



UTAH STATE LEGISLATURE

DIGEST OF LEGISLATION

2011 GENERAL SESSION

of the 59th Legislature

2010 Second Special Session

of the 58th Legislature

2011 First Special Session

of the 59th Legislature

2011 Veto Override Session

of the 59th Legislature

Utah State Legislature

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2011 Veto Override Session

of the 59th Legislature

INTRODUCTION

This *Digest of Legislation* provides long titles of bills and resolutions enacted by the 59th Legislature in the 2011 General Session, the 2010 Second Special Session, the 2011 First Special Session, and the 2011 Veto Override Session. The digest lists the sponsor, sections of the Utah Code affected, effective date, session law chapter number for each bill enacted, and whether the bill was studied and approved by an interim committee (in italics). Bills and resolutions not passed are indexed by subject. Statistical summary data are also included.

An electronic version of this year's publication, the complete bill text and a subject, numerical, and sponsor index for all bills introduced each session can be found online at <http://le.utah.gov>.

If more detailed information is needed, please contact the Office of Legislative Research and General Counsel at (801) 538-1032.

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2011 GENERAL SESSION **of the 59th Legislature**

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HB 2 Minimum School Program and Public Education Budget Amendments
(Merlynn T. Newbold)

This bill supplements or reduces appropriations previously provided for school districts, charter schools, and certain state education agencies for the fiscal year beginning July 1, 2011 and ending June 30, 2012 and modifies related budgetary provisions.

This bill:

- ▶ provides budget increases and decreases for the use and support of certain state education agencies;
- ▶ provides budget increases and decreases for programs that support school districts and charter schools;
- ▶ provides intent language;
- ▶ requires the State Board of Education to adopt rules regarding the distribution of funds for youth in custody;
- ▶ enacts provisions related to funding for International Baccalaureate programs;
- ▶ provides that the State Board of Education may use a portion of an appropriation for the K-3 Reading Improvement Program for computer-assisted instructional learning and assessment programs;
- ▶ provides a distribution formula for the appropriation for Teacher Supplies and Materials;
- ▶ provides that the State Board of Education may use a portion of an appropriation for Early Intervention for adaptive learning technology and assessments;
- ▶ establishes the value of the weighted pupil unit at \$2,816 for fiscal year 2011-12;
- ▶ establishes the value of the weighted pupil unit at \$2,577 for fiscal year 2011-12, for:
 - the Special Education Add-on program; and
 - the Career & Technical Ed District Add-on program; and
- ▶ makes technical changes.

This bill appropriates for fiscal year 2012:

- ▶ \$538,200 from the General Fund;
- ▶ \$10,000,000 from the Uniform School Fund;
- ▶ \$294,333,009 from the Education Fund; and
- ▶ \$13,605,700 from various sources as detailed in this bill.

This bill takes effect on July 1, 2011.

This bill coordinates with S.B. 1, Public Education Base Budget, by providing superseding substantive amendments.

Amends 53A-1-403, 53A-1-708, 53A-17a-112, 53A-17a-150;

Enacts 53A-17a-164, 53A-17a-165

Effective July 1, 2011

Chapter 359, Laws of Utah 2011

HB 3 Current Fiscal Year Supplemental Appropriations (*Melvin R. Brown*)

This bill supplements or reduces appropriations previously provided for the use and operation of state government for the fiscal year beginning July 1, 2010 and ending June 30, 2011.

This bill:

- ▶ provides budget increases and decreases for the use and support of certain state agencies;
- ▶ provides budget increases and decreases for the use and support of certain institutions of higher education;
- ▶ provides budget increases and decreases for other purposes as described. Money Appropriated in this Bill: This bill appropriates for fiscal year 2011:
 - ▶ \$16,229,200 from the General Fund;
 - ▶ (\$8,700,000) from the Education Fund;
 - ▶ \$644,621,600 from various sources as detailed in this bill.

This bill takes effect immediately.

Effective March 29, 2011

Chapter 360, Laws of Utah 2011

HB 4 General Obligations Bonds Authorizations (*Gage Froerer*)

This bill authorizes the issuance of general obligation bonds for certain capital facilities.

This bill:

- ▶ modifies the Bonding Code by authorizing the issuance and sale of general obligations bonds by the State Bonding Commission for capital facilities;
- ▶ specifies the use of the general obligations bond proceeds and the manner of issuance; and
- ▶ provides expressions of legislative intent.

This bill provides an immediate effective date.

Enacts 63B-20-101

Effective March 30, 2011

Chapter 393, Laws of Utah 2011

HB 5 Business, Economic Development, and Labor Base Budget (*Todd E. Kiser*)

This bill appropriates funds for the support and operation of state government for the fiscal year beginning July 1, 2011 and ending June 30, 2012.

This bill:

- ▶ provides appropriations for the use and support of certain state agencies;
- ▶ provides appropriations for other purposes as described. Money Appropriated in this Bill: This bill appropriates for fiscal year 2012:
 - ▶ \$88,236,600 from the General Fund;
 - ▶ \$17,988,800 from the Education Fund;
 - ▶ \$496,047,600 from various sources as detailed in this bill.

This bill takes effect on July 1, 2011.

The original bill was recommended by the Executive Appropriations Committee

Effective July 1, 2011

Chapter 1, Laws of Utah 2011

HB 6 Executive Offices and Criminal Justice Base Budget *(Eric K. Hutchings)*

This bill appropriates funds for the support and operation of state government for the fiscal year beginning July 1, 2011 and ending June 30, 2012.

This bill:

- ▶ provides appropriations for the use and support of certain state agencies;
- ▶ provides appropriations for other purposes as described; Money Appropriated in this Bill: This bill appropriates for fiscal year 2012:
 - ▶ \$490,632,850 from the General Fund;
 - ▶ \$45,600 from the Education Fund;
 - ▶ \$219,556,100 from various sources as detailed in this bill.

This bill takes effect on July 1, 2011.

The original bill was recommended by the Executive Appropriations Committee

Effective July 1, 2011

Chapter 2, Laws of Utah 2011

HB 7 Infrastructure and General Government Base Budget *(Gage Froerer)*

This bill appropriates funds for the support and operation of state government for the fiscal year beginning July 1, 2011 and ending June 30, 2012.

This bill:

- ▶ provides appropriations for the use and support of certain state agencies;
- ▶ provides appropriations for other purposes as described;
- ▶ approves employment levels for internal service funds;
- ▶ approves capital acquisition amounts for internal service funds. Money Appropriated in this Bill: This bill appropriates for fiscal year 2012:
 - ▶ \$92,066,100 from the General Fund;
 - ▶ \$38,736,100 from the Education Fund;
 - ▶ \$1,542,253,200 from various sources as detailed in this bill.

This bill takes effect on July 1, 2011.

The original bill was recommended by the Executive Appropriations Committee

Effective July 1, 2011

Chapter 3, Laws of Utah 2011

HB 8 Social Services Base Budget *(David Clark)*

This bill appropriates funds for the support and operation of state government for the fiscal year beginning July 1, 2011 and ending June 30, 2012.

This bill:

- ▶ provides appropriations for the use and support of certain state agencies;
- ▶ provides appropriations for other purposes as described; Money Appropriated in this Bill: This bill appropriates for fiscal year 2012:
 - ▶ \$646,894,100 from the General Fund;
 - ▶ \$16,192,100 from the Education Fund;
 - ▶ \$2,992,113,700 from various sources as detailed in this bill.

This bill takes effect on July 1, 2011.

The original bill was recommended by the Executive Appropriations Committee

Effective July 1, 2011

Chapter 4, Laws of Utah 2011

HB 9 National Guard, Veterans' Affairs, and Legislature Base Budget (*Melvin R. Brown*)

Bill Numbered by Title Without any Substance

This bill:

- ▶ provides appropriations for the use and support of certain state agencies; and
- ▶ provides appropriations for other purposes as described. Money Appropriated in this Bill:
This bill appropriates for fiscal year 2012:
 - ▶ \$25,336,200 from the General Fund;
 - ▶ \$32,236,800 from various sources as detailed in this bill.

This bill take effect July 1, 2011.

The original bill was recommended by the Executive Appropriations Committee

Effective July 1, 2011

Chapter 5, Laws of Utah 2011

HB 10 Renewal of Judgment Act (*Gage Froerer*)

This bill establishes a process and fee for renewal of judgments.

This bill:

- ▶ establishes a process and fee for renewal of judgments;
- ▶ establishes the renewal period for eight years; and
- ▶ makes technical corrections.

The original bill was recommended by the Judiciary, Law Enforcement, and Criminal Justice Interim Committee

Amends 78A-2-301, 78B-6-209;

Enacts 78B-6-1801, 78B-6-1802, 78B-6-1803, 78B-6-1804

Effective May 10, 2011

Chapter 22, Laws of Utah 2011

HB 12 Personal Injury Claims by Personal Representative (*Todd E. Kiser*)

This bill clarifies that the presumptive personal representative is still required to submit an affidavit in personal injury claims.

This bill:

- ▶ makes it clear that presumptive personal representatives are required to submit affidavits in personal injury claims as required in other claims.

The original bill was recommended by the Judiciary, Law Enforcement, and Criminal Justice Interim Committee

Amends 78B-3-106.5

Effective May 10, 2011

Chapter 50, Laws of Utah 2011

HB 13 Immunizations for Teen Mothers (*Jennifer M. Seelig*)

This bill amends the Health Code to allow a minor who is the parent of a child, or who is pregnant, to consent to immunizations.

This bill:

- ▶ defines terms;
- ▶ replaces the term “crippled children” with “children with disabilities”;
- ▶ allows minors who are pregnant or who have custody of a child to consent to immunizations in certain circumstances;
- ▶ defines the immunizations for which a minor may provide consent;
- ▶ establishes the legal effect of the minor’s consent for immunizations; and
- ▶ provides that a parent or guardian of a minor who consents to an immunization is not responsible for the fees associated with the immunization unless the parent or guardian consented to the immunization.

The original bill was recommended by the Health and Human Services Interim Committee

Amends 26-10-1, 26-10-2;

Enacts 26-10-9

Effective May 10, 2011

Chapter 147, Laws of Utah 2011

HB 14 Catastrophic Mental Health Coverage - Sunset Act (*James A. Dunnigan*)

This bill modifies the Insurance Code and the Legislative Oversight and Sunset Act to address catastrophic mental health coverage.

This bill:

- ▶ removes a catastrophic mental health coverage provision from the Legislative Oversight and Sunset Act; and
- ▶ makes technical and conforming amendments.

The original bill was recommended by the Business and Labor Interim Committee

Amends 31A-22-625, 63I-1-231

Effective May 10, 2011

Chapter 240, Laws of Utah 2011

HB 15 Controlled Substance Database - Licensing Amendments (*Bradley M. Daw*)

This bill amends licensing provisions in the Controlled Substance Database Act.

This bill:

- ▶ provides that an individual who is not a veterinarian, who obtains a new license to prescribe a controlled substance, shall, within 30 days after the day on which the individual obtains a license to prescribe a controlled substance from the Drug Enforcement Administration, register with the division to use the Controlled Substance Database;
- ▶ reinstates authority of the Division of Occupational and Professional Licensing to take administrative action, under the Pharmacy Practice Act, for a violation of the Controlled Substance Database Act; and
- ▶ makes technical changes.

This bill provides an immediate effective date.

The original bill was recommended by the Health and Human Services Interim Committee

Amends 58-17b-504, 58-37f-401

Effective March 16, 2011

Chapter 23, Laws of Utah 2011

HB 16 Pharmacy Benefits Manager Act (*Evan J. Vickers*)

This bill enacts the Pharmacy Benefits Manager Act.

This bill:

- ▶ defines terms;
- ▶ provides that when the Utah State Retirement Board (board) issues a request for proposals (RFP) for a pharmacy benefits manager (PBM) to provide pharmacy benefits management services for the Public Employees' Benefit and Insurance Program (program), the RFP shall provide each responder with the option to include, among the billing options proposed, a billing option that requires the PBM to, on at least a monthly basis, submit to the board an invoice for all pharmacy services paid by the PBM on behalf of the program since the last request for payment or reimbursement; and
- ▶ provides that an invoice described in the preceding paragraph shall state, as a separate item from any other amount:
 - the total amount due to the pharmacy benefit manager for all pharmacy services billed in the invoice; and
 - the total amount paid by the pharmacy benefit manager for the same pharmacy services for which payment is sought in that invoice.

The original bill was recommended by the Health and Human Services Interim Committee

Enacts 49-20-501, 49-20-502, 49-20-503

Effective May 10, 2011

Chapter 83, Laws of Utah 2011

HB 17 Enterprise Zone Amendments (*Kraig Powell*)

This bill modifies provisions of the Enterprise Zone Act related to the definitions of business entity and new full-time employee position, the criteria for designation of an enterprise zone, business entities qualifying for tax incentives, state tax credits applicable in an enterprise zone, annual reports, and technology-based service contracts within enterprise zones.

This bill:

- ▶ modifies the definition of business entity and defines new full-time employee position as used in the Enterprise Zone Act;
- ▶ modifies the criteria used for the designation of an enterprise zone;
- ▶ modifies the eligibility review procedure of applications for designation as an enterprise zone;
- ▶ modifies provisions related to business entities qualifying for tax incentives under the Enterprise Zone Act;
- ▶ modifies provisions related to tax credits which may be claimed for new full-time employee positions;
- ▶ provides that a business entity may not claim a tax credit under the Enterprise Zone Act if it is primarily engaged in a retail trade;
- ▶ modifies annual enterprise zone reporting provisions; and
- ▶ provides a repealer.

This bill takes effect on January 1, 2012.

The original bill was recommended by the Workforce Services and Community and Economic Development Interim Committee

Amends 63M-1-402, 63M-1-403, 63M-1-404, 63M-1-406, 63M-1-412, 63M-1-413, 63M-1-414;

Repeals 63M-1-416

Effective January 1, 2012

Chapter 84, Laws of Utah 2011

HB 18 Health Reform - Cost Containment *(Bradley M. Daw)*

This bill amends the Utah State Retirement and Insurance Benefit Act.

This bill:

- ▶ requires a consumer directed health plan offered by the Utah State Retirement and Insurance Benefit Act to promote appropriate utilization of health care, including preventive health care services;
- ▶ requires the office to prepare online training for employees regarding high deductible health plans and health savings accounts;
- ▶ requires state employers to require state employees to attend training regarding health benefit plans offered to employees, including high deductible health plans;
- ▶ provides flexibility for the state, within federal requirements, to determine the appropriate actuarial value of the consumer directed health plans; and
- ▶ requires a state employee hired after July 1, 2011, to be enrolled in a high deductible health plan unless the employee chooses to enroll in a different health benefit plan.

The original bill was recommended by the Health System Reform Task Force

Amends 49-20-410

Effective May 10, 2011

Chapter 148, Laws of Utah 2011

HB 19 Insurance Law Related Amendments *(James A. Dunnigan)*

This bill modifies the Insurance Code and other provisions related to the regulation of insurance and insurance products.

This bill:

- ▶ amends definitions;
- ▶ creates the Insurance Department Restricted Account;
- ▶ addresses fees for captive insurance companies and the cap on the Captive Insurance Restricted Account;
- ▶ modifies restrictions on foreign title insurers;
- ▶ removes outdated language;
- ▶ addresses grace periods for accident and health insurance policies;
- ▶ modifies provisions related to individuals, group, or blanket accident and health insurance coverage;
- ▶ addresses health benefit plan offerings;
- ▶ addresses producer lines of authority;
- ▶ addresses a written agreement related to a voluntary surrender of a license;
- ▶ amends provisions related to continuing education;
- ▶ provides for training related to long-term care insurance;
- ▶ modifies title insurance agency and producer licensing requirements;
- ▶ addresses when a title insurance producer may do an escrow involving a real property transaction;
- ▶ modifies provisions related to disbursements from escrow accounts;
- ▶ modifies title insurance related assessments;
- ▶ addresses licensee compensation;

- ▶ addresses when a person may represent that the person acts in behalf of an insurer;
- ▶ modifies provisions related to providing the commissioner address, telephone, and email address information;
- ▶ addresses verification under a nonresident jurisdictional agreement;
- ▶ addresses per diem and travel expenses of public representatives on the board of directors of the Utah Life and Health Insurance Guaranty Association;
- ▶ addresses the establishment of classes of business;
- ▶ modifies rating restrictions;
- ▶ addresses the renewal of a bail bond surety company license;
- ▶ permits the commissioner to assign a department employee to engage in certain activities related to the regulation of captive insurance companies;
- ▶ requires a professional employer organization to notify the commissioner of material changes;
- ▶ removes the title insurance assessment from the sunset act;
- ▶ converts certain dedicated credits into several restricted accounts and provides that related appropriations are nonlapsing; and
- ▶ makes technical and conforming amendments.

This bill has an effective date.

This bill provides for retrospective operation of certain provisions.

The original bill was recommended by the Business and Labor Interim Committee

Amends 31A-1-301, 31A-2-208, 31A-2-212, 31A-3-101, 31A-3-103, 31A-3-304, 31A-14-211, 31A-22-607, 31A-22-610.6, 31A-22-614.5, 31A-22-618.5, 31A-22-625, 31A-22-701, 31A-22-716, 31A-22-721, 31A-22-723, 31A-23a-102, 31A-23a-106, 31A-23a-111, 31A-23a-202, 31A-23a-203, 31A-23a-204, 31A-23a-406, 31A-23a-408, 31A-23a-412, 31A-23a-415, 31A-23a-501, 31A-25-208, 31A-26-206, 31A-26-208, 31A-26-213, 31A-26-306, 31A-28-107, 31A-29-103, 31A-29-106, 31A-30-103, 31A-30-105, 31A-30-106, 31A-30-106.1, 31A-30-106.5, 31A-30-108, 31A-30-110, 31A-30-112, 31A-31-108, 31A-31-109, 31A-35-202, 31A-35-406, 31A-35-602, 31A-37-103, 31A-37-202, 31A-37-504, 59-9-105, 63I-2-231, 63J-1-602.2, 63J-1-602.3;

Enacts 31A-40-308

Effective May 10, 2011

Chapter 284, Laws of Utah 2011

HB 20 Accident Responsibility Amendments (*Christopher N. Herrod*)

This bill modifies the Motor Vehicles Code by amending provisions relating to accident responsibilities.

This bill:

- ▶ provides definitions;
- ▶ clarifies that an operator of a vehicle who has reason to believe that the operator has been involved in an accident shall stop the vehicle at the scene of the accident and fulfill certain requirements;
- ▶ provides that if an operator of a vehicle has reason to believe that the operator has been involved in a motor vehicle accident only after leaving the scene of the accident, the operator shall immediately comply as nearly as possible with certain requirements;
- ▶ clarifies that a person is guilty of a class A misdemeanor if the person does not comply with the accident responsibility requirements and the accident resulted in injury to any person;
- ▶ clarifies that a person is guilty of a felony if the person does not comply with certain accident responsibility requirements and the accident resulted in serious bodily injury to a person or the death of a person; and
- ▶ makes technical changes.

The original bill was recommended by the Transportation Interim Committee

Amends 41-6a-401, 41-6a-401.3, 41-6a-401.5

Effective May 10, 2011

Chapter 241, Laws of Utah 2011

HB 21 Statutorily Required Reports Amendments (*Don L. Ipson*)

This bill modifies the reporting requirements of agencies to the Judiciary and the Law Enforcement and Criminal Justice Interim Committees.

This bill:

- ▶ changes some reports required of the Administrative Office of the Courts, the Judicial Council, and the Commission on Criminal and Juvenile Justice to be provided at the option of the Judiciary Interim Committee;
- ▶ requires that certain annual reports be provided in writing;
- ▶ amends reporting dates; and
- ▶ eliminates the requirement for the Emergency Medical Services Committee to report annually to the Law Enforcement and Criminal Justice Committee.

The original bill was recommended by the Judiciary, Law Enforcement, and Criminal Justice Interim Committee

Amends 26-8a-103, 30-3-11.3, 30-3-11.4, 41-6a-511, 53-5-707, 63M-7-305, 64-13-6, 64-13e-106, 78A-8-109, 78B-6-204

Effective May 10, 2011

Chapter 51, Laws of Utah 2011

HB 22 Fire Prevention and Fireworks Act Amendments (*James A. Dunnigan*)

This bill modifies the Fire Prevention and Fireworks Act to address definitions and fireworks.

This bill:

- ▶ modifies definitions;
- ▶ repeals certain testing and approval requirements;
- ▶ modifies times for sale and discharge of fireworks;
- ▶ addresses state fire code; and
- ▶ makes technical and conforming amendments.

This bill coordinates with H.B. 203, Codification of State Construction and Fire Codes, so that specific language in H.B. 203 supersedes specified amendments in this bill.

The original bill was recommended by the Business and Labor Interim Committee

Amends 53-7-202, 53-7-222, 53-7-225

Effective May 10, 2011

Chapter 13, Laws of Utah 2011

HB 23 Controlled Substance Modifications (*Gage Froerer*)

This bill modifies provisions relating to the Utah Controlled Substances Act by creating a controlled class of listed synthetic cannabinoid substances found in products often referred to as "spice."

This bill:

- ▶ expands the definition of a controlled substance to include a list of synthetic equivalent cannabinoid substances and their analogs and homologs found in products commonly referred to as "spice";
- ▶ expands the definition of a controlled substance to include substances and their analogs and homologs found in products referred to as "bath salts";
- ▶ clarifies that the tetrahydrocannabinols in Schedule I of the Utah Controlled Substances Act include those both naturally and synthetically derived;
- ▶ provides that it is an affirmative defense that the person produced, possessed, or administered any of these listed substances if the person:
 - was engaged in medical research; and
 - was a holder of a license to possess controlled substances for research;
- ▶ authorizes the Controlled Substances Advisory Committee to recommend placement of a substance on a controlled substance list if it finds that the substance has a potential for abuse and that an accepted standard has not been established for safe use in treatment for medical purposes;
- ▶ adds "spice" to the driver license provisions regarding driving under the influence; and
- ▶ provides that a legislative body of a political subdivision may not enact an ordinance that is less restrictive than any provision of the Utah Controlled Substances Act.

The original bill was recommended by the Health and Human Services Interim Committee

Amends 41-6a-517, 58-37-2 (Effective 07/01/11), 58-37-2 (Superseded 07/01/11), 58-37-3, 58-37-4, 58-37-6, 58-37-8, 58-38a-203, 58-38a-204;

Enacts 58-37-4.2

Effective February 25, 2011

Chapter 12, Laws of Utah 2011

HB 24 Clean Fuel Vehicle Decal *(Julie Fisher)*

This bill amends provisions relating to a clean fuel vehicle decal.

This bill:

- ▶ requires the Department of Transportation to issue a clean fuel vehicle decal to certain applicants who satisfy certain requirements;
- ▶ requires an applicant for a clean fuel vehicle decal to pay a clean fuel vehicle decal fee;
- ▶ authorizes the Department of Transportation to establish a clean fuel vehicle decal fee and provides for the use of the funds generated by the fee;
- ▶ provides that beginning on July 1, 2011, a clean fuel vehicle shall have a clean fuel vehicle decal to travel in lanes designated for the use of high occupancy vehicles regardless of the number of occupants;
- ▶ prohibits a person from placing a clean fuel vehicle decal on a vehicle other than the vehicle specified in the application for the clean fuel vehicle decal permit and the clean fuel vehicle decal;
- ▶ requires a person operating a motor vehicle that has been issued a clean fuel vehicle decal to have in the person's immediate possession the clean fuel vehicle decal permit issued by the Department of Transportation for the motor vehicle the person is operating and display it upon demand of a peace officer;
- ▶ authorizes the Department of Transportation to make rules to administer the clean fuel vehicle decal program;
- ▶ provides that beginning on July 1, 2011, the Motor Vehicle Division may not issue a unique vehicle type license plate for a vehicle powered by clean fuel; and
- ▶ makes technical changes.

The original bill was recommended by the Transportation Interim Committee

Amends 41-1a-418, 41-6a-702;

Enacts 72-6-121

Effective May 10, 2011

Chapter 394, Laws of Utah 2011

HB 25 Mineral and Petroleum Literacy *(Jack R. Draxler)*

This bill allows the use of funds from the Oil and Gas Conservation Account to be used for educational programs concerning mineral and petroleum resources and industries.

This bill:

- ▶ allows the use of funds from the Oil and Gas Conservation Account to be used for educational programs concerning mineral and petroleum resources and industries;
- ▶ provides that the funds appropriated for educational programs are nonlapsing; and
- ▶ makes technical changes.

The original bill was recommended by the Natural Resources, Agriculture, and Environment Interim Committee

Amends 40-6-14.5

Effective May 10, 2011

Chapter 149, Laws of Utah 2011

HB 26 High Occupancy Toll Lane Customer Information *(Julie Fisher)*

This bill modifies the Government Records Access Management Act by amending provisions relating to high occupancy toll lane customer information.

This bill:

- ▶ classifies certain electronic toll collection customer account information received or collected as a private record under the Government Records Access Management Act; and
- ▶ makes technical changes.

The original bill was recommended by the Transportation Interim Committee

Amends 63G-2-302

Effective May 10, 2011

Chapter 85, Laws of Utah 2011

HB 27 Workers' Compensation Rate Filings *(Todd E. Kiser)*

This bill modifies the Insurance Code to address workers' compensation rate filings.

This bill:

- ▶ establishes procedures for workers' compensation insurance tiered rate filings.

The original bill was recommended by the Business and Labor Interim Committee

Enacts 31A-19a-408

Effective May 10, 2011

Chapter 242, Laws of Utah 2011

HB 28 Penalties for Unauthorized Use of Records *(Richard A. Greenwood)*

This bill modifies the Motor Vehicles Code and the Public Safety Code by amending provisions relating to the unauthorized use of certain records.

This bill:

- ▶ provides that the Motor Vehicle Division shall disclose a protected record in certain circumstances;
- ▶ provides that the knowing or intentional unauthorized access, use, disclosure, or dissemination of records created or maintained by the Motor Vehicle Division, the Driver License Division, or the Criminal Investigations and Technical Services Division is a class B misdemeanor;
- ▶ provides that the director of the Motor Vehicle Division, the Driver License Division, the Utah Bureau of Criminal Identification, and the Commissioner of Public Safety shall be informed of the unauthorized use of certain records; and
- ▶ makes technical changes.

The original bill was recommended by the Transportation Interim Committee

Amends 41-1a-116, 53-3-109, 53-10-108, 53-10-111

Effective May 10, 2011

Chapter 243, Laws of Utah 2011

HB 29 Business Entity Mergers (*James A. Dunnigan*)

This bill modifies the Utah Revised Business Corporation Act to address mergers.

This bill:

- ▶ clarifies that a corporation may merge with other business entities; and
- ▶ makes technical and conforming amendments.

The original bill was recommended by the Business and Labor Interim Committee

Amends 16-10a-1101, 16-10a-1107

Effective May 10, 2011

Chapter 244, Laws of Utah 2011

HB 30 Election Officials' Funds (*Neal B. Hendrickson*)

This bill repeals the Election Officials' Funds.

This bill repeals the Election Officials' Funds, which provides for reporting of money set aside for the use of an elected official.

The original bill was recommended by the Government Operations and Political Subdivisions Interim Committee

Repeals 52-5-101, 52-5-102, 52-5-201

Effective May 10, 2011

Chapter 245, Laws of Utah 2011

HB 31 Restoration of the Right to Vote and Hold Elective Office (*John G. Mathis*)

This bill amends provisions in Title 20A, Election Code, to address the restoration of the right to vote or hold elective office.

This bill:

- ▶ provides a process by which a person convicted of a misdemeanor for violating the Election Code may have the right to vote or hold office restored;
- ▶ prohibits a person convicted of a misdemeanor for violating the Election Code from registering to vote or remaining registered to vote, unless the right to vote has been restored;
- ▶ authorizes a challenge to the right to vote if the voter is convicted of a misdemeanor for violating the Election Code, unless the right to vote has been restored; and
- ▶ makes technical changes.

The original bill was recommended by the Government Operations and Political Subdivisions Interim Committee

Amends 20A-1-609, 20A-2-101, 20A-3-202, 20A-9-203;

Enacts 20A-2-101.3

Effective May 10, 2011

Chapter 395, Laws of Utah 2011

HB 32 Campaign and Financial Reporting Amendments *(Keith Grover)*

This bill amends provisions in Title 20A, Election Code, that are related to campaign and financial reporting.

This bill:

- ▶ defines terms;
- ▶ requires a county political party to file financial statements;
- ▶ requires a political party to file a statement of dissolution;
- ▶ requires a state political party and a county political party to deposit a contribution in a separate account;
- ▶ amends provisions regarding candidate disqualification for failure to file an interim report;
- ▶ requires a political issues committee to file a financial disclosure report as of five days before the report is due;
- ▶ amends a provision related to legal costs as campaign expenditures;
- ▶ amends a provision relating to a corporation reporting a contract with the state; and
- ▶ makes technical changes.

The original bill was recommended by the Government Operations and Political Subdivisions Interim Committee

Amends 20A-1-611, 20A-8-402, 20A-11-101, 20A-11-103, 20A-11-206, 20A-11-305, 20A-11-701, 20A-11-802, 20A-11-901, 20A-11-1001, 20A-11-1305, 20A-11-1503, 20A-12-303, 20A-12-305;

Enacts 20A-11-505.7, 20A-11-509, 20A-11-510, 20A-11-511, 20A-11-512, 20A-11-513

Effective May 10, 2011

Chapter 396, Laws of Utah 2011

HB 33 Election Law Revisions *(R. Curt Webb)*

This bill amends Title 20A, Election Code.

This bill:

- ▶ amends definitions;
- ▶ amends a provision regarding arguments for or against a ballot proposition in the local voter information pamphlet;
- ▶ modifies the quantity of voter registration forms a county clerk provides to a political party;
- ▶ amends the deadline for county clerks to change precincts following redistricting;
- ▶ changes the date on which the nominating and recruiting committee may act;
- ▶ directs the lieutenant governor to certify a single county candidate; and
- ▶ makes technical changes.

The original bill was recommended by the Government Operations and Political Subdivisions Interim Committee

Amends 20A-1-102, 20A-2-301, 20A-3-104.5, 20A-4-107, 20A-5-303 (Effective 03/08/12), 20A-5-303 (Superseded 03/08/12), 20A-7-402, 20A-9-403, 20A-14-105

Effective May 10, 2011

Chapter 335, Laws of Utah 2011

HB 34 Department of Transportation Settlement Agreement Amendments (*Julie Fisher*)

This bill modifies the State Settlement Agreements Act by amending provisions relating to certain Department of Transportation construction contract claim settlement agreements and settlement agreements that resolve bid or request for proposal protests.

This bill:

- ▶ provides definitions;
- ▶ requires the Department of Transportation to obtain approval of the Transportation Commission or the governor or review by the Legislative Management Committee for certain construction contract claim settlement agreements if the claim is being recommended by the Department of Transportation's claims review board;
- ▶ prohibits the Department of Transportation from entering into a construction contract claim settlement agreement that is being recommended by the Department of Transportation's claims review board in certain circumstances until the Transportation Commission or the governor has approved the agreement or the Legislative Management Committee has reviewed the agreement;
- ▶ requires the Department of Transportation to obtain approval of the Transportation Commission or the governor or review by the Legislative Management Committee for certain settlement agreements that resolve a bid or request for proposal protest; and
- ▶ prohibits the Department of Transportation from entering into a settlement agreement that resolves a bid or request for proposal protest in certain circumstances until the Transportation Commission or the governor has approved the agreement or the Legislative Management Committee has reviewed the agreement.

The original bill was recommended by the Transportation Interim Committee

Amends 63G-6-801;

Enacts 63G-10-402, 63G-10-403

Effective May 10, 2011

Chapter 361, Laws of Utah 2011

HB 35 Sales and Use Tax Act Revisions (*Wayne A. Harper*)

This bill amends the Sales and Use Tax Act to address provisions related to the imposition and administration of sales and use taxes and certain taxes, fees, and charges administered by the State Tax Commission, to address the delegates appointed to the governing board of the Streamlined Sales and Use Tax Agreement, and to address the location of certain transactions related to computer software.

This bill:

- ▶ defines terms and modifies definitions;
- ▶ addresses the delegates appointed to the governing board of the Streamlined Sales and Use Tax Agreement;
- ▶ addresses the sales and use taxation of a product that is transferred electronically;
- ▶ addresses provisions related to sales and use tax exemption certificates;
- ▶ addresses amnesty for a seller that fails to pay certain taxes, fees, or charges administered by the State Tax Commission;
- ▶ addresses the location of certain transactions related to computer software; and
- ▶ makes technical and conforming changes.

This bill takes effect on July 1, 2011.

The original bill was recommended by the Revenue and Taxation Interim Committee

Amends 59-12-102, 59-12-102.3, 59-12-103, 59-12-106, 59-12-128, 59-12-211

Effective July 1, 2011

Chapter 285, Laws of Utah 2011

HB 36 Assessment, Collections, and Refunds Act Amendments (Todd E. Kiser)

This bill amends the Assessment, Collections, and Refunds Act part to address exceptions to the applicability of the part.

This bill:

- ▶ provides that the Assessment, Collections, and Refunds Act does not apply to the Property Tax Act, Tax Equivalent Property Act, or the Privilege Tax part.

The original bill was recommended by the Revenue and Taxation Interim Committee

Enacts 59-1-1402.1

Effective May 10, 2011

Chapter 52, Laws of Utah 2011

HB 37 Determination of State Taxable Income (Evan J. Vickers)

This bill amends the Individual Income Tax Act to address the determination of state taxable income.

This bill:

- ▶ addresses the determination of state taxable income derived from Utah sources; and
- ▶ makes technical and conforming changes.

This bill has retrospective operation for a taxable year beginning on or after January 1, 2011.

The original bill was recommended by the Revenue and Taxation Interim Committee

Amends 59-10-117, 59-10-536

Effective May 10, 2011

Chapter 53, Laws of Utah 2011

HB 38 Severance Tax Amendments (Evan J. Vickers)

This bill amends the Oil and Gas Severance Tax part to address the interests in oil or gas or the proceeds of production of oil or gas that are not subject to the severance tax.

This bill:

- ▶ provides that certain interests of the United States, the state, a political subdivision of the state, or an Indian or Indian tribe in oil or gas or the proceeds of production of oil or gas are not subject to the severance tax on oil and gas; and
- ▶ makes technical and conforming changes.

The original bill was recommended by the Revenue and Taxation Interim Committee

Amends 59-5-102

Effective May 10, 2011

Chapter 54, Laws of Utah 2011

HB 39 Water Rights Amendments (*Jack R. Draxler*)

This bill addresses water rights applications.

This bill:

- ▶ eliminates a provision referring to forfeiture of a water right application;
- ▶ changes a reference concerning exceptions to application-based priority dates for water rights; and
- ▶ makes technical changes.

The original bill was recommended by the Natural Resources, Agriculture, and Environment Interim Committee

Amends 73-3-18

Effective May 10, 2011

Chapter 86, Laws of Utah 2011

HB 40 Bonding Requirements for Government Officers and Employees (*Ryan D. Wilcox*)

This bill modifies the bonding requirement for certain government officers and employees.

This bill:

- ▶ modifies the bonding requirement for certain government officers and employees to allow the officer or employee to be covered under the state Risk Management Fund;
- ▶ removes surety bond requirements for:
 - regional grazing advisory boards;
 - employees of the Division of Wildlife Resources;
 - employees of the Alcoholic Beverage Control Commission;
 - the Labor Commission and its designated employees;
 - the adjutant general;
 - a property and fiscal officer of the United States for Utah for the National Guard;
 - the business administrator and other board officers of a local school board; and
 - the Transportation Commission;
- ▶ repeals surety bond provisions for:
 - the Utah Insurance Commissioner and employees of the Insurance Department;
 - officers of the state militia;
 - the state auditor; and
 - the attorney general;
- ▶ amends provisions for giving a bond if required for a state officer or an official of a state institution; and
- ▶ makes technical changes.

The original bill was recommended by the Government Operations and Political Subdivisions Interim Committee

Amends 4-20-1.6, 32B-2-206 (Effective 07/01/11), 34A-1-201, 39-1-21, 39-1-25, 52-2-1, 53A-3-302, 53A-3-304, 72-1-301, 76-8-203;

Repeals 23-14-9, 31A-2-107, 39-1-27, 63A-3-108, 63A-9-806, 67-3-7, 67-5-2;

Repeals and Reenacts 52-1-2

Effective May 10, 2011

Chapter 336, Laws of Utah 2011

HB 41 State Capitol Preservation Board Fee Revisions *(Neal B. Hendrickson)*

This bill amends the State Capitol Preservation Board fee schedule for the current fiscal year.

