco specialty business to allow an individual under 21 years old to purchase a tobacco product or an electronic cigarette product;
- preempts certain ordinances, rules, and regulations on tobacco products, electronic cigarette products, and tobacco paraphernalia;
- amends the number of times that a peace officer must conduct an investigation of a retail shop for underage tobacco sales; and
- makes technical and conforming changes.



Selected Highlights of the 2020 General Session

March 12, 2020

HB0058 Electronic Cigarettes in Schools Amendments

Pulsipher, S.

This bill addresses student use of alcohol, tobacco, electronic cigarette products, and other substances through education and prevention programs and discipline policies.

This bill:

- defines terms;
- requires local school boards to adopt discipline policies to address possession and use of electronic cigarette products on school grounds;
- renames the Underage Drinking Prevention Program the Underage Drinking and Substance Abuse Prevention Program;
- adds a requirement to teach a school-based prevention program for students in grade 4 or 5;
- adds a requirement to include education about the risks of electronic cigarette products in a school-based prevention program;
- requires schools to create a plan to address the causes of student use of tobacco, alcohol, electronic cigarette products, and controlled substances;
- creates a stipend for a specialist to administer the plan; and
- requires the state board to establish a library of best practices.

SB0037 Electronic Cigarette and Other Nicotine Product Amendments

Christensen, A.

This bill enacts and amends provisions relating to electronic cigarette products and nicotine products.

This bill:

- defines and coordinates terms;
- increases the minimum age for obtaining, possessing, using, providing, or furnishing of tobacco products, paraphernalia, and under certain circumstances, electronic cigarettes and nicotine products to 21 years old;
- imposes permitting requirements and processes for the sale of a nicotine product;
- requires a tobacco retailer to provide itemized receipts and to maintain an itemized transaction log for sales of a tobacco product, an electronic cigarette product, or a nicotine product;
- establishes a Youth Electronic Cigarette, Marijuana, and Other Drug Prevention Program within the Department of Health;
- creates a committee to advise the department on the Youth Electronic Cigarette, Marijuana, and Other Drug Prevention Program;
- creates the Electronic Cigarette, Marijuana, and Other Drug Prevention Grant Program operated by local health departments;
- specifies requirements relating to the Electronic Cigarette, Marijuana, and Other Drug Prevention Grant Program;
- applies civil penalties to the improper sale of a nicotine product;
- requires certain nicotine products to have a statement on the products' exterior packages that the products contain nicotine;
- creates a reduction on certain tax rates for products that are issued a modified risk tobacco product order by the United States Food and Drug Administration;
- imposes licensing and bonding requirements on a person that sells or distributes an electronic cigarette product or a nicotine product;



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March 12, 2020

SB0037 (Cont'd)

Electronic Cigarette and Other Nicotine Product Amendments

Christensen, A.

- imposes an excise tax on the sale in the state of an electronic cigarette substance, a prefilled electronic cigarette, an alternative nicotine product, a nontherapeutic nicotine device substance, and a prefilled nontherapeutic nicotine device;
- provides for the remittance of the tax collected;
- creates the Electronic Cigarette Substance and Nicotine Product Tax Restricted Account;
- addresses use of revenue from the taxation of an electronic cigarette substance, a prefilled electronic cigarette, an alternative nicotine product, a nontherapeutic nicotine device substance, and a prefilled nontherapeutic nicotine device;
- provides criminal penalties for a sale or a purchase of an electronic cigarette product or a nicotine product in violation of the law;
- prohibits a manufacturer, a wholesaler, or a retailer from providing certain discounts or giveaways for electronic cigarettes; and
- makes technical and conforming changes.

Transportation

HB0139

DUI Liability Amendments

Eliason, S.

This bill amends various provisions related to driving under the influence.

This bill:

- criminalizes a person's refusal to submit to a chemical test for alcohol or drugs related to suspicion of driving under the influence of alcohol or drugs in certain circumstances;
- provides penalties for a person's refusal to submit to a chemical test for alcohol or drugs related to suspicion of driving under the influence of alcohol or drugs;
- clarifies that driving under the influence is a strict liability offense;
- clarifies provisions related to driving in the wrong direction while driving under the influence;
- clarifies that the determination whether an individual is in actual physical control of a vehicle includes consideration of the totality of the circumstances, and creates a safe harbor provision related to that determination; and
- makes technical changes.

HB0183

Driver License Record Amendments

Lisonbee, K.

This bill requires the Driver License Division to provide notification to each applicant for a driver license or an identification card regarding the disclosure of certain information.

This bill:

- requires the Driver License Division to provide on each application for a driver license or an identification card information regarding the disclosure of personal identifying information;
- provides means for an individual to opt out of certain disclosures to the University of Utah for data collection in relation to genetic and epidemiologic research;



Selected Highlights of the 2020 General Session

March 12, 2020

HB0183 (Cont'd)

Driver License Record Amendments

Lisonbee, K.

- provides means for an individual to remove certain personal identifying information from the database controlled by the University of Utah;
- requires reports to the Transportation Interim Committee;
- requires auditing of the security of the University of Utah database; and
- makes technical changes.

SB0110

Electronic Driver License Amendments

Fillmore, L.

This bill creates a pilot program for the development of a program to issue an electronic license certificate, and later a permanent process for obtaining an electronic license certificate.

