

Selected Highlights of the 2002 General Session

prepared by the Office of Legislative Research and General Counsel

Thursday, April 25, 2002

Business, Labor and Economic Development

SB0030 *Funding Formula for Alcohol Related Activities of Local Governments (Sen. M. Waddoups)*

This act modifies the requirement that the Legislature appropriate monies to be used by counties and municipalities for specified purposes related to alcohol. The act also modifies how the monies are distributed and provides a mechanism to suspend payments if it is found that a municipality or county is not using the monies for the specified purposes.

SB0042 *New Automobile Franchise Act Amendments (Sen. D. Eastman)*

This act adds and amends definitions, expands the list of prohibited acts by a franchisor or an affiliate of the franchisor, and clarifies the compensation structure for advisory board members.

SB0055 *Amendments to Utah Uniform Building Standards Act (Sen. P. Hellewell)*

This act clarifies and modifies the circumstances in which political subdivisions are required to follow codes adopted by the Division of Occupational and Professional Licensing, in collaboration with the Uniform Building Code Commission. The act gives the division authority, in collaboration with the commission, to approve certain other codes without adopting them. The act gives political subdivisions discretion to adopt a dangerous building code or rehabilitation code if the applicable code is one approved by the division.

SB0119 *Workers' Compensation Insurance Related Amendments (Sen. L. S. Poulton)*

This act amends the provisions related to reporting liabilities for assessments for workers' compensation insurance. The act also amends provisions related to the Workers' Compensation Fund.

SB0122 *Insurance Law Amendments (Sen. L. S. Poulton)*

This act addresses issues that apply to insurers in general and regulation in specific areas. The act makes a number of changes including addressing disclosure of examination reports; addressing fees; amending waiver of retaliatory requirements; addressing withdrawal from a line of insurance; addressing selection and removal of directors and officers of mutual insurers; addressing required minimum capital of certain insurers, deposits, and permanent surplus; addressing cancellation, termination, nonrenewal, or changes in certain insurance coverage; addressing reporting requirements for point of service or point of sales products; addressing computation for minimum standards for annuities; addressing the scope of the Utah Rate Regulation Act; addressing what constitutes an insurable interest; addressing when information can be incorporated by reference; addressing requirements for certificates of group insurance policies; addressing provisions related to the regulation of life and accident and health insurance; addressing insurance marketing and licensing, including requirements for title insurance; addressing the regulation of third party administrators and insurance adjustors; addressing rehabilitation and liquidation of insurers; modifying requirements for the account maintained by the Utah Property and Casualty Health Insurance Guaranty Association; and addressing the Individual and Small Employer Health Insurance Act.

SB0146 Business Entity Amendments (Sen. J. Valentine)

This act addresses issues related to registered agents and business addresses, provides for conversion of corporations to or from domestic limited liability companies, and amends provisions of the Utah Revised Limited Liability Company Act.

SB0150 Registration and Protection of Trademarks and Service Marks (Sen. L. Hillyard)

This act recodifies Utah's law regarding the registration and protection of trademarks and service marks. Issues addressed include addressing the statute's relationship to federal law and common law; establishing the authority and responsibilities of the Division of Corporations and Commercial Code; stating the requirements for registration of marks; providing for the assignment of, changes to, renewal of, and cancellation of marks; providing for recording of other instruments that relate to marks; addressing classification of goods and services; establishing liability for fraudulent registration, infringement, and injury to business reputation; establishing remedies; designating the forums for cancellation actions regarding registration and the requirements for service on out-of-state registrants; and addressing the act's application to pending litigation.

HB0044 Trust Deeds Amendments (Rep. D. Clark)

This act modifies qualifications and duties of trustees of trust deeds. The act prohibits certain actions by trustees, addresses requirements for the sale of property, addresses delivery of trust deeds, and requires detailed accounting in certain circumstances.

HB0110 Motor Vehicle Insurance and Credit Information (Rep. P. Wallace)

This act regulates the use of certain credit information in making insurance decisions related to motor vehicle insurance. The act prohibits with exceptions insurers that issue motor vehicle related insurance policies from using certain credit information for determining renewal, nonrenewal, termination, eligibility, underwriting, or rating in relation to motor vehicle insurance policies. The act allows insurers under certain circumstances to consider credit information for initial underwriting and to provide a reduction in rates paid by insurers.

HB0202 Reconveyance of Trust Deed or Release of Mortgage (Rep. T. Hatch)

This act eliminates the requirement that a title insurer or title agent wait 30 days after payment in full of an obligation secured by a trust deed or mortgage to give to the beneficiary, mortgagee, or loan servicer a notice of intent to release or reconvey.

HB0205 Construction Services Commission (Rep. S. Clark)

This act creates the Construction Services Commission within the Division of Occupational and Professional Licensing; provides that the commission serve as a policy board for the construction trades; sets forth the duties of the commission; specifies the qualifications, terms, and manner of appointment of commission members; describes adjudicative proceedings; and modifies the individual qualifier requirements.

HB0263 Mobile Home Park Residency Act Amendments (Rep. W. Harper)

This act requires disclosure by a mobile home park of certain rights and protections of residents, requires a copy of the Mobile Home Park Residency Act to be posted in a conspicuous place in a mobile home park, requires a mobile home park management to meet with park residents to discuss any proposal to reduce or restrict park amenities and to discuss disputed occurrences of noncompliance with rules, adds a grace period for nonpayment of rent, fees, and service charges, modifies provisions regarding the promulgation of rules by a mobile home park, and delays the permitted effective date of certain park rules.

HB0276 Assessment on Title Insurers and Title Insurance Agencies (Rep. T. Hatch)

This act modifies the amount that can be assessed under the Insurance Code on title insurers and title insurance agencies.

HB0307 Treatment of Dishonored Checks (Rep. C. Bennion)

This act amends the liability of an issuer of a dishonored check if a check holder seeks to collect on the dishonored check.

Education

SB0003 Minimum School Program Act Amendments (Sen. H. Stephenson)

This act funds the Minimum School Program. The act provides a ceiling for the state contribution for the operation and maintenance portion of the minimum school program not to exceed \$1,586,482,794. The act establishes block grants and distribution formulas, and provides a \$28,358,000 appropriation for school building aid.

SB0099 Core Curriculum Amendments (Sen. D. Gladwell)

This act requires the State Board of Education to consult with teachers and parents in establishing the core curriculum and to align the core curriculum and tests administered under U-PASS (Utah Performance Assessment System for Students) with each other. The act directs the State Board of Education to recommend instructional materials for use in public schools and allows each school to select instructional materials and teaching methods it considers most appropriate to meet core curriculum objectives.