This bill:

- ▶ establishes rental rates for State Capitol facilities during the 2011 General Session of the Utah State Legislature.

This bill provides an immediate effective date.

The original bill was recommended by the Government Operations and Political Subdivisions Interim Committee

Effective February 16, 2011

Chapter 6, Laws of Utah 2011

HB 43 Errors and Omissions Coverage for Insurance Producers *(Jim Bird)*

This bill modifies the Insurance Code to address errors and omission coverage of certain producers.

This bill:

- ▶ requires errors and omissions coverage during the license term of a resident individual producer;
- ▶ requires related information to be included in an application;
- ▶ authorizes the commissioner to make related rules;
- ▶ provides an exemption; and
- ▶ makes technical and conforming amendments.

Amends 31A-23a-104, 31A-23a-105;

Enacts 31A-23a-203.5

Effective May 10, 2011

Chapter 337, Laws of Utah 2011

HB 44 Italian-American Heritage Month Designation *(Christine F. Watkins)*

This bill designates the month of October as Italian-American Heritage Month in Utah.

This bill:

- ▶ designates that the month of October shall be commemorated annually as Italian-American Heritage Month in Utah.

Amends 63G-1-401

Effective May 10, 2011

Chapter 87, Laws of Utah 2011

HB 45 **Vehicle Impound Amendments** (*Jeremy A. Peterson*)

This bill modifies the Motor Vehicle Act by amending provisions relating to circumstances where a peace officer is permitted to seize a vehicle, vessel, or outboard motor.

This bill:

- ▶ provides that a peace officer, without a warrant, may seize and take possession of any vehicle, vessel, or outboard motor:
 - that the division or the peace officer has reason to believe has been involved in an accident involving property damage, injury, or death; and
 - whose operator did not remain at the scene of the accident until the operator fulfilled certain requirements; and
- ▶ makes technical changes.

Amends 41-1a-1101

Effective May 10, 2011

Chapter 246, Laws of Utah 2011

HB 46 **County Recorder Amendments** (*R. Curt Webb*)

This bill modifies provisions related to the duties of a county recorder and recording requirements.

This bill:

- ▶ modifies provisions related to records and indexes;
- ▶ modifies provisions related to judgments affecting real estate;
- ▶ modifies provisions related to legal description and notarization requirements for a recorded document;
- ▶ modifies provisions related to the recording of a release, assignment, renewal, or extension of a judgment lien;
- ▶ modifies provisions related to the creation of a joint tenancy;
- ▶ modifies provisions related to a boundary line agreement operating as a quitclaim deed;
- ▶ modifies provisions related to information included in a document conveying title to real property;
- ▶ modifies provisions related to notarization of a judgment, abstract of judgment, or information statement; and
- ▶ makes technical corrections.

Amends 17-21-6, 17-21-10, 17-21-20, 38-5-1, 57-1-5, 57-1-13, 57-1-45, 57-3-105, 57-3-106, 78B-5-201, 78B-5-202, 78B-5-408

Effective May 10, 2011

Chapter 88, Laws of Utah 2011

HB 48 **Fingerprints of Juveniles** (*Jeremy A. Peterson*)

This bill requires fingerprints and photographs of juveniles to be taken and stored in specific circumstances.

This bill:

- ▶ requires fingerprints and photographs of juveniles to be taken when a juvenile age 14 or older is:
 - admitted to a detention facility for an offense that would be a felony if committed by an adult;
 - adjudicated by the juvenile court for an offense that would be a felony or class A misdemeanor if committed by an adult; and
- ▶ restricts the distribution of fingerprints and photographs.

Amends 78A-6-1104

Effective May 10, 2011

Chapter 89, Laws of Utah 2011

HB 50 **School Termination Procedures Modifications** (*Ronda Rudd Menlove*)

This bill amends the Utah Orderly School Termination Procedures Act, which establishes procedures for the termination of employees of a school district or the Utah Schools for the Deaf and the Blind.

This bill:

- ▶ clarifies that a school district or the Utah Schools for the Deaf and the Blind is not required to provide a cause for not offering a contract to a provisional employee; and
- ▶ makes technical amendments.

Amends 53A-8-104

Effective May 10, 2011

Chapter 286, Laws of Utah 2011

HB 51 School and Institutional Trust Lands (*Roger E. Barrus*)

This bill modifies provisions of the School and Institutional Trust Lands Management Act.

This bill:

- ▶ deletes obsolete language;
- ▶ exempts the School and Institutional Trust Lands Administration (administration) from the petition process provisions of the Utah Administrative Rulemaking Act;
- ▶ exempts the Administration from fee agency provisions for certain fees in the Budgetary Procedures Act;
- ▶ makes modifications to School and Institutional Trust Lands Board of Trustees (board) terms and replacement appointments;
- ▶ specifically grants the director authority to acquire and dispose of lands and assets;
- ▶ modifies the judicial review process of the board and administration;
- ▶ allows the administration to request financial information from certain providers;
- ▶ modifies the mining claim administration fee;
- ▶ authorizes the director to withdraw lands from surface occupancy or use when there is a potential for resource degradation;
- ▶ modifies the requirements that a person who degrades trust lands must meet in restoring the land;
- ▶ requires the Permanent Community Impact Fund Board to consider recommendations from the administration when awarding certain grants;
- ▶ allows a lease or permit which includes an option to purchase at a future date to be negotiated in a method other than through a public competitive process; and
- ▶ makes technical changes.

Amends 9-4-307, 53C-1-201, 53C-1-202, 53C-1-203, 53C-1-204, 53C-1-302, 53C-1-303, 53C-1-304, 53C-2-102, 53C-2-103, 53C-2-104, 53C-2-105, 53C-2-301, 53C-2-404, 53C-2-407, 53C-3-101, 53C-3-203, 53C-4-101, 53C-4-102, 53C-4-201, 53C-4-301, 63J-1-504, 63L-2-201

Effective May 10, 2011

Chapter 247, Laws of Utah 2011

HB 52 Limitation of Actions - Criminal Offenses (*Brad R. Wilson*)

This bill modifies the Criminal Code regarding offenses for which prosecution may be initiated at any time.

This bill:

- ▶ defines predicate offenses committed incident to a homicide; and
- ▶ provides that predicate offenses to murder and aggravating offenses to aggravated murder may be prosecuted at any time.

Amends 76-1-301

Effective May 10, 2011

Chapter 24, Laws of Utah 2011

HB 54 Electronic Communications in Public Meetings *(Kraig Powell)*

This bill modifies provisions of the Open and Public Meetings Act that relate to electronic communications between members of public bodies.

This bill:

- ▶ provides definitions;
- ▶ allows a member of a public body to transmit an electronic message to other members of the public body when the public body is not convened in an open meeting; and
- ▶ makes technical modifications.

Amends 52-4-103;

Enacts 52-4-209

Effective May 10, 2011

Chapter 25, Laws of Utah 2011

HB 55 Volunteer Search and Rescue Workers' Compensation Claims *(Kraig Powell)*

This bill modifies provisions related to state officers and employees to address workers' compensation claims by members of a county sheriff's search and rescue team.

This bill:

- ▶ defines terms;
- ▶ modifies the workers' compensation benefits available to a volunteer search and rescue team member under specified circumstances;
- ▶ allows use of money in the Search and Rescue Financial Assistance Program for volunteer search and rescue workers' compensation costs; and
- ▶ makes technical and conforming amendments.

Amends 53-2-107, 67-20-2, 67-20-3;

Enacts 67-20-7.5

Effective May 10, 2011

Chapter 248, Laws of Utah 2011

HB 56 Expungement Amendments *(Julie Fisher)*

This bill clarifies that a person may not receive a certificate of eligibility for an expungement if a criminal charge is pending.

This bill:

- ▶ eliminates the investigation requirement for pending proceedings regarding a petitioner for an expungement; and
- ▶ clarifies that the person is ineligible for a certificate of eligibility if the person is the subject of a pending criminal proceeding.

Amends 77-40-104, 77-40-105

Effective May 10, 2011

Chapter 26, Laws of Utah 2011

HB 57 **Joint Professional School of Veterinary Medicine** (*John G. Mathis*)

This bill provides for the establishment of a veterinary education program offered by Utah State University in partnership with Washington State University.

This bill:

- ▶ allows Utah State University, with the approval of the State Board of Regents, to enter into a partnership agreement with Washington State University to establish a veterinary education program;
- ▶ provides that, initially, up to 20 Utah resident students and 10 nonresident students may be accepted each year into a four-year program leading to a doctorate degree in veterinary medicine;
- ▶ provides that students pursuing a doctoral degree in veterinary medicine complete the first and second years of study at Utah State University and the third and fourth years of study at Washington State University; and
- ▶ requires the Legislature, subject to future budget constraints, to annually appropriate money to pay for the nonresident portion of tuition for Utah students enrolled at Washington State University under a partnership agreement.

This bill appropriates as an ongoing appropriation subject to future budget constraints, \$1,700,000 from the General Fund for fiscal year 2011-12.

This bill takes effect on July 1, 2011.

Enacts 53B-18-1301

Effective July 1, 2011

Chapter 249, Laws of Utah 2011

HB 60 **Prohibiting Contributions During Special Session** (*Patrice M. Arent*)

This bill extends the prohibition on a campaign contribution during a special session to include a special session convened after July 1 during a general election year.

This bill:

- ▶ extends the prohibition on campaign contributions during a special session to include a special session convened after July 1 during a general election year.

Amends 36-11-305

Effective May 10, 2011

Chapter 250, Laws of Utah 2011

HB 64 **Human Blood Procurement and Use** *(Stephen G. Handy)*

This bill recodifies, repeals, and amends provisions of the Utah Code relating to the procurement and use of human blood.

This bill:

- ▶ defines terms;
- ▶ deletes obsolete provisions relating to the donation of blood by a person who is 18 years old;
- ▶ enacts the Human Blood Act;
- ▶ clarifies that the procurement and use of a blood product is considered a service rather than a sale;
- ▶ provides that a minor who is at least 16 years old may donate blood to a voluntary, noncompensatory blood donation program if a parent or legal guardian of the minor consents to the donation; and
- ▶ makes technical changes.

Enacts 26-31-101, 26-31-102, 26-31-202;

Renumbers and Amends 26-31-1 to 26-31-201;

Repeals 15-2-5

Effective May 10, 2011

Chapter 90, Laws of Utah 2011

HB 66 **Health Professional Authority - Death Certificates** *(Bradley G. Last)*

This bill amends the Vital Statistics Act.

This bill:

- ▶ amends definitions in the Vital Statistics Act to allow a nurse practitioner to sign a death certificate if employed by a health care facility.

Amends 26-2-2

Effective May 10, 2011

Chapter 27, Laws of Utah 2011

HB 67 **State Bonding Commission Bonding Authority** *(Bradley G. Last)*

This bill modifies provisions in the State Financing Consolidation Act to require legislative approval before bonds are authorized or issued under the Act.

This bill:

- ▶ clarifies and simplifies existing language;
- ▶ requires the State Bonding Commission to obtain legislative approval before it authorizes or issues bonds under the authority of the State Financing Consolidation Act; and
- ▶ makes technical changes.

Amends 63B-1b-401, 63B-1b-402;

Enacts 63B-1b-103

Effective May 10, 2011

Chapter 251, Laws of Utah 2011

HB 68 Off-highway Vehicle Operator Responsibilities (*Michael E. Noel*)

This bill modifies the Off-Highway Vehicles Code by enacting provisions relating to off-highway vehicle operator responsibilities.

This bill:

- ▶ provides that an off-highway vehicle operator who is 18 years of age or older shall accept legal responsibility for injury or damage of any kind to the extent that the injury or damage results from risks inherent in the sport of off-highway vehicle use;
- ▶ requires an operator of an off-highway vehicle to regulate personal conduct at all times so that injury to self or other persons or property that results from the risks inherent in the sport of off-highway vehicle operation is avoided;
- ▶ provides that an off-highway vehicle operator is responsible for:
 - knowing the range of the operator's ability to navigate any slope, trail, or area for off-highway vehicle use, taking into consideration the conditions;
 - maintaining control of speed and course at all times while operating the off-highway vehicle;
 - heeding all posted warnings; and
 - refraining from acting in a manner that may cause or contribute to the injury of anyone;
- ▶ provides that these provisions do not affect certain products liability causes of action;
- ▶ provides that these provisions do not affect a passenger's cause of action or ability to recover for injuries; and
- ▶ provides that these provisions do not affect an off-highway vehicle owner's liability for negligent entrustment.

Enacts 41-22-37

Effective May 10, 2011

Chapter 150, Laws of Utah 2011

HB 71 Victim Rights Amendments (*Brad R. Wilson*)

This bill adds parole and probation hearings to the hearings at which a victim or a victim's representative may be present.

This bill:

- ▶ adds that a victim's representative may attend certain important criminal justice hearings in the victim's place; and
- ▶ adds probation and parole hearings to the list of hearings at which a victim or representative may be present and heard.

Amends 77-38-4

Effective May 10, 2011

Chapter 28, Laws of Utah 2011

HB 73 Motor Carrier Transportation Contract Indemnity Agreements (*Don L. Ipson*)

This bill modifies provisions relating to the unenforceability of certain motor carrier transportation contract indemnity agreements.

This bill:

- ▶ provides definitions;
- ▶ provides that any provision in a motor carrier transportation contract that requires either party or either party's surety or insurer to indemnify or hold harmless the other party against liability for death, personal injury, or property damage caused in whole or in part by the negligence or intentional acts or omissions of the other party is void; and
- ▶ provides that this provision does not affect any provision in a motor carrier transportation contract that requires either party or either party's surety or insurer to indemnify another person against liability for death, personal injury, or property damage that arises out of the fault of the indemnitor or the indemnitor's agents or representatives.

Enacts 13-8-6

Effective May 10, 2011

Chapter 287, Laws of Utah 2011

HB 74 Municipal Justice Court Judge Elections (*Kenneth W. Sumsion*)

This bill changes the requirements for a retention election vote for justice court judges.

This bill:

- ▶ changes the retention election requirements for municipal justice court judges in cities of the first, second, and third class from the entire county to the municipality where the judge sits;
- ▶ clarifies that a justice court judge standing for retention in more than one location who is retained in one location and not retained in another does not lose both offices; and
- ▶ makes a technical correction.

Amends 20A-12-201, 78A-7-202

Effective May 10, 2011

Chapter 29, Laws of Utah 2011

HB 75 Dangerous Weapon Amendments (*Curtis Oda*)

This bill modifies provisions of the Utah Criminal Code regarding the definition of "on or about school premises" as related to the use of a dangerous weapon.

This bill:

- ▶ modifies the definition of "on or about school premises" as related to:
 - sentencing enhancements for the use of a dangerous weapon; and
 - those locations where a person may not possess a dangerous weapon, firearm, or sawed-off shotgun; and
- ▶ makes certain technical changes.

Amends 76-3-203.2, 76-10-505.5

Effective May 10, 2011

Chapter 91, Laws of Utah 2011

HB 76 Federal Law Evaluation and Response *(Ken Ivory)*

This bill authorizes the Constitutional Defense Council to evaluate and respond to federal law.

This bill:

- ▶ defines terms;
- ▶ creates a Federalism Subcommittee within the Constitutional Defense Council to:
 - evaluate federal law;
 - report to an interim committee;
 - mail a copy of legislation and the journal to government officers; and
 - recommend that the governor call a special session of the Legislature to respond to federal law;
- ▶ authorizes the Federalism Subcommittee chair to:
 - respond to federal law according to an established procedure; and
 - correspond with other states about federal law and coordinate responses to federal law;
- ▶ establishes standards by which the Federalism Subcommittee shall evaluate federal law;
- ▶ authorizes the Constitutional Defense Council to discuss challenging certain federal court rulings;
- ▶ authorizes the Constitutional Defense Council chair to approve certain claims for payments;
- ▶ requires the Public Lands Policy Coordinating Office to:
 - provide staff assistance to the Constitutional Defense Council and the Federalism Subcommittee; and
 - prepare a constitutional defense plan;
- ▶ reduces the distribution from the Land Exchange Distribution Account to the Permanent Community Impact Board;
- ▶ increases the distribution from the Land Exchange Distribution Account to the Constitutional Defense Restricted Account; and
- ▶ makes technical changes.

This bill appropriates:

- ▶ to the Constitutional Defense Restricted Account as an ongoing appropriation:
 - from the Land Exchange Distribution Account, \$600,000;
- ▶ to the Constitutional Defense Council as an ongoing appropriation:
 - from the Constitutional Defense Restricted Account, \$250,000, subject to intent language stating that the appropriation is to be used to execute a plan regarding council and Federalism Subcommittee duties and at least \$144,000 be used to evaluate and respond to federal law;
- ▶ to the Civil Division of the Office of the Attorney General as an ongoing appropriation:
 - from the Constitutional Defense Restricted Account, \$350,000, subject to intent language stating that the appropriation is to be used to hire attorneys and staff to advise and provide services;
- ▶ to Department of Administrative Services as an ongoing appropriation:
 - from General Fund Restricted - Land Exchange Distribution Account, (\$600,000); and
- ▶ to Department of Community and Culture - Community Development Capital Budget as an ongoing appropriation:
 - from the Permanent Community Impact Fund, (\$600,000).

This bill provides revisor instructions.

This bill coordinates with H.B. 51, School and Institutional Trust Lands, by merging technical and substantive amendments.

Amends 53C-3-203, 63C-4-101, 63C-4-102, 63C-4-103, 63C-4-104, 63I-1-253, 63J-4-603;

Enacts 63C-4-106, 63C-4-107, 63C-4-108

Effective May 10, 2011

Chapter 252, Laws of Utah 2011

HB 77 **Medical Assistance Accountability** (*David Clark*)

This bill amends provisions of the Utah Health Code relating to management and oversight of the state's Medicaid and medical assistance programs.

This bill:

- ▶ defines terms;
- ▶ provides that an inspector general of Medicaid services or the director of the Office of Internal Audit and Program Integrity shall designate and oversee the presiding officer in certain administrative appeal proceedings relating to Medicaid funds or services;
- ▶ describes other requirements relating to certain Medicaid related administrative appeal proceedings;
- ▶ describes duties and reporting requirements for the division relating to management and oversight of the state's Medicaid and medical assistance programs;
- ▶ places the Utah Office of Internal Audit and Program Integrity directly under the executive director of the Department of Health; and
- ▶ provides the Utah Office of Internal Audit and Program Integrity with full access to the records of the Division of Health Care Financing.

This bill takes effect on July 1, 2011.

Enacts 26-18-601, 26-18-602, 26-18-603, 26-18-604, 26-18-605

Effective July 1, 2011

Chapter 362, Laws of Utah 2011

HB 78 **Developer Fees** (*Michael T. Morley*)

This bill amends provisions related to municipal or county land use authority.

This bill:

- ▶ defines terms;
- ▶ amends provisions related to certain fees a municipality or a county may charge;
- ▶ requires a municipality or a county to establish a fee appeal process;
- ▶ enacts provisions related to a provider of culinary or secondary water that commits to provide a water service required by a public land use application;
- ▶ amends provisions related to a municipal or a county appeal authority; and
- ▶ makes technical corrections.

Amends 10-9a-103, 10-9a-305, 10-9a-510, 10-9a-701, 17-27a-103, 17-27a-305, 17-27a-509, 17-27a-701

Effective May 10, 2011

Chapter 92, Laws of Utah 2011

HB 79 **Property and Casualty Certificate of Insurance Act** (*Todd E. Kiser*)

This bill modifies the Insurance Code to address issues related to certificates of insurance for property and casualty insurance.

This bill:

- ▶ provides for the scope of the provisions;
- ▶ defines terms;
- ▶ requires filing of forms, with exceptions;
- ▶ addresses the scope of certificates of insurance;
- ▶ requires certain language to be included in a certificate of insurance;
- ▶ prohibits false and misleading practices;
- ▶ addresses notice requirements;
- ▶ provides for enforcement; and
- ▶ authorizes rulemaking.

Enacts 31A-22-1701, 31A-22-1702, 31A-22-1703, 31A-22-1704, 31A-22-1705, 31A-22-1706, 31A-22-1707

Effective May 10, 2011

Chapter 253, Laws of Utah 2011

HB 80 Emergency Management (*Curtis Oda*)

This bill modifies the Public Safety Code relating to the name and duties of the Division of Homeland Security.

This bill:

- ▶ changes the name of the Division of Homeland Security to the Division of Emergency Management;
- ▶ specifies the responsibilities of the division relating to emergency management as directed by the governor or commissioner of the Department of Public Safety, including:
 - coordinating with state and local governments the use of personnel and resources during a disaster;
 - requesting or assisting in the allocation of state and local resources for a disaster or a local state of emergency;
 - receiving and disbursing federal resources provided to the state in a declared disaster; and
 - appointing a state coordinating officer, as the governor's representative, to work with a federal coordinating officer during a federally declared disaster;
- ▶ authorizes the department to designate geographical regions for the purpose of emergency planning within the state, and allows the political subdivisions within each region to:
 - coordinate planning with other political subdivisions and tribal governments within that region and with state agencies;
 - coordinate grant management and resource purchases; and
 - organize joint emergency response training and exercises;
- ▶ provides that political subdivisions within a region may not establish the region as a new governmental entity in the federal disaster declaration process;
- ▶ authorizes the division to:
 - receive and maintain an inventory of state and local services, equipment, supplies, personnel, and other resources related to participation in the Statewide Mutual Aid Act and the Emergency Management Assistance Compact; and
 - make rules in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, to prepare and coordinate a process so that the division may assist political subdivisions that are acting as agents of the state in mobilizing or demobilizing available assets in response to an intrastate or interstate disaster;
- ▶ makes clarifying changes; and
- ▶ provides rulemaking authority.

Amends 19-3-112, 26-23b-110, 53-1-104, 53-2-102, 53-2-103, 53-2-104, 53-2-108, 53-2-502, 53-2-505, 53-2-506, 53-2-507, 53-2-509, 63C-6-101, 63C-6-104, 63G-2-305, 63J-4-502, 63K-1-102, 63K-1-301, 63K-3-201, 63K-4-402, 63M-4-201

Effective May 10, 2011

Chapter 55, Laws of Utah 2011

HB 81 Tow Truck Amendments (*Lee B. Perry*)

This bill modifies provisions relating to tow truck carrier liabilities and responses to customer service calls.

This bill:

- ▶ allows a tow truck carrier to cross certain road barriers under certain circumstances;
- ▶ provides a good faith exception for cargo damaged when responding to a service call; and
- ▶ provides that certain towing fees are a possessory lien on non-life essential items that are owned by the owner of the towed vehicle and securely stored by the tow truck operator.

Amends 41-6a-401.9, 41-6a-712, 41-6a-1401, 72-9-603

Effective May 10, 2011

Chapter 363, Laws of Utah 2011

HB 82 Sales and Use Taxes on Certain Lodging Related Purchases *(Todd E. Kiser)*

This bill addresses sales and use taxes on certain lodging related purchases.

This bill:

- ▶ defines terms;
- ▶ provides procedures for claiming a sales and use tax exemption for certain lodging related purchases;
- ▶ grants rulemaking authority to the State Tax Commission;
- ▶ requires the State Tax Commission to collect the transient room taxes; and
- ▶ makes technical and conforming changes.

This bill takes effect on July 1, 2011.

Amends 59-12-104, 59-12-302, 59-12-354;

Enacts 59-12-104.6

Effective July 1, 2011

Chapter 288, Laws of Utah 2011

HB 83 Charter School Revolving Account *(Gregory H. Hughes)*

This bill reorganizes provisions relating to a revolving loan account for charter schools.

This bill:

- ▶ eliminates the Charter School Building Revolving Subaccount within the School Building Revolving Account and creates the Charter School Revolving Account within the Uniform School Fund;
- ▶ specifies the permitted uses of funds in the Charter School Revolving Account and procedures for making loans from the account;
- ▶ provides that the assets of, and loan payments for loans made from, the Charter School Building Revolving Subaccount shall be deposited into the Charter School Revolving Account; and
- ▶ makes technical amendments.

This bill provides an immediate effective date.

This bill provides revisor instructions.

Amends 53A-21-401, 63J-1-602.3;

Enacts 53A-1a-522

Effective March 16, 2011

Chapter 30, Laws of Utah 2011

HB 84 Office of Inspector General of Medicaid Services *(David Clark)*

This bill creates, within the Governor's Office of Planning and Budget, the Office of Inspector General of Medicaid Services.

This bill:

- ▶ defines terms;
- ▶ creates, within the Governor's Office of Planning and Budget, the Office of Inspector General of Medicaid Services (office);
- ▶ describes and provides for the qualifications, appointment, term of office, and removal of the Inspector General of Medicaid Services (inspector general);
- ▶ describes the duties and powers of the inspector general and the office;
- ▶ requires the inspector general to enter into a memorandum of understanding with the Medicaid Fraud Control Unit of the attorney general's office (fraud unit);
- ▶ requires the office to annually select and review a representative sample of claims submitted for reimbursement under the state Medicaid program to determine whether fraud, waste, or abuse occurred;
- ▶ provides for the transfer of full-time equivalents from the Department of Health to the Governor's Office of Planning and Budget to staff the office;
- ▶ establishes a process where the inspector general can order a hold on the payment of a claim for reimbursement submitted by a claimant if there is reasonable cause to believe that the claim, or payment of the claim, constitutes fraud, waste, or abuse, or is otherwise inaccurate;
- ▶ grants the office full access to records and employees when investigating or auditing the use or expenditure of Medicaid funds or the provision of services;
- ▶ grants the office access to the Controlled Substance Database and to all records, information, and databases that the Department of Health and the Division of Health Care Financing have access to;
- ▶ requires the Department of Health, the Division of Health Care Financing, and others to fully cooperate with and support the inspector general and the office in fulfilling the duties of the inspector general and the office;
- ▶ prohibits a person from interfering with or impeding an investigation or audit of the office or fraud unit and from interfering with the content or conclusion of a report;
- ▶ grants subpoena power to the inspector general;
- ▶ requires a health care professional, a Medicaid provider, and a state or local government official or employee to report any Medicaid fraud, waste, or abuse of which they become aware;
- ▶ requires the inspector general to, on an annual basis, prepare a written report on the activities of the office for the preceding fiscal year, to provide the report to the governor, and to provide and present the report to the Executive Appropriations Committee of the Legislature;
- ▶ requires the provision of contract services to the office by the attorney general's office and the Division of Health Care Financing;
- ▶ classifies certain records relating to an investigation or audit by the office as protected;
- ▶ grants rulemaking authority to the office; and
- ▶ makes technical changes.

This bill appropriates, as ongoing appropriations:

- ▶ to Department of Health - Executive Director's Operations:
 - from the General Fund, \$(694,900);
 - from the Federal Fund, \$(1,037,000); and
 - from Revenue Transfers - Within Agency, \$(81,500);
- ▶ to Medicaid Mandatory Services:
 - from the General Fund, \$(300,000); and
 - from the Federal Fund, \$(519,100); and
- ▶ to Office of Inspector General of Medicaid Services:
 - from the General Fund, \$994,900;

- from the Federal Fund, \$1,556,100; and
- from Revenue Transfers - Health, \$81,500.

This bill takes effect on July 1, 2011.

Amends 26-18-2.3, 26-18-3, 58-37f-301, 63G-2-305, 63I-2-263, 63J-4-202;

Enacts 63J-4a-101, 63J-4a-102, 63J-4a-201, 63J-4a-202, 63J-4a-203, 63J-4a-204, 63J-4a-205, 63J-4a-206, 63J-4a-207, 63J-4a-301, 63J-4a-302, 63J-4a-303, 63J-4a-304, 63J-4a-401, 63J-4a-501, 63J-4a-502, 63J-4a-601, 63J-4a-602

Effective July 1, 2011

Chapter 151, Laws of Utah 2011

HB 86 **Veteran's Identification on Driver License or Identification Card** (*Gregory H. Hughes*)

This bill modifies the Uniform Driver License Act by amending provisions relating to driver licenses issued to military veterans.

This bill:

- ▶ provides that every regular license certificate, limited-term license certificate, regular identification card, or limited-term identification card issued on or after July 1, 2011, shall bear an indication that the person is a military veteran if:
 - the person states that the person is a military veteran on the application for a driver license or identification card and provides verification that the person was honorably discharged from the United States military; and
 - for a regular or limited-term license certificate, the license certificate is issued to a person who is 21 years of age or older; and
- ▶ makes technical changes.

This bill takes effect on July 1, 2011.

Amends 53-3-104, 53-3-205, 53-3-207 (Effective 07/01/11), 53-3-804, 53-3-805

Effective July 1, 2011

Chapter 152, Laws of Utah 2011

HB 87 **School Finance Amendments** (*Merlynn T. Newbold*)

This bill amends provisions of the Minimum School Program Act relating to certain property tax levies and the funding of public school programs.

This bill:

- ▶ increases the voted leeway and board guarantees each year by .0005 times the value of the prior year's weighted pupil unit subject to the Legislature appropriating funds for an increase in the guarantee; and
- ▶ makes technical changes.

Amends 53A-17a-133

Effective May 10, 2011

Chapter 364, Laws of Utah 2011

HB 91 Real Estate Related Amendments (*Gage Froerer*)

This bill modifies provisions related to real estate in general and the Division of Real Estate to address the regulation of activities involving real estate.

This bill:

- ▶ amends the Utah Uniform Land Sales Practices Act, including:
 - modifying penalties; and
 - repealing extradition proceedings;
- ▶ modifies the Utah Residential Mortgage Practices and Licensing Act, including:
 - modifying the definition provisions;
 - addressing payments to the division that are dishonored;
 - addressing the establishment of fees;
 - addressing qualifications for licensure and criminal histories;
 - providing for enforcement of reporting requirements;
 - modifying prohibited conduct;
 - addressing recordkeeping requirements; and
 - allowing for de novo review under certain circumstances;
- ▶ modifies the Appraisal Management Company Registration and Regulation Act, including:
 - modifying the definition provisions;
 - addressing when board action is taken with the concurrence of the division;
 - addressing payments to the division that are dishonored;
 - expanding provisions related to criminal histories;
 - allowing the board to delegate to the division certain hearings;
 - providing for the extension of the term of a license;
 - modifying prohibited conduct;
 - providing for the payment of certain costs related to investigations;
 - increasing the amount of a civil penalty; and
 - addressing the contents and affect of an order;
- ▶ modifies the Real Estate Licensing and Practices Act, including:
 - modifying the definition provisions;
 - addressing payments to the division that are dishonored;
 - providing for de novo review in certain circumstances;
 - addressing criminal histories;
 - addressing when the division may extend the term of a license;
 - providing for the enforcement of reporting requirements; and
 - modifying grounds for disciplinary conduct;
- ▶ renumbers and amends the Real Estate Appraiser Licensing and Certification Act, including:
 - addressing when the board may take action with the concurrence of the division;
 - addressing criminal histories;
 - addressing when the division may extend the term of a license;
 - modifying reinstatement requirements; and
 - allowing the board to delegate certain actions to the division; and

- ▶ makes technical and conforming amendments.

Amends 7-5-1, 13-21-2, 16-11-2, 17-17-2, 31A-2-402, 31A-23a-402, 48-2c-1502, 53C-4-103, 57-11-16, 59-1-404, 59-2-701, 61-2-201, 61-2c-102, 61-2c-103, 61-2c-202, 61-2c-203, 61-2c-205, 61-2c-301, 61-2c-302, 61-2c-402, 61-2c-501.5, 61-2c-507, 61-2e-102, 61-2e-103, 61-2e-202, 61-2e-203, 61-2e-204, 61-2e-301, 61-2e-307, 61-2e-401, 61-2e-402, 61-2f-102, 61-2f-105, 61-2f-202, 61-2f-203, 61-2f-204, 61-2f-206, 61-2f-301, 61-2f-401, 63A-5-220, 63A-5-401, 70D-1-102, 72-5-117, 79-2-403;

Enacts 61-2g-302, 61-2g-303;

Renumbers and Amends 61-2b-1 to 61-2g-101, 61-2b-2 to 61-2g-102, 61-2b-3 to 61-2g-301, 61-2b-6 to 61-2g-201, 61-2b-7 to 61-2g-204, 61-2b-8 to 61-2g-205, 61-2b-10 to 61-2g-311, 61-2b-13 to 61-2g-312, 61-2b-14 to 61-2g-313, 61-2b-15 to 61-2g-314, 61-2b-17 to 61-2g-401, 61-2b-18 to 61-2g-304, 61-2b-19 to 61-2g-305, 61-2b-20 to 61-2g-306, 61-2b-21 to 61-2g-309, 61-2b-22 to 61-2g-308, 61-2b-23 to 61-2g-310, 61-2b-24 to 61-2g-315, 61-2b-25 to 61-2g-103, 61-2b-26 to 61-2g-402, 61-2b-27 to 61-2g-403, 61-2b-28 to 61-2g-501, 61-2b-29 to 61-2g-502, 61-2b-30.5 to 61-2g-503, 61-2b-31 to 61-2g-504, 61-2b-32 to 61-2g-404, 61-2b-33 to 61-2g-505, 61-2b-34 to 61-2g-405, 61-2b-36 to 61-2g-406, 61-2b-37 to 61-2g-202, 61-2b-38 to 61-2g-203, 61-2b-40 to 61-2g-307, 61-2b-41 to 61-2g-407;

Repeals 57-11-19, 61-2b-5, 61-2b-9, 61-2b-30, 61-2b-39

Effective May 10, 2011

Chapter 289, Laws of Utah 2011

HB 92 **Public Education Regional Service Centers** (*Bradley G. Last*)

This bill enacts language related to regional service centers.

This bill:

- ▶ allows and encourages local school boards to enter into an interlocal agreement to create a regional service center to provide education related services;
- ▶ requires a regional service center to be formed by an interlocal agreement to receive state funding;
- ▶ provides that an interlocal agreement may confirm or formalize a regional service center in operation before a certain date;
- ▶ requires the State Board of Education to make rules regarding regional service centers; and
- ▶ provides that a charter school may enter into a contract with an eligible regional service center to provide education related services to the charter school.

Enacts 53A-3-429

Effective May 10, 2011

Chapter 397, Laws of Utah 2011

HB 93 **Mortgage and Real Estate Licensure Exemptions for Attorneys** (*LaVar Christensen*)

This bill modifies provisions related to licensing by the Division of Real Estate to address exemptions from licensure for attorneys.

This bill:

- ▶ addresses the licensure exemption related to residential mortgage loans and an attorney;
- ▶ addresses the licensure exemption related to real estate and an attorney; and
- ▶ makes technical and conforming amendments.

Amends 61-2c-105, 61-2f-202

Effective May 10, 2011

Chapter 398, Laws of Utah 2011

HB 94 **Income Tax Credit for Combat Related Death** (*Merlynn T. Newbold*)

This bill provides a nonrefundable individual income tax credit for a combat related death.

This bill:

- ▶ defines terms; and
- ▶ provides a nonrefundable individual income tax credit for a combat related death.

This bill has retrospective operation for a taxable year beginning on or after January 1, 2010.

Enacts 59-10-1025

Effective May 10, 2011

Chapter 254, Laws of Utah 2011

HB 98 **Capital Outlay Funding Modifications** (*Christine F. Watkins*)

This bill expands the permitted uses of proceeds from a capital outlay levy imposed by a local school board.

This bill:

- ▶ allows a local school board of a school district with an enrollment of fewer than 2,500 students to use the proceeds of a capital outlay levy for certain maintenance and operations functions, in addition to capital outlay or debt service; and
- ▶ makes technical amendments.

Amends 53A-16-107

Effective May 10, 2011

Chapter 153, Laws of Utah 2011

HB 99 **Motion Picture Incentives Amendments** (*Gregory H. Hughes*)

This bill modifies provisions of the Motion Picture Incentive Account regarding definitions, the issuance of tax credit certificates, and the ceiling on incentives granted to a motion picture company or digital media company.

This bill:

- ▶ provides that money in the Motion Picture Incentive Account is nonlapsing;
- ▶ modifies the definition of state-approved production and defines digital media company, digital media project, and new state revenues;
- ▶ provides that the Governor's Office of Economic Development may issue tax credit certificates annually as incentives for motion picture productions and digital media projects within the state;
- ▶ provides for carryover of an amount of tax credit certificates equal to the amount not issued by the office in a given fiscal year;
- ▶ provides that the office shall make rules establishing criteria for determining the amount of the incentive;
- ▶ increases the ceiling on an incentive granted to a motion picture company from 20% to up to 25% of the dollars left in the state by the company; and
- ▶ makes certain technical changes.

Amends 63J-1-602.4, 63M-1-1802, 63M-1-1803, 63M-1-1804

Effective May 10, 2011

Chapter 338, Laws of Utah 2011

HB 103 Election Amendments (*Derek E. Brown*)

This bill requires that a county stagger the terms of county officers.

