

Interim Highlights

November 2023, Vol. 23, No. 6



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List of Committee Bills for the 2024 General Session as Of November 20, 2023

Legislative Interim Meetings

Meetings were held November, 15, 2023, or as noted

Administrative Rules Review and General Oversight

November 13, 2023

Charter School Authorization Requirements

Received a presentation from representatives of charter schools and the State Charter School Board updating the progress made since the committee's last meeting. Discussed recommended changes to the education code that would clarify the timeline for approval of new charter school authorizers.

Action: Opened a committee bill file to adopt the recommended changes to the authorization timeline in conjunction with the State Charter School Board and State Board of Education.

Commercial Use of Inedible Game Products

Received a presentation from committee staff and stakeholders on recent changes made by the Department of Natural Resources to administrative rule R657-5-20. Discussed whether the rule change prohibiting the commercial use of inedible game byproducts complies with the intent of the Legislature.

Action: Opened a committee bill file recommending to the Legislature that all administrative rules be authorized, with the exception of the relevant portions of administrative rule R657-5-20.

Davis School District Harassments Settlement

Received a presentation from administrators and board members from the Davis School District providing a summary of the <u>settlement agreement</u> between the district and the U.S. Department of Justice. Discussed the requirements of the settlement, including reporting requirements and how the district is involving students in proposed policy changes.

Chairs: Rep. Kera Birkeland / Sen. Curtis S. Bramble Staff: Rohnin Randles (Policy Analyst) / Christopher Williams (Attorney) / Tracey Fredman (Administrative Assistant)

Business and Labor

Alcohol Quota Study

Received a presentation from a legislator giving a progress update on the alcohol quota study previously discussed by the committee. Discussed the timeline for reviewing the finalized report and development of legislation for the upcoming 2024 General Session.

Draft Legislation: Behavioral Health Licensing Amendments

Action: Approved as a committee bill 2024 General Session draft legislation, "Behavioral Health Licensing Amendments," which would modify licensing requirements for mental and behavioral health professions.

Draft Legislation: Charitable Solicitations Act Amendments

Action: Approved as a committee bill 2024 General Session draft legislation, "Charitable Solicitations Act Amendments," which would amend provisions related to charitable solicitations.

Draft Legislation: Commercial Filing Amendments

Action: Approved as a committee bill 2024 General Session draft legislation, "Commercial Filing Amendments," which would require the Division of Corporations and Commercial Code to send notice to a secured party of record if a debtor files a termination statement terminating a financing statement.

Draft Legislation: Consumer Lender Notification Amendments

Discussed changes to 2024 General Session draft legislation, "Consumer Lender Notification Amendments," which would modify the requirements for engaging in business as a consumer lender in the state.

Draft Legislation: Consumer Review Fairness Amendments

Action: Approved as a committee bill 2024 General Session draft legislation, "Consumer Review Fairness Amendments," which would prohibit certain consumer contracts from including provisions that restrict the ability of consumers to review a good or service and grant enforcement authority to the Division of Consumer Protection.

Draft Legislation: Corporate Dissolution Amendments

Action: Approved as a committee bill 2024 General Session draft legislation, "Corporate Dissolution Amendments," which would prohibit the Division of Corporations and Commercial Code from administratively dissolving a corporation or nonprofit corporation until the division requests that the State Tax Commission certify whether the entity is in good standing and provide the entity's contact information on file.

Draft Legislation: Division of Consumer Protection Amendments

Action: Approved as a committee bill 2024 General Session draft legislation, "<u>Division of Consumer Protection</u> Amendments." which would:

- enact and repeal provisions related to consumer complaints to the Division of Consumer Protection;
- consolidate processes for submitting and addressing complaints; and
- clarify conditions under which complaints are classified as public records.

Draft Legislation: Employment of Minors Amendments

Discussed 2024 General Session draft legislation, "Employment of Minors Amendments," which would:

- amend provisions related to employment of minors, including changing the hours that minors under 16 years old may work; and
- amend the list of permitted occupations for minors 10 years or older and 14 years or older.

Draft Legislation: Healthcare Malpractice Prelitigation Hearing Amendments

Discussed 2024 General Session draft legislation, "Healthcare Malpractice Prelitigation Hearing Amendments," which would repeal provisions of the Health Care Malpractice Act related to healthcare malpractice prelitigation hearing panels.



Draft Legislation: Insurance Amendments

Action: Approved as a committee bill 2024 General Session draft legislation, "Insurance Amendments," which would:

- exempt a health care sharing ministry from regulation under the Insurance Code, provided the health care sharing ministry makes certain disclosures to participants and the commissioner;
- require that motor vehicle liability coverage also include substitute transportation and prohibit certain practices in providing the coverage;
- require that certain licensees and prospective licensees report to the commissioner any civil action that is filed against the licensee or prospective licensee and involves conduct related to a professional or occupational license; and
- make several other policy and technical changes.

Draft Legislation: International Licensing Amendments

Action: Approved as a committee bill 2024 General Session draft legislation, "International Licensing Amendments," which would broaden the Division of Professional Licensing's discretion to accept substantially similar education or experience in satisfaction of standard licensing requirements.

Draft Legislation: Physician Assistant Practice Amendments

Action: Approved as a committee bill 2024 General Session draft legislation, "Physician Assistant Practice Amendments," which would expand and clarify the scope of practice for a physician assistant.

Draft Legislation: State Construction and Fire Codes Amendments

Action: Approved as a committee bill 2024 General Session draft legislation, "State Construction and Fire Codes Amendments," which would modify the state construction and fire codes.

Draft Legislation: Utah Office of Regulatory Relief Revisions

Action: Approved as a committee bill 2024 General Session draft legislation, "<u>Utah Office of Regulatory Relief Revisions</u>," which would modify the Utah Office of Regulatory Relief's responsibilities, the general regulatory sandbox program, and the composition and duties of the general regulatory sandbox program advisory committee.

Report: Confinement of Egg-laying Hens

Discussed a <u>statutorily</u> required <u>report</u> from the Department of Agriculture and Food about the efforts taken by farm owners and operators to comply with provisions that prohibit the confinement of an egg-laying hen in an enclosure.