SB0105 Repeal of Education Mandates and Programs (Sen. H. Stephenson)

This act eliminates certain categorical spending programs and mandates on school districts. The act repeals provisions regarding the distribution and expenditure of educational technology monies for use by school districts and colleges of education, including matching funds requirements. The act eliminates the Technology Initiative Project Office and the requirement imposed upon school districts and colleges of education to prepare an educational technology plan. The act eliminates the Utah Educational Network's responsibility to coordinate certain educational technology programs. The act repeals the duty of the State Board of Education to approve career ladder plans but directs the board to require school districts to report how career ladder monies are spent. The act eliminates certain duties of the State Board of Education and superintendent of public instruction regarding the planning, design, and construction of school buildings. The act eliminates a program that provides state funds to match private funds raised by school districts to enhance educational excellence, a developmental program for the implementation of an extended school year, the Schools for the 21st Century Program, and the School Nursing Services Incentive Program. The act eliminates requirements applicable to the funding and establishment of alternative middle schools. The act eliminates the requirement that each local school board implement a program that provides district employees an opportunity to make anonymous suggestions to the board.

SB0132 Education Association Leave (Sen. B. Wright)

This act provides a definition of association leave and requires a school district to adopt a policy that governs paid and unpaid association leave before they may be used by a school district employee. The act specifies the procedures and controls that must be contained in a school district's paid association leave policy.

SB0138 Charter Schools Amendments (Sen. H. Stephenson)

This act increases the number of charter schools that may be sponsored by the State Board of Education. The act clarifies the State Board of Education's oversight responsibilities for charter schools. The act requires the State Board of Education, through the superintendent

of public instruction, to provide technical support to charter schools and persons seeking to establish charter schools.

SB0142 Higher Education Budget Authority (Sen. L. Hillyard)

This act authorizes the presidents of the institutions of higher education and the State Board of Regents to reallocate designated appropriations between line items for the fiscal year 2001-2002.

SB0156 School Emergency Response Plans for Sports Injuries (Sen. J. Valentine)

This act allows each local board to adopt an emergency response plan for the treatment of sports-related injuries and provides for implementation of the emergency response plan in each secondary school that has a sports program.

SB0164 Secure Facilities Amendments (Sen. D. Gladwell)

This act allows the State Board of Regents to authorize institutions of higher education to establish no more than one hearing room at each institution as secure area wherein they may prohibit or control any firearm, ammunition, dangerous weapon, or explosive.

SB0167 School Community Councils (Sen. B. Wright)

This act specifies the duties, powers, and membership of a school community council and establishes a process for the selection of council members. The act amends provisions relating to school improvement plans and the School LAND Trust Program.

SB0181 Higher Education Technology Amendments (Sen. L. Hillyard)

This act authorizes a portion of the monies in the Public Education Job Enhancement Program to be used for the technology training of school administrators. The act also authorizes those monies to be expended, regardless of the availability of matching monies.

SJR002 Resolution on Investment of State School Fund and Uniform School Fund (Sen. L. Hillyard)

This joint resolution proposes amending the Education Article of the Utah Constitution. The joint resolution eliminates a requirement that a portion of interest earnings from the State School Fund, equal to the rate of inflation, be retained in the fund and also eliminates related language. The joint resolution also expands what may be expended to support the public education system and directs the lieutenant governor to submit this proposal to voters.

HB0005 School Uniform Amendments (Rep. K. Morgan)

This act eliminates a student's ability to opt out of participating in a school uniform program after an election has taken place unless a principal finds extenuating circumstances.

HB0111 State Responsibility for Regulation of Postsecondary Proprietary Schools (Rep. A. Bradshaw)

This act transfers the responsibility for registering and regulating postsecondary proprietary schools from the State Board of Regents to the Division of Consumer Protection.

HB0144 Exemption from Nonresident Tuition (Rep. D. Ure)

This act allows a student who meets certain requirements to be exempt from paying nonresident tuition at institutions of higher education.

HB0206 New Century Scholarship Program Amendments (Rep. A. Bradshaw)

This act extends the time period for completing a baccalaureate degree under the New Century Scholarship Program.

HB0221 State Board of Education Rules and Reports (Rep. M. Dayton)

This act eliminates requirements imposed on the State Board of Education to make certain rules and to report certain information. The act eliminates the requirement that the State Board of Education establish rules and minimum standards governing health, safety, and school building design, siting, and accessibility. The act eliminates redundant requirements

imposed on the State Board of Education to adopt rules to promote quality, efficiency, and productivity measures to fund education reform programs. The act eliminates the requirement that certain data about high school activities be included in a report of the state superintendent of public instruction and the State Board of Education's school performance report.

HB0253 *Rural Schools - Equity in Education (Rep. B. Johnson)*

This act allows the State Board of Education to award scholarships to teachers in necessarily existent small schools or small school districts to obtain endorsements or master's degrees. The act directs the State Board of Education to make rules to administer the scholarship program and provides an ongoing appropriation of \$150,000 from the Uniform School Fund for fiscal year 2002-03 to the State Board of Education for the scholarship program.

HB0262 *Student Education Plans (Rep. M. Newbold)*

This act eliminates certain requirements pertaining to the preparation and implementation of student education plans and student education/occupation plans.

HB0274 *Supplemental Minimum School Program Act Amendments (Rep. M. Dillree)*

This act modifies the state contributions for the support of public schools in fiscal year 2001-02. The act modifies a hold harmless program for school districts impacted by block grants.

HB0275 *State Board of Education Budget Authority (Rep. M. Dillree)*

This act authorizes the State Board of Education to reallocate designated appropriations between line items for the 2001-02 fiscal year.

HB0331 *Nonresident Tuition for Higher Education (Rep. J. Alexander)*

This act amends the definition of a resident student for tuition purposes.

Government Operations

SB0036 *Provisional Ballot (Sen. J. Hickman)*

This act modifies the Election Code by establishing a procedure for certain persons to vote a provisional ballot in Utah elections when the person's name is not listed on the official register at the polling place or their legal right to vote is challenged. The act also changes the date for the local board of canvassers to meet.

SB0135 *Tobacco Settlement Restricted Account (Sen. D. Steele)*

This act clarifies the amount to be appropriated from the Tobacco Settlement Restricted Account to the Department of Health for alcohol, tobacco, and other drug programs in the event funds in dispute for attorneys fees related to the Master Settlement Agreement with tobacco manufacturers become available for appropriation from the account.

SB0149 *Ethics Amendments (Sen. L. Poulton)*

This act modifies the Election Code and the Lobbyist Disclosure and Regulation Act to require certain reports to be made available on the Internet within a specified time. The act modifies certain reporting requirements and modifies lobbyists split expenditures and govern situations where multiple lobbyists split expenditures and where a single lobbyist splits expenditures between multiple clients.