This bill:

- ▶ requires that a county stagger the terms of county officers;
- ▶ repeals a provision concerning a county officer's term of office; and
- ▶ makes technical corrections.

Amends 17-16-6, 17-18-1.6;

Repeals 17-53-102

Effective May 10, 2011

Chapter 154, Laws of Utah 2011

HB 104 Homeowner Association Amendments (*R. Curt Webb*)

This bill modifies provisions relating to condominium owner and homeowner associations.

This bill:

- ▶ prohibits an association from charging a fee for providing payoff information needed for a closing of a unit or lot unless provided for in the declaration, limits the amount of the fee, provides a consequence if an association fails to provide the information within a specified time, and provides requirements for a request for payoff information; and
- ▶ requires associations to register with the Department of Commerce and to submit an updated registration under specified circumstances, and establishes consequences for a failure to register or update a previous registration.

Enacts 57-8-6.3, 57-8-13.1, 57-8a-105, 57-8a-106

Effective May 10, 2011

Chapter 255, Laws of Utah 2011

HB 106 Electronic Meetings Revisions (*Bradley M. Daw*)

This bill modifies provisions of the Open and Public Meetings Act relating to electronic meetings.

This bill:

- ▶ defines terms;
- ▶ establishes a pilot program for charter schools to conduct electronic meetings that:
 - establish time limits on the electronic meeting;
 - prohibit closed meetings;
 - provide a method for public notice and participation; and
 - require new notice to be given each time a topic to be considered at an electronic meeting has not been listed as an agenda item;
- ▶ establishes reporting requirements to the Public Utilities and Technology Interim Committee; and
- ▶ makes technical changes.

Amends 52-4-207;

Enacts 52-4-209

Effective May 10, 2011

Chapter 31, Laws of Utah 2011

HB 107 Volunteer Firefighters' Retirement Amendments (*Ronda Rudd Menlove*)

This bill amends the allocation of premium tax revenues to fund volunteer firefighters' long-term disability program.

This bill:

- ▶ requires the Retirement Office to fund the long-term disability benefits for new firefighters using certain premium tax revenues previously deposited into the Firefighters' Retirement Trust Fund; and
- ▶ makes technical amendments.

Amends 49-11-902, 49-16-301, 49-23-601;

Enacts 49-11-901.5

Effective May 10, 2011

Chapter 290, Laws of Utah 2011

HB 110 Teacher Salary Supplement Program Amendments (*Marie H. Poulson*)

This bill establishes an appeal process for the Teacher Salary Supplement Program.

This bill:

- ▶ requires the Department of Human Resource Management to establish and administer an appeal process for a teacher who applies and does not receive the Teacher Salary Supplement;
- ▶ requires a teacher to provide documentation to the department to substantiate an appeal;
- ▶ requires the State Board of Education to provide certain information; and
- ▶ makes technical changes.

Amends 53A-17a-156

Effective May 10, 2011

Chapter 399, Laws of Utah 2011

HB 115 Mechanics' Liens Amendments (*Michael T. Morley*)

This bill modifies provisions relating to mechanics' liens.

This bill:

- ▶ clarifies the applicability of mechanics' liens provisions;
- ▶ modifies definitions;
- ▶ provides for liens for preconstruction service, establishes a procedure for perfecting and enforcing the liens, and provides for the priority of the liens;
- ▶ modifies a provision relating to the waiver or limitation of lien rights;
- ▶ provides that a person who knowingly falsifies information for the purpose of obtaining priority of a preconstruction service lien is guilty of a misdemeanor; and
- ▶ makes technical and conforming changes.

Amends 38-1-1, 38-1-4, 38-1-5, 38-1-7, 38-1-9, 38-1-11, 38-1-19, 38-1-27, 38-1-31, 38-1-32, 38-1-33, 38-1-40;

Enacts 38-1-2.1, 38-1-4.7, 38-1-6.7, 38-1-30.5, 76-6-524;

Repeals and Reenacts 38-1-2, 38-1-3, 38-1-29

Effective May 10, 2011

Chapter 339, Laws of Utah 2011

HB 116 Utah Immigration Accountability and Enforcement Amendments (*Bill Wright*)

This bill modifies general government provisions to address issues related to immigration and aliens.

This bill:

- ▶ enacts the Utah Immigration Accountability and Enforcement Act, including:
 - defining terms;
 - creating the Immigration Act Restricted Account;
 - addressing information related to immigration status being sent, received, or maintained;
 - requiring implementation to be consistent with federal laws, civil rights, and other constitutional protections;
 - providing for severability of specified provisions;
 - establishing the guest worker program;
 - addressing federal waivers, exemptions, or authorizations;
 - providing for coordination with other federal or state laws or programs, including income tax withholding and the imposition of a fee;
 - providing for when a permit is to be obtained and the uses for a permit;
 - addressing eligibility criteria to obtain or maintain a permit;
 - establishing the application and renewal process;
 - imposing conditions during permit term;
 - addressing proficiency standards for English;
 - addressing verification of permits and the protected status of information;
 - addressing prohibited conduct;
 - providing for administrative and criminal penalties;
 - providing for sharing of information related to enforcement;
 - addressing employee verification and employer sanctions for employing an unauthorized alien who does not hold a permit;
 - consolidating provisions in various parts of the Utah Code into the chapter; and
 - imposing additional requirements to verify lawful presence in the United States to receive certain public benefits;
- ▶ provides a repeal date for the Private Employer Verification Act;
- ▶ creates the Identity Theft Restricted Account from which victims of identity theft may be paid actual damages;
- ▶ enacts the Illegal Immigration Enforcement Act, including:
 - defining terms;
 - providing for when a law enforcement officer is required or permitted to request verification of immigration status;
 - establishing what documents are to be provided a law enforcement officer; and
 - requiring implementation to be consistent with federal law, civil rights, and other constitutional protections; and
- ▶ makes technical and conforming amendments.

This bill coordinates with H.B. 497, Utah Illegal Immigration Enforcement Act, by providing substantive amendments.

Amends 63G-2-206, 63G-2-305, 63J-1-602.4, 67-5-22.7, 76-10-2901, 77-7-2;

Enacts 63G-12-101, 63G-12-102, 63G-12-103, 63G-12-104, 63G-12-105, 63G-12-106, 63G-12-201, 63G-12-202, 63G-12-203, 63G-12-204, 63G-12-205, 63G-12-206, 63G-12-207, 63G-12-208, 63G-12-209, 63G-12-210, 63G-12-211, 63G-12-212, 63G-12-301, 63G-12-303, 63G-12-304, 63G-12-305, 63G-12-306, 63I-2-173, 76-9-1001, 76-9-1002, 76-9-1003, 76-9-1004, 76-9-1005;

Renumbers and Amends 63G-11-102 to 63G-12-401, 63G-11-103 to 63G-12-302, 63G-11-104 to 63G-12-402

Effective May 10, 2011

Chapter 18, Laws of Utah 2011

HB 121 Sexual Solicitation Amendments (*Jennifer M. Seelig*)

This bill modifies the Criminal Code regarding the offense of sexual solicitation.

This bill:

- ▶ clarifies the acts that constitute sexual solicitation with the intent to engage in prostitution.

Amends 76-10-1313

Effective May 10, 2011

Chapter 32, Laws of Utah 2011

HB 128 Health Reform Amendments (*James A. Dunnigan*)

This bill amends provisions related to state health system reform in the Health Code, the Insurance Code, and the Governor's Programs.

This bill:

- ▶ amends the definition of third party payor in the Utah Health Data Authority Act;
- ▶ requires the Health Data Authority to publish comparative data about physician and clinic quality by October 1, 2011;
- ▶ amends the membership of the Health Data Authority;
- ▶ clarifies duties between the Department of Health, the Department of Insurance, and the Office of Consumer Health Services related to:
 - convening and supervising the health delivery and payment reform demonstration projects; and
 - regulation of insurers in the Health Insurance Exchange;
- ▶ clarifies the dental coverage for the Children's Health Insurance Program;
- ▶ amends the definition of qualified health plan that a state contractor shall offer to employees;
- ▶ establishes state authority to regulate certain practices of health insurers;
- ▶ requires group health benefit plans to have reasonable plan premium rates and to comply with standards established by the Insurance Department;
- ▶ amends small group mental health offering;
- ▶ amends provisions related to Utah NetCare;
- ▶ amends provisions related to the basic health care plan;
- ▶ prohibits an insurance customer representative from practicing independent of a producer or consultant employer, and limits a customer service representative's authority to bind coverage;

- ▶ amends small group case characteristics and allows premiums to vary based on gender;
- ▶ gives the Insurance Department the responsibility to conduct an actuarial review of rates established for the health benefit plan market;
- ▶ authorizes the department to establish a fee for the actuarial review;
- ▶ amends provisions related to the appointment of brokers to the Health Insurance Exchange;
- ▶ removes language from the Risk Adjuster Board chapter of the Insurance Code related to the actuarial review of rates;
- ▶ establishes the money in the Health Insurance Actuarial Review Restricted Account as non-lapsing;
- ▶ removes the large group market from the Health Insurance Exchange;
- ▶ clarifies the authority of the Office of Consumer Health Services to:
 - contract with private entities for the purpose of administering functions of the Health Insurance Exchange;
 - establish a call center for customer service in the exchange; and
 - charge a fee for certain functions of the exchange;
- ▶ moves language regarding insurance regulation from the Office of Consumer Health Services to the Insurance Code;
- ▶ reauthorizes the Health System Reform Task Force, including:
 - membership of the task force; and
 - duties of the task force;
- ▶ creates the Health Insurance Actuarial Review Restricted Account;
- ▶ provides intent language that fees received by the Insurance Department in 2010, for the department's actuarial review as dedicated credits, shall lapse to the Health Insurance Actuarial Review Restricted Account;
- ▶ repeals the statewide risk adjuster mechanism that was effective January 1, 2013; and
- ▶ makes technical and conforming amendments.

This bill provides a repeal date for certain provisions.

Amends 17B-2a-818.5, 19-1-206, 26-33a-102, 26-33a-103, 26-33a-106.5, 26-40-106, 31A-2-212, 31A-22-613.5, 31A-22-614.6, 31A-22-625, 31A-22-635, 31A-22-724, 31A-29-103, 31A-30-103, 31A-30-104, 31A-30-106.1, 31A-30-203, 31A-30-205, 31A-30-207, 31A-30-208, 31A-30-209, 31A-42-202, 63A-5-205, 63C-9-403, 63I-1-231, 63J-1-602.2, 63M-1-2504, 63M-1-2506, 72-6-107.5, 79-2-404;

Enacts 26-1-39, 26-40-115, 31A-23a-115.5, 31A-30-115, 31A-30-211;

Repeals 31A-42a-101 (Effective 01/01/13), 31A-42a-102 (Effective 01/01/13), 31A-42a-201 (Effective 01/01/13), 31A-42a-202 (Effective 01/01/13), 31A-42a-203 (Effective 01/01/13), 31A-42a-204 (Effective 01/01/13)

Effective May 10, 2011

Chapter 400, Laws of Utah 2011

HB 130 Election Day Voting Centers (*Rebecca Chavez-Houck*)

This bill amends the Election Code to authorize an election officer to operate an election day voting center.

This bill:

- ▶ defines terms;
- ▶ authorizes an election officer to operate a voting center at which a voter residing within the political subdivision may vote on election day;
- ▶ provides requirements for election day voting centers;
- ▶ requires a voter at an election day voting center to use a ballot that is retrievable if the voting center is not designated as a polling place for the voter's precinct;
- ▶ requires notice of an election day voting center location;
- ▶ requires the lieutenant governor to report to an interim committee;
- ▶ sets a repeal date for the reporting requirement to the interim committee; and
- ▶ makes technical changes.

This bill coordinates with H.B. 33, Election Law Revisions, by merging technical and substantive amendments.

Amends 20A-4-107, 20A-5-101, 20A-7-801, 63I-2-220;

Enacts 20A-3-701, 20A-3-702, 20A-3-703, 20A-3-704

Effective May 10, 2011

Chapter 291, Laws of Utah 2011

HB 132 Water Quality Amendments (*Bill Wright*)

This bill modifies and enacts provisions of the Water Quality Act.

This bill:

- ▶ authorizes the Water Quality Board to make rules relating to agriculture water that are more stringent than federal regulations if the Conservation Commission approves;
- ▶ requires board and commission cooperation in making rules related to agriculture water; and
- ▶ establishes provisions relating to damages resulting from an agriculture discharge.

Amends 19-5-102, 19-5-105;

Enacts 19-5-105.5

Effective May 10, 2011

Chapter 155, Laws of Utah 2011

HB 137 Transportation Changes (*Kenneth W. Sumsion*)

This bill modifies State Lands and the Transportation Code by amending provisions relating to the construction of highway facilities over sovereign lands.

This bill:

- ▶ provides that Division of Forestry, Fire, and State Lands may not issue a lease for the construction of a highway facility over sovereign lakebed lands unless the applicant for the lease submits an approval for the construction of the highway facility from the Transportation Commission with the application for the lease;
- ▶ specifies requirements for a lease for the construction of a highway facility over sovereign lakebed lands;
- ▶ requires the Transportation Commission to review and approve plans for the construction of a highway facility over sovereign lakebed lands;
- ▶ specifies requirements for an application for approval from the Transportation Commission to construct a highway facility over sovereign lakebed lands;
- ▶ grants the Transportation Commission rulemaking authority to establish minimum guidelines for an application to construct a highway facility over sovereign lakebed lands;
- ▶ requires the private entity, as part of an approval for the construction of a highway facility over sovereign lakebed lands, to enter an agreement with the Department of Transportation authorizing the department to assure the safety of the design, construction, operation, and maintenance of the facility; and
- ▶ makes technical changes.

Amends 65A-7-5, 65A-10-1, 72-1-303;

Enacts 72-6-301, 72-6-302, 72-6-303

Effective May 10, 2011

Chapter 256, Laws of Utah 2011

HB 138 Federal Receipts Reporting Requirements (*Ken Ivory*)

This bill requires the reporting of federal receipts received by certain state agencies, requires the report to contain a plan to operate the state agency in the event federal receipts are reduced by certain amounts, and requires the Government Operations and Political Subdivisions Interim Committee to study whether to apply federal receipts reporting requirements to certain other governmental entities.

This bill:

- ▶ defines terms;
- ▶ requires certain state agencies to prepare and submit a report to the Division of Finance on federal receipts received by the state agencies;
- ▶ requires the report to contain a plan to operate the state agency in the event federal receipts are reduced by certain amounts;
- ▶ requires the Division of Finance to report to the Executive Appropriations Committee on the reports the state agencies are required to make to the Division of Finance;
- ▶ provides procedures for requiring the Executive Appropriations Committee to review the Division of Finance report;
- ▶ provides that the Executive Appropriations Committee may make certain recommendations including a reduction or elimination of appropriations to certain state agencies; and
- ▶ requires the Government Operations and Political Subdivisions Interim Committee to study whether to apply federal receipts reporting requirements to certain other governmental entities.

Enacts 63J-1-219

Effective May 10, 2011

Chapter 365, Laws of Utah 2011

HB 143 **Ballot Placement Amendments** (*Steve Eliason*)

This bill modifies the Election Code by amending provisions regarding the order in which candidates' names appear on the ballot.

This bill:

- ▶ requires an election officer to list candidates on the ballot for each office in an order provided in the master ballot position list established by the lieutenant governor through random selection;
- ▶ adds an item to the lieutenant governor's notice of election in a general election year to identify the order for listing candidates on the ballot for the current year and the next year;
- ▶ exempts the ballot order requirement for races with an unopposed candidate; and
- ▶ make technical changes.

Amends 17B-1-306, 17D-3-309, 20A-5-101, 20A-6-301, 20A-6-302, 20A-6-303, 20A-6-304, 20A-6-401, 20A-6-401.1, 20A-6-402, 20A-9-403, 20A-14-105;

Enacts 20A-6-305

Effective May 10, 2011

Chapter 292, Laws of Utah 2011

HB 145 **Public School Privacy Amendments** (*Steve Eliason*)

This bill requires the State Board of Education to establish public school student confidentiality standards.

This bill:

- ▶ requires the State Board of Education to:
 - establish public school student confidentiality standards;
 - develop resource materials for school districts and charter schools related to the public school student confidentiality standards; and
 - provide the resource materials to each school district and charter school;
- ▶ requires the rules established by the State Board of Education to allow a local school board or charter school governing board to adopt policies related to the public school student confidentiality standards to address the needs or priorities of the school district or charter school; and
- ▶ makes technical changes.

Amends 53A-13-301

Effective May 10, 2011

Chapter 401, Laws of Utah 2011

HB 148 **Raw Honey Amendments** (*Stephen E. Sandstrom*)

This bill requires that honey produced, packed, repacked, distributed, or sold in this state may only be labeled as raw honey if it meets the definition of raw honey described in this bill.

This bill:

- ▶ defines terms;
- ▶ requires that honey produced, packed, repacked, distributed, or sold in this state may only be labeled as raw honey if meets the definition of raw honey described in this bill; and
- ▶ grants rulemaking authority to the department to establish labeling requirements for raw honey consistent with this section.

Enacts 4-5-20

Effective May 10, 2011

Chapter 156, Laws of Utah 2011

HB 152 School Community Councils Amendments (*Bill Wright*)

This bill modifies provisions pertaining to the membership, selection, and operation of school community councils.

This bill:

- ▶ modifies qualifications for a parent or guardian member of a school community council;
- ▶ modifies duties of a school community council;
- ▶ requires an election for the parent or guardian members of a school community council to:
 - extend for a period of at least three consecutive school days; and
 - commence no later than 30 days after the first day of the school year;
- ▶ requires a principal to provide notification of a school community council election at least 21 days before the commencement of an election;
- ▶ modifies the officer positions of a school community council;
- ▶ requires a school's principal, in order for the school to receive an allotment of School LAND Trust Program money, to provide a signed, written assurance that:
 - the school community council membership is consistent with requirements specified in law; and
 - the selection of school community council members is consistent with requirements specified in law;
- ▶ directs the legislative auditor general, at the direction of the Legislative Audit Subcommittee, to audit a sample of schools for compliance with requirements pertaining to school community council membership and the selection of school community council members;
- ▶ provides for a reduction or an elimination of a school's allocation of School LAND Trust Program money for failure to comply with requirements pertaining to school community council membership or the selection of school community council members; and
- ▶ makes technical amendments.

This bill coordinates with S.B. 142, Public Official Contact Information, and H.B. 186, Utah Code Technical Amendments, by providing superseding technical amendments.

Amends 53A-1a-108, 53A-16-101.5

Effective May 10, 2011

Chapter 293, Laws of Utah 2011

HB 153 County Correctional Facilities Funding Amendments (*Michael E. Noel*)

This bill amends provisions of Title 64, Chapter 13e, State Payment and Reimbursement to County Correctional Facilities, relating to determining the actual state daily incarceration rate and the compensation rate for housing state inmates pursuant to a contract.

This bill:

- ▶ defines terms;
- ▶ provides that the compensation rate for housing state inmates pursuant to a contract shall be:
 - 73% of the final state daily incarceration rate for beds in a county that, pursuant to the contract, are dedicated to a treatment program to state inmates, if the treatment program is approved by the Department of Corrections; and
 - 70% of the final state daily incarceration rate for beds in a county that are not described in the preceding paragraph;
- ▶ grants rulemaking authority to the Department of Corrections;
- ▶ describes the criteria for approving a treatment program; and
- ▶ makes technical changes.

Amends 64-13e-102, 64-13e-103

Effective May 10, 2011

Chapter 93, Laws of Utah 2011

HB 156 Assessment of Property with Conservation Easement (*Dixon M. Pitcher*)

This bill modifies provisions relating to the assessment of property by county assessors.

This bill:

- ▶ modifies a provision requiring a county assessor to consider the effects of a conservation easement on the value of property;
- ▶ adds factors that a county assessor is required to consider in assessing property that is subject to a conservation easement; and
- ▶ requires the owner of property for which a conservation easement is granted to notify the county assessor of the conservation easement.

Amends 57-18-4, 59-2-301.1

Effective May 10, 2011

Chapter 157, Laws of Utah 2011

HB 161 Guardian Ad Litem Responsibilities (*Curtis Oda*)

This bill requires that guardians ad litem participate in a child and family plan for a client.

This bill:

- ▶ requires guardians ad litem to participate in child and family plan meetings to represent the best interest of their client.

Amends 62A-4a-205, 78A-6-902

Effective May 10, 2011

Chapter 158, Laws of Utah 2011

HB 162 Pedestrians on Freeways (*Lee B. Perry*)

This bill modifies the Traffic Code by amending provisions relating to pedestrians on freeways.

This bill:

- ▶ prohibits a pedestrian from walking along or on a no access freeway facility except during an emergency.

Amends 41-6a-1009

Effective May 10, 2011

Chapter 159, Laws of Utah 2011

HB 163 Revisor's Statute (*Brad L. Dee*)

This bill modifies parts of the Utah Code to make technical corrections including eliminating references to repealed provisions, making minor wording changes, updating cross references, and correcting numbering.

This bill:

- modifies parts of the Utah Code to make technical corrections including eliminating references to repealed provisions, making minor wording changes, updating cross references, correcting numbering, and fixing errors that were created from the previous year's session.

Amends 13-5a-102, 17-22-2.5, 17B-1-202, 19-5-115, 20A-1-503, 20A-7-801, 20A-11-104, 23-19-14.5, 26-52-202, 31A-1-106, 31A-4-101, 31A-14-106, 31A-20-102, 31A-22-722.5, 31A-22-1011, 31A-40-303, 41-1a-102, 48-1-3, 48-2a-1105, 53-2-105, 53-2-106, 53-7-103, 53A-11-102.6, 53A-17a-156, 54-3-29, 54-8a-11, 54-13-7, 54-14-303, 54-14-305, 57-11-11, 58-31b-503, 58-37f-102, 58-38a-203, 58-55-503, 58-57-7, 61-1-10, 63G-2-204, 63G-2-502, 67-5a-8, 67-19-6.7, 67-19-15, 73-29-202, 76-5-107.5, 76-6-101, 77-23a-4, 78B-4-515;

Renumbers and Amends 57-16-15.1 to 57-16-15;

Repeals 53A-20c-101, 73-2-22.1

Effective May 10, 2011

Chapter 340, Laws of Utah 2011

HB 167 Incarceration Amendments (*Eric K. Hutchings*)

This bill modifies the Criminal Code regarding the disposition of a person convicted of a class A misdemeanor.

This bill:

- provides that if a person is serving a felony commitment at the Utah State Prison at the commencement of a class A misdemeanor conviction, the class A misdemeanor commitment shall be to the Utah State Prison.

Amends 76-3-208

Effective May 10, 2011

Chapter 56, Laws of Utah 2011

HB 168 Child Identity Theft Protection Amendments (*Eric K. Hutchings*)

This bill modifies the Utah Workforce Services Code relating to the suspected misuse of personal identifying information.

This bill:

- provides definitions;
- includes in the definition of "suspected misuse of personal identifying information" reported wages exceeding \$1,000 for a single reporting quarter for an individual under the age of 18, rather than the current age of younger than 16; and
- authorizes the Department of Workforce Services to notify the owner of personal identifying information or provide information to an appropriate law enforcement agency responsible for investigating an identity fraud violation if an individual younger than 18 years of age or the parent or guardian of the individual has enrolled the individual in the child identity protection plan or is in the process of enrolling the person.

Amends 35A-4-312.5

Effective May 10, 2011

Chapter 57, Laws of Utah 2011

HB 169 **Firearm Laws Modifications** (*Jennifer M. Seelig*)

This bill modifies provisions of the Utah Criminal Code dealing with the purchase and possession of weapons.

This bill:

- ▶ defines Federal Firearms Licensee as related to the sale of a firearm by a licensed firearm dealer and required criminal history background checks;
- ▶ conforms state law with federal firearms laws regarding the identification and transfer of firearms among Federal Firearms License holders; and
- ▶ makes certain technical changes.

Amends 63K-4-405, 76-10-501, 76-10-526

Effective May 10, 2011

Chapter 160, Laws of Utah 2011

HB 171 **Abortion Clinic Licensing** (*Carl Wimmer*)

This bill amends provisions of the Health Care Facility Licensing and Inspection Act in relation to abortion clinics.

This bill:

- ▶ defines terms;
- ▶ requires annual licensing for abortion clinics that provide abortions during the first and second trimesters of pregnancy;
- ▶ grants rulemaking authority to the Department of Health (department) in relation to licensing of abortion clinics;
- ▶ requires, in order for an abortion clinic to obtain and maintain a license, that the abortion clinic comply with statutory requirements, rules, health and safety standards, and recordkeeping requirements;
- ▶ requires inspection of abortion clinics;
- ▶ requires the department to establish a fee on abortion clinics to pay for the costs relating to this bill;
- ▶ modifies exemptions from the Health Care Facility Licensing and Inspection Act;
- ▶ in order to assist the department in fulfilling the requirements of this bill, requires the Division of Occupational and Professional Licensing to provide the department with the name and address of each physician who reports that they perform elective abortions in Utah in a location other than a hospital;
- ▶ provides that the information described in the preceding paragraph is a protected record;
- ▶ provides intent language; and
- ▶ makes technical changes.

This bill takes effect on July 1, 2011.

Amends 26-21-2, 26-21-7, 26-21-8, 58-67-304, 58-68-304, 63G-2-305;

Enacts 26-21-6.5

Effective July 1, 2011

Chapter 161, Laws of Utah 2011

HB 172 Service Animal Amendments (*Keith Grover*)

This bill amends the Rights and Privileges of a Person with a Disability Act by changing the definition of a “service animal.”

This bill:

- ▶ amends the definition of a “service animal” to follow the federal definition; and
- ▶ makes technical changes.

Amends 62A-5b-102

Effective May 10, 2011

Chapter 94, Laws of Utah 2011

HB 173 Dedication and Abandonment of Public Highways (*Kay L. McIff*)

This bill modifies the Transportation Code by amending provisions relating to the dedication or abandonment of public highways.

This bill:

- ▶ provides that dedication of a highway to the use of the public does not require an act of dedication or implied dedication by the property owner;
- ▶ provides that the requirement of continuous use of a highway as a public thoroughfare is satisfied if the use is as frequent as the public finds convenient or necessary and may be seasonal or follow some other pattern;
- ▶ specifies requirements for an interruption of continuous use of a highway as a public thoroughfare;
- ▶ provides that the burden of proving dedication is on the party asserting the dedication;
- ▶ provides that the burden of proving interruption is on the party asserting the interruption;
- ▶ provides that the dedication and interruption provisions apply to any claim for which a court of competent jurisdiction has not issued a final unappealable judgment or order;
- ▶ clarifies that all public highways, streets, or roads once established shall continue to be highways, streets, or roads until formally abandoned or vacated and specifies the requirements for formal abandonment or vacation;
- ▶ provides that the erection of a barrier or sign on a highway, street, or road once established is not an abandonment;
- ▶ provides that an interruption of the public’s continuous use of a highway, street, or road once established is not an abandonment even if the interruption is allowed to continue unabated; and
- ▶ makes technical changes.

Amends 72-5-104, 72-5-105

Effective May 10, 2011

Chapter 341, Laws of Utah 2011

HB 174 Contracting for Medicaid Eligibility Determination Services (*Wayne A. Harper*)

This bill requires the Department of Health and the Department of Workforce Services to study the state’s Medicaid eligibility determination system.

This bill:

- ▶ requires the study of the state’s eligibility determination system for Medicaid to determine whether consolidation of the system or privatization would create greater efficiencies; and
- ▶ requires a report of the study to the Legislature’s Health and Human Services Interim Committee and the Social Services Appropriations Subcommittee prior to October 20, 2011.

Enacts 26-18-3.3

Effective May 10, 2011

Chapter 162, Laws of Utah 2011

HB 175 Condominium Ownership Act Modifications (*Ryan D. Wilcox*)

This bill modifies the Condominium Ownership Act.

This bill:

- ▶ modifies requirements relating to the keeping and availability of condominium records; and
- ▶ makes those requirements apply, during the period of declarant control, to the declarant or other selected by the declarant.

Amends 57-8-17

Effective May 10, 2011

Chapter 95, Laws of Utah 2011

HB 176 Audit of State Budgets (*LaVar Christensen*)

This bill requires the Office of Legislative Auditor General to audit certain state executive branch entities' budgets.

This bill:

- ▶ requires the Office of Legislative Auditor General to audit entities in the executive branch as directed by the Legislative Audit Subcommittee;
- ▶ directs submission of audit reports;
- ▶ defines the responsibilities of the Office of Legislative Auditor General in conducting those audits; and
- ▶ provides a repeal date.

Enacts 36-12-15.1, 63I-2-236

Effective May 10, 2011

Chapter 257, Laws of Utah 2011

HB 177 Canine Body Armor Restricted Account and Income Tax Contribution (*Richard A. Greenwood*)

This bill amends the Public Safety Code and the Individual Income Tax Act to enact the Canine Body Armor Restricted Account and provide an income tax contribution for canine body armor.

This bill:

- ▶ enacts a chapter within the Public Safety Code to:
 - create the Canine Body Armor Restricted Account;
 - address the administration of the Canine Body Armor Restricted Account;
 - address the distribution of amounts deposited into the Canine Body Armor Restricted Account; and
 - grant rulemaking authority to the Department of Public Safety;
- ▶ includes the Canine Body Armor Restricted Account on the list of nonlapsing funds and accounts;
- ▶ repeals obsolete language;
- ▶ enacts an individual income tax contribution for canine body armor;
- ▶ provides that if the collections from the contribution do not meet a certain threshold amount, the State Tax Commission shall remove the designation for the contribution from the individual income tax return and may not collect the contribution; and
- ▶ makes technical and conforming changes.

This bill has retrospective operation for a taxable year beginning on or after January 1, 2011.

Amends 59-10-1304, 63J-1-602.3;

Enacts 53-16-101, 53-16-102, 53-16-201, 53-16-301, 53-16-302, 59-10-1315

Effective May 10, 2011

Chapter 294, Laws of Utah 2011

HB 178 Dispatcher Service Amendments (*Richard A. Greenwood*)

This bill modifies the Peace Officer Standards and Training Act regarding the certification of dispatchers.

This bill:

- ▶ modifies the definition of “good moral character”;
- ▶ changes the time period for becoming inactive from one year to 18 months;
- ▶ provides for suspension of a dispatcher’s certification if annual training is not satisfactorily completed;
- ▶ revises the process for the suspension or revocation of a dispatcher’s certification, including:
 - authorizing the Peace Officer Standards and Training Council to suspend or revoke the certification of a dispatcher;
 - amending the grounds for suspension or revocation; and
 - providing procedures for adjudicative hearings, including burdens of proof and levels of proof required; and
- ▶ provides that if a dispatcher relinquishes certification when a disciplinary procedure against the dispatcher is pending, the dispatcher may not be certified again as a dispatcher in Utah.

Amends 53-6-302, 53-6-304, 53-6-306;

Enacts 53-6-311;

Repeals and Reenacts 53-6-309

Effective May 10, 2011

Chapter 258, Laws of Utah 2011

HB 179 Peace Officer Recertification Amendments (*Richard A. Greenwood*)

This bill modifies the Peace Officer Standards and Training Act regarding certification of peace officers.

This bill:

- ▶ clarifies required qualifications in order to be certified as a peace officer;
- ▶ modifies the requirements and procedures for the waiver of any portion of the requirements for certification as a peace officer;
- ▶ provides that a peace officer’s certification becomes inactive after 18 months of not being active as a peace officer, which adds six months to the current period of one year;
- ▶ clarifies all requirements for reinstatement of a certification that has lapsed or become inactive; and
- ▶ amends related code sections.

Amends 17-22-1.5, 20A-9-201, 53-6-205, 53-6-208, 53-13-103;

Repeals and Reenacts 53-6-206

Effective May 10, 2011

Chapter 58, Laws of Utah 2011

HB 180 Debt Collection Data Match with Worker Registry (*David Clark*)

This bill amends provisions of the Utah Workforce Service Code and the Office of State Debt Collection.

This bill:

- ▶ allows the Office of State Debt Collection to enter into written agreements with other government agencies to obtain information for the purpose of collecting state accounts receivable;
- ▶ provides that certain written agreements between the Office of State Debt Collection and the Unemployment Insurance Division may be used in court;
- ▶ allows the Unemployment Insurance Division to share information with the Office of State Debt Collection for the purpose of collecting state accounts receivables; and
- ▶ makes technical changes.

Amends 35A-4-312, 35A-7-107, 63A-8-201

Effective May 10, 2011

Chapter 59, Laws of Utah 2011

HB 183 School District Leave Policies (*Keith Grover*)

This bill amends provisions in the State System of Public Education code related to association leave.

This bill:

- ▶ prohibits a local school board from granting paid association leave for certain employee association or union duties;
- ▶ for certain school districts, requires reimbursement to a school district of the costs for certain employees, including benefits, for the time that an employee is:
 - unpaid association leave; or
 - participating in certain paid association leave activities;
- ▶ for certain school districts, provides that the school district may allow up to 10 days of association leave under certain conditions;
- ▶ defines terms; and
- ▶ makes technical changes.

Amends 53A-3-425

Effective May 10, 2011

Chapter 402, Laws of Utah 2011

HB 184 Motor and Special Fuel Tax Act Amendments (*Christopher N. Herrod*)

This bill modifies the Motor and Special Fuel Tax Act by amending provisions relating to a tax on liquified natural gas.

This bill:

- ▶ amends the definition of clean fuel;
- ▶ provides that beginning on July 1, 2011, a tax is imposed at a reduced rate on liquified natural gas per gasoline gallon equivalent; and
- ▶ makes technical changes.

Amends 59-13-102, 59-13-301

Effective May 10, 2011

Chapter 259, Laws of Utah 2011

HB 186 Utah Code Technical Amendments (*Brad J. Galvez*)

This bill replaces the terms “monies” and “moneys” with the term “money” throughout the Utah Code.

This bill:

- ▶ replaces the terms “monies” and “moneys” with the term “money” throughout the Utah Code; and
- ▶ makes technical changes.

Amends 4-2-8.5, 4-20-3, 9-3-606, 9-4-630, 9-4-704, 9-4-707, 9-4-708, 9-4-914, 9-4-1409, 9-6-503, 9-6-506, 9-8-706, 9-8-707, 11-25-20, 11-27-3, 24-1-19, 24-1-20, 31A-23a-204, 31A-23a-409, 31A-28-113, 31A-38-104, 31A-41-304, 34A-2-202.5, 34A-2-704, 35A-3-116, 35A-3-205, 35A-3-206, 35A-4-107, 35A-4-303, 35A-4-507, 36-24-101, 38-11-102, 40-6-14.5, 40-10-25.1, 40-10-27, 41-1a-422, 41-12a-803, 51-7-3, 51-7a-101, 51-8-102, 51-9-402, 51-9-404, 51-9-411, 51-9-504, 51-9-602, 52-5-102, 53-1-117, 53-2-109, 53-2-403, 53-2-404, 53-2-405, 53A-1-612, 53A-1-708, 53A-1-903, 53A-1a-108, 53A-1a-601, 53A-1a-706, 53A-1a-806, 53A-4-205, 53A-16-107.1, 53A-17a-105, 53A-17a-111, 53A-17a-121, 53A-17a-123.5, 53A-17a-134, 53A-17a-144, 53A-17a-150, 53A-28-301, 53A-28-302, 53A-28-401, 53A-28-402, 53B-8a-103, 53B-13-107, 53B-21-105, 53C-3-202, 54-4-15.2, 54-7-17, 54-8b-10, 54-9-106, 58-63-103, 59-2-1365, 59-9-102.5, 59-12-103, 59-21-1, 59-21-2, 61-2e-203, 62A-1-119, 62A-15-102, 63A-8-301, 63B-1b-402, 63B-2-111, 63B-2-211, 63B-3-111, 63B-3-211, 63B-4-111, 63B-5-111, 63B-6-111, 63B-6-211, 63B-6-304, 63B-6-411, 63B-7-111, 63B-7-211, 63B-7-304, 63B-7-411, 63B-8-111, 63B-8-211, 63B-8-304, 63B-8-411, 63B-10-111, 63B-10-204, 63B-11-111, 63B-11-211, 63B-11-311, 63B-11-404, 63B-11-511, 63B-11-604, 63C-6-104, 63C-11-301, 63C-11-304, 63E-2-110, 63G-1-201, 63J-1-104, 63J-1-206, 63J-1-210, 63J-1-312, 63J-1-602.5, 63J-3-205, 63M-1-303, 63M-1-1207, 63M-1-1218, 63M-1-1406, 63M-7-511, 63M-7-514, 65A-8-103, 65A-8-205, 67-3-1, 67-4-11, 67-5-1, 67-19d-201, 70D-3-402, 72-2-117, 72-2-117.5, 72-2-121.2, 72-2-122, 72-2-205, 73-10-8, 73-10-30, 73-10c-5, 73-26-302, 73-28-202, 73-28-404, 76-8-401, 77-18-1.1, 77-28-1, 79-5-503

Effective May 10, 2011

Chapter 342, Laws of Utah 2011

HB 187 State Fire Code Appeals (*Michael T. Morley*)

This bill modifies the Fire Prevention and Fireworks Act to address appeals of inspections.