Chairs: Rep. A. Cory Maloy / Sen. Curtis S. Bramble Staff: Adam J. Sweet (Policy Analyst) / Rohnin Randles (Policy Analyst) / Amy Shewan (Attorney) / Austin Weenig (Attorney) / Finn Andrew Rose (Administrative Assistant)

Economic Development and Workforce Services

Deep Technology Talent Initiative Annual Report

Received a <u>presentation</u> from representatives of Talent Ready Utah, on the <u>Deep Technology Talent Initiative Annual Report</u>. Talent Ready Utah, as part of the Utah System of Higher Education, administers several programs teaching technical and computer science skills to students of all ages throughout the educational systems in Utah.

Electric Bike Amendments

Action: Amended and approved as a committee bill 2024 General Session draft legislation, "Electric Bike Amendments," which would refine the definition of electric assisted bicycles, requiring them to have moveable cranks with pedals attached at the time of manufacture.

Landowner Liability Amendments

Action: Approved as a committee bill 2024 General Session draft legislation, "Landowner Liability Amendments," which would expand the list of recreational activity injuries for which a landowner is not liable to include rock climbing and other similar activities.

Outdoor Recreation Infrastructure Amendments

Action: Approved as a committee bill 2024 General Session draft legislation, "Outdoor Recreation Infrastructure Amendments," which would alter the definition of "outdoor recreation infrastructure" to match the definition in Utah Code Section 79-7-501.

Utah Housing Policy Audit

Received a <u>presentation</u> from the Office of the Legislative Auditor on a performance <u>audit</u> of Utah Housing Policy. The audit reviews housing needs in Utah and the impact of previous legislation on housing trends and makes recommendations for future action.

Chairs: Rep. Jeffrey D. Stenquist / Sen. Ronald M. Winterton Staff: Sivan Nizan (Policy Analyst) / Anikka Hoidal (Attorney) / Samantha Merrell (Administrative Assistant)

Education

Draft Legislation: Alternative Education Scholarship Combination

Action: Amended and approved as a committee bill 2024 General Session draft legislation, "Alternative Education Scholarship Combination," which would combine the Carson Smith Scholarship and Special Needs Opportunity Scholarship Programs into the Carson Smith Opportunity Scholarship Program and allow preschool and home school students to be eligible for a scholarship.

Draft Legislation: Classroom Neutrality

Reviewed draft legislation that would address neutrality for school officials and employees and incorporate recommendations from a State Board of Education working group on this issue.

Draft Legislation: Education Entity Amendments

Received a <u>presentation</u> from a legislator on 2024 General Session draft legislation "<u>Education Entity Amendments</u>," which would extend to home and micro-schools the duties, requirements, waivers, and rights currently granted to private and charter schools.

Action: Approved as a committee bill 2024 General Session draft legislation, "Education Entity Amendments."

Draft Legislation: Public Education Program Modifications

Action: Amended and approved as a committee bill 2024 General Session draft legislation, "Public Education Program Modifications," which would implement a number of technical changes requested by the State Board of Education during the October 11, 2023, interim meeting.

Draft Legislation: Sensitive Material Review Amendments

Action: Amended and approved as a committee bill 2024 General Session draft legislation, "Sensitive Material Review Amendments," which would clarify the definition of sensitive materials by establishing objective and subjective criteria for evaluating instructional materials in public education settings.

Draft Legislation: Statewide Online Education Program Modifications

Received an update from a legislator on progress made by a working group on the Statewide Online Education Program and discussed 2024 General Session draft legislation, "Statewide Online Education Program Modifications," which was opened by the chairs at the request of the State Board of Education.

Chairs: Rep. Candice B. Pierucci / Sen. John D. Johnson Staff: Micah Ann Wixom (Policy Analyst) / Robert Wood (Policy Analyst) / Rhonda Bailey (Attorney) / Jeff Van Hulten (Attorney) / Mike Curtis (Managing Associate General Counsel) / Taylor Calabrese (Administrative Assistant)

Government Operations

Draft Legislation: Criminal Threat or Interference Amendments

Action: Amended and approved as a committee bill 2024 General Session draft legislation, "Criminal Threat or Interference Amendments," which would modify provisions related to criminal offenses conducted against a public servant, party official, or voter.

Draft Legislation: Department of Government Operations Revisions

Action: Approved as a committee bill 2024 General Session draft legislation, "Department of Government Operations Revisions," which would amend provisions related to the Division of Finance and the Division of Purchasing and General Services.

Draft Legislation: Division of Human Resource Management Amendments

Action: Approved as a committee bill 2024 General Session draft legislation, "<u>Division of Human Resource Management Amendments</u>," which would modify provisions of the Utah State Personnel Management Act.

Draft Legislation: Election Revisions

Discussed 2024 General Session draft legislation, "<u>Election Revisions</u>," which would modify provisions of the Election Code.

Draft Legislation: Electronic Notarization Amendments

Action: Approved as a committee bill 2024 General Session draft legislation, "<u>Electronic Notarization</u> <u>Amendments</u>," which would modify provisions related to electronic notarizations.

Draft Legislation: Initiatives and Referenda Amendments

Action: Approved as a committee bill 2024 General Session draft legislation, "Initiatives and Referenda Amendments," which would amend provisions relating to collecting signatures for, or removing signatures from, an initiative petition or a referendum petition.

Draft Legislation: Paid Leave Modifications

Action: Approved as a committee bill 2024 General Session draft legislation, "Paid Leave Modifications," which would address paid leave for certain state employees.

Draft Legislation: State Boards and Commissions Amendments

Action: Approved as a committee bill 2024 General Session draft legislation, "State Boards and Commissions Amendments," which would establish sunset provisions for certain boards and commissions.

Post-Election Audit Study

Received a <u>presentation</u> on a post-election audit <u>study</u> provided to the Office of the Lieutenant Governor.

Required Reports

Received the following reports in accordance with statutory reporting requirements:

- <u>Utah Department of Veterans and Military Affairs</u> <u>update</u>;
- 2023 Report from Driver License Division on HB 448;
- Boards and Commissions Review; and
- Government Records Ombudsman Report.

Chairs: Rep. Calvin R. Musselman / Sen. Daniel W. Thatcher / Sen. Ronald M. Winterton
Staff: Lisa Sorensen (Policy Analyst) / Michael Cipriano (Attorney) / Thomas R

Whiterton Staff: Lisa Sorensen (Policy Analyst) / Michael Cipriano (Attorney) / Thomas R. Vaughn (Managing Associate General Counsel) / Tracey Fredman (Administrative Assistant)

Health and Human Services

Behavioral Healthcare

Received a <u>handout</u> from staff on 2024 General Session draft legislation, "<u>Behavioral Health System Amendments</u>," which would:

- amend three commissions and councils;
- create the Utah Behavioral Health Commission within the Department of Health and Human Services;
- create a Legislative Policy Committee under the commission; and
- sunset the commission in 2029.