SJR007 *Resolution on Compensation of In-session Employees (Sen. B. Evans)*

This joint resolution of the Legislature establishes the compensation for the legislative in-session employees for 2002.

SJR009 *Joint and Interim Rules Revisions Resolution (Sen. M. Waddoups)*

This joint resolution modifies certain Joint and Interim Rules. This joint resolution modifies interim committee responsibilities relating to legislative audits, clarifies the germaneness rule, modifies rules relating to reservation of bill numbers to include the Executive

Compensation bill, and modifies rules governing legislative expenses during the recess for the 2002 Salt Lake City Olympic games.

HB0002 2002 General Obligation Bond and Capital Facilities Authorizations (Rep. G. Adair)

This act modifies the Bonding Code by authorizing the issuance and sale of general obligation bonds by the State Bonding Commission for capital facilities. The act specifies the use of the bond proceeds and the manner of issuance. The act imposes and abates a property tax and creates a sinking fund. The act approves the issuance of certain obligations by the State Building Ownership Authority, authorizes other capital facility expenditures, repeals authorization for abandoned projects, and makes technical corrections.

HB0032 Overseas and Military Voters Amendments (Rep. D. Bush)

This act modifies mailing requirements for overseas and military voting ballots to allow the submittal of a self-executing affidavit.

HB0033 Certification and Testing of Voting Equipment (Rep. C. Buttars)

This act requires election officers to ensure that voting equipment meets Federal Voting Systems Standards established by the Federal Election Commission and that the equipment is certified to meet those standards by an Independent Testing Authority approved by the National Association of State Election Directors.

HB0086 Publication Notice of Constitutional Amendments (Rep. P. Arent)

This act modifies Election Code provisions governing publication requirements for constitutional amendments submitted to voters to clarify that these publication requirements are in addition to the Voter Information Pamphlet and that the publication be not more than 60 or less than 10 days before the regular general election.

HB0115 Technical Changes to Election Law (Rep. L. Pace)

This act modifies provisions of the Election Code governing prohibited activities at polling places, the duties of boards of canvassers generally and in conjunction with recounts, recount procedures, the duties of the lieutenant governor as chief election officer, and signature requirements for local initiative petitions. The act expands the scope for participation in the Department of Defense's Internet voting pilot project and repeals the repeal date of January 1, 2003 for that section.

HB0124 Debt Collection Amendments (Rep. S. Allen)

This act defines the parameters in which the Office of State Debt Collection may use information obtained through access to private, controlled, or protected records.

HB0173 Amendments to Settlement Agreements Requirements (Rep. M. Dayton)

This act differentiates between purely financial settlement agreements and those requiring state action, and requires gubernatorial and legislative approval for certain settlement agreements requiring state action. This act authorizes the governor or the Legislature to void settlement agreements lacking proper approval. This act requires the attorney general to report the state's potential financial and legal exposure to the Legislative Management Committee.

HB0192 Workers' Compensation Benefits for Volunteer Safety Officers (Rep. N. Hansen)

This act requires certain supervising agencies to provide both medical and workers' compensation benefits for volunteer safety officers which includes peace officers and firefighters.

HB0252 General Obligation Bonds for Engineering Buildings (Rep. G. Adair)

This act modifies provisions governing capital facilities authorizations for engineering buildings at Utah State University and the University of Utah and enacts provisions authorizing the issuance of general obligation bonds for capital facilities, buildings, and related facilities. The act specifies the use of bond proceeds and the manner of issuance, imposes and abates a property tax, and creates sinking funds.

HB0284 Election Law Amendments - Disabled Voters (Rep. R. Siddoway)

This act provides access to voting for people with a disability. The act requires the physical inspection of all polling places as of May 15, 2003, to ensure access by people with a disability, requires that any issues concerning inaccessibility to polling places by people with a disability reported to a county clerk on or after May 15, 2002, shall be forwarded to the Office of the Lieutenant Governor and within three months of a complaint, be remedied by the county clerk at the particular location or the county clerk shall designate an alternative accessible location.

HB0296 2002 Special Highway General Obligation Bonds (Rep. W. Harper)

This act authorizes issuance of Utah general obligation bonds and bond anticipation notes by the State Bonding Commission to accelerate funding and construction of certain highways and related facilities in Salt Lake County. The act defines the process and requirements for issuing the bonds and notes and specifies the use of the proceeds. The act imposes a statewide property tax and abates it, creates a sinking fund to pay debt service on the bonds, and exempts bonds issued from statutory debt limitation requirements.

HB0311 State Capitol Preservation Board - Chair (Rep. G. Adair)

This act modifies provisions governing the State Capitol Preservation Board to allow the governor to be represented by a designee and provides that the lieutenant governor chairs the board in the absence of the governor.

HJR001 Resolution Reappointing Legislative Auditor General (Rep. M. Stephens)

This joint resolution of the Legislature approves the reappointment of Mr. Wayne L. Welsh as legislative auditor general.

HJR011 Resolution Requiring Public Notice Prior to Special Sessions (Rep. S. Urquhart)

This joint resolution of the Legislature proposes amending the Utah Constitution to require advance notice of legislative business in a special session, with exceptions involving declared emergencies or with two-thirds of all members elected to each house. The joint resolution directs the lieutenant governor to submit this proposal to voters.

Health and Human Services

SB0017 DCFS Management Information System Amendments (Sen. D. Buttars)

This act adds definitions of various terms used in the Management Information System and Licensing Information System provisions. The act reorganizes and clarifies statutes governing the Division of Child and Family Services' Management Information System. The act provides that when the division makes a supported finding of certain types of severe child abuse or neglect, that finding is referred to juvenile court or a notice is personally served upon the alleged perpetrator. The act provides that in certain circumstances the alleged perpetrator has the right to either consent to entry of the alleged perpetrator's name on the Licensing Information System or to petition for a hearing before a juvenile court judge. The act provides that the juvenile court will make a finding of substantiated, unsubstantiated, or without merit and provide a copy of its determination to the division. The

act provides that the division remove information from the Licensing Information System after a juvenile court makes a finding. The act clarifies the right of judicial review of final agency action. The act provides an opportunity for certain persons to petition the juvenile court to remove their names from the Licensing Information System. The act provides that certain juvenile court records and related appellate court records are accessible for licensing purposes. The act clarifies that information contained in the Management Information System and Licensing Information System is protected. The act also expands the jurisdiction of the juvenile court.

SB0033 Access to Health Care and Coverage Task Force (Sen. P. Knudson)

This act creates the Access to Health Care and Coverage Task Force, specifies membership, responsibilities, and reporting dates for the task force, and appropriates \$37,000 from the General Fund for fiscal year 2001-02 to fund the task force until November 30, 3003.