This bill:

- ▶ requires a notice of appeal rights on the application for a permit;
- ▶ requires a county, city, or town to establish appeal processes;
- ▶ establishes requirements related to an appeal process; and
- ▶ makes technical and conforming amendments.

Amends 53-7-209

Effective May 10, 2011

Chapter 260, Laws of Utah 2011

HB 188 Labor Commission Related Amendments (*Michael T. Morley*)

This bill modifies the Utah Labor Code to address the ability to serve, file, or deliver documents.

This bill:

- ▶ permits a document to be served, filed, or delivered electronically as provided by rule; and
- ▶ makes technical and conforming amendments.

Amends 34A-1-304

Effective May 10, 2011

Chapter 261, Laws of Utah 2011

HB 190 Delinquent Property Tax Amendments (*Gage Froerer*)

This bill changes provisions related to delinquent property taxes.

This bill:

- ▶ adjusts the interest rate charged on delinquent personal property taxes to be similar to the interest rate charged on delinquent real property taxes;
- ▶ adjusts the minimum penalty related to delinquent personal property taxes; and
- ▶ makes technical changes.

This bill has retrospective operation to January 1, 2011.

Amends 59-2-307, 59-2-1302

Effective May 10, 2011

Chapter 163, Laws of Utah 2011

HB 192 Controlled Substances Advisory Committee Amendments (*Paul Ray*)

This bill modifies Title 58, Occupations and Professions, regarding the Controlled Substances Advisory Committee Act.

This bill:

- ▶ adds two members to the Controlled Substances Advisory Committee:
 - one advanced practice registered nurse; and
 - one representative of the public; and
- ▶ amends the quorum requirements to reflect the membership changes.

Amends 58-38a-201, 58-38a-202

Effective May 10, 2011

Chapter 60, Laws of Utah 2011

HB 194 Service Contracts Act Amendments (*Johnny Anderson*)

This bill modifies the Service Contracts Act to address regulation of automatic renewals.

This bill:

- ▶ modifies definitions;
- ▶ addresses notice requirements;
- ▶ addresses remedy provisions; and
- ▶ makes technical and conforming amendments.

This bill takes effect on July 1, 2011.

Amends 15-10-102, 15-10-201, 15-10-202

Effective July 1, 2011

Chapter 262, Laws of Utah 2011

HB 195 Debt Service Obligations of a Divided School District (*Kenneth W. Sumsion*)

This bill modifies requirements for the imposition of a tax on property within a new district and remaining district to pay the debt service obligations of a divided school district.

This bill:

- ▶ provides that, if a new district is created on or after May 10, 2011, a tax shall be imposed on property within the new district and the remaining district at a rate that:
 - generates the amount of revenue required each year to meet the outstanding bonded debt obligations of the divided school district; and
 - is uniform within the new district and remaining district; and
- ▶ makes technical amendments.

Amends 53A-2-120, 53A-2-121

Effective May 10, 2011

Chapter 295, Laws of Utah 2011

HB 196 Continuing Education Requirements for Landscape Architects (*R. Curt Webb*)

This bill amends the Landscape Architects Licensing Act by providing for a continuing education licensing requirement in accordance with standards defined by rule by the Division of Occupational and Professional Licensing.

This bill:

- ▶ provides that a person licensed as a landscape architect shall complete continuing education requirements during each licensing period in accordance with standards defined by rule of the Division of Occupational and Professional Licensing.

Amends 58-53-303

Effective May 10, 2011

Chapter 263, Laws of Utah 2011

HB 198 Tobacco Related Penalty Amendments (*Paul Ray*)

This bill amends penalty provisions of the Cigarette and Tobacco Tax and Licensing Act.

This bill:

- ▶ permits the Tax Commission to waive, reduce, or compromise certain penalties;
- ▶ provides that a person who fails to timely file certain reports relating to the taxation of tobacco, or who provides false or misleading information on, or in relation to, a report:
 - is guilty of a class B misdemeanor; and
 - is subject to revocation or suspension of a license and a civil penalty imposed by the commission; and
- ▶ makes technical changes.

Amends 59-14-214, 59-14-407, 59-14-606;

Enacts 59-14-103

Effective May 10, 2011

Chapter 164, Laws of Utah 2011

HB 199 Advertisements on School Buses (*Jim Bird*)

This bill authorizes the sale of advertising space on a school bus.

This bill:

- ▶ allows a local school board or charter school governing board to sell advertising space on the exterior of a school bus;
- ▶ requires a local school board or charter school governing board to adopt guidelines for the type of advertising permitted on a school bus;
- ▶ prohibits certain types of advertising on a school bus;
- ▶ requires the Department of Transportation to make rules governing the placement and size of an advertisement on a school bus; and
- ▶ requires that revenue from the sale of advertising space on a school bus be used for pupil transportation.

Enacts 41-6a-1309

Effective May 10, 2011

Chapter 296, Laws of Utah 2011

HB 201 Tobacco Licensing Amendments (*Paul Ray*)

This bill amends provisions of the Utah Health Code and the Cigarette and Tobacco Tax and Licensing Act relating to tobacco licensing.

This bill:

- ▶ amends license revocation provisions to provide that the revocation of a license to sell tobacco is in effect for one year after:
 - the day on which the time for filing an appeal of the revocation ends; or
 - if the revocation is appealed, the day on which the decision to uphold the revocation becomes final;
- ▶ provides that manufacturers and distributors of tobacco products who are responsible for the collection of tax on tobacco products, and all retailers of tobacco products, are subject to the licensing requirements, procedures, and penalties described in Title 59, Chapter 14, Part 2, Cigarette and Tobacco Tax and Licensing Act; and
- ▶ makes technical changes.

Amends 26-42-103, 59-14-203.5, 59-14-301, 59-14-301.5

Effective May 10, 2011

Chapter 96, Laws of Utah 2011

HB 202 Death Penalty Procedures Amendments (*Kay L. McIff*)

This bill modifies the Criminal Code and the Judicial Code regarding capital sentencing procedures.

This bill:

- ▶ clarifies when a petitioner has a right to funded counsel for successive petitions; and
- ▶ sets limits on the obtaining of execution stays for successive postconviction petitions.

Amends 77-19-8, 78B-9-202

Effective May 10, 2011

Chapter 165, Laws of Utah 2011

HB 203 Codification of State Construction and Fire Codes (Michael T. Morley)

This bill enacts a new title to codify the existing State Construction Code and State Fire Code.

This bill:

- ▶ codifies the State Construction Code;
- ▶ codifies the State Fire Code;
- ▶ updates the NFPA referenced standards in the State Construction Code and State Fire Code;
- ▶ provides local amendments for fire sprinkler requirements for the Town of Brian Head in the State Construction Code;
- ▶ addresses codes incorporated by reference into the State Fire Code;
- ▶ addresses emergency evacuation drill requirements in the State Fire Code;
- ▶ addresses door closers on classroom doors as part of the State Fire Code;
- ▶ addresses use of antifreeze in automatic sprinklers as part of the State Fire Code;
- ▶ addresses provisions in the State Fire Code related to liquified petroleum gas;
- ▶ includes provisions related to procedures to adopt and requirements related to the administration of the State Construction Code and State Fire Code; and
- ▶ makes technical and conforming amendments.

This bill takes effect on July 1, 2011.

This bill coordinates with H.B. 260, Mechanics' Liens Revisions, to technically merge substantive amendments.

Amends 9-4-102, 10-8-85.5, 10-9a-514, 11-36-102 (Effective 05/11/11), 11-45-102, 17-27a-513, 26-15-3, 26A-1-113, 26A-1-114, 38-11-102, 53-7-102, 53-7-204, 57-23-4, 58-3a-102, 58-3a-602, 58-22-102, 58-22-602, 58-53-602, 58-55-102, 58-55-305, 58-56-1, 58-56-3, 58-56-9, 58-56-17.5, 59-12-102, 63A-5-206, 70D-2-102, 73-3-1.5;

Enacts 15A-1-101, 15A-1-102, 15A-1-103, 15A-1-201, 15A-1-202, 15A-1-203, 15A-1-204, 15A-1-205, 15A-1-206, 15A-1-207, 15A-1-208, 15A-1-209, 15A-1-210, 15A-1-301, 15A-1-302, 15A-1-303, 15A-1-304, 15A-1-305, 15A-1-306, 15A-1-401, 15A-1-402, 15A-1-403, 15A-2-101, 15A-2-102, 15A-2-103, 15A-2-104, 15A-2-105, 15A-3-101, 15A-3-102, 15A-3-103, 15A-3-104, 15A-3-105, 15A-3-106, 15A-3-107, 15A-3-108, 15A-3-109, 15A-3-110, 15A-3-111, 15A-3-112, 15A-3-113, 15A-3-201, 15A-3-202, 15A-3-203, 15A-3-204, 15A-3-205, 15A-3-206, 15A-3-301, 15A-3-302, 15A-3-303, 15A-3-304, 15A-3-305, 15A-3-306, 15A-3-307, 15A-3-308, 15A-3-309, 15A-3-310, 15A-3-311, 15A-3-312, 15A-3-313, 15A-3-314, 15A-3-401, 15A-3-501, 15A-3-601, 15A-3-701, 15A-3-801, 15A-4-101, 15A-4-102, 15A-4-103, 15A-4-104, 15A-4-105, 15A-4-106, 15A-4-107, 15A-4-201, 15A-4-202, 15A-4-203, 15A-4-204, 15A-4-205, 15A-4-206, 15A-4-207, 15A-4-301, 15A-4-302, 15A-4-303, 15A-4-401, 15A-4-501, 15A-4-601, 15A-4-701, 15A-5-101, 15A-5-102, 15A-5-103, 15A-5-201, 15A-5-202, 15A-5-203, 15A-5-204, 15A-5-205, 15A-5-206, 15A-5-207, 15A-5-301, 15A-5-302, 15A-5-303, 15A-5-401, 58-56-15.1;

Repeals 53-7-106, 58-56-4, 58-56-5, 58-56-6, 58-56-7, 58-56-8, 58-56-11, 58-56-12, 58-56-13, 58-56-14, 58-56-15, 58-56-19, 58-56-20, 58-56-21

Effective July 1, 2011

Chapter 14, Laws of Utah 2011

HB 204 Protection of Athletes with Head Injuries *(Paul Ray)*

This bill enacts the Protection of Athletes With Head Injuries Act within the Utah Health Code.

This bill:

- ▶ defines terms;
- ▶ requires an amateur sports organization to:
 - adopt and enforce a concussion and head injury policy; and
 - inform a parent or legal guardian of the policy and obtain the parent's or legal guardian's signature on the policy before permitting a child to participate in a sporting event;
- ▶ describes the requirements of a concussion and head injury policy;
- ▶ requires removal of a child from a sporting event when the child is suspected of sustaining a concussion or traumatic head injury; and
- ▶ prohibits a child described in the preceding paragraph from participating in a sporting event of the amateur sports organization until the child receives medical clearance from a qualified health care provider trained in the evaluation and management of a concussion.

Enacts 26-53-101, 26-53-102, 26-53-201, 26-53-301

Effective May 10, 2011

Chapter 97, Laws of Utah 2011

HB 206 Special Group License Plate Amendments *(Wayne A. Harper)*

This bill modifies the Motor Vehicles Code by amending provisions relating to special group license plates.

This bill:

- ▶ prohibits the Motor Vehicle Division from issuing a new support special group license plate unless the division receives a minimum number of applications and required fees;
- ▶ prohibits the Motor Vehicle Division from issuing an existing support special group license plate to a new applicant in certain circumstances;
- ▶ repeals provisions that authorize the Tax Commission to issue a new type of special group license plate in certain circumstances; and
- ▶ makes technical changes.

This bill takes effect on July 1, 2011.

Amends 41-1a-418

Effective July 1, 2011

Chapter 264, Laws of Utah 2011

HB 207 Juvenile Amendments *(Wayne A. Harper)*

This bill amends the Juvenile Court Act of 1996 in relation to identifying the responsibilities of a parent in a child and family plan.

This bill:

- ▶ gives the court the option to identify verbally or in writing the responsibilities of a parent under a child and family plan; and
- ▶ makes technical changes.

Amends 78A-6-312

Effective May 10, 2011

Chapter 98, Laws of Utah 2011

HB 208 **Administrative Services Amendments** (*Wayne A. Harper*)

This bill modifies the Utah Administrative Services Code by amending Child Welfare Defense Program provisions and creating a restricted special revenue fund.

This bill:

- ▶ defines terms;
- ▶ changes the Office of Child Welfare Parental Defense in the Department of Administrative Services to a program administered by the department;
- ▶ allows the Department of Administrative Services to contract all or part of the program to a qualified contractor;
- ▶ creates the State Archives Fund, as a restricted special revenue fund;
- ▶ specifies what is deposited into the fund and uses of the fund;
- ▶ provides that the fund shall earn interest; and
- ▶ provides that state archives shall report on the use of the fund as part of the annual budget process.

Amends 63A-1-109, 63A-11-101, 63A-11-102, 63A-11-103, 63A-11-104, 63A-11-105, 63A-11-106, 63A-11-201, 63A-11-202, 63A-11-203, 63A-11-204, 63A-12-100.5, 78A-6-1111;

Enacts 63A-12-109

Effective May 10, 2011

Chapter 265, Laws of Utah 2011

HB 209 **Workers' Compensation Premium Assessment** (*Michael T. Morley*)

This bill modifies provisions related to revenue and taxation to amend requirements related to the workers' compensation premium assessment.

This bill:

- ▶ modifies the limits on the amount of the assessment; and
- ▶ makes technical and conforming amendments.

Amends 59-9-101 (Subsec (2)(c)(iv) Repealed 07/01/13)

Effective May 10, 2011

Chapter 266, Laws of Utah 2011

HB 211 **Community Service Medicaid Pilot Program** (*Ronda Rudd Menlove*)

This bill amends the Health Code and creates a pilot program in the state's medical assistance program.

This bill:

- ▶ requires the state Medicaid program to develop a community service pilot program as part of the state Medicaid plan;
- ▶ requires the Medicaid program to present the proposal for a community service pilot program to the Legislature's Health and Human Services Interim Committee; and
- ▶ requires the Medicaid program to submit a Medicaid waiver to the Centers for Medicare and Medicaid Services by January 1, 2012, to implement the community service pilot program.

Enacts 26-18-405

Effective May 10, 2011

Chapter 166, Laws of Utah 2011

HB 212 Charges by Health Providers for Medical Records *(Francis D. Gibson)*

This bill modifies provisions of the Judicial Code relating to patient access to medical records.

This bill:

- ▶ establishes a time limitation for a health care provider to provide medical records to a patient, a patient's personal representative, or a third party;
- ▶ establishes charges that a health care provider may charge when copying a patient's medical records; and
- ▶ provides a repeal date.

Amends 63I-2-278, 78B-5-618

Effective May 10, 2011

Chapter 33, Laws of Utah 2011

HB 213 Statutory Construction Amendments (*Derek E. Brown*)

This bill amends provisions of Titles 17 through 35A of the Utah Code by correcting terms to comply with rules of statutory construction applicable to the Utah Code.

This bill:

- ▶ amends provisions of Titles 17 through 35A of the Utah Code by correcting terms to comply with rules of statutory construction applicable to the Utah Code; and
- ▶ makes technical changes.

Amends 17-3-1, 17-3-8, 17-8-7, 17-11-2, 17-15-16, 17-16-4, 17-16-9, 17-16-16, 17-16a-3, 17-16a-6, 17-18-1.9, 17-19-7, 17-19-14, 17-22-6, 17-22-21, 17-22-22, 17-22-23, 17-22-27, 17-23-16, 17-27a-513, 17-27a-518, 17-28-11, 17-30-8, 17-30-22, 17-31-3, 17-33-10, 17-33-15, 17-34-5, 17-35b-303, 17-35b-304, 17-36-10, 17-36-17, 17-37-4, 17-38-4, 17-41-301, 17-41-401, 17-52-401, 17-53-209, 17-53-311, 17B-1-304, 17B-1-506, 17B-1-510, 17B-1-512, 17B-1-607, 17B-2a-807, 17B-2a-818.5, 18-1-1, 19-1-206, 19-2-109.1, 19-2-113, 19-2-115, 19-3-302, 19-3-308, 19-4-112, 19-5-102, 19-5-115, 19-5-116, 19-5-121, 19-6-108, 19-6-116, 19-6-202, 19-6-203, 19-6-205, 19-6-413, 19-6-714, 19-6-814, 19-9-105, 19-9-109, 19-10-104, 20A-1-401, 20A-1-508, 20A-1-509.1, 20A-1-703, 20A-2-102.5, 20A-2-105, 20A-2-306, 20A-4-201, 20A-5-403, 20A-6-302, 20A-7-202, 20A-7-204.1, 20A-7-702 (Effective 01/01/12), 20A-7-702 (Superseded 01/01/12), 20A-7-706, 20A-9-403, 20A-11-401, 20A-11-1603, 20A-14-103, 20A-14-201, 20A-14-202, 22-1-11, 22-3-104, 22-3-202, 22-3-302, 22-3-303, 22-3-403, 22-3-405, 22-3-406, 22-3-411, 22-3-414, 22-3-505, 22-3-506, 22-3-601, 23-13-2, 23-13-17, 23-14-2, 23-15-2, 23-15-9, 23-16-3, 23-16-4, 23-17-4, 23-17-6, 23-17-8, 23-18-5, 23-19-9, 23-19-14, 23-19-17.5, 23-19-38.2, 23-20-1, 23-20-9, 23-20-14, 23-20-20, 23-20-28, 23-20-29, 23-20-30, 23-20-31, 23-21-2, 23-22-1, 23-22-3, 23-23-11, 23-24-1, 24-1-8, 25-5-2, 25-6-9, 26-1-5, 26-1-7.5, 26-1-11, 26-1-25, 26-1-32, 26-3-8, 26-4-2, 26-4-9, 26-4-12, 26-4-20, 26-6-3, 26-6-18, 26-6-20, 26-6b-3, 26-6b-3.1, 26-7-1, 26-8a-103, 26-8a-203, 26-8a-207, 26-8a-253, 26-8a-405.2, 26-8a-405.3, 26-8a-405.5, 26-8a-406, 26-8a-408, 26-8a-410, 26-8a-413, 26-10b-102, 26-15-8, 26-18-3, 26-18-4, 26-18-5, 26-18-10, 26-18-11, 26-18-501, 26-18-502, 26-18-503, 26-18-505, 26-19-7, 26-19-8, 26-20-3, 26-20-6, 26-20-8, 26-20-9.5, 26-20-12, 26-20-14, 26-21-9, 26-21-9.5, 26-23-7, 26-23-10, 26-23b-104, 26-25-5, 26-28-105, 26-28-106, 26-28-107, 26-28-111, 26-28-114, 26-28-120, 26-28-121, 26-28-124, 26-31-1, 26-33a-104, 26-33a-106.5, 26-33a-111, 26-34-2, 26-35a-107, 26-36a-102, 26-36a-203, 26-40-110, 26-41-104, 26-47-103, 26-49-202, 26-49-701, 26A-1-112, 26A-1-126, 29-1-2, 29-1-3, 30-1-4.5, 30-1-5, 30-1-10, 30-1-32, 30-1-33, 30-1-35, 30-1-37, 30-2-7, 30-3-16.7, 30-3-17, 30-3-17.1, 30-3-18, 30-3-33, 30-8-3, 31A-2-301, 31A-2-302, 31A-5-208, 31A-5-305, 31A-6a-104, 31A-8a-201, 31A-8a-203, 31A-8a-204, 31A-8a-205, 31A-8a-206, 31A-8a-207, 31A-9-503, 31A-11-107, 31A-15-203, 31A-15-207, 31A-15-210, 31A-17-503, 31A-17-506, 31A-17-507, 31A-17-510, 31A-17-512, 31A-18-106, 31A-19a-206, 31A-19a-208, 31A-19a-309, 31A-21-101, 31A-21-312, 31A-21-313, 31A-21-403, 31A-22-305, 31A-22-408, 31A-22-610.5, 31A-22-611, 31A-22-613.5, 31A-22-618.5, 31A-22-625, 31A-22-634, 31A-22-636, 31A-22-637, 31A-22-716, 31A-22-722.5, 31A-22-723, 31A-22-806, 31A-22-1406, 31A-22-1409, 31A-23a-501, 31A-23a-602, 31A-23a-702, 31A-23a-806, 31A-27a-202, 31A-27a-205, 31A-27a-502, 31A-27a-701, 31A-30-107.3, 31A-30-107.5, 31A-30-110, 31A-30-206, 31A-34-104, 31A-34-107, 31A-36-107, 31A-36-109, 31A-36-110, 31A-36-112, 31A-36-114, 31A-37-105, 31A-37-106, 31A-37-202, 31A-37-301, 31A-37-302, 31A-37-306, 31A-37-402, 31A-37-601, 31A-37a-205, 32B-1-407 (Effective 07/01/11), 32B-1-505 (Effective 07/01/11), 32B-6-407 (Effective 07/01/11), 32B-8-304 (Effective 07/01/11), 34-19-1, 34-19-9, 34-19-10, 34-19-13, 34-20-3, 34-20-5, 34-20-8, 34-23-208, 34-25-2, 34-28-5, 34-28-6, 34-28-14, 34-29-1, 34-32-4, 34-34-2, 34-34-15, 34-36-3, 34-41-106, 34A-1-408, 34A-1-409, 34A-2-413, 34A-2-802, 34A-3-104, 34A-6-108, 34A-6-202, 34A-6-301, 34A-7-102, 35A-3-106, 35A-3-108, 35A-3-304, 35A-3-310.5, 35A-3-503, 35A-4-303, 35A-4-304, 35A-4-305, 35A-4-309, 35A-4-311, 35A-4-404, 35A-4-501, 35A-4-506, 55-5-2

Effective May 10, 2011

Chapter 297, Laws of Utah 2011

HB 214 Concealed Firearm Permit Fees (*Curtis Oda*)

This bill amends the permit fees provision of the Concealed Firearm Act.

This bill:

- ▶ reduces the initial fee charged for a concealed firearm permit by \$5.25, while increasing the renewal fee by \$5; and
- ▶ makes certain technical changes.

Amends 53-5-707

Effective May 10, 2011

Chapter 99, Laws of Utah 2011

HB 215 Fatality Review Act Amendments (*Merlynn T. Newbold*)

This bill amends provisions of the Fatality Review Act and the Government Records Access and Management Act with respect to the status, disclosure, and use of records relating to fatality reviews and near fatalities.

This bill:

- ▶ modifies procedures relating to the initial review of a fatality;
- ▶ requires a fatality review committee to provide an unredacted copy of a fatality review report to a division director and a regional director or a designee of the division director and regional director;
- ▶ provides that an executive summary of fatality reviews is not admissible as evidence in a civil, judicial, or administrative proceeding;
- ▶ amends procedures for providing an executive summary of fatality reviews to the Legislature;
- ▶ requires that the Division of Child and Family Services, to the extent required by the federal Child Abuse Prevention and Treatment Act, as amended, allow public disclosure of the findings or information relating to a case of child abuse or neglect that results in a child fatality or near fatality;
- ▶ removes the fatality review executive summary from the definition of a fatality review document and clarifies that the executive summary is a public document; and
- ▶ makes technical changes.

Amends 62A-16-201, 62A-16-301, 62A-16-302, 63G-2-202

Effective May 10, 2011

Chapter 343, Laws of Utah 2011

HB 216 Reunification Services Amendments (*Merlynn T. Newbold*)

This bill amends provisions of the Juvenile Court Act of 1996 relating to the provision of reunification services.

This bill:

- ▶ defines terms;
- ▶ creates a presumption that reunification services should not be provided to a birth mother if the court finds, by clear and convincing evidence, that the child has fetal alcohol syndrome or was exposed to an illegal or prescription drug that was abused by the child's mother while the child was in utero, if the child was taken into custody for that reason, unless the mother agrees to enroll in, is currently enrolled in, or has recently and successfully completed a substance abuse treatment program approved by the Department of Human Services;
- ▶ permits a judge to waive the provisions of this bill under certain circumstances; and
- ▶ makes technical changes.

Amends 62A-4a-205, 78A-6-312

Effective May 10, 2011

Chapter 167, Laws of Utah 2011

HB 217 Appointment of Director of the Division of Health Care Financing *(David Clark)*

This bill amends the Medical Assistance Act to provide that the director of the Division of Health Care Financing shall be appointed by the governor, after consultation with the executive director of the Department of Health, with the advice and consent of the Senate.

This bill:

- ▶ provides that the director of the Division of Health Care Financing shall be appointed by the governor, after consultation with the executive director of the Department of Health, with the advice and consent of the Senate; and
- ▶ makes technical changes.

Amends 26-18-2.2

Effective May 10, 2011

Chapter 267, Laws of Utah 2011

HB 218 Clubs in Public Schools *(Stephen E. Sandstrom)*

This bill modifies the Student Clubs Act regarding a club's access to school facilities.

This bill:

- ▶ defines the term "school facilities use" to include access to:
 - a school building, premises, or playing field; or
 - a limited public forum;
- ▶ allows a school to set the number of hours per month noncurricular clubs may have school facilities use, provided all noncurricular clubs are treated equally; and
- ▶ makes technical amendments.

Amends 53A-11-1202, 53A-11-1203, 53A-11-1206, 53A-11-1208, 53A-11-1211, 53A-11-1212

Effective May 10, 2011

Chapter 403, Laws of Utah 2011

HB 219 State Firearm Designation *(Carl Wimmer)*

This bill modifies the state symbols and designations to designate the Browning model M1911 automatic pistol as the state firearm.

This bill:

- ▶ designates the John M. Browning designed M1911 automatic pistol as the state firearm.

Amends 63G-1-601

Effective May 10, 2011

Chapter 34, Laws of Utah 2011

HB 220 Civics Education Amendments *(Michael T. Morley)*

This bill modifies requirements for instruction in American history and government.

This bill:

- ▶ requires instruction in:
 - forms of government, including the United States' form of government, a compound constitutional republic; and
 - political philosophies and economic systems; and
- ▶ requires school curricula to include a thorough study of American historical documents.

Amends 53A-13-101.4

Effective May 10, 2011

Chapter 298, Laws of Utah 2011

HB 221 Classic Car Inspections (*Fred C. Cox*)

This bill modifies the Motor Vehicles Code by amending provisions relating to a vintage vehicle.

This bill:

- ▶ amends the definition of a vintage vehicle;
- ▶ provides that at the time application is made for registration or renewal of registration of a vintage vehicle that is less than 40 years old, a registration fee of \$45 shall be paid;
- ▶ provides for the disposition of the registration fee of a vintage vehicle that is less than 40 years old; and
- ▶ makes technical changes.

This bill takes effect on July 1, 2011.

Amends 41-1a-1201, 41-1a-1206, 41-21-1

Effective July 1, 2011

Chapter 268, Laws of Utah 2011

HB 224 Radio Frequency Identification (*Wayne A. Harper*)

This bill modifies the Interception of Communications Act in the Utah Code of Criminal Procedure by adding an offense relating to implantation of a radio frequency identification tag in a person.

This bill:

- ▶ provides criminal and civil penalties for requiring, coercing, or compelling a person to undergo the subcutaneous implanting of a radio frequency identification tag.

Enacts 77-23a-4.5

Effective May 10, 2011

Chapter 168, Laws of Utah 2011

HB 226 Local Government Fee Authority (*Wayne A. Harper*)

This bill prohibits, with certain exceptions, a service area from charging or collecting a fee.

This bill:

- ▶ prohibits, with certain exceptions, a service area from charging or collecting a fee; and
- ▶ makes technical corrections.

Amends 17B-2a-902

Effective May 10, 2011

Chapter 100, Laws of Utah 2011

HB 228 Administrative Rules Reauthorization (*Curtis Oda*)

This bill provides legislative action regarding administrative rules.

This bill:

- ▶ reauthorizes all state agency administrative rules except a Division of Environmental Response and Remediation rule governing work performed by licensed engineers and geologists, and a Division of Environmental Response and Remediation rule governing third party consultant requirements.

This bill takes effect on May 1, 2011.

The original bill was recommended by the Administrative Rules Review Committee

Effective May 1, 2011

Chapter 269, Laws of Utah 2011

HB 230 Disability Amendments *(Paul Ray)*

To the extent possible, this bill replaces outdated terms relating to persons with a disability with updated terms.

This bill:

- ▶ defines terms;
- ▶ except where impracticable due to language used in federal law, uniform law, interstate compacts, or case law, replaces terms as follows:
 - replaces the term “mental retardation,” and its variations, with “intellectual disability”;
 - replaces the term “crippled,” with “disability”;
 - replaces the term “disabled person,” and similar references, with the term “person with a disability” or similar variations;
 - replaces the term “mentally ill person” and similar references, with the term “person with a mental illness” or similar variations;
 - replaces the term “paraplegic” and similar references, with the term “person with paraplegia” or similar variations;
 - replaces the term “guilty and mentally ill,” with the term “guilty with a mental illness”;
 - replaces the term “guilty of a lesser offense and mentally ill,” with the term “guilty of a lesser offense with a mental illness”; and
- ▶ makes technical changes.

This bill coordinates with H.B. 13, Immunizations for Teen Mothers, by providing technical amendments.

Amends 9-4-801, 9-4-802, 9-4-903, 17B-2a-823, 19-6-102, 20A-1-501, 20A-3-108, 20A-3-403, 20A-3-406, 20A-3-408, 20A-3-410, 20A-8-401, 23-19-1, 23-19-14, 23-19-36, 23-19-38.3, 23-20-12, 24-1-7, 26-1-18, 26-2-27, 26-4-7, 26-10-1, 26-10-2, 26-10-6, 26-18-3, 26-18-3.1, 26-18-501, 26-19-13.5, 26-21-3, 26-21-9.5, 26-21-13.5, 26-35a-102, 26-35a-103, 26-35a-108, 31A-1-301, 31A-22-611, 31A-22-614, 31A-22-625, 31A-22-802, 31A-23a-114, 31A-26-215, 31A-36-111, 34-38-14, 34-41-106, 34A-2-107, 34A-2-413, 34A-2-703, 34A-2-902, 34A-2-903, 34A-3-104, 34A-3-107, 34A-4-101, 34A-4-102, 34A-8a-102, 34A-8a-301, 34A-8a-302, 34A-8a-303, 39-1-59, 41-6a-1011, 41-22-2, 49-11-403, 49-11-404, 49-12-601, 49-14-502, 49-14-504, 49-15-502, 49-15-504, 49-16-201, 49-16-502, 49-16-504, 49-16-602, 49-21-102, 49-21-401, 49-21-403, 49-22-402, 53-3-807, 53-10-208.1, 53A-1a-704, 53A-3-204, 53A-9-103, 53A-15-205, 53A-17a-112, 53A-17a-127, 53B-23-101, 54-1-1.6, 57-21-5, 58-15-2, 58-15-3, 58-17b-503, 58-17b-701, 58-26a-307, 58-31b-102, 58-31b-401, 58-60-114, 58-60-509, 58-61-602, 58-67-601, 58-68-601, 58-69-601, 58-71-601, 58-73-401, 59-2-1101, 59-2-1104, 59-2-1105, 59-2-1109, 59-7-602, 59-10-1011, 62A-1-108.5, 62A-2-101, 62A-2-120, 62A-2-122, 62A-4a-1010, 62A-5-101, 62A-5-103, 62A-5-104, 62A-5-110, 62A-5-201, 62A-5-206, 62A-5-207, 62A-5-302, 62A-5-304, 62A-5-305, 62A-5-308, 62A-5-309, 62A-5-310, 62A-5-311, 62A-5-312, 62A-5-313, 62A-5-316, 62A-5-317, 62A-5-318, 62A-6-101, 62A-11-111, 62A-15-605, 62A-15-608, 62A-15-610, 62A-15-616, 62A-15-619, 62A-15-629, 62A-15-631, 62A-15-632, 62A-15-644, 62A-15-706, 62A-15-902, 63M-9-103, 64-9b-1, 67-19-27, 68-3-12.5, 71-10-1, 71-10-2, 71-11-2, 72-10-601, 75-2-801, 75-5-303, 75-5-316, 75-5-408, 75-5-425, 75-5-501, 76-3-203.5, 76-3-406, 76-5-109, 76-5-110, 77-13-1, 77-16a-101, 77-16a-102, 77-16a-103, 77-16a-104, 77-16a-201, 77-16a-202, 77-16a-203, 77-16a-204, 77-16a-205, 77-16a-302, 77-16a-304, 77-16a-306, 77-18-1, 77-18-1.1, 77-18-8.3, 77-18-8.5, 77-27-2, 77-27-5.3, 77-27-10.5, 77-33-5, 77-38-302, 78A-2-302, 78A-6-103, 78A-6-117 (Effective 07/01/11), 78A-6-117 (Superseded 07/01/11), 78A-11-108, 78B-3-110

Effective May 10, 2011

Chapter 366, Laws of Utah 2011

HB 232 Drug Paraphernalia Definition Amendments (*Evan J. Vickers*)

This bill modifies the Utah Drug Paraphernalia Act regarding some exemptions for syringes used for a legitimate medical purpose.

This bill:

- ▶ provides that a person may not be charged with distribution of hypodermic syringes as drug paraphernalia if at the time of sale or distribution the syringes are in a sterile package and are to be used for a legitimate medical purpose, including:
 - injection of prescription medications as prescribed by a practitioner; and
 - the prevention of disease transmission; and
- ▶ provides that a person may not be charged with possession of hypodermic syringes as drug paraphernalia if the syringe is unused and is in a sterile package.

Amends 58-37a-3, 58-37a-4, 58-37a-5

Effective May 10, 2011

Chapter 101, Laws of Utah 2011

HB 235 Technology Technical Amendments (*Patrice M. Arent*)

This bill amends certain reporting requirements and deletes references to the Utah Information Technology Commission.

This bill:

- ▶ eliminates the submission of model rules or standards and technology transfer reports;
- ▶ modifies the reporting requirements to include the Public Utilities and Technology Interim Committee; and
- ▶ makes technical corrections.

Amends 46-4-501, 63A-9-801, 63B-3-301, 63F-1-102, 63F-1-104, 63F-1-201, 63F-1-203, 63F-1-404, 63F-1-504, 63F-1-604

Effective May 10, 2011

Chapter 270, Laws of Utah 2011

HB 237 Enforcement of Liens (*Julie Fisher*)

This bill modifies a provision relating to the enforcement of storage facility liens.

This bill:

- ▶ requires a notice of a lien enforcement action involving the sale of a vehicle, vessel, outboard motor, or aircraft to be sent to the last known address of the registered owner and lienholder, as disclosed by the records of the Motor Vehicle Division.

Amends 38-8-3

Effective May 10, 2011

Chapter 102, Laws of Utah 2011

HB 238 Radiology Technologist and Radiology Practical Technician Licensing Act (*Don L. Ipson*)

This bill amends the Occupations and Professions Code related to Radiology Technologist and Radiology Practical Technician Licensing Act.

This bill:

- ▶ renumbers the code sections in the chapter to conform to other licensing acts in Title 58, Occupations and Professions;
- ▶ defines indirect supervision;
- ▶ defines the practice of radiologist assistant;
- ▶ amends the membership of the Radiologic Technologist Licensing Board;
- ▶ establishes a requirement for a license for a radiologist assistant;
- ▶ permits a temporary license as a radiology assistant for an individual currently practicing and nationally certified;
- ▶ defines the scope of practice for a radiologist assistant;
- ▶ establishes continuing education requirements for a radiologist assistant; and
- ▶ moves language regarding unlawful and unprofessional conduct from the definition section of the chapter to a new section within the chapter.

This bill provides an immediate effective date.

Enacts 58-54-304, 58-54-501;

Renumbers and Amends 58-54-1 to 58-54-101, 58-54-2 to 58-54-102, 58-54-3 to 58-54-201, 58-54-4 to 58-54-301, 58-54-4.3 to 58-54-306, 58-54-5 to 58-54-302, 58-54-6 to 58-54-305, 58-54-7 to 58-54-401, 58-54-8 to 58-54-303

Effective March 18, 2011

Chapter 61, Laws of Utah 2011

HB 240 Social Services - Employment First Priority (*Ronda Rudd Menlove*)

This bill establishes an employment first priority policy for persons with a disability within the Employment Support Act, State Office of Rehabilitation Act, and the Utah Human Services Code.