Actions: Approved as a committee bill 2024 General Session draft legislation, "Behavioral Health System Amendments."

Approved as a committee bill 2024 draft legislation, "Behavioral Health Crisis Response Modifications," which would provide for the award of grants for the development of mobile crisis outreach teams and rural behavioral health receiving centers.

Contingency Planning for Continuity of Health and Human Services

Heard from the <u>Office of the Legislative Fiscal Analyst</u> and a <u>committee member</u> on managing federal funding risk.

Actions: Approved as a committee bill 2024 General Session draft legislation, "Federal Funds Contingency Planning," which would:

- repeal the annual federal receipts reporting requirement for state agencies;
- require certain state agencies to prepare a federal funds contingency plan at least every two years; and
- require a state sovereignty evaluation and a contingency analysis and plan with each federal funds request or reauthorization.

Approved as a committee bill 2024 General Session draft legislation, "<u>Health and Human Services Funding Amendments</u>," which would:

- require the Office of the Legislative Fiscal Analyst to analyze and make recommendations;
- extend the Medicaid Expansion Fund sunset date;
- fold the Medicaid Restricted Account into the Medicaid Growth Reduction and Budget Stabilization Account; and
- amend the conditions under which the Legislature may appropriate money from the Medicaid Growth Reduction and Budget Stabilization Account.

Health and Human Services Reporting Requirements

Action: Approved as a committee bill 2024 General Session draft legislation, "Health and Human Services Reporting Requirements," which would modify and repeal reporting provisions related to Department of Health and Human Services programs and replace a report for the Hepatitis C Outreach Pilot Program with a sunset date for the program.

Services for People with Disabilities

Heard from a committee member on the need for legislation to ensure that individuals with an intellectual or developmental disability can continue to be employed by sheltered workshops.

Social Work Licensure Compact

Action: Approved as a committee bill 2024 General Session draft legislation, "Social Work Licensure Compact," which would enact the Social Work Licensure Compact and provide rulemaking authority.

Chairs: Rep. Ken Ivory / Sen. Michael S. Kennedy Staff: Mark D. Andrews (Policy Analyst) / Seth Anderson (Policy Analyst) / Alan Houston (Attorney) / Christopher Williams (Attorney) / Gregory N. Gunn (Attorney) / Shay Berger (Administrative Assistant)

Judiciary

Draft Legislation: Airport Law Enforcement Amendments

Action: Approved as a committee bill 2024 General Session draft legislation, "Airport Law Enforcement Amendments," which would provide for the Department of Public Safety and the Utah Highway Patrol to assume law enforcement services for certain airports under certain conditions.

Draft Legislation: Criminal Accounts Receivable Amendments

Action: Approved as a committee bill 2024 General Session draft legislation, "Criminal Accounts Receivable Amendments," which would allow eligible individuals to request that the Office of State Debt Collection credit a portion of restitution payments against certain debts owed to the state.

Draft Legislation: Employment Confidentiality Amendments

Action: Approved as a committee bill 2024 General Session draft legislation, "Employment Confidentiality Amendments," which would make void and unenforceable nondisclosure and non-disparagement clauses in employment contracts and settlement agreements regarding sexual harassment and sexual assault disputes.

Draft Legislation: Joint Resolution Supporting Justice Court Reform

Action: Approved as a committee bill 2024 General Session draft legislation, "Joint Resolution Supporting Justice Court Reform," which would express the Legislature's support for the phased implementation of justice court reform.

Draft Legislation: Justice Court Reform Task Force Sunset Extension

Action: Approved as a committee bill 2024 General Session draft legislation, "Justice Court Reform Task Force Sunset Extension," which would extend the sunset date of the Justice Court Reform Task Force by 18 months.

Draft Legislation: Parental Rights Amendments

Action: Approved as a committee bill 2024 General Session draft legislation, "Parental Rights Amendments," which would clarify the requirements and procedure for voluntary relinquishment of parental rights.

Draft Legislation: Sexual Offenses Amendments

Action: Approved as a committee bill 2024 General Session draft legislation, "Sexual Offenses Amendments," which would clarify the conduct required for an actor to be guilty of certain sexual crimes committed against children.

Mental Health and Criminal Justice Working Group Update

Received a <u>presentation</u> from committee staff regarding the working group that the committee authorized to study issues related to mental health and criminal justice, which included policy proposals related to civil commitment and assisted outpatient treatment.

Sunset Review of the Interdisciplinary Parental Representation Pilot Program

Considered 2024 General Session draft legislation, "Interdisciplinary Parental Representation Pilot Program Sunset Extension," which would extend the sunset of the Interdisciplinary Parental Representation Pilot Program by two years.

Chairs: Rep. Jon Hawkins / Sen. Todd D. Weiler Staff: Jonathan Adams (Policy Analyst) / Eric N. Weeks (Managing Associate General Counsel) / Jacqueline Carlton (Attorney) / Naomi Garrow (Administrative Assistant)

Justice Court Reform Task Force

November 7, 2023

Draft Legislation: Joint Resolution Supporting Justice Court Reform

Action: Recommended to the Judiciary Interim Committee 2024 General Session draft legislation, "Joint Resolution Supporting Justice Court Reform," which would express the Legislature's support for the phased implementation of justice court reform, with amendments to clarify how and when the reforms would be implemented.

Draft Legislation: Justice Court Reform Task Force Sunset Extension

Action: Recommended to the Judiciary Interim Committee 2024 General Session draft legislation "Justice Court Reform Task Force Sunset Extension," which would extend the sunset date by one year.

Justice Court Reform Proposal

Received a presentation from task force chairs regarding their <u>proposal</u> for justice court reform and the <u>timeline</u> for its phased implementation.