SB0050 Utah Medical Practice Act Amendments (Sen. D. E. Allen)

This act permits an individual enrolled in a foreign medical school to be eligible for licensure in this state as a physician or surgeon if the individual complies with requirements designated as the "fifth pathway."

SB0051 Nurse Practice Act Amendments (Sen. P. Julander)

This act incorporates the provisions of the Health Care Assistant Registration Act into the Nurse Practice Act, repeals the Health Care Assistant Registration Act, amends the membership of the Board of Nursing, amends license classifications and definitions in the Nurse Practice Act, requires all licensees or registered individuals under the Nurse Practice Act to submit to criminal background checks, and provides for limited exemptions from registration for health care assistants.

SB0076 Domestic Violence in Presence of Child Amendments (Sen. D. Steele)

This act provides that a person is guilty of child abuse if the person commits an act of domestic violence in the presence of a child. The act eliminates the requirement that there be one or more prior occasions of acts of domestic violence in the presence of a child before a person is guilty of child abuse, clarifies that a charge of child abuse arising from domestic violence in the presence of a child is separate and distinct from a charge of domestic violence where the victim is the cohabitant, and adds domestic violence in the presence of a child to the list of acts constituting domestic violence.

SB0101 Criminal Background Checks for Licensed Providers of Human Services (Sen. L. Blackham)

This act adds new defined terms and modifies others, excludes individuals serving on certain governing bodies and boards from the requirement of criminal background checks, modifies licensing requirements of human services licensees and persons associated with a licensee, amends criminal background check provisions, requires that the Department of Human Services and the Human Services Licensing Board conduct a comprehensive review of criminal and court records and related circumstances in connection with certain convictions found in a search, and clarifies and modifies the process for challenging a decision by the department not to approve a person to have direct access in a licensee program serving children or vulnerable adults.

SB0113 Health Care Workforce Loan Repayment Assistance (Sen. P. Knudson)

This act replaces three financial assistance programs—the Physicians and Physician Assistants Grant and Scholarship Program, the Nurse Education Financial Assistance Program, and the Special Population Health Care Provider Financial Assistance Program—with a new Utah Health Care Workforce Financial Assistance Program. The act

specifies the duties of the Department of Health in administering the new program and creates a committee to advise the department on the development and modification of rules for the program. The act provides for continuity between the old programs and the new program and provides a repeal date.

HB0025 Adult Protective Services Amendments (Rep. P. Jones)

This act repeals and reenacts Part 3, Abuse, Neglect, or Exploitation of Disabled Adult, or the Human Services Code and amends the Utah Criminal Code. The act revises, clarifies, and adds definitions; sets forth the purposes, powers, and duties of Adult Protective services; modifies the mandatory reporting law; adds penalties for obstructing investigations and threatening or intimidating reporters, victims, or witnesses; clarifies who may have access to reports and information in the possession of Adult Protective Services; provides that a vulnerable adult victim of exploitation has a private right of action against the perpetrator; clarifies provisions regarding petitions that can be filed in district court by Adult Protective Services in behalf of vulnerable adults; clarifies that information and records related to investigations by Adult Protective Services are protected records; and modifies provisions describing the crimes of abuse or exploitation of a vulnerable adult.

HB0053 Technical Amendments to Tobacco Settlement Trust Fund (Rep. K. Morgan)

This act makes retrospective technical amendments to the distribution of the tobacco settlement funds necessary to comply with Utah Constitution Article XXII, Section 4.

HB0054 Tobacco Amendments (Rep. C. Saunders)

This act removes the limit on the amount of money that may be spent enforcing the prohibition of tobacco sales to minors.

HB0056 Genetic Privacy and Discriminations (Rep. P. Ray)

This act prohibits employers from using private genetic information for hiring and promotion purposes, places restrictions on health insurers' use of private genetic information, provides a private right of action for violations after June 30, 2003, and authorizes the attorney general to enforce the act.

HB0105 Health Insurance Mandates Program (Rep. R. Lockhart)

This act provides that any legislation enacted affecting health insurance coverage, benefits, or providers applies to the state's health insurance program.

HB0122 Health Insurance Benefit Design (Rep. R. Lockhart)

This act permits an insurance carrier to offer accident and health insurance policies with less or different coverage than the basic benefit package, the minimum standards required by the commissioner of insurance, and any other health insurance mandate required by state law when the Department of Health offers similar coverage as part of a Medicaid waiver. The act requires the Department of Health and the Insurance Commissioner to report to the Legislature on the implementation of the waiver and policies in the public and private sectors and on partnerships between the public and private sectors to increase access to health insurance.

HB0181 Allocation of State Hospital Beds (Rep. J. Seitz)

This act reduces the number of psychiatric and geriatric beds at the state hospital allocated to local mental health authorities. The act sunsets the reduced number on June 30, 2002 and requires the department to increase the number of beds allocated during fiscal year 2003 as funding permits.

HB0204 Responsibility of Attorney General to Represent Division of Child and Family Services (Rep. M. Throckmorton)

This act clarifies the attorney general's role relating to the protection and custody of abused, neglected, or dependent minors.

HB0231 Public Health Authority Amendments (Rep. S. Allen)

This act creates the Detection of Public Health Emergencies Act. The act requires health care providers to report to the Department of Health when they suspect that an individual has been exposed to or harbors an illness or condition resulting from bioterrorism, an epidemic or pandemic disease, or other highly fatal infectious agent and authorizes the Department of Health to investigate the report. The act authorizes a health care provider to report certain emergency illnesses and provides for limited sharing of information as necessary to abate a public health emergency. The act provides for enforcement and includes a sunset date.

HB0238 Cigarette and Tobacco Tax Amendments (Rep. C. Saunders)

This act increases the rates of tax levied on cigarettes and specifies how a portion of any increase in cigarette tax revenues will be used.

HB0295 Taking Minor into Protective Custody Without Warrant (Rep. T. Hatch)

This act provides that a state officer, peace officer, or child welfare worker may not remove a minor from the minor's home or school or take the minor into protective custody without a warrant or court order unless a parent or guardian consents, or there is probable cause to believe that one or more enumerated circumstances exist. The act also allows a juvenile court judge to authorize a child protective service worker to execute a warrant and amends and clarifies the grounds for a court ordering that a minor be removed from the minor's home or otherwise taken into protective custody, after the filing of a petition alleging abuse, neglect, or dependency.

HB0300 Amendments to Guardian Ad Litem Statutes (Rep. M. Throckmorton)

This act clarifies that the guardian ad litem director serves at the pleasure of the Judicial Council, clarifies the duties of an attorney guardian ad litem, eliminates some duties of an attorney guardian ad litem, and eliminates the right and requirement of attorneys guardian ad litem to provide a report and recommendations to the court.