This bill:

- ▶ requires the Department of Workforce Services, the Utah State Office of Rehabilitation, and the Division of Services for People with Disabilities to, when providing services to a person with a disability, give priority to providing services that assist the person in obtaining and retaining meaningful and gainful employment; and
- ▶ requires the entities described in the preceding paragraph to:
 - develop a written plan to implement the policy described in the preceding paragraph; and
 - annually set goals to implement the policy and plan described in this bill, determine whether the goals for the previous year have been met, and modify the plan as needed.

Enacts 35A-3-103.5, 53A-24-106.5, 62A-5-103.3

Effective May 10, 2011

Chapter 169, Laws of Utah 2011

HB 241 Clean Out the Medicine Cabinet Month Designation (*Michael T. Morley*)

This bill designates the month of April as Clean Out the Medicine Cabinet Month in Utah.

This bill:

- ▶ designates that the month of April shall be commemorated annually as Clean Out the Medicine Cabinet Month in Utah.

Amends 63G-1-401

Effective May 10, 2011

Chapter 103, Laws of Utah 2011

HB 243 Occupations and Professions Amendments (*Michael T. Morley*)

This bill amends provisions of Title 58, Occupations and Professions, regarding the administration and enforcement of licensing laws and related provisions.

This bill:

- ▶ provides that members of licensing boards can continue to serve for a limited time period after their terms have expired until their successors are appointed and qualified;
- ▶ provides for notification by an applicant or licensee to the Division of Occupational and Professional Licensing regarding name and address changes;
- ▶ provides the division with fine and citation authority for the unlicensed practice of a profession or the hiring of unlicensed individuals;
- ▶ clarifies licensure by endorsement provisions for professional engineers, professional structural engineers, and professional land surveyors;
- ▶ modifies the qualifications for licensure as an advanced practice registered nurse;
- ▶ modifies the definition of practice of massage therapy for purposes of the Massage Practice Therapy Act;
- ▶ modifies continuing education requirement provisions for licensed elevator mechanics and elevator contract licensees;
- ▶ makes technical changes to vocational rehabilitation counselor licensing provisions;
- ▶ modifies the term of license provisions; and
- ▶ makes certain technical changes.

Amends 38-11-206, 58-1-201, 58-1-401, 58-1-404, 58-1-502, 58-22-302, 58-31b-302, 58-47b-102, 58-55-302.7, 58-55-303, 58-78-302, 58-78-303, 58-83-401, 63G-4-102, 78B-6-205;

Enacts 58-1-301.7;

Repeals 58-39a-1, 58-39a-2, 58-39a-3, 58-39a-4, 58-39a-5, 58-39a-5.5, 58-39a-6

Effective May 10, 2011

Chapter 367, Laws of Utah 2011

HB 247 Water Development Amendments (*Michael E. Noel*)

This bill provides for an origination fee for certain federally-funded water development loans.

This bill:

- ▶ provides for an origination fee for certain federally-funded water development loans; and
- ▶ makes technical changes.

Amends 73-10c-10

Effective May 10, 2011

Chapter 104, Laws of Utah 2011

HB 248 County Office Vacancies (*Carl Wimmer*)

This bill amends provisions related to midterm vacancies in county elected offices.

This bill:

- ▶ defines terms;
- ▶ amends provisions related to midterm vacancies in county elected offices;
- ▶ amends provisions related to a party liaison; and
- ▶ makes technical corrections.

Amends 20A-1-508, 20A-8-401, 20A-8-402

Effective May 10, 2011

Chapter 35, Laws of Utah 2011

HB 250 State Emblem of Service and Sacrifice (*Merlynn T. Newbold*)

This bill modifies the state symbols and designations to include the “Honor and Remember” flag.

This bill:

- ▶ designates the “Honor and Remember” flag as the state’s emblem of service and sacrifice as a visible reminder of the lives lost by members of the United States Armed Forces in defense of our national freedoms.

Amends 63G-1-601

Effective May 10, 2011

Chapter 271, Laws of Utah 2011

HB 251 Alarm System Amendments (*Lynn N. Hemingway*)

This bill modifies a provision of the Utah Construction Trades Licensing Act relating to alarm companies and agents.

This bill:

- ▶ classifies as unprofessional conduct an alarm company or agent’s failure to inform a potential customer about a local jurisdiction’s policy on priority levels of responding to an alarm.

Amends 58-55-502

Effective May 10, 2011

Chapter 170, Laws of Utah 2011

HB 254 Emergency Procedures Amendments (*Richard A. Greenwood*)

This bill amends the Disaster Response and Recovery Act.

This bill:

- ▶ provides an emergency declaration process within the state; and
- ▶ provides that a declaration of a local emergency provides a legal basis to request and obtain disaster assistance from other cities and counties.

Amends 63K-4-301

Effective May 10, 2011

Chapter 105, Laws of Utah 2011

HB 256 Children's Health Insurance and Medicaid Administrative Simplification
(James A. Dunnigan)

This bill modifies provisions relating to Medicaid and other children's health insurance programs.

This bill:

- ▶ requires the Department of Health to:
 - apply for grants to fund a simplified enrollment and renewal process for Medicaid, Utah Premium Partnership, and Primary Care Network Demonstration Project programs; and
 - if funding is available, establish a simplified enrollment and renewal process for the programs in which the eligibility worker may, if the applicant provides consent, confirm the adjusted gross income of the applicant from the State Tax Commission;
- ▶ allows the Department of Health or its designee to:
 - enter into agreements with financial institutions to develop and operate a data system to identify an applicant or enrollee's assets; and
 - pay a reasonable fee to a financial institution for services;
- ▶ requires the Division of Health Care Financing to:
 - bid out Medicaid dental benefits;
 - establish criteria for bidding out Medicaid dental benefits; and
 - rebid the Medicaid dental benefits at least once every five years;
- ▶ requires the Children's Health Insurance Plan to apply for grants to fund a simplified enrollment process;
- ▶ when funding is available, requires the Children's Health Insurance Plan to establish a simplified enrollment process in which the eligibility worker may, if the applicant provides consent, confirm the adjusted gross income of the applicant from the State Tax Commission; and
- ▶ requires the State Tax Commission to provide the Department of Health or its designee with access to an applicant's adjusted gross income.

Amends 7-1-1006, 26-40-105, 59-1-403;

Enacts 26-18-2.5, 26-18-2.6

Effective May 10, 2011

Chapter 344, Laws of Utah 2011

HB 257 Concealed Firearm Act Modifications (Ronda Rudd Menlove)

This bill modifies provisions of the Concealed Firearm Act regarding the requirements for certification as a concealed firearms instructor and the submission of fingerprints for a criminal background check.

This bill:

- ▶ requires an applicant for certification as a concealed firearm instructor to have completed a firearm instruction training course from the National Rifle Association or the Department of Public Safety, Division of Peace Officer Safety Standards and Training, or their equivalent;
- ▶ requires submission of sufficient fingerprints to conduct a criminal background check for issuance of a concealed firearm permit; and
- ▶ makes certain technical changes.

Amends 53-5-704, 53-5-706

Effective May 10, 2011

Chapter 368, Laws of Utah 2011

HB 259 County Recorder Revisions (*R. Curt Webb*)

This bill amends provisions related to county recorder fees.

This bill:

- ▶ authorizes a county recorder to receive a fee for recording certain documents;
- ▶ requires a person recording certain documents to include certain wording;
- ▶ authorizes a county recorder to examine certain documents; and
- ▶ makes technical corrections.

Amends 17-21-18.5

Effective May 10, 2011

Chapter 345, Laws of Utah 2011

HB 260 Mechanics' Liens Revisions (*David Clark*)

This bill modifies provisions relating to mechanics' liens.

This bill:

- ▶ provides priority between construction loans and mechanics' liens;
- ▶ modifies provisions related to the State Construction Registry;
- ▶ modifies the information by which the State Construction Registry is to be indexed;
- ▶ requires each notice or document submitted for inclusion in the State Construction Registry to contain specified information;
- ▶ modifies provisions related to building permits and notices of commencement;
- ▶ modifies requirements related to the filing of a preliminary notice;
- ▶ eliminates the requirement to file a notice of commencement on a private project;
- ▶ requires the original contractor and each subcontractor on a private project to file a preliminary notice;
- ▶ prohibits an original contractor or subcontractor who fails to file a preliminary notice on a private project from claiming a mechanics' lien;
- ▶ requires a construction lender to file with the database a notice of construction loan and, if a default occurs, a notice of default relating to a construction loan;
- ▶ repeals obsolete language;
- ▶ modifies the requirements for a notice of completion;
- ▶ modifies the requirements related to a standardized building permit form; and
- ▶ makes technical changes.

This bill takes effect on August 1, 2011.

This bill coordinates with H.B. 203, Codification of State Construction and Fire Codes, to technically merge substantive amendments.

This bill coordinates with H.B. 115, Mechanics' Liens Amendments, by technically merging substantive amendments.

Amends 14-1-20, 14-2-5, 38-1-1, 38-1-5, 38-1-27, 38-1-30, 38-1-31, 38-1-32, 38-1-33, 58-56-20, 63G-6-506;

Enacts 38-1-30.5, 38-1-31.5, 38-1-32.5, 38-1-32.7;

Repeals 38-1-37

Effective August 1, 2011

Chapter 299, Laws of Utah 2011

HB 261 Amendments to Transportation Provisions (*Derek E. Brown*)

This bill modifies the Transportation Code by amending provisions relating to aircraft registrations.

This bill:

- ▶ requires the Tax Commission to annually provide the Utah Division of Aeronautics a list of all aircraft registered in this state;
- ▶ requires an interim committee designated by the Legislative Management Committee to:
 - hear reports from the Department of Transportation and the Tax Commission on aircraft based within the state and aircraft registrations within the state; and
 - study the progress and results of updating the information contained in the statewide database of all aircraft based within the state and the compliance rates for aircraft registrations for aircraft that are based within the state.

Amends 72-10-110

Effective May 10, 2011

Chapter 171, Laws of Utah 2011

HB 262 Divided School District Assets and Liabilities (*Kenneth W. Sumsion*)

This bill modifies provisions pertaining to the allocation of the assets and liabilities of certain divided school districts.

This bill:

- ▶ specifies how the assets and liabilities of a divided school district shall be allocated between the new district and the remaining district when a school district is created pursuant to a proposal made by a city or interlocal agreement participants; and
- ▶ eliminates provisions requiring disagreements about the allocation of assets and liabilities to be resolved by binding arbitration.

Amends 53A-2-117, 53A-2-118.1

Effective May 10, 2011

Chapter 300, Laws of Utah 2011

HB 263 Local District Services Amendments (*David Clark*)

This bill amends provisions related to a service that a local district or special service district may provide and local district board of trustees provisions.

This bill:

- ▶ amends provisions related to a service that a local district may provide;
- ▶ authorizes a local district board of trustees to compel the attendance of its own members;
- ▶ authorizes a person authorized by a local district to enter a premise that is provided a water system or sewer system by the local district;
- ▶ authorizes a local district to deliver, in certain circumstances, a service beyond its boundaries;
- ▶ amends mosquito abatement district board of trustees provisions;
- ▶ amends public transit district board of trustees provisions;
- ▶ amends provisions related to a service that a special service district may provide; and
- ▶ makes technical corrections.

Amends 17B-1-202, 17B-1-643, 17B-2a-704, 17B-2a-807, 17D-1-106, 17D-1-201;

Enacts 17B-1-314, 17B-1-905, 17B-1-906

Effective May 10, 2011

Chapter 106, Laws of Utah 2011

HB 265 Motor Vehicle Emissions Amendments (*Francis D. Gibson*)

This bill modifies the Motor Vehicles Code by amending provisions relating to motor vehicle emissions.

This bill:

- ▶ provides that certain county regulations and ordinances shall be compliant with the analyzer design and certification requirements contained in the state implementation plan; and
- ▶ makes technical changes.

This bill provides an immediate effective date.

Amends 41-6a-1642

Effective March 16, 2011

Chapter 36, Laws of Utah 2011

HB 266 Restitution Amendments (*David Clark*)

This bill allows a judgment ordering restitution under Section 77-38a-401 to only expire upon payment in full.

This bill:

- ▶ allows a judgment ordering restitution under Section 77-38a-401 to expire only upon payment in full, when the judgment is entered on the civil judgment docket, notwithstanding Sections 77-18-6 and 78B-5-202.

Amends 77-38a-401

Effective May 10, 2011

Chapter 37, Laws of Utah 2011

HB 267 Public Body Rules of Procedure (*Melvin R. Brown*)

This bill requires that a political subdivision adopt rules of order and procedure.

This bill:

- ▶ defines terms;
- ▶ requires that the following adopt and conduct a public meeting in accordance with rules of order and procedure:
 - a municipal legislative body;
 - a municipal planning commission;
 - a county planning commission;
 - a county legislative body;
 - a local district board of trustees; and
 - a local school board; and
- ▶ makes technical corrections.

Amends 10-9a-103, 10-9a-301, 17-27a-103, 17-27a-301, 17-53-206, 17B-1-102, 17B-1-310;

Enacts 53A-3-102;

Repeals and Reenacts 10-3-606

Effective May 10, 2011

Chapter 107, Laws of Utah 2011

HB 268 Municipal Enforcement Regarding Property Maintenance (*Michael T. Morley*)

This bill amends provisions related to a municipality's authority to regulate the inspection and abatement of property.

This bill:

- ▶ amends provisions related to a municipality's authority to regulate the inspection and abatement of property;
- ▶ amends provisions related to a municipal inspector;
- ▶ amends notice provisions;
- ▶ amends provisions authorizing a municipality to file suit against a property owner or certify costs and expenses with the treasurer of the county; and
- ▶ makes technical corrections.

Amends 10-11-1, 10-11-3, 10-11-4;

Repeals and Reenacts 10-11-2

Effective May 10, 2011

Chapter 172, Laws of Utah 2011

HB 269 Commission on Civic and Character Education (*LaVar Christensen*)

This bill establishes reporting requirements for school districts regarding civic and character education taught in schools.

This bill:

- ▶ requires school districts to submit a summary report to the lieutenant governor and Commission on Civic and Character Education on how civic and character education is integrated in school curriculum.

Amends 53A-13-109

Effective May 10, 2011

Chapter 404, Laws of Utah 2011

HB 271 Restrictions on Political Subdivisions Regarding the Regulation of Knives (*Ryan D. Wilcox*)

This bill prohibits a municipality, a county, and a local district from regulating the use of a knife unless specifically authorized.

This bill:

- ▶ defines terms;
- ▶ prohibits a municipality, a county, and a local district from regulating the use of a knife unless specifically authorized; and
- ▶ makes technical corrections.

Amends 17B-1-103;

Enacts 10-8-47.5, 17-50-332

Effective May 10, 2011

Chapter 272, Laws of Utah 2011

HB 272 Indigent Defense Act Amendments (*Kay L. McIff*)

This bill requires the court, when making a determination of indigency for a defendant, to consider the reasonableness of the fees and expenses charge by privately retained defense counsel.

This bill:

- ▶ amends the definition of compelling reason; and
- ▶ requires the court, when making a determination of indigency, to consider the reasonableness of fees and expenses charged by privately retained defense counsel.

Amends 77-32-201, 77-32-202

Effective May 10, 2011

Chapter 108, Laws of Utah 2011

HB 275 School District Division Amendments (*Kenneth W. Sumsion*)

This bill modifies requirements for the imposition of property taxes in a new and remaining school district after a school district split.

This bill:

- ▶ requires a new district and remaining district to continue to impose for five years certain property tax levies that were imposed by the divided school district if the property tax base per student of the new district is greater than the property tax base per student of the remaining district;
- ▶ provides for the distribution of the property tax revenues;
- ▶ repeals a requirement to impose a .0006 capital outlay levy on a school district that splits in a county of the second through sixth class; and
- ▶ makes technical amendments.

Amends 53A-2-117, 53A-16-107, 63I-1-253, 63I-1-259;

Enacts 53A-2-118.4;

Repeals 53A-2-118.3, 59-2-924.4

Effective May 10, 2011

Chapter 369, Laws of Utah 2011

HB 280 State Agency Realignment (*Wayne A. Harper*)

This bill creates an advisory council in the Governor's Programs Code to study and make recommendations on the consolidation of state agencies to achieve efficiencies in state government.

This bill:

- ▶ establishes the Advisory Council on Optimizing and Streamlining State Government;
- ▶ establishes the membership of the advisory council;
- ▶ specifies the duties of the advisory council, which include the study of consolidating state agencies, executive directors of state agencies, and functions of state agencies to achieve efficiencies in services of state government; and
- ▶ requires reports to the governor and the Legislature.

Amends 63I-2-263;

Enacts 63M-12-101, 63M-12-201, 63M-12-202, 63M-12-203, 63M-12-204, 63M-12-301

Effective May 10, 2011

Chapter 173, Laws of Utah 2011

HB 285 Asbestos Requirements (*Larry B. Wiley*)

This bill prohibits the Air Quality Board from requiring asbestos testing on residential properties containing four or fewer units.

This bill:

- ▶ prohibits the Air Quality Board from requiring asbestos testing on residential properties containing four or fewer units.

Amends 19-2-104

Effective May 10, 2011

Chapter 174, Laws of Utah 2011

HB 287 Restructuring of the Department of Community and Culture (*Wayne A. Harper*)

This bill provides a mechanism for the restructuring of the Department of Community and Culture and distributes and transitions certain of its powers, duties, functions, and programs to other governmental departments and agencies.

This bill:

- ▶ provides a mechanism for the restructuring of the Department of Community and Culture and the transitioning of certain powers, duties, functions, and programs;
- ▶ moves the Utah Science Center Authority, the Heber Valley Historic Railroad Authority, and the Utah State Railroad Museum Authority to Title 63H, Independent State Entities;
- ▶ moves the Bond Volume Cap Allocation program to the Governor's Office of Economic Development; and
- ▶ makes certain technical changes.

This bill appropriates:

- ▶ as an ongoing appropriation subject to future budget constraints, \$104,400 from the General Fund for fiscal year 2011-12 to the Department of Community and Culture to offset the loss of funds by the department related to the shifting of the Bond Volume Cap Allocation program to the Governor's Office of Economic Development.

Amends 59-12-104, 63A-5-306, 63E-1-102, 63I-1-209, 63I-1-263, 63I-4-102, 63J-7-102, 63M-1-201, 63M-7-301;

Renumbers and Amends 9-3-401 to 63H-3-101, 9-3-402 to 63H-3-102, 9-3-403 to 63H-3-103, 9-3-404 to 63H-3-104, 9-3-405 to 63H-3-105, 9-3-406 to 63H-3-106, 9-3-407 to 63H-3-107, 9-3-409 to 63H-3-108, 9-3-410 to 63H-3-109, 9-3-411 to 63H-3-110, 9-3-501 to 63H-4-101, 9-3-502 to 63H-4-102, 9-3-503 to 63H-4-103, 9-3-504 to 63H-4-104, 9-3-505 to 63H-4-105, 9-3-506 to 63H-4-106, 9-3-507 to 63H-4-107, 9-3-508 to 63H-4-108, 9-3-509 to 63H-4-109, 9-3-510 to 63H-4-110, 9-3-511 to 63H-4-111, 9-3-601 to 63H-5-101, 9-3-602 to 63H-5-102, 9-3-603 to 63H-5-103, 9-3-604 to 63H-5-104, 9-3-605 to 63H-5-105, 9-3-606 to 63H-5-106, 9-3-607 to 63H-5-107, 9-3-608 to 63H-5-108, 9-3-609 to 63H-5-109, 9-3-610 to 63H-5-110, 9-4-501 to 63M-1-2901, 9-4-502 to 63M-1-2902, 9-4-503 to 63M-1-2903, 9-4-504 to 63M-1-2904, 9-4-505 to 63M-1-2905, 9-4-506 to 63M-1-2906, 9-4-507 to 63M-1-2907, 9-4-508 to 63M-1-2908, 9-4-509 to 63M-1-2909, 9-4-1101 to 63H-6-101, 9-4-1102 to 63H-6-102, 9-4-1103 to 63H-6-103, 9-4-1104 to 63H-6-104, 9-4-1105 to 63H-6-105, 9-4-1106 to 63H-6-106, 9-4-1107 to 63H-6-107

Effective May 10, 2011

Chapter 370, Laws of Utah 2011

HB 288 **Concurrent Enrollment Transcripts** (*Ronda Rudd Menlove*)

This bill requires the State Board of Regents to report concurrent enrollment information to requesting public institutions of higher education.

This bill:

- ▶ requires the State Board of Regents and the State Board of Education to coordinate advising to prospective and current high school students participating in concurrent enrollment; and
- ▶ requires the Board of Regents to provide certain information to requesting institutions of higher education to facilitate advising for concurrent enrollment.

Amends 53A-15-101, 53B-1-109

Effective May 10, 2011

Chapter 301, Laws of Utah 2011

HB 295 **Outdoor Advertising Amendments** (*Michael E. Noel*)

This bill modifies the Transportation Code by amending provisions relating to outdoor advertising.

This bill:

- ▶ provides and amends definitions;
- ▶ enacts restrictions and requirements for an advertising structure that is on the premise of a public assembly facility;
- ▶ provides that an illumination standard adopted by any jurisdiction shall be uniformly applied to all signs, public or private, on or off premise;
- ▶ increases the amount that the Department of Transportation is entitled to recover in certain circumstances for unlawful outdoor advertising;
- ▶ specifies the criteria that shall be used for determining whether a sign has as its purpose unlawful off premise outdoor advertising;
- ▶ provides that the sign owner has the burden of proving, by a preponderance of the evidence, that the advertised activity is conducted on the premises; and
- ▶ makes technical changes.

Amends 72-7-502, 72-7-504.5, 72-7-505, 72-7-508

Effective May 10, 2011

Chapter 346, Laws of Utah 2011

HB 296 **Highway Construction Contract Amendments** (*Curtis Oda*)

This bill modifies the Transportation Code by amending provisions relating to highway construction contracts on class B or C roads.

This bill:

- ▶ requires the department to allow a local highway authority to be an additional contracting party for a federal-aid highway construction contract on a class B or C road along with the department in certain circumstances.

Enacts 72-6-108.5

Effective May 10, 2011

Chapter 175, Laws of Utah 2011

HB 301 School District Property Tax Revisions (*Merlynn T. Newbold*)

This bill modifies the authority of a school district to impose certain property tax levies.

This bill:

- ▶ repeals the authority of a school district to impose certain property tax levies;
- ▶ authorizes a school district to impose a board local levy and a capital local levy;
- ▶ provides that in setting a board local levy or capital local levy for the calendar year beginning on January 1, 2012, a school is exempt from truth in taxation notice and hearing requirements if the school district budgets a certain amount of ad valorem property tax revenue; and
- ▶ makes technical amendments.

Amends 11-2-7, 11-13-302, 20A-1-203, 53A-1a-106, 53A-1a-513, 53A-2-114, 53A-2-115, 53A-2-118.2, 53A-2-118.3, 53A-2-206, 53A-2-214, 53A-16-107, 53A-16-110, 53A-17a-103, 53A-17a-105, 53A-17a-127, 53A-17a-133, 53A-17a-134, 53A-17a-136, 53A-17a-143, 53A-17a-145, 53A-17a-146, 53A-17a-150, 53A-17a-151, 53A-21-101.5, 59-2-904, 59-2-924, 59-2-924.3, 59-2-924.4, 63G-7-704, 63I-1-253;

Enacts 53A-16-113, 53A-17a-164;

Renumbers and Amends 53A-16-107.1 to 53A-16-114;

Repeals 53A-16-111

Effective January 1, 2012

Chapter 371, Laws of Utah 2011

HB 302 Reading Program Amendments (*Merlynn T. Newbold*)

This bill imposes requirements for reading instruction in kindergarten through grade three.

This bill:

- ▶ requires the State Board of Education to contract with an educational technology provider, selected through a request for proposals process, for a diagnostic assessment system for reading for students in kindergarten through grade three;
- ▶ provides that the diagnostic assessment system for reading shall be made available to school districts and charter schools that apply to use the diagnostic assessment system for reading beginning in the 2011-12 school year;
- ▶ requires the diagnostic assessment system for reading:
 - to include assessments that may be individually administered to a student by a teacher using a portable technology device; and
 - to have the capability of producing test results and reports immediately after test administration;
- ▶ requires school districts and charter schools to:
 - administer benchmark assessments to students in grades one, two, and three at the beginning, in the middle, and at the end of the school year using a benchmark assessment approved by the State Board of Education;
 - report the results to a student's parent or guardian; and
 - provide information on reading interventions to a student's parent or guardian, if a student lacks proficiency in a reading skill;
- ▶ requires a school district or charter school to set and attain goals for student reading proficiency to qualify for K-3 Reading Achievement Program funding;
- ▶ requires the State Board of Education to report to the Public Education Appropriations Subcommittee:
 - an evaluation of the diagnostic assessment system for reading; and
 - on school districts' and charter schools' progress in meeting goals for student reading proficiency; and
- ▶ makes technical amendments.

This bill appropriates:

- ▶ to the State Board of Education - Utah State Office of Education - Initiative Programs, as an ongoing appropriation for fiscal year 2011-12;
 - \$3,000,000 from the Education Fund; and
- ▶ to the State Board of Education - Utah State Office of Education - Initiative Programs, as a one-time appropriation for fiscal year 2011-12;
 - (\$1,250,000) from the Education Fund.

This bill coordinates with H.B. 301, School District Property Tax Revisions, by providing superseding amendments.

Amends 53A-1-606.5, 53A-17a-150;

Enacts 53A-1-606.7;

Repeals and Reenacts 53A-1-606.6

Effective May 10, 2011

Chapter 372, Laws of Utah 2011

HB 303 **Prepaid Wireless 911 Service Charge** (*Brad L. Dee*)

This bill provides for the collection of a prepaid wireless 911 service charge from a prepaid wireless customer at the point of retail sale.

This bill:

- ▶ defines terms;
- ▶ provides for the collection of a prepaid wireless 911 service charge from a prepaid wireless customer at the point of retail sale;
- ▶ describes the responsibilities of a seller to collect the charge from a customer and to remit the charge to the State Tax Commission;
- ▶ describes the responsibilities of the State Tax Commission in collecting and distributing money collected from the prepaid wireless 911 service charge;
- ▶ allows a seller and the State Tax Commission to each retain a portion of money collected from the charge for administration; and
- ▶ makes technical changes.

This bill takes effect on July 1, 2011.

Enacts 69-2-5.7

Effective July 1, 2011

Chapter 273, Laws of Utah 2011

HB 304 **Campaign Finance Revisions** (*Gregory H. Hughes*)

This bill amends provisions relating to campaign finance for candidates and political action committees.

This bill:

- ▶ authorizes a candidate to receive a contribution from a political action committee;
- ▶ requires a candidate to identify on a financial statement any political action committee for which the candidate is a primary decision-maker; and
- ▶ requires a primary decision-maker for a political action committee to be identified on a statement of organization.

Amends 20A-11-202, 20A-11-203, 20A-11-204, 20A-11-301, 20A-11-302, 20A-11-303, 20A-11-401, 20A-11-601, 20A-11-1301, 20A-11-1302, 20A-11-1303

Effective May 10, 2011

Chapter 347, Laws of Utah 2011

HB 305 **Midterm Vacancies in Municipal Offices** (*Kraig Powell*)

This bill modifies the Election Code by amending provisions for filling a vacancy in a municipality.

This bill:

- ▶ repeals a provision that prohibits a member of a municipal legislative body from participating in the process to fill a vacancy in the mayor position if that member is being considered to fill the vacancy; and
- ▶ makes technical changes.

Amends 10-3-507, 20A-1-510

Effective May 10, 2011

Chapter 176, Laws of Utah 2011

HB 314 Insurance Requirements for Child Care Buses (*Johnny Anderson*)

This bill modifies the Motor Carrier Safety Act by amending provisions relating to minimum motor vehicle liability coverage for certain motor carriers.

This bill:

- ▶ provides that the Department of Transportation shall not require a motor carrier to comply with certain federal minimum security requirements if the motor carrier meets certain specified criteria;
- ▶ provides minimum motor vehicle liability coverage requirements for certain motor carriers; and
- ▶ makes technical changes.

Amends 72-9-103

Effective May 10, 2011

Chapter 274, Laws of Utah 2011

HB 316 Taxation of Surplus Lines of Insurance (*Todd E. Kiser*)

This bill modifies the Insurance Code to address the taxation of surplus lines of insurance including prohibiting local taxation and authorizing the commissioner to enter into certain agreements.

This bill:

- ▶ prohibits local taxation of surplus lines insurance transactions;
- ▶ defines terms;
- ▶ authorizes the commissioner to enter into an agreement related to surplus lines insurance;
- ▶ addresses the collection of taxes and fees, if an agreement is entered into, for coverage of property, risks, or exposures located or to be performed in and out of this state; and
- ▶ makes technical and conforming amendments.

Amends 31A-3-301, 31A-3-303;

Enacts 31A-3-305

Effective May 10, 2011

Chapter 275, Laws of Utah 2011

HB 317 Currency Amendments (*Brad J. Galvez*)

This bill recognizes gold and silver coins that are issued by the federal government as legal tender in the state and exempts the exchange of the coins from certain types of state tax liability.

This bill:

- ▶ provides definitions;
- ▶ recognizes gold and silver coins issued by the federal government to be legal tender in the state;
- ▶ does not compel a person to tender or accept gold and silver coin;
- ▶ provides that the exchange of gold and silver coins for another form of legal tender does not create any individual income or sales tax liability;
- ▶ requires the Revenue and Taxation Interim Committee to:
 - study the possibility of establishing an alternative form of legal tender;
 - recommend whether an alternative form of legal tender should be established; and
 - prepare any recommended legislation for the 2012 General Session; and
- ▶ enacts an uncodified severability clause.

Amends 59-10-1002.2;

Enacts 59-1-1501, 59-1-1502, 59-1-1503, 59-1-1504, 59-10-1025

Effective May 10, 2011

Chapter 302, Laws of Utah 2011

HB 318 Money Management Act Amendments (*Jim Bird*)

This bill modifies the Money Management Act by amending provisions for the investment of public funds by a public treasurer.

This bill:

- ▶ amends the remaining term to maturity required for commercial paper used as an investment of public funds;
- ▶ requires that fixed rate corporate obligations and variable rate securities be senior unsecured obligations of the issuer to be an allowable investment for public funds;
- ▶ extends the allowable remaining term to final maturity for certain first tier commercial paper to 365 days or less;
- ▶ allows 30 days instead of 15 days for settlement of new purchases of sales of securities; and
- ▶ makes technical changes.

Amends 51-7-11

Effective May 10, 2011

Chapter 276, Laws of Utah 2011

HB 324 HIV Testing of Alleged Sex Offenders (*Richard A. Greenwood*)

This bill modifies the Criminal Code and public health provisions regarding testing of sex offenders for HIV to include alleged sex offenders.

This bill:

- ▶ provides that a defendant charged with a sex offense shall be tested for HIV upon the request of the victim and in accordance with specified procedures; and
- ▶ provides that if the defendant is a minor charged with a sex offense, the minor shall be tested for HIV upon the request of the victim, and in accordance with current law regarding testing of a minor, and in accordance with specified procedures.

Amends 26-1-30, 26A-1-114, 76-5-501, 76-5-502, 76-5-504, 77-37-3, 78A-6-1104

Effective May 10, 2011

Chapter 177, Laws of Utah 2011

HB 327 Public Education Annual Report Amendments (*LaVar Christensen*)

This bill amends provisions related to an annual report of civic and character education requirements to the Education Interim Committee.

This bill:

- ▶ requires the State Board of Education to annually report to the Education Interim Committee the methods used to instruct and prepare students on how to become informed and responsible citizens through an integrated curriculum taught in connection with regular school work.

Amends 53A-13-109

Effective May 10, 2011

Chapter 405, Laws of Utah 2011

HB 330 Budgetary Procedure Amendments (*Melvin R. Brown*)

This bill addresses budgetary procedures and certain state funds and accounts.

This bill:

- ▶ repeals provisions related to nonlapsing funds, accounts, and account balances;
- ▶ addresses the funding sources for certain funds and accounts;
- ▶ renames certain funds;
- ▶ provides that certain funds are nonlapsing;
- ▶ converts certain nonlapsing accounts to dedicated credits;
- ▶ addresses the amounts the Division of Finance shall deposit into certain funds and accounts;
- ▶ repeals obsolete language, funds, and accounts; and
- ▶ makes technical and conforming changes.

Amends 4-2-8.5, 4-2-8.7, 4-20-2, 9-4-1501, 9-4-1502, 9-4-1503, 9-10-108, 9-11-104, 9-17-102, 19-1-403, 26-8a-207, 26-21a-302, 31A-38-104, 35A-4-506, 41-22-19.5, 51-9-409, 53-1-118, 53-7-204.2, 53A-1-304, 53A-21-401, 53A-24-105, 53C-3-203, 58-31b-103, 58-44a-103, 58-63-103, 58-76-103, 59-10-1314, 59-12-103, 59-12-120, 61-2-204, 62A-1-119, 62A-15-103, 63A-4-201, 63A-5-211, 63A-11-203, 63C-4-103, 63I-2-253, 63J-1-312, 63J-1-313, 63J-1-314, 63J-1-602.1, 63J-1-602.2, 63J-1-602.3, 63J-1-602.4, 63J-1-602.5, 63M-1-905, 63M-1-1406, 63M-1-2003, 63M-1-2303, 65A-5-1, 72-2-117, 72-2-117.5, 72-2-120, 72-2-122, 72-3-109, 73-28-404, 77-32-601, 77-32-701, 79-3-401;

Repeals 9-8-604, 63M-1-2305

Effective May 10, 2011

Chapter 303, Laws of Utah 2011

HB 333 Unfair Inducements Related to Insurance Products (*James A. Dunnigan*)

This bill modifies the Insurance Code to address what constitutes unfair inducements related to insurance.

This bill:

- ▶ defines terms;
- ▶ prohibits inducements by a licensee or an officer or employee of a licensee;
- ▶ lists activities that constitute or do not constitute a prohibited inducement; and
- ▶ makes technical and conforming amendments.

This bill provides an immediate effective date.

Amends 31A-3-303, 31A-15-103, 31A-21-404, 31A-23a-402, 31A-23a-504;

Enacts 31A-23a-402.5;

Repeals 31A-23a-404

Effective March 18, 2011

Chapter 62, Laws of Utah 2011

HB 334 Family Expense Amendments (*Stephen E. Sandstrom*)

This bill amends the family expense statute to allow a creditor to collect reasonable collection costs and attorney fees.

This bill:

- ▶ allows a creditor to collect reasonable collection costs and attorney fees incurred in collecting a debt under the family expense statute.

Amends 30-2-9

Effective May 10, 2011

Chapter 109, Laws of Utah 2011

HB 335 Military Survivors - Tuition Waiver Amendments (*Michael T. Morley*)

This bill amends provisions related to higher education tuition waivers for the dependents of certain deceased members of the military.

This bill:

- ▶ provides that a Utah resident or nonresident dependent of a Utah resident or nonresident deceased member of the Utah National Guard may receive a higher education tuition waiver; and
- ▶ makes technical changes.

Amends 53B-8-107

Effective May 10, 2011

Chapter 406, Laws of Utah 2011

HB 336 Medical Professional Licensing During a Declared Emergency (*Evan J. Vickers*)

This bill modifies the Division of Occupational and Professional Licensing Act and the Pharmacy Practice Act by enacting language regarding health department protocols.

This bill:

- ▶ authorizes the Department of Health to establish a protocol for the distribution of medicine in a national, state, or local emergency to:
 - a local health department;
 - a pharmacy;
 - a prescribing practitioner;
 - a licensed health care facility;
 - a federally qualified community health clinic;
 - a patient's contact; or
 - emergency service personnel;
- ▶ authorizes the Department of Health to establish a protocol to allow a physician to write a prescription for a patient's contact when necessary to treat a reportable disease or non-emergency condition; and
- ▶ makes technical changes.

Amends 58-1-307, 58-17b-620

Effective May 10, 2011

Chapter 110, Laws of Utah 2011

HB 337 Pawnshop and Secondhand Merchandise Transaction Information Act Amendments (*Jennifer M. Seelig*)

This bill modifies the Commerce and Trade Code relating to the Pawnshop and Secondhand Merchandise Transaction Information Act.