Chairs: Rep. Nelson T. Abbott / Sen. Kirk A. Cullimore Staff: Jonathan Adams (Policy Analyst) / Jacqueline Carlton (Attorney) / Naomi Garrow (Administrative Assistant)

Law Enforcement and Criminal Justice

A Performance Audit of the Utah State Correctional Facility: An Examination of Staffing, Culture, Safety, and Security

Received a <u>presentation</u> from the Office of the Legislative Auditor General on the findings and recommendations from Report 2023-17, <u>A Performance Audit of the Utah State Correctional Facility: An Examination of Staffing, Culture, Safety, and Security.</u>

Criminal and Juvenile Justice Database

Action: Approved as a committee bill 2024 General Session draft legislation, "Public Safety Data Amendments," which would amend and enact provisions related to the collection and reporting of public safety data, including changing the name of the "criminal and juvenile justice database" to the "public safety portal."

Criminal Code Amendments

Received a <u>presentation</u> from committee staff on 2024 General Session draft legislation, "<u>Criminal Code</u> <u>Amendments</u>," which would make changes to criminal offenses in Title 76, Utah Criminal Code.

Action: Approved as a committee bill 2024 General Session draft legislation, "Criminal Code Amendments."

Domestic Violence Modifications

Action: Approved as a committee bill 2024 General Session draft legislation, "Domestic Violence Modifications," which would add the crime of propelling a bodily substance or material to the list of crimes that qualify as a domestic violence offense in certain circumstances.

Firearm Modifications

Action: Approved as a committee bill 2024 General Session draft legislation, "<u>Firearm Modifications</u>," which would address the punishment for individuals who use or possess a firearm while distributing illegal drugs.

Justice Reinvestment Initiative Report

Received a <u>report</u> from the Commission on Criminal and Juvenile Justice on the progress made on the five goals of the Justice Reinvestment Initiative as well as general crime indicators and the broad effects of reform.

Murdered and Missing Indigenous Relatives Task Force

Received an update from the Murdered and Missing Indigenous Relatives Task Force on the task force's <u>report</u> that addresses policy, best and emerging practices, and current issues in Utah.

Public Safety Workforce: Mental Health Services for First Responders

Action: Approved as a committee bill 2024 General Session draft legislation, "First Responder Mental Health Services Grant Program," which would:

- expand eligibility for the grant program;
- expand the institutions at which recipients may use the grant program; and
- modify the State Board of Higher Education's responsibilities for administering the grant program.

School Safety Amendments

Action: Approved as a committee bill 2024 General Session legislation, "School Safety Amendments," which would establish a system for school safety incidents.

Substance Use and Criminal Justice

Received a <u>presentation</u> from committee staff on 2024 General Session draft legislation, "<u>DUI Testing Amendments</u>," which would amend provisions related to testing of bodily fluids for purposes of an investigation of driving under the influence.



Action: Approved as a committee bill 2024 General Session draft legislation, "DUI Testing Amendments."

Chairs: Rep. Ryan D. Wilcox / Sen. Keith Grover Staff: John Feinauer (Managing Policy Analyst) / Sarah Flanigan (Policy Analyst) / Shad Larson (Attorney) / Jackie Rogers (Attorney) / Taylor Calabrese (Administrative Assistant)

<u>Legislative Water Development</u> <u>Commission</u>

November 13, 2023

Draft Legislation: Utah Water Ways Amendments

Action: Approved as a commission bill 2024 draft legislation, "<u>Utah Water Ways Amendments</u>," which would outline coordination related to water and the public education system.

Draft Legislation: Water Efficient Landscaping Requirements

Action: Approved as a commission bill 2024 General Session draft legislation, "Water Efficient Landscaping Requirements," which would restrict the use of lawn and turf by certain governmental entities.

Draft Legislation: Water Measuring and Accounting Amendments

Action: Approved as a commission bill 2024 draft legislation, "Water Measuring and Accounting Amendments," which would:

- modify the state water policy to address telemetry;
- grant rulemaking authority regarding measurement and accounting; and
- repeal outdated language.

Draft Legislation: Water Modifications

Action: Approved as a commission bill 2024 General Session draft legislation, "Water Modifications," which would address the regulation of water, including saved water.

Draft Legislation: Water Related Changes

Action: Approved as a commission bill 2024 General Session draft legislation, "Water Related Changes," which would address water related issues.

Draft Legislation: Water Shareholder Amendments

Discussed 2024 General Session draft legislation, "<u>Water Shareholder Amendments</u>," which would address the timing of a water company's response to a shareholder's proposed water right change application.

Draft Legislation: Water Usage Amendments

Discussed 2024 General Session draft legislation, "Water Usage Amendments," which would address the irrigating of lawn or turf in specified counties during a restricted period.

Draft Legislation: Water Usage By Schools

Action: Approved as a commission bill 2024 draft legislation, "Water Usage by Schools," which would:

- require water providers to analyze and report data related to water usage by certain schools and provide recommendations for water use reduction;
- restrict a noncompliant water provider's access to certain funds; and
- provide for procurement of smart irrigation controllers.

Chairs: Rep. Casey Snider / Sen. David P. Hinkins
Staff: Charley Hart (Policy Analyst) / Julie Humberstone (Policy Analyst) / Patricia
Owen (Attorney) / Ryan C. Williams (Attorney) / Finn Andrew Rose (Administrative
Assistant)

Murdered and Missing Indigenous Relatives Task Force

November 14, 2023

Murdered & Missing Indigenous Relatives Amendments

Heard from a legislator regarding potential legislation that would extend the task force and create a full-time MMIR liaison position.

Murdered & Missing Indigenous Relatives Report

Received a <u>presentation</u> from Wilder Research regarding its completed <u>report</u> on MMIR issues in Utah and key legislative recommendations.

Chairs: Rep. Angela Romero / Sen. David P. Hinkins Staff: Charley Hart (Policy Analyst) / Amy Shewan (Attorney) / Samantha Merrell (Administrative Assistant)

Native American Legislative Liaison

November 14, 2023

Division of Indian Affairs Report

Heard a presentation from the Division of Indian Affairs on its activities.

Native American Education Reports

Received presentations from the <u>State Board of Education</u> Title VI office, <u>San Juan School District</u>, and <u>Eagle View Elementary School</u> on native student achievement, teacher retention, and other issues related to Native American education.

Native American Health Reports and Issues

Heard comments from the Department of Health and Human Services related to annual reports on the Indian Child Welfare Act liaison and the Tribal Health liaison. Received a presentation from the Association for Utah Community Health on tribal healing and Medicaid. Discussed and received a handout on the need for legislation to address this issue.

Action: Voted to support the policies discussed related to traditional medicine services and Medicaid.