HB0310 Mobility Assistance Fund (Rep. E. Hutchings)

This act allows an applicant for renewal of a driver license to make a voluntary \$1 contribution for public transportation assistance for seniors or people with disabilities. The act creates the Out and About Homebound Transportation Assistance Fund and requires the Division of Aging Services in the Department of Human Services to administer the account and select and distribute monies to qualified organizations for the purpose of providing public transportation aging persons, high risk adults, or people with disabilities.

HJR004 Resolution Encouraging Cultural Competency in the Delivery of Health Care (Rep. J. Buffmire)

This joint resolution of the Legislature encourages the Utah Department of Health to identify and promote culturally competent health care to Utah's diverse populations.

Judiciary

SB0024 Release of Custodial or Noncustodial Parent's Address (Sen. D. E. Allen)

This act modifies the procedures under which the Office of Recovery Services may release location information to the other party or the other party's legal counsel.

SB0026 Serious Youth Offender Amendments (Sen. L. Hillyard)

This act modifies the Judicial Code by providing that certain offenses committed by a minor within a secure facility are not subject to district court jurisdiction, and clarifying when jurisdiction over a minor is retained under the Serious Youth Offender provisions.

SB0027 Amendments to Guilty and Mentally Ill (Sen. D. Gladwell)

This act creates a new plea of "guilty and mentally ill at the time of the offense" and establishes standards for jury instructions on mental defenses.

SB0106 Divorce - Children's Testimony Limited (Sen. T. Spencer)

This act modifies the circumstances under which children may testify in a divorce and establishes that the desire of a child 16 years of age and older shall be given additional weight by the court when determining custody.

SB0163 Structured Settlement Agreements (Sen. L. Hillyard)

This act enacts the Structured Settlement Protection Act which provides guidelines for transferring structured settlements, requires notice and hearing requirements, and provides for agreements to be approved by a court.

HB0035 Expungement of Juvenile Records (Rep. S. Daniels)

This act allows the expungement of a juvenile record if the petitioner is over 18 year of age, has completed all court requirements, and does not have an adult criminal record. The act also requires the notification of victims and allows for expungement of nonjudicial closures.

HB0047 Extension of Sunset Dates on Office of Court Administrator and Alternative Dispute Resolution (Rep. G. Way)

This act extends the sunset dates on the Office of Court Administrator and the Alternative Dispute Resolution Act on July 1, 2003.

HB0082 Storage of Firearms on Facilities with Secure Areas (Rep. J. Swallow)

This act requires a courthouse or courtroom established as a secure area to have firearms storage for lawfully carried firearms.

HB0100 Criminal Code Definition Amendment (Rep. G. Adair)

This act clarifies a definition contained in the offense of commercial terrorism in response to a federal court ruling.

HB0136 Judicial Conduct Commission Amendments (Rep. K. Bryson)

This act adds to the composition of the commission one member of the Utah Court of Appeals and replaces three Utah State Bar Commissioners with two lawyers appointed by the Utah Supreme Court. It adds the requirement to decide whether certain information alleging this conduct should be investigated and requires the commission to immediately refer an allegation involving criminal conduct to the Utah Supreme Court. It also establishes an eight year term limit on commission members, provides that the burden of proof shall be a preponderance of the evidence, and requires that certain information shall be included in the record when the commission sends any order to the Supreme Court for review. The act also reiterates the Supreme Court's constitutional power to modify any order of the commission, and also requires that the Supreme Court provide a detailed written summary of judicial misconduct for publication in the Voter Information Pamphlet.

HB0138 Rights of Creditors Against Trust Property (Rep. M. Newbold)

This act establishes that creditors of a grantor of an inter vivos revocable trust may be limited to three months for the presentation of claims against the grantor's estate after his death, and establishes guidelines for the notice and presentation of claims.

HB0190 Criminal Restitution Amendments (Rep. S. Allen)

This act amends and repeals provisions that were affected or duplicated with the enactment of the Crime Victims Restitution Act in 2001.

HB0196 Divorce and Parent-time Revisions (Rep. C. Bennion)

This act provides for a minimum visitation schedule when a parent relocates, either by leaving the state or by putting more than 150 miles between a noncustodial parent and a

child. It also requires that the Office of Recovery Services verify information received concerning nonpayment of support before acting on a possibly unfounded allegation.

HB0233 Mitigation of Damages in Condemnation Proceedings (Rep. G. Curtis)

This act requires a court or jury in a property condemnation case to consider a plaintiff's reduction in the amount of property taken or the mitigation of damages to the property after the date of the service of the summons when calculating damages.

HJR017 Resolution Closing Court Facility (Rep. C. Bennion)

This Joint Resolution of the Legislature approves the closure of the district court within the municipal boundaries of Murray City, Utah.

Law Enforcement and Criminal Justice

SB0011 Prohibiting Intimacy with Youth Receiving State Services (Sen. P. Julander)

This act creates offenses and penalties regarding custodial sexual relations and custodial sexual misconduct with youth who are receiving state services. These offenses address inappropriate acts committed by persons employed by the Department of Human Services, the juvenile court, or private contractors of these agencies. The act also specifies the defense of compulsion.

HB0045 Prisoner Escape Amendment (Rep. K. Morgan)

This act clarifies that the criminal offense of a prisoner leaving official custody without authorization includes situations where a prisoner obtains authorization by means of fraud or deceit.

HB0072 Penalty for Misuse of Lawful Substances (Rep. D. Hogue)

This act establishes the offense and penalty regarding abuse of nitrous oxide, which is commonly known as laughing gas. The act also includes the offense of providing psychotoxic chemical solvents for illegal purposes.

HB0077 Criminal Sentencing - Mitigation Amendments (Rep. D. Hogue)

This act includes mental retardation as a mitigating factor to be considered when determining whether to impose the death penalty for a capital felony offense.

HB0101 Racial Profiling (Rep. D. Bourdeaux)

This act provides for race information to be included on the driver license application and the state identification card application. The act requires the Department of Public Safety to establish a database to monitor traffic and pedestrian stops by peace officers and provides the Commission on Criminal and Juvenile Justice access to the information for evaluation. The act also requires law enforcement agencies in the state to establish, on or before January 1, 2003, written policies prohibiting unconstitutional traffic enforcement. The act provides a repeal date of July 1, 2007 for certain sections of the act.

HB0125 Endangerment of Child and Elder Person with Controlled Substance or Precursor (Rep. T. Beck)

This act clarifies the offense of exposing children and the elderly to controlled substances or chemical substances intended to be used to manufacture controlled substances. The act also provides an affirmative defense for administering a controlled substance in accordance with the prescription.