This bill:

- ▶ requires a law enforcement agency to respond to a registered or certified letter from a pawn or secondhand business regarding an expired hold within 30 days by either:
 - confirming the expiration of the holding period and releasing the hold; or
 - providing written notice to the pawn or secondhand business that a court order has continued the period of time the item must be held;
- ▶ provides procedures for law enforcement to give the written notice;
- ▶ provides that if a law enforcement agency fails to respond to the registered or certified mail within 30 days, the pawn or secondhand business may treat the item as if acquired in the ordinary course of business;
- ▶ adds the requirement that the article be required during the course of a criminal investigation when a law enforcement agency determines that seizure of pawned or sold property is necessary; and
- ▶ requires a pawnshop or secondhand business to retain possession of an item until the resolution of the criminal adjudication or investigation, unless the course of the criminal investigation requires the seizure of the item.

Amends 13-32a-109, 13-32a-109.5, 13-32a-109.8

Effective May 10, 2011

Chapter 348, Laws of Utah 2011

HB 349 Expedited Jury Trials (*Brian S. King*)

This bill creates a new part in Title 78B, Chapter 3, allowing for expedited jury trials.

This bill:

- ▶ creates Title 78B, Chapter 3, Part 9, Expedited Jury Trial Act, as a pilot project;
- ▶ defines terms;
- ▶ requires that all parties to an action agree to participate;
- ▶ requires the Judicial Council to create rules;
- ▶ allows parties to set limits on damages;
- ▶ limits post-trial motions;
- ▶ requires a report to the Judiciary Interim Committee in 2016; and
- ▶ is repealed January 1, 2017.

Amends 63I-2-278;

Enacts 78B-3-901, 78B-3-902, 78B-3-903, 78B-3-904, 78B-3-905, 78B-3-906, 78B-3-907, 78B-3-908, 78B-3-909

Effective May 10, 2011

Chapter 111, Laws of Utah 2011

HB 351 Homeless Coordinating Committee Modifications (*Val L. Peterson*)

This bill modifies the membership of the Homeless Coordinating Committee by adding the lieutenant governor as a member and having the lieutenant governor serve as chair of the committee.

This bill:

- ▶ provides that the membership of the Homeless Coordinating Committee shall include the lieutenant governor;
- ▶ provides that the lieutenant governor shall serve as chair of the Homeless Coordinating Committee; and
- ▶ makes certain technical changes.

Amends 9-4-801

Effective May 10, 2011

Chapter 178, Laws of Utah 2011

HB 353 **Abortion Freedom of Conscience** (*Carl Wimmer*)

This bill amends the portion of the Utah Criminal Code relating to abortion by replacing Utah's freedom of conscience law with a new and expanded freedom of conscience law.

This bill:

- ▶ defines terms;
- ▶ provides that a health care provider may, on religious or moral grounds, refuse to perform or participate in any way in an abortion;
- ▶ provides that, except as otherwise required by law, a health care facility may refuse, on religious or moral grounds, to admit a patient for an abortion procedure or perform an abortion procedure for a patient;
- ▶ provides that a health care provider's or a health care facility's refusal, described in the preceding paragraphs, may not be the basis for civil liability or other recriminatory action;
- ▶ provides that a health care facility, employer, or other person may not take any adverse action against a health care provider for exercising the health care provider's right of refusal described in this bill;
- ▶ provides that a person who is adversely impacted by conduct prohibited by this bill may bring a civil action for equitable relief, including reinstatement, and for damages; and
- ▶ provides that a person who brings an action under this bill must commence the action within three years after the day on which the cause of action arises.

Repeals and Reenacts 76-7-306

Effective May 10, 2011

Chapter 277, Laws of Utah 2011

HB 354 **Insurance Amendments Relating to Abortion** (*Carl Wimmer*)

This bill amends provisions of the Insurance Code by limiting the type of abortion coverage that may be offered in a health benefit plan, on the state health insurance exchange, or on a federally mandated health insurance exchange.

This bill:

- ▶ defines the term, "permitted abortion coverage"; and
- ▶ limits the type of abortion coverage that may be offered in a health benefit plan, on the state health insurance exchange, or on a federally mandated health insurance exchange.

This bill takes effect on January 1, 2012.

Enacts 31A-22-726

Effective January 1, 2012

Chapter 278, Laws of Utah 2011

HB 358 **Access to Controlled Substance Database Revisions** (*Steve Eliason*)

This bill modifies the Controlled Substance Database Act regarding parties who have access to the database.

This bill:

- ▶ provides controlled substance database access to employees of the Office of Internal Audit and Program Integrity within the Department of Health who are engaged in their specified duty of ensuring Medicaid program integrity.

Amends 58-37f-301

Effective May 10, 2011

Chapter 38, Laws of Utah 2011

HB 359 Business Resource Center Advisory Board Modification (*Val L. Peterson*)

This bill modifies provisions of the Utah Business Resource Centers Act related to the Utah Business Assistance Advisory Board.

This bill:

- ▶ changes the name of the advisory board from the Utah Business Resource Centers Advisory Board to the Utah Business Assistance Advisory Board;
- ▶ modifies the composition of the advisory board; and
- ▶ expands the duties of the advisory board.

Amends 63M-1-2704, 63M-1-2706, 63M-1-2707

Effective May 10, 2011

Chapter 112, Laws of Utah 2011

HB 370 Bail Bond Amendments (*Gregory H. Hughes*)

This bill modifies the Insurance Code and the Code of Criminal Procedure regarding bail surety and bail bond companies.

This bill:

- ▶ amends the procedure for the court providing notice to the surety when a defendant who has posted bail fails to appear;
- ▶ provides that bail will be exonerated in specified cases, including when the defendant appears at the next court hearing and where the court has not scheduled any action in the case within 18 months after the most recent docket activity; and
- ▶ provides licensure qualifications, including training and hours of experience, for bail bond sureties and agencies.

Amends 77-20-7, 77-20b-101;

Enacts 31A-35-401.5

Effective May 10, 2011

Chapter 179, Laws of Utah 2011

HB 371 Motor Home Taxes and Fees (*Don L. Ipson*)

This bill addresses the fee in lieu of property tax on motor homes.

This bill:

- ▶ addresses the fee in lieu of property tax on motor homes.

Amends 59-2-405.3

Effective May 10, 2011

Chapter 180, Laws of Utah 2011

HB 374 Domestic Violence Amendments (*Bradley G. Last*)

This bill prevents a person arrested for domestic violence from personally contacting the alleged victim while the person is detained in a jail.

This bill:

- ▶ prevents a person arrested for domestic violence from contacting the alleged victim while the person is detained in a jail; and
- ▶ provides a penalty for violation.

Amends 77-36-1, 77-36-2.1, 77-36-2.5

Effective May 10, 2011

Chapter 113, Laws of Utah 2011

HB 375 Security Personnel Licensing Act Amendments *(Ken Ivory)*

This bill modifies provisions relating to the licensure of occupations and professions.

This bill:

- ▶ provides that a person holding a valid license as an armed private security officer may also function as an unarmed private security officer without the additional license.

Amends 58-63-304

Effective May 10, 2011

Chapter 63, Laws of Utah 2011

HB 376 Small Claims Court Jurisdiction *(Rebecca P. Edwards)*

This bill allows a defendant in an action in district court to remove it to small claims court if it fits the jurisdictional amounts.

This bill:

- ▶ allows a defendant in an action in district court to remove it to a small claims court in the same jurisdiction if it is less than \$10,000 and the plaintiff agrees;
- ▶ requires that the defendant pay the small claims filing fee; and
- ▶ provides that the court may not charge the plaintiff a filing fee if the plaintiff appeals the small claims court judgment.

Amends 78A-8-102

Effective May 10, 2011

Chapter 114, Laws of Utah 2011

HB 384 Veterans Preference Amendments *(Tim M. Cosgrove)*

This bill provides exceptions to professional state licensure for veterans and active duty spouses.

This bill:

- ▶ provides an exception to state licensure for active duty spouses for some professions provided the spouse holds a license in another recognized jurisdiction and the license is valid and in good standing;
- ▶ allows the Department of Health to take military education, training, and experience into consideration when certifying or licensing persons under the Emergency Medical Services System; and
- ▶ adds military education and training programs to programs the Division of Occupational and Professional Licensing considers for licensing.

Amends 26-8a-106, 58-1-203, 58-1-307

Effective May 10, 2011

Chapter 181, Laws of Utah 2011

HB 385 County Jail Medical Expenses *(Bradley M. Daw)*

This bill provides a standard for when jails are to provide medical care to prisoners and amends procedures for collecting medical expenses owed by an inmate.

This bill:

- ▶ provides standards regarding when a sheriff is required to provide medical care to persons being held in the county jail;
- ▶ allows a county to seek reimbursement from an inmate for medical care in addition to any other outstanding costs the inmate owes to the county jail at the time of release;
- ▶ includes inmate medical care in the costs incurred by a county that the court may order be paid by the inmate to the county as restitution; and
- ▶ extends the time period when a county jail may make a claim against a current inmate for costs incurred during a prior incarceration from three years to 10 years.

Amends 17-22-8, 17-50-319, 76-3-201

Effective May 10, 2011

Chapter 64, Laws of Utah 2011

HB 388 Operation and Management of Charter Schools *(Christopher N. Herrod)*

This bill imposes requirements pertaining to the operation and management of charter schools.

This bill:

- ▶ provides that a chartering entity may use certain data to measure the performance of a charter school;
- ▶ prohibits a chartering entity from imposing performance standards, except as permitted by statute, that would limit a charter school from accomplishing the purposes of charter schools;
- ▶ requires a charter to include an acknowledgment that neither the chartering entity nor the state is liable for the debts or financial obligations of the charter school; and
- ▶ makes technical changes.

Amends 53A-1a-507, 53A-1a-508

Effective May 10, 2011

Chapter 349, Laws of Utah 2011

HB 391 National Guard Joint Forces Headquarters Modifications *(Val L. Peterson)*

This bill modifies officer duties within the Joint Forces Headquarters of the National Guard.

This bill:

- ▶ creates a director of joint staff;
- ▶ puts the director of joint staff under the adjutant general; and
- ▶ provides qualifications.

Amends 39-1-12, 39-1-18

Effective May 10, 2011

Chapter 115, Laws of Utah 2011

HB 399 Environmental Litigation Bond (*Michael E. Noel*)

This bill requires a plaintiff requesting a preliminary injunction or an administrative stay to post a bond.

This bill:

- ▶ requires a plaintiff to post a bond before receiving a preliminary injunction or administrative stay;
- ▶ requires an unsuccessful plaintiff to pay damages to defendants who are harmed by a preliminary injunction or administrative stay; and
- ▶ provides for an immediate appeal of a court's or agency's refusal to require the bond.

Enacts 78B-5-828

Effective May 10, 2011

Chapter 116, Laws of Utah 2011

HB 400 Regulation of Mining Operations (*Michael E. Noel*)

This bill amends provisions relating to regulation of mining operations on state and federal land.

This bill:

- ▶ provides that political subdivisions of the state do not have the authority to regulate mining operations on state and federal land; and
- ▶ makes technical corrections.

Amends 40-8-5

Effective May 10, 2011

Chapter 182, Laws of Utah 2011

HB 403 Changes to Fit Premises Act (*Jennifer M. Seelig*)

This bill modifies the Utah Fit Premises Act.

This bill:

- ▶ prohibits an owner from taking action against a renter for requesting assistance from a public safety agency; and
- ▶ prohibits municipalities with a good landlord program from limiting owner participation in or benefits from the program under certain circumstances.

Amends 57-22-5.1, 57-22-7

Effective May 10, 2011

Chapter 279, Laws of Utah 2011

HB 404 State Health Insurance Amendments (*Don L. Ipson*)

This bill enacts uncodified language that requires a study by the Legislature's Retirement and Independent Entities Interim Committee of changes in the way the state provides health insurance to its employees, retirees, and their families.

This bill:

- ▶ requires the Retirement and Independent Entities Interim Committee to study the way the state provides health insurance to its employees, retirees, and their families;
- ▶ establishes the issues to be studied by the interim committee;
- ▶ requires the Retirement and Independent Entities Interim Committee to coordinate its study of health insurance benefits for state employees with the study by the Health System Reform Task Force of the operations of the Health Insurance Exchange;
- ▶ requires the interim committee to consult with stake holders; and
- ▶ requires the Public Employees' Benefit and Insurance Program to provide assistance and information to the interim committee.

This bill is repealed on December 30, 2011.

Effective May 10, 2011

Chapter 373, Laws of Utah 2011

HB 405 Charges for Medical Records (*Francis D. Gibson*)

This bill modifies provisions of the Judicial Code relating to charges for medical records.

This bill:

- ▶ requires a person authorized to provide medical records, other than a health care provider, to provide the medical records within 30 days after the request;
- ▶ establishes charges that a person authorized to provide medical records, other than a health care provider, may charge when copying medical records; and
- ▶ provides a repeal date.

This bill coordinates with H.B. 212, Charges by Health Providers for Medical Records, by providing technical amendments.

Amends 63I-2-278, 78B-5-618

Effective May 10, 2011

Chapter 65, Laws of Utah 2011

HB 411 Approaching Stationary Emergency Vehicle Amendments (*Don L. Ipson*)

This bill modifies the Traffic Code.

This bill:

- ▶ requires an individual who approaches emergency vehicles in violation of current law to attend a live four hour classroom course or a court traffic school program on defensive driving within 90 days of sentencing or pleading guilty;
- ▶ provides a 90 day driver license suspension if an individual fails to attend the course; and
- ▶ makes technical changes.

Amends 41-6a-904

Effective May 10, 2011

Chapter 183, Laws of Utah 2011

HB 412 Land Use Revisions (*Gage Froerer*)

This bill amends municipal and county land use provisions.

This bill:

- ▶ defines “therapeutic school”;
- ▶ prohibits a municipality or a county from enforcing or enacting an ordinance in a way that fails to comply with state or federal law; and
- ▶ makes technical corrections.

Amends 10-9a-103, 10-9a-305, 17-27a-103, 17-27a-305

Effective May 10, 2011

Chapter 407, Laws of Utah 2011

HB 415 Schools for the Deaf and Blind Foundation (*Stephen G. Handy*)

This bill modifies the Public-Private Partnership for Education Excellence Act by enabling the Utah Schools for the Deaf and Blind to establish a non-profit foundation.

This bill:

- ▶ authorizes the Utah Schools for the Deaf and Blind to establish a non-profit foundation; and
- ▶ makes technical changes.

Amends 53A-4-205

Effective May 10, 2011

Chapter 280, Laws of Utah 2011

HB 420 Water Quality Board Powers and Duties (*Julie Fisher*)

This bill amends the Water Quality Act by modifying the duties and responsibilities of the Water Quality Board and requiring legislative approval for certain recommendations.

This bill:

- ▶ defines the term “total maximum daily load”;
- ▶ authorizes the Water Quality Board to review all total daily maximum load reports and recommendations before submission to the EPA;
- ▶ authorizes the Water Quality Board to disapprove, approve, or approve with conditions all total daily maximum load recommendations;
- ▶ authorizes the Water Quality Board to provide suggestions to the Division of Water Quality in the event a total daily maximum load strategy is rejected;
- ▶ requires that any board-approved strategy or recommendation that will cost between \$10,000,000 and \$100,000,000 be reviewed by the Natural Resources, Agriculture, and Environment Interim Committee;
- ▶ requires that any board-approved strategy or recommendation that will cost over \$100,000,000 be approved by the Legislature; and
- ▶ makes technical changes.

This bill takes effect on July 1, 2012.

Amends 19-5-102, 19-5-104;

Enacts 19-5-104.5

Effective July 1, 2012

Chapter 304, Laws of Utah 2011

HB 421 Use of Public Buildings for Political Caucus Meetings (*Derek E. Brown*)

This bill modifies the Utah Election Code by requiring a legislative body of a county, municipality, or school district to make facilities under its control available for use by political parties.

This bill:

- ▶ requires a legislative body of a county, municipality, or school district to make meeting facilities under its control available for political activities if the party requests use of the facility 30 calendar days in advance and the facility is not already scheduled to be in use;
- ▶ provides that the charge imposed for the use of a public facility by a political party is limited to the actual cost of custodial services and other services requested by the political party for the use of the facility;
- ▶ exempts a convention center, sports arena, or other facility at which conventions or conferences are held from the requirements of the section; and
- ▶ makes technical changes.

Amends 20A-8-404

Effective May 10, 2011

Chapter 117, Laws of Utah 2011

HB 427 Higher Education Compensation Appropriation Reallocations (*Merlynn T. Newbold*)

This bill directs the commissioner of higher education to reallocate \$1.5 million appropriated to the eight Utah higher education institutions for compensation.

This bill:

- ▶ directs the commissioner of higher education to reallocate \$1.5 million appropriated to the eight Utah higher education institutions for compensation to ensure that each higher education institution receives the same percentage compensation reduction.

Enacts 53B-2-108.2

Effective May 10, 2011

Chapter 184, Laws of Utah 2011

HB 428 Water Issues Task Force (*Patrick Painter*)

This bill creates the Water Issues Task Force.

This bill:

- ▶ creates the Water Issues Task Force;
- ▶ provides for membership of the task force and compensation for members; and
- ▶ specifies duties and responsibilities of the task force.

Effective May 10, 2011

Chapter 374, Laws of Utah 2011

HB 432 Nuisance Amendments (*Gage Froerer*)

This bill clarifies language pertaining to nuisances.

This bill:

- ▶ makes clarifying amendments to language regarding manufacturing facilities as nuisances; and
- ▶ makes technical corrections.

Amends 78B-6-1103

Effective May 10, 2011

Chapter 185, Laws of Utah 2011

HB 434 County Amendments (*Melvin R. Brown*)

This bill amends provisions related to a township planning commission.

This bill:

- ▶ requires that on or before January 1, 2012, a county enact an ordinance providing for the election of at least three members of a township planning commission;
- ▶ provides for the appointment of a township planning commission member in certain circumstances;
- ▶ requires that on or before January 1, 2012, a county enact an ordinance designating the elected seats of a township planning commission; and
- ▶ makes technical corrections.

Amends 17-27a-301

Effective May 10, 2011

Chapter 305, Laws of Utah 2011

HB 440 Beer Tax Amendments (*Val L. Peterson*)

This bill modifies provisions related to revenue and taxation to address deposits of revenue generated by the beer tax.

This bill:

- ▶ modifies the formula to determine the amount of revenue collected from the beer tax to be deposited into the Alcoholic Beverage Enforcement and Treatment Restricted Account; and
- ▶ makes technical changes.

This bill takes effect on July 1, 2011.

Amends 59-15-109 (Effective 07/01/11)

Effective July 1, 2011

Chapter 281, Laws of Utah 2011

HB 444 Operation and Maintenance Needs Report for Utah Highways (*Julie Fisher*)

This bill amends the Transportation Code.

This bill:

- ▶ requires the Utah Department of Transportation to provide an annual report to the Transportation Interim Committee, by November 30 of each year, on the operation and maintenance needs for highways; and
- ▶ makes technical changes.

Amends 72-1-201

Effective May 10, 2011

Chapter 66, Laws of Utah 2011

HB 445 Prison Relocation and Development Authority Act (*Gregory H. Hughes*)

This bill enacts the Prison Relocation and Development Authority Act.

This bill:

- ▶ creates the prison relocation and development authority with its membership;
- ▶ provides duties for the prison relocation and development authority; and
- ▶ provides for authority staff and expenses.

Amends 63I-1-263;

Enacts 63C-13-101, 63C-13-102, 63C-13-103, 63C-13-104, 63C-13-105, 63C-13-106

Effective May 10, 2011

Chapter 408, Laws of Utah 2011

HB 446 Local District Tax Amendments (*Derek E. Brown*)

This bill amends local district property tax provisions.

This bill:

- ▶ amends provisions relating to a local district property tax; and
- ▶ makes technical corrections.

Amends 17B-1-1002

Effective May 10, 2011

Chapter 282, Laws of Utah 2011

HB 450 Hospital Provider Tax Amendments (*David Clark*)

This bill amends the Hospital Provider Assessment Act to amend provisions related to the repeal of the assessment.

This bill:

- ▶ amends provisions related to the repeal of the hospital provider assessment.

Amends 26-36a-208

Effective May 10, 2011

Chapter 118, Laws of Utah 2011

HB 451 Tobacco Settlement Funds Amendment (*David Litvack*)

This bill changes the deposit of 40% of tobacco settlement funds from the permanent state trust fund to the General Fund.

This bill:

- ▶ diverts 40% of tobacco settlement funds from the permanent state trust fund to the General Fund.

This bill takes effect July 1, 2011.

Amends 51-9-202

Effective July 1, 2011

Chapter 119, Laws of Utah 2011

HB 453 Domestic Violence Services (*David Clark*)

This bill amends provisions of the Utah Human Services Code relating to the investigation of domestic violence by the Division of Child and Family Services.

This bill:

- ▶ provides that, except to the extent provided by rule made on or after May 10, 2011, the Division of Child and Family Services is not responsible for investigating domestic violence in the presence of a child; and
- ▶ makes technical changes.

Amends 62A-4a-105

Effective May 10, 2011

Chapter 186, Laws of Utah 2011

HB 454 State Hospital Revisions *(Bradley G. Last)*

This bill amends provisions of the Substance Abuse and Mental Health Act relating to the allocation of adult beds at the state hospital to local mental health authorities.

This bill:

- ▶ requires the Division of Substance Abuse and Mental Health to establish by rule a formula to separately allocate adult beds at the state hospital to local mental health authorities;
- ▶ provides that, beginning on May 10, 2011, and ending on June 30, 2011, 152 beds at the state hospital shall be allocated to local mental health authorities under this bill;
- ▶ provides that the number of beds allocated under this bill shall be reviewed and adjusted as necessary on July 1, 2011, to restore the number of beds allocated to 212 beds, as funding permits, and on July 1, 2011, and every three years after July 1, 2011, according to the state's population; and
- ▶ makes technical changes.

Amends 62A-15-611

Effective May 10, 2011

Chapter 187, Laws of Utah 2011

HB 461 Energy Producer States' Agreement *(Roger E. Barrus)*

This bill provides for the appointment of legislative members to participate in multistate discussions involving agreements that encourage the development of domestic energy resources.

This bill:

- ▶ provides for the appointment of legislators to discuss creating a multistate domestic energy development agreement;
- ▶ specifies the goals of an agreement;
- ▶ provides for a report on an energy producer states' agreement; and
- ▶ provides a repeal date.

This bill appropriates:

- ▶ to the Legislature for fiscal year 2011-12 only:
 - from the General Fund, \$25,000.

This bill provides an immediate effective date.

Amends 63I-1-236;

Enacts 36-12-20

Effective March 16, 2011

Chapter 39, Laws of Utah 2011

HB 466 Migrant Workers and Related Commission Amendments *(Stephen E. Sandstrom)*

This bill modifies provisions related to government in general to enact the Utah Commission on Immigration and Migration Act.

This bill:

- ▶ enacts the Utah Commission on Immigration and Migration Act, including:
 - defining terms;
 - creating the commission;
 - outlining the general powers and duties of the commission;
 - addressing integration of immigrants in the state;
 - providing for the creation of the Migrant Worker Visa Pilot Program;
 - requiring monitoring of the pilot program and reporting on information gained; and
 - providing for implementation of similar migrant worker visa pilot programs.

Enacts 63G-12-101, 63G-12-102, 63G-12-201, 63G-12-202, 63G-12-203, 63G-12-301, 63G-12-302, 63G-12-303, 63G-12-304

Effective May 10, 2011

Chapter 19, Laws of Utah 2011

HB 469 Immigration Related Amendments *(John Dougall)*

This bill modifies general government provisions to enact the Utah Pilot Sponsored Resident Immigrant Program Act.

This bill:

- ▶ exempts permits under the program from certain requirements for identification; and
- ▶ enacts the Utah Pilot Sponsored Resident Immigrant Program Act, including:
 - defining terms;
 - providing for the creation of the program by the governor;
 - granting rulemaking authority;
 - outlining how a foreign national can participate in the program;
 - establishing grounds for ineligibility;
 - addressing sponsorship;
 - providing for the issuance of a permit;
 - addressing employment and taxation obligations;
 - placing restrictions on travel and permitting other requirements to be imposed on a resident immigrant;
 - addressing disqualification from the program; and
 - addressing penalties on sponsors.

This bill coordinates with H.B. 497, Utah Illegal Immigration Enforcement Act, to make substantive amendments

Amends 63G-11-102;

Enacts 63G-12-101, 63G-12-102, 63G-12-201, 63G-12-202, 63G-12-203, 63G-12-204, 63G-12-205, 63G-12-206, 63G-12-301, 63G-12-302

Effective May 10, 2011

Chapter 20, Laws of Utah 2011

HB 475 State Energy Amendments (*Roger E. Barrus*)

This bill enacts provisions relating to an Office of Energy Development.

This bill:

- ▶ creates the Office of Energy Development;
- ▶ provides for the appointment of a director of the office;
- ▶ states the purpose of the office;
- ▶ gives the governor's energy advisor standing to testify on behalf of the governor before the Public Service Commission;
- ▶ authorizes the office to seek federal money, seek to participate in federal programs, and administer federally funded state energy programs; and
- ▶ authorizes the office to adopt rules relating to the confidentiality of information the office receives.

This bill provides an immediate effective date.

Amends 63M-4-201;

Enacts 63M-4-401

Effective March 29, 2011

Chapter 375, Laws of Utah 2011

HB 476 Procurement Code Amendments (*Bradley G. Last*)

This bill amends Title 63G, Chapter 6, Utah Procurement Code and another procurement provision, to address procurement of technology and changes to the State Procurement Policy Board.

This bill:

- ▶ defines terms;
- ▶ amends provisions relating to the State Procurement Policy Board to:
 - designate the executive director of the Department of Technology Services and the chief procurement officer as voting members;
 - change board member terms; and
 - designate an employee of the Division of Purchasing and General Services as the secretary;
- ▶ requires that specifications for purposes of procurement provisions include specifications for technology;
- ▶ requires the State Procurement Policy Board to make rules governing technology; and
- ▶ makes technical and conforming changes.

Amends 63F-1-205, 63G-6-103, 63G-6-201, 63G-6-202, 63G-6-301, 63G-6-302

Effective May 10, 2011

Chapter 376, Laws of Utah 2011

HB 477 Government Records Amendments (*John Dougall*)

This bill modifies provisions of the Government Records Access and Management Act and other provisions relating to government records.

This bill:

- ▶ modifies cross references;
- ▶ eliminates codified intent language;
- ▶ provides a cross reference in the Public Records Management Act to identify legislative exemptions to the act;
- ▶ makes technical and organizational modifications to modernize and clarify language;
- ▶ modifies definitions;
- ▶ provides that voice mails, instant messages, video chats, and text messages are not records subject to the act, with some exceptions;
- ▶ modifies provisions defining records that are subject to regulation by the act;
- ▶ clarifies that fee provisions may be subject to approval procedures under the Budgetary Procedures Act;
- ▶ modifies provisions governing fees and costs related to records requests;
- ▶ modifies language identifying “extraordinary circumstances” related to records requests;
- ▶ modifies provisions governing shared records procedures and application;
- ▶ modifies provisions and requirements regulating records that must be disclosed;
- ▶ provides that personal and financial information submitted to or received by a Senate confirmation committee is a private record;
- ▶ provides that personal emails or similar electronic addresses of current or former government employees or applicants are private records;
- ▶ provides protected status for certain records of the Office of the Utah State Auditor and Office of Legislative Auditor General;
- ▶ provides that records may be classified as protected if they are prepared in anticipation of litigation;
- ▶ provides that work product records may be classified as protected if the record involves anticipated or pending litigation;
- ▶ modifies the protected record status of documents prepared, received, or maintained by a legislator;
- ▶ modifies the protected record status of communications between legislators and staff in relation to performance of their official duties;
- ▶ provides that records concerning a governmental entity’s strategy may be classified as protected if the record is prepared for anticipated litigation, rather than only for pending litigation;
- ▶ provides protected status for internal communications and working papers of the governor’s office and modifies provisions limiting the length of protected status coverage for certain records of the governor;
- ▶ provides that data and working papers associated with a fiscal note for legislation are protected until the legislation has passed;
- ▶ provides protected status for personal email addresses and similar electronic addresses in some situations;
- ▶ prohibits a governmental entity’s chief administrative officer, the records committee, and a court from releasing certain protected records via means of a balancing test unless it is determined, by a preponderance of the evidence, that the public interest favoring access to the record outweighs the interest favoring restriction of access to the record;
- ▶ provides that the Legislature may adopt policies regarding the receipt, processing, and response to record requests;
- ▶ rewrites and reorganizes the section addressing the act’s application to the Legislature;
- ▶ addresses legislative compliance requirements with Title 63G, Chapter 2, Part 9, Public Associations; and

- ▶ makes technical changes.

This bill takes effect on July 1, 2011.

Amends 20A-2-104, 58-1-301, 61-1-4, 61-2f-203, 63G-2-103, 63G-2-203, 63G-2-204, 63G-2-206, 63G-2-301, 63G-2-302, 63G-2-303, 63G-2-305, 63G-2-401, 63G-2-403, 63G-2-404, 63G-2-703, 63G-2-803;

Enacts 63A-12-109;

Repeals 63G-2-102

Effective July 1, 2011

Chapter 16, Laws of Utah 2011

HB 481 **Transportation of Mental Illness Patients** *(Paul Ray)*

This bill modifies code provisions relating to fees of county sheriffs.

This bill:

- ▶ authorizes a sheriff to charge \$2.50 for each mile necessarily traveled, in going only, in transporting a patient to or from a hospital or mental health facility.

Amends 17-22-2.5

Effective May 10, 2011

Chapter 67, Laws of Utah 2011

HB 482 **Long-term Care Facility - Medicaid Certification for Bed Capacity Amendments**
(Eric K. Hutchings)

This bill amends provisions of the Medical Assistance Act regarding Medicaid certification of nursing care facility programs.

This bill:

- ▶ allows the Division of Healthcare Financing within the Department of Health, under certain conditions, to renew Medicaid certification of a nursing care facility not currently certified; and
- ▶ makes technical changes.

Amends 26-18-503

Effective May 10, 2011

Chapter 120, Laws of Utah 2011

HB 487 **County Use of Land Use Ordinance** *(Bill Wright)*

This bill amends provisions relating to county land use ordinances.

This bill:

- ▶ provides that an owner of a platted lot is the owner of record sufficient to re-subdivide the lot in certain circumstances;
- ▶ amends exemptions from a plat requirement provisions; and
- ▶ makes technical corrections.

Amends 17-27a-603, 17-27a-604, 17-27a-605

Effective May 10, 2011

Chapter 377, Laws of Utah 2011

HB 488 Budgeting Procedures Amendments (*John Dougall*)

This bill modifies provisions in the Budgetary Procedures Act.

This bill:

- ▶ modifies language to add additional clarity to the requirements for proposed budgets;
- ▶ provides that the proposed budget may specify changes in estimates, projections, and proposals;
- ▶ modifies the statutory structure of the code; and
- ▶ makes technical changes.

Amends 63J-1-201, 63J-1-411;

Enacts 63J-1-201.5, 63J-1-201.7

Effective May 10, 2011

Chapter 378, Laws of Utah 2011

HB 489 Housing Authority Application Process (*Gage Froerer*)

This bill provides for the creation of a uniform online application for the housing choice voucher program when there are two or more housing authorities in a first or second class county.

This bill:

- ▶ provides that if there are two or more housing authorities established in a county of the first or second class, then those authorities shall create a uniform online application for their housing choice voucher program with links to each of the housing authorities within the county; and
- ▶ makes certain technical changes.

Amends 9-4-609

Effective May 10, 2011

Chapter 121, Laws of Utah 2011

HB 490 Utah State Flag Day Commemoration (*Julie Fisher*)

This bill designates March 9 as Utah State Flag Day.

This bill:

- ▶ designates that March 9 shall be commemorated annually as Utah State Flag Day.

Amends 63G-1-401

Effective May 10, 2011

Chapter 283, Laws of Utah 2011

HB 492 Washington County Veterans' Home (*Don L. Ipson*)

This bill appropriates money for a veterans' home in Washington County.

This bill appropriates:

- ▶ for the fiscal year beginning July 1, 2011, and ending June 30, 2012, to the Capitol Budget - Capitol Development, as a one-time appropriation:
 - from the Veterans' Nursing Home Reimbursement Restricted Fund, \$6,350,000.

This bill appropriates:

- ▶ \$6,350,000 for the fiscal year beginning July 1, 2011, and ending June 30, 2012.

Effective May 10, 2011

Chapter 122, Laws of Utah 2011

HB 493 Utah County Veterans' Homes (*Don L. Ipson*)

This bill appropriates money for a veterans' home in Utah County.

This bill appropriates for the fiscal year beginning July 1, 2011, and ending June 30, 2012:

- ▶ to the Division of Facilities and Construction Management, as a one-time appropriation:
 - from the Veterans' Nursing Home Reimbursement Restricted Fund, \$6,350,000.

This bill appropriates:

- ▶ \$6,350,000 for the fiscal year beginning July 1, 2011, and ending June 30, 2012.

Effective May 10, 2011

Chapter 123, Laws of Utah 2011

HB 495 Animal Control Modifications (*John G. Mathis*)

This bill modifies the Cat and Dog Community Spay and Neuter Program Restricted Account Act by moving control of the restricted account from the Department of Health to the Department of Agriculture and by changing the requirements to receive funding from the restricted account.

This bill:

- ▶ provides control of the Cat and Dog Community Spay and Neuter Program Restricted Account to the Department of Agriculture;
- ▶ modifies the requirements to receive funding from the restricted account; and
- ▶ makes technical changes.

This bill takes effect on July 1, 2011.

Renumbers and Amends 26-48-101 to 4-40-101, 26-48-102 to 4-40-102

Effective July 1, 2011

Chapter 124, Laws of Utah 2011

HB 496 Technology and Life Science Economic Development Act and Related Tax Credits
(David Clark)

This bill enacts the Technology and Life Science Economic Development Act and provides for income tax credits related to certain technology and life science companies.

This bill:

- ▶ enacts a nonrefundable income tax credit related to certain capital gain transactions related to a life science establishment;
- ▶ enacts a nonrefundable income tax credit related to the purchase of an ownership interest in certain life science establishments;
- ▶ enacts a refundable income tax credit for certain business entities that generate an increase in state tax revenues;
- ▶ enacts the Technology and Life Science Economic Development Act, including:
 - defining terms;
 - granting rulemaking authority;
 - authorizing the Governor's Office of Economic Development to enter into an agreement with certain persons;
 - establishing procedures to certify a tax credit and issue a tax credit certificate; and
 - requiring certain reports and studies; and
- ▶ makes technical and conforming changes.

This bill appropriates:

- ▶ to the Governor's Office of Economic Development - Administration as a one-time appropriation:
 - from the General Fund, \$200,000, subject to intent language stating that the appropriation shall be used to administer the tax credits enacted in this bill.

This bill provides effective dates.

This bill provides for retrospective operation.

Enacts 59-7-614.6, 59-10-1025, 59-10-1026, 59-10-1109, 63M-1-2901, 63M-1-2902, 63M-1-2903, 63M-1-2904, 63M-1-2905, 63M-1-2906, 63M-1-2907, 63M-1-2908, 63M-1-2909, 63M-1-2910, 63M-1-2911

Effective May 10, 2011

Chapter 306, Laws of Utah 2011

HB 497 Utah Illegal Immigration Enforcement Act (*Stephen E. Sandstrom*)

This bill modifies state law and enacts "The Illegal Immigration Enforcement Act."

This bill:

- ▶ requires that an officer verify the immigration status of a person arrested for a felony or a class A misdemeanor and a person booked for class B or C misdemeanors and requires that an officer attempt to verify immigration status for a person detained for a class B or C misdemeanor;
- ▶ provides enforcement exceptions regarding an officer's verifying immigration status;
- ▶ clarifies when passengers in a vehicle where the operator has been detained may also be questioned and their immigration status verified;
- ▶ requires that a law enforcement officer may not consider race, color, or national origin, except as permitted by Utah and United States constitutions;
- ▶ states grounds for a presumption of a person's lawful presence in the United States;
- ▶ provides for transportation of an illegal alien to federal custody by a state or local law enforcement officer;
- ▶ provides that a state or local agency may not limit by ordinance, regulation, or policy the authority of any law enforcement or other governmental agency to assist the federal government in the enforcement of any federal immigration law, including the federal requirement to register as an alien or possess an alien registration document;
- ▶ provides that any state or local governmental agency is not restricted in sending, receiving, or maintaining immigration status information of any person in carrying out the agency's lawful purposes;
- ▶ requires verification of immigration status regarding application for public services or benefits provided by a state or local governmental agency or subcontractor, except as exempted by federal law;
- ▶ provides that this bill does not implement or authorize the federal REAL ID Act to any extent not currently provided by state law;
- ▶ amends the current state law prohibiting transporting or harboring illegal aliens by removing the limitation to transportation of the alien for a distance greater than 100 miles;
- ▶ prohibits the encouraging or inducing of an illegal alien to come to or reside in Utah; and
- ▶ amends peace officer arrest authority to include making an arrest when the officer has reasonable cause to believe the person is an alien:
 - subject to an immigration removal order; and
 - regarding whom a detainer warrant has been issued who has committed or been charged with a felony in another state.