Navajo Mountain Road

Received a <u>presentation</u> on the Navajo Mountain Road potential construction project, the need for funding, and other related issues to transportation and road construction in the region.

Navajo Trust Fund

Discussed the Navajo Trust Fund 2022 annual report and state audit.

Utah State University Monument Valley

Received a <u>handout</u> from Utah State University regarding its Monument Valley center and discussed new achievements.

Chairs: Rep. Christine F. Watkins / Sen. David P. Hinkins Staff: Rachel Brooks (Policy Analyst) / Patricia Owen (Attorney) / Samantha Merrell (Administrative Assistant)

Natural Resources, Agriculture, and Environment

A Performance Audit of Utah's Water Management

Received a <u>presentation</u> and report from the Office of the Legislative Auditor General on "<u>A Performance Audit of Utah's Water Management</u>." The Department of Agriculture and Food and Department of Natural Resources responded to the audit findings.

Cannabis Fees

Received an <u>update</u> from the Department of Agriculture and Food regarding cannabis fees.

Draft Legislation: Agricultural Tourism Amendments

Received a presentation from the Utah Department of Agriculture and Food (UDAF) and the Utah Farm Bureau regarding 2024 General Session draft legislation, "Agricultural Tourism Amendments," which would:

- expand agricultural nuisance liability protections related to an agritourism activities;
- provide that an agricultural protection area may include an agritourism activity;
- require UDAF to maintain a volunteer agricultural tourism registry; and
- modify civil liability limitations related to agritourism activities.

Action: Approved as a committee bill 2024 General Session draft legislation, "Agricultural Tourism Amendments."

Draft Legislation: Industrial Hemp Amendments

Action: Approved as a committee bill 2024 General Session draft legislation, <u>Industrial Hemp</u>
<u>Amendments</u>," which would modify and enact provisions related to industrial hemp.

Draft Legislation: Water Shareholder Amendments

Action: Approved as a committee bill 2024 General Session draft legislation, Water Shareholder Amendments," which would address water right change applications by a shareholder in a water company.

GSL Integrated Water Assessment

Received an <u>update</u> from the Division of Water Resources on the Great Salt Lake Integrated Water Assessment, including its <u>Work Plan for the Great Salt Lake Basin Integrated Plan</u> and its Great Salt Lake Stormwater Study.

Lithium Development

Heard a <u>presentation</u> from a private company about its lithium development project near Green River and Moab, including its processes, water use, and economic benefits.

Mining Permitting Processes

Received an update from the Division of Oil, Gas, and Mining and a legislator on a bill file opened by the committee in its June meeting to address procedural changes to Title 40. Mines and Mining, related to the permitting processes. The committee determined that the issue requires more study.

Utah Seismic Safety Commission

Received a presentation and <u>report</u> from the Utah Seismic Safety Commission on its latest recommendations for improving Utah's seismic resilience.

Chairs: Rep. Walt Brooks / Sen. Scott D. Sandall Staff: Charley Hart (Policy Analyst) / Julie Humberstone (Policy Analyst) / Patricia Owen (Attorney) / Ryan C. Williams (Attorney) / Finn Andrew Rose (Administrative Assistant)

Political Subdivisions

County Recorders Standards Board Report

Heard from the County Recorders Standards Board regarding recommended statutory changes and a committee bill file in the Business and Labor Interim Committee that would incorporate the recommendations.

Elected Officials Disclosure Consistency

Action: Approved as a committee bill 2024 General Session draft legislation, "Conflict of Interest Disclosure Modifications," which would address the posting of conflict-of-interest disclosure forms for elected officials and appointed members of specific state land authorities.

General Aviation Long-term Leases

Discussed efforts to work with Ogden City and hangar owners to address the handling of long-term leases and reversionary clauses regarding infrastructure improvements to leased ground at general aviation facilities.

Infrastructure Financing Districts

Action: Approved as a committee bill 2024 draft legislation, "Infrastructure Financing Districts," which would authorize the creation of infrastructure financing districts to facilitate the development of infrastructure to specified areas.

Investors in the Housing Market

Received a <u>presentation</u> from a legislator on the negative impact of investors in the housing market and options to help discourage investors buying up residential properties and prioritize primary resident owners to buy property.

Metro Townships

Action: Approved as a committee bill a revised version of 2024 General Session draft legislation, "Metro Township Modifications," to clarify some technical errors found by committee staff since the draft legislation was approved as a committee bill in October.

Open and Public Meetings Act Amendments

Action: Approved as a committee bill a revised version of 2024 General Session draft legislation, "Open and Public Meeting Act Amendments," to further clarify the definition of meetings that are subject to the Open and Public Meetings Act.

Short Term Rentals

Discussed 2024 General Session draft legislation, "Short-Term Rental Amendments," which would:

 address ordinances adopted by municipalities regarding short-term rental properties;



- require short-term rental properties to be issued a sales tax license: and
- impose requirements and limitations on owners of shortterm rental properties.

Tax Increment Financing

Action: Approved as a committee bill a revised version of 2024 General Session draft legislation, "Tax Incentive Revisions," to clarify some technical errors found by committee staff since the draft legislation was approved as a committee bill in June.

Transportation Utility Fees

Discussed work being done on the ability of municipalities to implement transportation and other fees. The sponsor has been working with stakeholders over the interim period to produce draft legislation that would:

- establish the process for implementing transportation and other fees;
- require that fees imposed be audited annually and repealed after ten years; and
- prohibit the imposition of fees for broadband and some public safety costs.

Chairs: Rep. James A. Dunnigan / Sen. Michael K. McKell Staff: Nathan W. Brady (Policy Analyst) / Robert H. Rees (Attorney) / Naomi Garrow (Administrative Assistant)

Public Utilities, Energy, and Technology

Draft Legislation - Utah Energy Act Amendments

Action: Approved as a committee bill 2024 General Session draft legislation, "<u>Utah Energy Act Amendments</u>," which would modify the Utah Energy Act.

Draft Legislation: Cybersecurity Training Requirements for State Employees

Received a presentation from committee staff on 2024 General Session draft legislation, "Cybersecurity Training Requirements for State Employees."

Draft Legislation: Intermountain Power Agency Amendments

Received a presentation from a legislator on the policy proposal in 2024 General Session draft legislation, "Intermountain Power Agency Amendments."

NuScale Update

Received an <u>update</u> from Utah Associated Municipal Power Systems on why the Carbon Free Power Project was terminated.