HB0154 Expansion of DNA Database (Rep. G. Way)

This act expands the number of offenses for which a DNA specimen may be collected for the state criminal identification data base and includes saliva as an acceptable DNA specimen in addition to blood. The act also requires that DNA specimens be obtained from juveniles who have been convicted of felony offenses. The act provides that the collection of the offender's payment of a fee for collection of the specimen is second in priority to victim

restitution. The act also creates the DNA Specimen Restricted Account and specifies funding sources and uses of the account.

HB0224 *Giving False Information to Police Officer (Rep. K. Morgan)*

This act creates the offense of leading a peace officer to believe that a person is another actual person by giving the name or identification of another person.

HB0236 *Indecent Public Display Amendments (Rep. P. Wallace)*

This act defines the type of indecent public displays that do not have serious value for minors and clarifies the offense of distributing indecent material to minors.

HB0245 *Amendments to Sex Offender Registry (Rep. A. Bradshaw)*

This act provides procedures to track a sex offender's enrollment or employment at an institution of higher education.

HB0283 *Antiterrorism Amendments (Rep. P. Ray)*

This act creates offenses and penalties regarding terrorism by the use of weapons of mass destruction, including prohibiting a hoax that refers to weapons of mass destruction. The act requires the defendant to pay for costs incurred by government or businesses in responding to these offenses. The act also exempts records of governmental security measures and practices from the Government Records Access and Management Act.

HB0313 *Utah 911 Committee (Rep. T. McCartney)*

This act creates within the Bureau of Communications of the Department of Public Safety a Utah 911 Committee. The act requires that the committee make recommendations to the Law Enforcement and Criminal Justice Interim Committee by November 2002 regarding 911 fees and the coordination of the statewide 911 system.

HB0336 *Use of Force, Including Deadly Force, in Defense of Property (Rep. M. Thompson)*

This act allows the use of deadly force by a person on his own property, if the person is acting to defend another person on the property from a threat of violence. The act provides the elements of property from a threat of violence. The act provides the elements of situations when deadly force is justified. The act also provides a civil and criminal presumption regarding actions based on a reasonable fear.

Natural Resources, Agriculture, and Environment

SB0037 *Mutual Water Company Change Applications (Sen. L. Blackham)*

This act allows a shareholder in a water company to request a change in point of diversion, place of use, or purpose of use of water represented by the shareholder's stock in the water company.

SB0066 *Revenues from Federal Land Exchange Parcels (Sen. M. Dmirich)*

This act amends the percentage of revenues distributed to certain accounts and funds from rentals and royalties received from the lease of minerals on acquired lands and the lease of acquired mineral interests. The act also lowers the ceiling on the amount of monies collected that can be use to pay for administrative costs.

SB0096 *Uranium Mill Tailings Oversight (Sen. B. Wright)*

This act authorizes the Department of Environmental Quality to regulate uranium recovery and certain related operations. The act imposes on these operations a fee with specified contingencies. The act also increases the size of the Radiation Control Board by two members.

HB0057 *Forfeited Water Right Allocation (Rep. D. Peterson)*

This act allows a water company to allocate water rights lost by forfeiture.

HB0058 Water Forfeiture Amendments (Rep. M. Styler)

This act amends provisions relating to the abandonment and forfeiture of water.

HB0162 Use of Bear River Bird Refuge Settlement Monies (Rep. B. Ferry)

This act creates two restricted accounts: the Wetlands Protection Restricted Account and the Recreational Trails and Streams Enhancement and Protection Restricted Account which are to be funded by payments resulting from a 2002 Settlement Agreement between the United States Department of Interior through the Fish and Wildlife Services and the state through the Department of Natural Resources. The act provides for use of these monies.

HJR027 Resolution Authorizing Bear River Migratory Bird Refuge Settlement (Rep. B. Ferry)

This joint resolution of the Legislature approves the settlement agreement to be reached between the state of Utah, through the Department of Natural Resources, and the United States Department of the Interior, through the Fish and Wildlife Service, regarding the disposition of lands in question within the boundaries of the Bear River Migratory Bird Refuge, if certain conditions are met.

Political Subdivisions

SB0018 Uniform Withdrawal Procedures for Special Districts (Sen. D. Gladwell)

This act repeals existing procedures for withdrawals from special or local districts and creates a uniform procedure for withdrawal. The act provides for definitions, establishes the requirements for petitions for withdrawal from a local district, creates a streamlined process for unopposed withdrawals, and provides a process for the certification of petitions and for notice and public hearings. The act provides a process for a local district and a municipality to jointly adjust the boundaries of a local district, sets out the criteria for a local district board to approve or reject a proposed withdrawal and outlines the procedures for allocating assets and liabilities upon withdrawal. The act provides for the continuation of tax levies in withdrawn areas and other protections for local district bonds. The act allows for judicial review of the decision of the local district board.

SB0029 Interlocal Cooperation Act and Electric Power Facilities Amendments (Sen. L. Blackham)

This act authorizes the creation of new political subdivisions of the state by Utah public agencies and out-of-state public agencies to participate in the undertaking and financing of electric generation facilities adjacent to an existing generation and transmission project or to conduct other activities relating to the generation, transmission, management, and distribution of electricity. The act authorizes an existing Utah interlocal entity to reorganize with out-of-state public agencies as an electric interlocal entity and provides for the powers and duties of the new interlocal entities, modifies powers for existing interlocal entities, and provides for additional powers. The act also clarifies the taxes, fees, and exemptions relating to public agencies under certain circumstances and modifies existing definitions, adds new definitions, and makes conforming and technical changes.

SB0035 Voter Residence Where Lot is Divided by County Boundary Line (Sen. C. Walker)

This act provides for the determination of residency for voting and candidacy purposes when a person's residence is divided by a county boundary line.

SB0065 County Law Revisions (Sen. D. Gladwell)

This act clarifies references to county legislative bodies. The act amends provisions relating to the recording of subdivision plats, amends the procedures for adjusting and recording boundaries between adjacent parcels, and amends the reporting date for county recorders

to provide copies of ownership plats to the county assessor. The act repeals the requirements that assessors return plats to the recorder, repeals the requirement that the assessor maintain separate plat books, and amends procedures relating to the abandonment of public roads.

SB0080 Adjustments of County Boundaries (Sen. C. Walker)

This act provides a procedure for adjacent counties to make minor adjustments to their shared boundary by joint resolution of the county legislative bodies. The act repeals the description of county boundaries and makes the Lieutenant Governor's office responsible for maintaining the official county boundaries.

SB0128 Open and Public Meetings Revisions (Sen. G. Davis)

This act amends provisions regarding open and public meetings to include digital and tape recordings as acceptable methods of recording a meeting.