This bill coordinates with S.B. 288, Utah Immigration Enforcement Amendments, by providing substantive amendments.

Amends 76-10-2901, 77-7-2;

Enacts 76-9-1001, 76-9-1002, 76-9-1003, 76-9-1004, 76-9-1005, 76-9-1006, 76-9-1007, 76-9-1008, 76-9-1009

Effective May 10, 2011

Chapter 21, Laws of Utah 2011

HCR 1 Concurrent Resolution Urging Congress to Address Employment Related Child Identity Theft *(Susan Duckworth)*

This concurrent resolution of the Legislature and the Governor urges Congress to implement policies and programs to protect American children from employment related identity theft.

This resolution:

- ▶ urges the United States Congress to require federal agencies to report the misuse of Social Security numbers to the victims, the appropriate law enforcement agencies, and the Department of Homeland Security;
- ▶ urges the United States Congress to require federal agencies to assist the victims of child identity theft in recovering their identities, including issuing new Social Security numbers, when appropriate; and
- ▶ urges the United States Congress to require federal agencies to stop issuing Social Security numbers to children and other individuals when those numbers are already being used unlawfully.

Effective March 21, 2011

Laws of Utah 2011

HCR 2 Utah State Flag Concurrent Resolution *(Julie Fisher)*

This concurrent resolution of the Legislature and the Governor recognizes that current state law accurately reflects the 1913 design of the official state flag and urges that all newly manufactured, official flags of the state of Utah accurately reflect the statutory description of the state flag.

This resolution:

- ▶ recognizes that Utah Code Section 63G-1-501 accurately reflects the 1913 description of the official state flag of Utah; and
- ▶ urges manufacturers of state flags to modify the current design of the official flag of the state of Utah to accurately reflect the description of the flag as approved by the Utah Legislature in 1913.

Effective March 16, 2011

Laws of Utah 2011

HCR 3 Concurrent Resolution Urging Congress to Pass Balanced Budget Amendment to U.S. Constitution *(Carl Wimmer)*

This concurrent resolution of the Legislature and the Governor urges Congress to amend the United States Constitution with a balanced budget provision.

This resolution:

- ▶ urges the United States Congress to pass an amendment to the United States Constitution to require a balanced federal budget; and
- ▶ urges that the United States Congress approve debt only in the event of a constitutional declaration of war.

Effective March 21, 2011

Laws of Utah 2011

HCR 4 Wild Horse and Burro Advisory Board Concurrent Resolution (*Melvin R. Brown*)

This concurrent resolution of the Legislature and the Governor urges the United States Secretary of the Interior to have an elected county official as a permanent member of the Wild Horse and Burro Advisory Board.

This resolution:

- ▶ urges the United States Secretary of the Interior to have, as a permanent member of the Wild Horse and Burro Advisory Board, an elected county official so that the needs and concerns of the county level of government are represented on the board.

Effective March 16, 2011

Laws of Utah 2011

HCR 5 Patient- and Safety-centered Prescription Labels Concurrent Resolution (*Marie H. Poulson*)

This concurrent resolution of the Legislature and the Governor urges prescribers, dispensers, manufacturers of drugs, health insurers, and government agencies generally to take specific steps to improve patient- and safety-centered prescription labels.

This resolution:

- ▶ urges individuals to assume primary responsibility for the proper and safe use, storage, and disposal of any drug prescribed to them, and to encourage their dispensers to provide adequate instruction on how to fulfill those responsibilities;
- ▶ urges the Utah Pharmacy Board, the Utah Pharmacists Association, and other related groups to meet regularly during 2011 to develop a prescription label format that is patient- and safety-centered;
- ▶ urges the Utah Pharmacy Board and the Utah Pharmacists Association to provide project updates and present the improved prescription label format to the Legislature's Health and Human Services Interim Committee; and
- ▶ urges federal, state, and local agencies to continue working to reduce prescription drug misuse, addiction, and drug-related death, to develop campaigns to educate the public about the dangers of prescription drug misuse, to promote the proper disposal of partially used or expired prescriptions, to continue developing drop-off sites and other secure and environmentally friendly methods for disposing of unused prescription drugs, and to continue promoting the availability and use of programs that treat prescription drug addiction.

Effective March 18, 2011

Laws of Utah 2011

HCR 7 Concurrent Resolution Supporting Public Policies That Promote Outdoor Activities for Children (*Jack R. Draxler*)

This concurrent resolution of the Legislature and the Governor supports increased participation by children in outdoor activities and supports policies that promote outdoor activities for children.

This resolution:

- ▶ expresses support for increased participation by children in outdoor activities and supports policies that promote outdoor activities for Utah's children.

Effective March 18, 2011

Laws of Utah 2011

HCR 8 Concurrent Resolution on Providing Continuing Federal Financial Assistance for the Delivery of Basic Services to Dutch John, Utah (*Melvin R. Brown*)

This concurrent resolution of the Legislature and the Governor urges the United States Government and the Secretary of the Interior to provide continued financial assistance to defray the costs of administration and basic community services for residents of Dutch John, Utah.

This resolution:

- ▶ urges the United States Government and the Secretary of the Interior to provide continued financial assistance of \$500,000 per year for 15 years to Daggett County to defray the costs of administration and basic community services for the residents of Dutch John, Utah.

Effective March 18, 2011

Laws of Utah 2011

HCR 9 Lupus Awareness Month Concurrent Resolution (*Tim M. Cosgrove*)

This concurrent resolution of the Legislature and the Governor designates May 2011 as Lupus Awareness Month in the state of Utah.

This resolution:

- ▶ designates May 2011 as Lupus Awareness Month in the state of Utah and urges the citizens of the state to observe this month by educating themselves on the symptoms and impact of lupus and to join with the Utah Chapter of the Lupus Foundation of America in supporting programs of research, education, and community service.

Effective March 18, 2011

Laws of Utah 2011

HCR 11 Concurrent Resolution Recognizing 100th Anniversary of Salt Lake Rotary (*Patrice M. Arent*)

This concurrent resolution of the Legislature and the Governor recognizes the Rotarians of Utah, and especially Club 24, on its 100 year anniversary.

This resolution:

- ▶ recognizes the Rotarians of Utah, and especially Club 24, on its 100 year anniversary, and commends the organization for its good works and service over the last 100 years.

Effective March 18, 2011

Laws of Utah 2011

HCR 12 Concurrent Resolution Opposing United States Secretary of Interior's Wilderness Re-inventory (*Michael E. Noel*)

This concurrent resolution of the Legislature and the Governor urges the United States Secretary of the Interior to honor the 2003 Settlement Agreement and abandon the "Wild Lands" wilderness re-inventory, and urges Congress to honor longstanding commitments to multiple use public lands management.

This resolution:

- ▶ urges the United States Secretary of the Interior to honor the 2003 Settlement Agreement and abandon the "Wild Lands" wilderness re-inventory; and
- ▶ urges the United States Congress to honor the longstanding commitment to multiple use management of public lands in Utah and the Western United States.

Effective March 22, 2011

Laws of Utah 2011

HCR 13 Secure Rural Schools Concurrent Resolution (*Michael E. Noel*)

This concurrent resolution of the Legislature and the Governor expresses support for the reauthorization of the Secure Rural Schools and Community Self-Determination Act of 2000.

This resolution:

- ▶ expresses support for the reauthorization of the Secure Rural Schools and Community Self-Determination Act of 2000; and
- ▶ urges Utah's congressional delegation to support efforts to reauthorize the Act.

Effective March 21, 2011

Laws of Utah 2011

HCR 16 Resolution Supporting Utah Highway Patrol Use of White Crosses or Other Appropriate Symbols as Roadside Memorials (*Lee B. Perry*)

This concurrent resolution of the Legislature and the Governor supports the placement of white crosses or other appropriate symbols as roadside memorials to honor patrol officers killed in the line of duty.

This resolution:

- ▶ expresses continued support for the Utah Highway Patrol's placement of white crosses, or other appropriate symbols as requested by the family of a deceased patrol officer, as memorials to highway patrol officers who have been killed in the line of duty.

Effective March 21, 2011

Laws of Utah 2011

HCR 17 Concurrent Resolution Honoring Jerry Sloan and Phil Johnson (*Paul Ray*)

This concurrent resolution of the Legislature and the Governor recognizes and honors former Utah Jazz Basketball Coach Jerry Sloan and Assistant Coach Phil Johnson.

This resolution:

- ▶ recognizes and honors the success and accomplishments of Coach Jerry Sloan and Assistant Coach Phil Johnson as they have coached the Utah Jazz for nearly a quarter of a century; and
- ▶ recognizes the coaches for the honor and prestige they have brought to the state of Utah.

Effective March 16, 2011

Laws of Utah 2011

HCR 18 Concurrent Resolution Approving Solid Waste Facility Classification Change (*Brad L. Dee*)

This concurrent resolution of the Legislature and the Governor gives approval for the operation of a landfill to receive specified nonhazardous solid waste.

This resolution:

- ▶ addresses the proposed commercial Weber County C&D Landfill that is currently owned and managed as a Class IVb noncommercial, nonhazardous solid waste landfill by Weber County and located in the county; and
- ▶ grants statutorily required approval of the operating plan and allows the owner and operator of Weber County C&D Landfill to change classification to a Class VI commercial, nonhazardous solid waste landfill and receive nonhazardous construction and demolition waste and other waste as approved in the operating plan issued by the executive secretary of the Solid and Hazardous Waste Control Board for the Weber County C&D Landfill in Weber County.

Effective March 22, 2011

Laws of Utah 2011

HJR 9 Navajo Code Talkers' Joint Resolution (*Christine F. Watkins*)

This joint resolution of the Legislature urges Congress and certain federal agencies to support and preserve the Navajo Code Talkers' legacy and their substantial contribution to the nation.

This resolution:

- ▶ urges the United States Congress, the Department of the Interior, the Department of Veterans Affairs, the Department of Health and Human Services, the Department of Defense, the Department of Agriculture, the State Department, and the Department of Energy to support the preservation of the Navajo Code Talkers' remarkable legacy.

Effective February 9, 2011

Laws of Utah 2011

HJR 10 Rules Resolution on Electronic Meetings (*Ronda Rudd Menlove*)

This resolution authorizes legislative interim committees, task forces, and subcommittees to allow some members to participate in the meeting electronically from a remote location.

This resolution:

- ▶ authorizes certain legislative committees to conduct electronic meetings; and
- ▶ establishes standards and requirements for notice and conduct of those meetings.

Legislative Rules Affected:

Enacts IR3-1-105

Effective February 18, 2011

Laws of Utah 2011

HJR 12 Joint Resolution on Joint Rules Changes (*Wayne A. Harper*)

This resolution of the Legislature modifies joint rules.

This resolution:

- ▶ modifies provisions governing the reservation of bill numbers;
- ▶ modifies the Code of Official Conduct;
- ▶ eliminates, in legislative rule, ethics training for lobbyists; and
- ▶ makes technical changes.

Legislative Rules Affected:

Amends JR4-2-502, JR6-1-102, JR6-1-301

Effective February 24, 2011

Laws of Utah 2011

HJR 17 Joint Resolution Approving Compensation of In-session Employees (*Brad L. Dee*)

This joint resolution of the Legislature fixes the compensation for legislative in-session employees for 2011.

This resolution:

- ▶ fixes the compensation for legislative in-session employees for 2011.

This resolution provides retrospective operation to January 4, 2011.

Effective February 7, 2011

Laws of Utah 2011

HJR 19 Joint Resolution Opposing the Environmental Protection Agency's Regulation of Greenhouse Gases (*Roger E. Barrus*)

This joint resolution of the Legislature expresses opposition to the Environmental Protection Agency's regulation of greenhouse gases without Congressional approval.

This resolution:

- ▶ calls on Congress to adopt legislation prohibiting the Environmental Protection Agency (EPA) from regulating greenhouse gas (GHG) emissions without Congressional approval including, if necessary, not funding EPA greenhouse gas regulatory activities;
- ▶ calls on Congress to impose a moratorium on the promulgation of any new GHG regulation by the EPA for a period of at least two years, except to directly address an imminent health or environmental emergency;
- ▶ calls on Congress to require the current administration to carry out a study identifying all regulatory activity that the EPA intends to undertake in furtherance of its goal of "taking action on climate change and improving air quality" and provide an objective cost-benefit analysis and cumulative effect that the EPA's current and planned regulation will have on global climate, public health, the U.S. economy, jobs, and economic competitiveness in worldwide markets; and
- ▶ expresses support for continuing improvements to the quality of the nation's air and declares that such improvements can be made without damaging the economy as long as there is a full understanding of the cost and benefit of the regulations at issue.

Effective March 2, 2011

Laws of Utah 2011

HJR 21 Selections of Unappropriated Federal Lands Joint Resolution (*Roger E. Barrus*)

This joint resolution of the Legislature urges Congress to adopt legislation authorizing Western States to make selections of public land within their borders under certain circumstances.

This resolution urges Congress to adopt legislation authorizing Western States to make selections of public land within their borders in lieu of receiving 5% of the proceeds of the sale of public land lying within the state as provided by certain states' enabling acts.

Effective March 3, 2011

Laws of Utah 2011

HJR 24 Master Study Resolution (*Brad L. Dee*)

This joint resolution of the Legislature gives the Legislative Management Committee items of study it may assign to the appropriate interim committee.

This resolution:

- ▶ gives the Legislative Management Committee items of study it may assign to the appropriate interim committee during the 2011 legislative interim;
- ▶ directs interim committees assigned these studies to study and make recommendations for legislative action to the 59th Legislature before the 2012 Annual General Session; and
- ▶ suggests that the Legislative Management Committee, in approving studies, give consideration to the available time of legislators and the budget and capacity of staff to respond to the assigned studies.

Effective March 10, 2011

Laws of Utah 2011

HJR 28 Veterans Day Joint Resolution (*Johnny Anderson*)

This joint resolution of the Legislature urges public schools and communities throughout the state to provide opportunities for the youth of the state to gain a greater appreciation for the past and present service and sacrifice of the men and women of the United States Military.

This resolution:

- ▶ recognizes the past and present sacrifices of the men and women of the United States Military who willingly stood, and currently stand, in harm's way to protect the freedoms enjoyed by all who live in the United States of America;
- ▶ urges Utah's public schools to consider ways that they can provide opportunities, whether through school assemblies, guest speakers in classes, or other activities, for the youth of the state of Utah to have kindled within them an increased appreciation and gratitude for the sacrifices made for them by their fellow Utahns who have served, and continue to serve, in the various branches of the United States Military; and
- ▶ urges cities and counties throughout the state to consider ways to enhance the honor they show to the veterans among their citizenry for their service and sacrifices on behalf of their fellow countrymen.

Effective February 28, 2011

Laws of Utah 2011

HJR 34 Joint Resolution Authorizing Lease of Rio Grande Depot (*David Litvack*)

This joint resolution of the Legislature authorizes the Utah Division of Facilities Construction and Management to enter into a contract with a lessee to lease the Rio Grande Depot.

This resolution:

- ▶ authorizes the Utah Division of Facilities Construction and Management to enter into a contract with a lessee to lease the Rio Grande Depot for a public market or a related use.

Effective March 10, 2011

Laws of Utah 2011

HJR 35 Utah Mitochondrial Disease Awareness Week Joint Resolution (*Kenneth W. Sumsion*)

This joint resolution of the Legislature designates September 5 through September 11, 2011, as Mitochondrial Disease Awareness Week.

This resolution:

- ▶ designates September 5 through September 11, 2011, as Mitochondrial Disease Awareness Week in the state of Utah and urges the citizens of Utah to observe the week with appropriate activities and programs.

Effective March 3, 2011

Laws of Utah 2011

HJR 38 Joint Resolution to Amend Rule of Evidence (*James A. Dunnigan*)

This joint resolution amends Utah Rule of Evidence, Rule 409 regarding expressions of apology by health care professionals and employees.

This resolution:

- ▶ amends Utah Rule of Evidence, Rule 409 regarding expressions of apology by health care professionals and employees.

This resolution provides an immediate effective date.

Utah Rules of Evidence Affected:AMENDS:

Amends Rule 409

Effective March 8, 2011

Laws of Utah 2011

HJR 39 State Jurisdiction of Federally Managed Lands Joint Resolution (*Roger E. Barrus*)

This joint resolution of the Legislature urges Congress to relinquish all right and title of public lands in the state of Utah that are currently managed by the Bureau of Land Management and transfer title and jurisdiction to the state of Utah.

This resolution:

- ▶ calls on the United States, through their agent, Congress, to relinquish to the state of Utah all right and title in those lands which were committed to the purposes of the state by terms of its enabling act compact with them and which now reside within the state as public or federal lands managed by the Bureau of Land Management which were reserved by Congress after the date of Utah statehood.

Effective March 10, 2011

Laws of Utah 2011

HJR 43 Taiwan Joint Resolution (*Ronda Rudd Menlove*)

This joint resolution of the Legislature urges the Obama Administration to support Taiwan's inclusion in the United States' Visa Waiver Program and its meaningful participation in the United Nations.

This resolution:

- ▶ urges the Obama Administration to support Taiwan's inclusion in the United States' Visa Waiver Program and its meaningful participation in the United Nations' specialized agencies, program, and convention.

Effective February 28, 2011

Laws of Utah 2011

HJR 45 Joint Rules Amendments for Establishing Base Budgets (*John Dougall*)

This resolution amends budgeting provisions for the Legislature.

This resolution:

- ▶ establishes base budgets by formula based on the previous fiscal year budgets and revenue estimates for the new fiscal year; and
- ▶ makes technical changes.

Legislative Rules Affected:

Amends JR3-2-402

Effective March 10, 2011

Laws of Utah 2011

HJR 46 Joint Resolution on State Health Insurance (*Brad L. Dee*)

This resolution directs the Public Employees' Benefit and Insurance Program regarding the medical coverage premium share between employer and employee and other cost issues related to medical and dental plans.

This resolution:

- ▶ directs PEHP and the Department of Human Resource Management to change the current employer premium share for HMO medical coverage to 90% employer and 10% employee and adjust other plans proportionately;
- ▶ directs PEHP to not increase the dental plan combined premiums for employers and employees from FY 2010-11 premiums;
- ▶ directs PEHP to decrease the overall combined premiums for employers and employees by 2% from FY 2010-11 premiums;
- ▶ directs PEHP to, before July 2012, adjust its costs in a way that revenues are sufficient to cover costs;
- ▶ directs PEHP to draw down its reserves as necessary to fund the program; and
- ▶ directs PEHP to maintain the medical benefit structure in plans as grandfathered plans under federal law for the 2011-12 fiscal year.

Effective March 10, 2011

Laws of Utah 2011

HR 1 House Rules Amendments Resolution (*James A. Dunnigan*)

This resolution modifies House Rules.

This resolution:

- ▶ provides that any action taken by a standing committee while the House is in session is invalid, unless properly authorized;
- ▶ clarifies a motion to hold;
- ▶ establishes conditions to allow a motion to move to the next agenda item;
- ▶ eliminates a motion in committee to postpone to a time certain or day certain;
- ▶ modifies the provisions for taking the final vote on legislation;
- ▶ reduces the time period for legislation to remain on the consent calendar; and
- ▶ makes technical changes.

Legislative Rules Affected:

Amends HR3-2-104, HR3-2-406, HR3-2-502, HR3-2-504, HR4-4-201, HR4-4-301

Effective February 25, 2011

Laws of Utah 2011

HR 2 House Rules Changes Resolution (*Wayne A. Harper*)

This resolution modifies House rules.

This resolution:

- ▶ modifies provisions governing who presides at the beginning of a general session;
- ▶ modifies provisions governing the election and responsibilities of the Speaker-elect;
- ▶ requires the House to elect a Speaker within a certain time frame if there is a vacancy;
- ▶ clarifies the responsibilities of the Sergeant-at-Arms;
- ▶ clarifies and modifies the House rules concerning executive sessions;
- ▶ clarifies and repeals provisions governing the time certain calendar;
- ▶ establishes a postage allowance for House members;
- ▶ modifies access provisions to areas controlled by the House;
- ▶ requires permission to hold a press conference in the House Chamber;
- ▶ changes provisions governing committee reports;
- ▶ removes provisions allowing filing of a minority report;
- ▶ adds provisions related to signing of committee reports;
- ▶ changes the maximum speaking time during debate; and
- ▶ makes technical changes.

Legislative Rules Affected:

Amends HR1-2-101, HR1-3-101, HR1-3-103, HR1-4-202, HR1-5-202, HR1-5-301, HR2-4-105, HR3-2-102, HR3-2-402, HR3-2-601, HR4-6-105, HR4-9-102;

Enacts HR1-8-101;

Repeals HR3-2-303

Effective January 31, 2011

Laws of Utah 2011

SB 1 Public Education Base Budget (*D. Chris Buttars*)

This bill appropriates funds for the support and operation of public education for the fiscal year beginning July 1, 2011, and ending June 30, 2012.

This bill:

- ▶ provides appropriations for the use and support of state education agencies;
- ▶ provides appropriations for the use and support of school districts and charter schools;
- ▶ sets the value of the weighted pupil unit at \$2,577 for fiscal year 2011-12; and
- ▶ sets the estimated minimum basic tax rate at .001628 for fiscal year 2011-12.

This bill appropriates for fiscal year 2011-12:

- ▶ \$3,211,800 from the General Fund;
- ▶ \$19,000,000 from the Uniform School Fund;
- ▶ \$2,092,684,312 from the Education Fund; and
- ▶ \$935,823,973 from various sources as detailed in this bill.

This bill takes effect on July 1, 2011.

The original bill was recommended by the Executive Appropriations Committee

Amends 53A-17a-105, 53A-17a-105.5, 53A-17a-114, 53A-17a-135;

Enacts 53A-17a-164, 53A-17a-165;

Repeals 53A-15-601, 53A-15-701, 53A-17a-108, 53A-17a-120, 53A-17a-121, 53A-17a-123.5, 53A-17a-160, 53A-17a-161

Effective July 1, 2011

Chapter 7, Laws of Utah 2011

SB 2 New Fiscal Year Supplemental Appropriations Act (*Lyle W. Hillyard*)

New Fiscal Year Supplemental Appropriations Act

This bill:

- ▶ provides budget increases and decreases for the use and support of certain state agencies;
- ▶ provides budget increases and decreases for the use and support of certain institutions of higher education;
- ▶ provides budget increases and decreases for other purposes as described. Money Appropriated in this Bill: This bill appropriates for fiscal year 2012:
 - ▶ \$161,242,900 from the General Fund;
 - ▶ \$20,613,800 from the Education Fund;
 - ▶ \$319,033,400 from various sources as detailed in this bill.

This bill takes on July 1, 2011.

Effective July 1, 2011

Chapter 379, Laws of Utah 2011

SB 3 Appropriations Adjustments (*Lyle W. Hillyard*)

This bill supplements or reduces appropriations previously provided for the use and support of state government for the fiscal years beginning July 1, 2010 and ending June 30, 2011 and beginning July 1, 2011 and ending June 30, 2012.

This bill:

- ▶ provides budget increases and decreases for the use and support of certain state agencies;
- ▶ provides budget increases and decreases for the use and support of certain institutions of higher education;
- ▶ provides funds for the bills with fiscal impact passed in the 2011 General Session;
- ▶ provides budget increases and decreases for other purposes as described;
- ▶ approves capital acquisition amounts for internal service funds;
- ▶ authorizes rates and fees;
- ▶ provides intent language. Money Appropriated in this Bill: This bill appropriates for fiscal year 2011:
 - ▶ (\$17,757,200) from the General Fund;
 - ▶ \$7,700 from the Education Fund;
- ▶ \$23,509,000 from various sources as detailed in this bill. This bill appropriates for fiscal year 2012:
 - ▶ \$22,255,200 from the General Fund;
 - ▶ \$2,371,300 from the Education Fund;
- ▶ \$158,073,400 from various sources as detailed in this bill.

Section 1 of this bill takes effect immediately. Section 2 of this bill takes effect on July 1, 2011.

Effective July 1, 2011

Chapter 380, Laws of Utah 2011

SB 4 Current School Year Supplemental Public Education Budget Adjustments*(D. Chris Butters)*

This bill modifies education funding for school districts, charter schools, and certain state agencies for the fiscal year beginning July 1, 2010 and ending June 30, 2011 and modifies related budgetary provisions.

This bill:

- ▶ requires a school district or charter school to report certain transfers between programs to the State Board of Education as part of the Annual Financial and Program report;
- ▶ modifies funding related to the voted and board leeway guarantee programs;
- ▶ appropriates funding to school districts and charter schools for a certain federal educator jobs program;
- ▶ reduces state funding for the Minimum School Program;
- ▶ appropriates funding to the State Board of Education for certain administrative costs related to the federal educator jobs program;
- ▶ appropriates money for:
 - educator salary adjustments; and
 - library books and electronic resources; and
- ▶ makes technical changes.

This bill appropriates for fiscal year 2011:

- ▶ \$30,000,000 from the Uniform School Fund;
- ▶ (\$78,271,500) from the Education Fund; and
- ▶ \$110,007,200 from other sources as detailed in this bill.

This bill provides an immediate effective date.

Amends 53A-17a-146

Effective March 29, 2011

Chapter 381, Laws of Utah 2011

SB 5 Revenue Bond and Capital Facilities Authorizations *(J. Stuart Adams)*

This bill makes modifications to provisions relating to bonding and authorizes certain state agencies and higher education institutions to issue revenue bonds and to build capital facilities using agency, institutional, or donated funds.

This bill:

- ▶ exempts the 2011-12 fiscal year from funding and construction restrictions relating to budget deficits;
- ▶ removes an existing authorization for acquisition of the Department of Human Services office in Brigham City, Utah;
- ▶ authorizes the issuance of revenue bonds by the State Building Ownership Authority;
- ▶ authorizes the issuance of revenue bonds by the State Board of Regents; and
- ▶ authorizes other capital facility planning, design, and construction to be funded from agency, institutional, or donated funds.

Amends 63A-5-104, 63B-8-501;

Enacts 63B-20-101, 63B-20-102, 63B-20-201

Effective May 10, 2011

Chapter 409, Laws of Utah 2011

SB 6 State Agency and Higher Education Compensation Appropriations (*Lyle W. Hillyard*)

State Agency and Higher Education Compensation Appropriations

This bill:

- ▶ provides funding for an increase in the cost of retirement for certain state employees;
- ▶ reduces funding for a 2% decrease in health insurance rates for certain state agency and higher education employees; and,
- ▶ adjusts funding for a 90% employer/10% employee health insurance premium share for certain state agency and higher education employees. Money Appropriated in this Bill: This bill appropriates for fiscal year 2012:
 - ▶ (\$3,949,500) from the General Fund;
 - ▶ (\$6,101,100) from the Education Fund;
 - ▶ (\$5,564,000) from various sources as detailed in this bill.

This bill takes effect on July 1, 2011.

Effective July 1, 2011

Chapter 382, Laws of Utah 2011

SB 7 Higher Education Base Budget (*Stephen H. Urquhart*)

This bill appropriates funds for the support and operation of higher education for the fiscal year beginning July 1, 2011 and ending June 30, 2012.

This bill:

- ▶ provides appropriations for the use and support of higher education agencies and institutions;
- ▶ provides appropriations for the use and support of the Utah Education Network;
- ▶ provides appropriations for the use and support of the Utah Medical Education Council;
- ▶ provides appropriations for other purposes as described. Money Appropriated in this Bill: This bill appropriates for fiscal year 2012:
 - ▶ \$463,937,300 from the General Fund;
 - ▶ \$224,553,000 from the Education Fund;
 - ▶ \$540,982,700 from various sources as detailed in this bill.

This bill takes effect on July 1, 2011.

The original bill was recommended by the Executive Appropriations Committee

Effective July 1, 2011

Chapter 8, Laws of Utah 2011

SB 8 Natural Resources, Agriculture, and Environmental Quality Base Budget (*David P. Hinkins*)

This bill appropriates funds for the support and operation of state government for the fiscal year beginning July 1, 2011 and ending June 30, 2012.

This bill:

- ▶ provides appropriations for the use and support of certain state agencies;
- ▶ provides appropriations for other purposes as described;
- ▶ approves employment levels for internal service funds;
- ▶ approves capital acquisition amounts for internal service funds. Money Appropriated in this Bill: This bill appropriates for fiscal year 2012:
 - ▶ \$57,486,000 from the General Fund;
 - ▶ \$262,774,700 from various sources as detailed in this bill.

This bill takes effect on July 1, 2011.

The original bill was recommended by the Executive Appropriations Committee

Effective July 1, 2011

Chapter 9, Laws of Utah 2011

SB 9 Retirement and Independent Entities Base Budget (*Daniel R. Liljenquist*)

Bill Numbered by Title Without any Substance

This bill:

- ▶ provides appropriations for the use and support of certain state agencies;
- ▶ provides appropriations for other purposes as described;
- ▶ approves employment levels for internal service funds;
- ▶ approves capital acquisition amounts for internal service funds. Money Appropriated in this Bill: This bill appropriates for fiscal year 2012:
 - ▶ \$2,968,900 from the General Fund;
 - ▶ \$11,229,400 from various sources as detailed in this bill.

This bill takes effect on July 1, 2011.

The original bill was recommended by the Executive Appropriations Committee

Effective July 1, 2011

Chapter 10, Laws of Utah 2011

SB 10 Local District Amendments (*Dennis E. Stowell*)

This bill amends provisions relating to a local district created to acquire or assess groundwater rights.

This bill:

- ▶ defines terms;
- ▶ amends a local district's power to assess a groundwater right;
- ▶ identifies a groundwater right owner for purposes of a local district created to acquire or assess a groundwater right;
- ▶ authorizes the owners of groundwater rights to petition for the creation of a local district to acquire or assess groundwater rights;
- ▶ requires that a groundwater right owner petition or request proposing to create a local district to acquire or assess groundwater rights address certain issues;
- ▶ exempts, in certain circumstances, the creation of a local district to acquire or assess groundwater rights from the election requirement;
- ▶ amends provisions governing the election or appointment of a board of trustees;
- ▶ in certain circumstances, requires that the state engineer send notice to a local district; and
- ▶ makes technical corrections.

The original bill was recommended by the Natural Resources, Agriculture, and Environment Interim Committee

Amends 11-42-102, 11-42-202, 17B-1-103, 17B-1-201, 17B-1-202, 17B-1-203, 17B-1-204, 17B-1-205, 17B-1-209, 17B-1-210, 17B-1-211, 17B-1-213, 17B-1-214, 17B-1-215, 17B-1-302, 17B-1-402, 17B-1-414, 17B-1-416, 17B-1-502, 17B-1-505, 17B-1-1402, 17B-2a-905, 73-5-15;

Enacts 17B-1-104.5

Effective May 10, 2011

Chapter 68, Laws of Utah 2011

SB 11 Worker Classification Coordinated Enforcement (*Karen Mayne*)

This bill modifies labor provisions to address worker classification and related issues of enforcement.

This bill:

- ▶ changes the Independent Contractor Database Enforcement Council to the Worker Classification Coordinated Enforcement Council, including:
 - addressing membership;
 - modifying the duties of the council; and
 - addressing the sharing of information; and
- ▶ makes technical and conforming amendments.

This bill provides an immediate effective date.

The original bill was recommended by the Business and Labor Interim Committee

Amends 63I-1-213, 63I-1-234;

Enacts 34-47-101, 34-47-102, 34-47-201, 34-47-202;

Repeals 13-46-101, 13-46-102, 13-46-103, 13-46-201, 13-46-202, 13-46-301, 13-46-302, 13-46-303

Effective March 7, 2011

Chapter 15, Laws of Utah 2011

SB 12 Alcoholic Beverage Control Act - Modifications *(John L. Valentine)*

This bill modifies the Alcoholic Beverage Control Act to correct omissions or errors made as part of the recodification of that act.

This bill:

- ▶ reorders language;
- ▶ corrects or clarifies terminology, including defining the term “container”;
- ▶ clarifies a formula related to the Alcoholic Beverage Enforcement and Treatment Restricted Account;
- ▶ clarifies references to specific licenses or sublicenses;
- ▶ relocates a provision addressing advertising;
- ▶ makes the provision related to a package agency posting a bond more consistent with other bond requirements in the act; and
- ▶ makes technical and conforming amendments.

This bill takes effect on July 1, 2011.

The original bill was recommended by the Business and Labor Interim Committee

Amends 32B-1-102 (Effective 07/01/11), 32B-1-203 (Effective 07/01/11), 32B-1-306 (Effective 07/01/11), 32B-1-602 (Effective 07/01/11), 32B-1-605 (Effective 07/01/11), 32B-2-303 (Effective 07/01/11), 32B-2-402 (Effective 07/01/11), 32B-2-404 (Effective 07/01/11), 32B-2-503 (Effective 07/01/11), 32B-2-504 (Effective 07/01/11), 32B-2-601 (Effective 07/01/11), 32B-2-602 (Effective 07/01/11), 32B-2-604 (Effective 07/01/11), 32B-2-605 (Effective 07/01/11), 32B-2-606 (Effective 07/01/11), 32B-3-303 (Effective 07/01/11), 32B-3-307 (Effective 07/01/11), 32B-4-203 (Effective 07/01/11), 32B-4-206 (Effective 07/01/11), 32B-4-208 (Effective 07/01/11), 32B-4-406 (Effective 07/01/11), 32B-4-420 (Effective 07/01/11), 32B-4-422 (Effective 07/01/11), 32B-4-507 (Effective 07/01/11), 32B-4-704 (Effective 07/01/11), 32B-4-705 (Effective 07/01/11), 32B-5-303 (Effective 07/01/11), 32B-5-304 (Effective 07/01/11), 32B-5-307 (Effective 07/01/11), 32B-5-308 (Effective 07/01/11), 32B-6-205 (Effective 07/01/11), 32B-6-305 (Effective 07/01/11), 32B-6-405 (Effective 07/01/11), 32B-6-605 (Effective 07/01/11), 32B-6-706 (Effective 07/01/11), 32B-7-202 (Effective 07/01/11), 32B-8-401 (Effective 07/01/11), 32B-9-204 (Effective 07/01/11), 32B-9-302 (Effective 07/01/11), 32B-9-305 (Effective 07/01/11), 32B-10-404 (Effective 07/01/11), 32B-11-608 (Effective 07/01/11);

Renumbers and Amends 32B-4-510 (Effective 07/01/11) to 32B-1-206

Effective July 1, 2011

Chapter 307, Laws of Utah 2011

SB 13 Per Diem and Travel Modifications *(Peter C. Knudson)*

This bill modifies per diem and travel expense provisions used for authorities, boards, commissions, councils, and committees.

This bill:

- ▶ defines terms;
- ▶ replaces language used to describe per diem and travel expenses for members of certain authorities, commissions, and councils with standardized language referencing primary provisions for per diem and travel expenses;
- ▶ modifies provisions regarding per diem and travel expenses; and
- ▶ makes technical changes.

The original bill was recommended by the Government Operations and Political Subdivisions Interim Committee

Amends 9-3-502, 9-3-602, 32B-2-201 (Effective 07/01/11), 63A-3-106, 63A-3-107, 73-30-201

Effective May 10, 2011

Chapter 308, Laws of Utah 2011

SB 14 **Local Election Amendments** (*Peter C. Knudson*)

This bill amends local election provisions and midterm vacancy provisions for municipalities, local districts, and special service districts.

This bill:

- ▶ defines terms;
- ▶ amends local district elections provisions;
- ▶ amends midterm vacancy provisions for a special service district;
- ▶ in certain circumstances, authorizes a municipal legislative body or a local district board to cancel a local election if a candidate is unopposed;
- ▶ requires a municipal legislative body or a local district board to give notice of a cancelled local election;
- ▶ amends midterm vacancy provisions for a local district board;
- ▶ amends write-in candidate provisions for towns; and
- ▶ makes technical corrections.

The original bill was recommended by the Government Operations and Political Subdivisions Interim Committee

Amends 10-3-1303, 17B-1-306, 17B-1-1001, 17D-1-106, 20A-1-102, 20A-1-202, 20A-1-512, 20A-9-601;

Enacts 20A-1-206

Effective May 10, 2011

Chapter 40, Laws of Utah 2011

SB 15 **Surety Requirements for Mining** (*Dennis E. Stowell*)

This bill addresses surety requirements for mining operations.

This bill:

- ▶ requires the Board of Oil, Gas, and Mining to annually adopt a figure representing the average cost of reclamation per acre; and
- ▶ makes technical changes.