Project Entity Continued Operation Study: Final Report

Received a <u>presentation</u> on the final <u>report</u> regarding the feasibility of the continued operation of the Intermountain Power Plant.

Statutorily Required Report: Alternative Energy Development Tax Credit

Received a <u>presentation</u> from the Office of Energy Development on the status of the Alternative Energy Development Tax Credit.

Statutorily Required Report: Electrical Power Delivery

Received a <u>report</u> from the Public Service Commission on the status of requiring a qualified utility to submit an electrical power delivery quality plan to the Public Service Commission.

Statutorily Required Report: Grid Resilience Committee

Received a <u>report</u> from the Grid Resilience Committee that included recommendations for the Legislature.

Statutorily Required Report: High-cost Infrastructure Development Tax Credit

Received a <u>presentation</u> from the Office of Energy Development on the status of the high-cost infrastructure tax credit.

Statutorily Required Report: Sustainable Transportation and Energy Plan - Final Report and Recommendations

Received a <u>report</u> from the Public Service Commission recommending that the Legislature allow the Sustainable Transportation and Energy Plan to sunset in June 2024.

Statutorily Required Report: Utility Bill Assistance Program

Received a <u>report</u> from the Division of Public Utilities on the status and progress of the Utility Bill Assistance Program.

Chairs: Rep. Carl R. Albrecht / Sen. David P. Hinkins Staff: Samantha D. Brucker (Policy Analyst) / Scott Elder (Attorney) / Samantha Merrell (Administrative Assistant)

Retirement and Independent Entities

November 14, 2023

2023 Total Compensation Study

Received a <u>presentation</u> from the Division of Human Resource Management on the results of the biennial compensation study, which compares compensation for state employees to the labor market.

Independent Entity Sunset Review: Heber Valley Historic Railroad Authority

Action: Approved as a committee bill 2024 General Session draft legislation, "Heber Valley Historic Railroad Authority Sunset Amendments," which would extend the sunset date for the Heber Valley Historic Railroad Authority by five years.

Phased Retirement Extension

Action: Approved as a committee bill 2024 General Session draft legislation, "Phased Retirement Extension," which would remove the sunset date for the phased retirement option.

Post-retirement Reemployment

Discussed 2024 General Session draft legislation, "Postretirement Reemployment Modifications," which would:

- allow a retiree to return to work after 90 days with a reduced retirement benefit; and
- specify that during the period the retiree works, the retiree is not eligible to receive cost-of-living adjustments.

Sunset Review: Expanded Infertility Treatment Coverage Pilot Program

Action: Approved as a committee bill file 2024 General Session draft legislation, "Infertility Treatment Coverage Amendments," which would make permanent the benefit for assisted reproductive technology for individuals within the state health insurance risk pool.

Utah State Retirement Systems Revisions

Action: Approved as a committee bill 2024 General Session draft legislation, "<u>Utah State Retirement Systems Revisions</u>," which would address issues identified in the past year and makes technical and administrative changes to update the Utah State Retirement and Insurance Benefit Act.

Chairs: Rep. Cheryl K. Acton / Sen. Wayne A. Harper Staff: Sarah Flanigan (Policy Analyst) / Alan Houston (Attorney) / Andrea Valenti Arthur (Managing Associate General Counsel) / Victoria Firmage (Administrative Assistant)

Revenue and Taxation

Earned Income Tax Credit Amendments

Heard a <u>presentation</u> from committee staff on the Federal Earned Income Tax Credit.

Heard a <u>presentation</u> from a legislator and reviewed 2024 General Session draft legislation, "<u>Earned Income Tax Credit Amendments</u>," which would make the earned income tax credit refundable.

Income Tax - Upcoming Changes to the Internal Revenue Code

Heard a <u>presentation</u> from the State Tax Commission on upcoming changes to the Internal Revenue Code, including provisions of the Tax Cut and Jobs Act that will expire in 2025 or have already begun to phase out.

License Plate Revisions

Action: Approved as a committee bill 2024 General Session draft legislation, "<u>License Plate Revisions</u>," which would:

- remove the requirement for the Division of Motor Vehicles to issue two plates in most circumstances;
- remove the requirement for an owner of a vehicle to display a license plate on the front of a vehicle;
- prohibit a license plate cover or license plate frame that obscures the license plate number or decals; and
- require \$1 from certain license plate fees to be deposited into the Motor Vehicle Safety Impact Restricted Account.

Modifications to Provisions Related to the Tobacco Master Settlement Agreement

Action: Approved as a committee bill 2024 General Session draft legislation, "Cigarette and Tobacco Tax and Licensing Act Amendments," which would require that forms submitted to the State Tax Commission to comply with the federal Prevent All Cigarette Trafficking Act be filed electronically.

Multicounty Appraisal Trust Amendments

Action: Approved as a committee bill 2024 General Session draft legislation, "Multicounty Appraisal Trust Amendments," which would authorize the trustee of the Multicounty Appraisal Trust to use funds deposited into the trust to hire professional appraisers to provide valuation services within rural counties under certain circumstances.

Property Tax - Appeals of Assessed Value and the Impact on Taxing Entity Budgets

Action: Approved as a committee bill 2024 General Session draft legislation, "Property Tax Appeals Modifications," which would require any expenses incurred by a county in an objection to the State Tax Commission's assessment of property to be apportioned equally among all taxing entities located within the county.

Property Tax - Circuit Breaker

Action: Approved as a committee bill 2024 General Session draft legislation, "Property Tax Relief Amendments," which would:

- modify the definition of "income" and "nontaxable income" in Utah Code Section <u>59-2-1202</u> to exclude cash public assistance or relief for the purposes of property tax relief; and
- provide rulemaking authority to the State Tax Commission to establish the circumstances under which the commission or a county may, for good cause, extend the deadline for filing an application for property tax relief.

Property Tax - Real Property Price Disclosure and Transfer Taxes

Actions: Approved as a committee bill 2024 General Session draft legislation, "Property Transaction Amendments," which would require the grantor or the closing agent to make information about the property, including the purchase price, available to the county recorder when ownership of real property is transferred.

Approved as a committee bill 2024 General Session draft legislation, "Proposal to Amend Utah Constitution - Prohibition on Real Estate Transfer Tax," which would place a constitutional amendment on the 2024 ballot to prohibit the state, or a political subdivision of the state, from imposing or authorizing a new tax or fee on the transfer of real property.