SCR003 Concurrent Resolution Recognizing the Salt Lake Olympic Organizing Committee, Mitt Romney, Olympic Volunteers, and Public Safety (Sen. B. Evans)

This resolution of the Legislature and the Governor expresses deep gratitude to the Salt Lake Olympic Organizing Committee, its President, Mitt Romney, and Olympic volunteers and public safety personnel for their invaluable contribution to the overwhelming success of the 2002 Olympic Winter Games.

SJR004 Joint Resolution on Changes to County Boundaries (Sen. C. Walker)

This joint resolution of the Legislature proposes to amend the Utah Constitution by allowing counties sharing a common boundary to make a minor adjustment to the boundary. The joint resolution also modifies the class of those who are required to vote for a county annexation and requires a majority of those required to vote approve a county annexation that is not a minor boundary adjustment. The joint resolution also directs the lieutenant governor to submit the proposal to voters.

HB0126 Annexations Involving Townships (Rep. C. Duckworth)

This act requires that municipal annexations in first class counties involving townships either include the entire township or be approved by a majority of the voters or property owners. The act provides a sunset date.

HJR014 Joint Resolution - Debt Limits for Political Subdivisions (Rep. W. Harper)

This joint resolution of the Legislature proposes amending the Utah Constitution language relating to additional debt limit for a certain class of municipalities. The joint resolution clarifies the measurement of the debt limit for counties and how the value of taxable property is to be determined for purposes of the county debt limit. The joint resolution also makes technical changes, directs the lieutenant governor to submit this proposal to voters.

HJR025 Resolution on Utah Athletic Foundation (Rep. D. Ure)

This resolution authorizes the Utah Athletic Foundation to alter its investment restrictions for money received by the foundation for maintaining and managing its venues and authorizing amendments to the foundation's articles and bylaws relating to the structure and governance of the board of directors and performance audits of the foundation.

HJR030 Resolution to Expand the Government Property Tax Exemption (Rep. D. Clark)

This joint resolution of the Legislature proposes amending the Utah Constitution to add a property tax exemption for property not owned but under the control of the state or a political subdivision. The joint resolution also directs the lieutenant governor to submit the proposal to voters.

Public Utilities and Technology

HB0007 Net Metering of Electricity (Rep. G. Snow)

This act requires electrical corporations to make a net metering program available by which their customers may install an invertercontrolled energy generation system to produce electricity for their own use and to supply excess electricity back to the electrical corporation. Electrical corporations are required to offset charges for electricity by the amount of electricity generated that exceeds the amount supplied by the electrical corporation. The customer's generation system is required to meet certain safety and other requirements. The act also prohibits the electrical corporation from imposing additional charges or fees to customers participating in a net metering program unless authorized.

HB0080 Unsolicited Commercial Email (Rep. P. Arent)

This act enacts provisions regarding the sending of certain types of commercial email. Those provisions include prohibiting unsolicited commercial email where a prior relationship did not exist. Commercial email provides must also indicate in the email subject line that it is an advertisement and provide information to the recipient on how to unsubscribe. In addition, the act provides for a cause of action in favor of those who receive an unsolicited commercial email that violates those requirements and provides a defense to an action.

HB0140 Restrictions on Sexually Explicit Email (Rep. B. Winn)

This act establishes a legislative task force to study whether competition in the telecommunications industry has met the purposes of Utah's Telecommunications Act of 1996. The act specifies task force membership, duties, salaries and designates staff for the task force. The task force is also required to prepare a report for presentation to the Public Utilities and Technology Interim Committee by the end of November 2002.

HB0143 Restrictions on Sexually Explicit Email (Rep. B. Winn)

This act imposes certain notification requirements upon any person who sends unsolicited sexually explicit email. Those notification requirements include the term "ADV:ADULT" in the subject line of an email and the contact information necessary to be removed from any future mailings. The act provides for a cause of action in favor of those who receive an unsolicited sexually explicit email that violate those requirements and provide a criminal penalty.

Quasi-governmental Entities

HB0250 Retirement Law Recodification (Rep. R. Bigelow)

This act recodifies Title 49, Utah State Retirement Act, and changes its name to the Utah State Retirement and Insurance Benefit Act. The act renumbers all sections of the title and moves the chapters to begin with Chapter 11 instead of Chapter 1.

Revenue and Taxation

SB0028 Tax Credits - Removal of Tax Credit from Tax Form and Prohibition on Claiming or Carrying Forward Tax Credit (Sen. C. Bramble)

This act requires the State Tax Commission under certain circumstances to remove a tax credit from a tax return, to prohibit a person filing a tax return from claiming or carrying forward a tax credit under certain circumstances, and to require the State Tax Commission to make reports under certain circumstances to the Revenue and Taxation Interim Committee and certain state agencies.

SB0057 Corporate Franchise and Income Taxes - Treatment of Certain Cooperatives (Sen. J. Valentine)

This act defines terms and amends the exemption from state corporate franchise and income taxes for certain cooperatives.

SB0059 Sales and Use Tax - Taxation of Amounts Paid to a Telephone Service Provider or Telegraph Corporation (Sen. C. Bramble)

This act amends definitions and addresses the applicability of the sales and use tax to amounts paid to telephone service providers or telegraph corporations.

SB0062 Tax Commission Criminal Investigators Designation as Special Function Officers (Sen. C. Bramble)

This act authorizes the State Tax Commission to employ up to eight criminal tax investigators.

SB0153 Taxes or Charges on Telecommunications Service (Sen. C. Bramble)

This act amends the Utah Municipal Code, the Public Utilities Code, the Revenue and Taxation Code, and the Telegraphic and Telephonic Transactions Code to provide definitions and bring certain laws into compliance with the federal Mobile Telecommunications Sourcing Act.

SJR010 Resolution Amending Revenue and Taxation Provisions of Utah Constitution (Sen. J. Valentine)

This joint resolution of the Legislature proposes amending the Revenue and Taxation Article of the Utah Constitution for the purpose of modernizing the makeup of County Boards of Equalization. The joint resolution also clarifies and reorganizes provisions relating to revenue and taxation and directs the lieutenant governor to submit the proposal to voters.

HB0051 Sales and Use Tax Modifications (Rep. W. Harper)

This act amends the Sales and Use Tax Act to exempt from sales and use taxes the sales of certain parts. It clarifies when sales and amounts paid or charged for services for repairs or renovations of tangible personal property or to install tangible personal property in connection with other tangible personal property are exempt from the sales and use tax.

HB0088 Sales and Use Tax - Agricultural Exemption (Rep. E. Anderson)

This act exempts from sales and use taxes certain parts or services relating to the exemption for certain sales of tangible personal property used or consumed primarily and directly in farming operations.

HB0129 Sales and Use Taxes - Exemption for Certain Sales of Electricity (Rep. L. Shurtliff)

This act exempts from taxation certain sales of electricity generated by certain renewable resources.