This bill:

- requires the Driver License Division to develop a pilot program for the issuance of an electronic license certificate or identification card;
- requires the Driver License Division to develop a permanent program for the issuance of an electronic license certificate or identification card; and
- makes technical changes.

SB0150

Transportation Governance and Funding Amendments

Harper, W.

This bill amends provisions related to transportation funding, motor vehicles, transportation network companies, and other transportation related items.

This bill:

- requires counties and municipalities to provide certain notifications to a large public transit district related to development that could impact public transit corridors;
- amends provisions related to safety standards of transportation network company vehicles;
- amends provisions related to public transit districts, including:
- removing a cap on the number of transit-oriented developments allowed;
- defining terms related to public transit infrastructure and planning; and
- provisions related to powers and responsibilities of the board of trustees and local advisory councils of a large public transit district;
- amends provisions related to odometer disclosures to comply with federal law;
- amends provisions related to registration fees for hybrid electric motor vehicles;
- amends provisions related to certain local option sales and use taxes regarding voter approval of certain sales tax impositions and approved uses of certain revenues;



Selected Highlights of the 2020 General Session

March 12, 2020

SB0150 (Cont'd) Transportation Governance and Funding Amendments Harper, W.

- requires the Department of Transportation to provide reports to the Legislature regarding the road usage charge program, implementation, and future inclusion of all motor vehicles;
- amends provisions related to the duties of and prioritization criteria considered by the Transportation Commission;
- amends provisions and defines terms related to the distribution of class B and class C road funds;
- allows certain funds related to class B and C roads to be used for administration of the class B and C road fund;
- amends provisions of the Transportation Investment Fund of 2005 related to programming of funds;
- amends provisions related to revenues generated by a tollway to allow revenues to be used for any state transportation purpose;
- amends provisions related to airport operators and the duties of peace officers and other employees interacting with traffic and air passengers; and
- makes technical changes.

Veterans Affairs

HB0400 National Guard Training Amendments Peterson, V.

This bill modifies provisions related to public officials who are deployed.

This bill:

- sets out the requirements for a public official who is deployed with the armed forces.

Water Utilities, Irrigation, and Sewer

HB0041 State Water Policy Amendments Stratton, K.

This bill:

- 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.

HJR003 Proposal to Amend Utah Constitution -- Water Resources of Municipalities 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:

- rewrite a provision relating to municipal water rights and sources of water supply;
- eliminate references to municipal waterworks; and



Selected Highlights of the 2020 General Session

March 12, 2020

HJR003 (Cont'd) Proposal to Amend Utah Constitution -- Water Resources of Municipalities

Stratton, K.

- specify the circumstances under which a municipality may supply water outside its boundary or commit to supply water outside its water service area.

SB0026 Water Banking Amendments

Iwamoto, J.

This bill addresses transactional water right banking.

This bill:

- authorizes the Board of Water Resources, the state engineer, and the Division of Water Resources to implement water banking;
- enacts the Water Banking Act, including:
 - defining terms;
 - outlining the objectives of a water right banking system;
 - providing the scope of the chapter;
 - addressing assistance by the Division of Water Resources;
 - addressing fees;
 - outlining how statutory water banks are established and amended;
 - outlining how contract water banks are established and amended;
 - requiring annual reports to the Board of Water Resources;
 - addressing default of a water bank and revocation of a water bank;
 - providing for the banking of water rights;
 - addressing condemnation of banked water rights;
 - addressing delivery request for loaned water rights in water banks;
 - addressing the enforcement powers of the state engineer; and
 - imposing reporting procedures on the board and the Department of Natural Resources;
- provides for a repeal date of the water banking provisions;
- specifies that water rights deposited in a water bank are not subject to abandonment or forfeiture while approved for use in a water bank; and
- makes technical and conforming amendments.

SB0051 Secondary Water Requirements

Anderegg, J.

This bill addresses the metering of pressurized secondary water.

This bill:

- repeals outdated language;
- enacts exemptions;



Selected Highlights of the 2020 General Session

March 12, 2020

SB0051 (Cont'd)

Secondary Water Requirements

Anderegg, J.

- addresses scope of sections; and
- makes technical changes.

Wildlife

HB0197 Fishing and Hunting Restrictions for Nonpayment of Child Support

Lisonbee, K.

This bill addresses a license, permit, or tag related to fishing and hunting.

This bill:

- defines terms;
- prohibits the issuance of a license, permit, or tag related to fishing or hunting if an individual is delinquent in child support;
- provides when a license, permit, or tag may be issued after delinquency;
- addresses responsibilities of the Division of Wildlife Resources and Office of Recovery Services;
- requires automation; and
- provides scope of the provision.

HB0228 Livestock Predators Removal Amendments

Snider, C.

This bill addresses predators of livestock.

This bill:

- defines terms;
- provides when, how, and by whom predators may be taken for depredation of livestock;
- addresses who owns a predator;
- requires money derived from the sale of a predator to be deposited into the Wildlife Resources Account; and
- addresses relationship to other rules or statutes.

HJR015 Proposal to Amend Utah Constitution - The Right to Hunt and Fish

Snider, C.

This joint resolution of the Legislature proposes to amend the Utah Constitution to enact language relating to a right to hunt and fish.

This resolution proposes to amend the Utah Constitution to:

- enact a provision relating to the individual right of the people to hunt and to fish; and
- specify what that right includes and provide limits on the effect of the language articulating the right.