Property Tax Deferral Amendments

Heard a <u>presentation</u> from a legislator on 2024 General Session draft legislation, "<u>Property Tax Deferral Amendments</u>," which would provide:

- provide authority for a county to defer charges that are listed on a property tax notice; and
- provide authority and circumstances for a county to receive reimbursement from the State Tax Commission for deferred tax notice charges.

Action: Approved as a committee bill 2024 General Session draft legislation, "Property Tax Deferral Amendments."

Tax Commission Authority to Share Taxpayer Information with Division of Finance

Action: Approved as a committee bill 2024 General Session draft legislation, "Tax Information Sharing Amendments," which would authorize the State Tax Commission to share certain information with the Division of Finance within the Department of Government Operations to facilitate payments to taxpayers.



Tax Refund Amendments

Action: Approved as a committee bill 2024 General Session draft legislation, "Tax Refund Amendments," which would limit the circumstances under which the State Tax Commission is required to refund interest to a taxpayer on an overpayment of a tax.

Truth in Taxation Modifications

Action: Approved as a committee bill 2024 General Session draft legislation, "Truth in Taxation Modifications," which would:

- modify the requirements for public hearings held in connection with judgment levies and property tax increases and the notice requirements for the public hearings; and
- allow a county auditor to audit a taxing entity's compliance with the notice and public hearings requirements for a property tax increase and prohibits the State Tax Commission from certifying a property tax rate increase if a taxing entity fails to meet notice and public hearing requirements.

Chairs: Rep. Steve Eliason / Sen. Daniel McCay Staff: Alex R. Janak (Managing Policy Analyst) / Chris Stitt (Policy Analyst) / Gus Harb (Attorney) / Andrea Valenti Arthur (Managing Associate General Counsel) / Victoria Firmage (Administrative Assistant)

School Security Task Force

October 19, 2023

Alyssa's Law and Emergency Alert Systems

Heard a presentation about Alyssa's Law, model legislation enacted in some states that requires an emergency alert system in every classroom, and about options for emergency alert systems in Utah.

Roundtable Discussion

Conducted additional discussion about the task force's statutory responsibilities.

School Safety and Support Grant Update

Received an <u>update</u> from the State Board of Education on the status of the <u>school safety and support grant</u>, including the status of the applications received from local education agencies and information about <u>clarification</u> the state board issued on the intended uses for grant monies.

School Security Specialists

Reviewed <u>possible standards</u> for school security specialists, as developed by the School Security Task Force.

November 13, 2023

Site Visit Debrief

Heard from some members of the School Security Task Force about lessons learned from a school safety-related site they recently conducted.

Draft Legislation: School Safety Amendments

Reviewed 2024 General Session draft legislation, "School Safety Amendments," which would establish a system for school safety incidents.

Chairs: Rep. Ryan D. Wilcox Staff: Micah Ann Wixom (Policy Analyst) / Jeff Van Hulten (Attorney) / Taylor Calabrese (Administrative Assistant)

Senate Judicial Confirmation Committee

November 6, 2023

Confirmation of Ryan Peters

Action: Recommended to the Senate the confirmation of Ryan Peters as a judge of the Fourth District Juvenile Court.

Chairs: Sen. Todd D. Weiler Staff: Jonathan Adams (Policy Analyst) / Eric N. Weeks (Managing Associate General Counsel) / Naomi Garrow (Administrative Assistant)

Transportation

Active Transportation

Heard a <u>presentation</u> from a legislator on proposed legislation related to active transportation and canal trails.

Action: Approved as a committee bill 2024 General Session draft legislation, "<u>Active Transportation and Canal Trails Amendments</u>," which would modify notification and prioritization processes for canal corridors.

Advanced Air Mobility

Discussed the Utah Department of Transportation's Advanced Air Mobility <u>report</u>, which summarizes two studies the department is conducting to address advanced air mobility.

Diesel Emissions Reduction Program

Discussed the Division of Air Quality's Diesel Emission Reduction Program <u>final report</u>.

Draft Legislation: Scenic Byway Program Amendments

Action: Approved as a committee bill 2024 General Session draft legislation, "Scenic Byway Program Amendments," which would modify the State Scenic Byway program and allow the State Scenic Byway program to sunset.

Draft Legislation: State Highway Designation Amendments

Action: Approved as a committee bill 2024 General Session draft legislation, "State Highway Designation Amendments." which would add future State Route 177 to the state highway system.

License Plates

Discussed the personalized license plate program and free speech concerns related to the current review process. Discussed 2024 General Session draft legislation, "License Plate Requirements."

Required Report: Salt Lake City Airport

Received a <u>presentation</u> from the Salt Lake City Division of Airports as required by statute.

Road Rage

Heard presentations from a <u>legislator</u> and the <u>Department</u> <u>of Public Safety</u> on the planned public education campaign and proposed legislation.

Action: Approved as a committee bill 2024 General Session draft legislation, "Road Rage Amendments," which would create enhanced penalties for individuals convicted of road rage.

Transportation Utility Fees

Heard a <u>presentation</u> from a legislator on transportation utility fees and upcoming proposed legislation.

Utility Relocation

Action: Amended and approved as a committee bill 2024 General Session draft legislation, "<u>Utility Relocation Cost Sharing Amendments</u>," which would modify cost sharing for utility relocation necessitated by transit capital development projects.

Chairs: Rep. Kay J. Christofferson / Sen. Wayne A. Harper Staff: Rachel Brooks (Policy Analyst) / Braden Hess (Attorney) / Kurt P. Gasser (Managing Associate General Counsel) / Shay Berger (Administrative Assistant)

Veterans and Military Affairs Commission

November 14, 2023

Draft Legislation: Utah National Guard Amendments

Discussed 2024 General Session draft legislation, "<u>Utah National Guard Amendments</u>," which would modify provisions related to the Utah National Guard.

Draft Legislation: Wind Energy Facility Siting Modifications

Discussed 2024 General Session draft legislation, "Wind Energy Facility Siting Modifications," which would require the owner of a wind energy facility to:

- undergo the Military Aviation and Installation Assurance Siting Clearinghouse process before beginning construction on a wind turbine or wind energy facility;
- file documentation with the Department of Veterans and Military Affairs and the Department of Natural Resources attesting that the clearinghouse and the department have determined the proposed construction does not encroach upon or otherwise adversely impact the military; and

 provide for penalties if an owner of a wind turbine or a wind energy facility fails to submit the proper documentation to the Department of Natural Resources.