HB0155 Property Taxes - Farmland Assessment Act (Rep. T. Hatch)

This act clarifies when land qualifies under the Farmland Assessment Act or is withdrawn from the Act, modifies provisions related to the rollback tax, establishes the process for applying for assessment under the Farmland Assessment Act, modifies provisions related to one-time payments in lieu of the rollback tax, and establishes qualifications for assessment under the Farmland Assessment Act if land is located in more than one county.

State and Local Affairs
(see Government Operations or Political Subdivisions)

Transportation

SB0009 Amendments to Driving Under the Influence (Sen. C. Walker)

This act increases the required compensatory-service hours for first time DUI offenders from 24 to 48 hours. The act also requires supervised probation whenever probation is ordered for a felony DUI offender.

SB0098 Outdoor Advertising Amendments (Sen. M. Waddoups)

This act repeals a requirement that an outdoor advertising sign may be closer than 500 feet from the beginning of pavement widening of an interchange if the sign is at least 500 feet but not more than 2,640 feet from an intersecting highway. The act allows any outdoor advertising sign that is obstructed by an aesthetic improvement made by an agency of the State or obstructed by a directional signal or other improvements to be adjusted for height to make it clearly visible from the main-travel way of the highway or to be relocated within 500 feet of its prior location in a commercial or industrial zone subject to existing sign spacing requirements.

HB0004 Motorboating and Boating Under the Influence Provisions (Rep. L. Pace)

This act combines driving under the influence provisions with boating under the influence provisions, including driver licensing sanctions for boating under the influence violations. The act prohibits a motorboat driver from drinking or having an open container in a motorboat but exempts passengers from those requirements. The administrative impound fee after a DUI (driving under the influence) in a motorboat is increased from \$25 to \$200, the same as for motor vehicles. The act also provides for vessel navigation and steering laws and establishes penalties.

HB0016 Blood and Breath Alcohol Testing (Rep. P. Ray)

This act amends the method of proving the elements of DUI-related offenses by repealing a requirement that a test must be given within two hours of the alleged driving. The act allows a subsequent test that shows a violation at the time of the test to be considered an offense. This change is made in sections relating to driving under the influence, commercial driver licensing, automobile homicide, flying under the influence, and boating under the influence.

HB0017 Multiple Driving Under the Influence Offenses (Rep. A. L. Tyler)

This act clarifies the types of convictions that are considered prior convictions by a court in a DUI case and in a driver license suspension proceeding. A conviction for driving with a combination of alcohol and drugs, or any DUI-related offense that has been reduced by a court qualifies as a prior conviction in any subsequent DUI case.

HB0018 Court Records of Driving Under the Influence Cases (Rep. A. L. Tyler)

This act requires state courts to collect and maintain data on DUI cases to allow sentencing and enhancement decisions to be made in accordance with current DUI and reckless driving laws. The Administrative Office of the Courts are required to report on the data collection to the Judiciary and the Transportation Interim Committees before July 31, 2002.

HB0029 Child Restraint Restrictions (Rep. C. Moss)

This act allows a reduction of the fine for a child restraint violation if the person submits proof of acquisition of a child restraint device. The act repeals the provision which allowed for a dismissal of a first violation of a child restraint law by showing acquisition of a child restraint device.

HB0031 License Plate Requirements (Rep. B. King)

This act repeals the requirement to have a county decal as one of the registration decals on vehicle license plates.

HB0074 Safety Inspections Regarding Window Tinting (Rep. D. Bowman)

This act repeals light transmittance requirements on any vehicle window that is behind the driver. Nontransparent material may be used on the top edge of a windshield but may not extend down lower than four inches or to the AS-1 line, whichever is lower.

HB0171 Low-speed Electric Vehicles on Certain Highways (Rep. D. Bush)

This act defines a low-speed vehicle and considers it a motor vehicle. The act exempts a low-speed vehicle from emissions inspections and establishes different equipment standards for low-speed vehicles. A low-speed vehicle must have a slow-moving vehicle identification emblem when operated on a highway. This act restricts the use of slow-moving vehicles to highways with a posted speed limit of 35 miles per hour or less and allows a highway authority to impose additional restrictions.

HB0197 Off-highway Vehicle Amendments (Rep. B. Goodfellow)

This act expands the width from 50 to 52 inches in the definition of an all-terrain type I vehicle. Any required headgear must be properly fastened and have a U.S. Department of Transportation safety rating designed for motorized vehicles. The act increases the maximum gross weight of wheeled vehicles allowed on designated snowmobile trails from 700 to 800 pounds. The operator of an all-terrain type I vehicle, with a current off-highway implement of husbandry sticker, is exempt from operating requirements for being under supervision, having a safety certificate, or possessing a driver license. The act increases the reimbursement allowed to volunteer off-highway safety instructors from \$3 to \$6 for each student who receives the training and takes the tests.

HB0281 Regulation of Personal Motorized Mobility Devices (Rep. G. Curtis)

This act defines a personal motorized mobility device and subjects it to the same provisions as a bicycle, moped, or motor-driven cycle, except for the driver licensing requirements, entitlement to full use of a lane, seating position, lights, horn, and mirror requirements. A person under age 16 must be under direct supervision of the person's parent or guardian when operating a personal motorized mobility device. A personal motorized mobility device may not be operated on a highway of four or more lanes or on a highway posted greater than 35 miles per hour. The Commissioner of Public Safety must make rules that establish approved headgear for a personal motorized mobility device. A personal motorized mobility device is exempt from insurance requirements.

Veterans

HB0259 Use of State Armories (Rep. C. Beshear)

This act allows any federally chartered veteran's organization free use of armories as long as the use does not interfere with use by the National Guard.

Appropriations

SB0001 Appropriations Act (Sen. L. Blackham)

This act funds appropriations and reductions for the support of state government for the fiscal year beginning July 1, 2002 and ending June 30, 2003. The act provides intent language governing expenditures and approves fees.

HB0001 Supplemental Appropriations Act (Rep. J. Alexander)

This act funds appropriations and reductions for the operation of state government for the fiscal year beginning July 1, 2001 and ending June 30, 2002. The act provides budget increases and decreases for the use and support of certain state departments and agencies of state government and for other purposes as provided in this act.

HB0003 Supplemental Appropriations II (Rep. J. Alexander)

This act funds appropriations and reductions for the support of state government for the fiscal years beginning July 1, 2002 and ending June 30, 2003 and beginning July 1, 2001 and ending June 30, 2002. The act provides budget increases and decreases for the use and support of certain state departments and agencies of state government. The act provides appropriate funds for the bills with fiscal impact passed in the 2002 General Session and for other purposes as provided in this act. The act provides intent language governing expenditures and approves fees.