Governor's Challenge for Suicide Prevention

Received a <u>presentation</u> from the Department of Veterans and Military Affairs and the Department of Health and Human Services regarding the Governor's Challenge for Suicide Prevention.

Military Interstate Children's Compact Commission Amendments

Received an <u>update</u> from the Department of Veterans and Military Affairs regarding recent legislation that has impacted the state's participation with the Military Interstate Children's Compact Commission.

Protection of Encroachment for Military Missions

Discussed recent legislation regarding the protection of encroachment for military missions.

Veterans Court

Received an update from the Administrative Office of the Courts regarding the Veterans Court program.

Chairs: Rep. Jefferson S. Burton / Sen. Todd D. Weiler Staff: Lisa Sorensen (Policy Analyst) / Kurt P. Gasser (Managing Associate General Counsel) / Tracey Fredman (Administrative Assistant)



Draft Legislation Recommended by Legislative Committees for the 2024 General Session

Business and Labor

- <u>Behavioral Health Licensing Amendments</u>
- Charitable Solicitations Act Amendments
- Commercial Filing Amendments
- Consumer Lender Notification Amendments
- Consumer Review Fairness Amendments
- Corporate Dissolution Amendments
- Division of Consumer Protection Amendments
- **Insurance Amendments**
- **International Licensing Amendments**
- Massage Therapy Practice Act Amendments
- Physician Assistant Practice Amendments
- State Construction and Fire Codes Amendments
- Utah Office of Regulatory Relief Revisions

Economic Development and Workforce Services

- Electric Bike Amendments
- **Landowner Liability Amendments**
- Motion Picture Incentives Amendments
- Outdoor Recreation Infrastructure Amendments
- State Rehabilitation Advisory Council Amendments
- Women in the Economy Subcommittee Amendments

Education

- Alternative Education Scholarship Combination
- Concurrent Enrollment Revisions
- **Education Entity Amendments**
- Higher Education Financial Aid Amendments
- Public Education Program Modifications
- SafeUt and School Safety Commission Amendments
- Sensitive Material Review Amendments

Government Operations

- Criminal Threat or Interference Amendments
- Department of Government Operations Revisions
- Division of Human Resource Management Amendments
- Electronic Notarization Amendments
- **Emergency Responder Voting Amendments**
- Initiatives and Referenda Amendments
- Joint Tenancy Presumption Amendments
- Municipal and Special District Election Amendments
- Paid Leave Modifications
- State Boards and Commissions Amendments
- Uniform Real Property Transfer on Death Act Amendments
- **Utah Seismic Safety Commission Amendments**
- Veterans and Military Affairs Commission Amendments

Health and Human Services

- Behavioral Health Crisis Response Modifications
- Behavioral Health System Amendments
- Caregiver Compensation Amendments
- Fatality Review Amendments
- Federal Funds Contingency Planning
- Health and Human Services Amendments
- Health and Human Services Funding Amendments
- Health and Human Services Reporting Requirements
- Health Data Authority Amendments
- Psychotropic Medication Oversight Pilot Program Amendments
- Rehabilitation Services Amendments
- Social Work Licensure Compact

Judiciary

- Airport Law Enforcement Amendments
- Criminal Accounts Receivable Amendments
 Employment Confidentiality Amendments
- Joint Resolution Supporting Justice Court Reform
- Justice Court Reform Task Force Sunset Extension
- Parental Rights Amendments
- Sexual Offenses Amendments

Law Enforcement and Criminal Justice

- Concealed Firearm Review Board Amendments
- Correctional Facility Amendments
- Criminal Code Amendments
- Criminal Code Recodification and Cross References
- Domestic Violence Modifications
- **DUI Testing Amendments**
- Firearm Modifications
- First Responder Mental Health Services Grant Program <u>Amendments</u>
- Offender Registry Amendments
- Public Safety Data Amendments
- School Safety Amendments
- School Threat Penalty Amendments
- Sex and Kidnap Offender Registry Access

Legislative Water Development Commission

- <u>Utah Water Ways Amendments</u>
- Water Efficient Landscaping Requirements
- Water Measuring and Accounting Amendments
- Water Modifications
- Water Related Changes
- Water Rights Publication Amendments
- Water Usage by Schools

Natural Resources, Agriculture, and Environment

- Agricultural and Wildlife Damage Prevention Board Amendments
- Agricultural Tourism Amendments
 Coal Miner Certification Panel Amendments
- Division of Outdoor Recreation Advisory Council Sunset
- Industrial Hemp Amendments
- Safe Drinking Water Act Sunset Extension
- Snake Valley Aquifer Advisory Council Amendments
- Water Shareholder Amendments

Political Subdivisions

- Conflict of Interest Disclosure Modifications
- Infrastructure Financing Districts
- Metro Township Modifications
- Open and Public Meetings Act Amendments
- Public Fund Amendments
- Tax Incentive Revisions

Public Utilities, Energy, and Technology

• Utah Energy Act Amendments

Continued on next page

Draft Legislation Recommended by Legislative Committees for the 2024 General Session

Retirement and Independent Entities

- Heber Valley Historic Railroad Authority Sunset Amendments
- Infertility Treatment Coverage Amendments
- Phased Retirement Extension
- <u>Utah Communications Authority Modifications</u>
- <u>Utah State Retirement Systems Revisions</u>

Revenue and Taxation

- Cigarette and Tobacco Tax and Licensing Act Amendments
- Individual Income Tax Act Amendments
- License Plate Revisions
- Mineral Production Tax Withholding Amendments
- Multicounty Appraisal Trust Amendments
- Property Tax Appeals Modifications
- Property Tax Deferral Amendments
- Property Tax Relief Amendments
- Property Transaction Amendments
- Proposal to Amend Utah Constitution—Prohibition on Real Estate Transfer Tax
- Sales and Use Tax Revisions
- Short-term Rental Modifications
- State Tax Commission Public Meeting Requirements
- Tax Information Sharing Amendments
- Tax Refund Amendments
- Tax Refund Claim Amendments
- Truth in Taxation Modifications

Transportation

- Active Transportation and Canal Trail Amendments
- Motor Vehicle Act Amendments
- Road Rage Amendments
- Scenic Byway Program Amendments
- State Highway Designation Amendments
- <u>Utility Relocation Cost Sharing Amendments</u>