The original bill was recommended by the Natural Resources, Agriculture, and Environment Interim Committee

Amends 40-8-14

Effective May 10, 2011

Chapter 125, Laws of Utah 2011

SB 16 State Tax Commission Tax, Fee, or Charge Administration and Collection Amendments
(Wayne L. Niederhauser)

This bill addresses the administration and collection of taxes, fees, or charges the State Tax Commission collects and enforces.

This bill:

- ▶ defines terms;
- ▶ renames the Sales and Use Tax Administrative Fees Account to the State Tax Commission Administrative Charge Account;
- ▶ specifies the taxes, fees, and charges and the amount of the taxes, fees, and charges that the State Tax Commission shall retain and deposit into the State Tax Commission Administrative Charge Account;
- ▶ provides procedures and requirements for administering the State Tax Commission Administrative Charge Account;
- ▶ addresses the taxes, fees, and charges that are subject to certain sales and use tax collection and administration provisions;
- ▶ addresses the frequency with which certain taxes, fees, or charges are required to be paid to the State Tax Commission; and
- ▶ makes technical and conforming changes.

This bill takes effect on July 1, 2011.

This bill coordinates with H.B. 82, Sales and Use Taxes on Certain Lodging Related Purchases, to provide that certain amendments in H.B. 82 supersede certain amendments in this bill.

The original bill was recommended by the Revenue and Taxation Interim Committee

Amends 10-1-307, 10-1-405, 19-6-715, 19-6-716, 19-6-808, 53-10-604, 59-12-108, 59-12-128, 59-12-206, 59-12-302, 59-12-354, 59-12-403, 59-12-603, 59-12-704, 59-12-802, 59-12-804, 59-12-1102, 59-12-1201, 59-12-1302, 59-12-1403, 59-12-2004, 59-12-2103, 59-12-2207, 59-26-104, 59-27-105, 69-2-5, 69-2-5.5, 69-2-5.6;

Enacts 59-1-306

Effective July 1, 2011

Chapter 309, Laws of Utah 2011

SB 18 Election Administration by Election Officers (Peter C. Knudson)

This bill modifies the Election Code by amending provisions related to contracting with an election officer to conduct an election on behalf of a local political subdivision.

This bill:

- ▶ defines terms;
- ▶ authorizes a local political subdivision to have an election officer from another jurisdiction conduct an election in accordance with a contract or interlocal agreement;
- ▶ requires an election officer conducting an election for another local political subdivision to establish fees that may not exceed the actual costs incurred;
- ▶ allows an election officer to employ an agent or professional service to assist in conducting an election; and
- ▶ makes technical changes.

The original bill was recommended by the Government Operations and Political Subdivisions Interim Committee

Amends 20A-1-102, 20A-5-400.5;

Enacts 20A-5-400.1

Effective May 10, 2011

Chapter 310, Laws of Utah 2011

SB 19 Department of Workforce Services' Regional Workforce Service Areas Amendments
(Patricia W. Jones)

This bill modifies provisions of the Utah Workforce Services Code related to Regional Workforce Service Areas.

This bill:

- ▶ replaces regional workforce service areas and councils with economic service areas within the Department of Workforce Services;
- ▶ provides that the department's executive director has jurisdiction over each economic service area;
- ▶ modifies the composition of the State Council on Workforce Services;
- ▶ provides that economic service area directors shall develop economic service area plans;
- ▶ provides for advisory groups to assist economic service area directors;
- ▶ provides that services previously provided at regional workforce service areas shall be provided in economic service areas through their employment centers; and
- ▶ makes certain technical changes.

The original bill was recommended by the Workforce Services and Community and Economic Development Interim Committee

Amends 35A-1-102, 35A-1-201, 35A-1-202, 35A-1-203, 35A-1-206, 35A-1-207, 35A-2-101, 35A-2-102, 35A-2-103, 35A-2-201, 35A-2-202, 35A-2-203, 35A-3-115

Effective May 10, 2011

Chapter 188, Laws of Utah 2011

SB 20 Management of Water Rights Amendments *(Dennis E. Stowell)*

This bill addresses the management of water rights in a critical management area.

This bill:

- ▶ allows a local district to hold certain water rights for recharge;
- ▶ addresses the requirements of a groundwater management plan;
- ▶ provides that artificially recharging a groundwater basin is a beneficial use of water in a critical management area; and
- ▶ makes technical changes.

The original bill was recommended by the Natural Resources, Agriculture, and Environment Interim Committee

Amends 17B-1-202, 73-5-15

Effective May 10, 2011

Chapter 126, Laws of Utah 2011

SB 21 Tax Revisions (*Wayne L. Niederhauser*)

This bill amends the Property Tax Act, the Individual Income Tax Act, and related provisions to address procedures related to the property tax residential exemption and the determination of domicile for individual income tax purposes.

This bill:

- ▶ requires a property owner to provide certain notice to the county board of equalization and make a declaration on the property owner's individual income tax return if the property owner is no longer eligible to receive a property tax residential exemption for the property owner's primary residence;
- ▶ allows the State Tax Commission to provide information to a county on a property owner's declaration on an individual income tax return that the property owner is no longer eligible to receive a property tax residential exemption for the property owner's primary residence;
- ▶ addresses the determination of domicile for purposes of Title 59, Chapter 10, Individual Income Tax Act; and
- ▶ makes technical and conforming changes.

This bill takes effect for a taxable year beginning on or after January 1, 2012.

The original bill was recommended by the Revenue and Taxation Interim Committee / Utah Tax Review Commission

Amends 59-1-403, 59-2-103.5, 59-10-103.1;

Enacts 59-10-136

Effective January 1, 2012

Chapter 410, Laws of Utah 2011

SB 22 Corporate Franchise and Income Tax Amendments (*J. Stuart Adams*)

This bill amends provisions related to corporate franchise and income taxes.

This bill:

- ▶ amends the definition of "common ownership" for purposes of corporate franchise and income taxes;
- ▶ repeals provisions related to certain distributions by corporations from depletion reserves;
- ▶ addresses the circumstances under which certain receipts, rents, royalties, or sales are considered to be in this state;
- ▶ addresses intercompany transactions for purposes of apportionment of income to the state; and
- ▶ makes technical and conforming changes.

This bill has retrospective operation for a taxable year beginning on or after January 1, 2011.

The original bill was recommended by the Revenue and Taxation Interim Committee

Amends 59-7-101, 59-7-108, 59-7-319, 59-7-404.5

Effective May 10, 2011

Chapter 69, Laws of Utah 2011

SB 23 State Highway System Modifications *(Kevin T. Van Tassell)*

This bill modifies the Designation of State Highways Act by amending the description of four state highways.

This bill:

- ▶ modifies the description of SR-7, SR-9, SR-79, and SR-145; and
- ▶ makes technical changes.

The original bill was recommended by the Transportation Interim Committee

Amends 72-4-106, 72-4-113, 72-4-120

Effective May 10, 2011

Chapter 127, Laws of Utah 2011

SB 24 Motor Vehicle Division Fee Amendments *(Kevin T. Van Tassell)*

This bill amends provisions relating to revenue collected from certain Motor Vehicle Division fees.

This bill:

- ▶ provides that certain license plate fees shall be established in accordance with certain requirements rather than established in statute and provides for the disposition of those fees;
- ▶ provides that funds available to the Tax Commission for the purchase and distribution of license plates and decals are nonlapsing;
- ▶ creates the Electronic Payment Fee Restricted Account and provides that funds in the account are nonlapsing;
- ▶ provides that certain Motor Vehicle Division fees collected to cover the costs of electronic payments shall be deposited in the Electronic Payment Fee Restricted Account; and
- ▶ makes technical changes.

This bill takes effect on July 1, 2011.

The original bill was recommended by the Transportation Interim Committee

Amends 41-1a-1201, 41-1a-1211, 41-1a-1221, 41-3-604, 41-22-36, 63J-1-602.2, 72-2-118, 72-2-124, 73-18-25;

Enacts 41-1a-121

Effective July 1, 2011

Chapter 189, Laws of Utah 2011

SB 25 **Share Certificates in Water Companies** (*Ralph Okerlund*)

This bill modifies the Uniform Commercial Code and the Utah Revised Nonprofit Corporation Act to address issues related to water company share certificates that are lost, destroyed, or wrongfully taken.

This bill:

- ▶ modifies definition provisions;
- ▶ exempts share certificates in water companies from certain general procedures related to lost, destroyed, or wrongfully taken securities;
- ▶ addresses the application of the investment securities provisions of the Uniform Commercial Code to water companies;
- ▶ establishes procedures specific to water company share certificates that are lost, destroyed, or wrongfully taken;
- ▶ addresses the relationship of this procedure to requirements for nonprofit corporations; and
- ▶ makes technical and conforming amendments.

The original bill was recommended by the Natural Resources, Agriculture, and Environment Interim Committee

Amends 16-6a-609, 70A-8-101, 70A-8-303, 70A-8-405, 70A-8-406, 70A-8-409;

Enacts 70A-8-409.1

Effective May 10, 2011

Chapter 311, Laws of Utah 2011

SB 26 **Water Law Modifications** (*Margaret Dayton*)

This bill addresses the filing of a certificate of appropriation of water.

This bill:

- ▶ makes the filing of a certificate of appropriation of water with the county recorder permissive, rather than mandatory; and
- ▶ makes technical changes.

The original bill was recommended by the Natural Resources, Agriculture, and Environment Interim Committee

Amends 73-3-17

Effective May 10, 2011

Chapter 128, Laws of Utah 2011

SB 28 Alcohol or Drug Related Offense Amendments (*Scott K. Jenkins*)

This bill modifies provisions relating to the driver license suspension period and other sentencing requirements for certain alcohol or drug related offenses.

This bill:

- ▶ amends the administrative suspension periods for certain alcohol related offenses;
- ▶ amends the driver license suspension period for a person convicted of certain alcohol or drug related offenses;
- ▶ provides that a court may shorten a person's driver license suspension period for certain alcohol or drug related offenses prior to the completion of the suspension period if the person completes certain requirements; and
- ▶ makes technical changes.

This bill takes effect on July 1, 2011.

The original bill was recommended by the Transportation Interim Committee

Amends 41-6a-509, 41-6a-517, 41-6a-521, 53-3-223, 53-3-231 (Effective 07/01/11)

Effective July 1, 2011

Chapter 312, Laws of Utah 2011

SB 29 Uniform Driver License Act Amendments (*Kevin T. Van Tassell*)

This bill modifies the Uniform Driver License Act by amending provisions relating to driver licenses.

This bill:

- ▶ provides definitions;
- ▶ specifies the procedures and applicability of fees for a person whose license is downgraded or for a person who receives a higher license class than what the person was originally issued during a license cycle that has not expired;
- ▶ provides that the Driver License Division may deny a person's license if the person fails to comply with the requirement to downgrade the person's CDL to a class D license;
- ▶ provides that a court shall forward to the Driver License Division within five, rather than 10, days an abstract of the court record of the conviction or plea held in abeyance for certain reportable traffic or motorboating violations;
- ▶ provides that a person may not drive a commercial motor vehicle if the person has not complied with the medical certification requirements;
- ▶ provides that a person may not drive a commercial motor vehicle if the commercial motor vehicle is subject to an out-of-service order;
- ▶ provides that beginning on January 30, 2012, an applicant for a CDL, limited-term CDL, or CDIP shall provide a medical certification status;
- ▶ provides that a person whose medical certification status is non-expected interstate shall provide the division an updated medical examiner's certificate upon request by the Driver License Division;
- ▶ specifies additional CDL license restrictions;
- ▶ provides that an original CDL or a renewal to an original CDL expires on the birth date of the applicant in the first year following the year the license was issued if the applicant is required to register as a sex offender;
- ▶ provides that the Driver License Division shall subtract from certain disqualification periods the number of days for which the license was previously disqualified if the previous disqualification was based on the same occurrence upon which the conviction was based;
- ▶ requires the Driver License Division to notify the driver licensing authority in the licensing state within five, rather than 10, days when the Driver License Division receives a report of a conviction or plea in abeyance of a nonresident holder of a CDL for certain traffic violations; and
- ▶ makes technical changes.

The original bill was recommended by the Transportation Interim Committee

Amends 53-3-102, 53-3-109, 53-3-205, 53-3-218, 53-3-221, 53-3-402, 53-3-404, 53-3-405, 53-3-410, 53-3-412, 53-3-413, 53-3-414, 53-3-419;

Enacts 53-3-410.1

Effective May 10, 2011

Chapter 190, Laws of Utah 2011

SB 30 Extension of Recycling Market Development Zone Act and Related Tax Credits*(John L. Valentine)*

This bill extends the repeal date for the Recycling Market Development Zone Act from July 1, 2020, to January 1, 2021, and extends certain related tax credit and carry forward provisions to repeal on January 1, 2012.

This bill:

- ▶ extends the repeal date for the Recycling Market Development Zone Act from July 1, 2020, to January 1, 2021;
- ▶ extends certain recycling market development zone tax credit and carry forward provisions to repeal on January 1, 2012; and
- ▶ makes technical and conforming changes.

This bill provides an immediate effective date.

This bill has retrospective operation to July 1, 2010.

The original bill was recommended by the Revenue and Taxation Interim Committee

Amends 63I-1-263

Effective March 30, 2011

Chapter 411, Laws of Utah 2011

SB 31 Rural Fast Track Program Amendments *(Ralph Okerlund)*

This bill amends provisions of the Industrial Assistance Fund regarding the Rural Fast Track Program.

This bill:

- ▶ provides that one of the purposes of the Rural Fast Track Program is to use the Business Expansion and Retention Initiative to further promote business and economic development in rural Utah; and
- ▶ provides for the Office of Rural Development to administer the Initiative.

The original bill was recommended by the Workforce Services and Community and Economic Development Interim Committee

Amends 63M-1-904

Effective May 10, 2011

Chapter 191, Laws of Utah 2011

SB 32 **Agriculture Amendments** (*Ralph Okerlund*)

This bill makes changes to programs and duties of the Department of Agriculture and Food, including the Conservation Commission.

This bill:

- ▶ defines terms;
- ▶ requires the department to participate in an agricultural mediation program;
- ▶ requires the department to promote and support multiple use of public lands, including acting as a mediator concerning public lands issues;
- ▶ allows the commissioner to establish advisory committees with the permission of the governor;
- ▶ limits the scope of Title 4, Chapter 7, Agricultural Products and Livestock Dealers' Act, to livestock-related concerns and makes related changes to that chapter;
- ▶ eliminates a provision for the department to grant an annual license, and instead grants the department authority to grant a triennial license, to a pesticide dealer;
- ▶ allows the department to use dedicated credits for improving rangeland health;
- ▶ allows the department to use certain restricted account money for the purchase of a conservation easement;
- ▶ changes a provision that decreases payment of the Beef Promotion Fee by the amount of a federal beef promotion assessment to require the payment of both fees;
- ▶ states legislative findings regarding the local production of food and the importance of agriculture to the state;
- ▶ requires the state to offer a "certification of environmental stewardship" to qualifying agricultural producers in the state;
- ▶ gives new duties to the Conservation Commission, including:
 - expanding the use of certain loan funds;
 - developing the requirements of the certification of environmental stewardship, including determining best management practices, state technical standards, and nutrient management plans;
 - providing certifications of environmental stewardship to qualifying agricultural producers in the state; and
 - developing the requirements to be a "certified conservation planner";
- ▶ grants rulemaking authority to the commission;
- ▶ changes the definition of "farm custom mobile unit";
- ▶ removes the requirement that a person who raises an animal may only slaughter an animal without a farm custom slaughter license if the animal is slaughtered on property owned by the person; and
- ▶ makes technical changes.

Amends 4-2-2, 4-2-8, 4-7-1, 4-7-2, 4-7-3, 4-7-5, 4-7-7, 4-7-8, 4-7-9, 4-7-10, 4-7-11, 4-7-12, 4-7-13, 4-7-14, 4-14-3, 4-18-2, 4-18-3, 4-18-5, 4-20-3, 4-21-3, 4-32-3, 4-32-4;

Enacts 4-20-10

Effective May 10, 2011

Chapter 383, Laws of Utah 2011

SB 33 Health Disparities and Related American Indian Programs (*Kevin T. Van Tassell*)

This bill modifies the Utah Health Code to address the Center for Multicultural Health and provide for an American Indian-Alaskan Native Health Liaison.

This bill:

- ▶ renames the Center for Multicultural Health to be the Office of Health Disparities Reduction;
- ▶ establishes the position of American Indian-Alaskan Native Health Liaison; and
- ▶ makes technical and conforming amendments.

Amends 9-9-104.6, 26-7-2;

Enacts 26-7-2.5

Effective May 10, 2011

Chapter 192, Laws of Utah 2011

SB 34 Uniform Interstate Family Support Act (*Lyle W. Hillyard*)

This bill makes conforming amendments required by the Hague Convention on the International Recovery of Child Support and Other Forms of Family Maintenance.

This bill:

- ▶ provides procedures for recognizing foreign support orders;
- ▶ defines “convention,” “foreign country,” “foreign support order,” and “foreign tribunal”; and
- ▶ incorporates provisions for the filing, modification, and enforcement of support orders issued by foreign countries that have comity with the United States.

This bill takes effect on July 1, 2013.

Amends 78B-14-102, 78B-14-103, 78B-14-104, 78B-14-201, 78B-14-203, 78B-14-204, 78B-14-206, 78B-14-207, 78B-14-208, 78B-14-209, 78B-14-210, 78B-14-211, 78B-14-301, 78B-14-304, 78B-14-305, 78B-14-307, 78B-14-308, 78B-14-310, 78B-14-311, 78B-14-313, 78B-14-316, 78B-14-317, 78B-14-318, 78B-14-319, 78B-14-401, 78B-14-504, 78B-14-505, 78B-14-507, 78B-14-601, 78B-14-602, 78B-14-603, 78B-14-604, 78B-14-605, 78B-14-606, 78B-14-607, 78B-14-608, 78B-14-609, 78B-14-610, 78B-14-611, 78B-14-615, 78B-14-901;

Enacts 78B-14-105, 78B-14-616, 78B-14-701.5, 78B-14-702, 78B-14-703, 78B-14-704, 78B-14-705, 78B-14-706, 78B-14-707, 78B-14-708, 78B-14-709, 78B-14-710, 78B-14-711, 78B-14-712, 78B-14-713, 78B-14-902;

Renumbers and Amends 78B-14-701 to 78B-14-402

Effective July 1, 2013

Chapter 412, Laws of Utah 2011

SB 35 Construction Licensees Related Amendments (*Karen Mayne*)

This bill modifies labor, commerce, and general government provisions to address issues related to construction licensees that are unincorporated entities.

This bill:

- ▶ amends provisions related to wages, workers' compensation, antidiscrimination, and occupational safety and health, to address coverage of owners of unincorporated entities that are construction licensees;
- ▶ addresses workers' compensation fraud;
- ▶ amends definitions;
- ▶ modifies requirements related to applying for a contractor license;
- ▶ addresses demonstration of financial responsibility;
- ▶ addresses administrative actions that can be taken related to unprofessional or unlawful conduct;
- ▶ addresses lawful presence in the United States;
- ▶ imposes workers' compensation and unemployment coverage requirements related to certain construction licensees; and
- ▶ makes technical and conforming amendments.

This bill takes effect on July 1, 2011.

Amends 34-28-2, 34A-2-103, 34A-2-110, 34A-5-102, 34A-6-103, 58-55-102, 58-55-302, 58-55-306, 58-55-401, 58-55-501, 58-55-502, 58-55-503, 63G-2-302, 63G-11-104

Effective July 1, 2011

Chapter 413, Laws of Utah 2011

SB 36 Concealed Firearm Act Amendments (*John L. Valentine*)

This bill amends provisions of the Concealed Firearm Act related to the issuance of concealed firearm permits to nonresidents.

This bill:

- ▶ requires a nonresident applicant for a concealed firearm permit to hold a current concealed firearm or concealed weapon permit from the applicant's state of residency that recognizes the validity of the Utah permit in that state or has reciprocity with the Utah concealed firearm permit law; and
- ▶ requires a nonresident applicant to pay an additional \$5 processing fee for the issuance of the permit.

Amends 53-5-704, 53-5-707

Effective May 10, 2011

Chapter 193, Laws of Utah 2011

SB 37 Emergency Food Agency Amendments (*Peter C. Knudson*)

This bill modifies the definition of qualified emergency food agency in the State Community Services Act to include a food pantry operated by a municipality located within the state.

This bill:

- ▶ provides that a food pantry operated by a municipality within the state is a qualified emergency food agency for purposes of the State Community Services Act.

Amends 9-4-1409

Effective May 10, 2011

Chapter 194, Laws of Utah 2011

SB 38 **K-3 Reading Amendments** (*Karen W. Morgan*)

This bill amends deadlines related to the mid-year reading assessments of first, second, and third grade students.

This bill:

- ▶ amends certain deadlines for the:
 - mid-year reading assessment of first, second, and third grade students; and
 - parental notification requirements related to the mid-year reading assessment of a first, second, or third grade student who is reading below the student's grade level; and
- ▶ makes technical amendments.

Amends 53A-1-606.6

Effective May 10, 2011

Chapter 414, Laws of Utah 2011

SB 39 **Children's Justice Center Program Amendments** (*Ralph Okerlund*)

This bill adds two counties and replaces interlocal agreement requirements with a memorandum of understanding requirement.

This bill:

- ▶ adds Sanpete and Sevier Counties to the list of counties in which Children's Justice Centers shall be established;
- ▶ replaces the current interlocal agreement requirement with a memorandum of understanding requirement to be executed by all parties involved;
- ▶ allows a licensed nurse practitioner to serve on a local Children's Justice Center Advisory Board; and
- ▶ makes technical corrections.

Amends 67-5b-101, 67-5b-102, 67-5b-103, 67-5b-105;

Repeals and Reenacts 67-5b-104

Effective May 10, 2011

Chapter 129, Laws of Utah 2011

SB 42 **Regulation of Sign Companies** (*Patricia W. Jones*)

This bill modifies provisions of the Utah Construction Trades Licensing Act relating to specified sign contractors.

This bill:

- ▶ makes it unlawful for a sign installation contractor or nonelectrical outdoor advertising sign contractor to fail to display the contractor's license number on vehicles that display the contractor's business name and to fail to carry a copy of the contractor's license in any other vehicle the contractor uses;
- ▶ requires the Division of Occupational and Professional Licensing to maintain a record of violations of sign company licensing requirements; and
- ▶ makes technical and conforming changes.

Amends 58-55-402, 58-55-501, 58-55-503

Effective May 10, 2011

Chapter 195, Laws of Utah 2011

SB 44 State Commission Amendments (*Margaret Dayton*)

This bill modifies provisions relating to certain state commissions.

This bill:

- ▶ modifies the duties of the Utah Tax Review Commission;
- ▶ transfers some duties of the Utah Tax Review Commission to the Revenue and Taxation Interim Committee;
- ▶ modifies the duties of the Utah Constitutional Revision Commission;
- ▶ modifies a provision relating to the staffing of the Utah Constitutional Revision Commission; and
- ▶ makes technical changes.

Amends 59-1-903, 59-1-904, 59-1-905, 59-5-102, 59-7-612, 59-7-613, 59-7-614, 59-7-614.2, 59-7-614.3, 59-7-614.5, 59-10-1012, 59-10-1013, 59-10-1014, 59-10-1024, 59-10-1106, 59-10-1107, 59-10-1108, 59-12-103.1, 59-12-104.5, 63I-3-203, 63I-3-204, 63I-3-207, 63J-1-205, 63M-1-1805, 63M-1-2406, 63M-1-2806

Effective May 10, 2011

Chapter 384, Laws of Utah 2011

SB 46 Higher Education Residency Requirements (*Margaret Dayton*)

This bill amends provisions related to higher education residency requirements.

This bill:

- ▶ requires an institution of higher education to grant resident student status to the children of certain military personnel if the student produces certain information; and
- ▶ makes technical amendments.

Amends 53B-8-102

Effective May 10, 2011

Chapter 313, Laws of Utah 2011

SB 47 Driver License and Identification Card Amendments (*Curtis S. Bramble*)

This bill modifies the Uniform Driver License Act by amending provisions relating to the qualifications for and requirements to obtain a driver license.

This bill:

- ▶ amends definitions;
- ▶ provides that a conditional permanent resident alien shall be issued a limited-term license certificate rather than a regular license certificate;
- ▶ specifies the expiration date for limited-term license certificates issued to certain individuals;
- ▶ requires the Driver License Division to allow a person who is a refugee or an approved asylee to take an examination of the person's knowledge of the state traffic laws in the person's native language the first time the person applies for a limited-term license certificate;
- ▶ provides that, upon renewal, the Driver License Division shall re-examine a refugee or approved asylee's knowledge of the state traffic laws in English; and
- ▶ makes technical changes.

This bill takes effect on July 1, 2011.

Amends 53-3-205, 53-3-206, 53-3-410, 53-3-804

Effective July 1, 2011

Chapter 415, Laws of Utah 2011

SB 48 Alzheimer's State Plan Task Force (*Karen W. Morgan*)

This bill establishes an Alzheimer's State Plan Task Force within the Division of Aging and Adult Services in the Department of Human Services.

This bill:

- ▶ defines terms;
- ▶ creates the Alzheimer's State Plan Task Force within the Division of Aging and Adult Services in the Department of Human Services;
- ▶ describes the membership of, and provides staff support for, the task force;
- ▶ provides that members of the task force are not entitled to compensation, but may receive per diem and travel expenses;
- ▶ provides that the task force does not go into effect until at least \$25,000 has been deposited into the Alzheimer's State Plan Task Force Restricted Account;
- ▶ addresses requirements relating to a quorum, actions, and meetings of the task force;
- ▶ describes the duties of the task force;
- ▶ requires the task force to complete its duties and submit a report on its findings and recommendations to the Health and Human Services Interim Committee on or before its November 2011 meeting; and
- ▶ creates the Alzheimer's State Plan Task Force Restricted Account.

This bill appropriates:

- ▶ \$2,040, as a one-time appropriation, to the House;
- ▶ \$2,040, as a one-time appropriation, to the Senate; and
- ▶ \$20,920, as a one-time, nonlapsing appropriation, to the Division of Aging and Adult Services, subject to intent language stating that the \$20,920 shall be used, first for the expenses of the Alzheimer's State Plan Task Force, with the remaining money to be used by the Division of Aging and Adult Services to fund respite care for individuals with Alzheimer's disease or related dementia.

This bill is repealed on November 30, 2011.

Effective May 10, 2011

Chapter 196, Laws of Utah 2011

SB 49 Oversight of Bonding by Counties (*Jerry W. Stevenson*)

This bill amends a county legislative body's authority to create a board of directors for certain types of facilities and the board's authority.

This bill:

- ▶ amends a county legislative body's authority to create a board of directors for certain types of facilities;
- ▶ amends the board's authority; and
- ▶ makes technical corrections.

Amends 17-12-4

Effective May 10, 2011

Chapter 41, Laws of Utah 2011

SB 50 **Enhanced Penalties for HIV Positive Offender Amendments** (*Jerry W. Stevenson*)

This bill modifies the Criminal Code regarding standards for charging an HIV positive offender with certain felony sexual offenses, and also changes the notification requirements regarding the offender's positive HIV test results.

This bill:

- ▶ provides that an HIV positive person engaged in prostitution, patronizing a prostitute, or sexual solicitation, and who is HIV positive, is guilty of a third degree felony;
- ▶ modifies definitions;
- ▶ provides that a person who has tested positive for the HIV infection shall be notified of the test results in person by a law enforcement agency, Department of Corrections, or Department of Health, or an authorized representative of any of these agencies;
- ▶ requires that the notice contain the signature of the HIV positive individual and the name and signature of the person providing the notice; and
- ▶ provides that failure to provide the notice, or failure to provide notice in the manner or form prescribed, does not create any civil liability and does not create a defense to any prosecution under this part.

Amends 76-10-1309, 76-10-1310, 76-10-1312

Effective May 10, 2011

Chapter 70, Laws of Utah 2011

SB 51 **Amendments to Local Sales and Use Taxes for Botanical, Cultural, Recreational, and Zoological Organizations or Facilities** (*Lyle W. Hillyard*)

This bill amends the Sales and Use Tax Act to address local sales and use taxes for botanical, cultural, recreational, and zoological organizations or facilities.

This bill:

- ▶ modifies definitions;
- ▶ prescribes what an opinion question shall state for purposes of local sales and use taxes for botanical, cultural, recreational, and zoological organizations or facilities;
- ▶ addresses the purposes for which revenues collected from local sales and use taxes for botanical, cultural, recreational, and zoological organizations or facilities may be expended;
- ▶ changes the reauthorization period for a city or town sales and use tax for botanical, cultural, recreational, and zoological organizations or facilities from an eight-year period to a ten-year period;
- ▶ repeals obsolete language; and
- ▶ makes technical and conforming changes.

This bill takes effect on July 1, 2011.

Amends 59-12-702, 59-12-703, 59-12-704, 59-12-705, 59-12-1402, 59-12-1403

Effective July 1, 2011

Chapter 416, Laws of Utah 2011

SB 52 Tortious Act Arbitration (*Stephen H. Urquhart*)

This bill creates a new chapter in Title 78B to promote arbitration in tort cases.

This bill:

- ▶ enacts a new chapter, Tort Arbitration, in Title 78B;
- ▶ creates filing and notice limits;
- ▶ prohibits claims for punitive damages;
- ▶ sets guidelines for rescinding an arbitration election;
- ▶ provides for the selection of a single arbitrator or panel of arbitrators;
- ▶ states that decisions by arbitrators are final, but still allows for a trial de novo;
- ▶ specifies payment obligations for parties; and
- ▶ addresses pre- and postjudgment interest.

Enacts 78B-10a-101, 78B-10a-102, 78B-10a-103, 78B-10a-104, 78B-10a-105, 78B-10a-106, 78B-10a-107, 78B-10a-108, 78B-10a-109

Effective May 10, 2011

Chapter 197, Laws of Utah 2011

SB 56 Office of the Property Rights Ombudsman Amendments (*Jerry W. Stevenson*)

This bill amends provisions relating to the Office of the Property Rights Ombudsman.

This bill:

- ▶ clarifies the scope of the de novo district court review of an arbitrator's decision;
- ▶ modifies the time for requesting an advisory opinion from a neutral third party; and
- ▶ makes technical changes.

Amends 13-43-204, 13-43-205, 78B-6-522

Effective May 10, 2011

Chapter 385, Laws of Utah 2011

SB 57 Animal Control - Exception for Community Cats (*Dennis E. Stowell*)

This bill creates an Animal Welfare chapter in Title 11, Cities, Counties, and Local Taxing Units.

This bill:

- ▶ defines terms;
- ▶ defines a sponsor of a cat colony as a person who actively traps cats in a colony for the purpose of sterilizing, vaccinating, and ear-tipping before returning the cat to its original location;
- ▶ exempts community cats from the five-day mandatory hold requirement;
- ▶ allows a city or county to set up a permitting process for cat colonies and provide notice to adjacent property owners; and
- ▶ allows a shelter that receives a feral cat to release it to a sponsor that operates a community cat program.

Amends 77-24-1.5;

Enacts 11-46-101, 11-46-102, 11-46-103, 11-46-201, 11-46-301, 11-46-302, 11-46-303, 11-46-304;

Renumbers and Amends 17-42-102 to 11-46-202, 17-42-103 to 11-46-203, 17-42-104 to 11-46-204, 17-42-105 to 11-46-205, 17-42-105.5 to 11-46-206, 17-42-106 to 11-46-207, 17-42-107 to 11-46-208;

Repeals 10-8-64, 10-17-101, 10-17-102, 10-17-103, 10-17-104, 10-17-105, 10-17-105.5, 10-17-106, 10-17-107, 17-42-101

Effective May 10, 2011

Chapter 130, Laws of Utah 2011

SB 58 **Crime Victims Reparations Revisions** (*J. Stuart Adams*)

This bill modifies the Crime Victim Reparations Act to incorporate functions already being performed and renames the office.

This bill:

- ▶ changes the name of the office to the Utah Office for Victims of Crime;
- ▶ modifies the existing membership of the board to include a victim advocate;
- ▶ expands the board duties to include approval or allocation of subgrantee awards and establishment of policies for the administration of the assistance program;
- ▶ defines the duties and functions of assistance officers; and
- ▶ amends restitution claims procedures.

Amends 51-9-404, 53-1-106, 53-6-213, 63A-9-801, 63M-7-501, 63M-7-502, 63M-7-503, 63M-7-504, 63M-7-505, 63M-7-506, 63M-7-507, 63M-7-508, 63M-7-514, 63M-7-515, 63M-7-516, 63M-7-525, 63M-7-601, 76-3-201, 76-5-503, 77-37-5, 77-38-3, 77-38a-202, 77-38a-404, 78B-9-405

Effective May 10, 2011

Chapter 131, Laws of Utah 2011

SB 59 **School Grading System** (*Wayne L. Niederhauser*)

This bill establishes a school grading system based on the performance of a school's students on statewide assessments, and for high schools, the graduation rate and measures that indicate college and career readiness.

This bill:

- ▶ defines terms;
- ▶ requires the State Board of Education to establish a school grading system in which a school receives a grade of A, B, C, D, or F based on the performance of the school's students on statewide assessments, and for a high school, the graduation rate and measures that indicate college and career readiness;
- ▶ specifies the criteria upon which a school grade is based and procedures for determining a school's grade;
- ▶ imposes requirements for the reporting of a school's grade; and
- ▶ directs the State Board of Education to:
 - make rules, as necessary, to implement the school grading system; and
 - make reports and recommendations for proposed legislation to the Education Interim Committee.

Amends 63A-3-402;

Enacts 53A-1-1101, 53A-1-1102, 53A-1-1103, 53A-1-1104, 53A-1-1105, 53A-1-1106, 53A-1-1107, 53A-1-1108, 53A-1-1109, 53A-1-1110, 53A-1-1111, 53A-1-1112, 53A-1-1113

Effective May 10, 2011

Chapter 417, Laws of Utah 2011

SB 61 **Education for Prescribing Controlled Substances** (*Patricia W. Jones*)

This bill amends provisions of the Utah Controlled Substances Act.

This bill:

- ▶ requires a prescriber applying for a new or renewed controlled substance license to take four hours of controlled substance prescribing classes each licensing period;
- ▶ requires the Division of Occupations and Professional Licensing, in consultation with the Utah Medical Association and the applicable practitioner licensing boards, to establish educational content of controlled substance prescribing classes to help establish safe and effective practices for prescribing controlled substances, which may include opioid narcotics, hypnotic depressants, and psychostimulants;
- ▶ provides that any controlled substance prescribing class required under this bill does not increase the total continuing professional education requirements for prescriber licensing; and
- ▶ allows the division to establish rules.

Enacts 58-37-6.5

Effective May 10, 2011

Chapter 71, Laws of Utah 2011

SB 63 **K-3 Reading Improvement Program Accountability** (*Karen W. Morgan*)

This bill amends provisions in the Minimum School Program Act related to the K-3 Reading Improvement Program.

This bill:

- ▶ provides allowable uses for K-3 Reading Improvement Program money;
- ▶ requires the State Board of Education to report school district and charter school expenditures of K-3 Reading Improvement Program money; and
- ▶ makes technical changes.

Amends 53A-17a-150

Effective May 10, 2011

Chapter 418, Laws of Utah 2011

SB 65 **Statewide Online Education Program** (*Howard A. Stephenson*)

This bill creates the Statewide Online Education Program to enable a student to earn high school graduation credit through the completion of online courses.

This bill:

- ▶ establishes the purposes of the Statewide Online Education Program;
- ▶ allows an eligible student to enroll in an online course offered through the Statewide Online Education Program;
- ▶ identifies entities that may offer online courses through the Statewide Online Education Program;
- ▶ provides for the payment of online courses;
- ▶ requires reporting on the performance of online course providers;
- ▶ requires the dissemination of information on the Statewide Online Education Program;
- ▶ requires the State Board of Education to make rules;
- ▶ requires the legislative auditor general to conduct a review and issue a report on the Statewide Online Education Program;
- ▶ directs the Education Interim Committee to study the funding of and other issues relating to the Statewide Online Education Program and the Electronic High School; and
- ▶ makes technical amendments.

This bill appropriates:

- ▶ to the State Board of Education, as an ongoing appropriation:
 - from the Education Fund, \$250,000.

Amends 53A-15-1002, 53A-15-1006, 63I-2-253;

Enacts 53A-15-1201, 53A-15-1202, 53A-15-1203, 53A-15-1204, 53A-15-1205, 53A-15-1206, 53A-15-1207, 53A-15-1208, 53A-15-1209, 53A-15-1210, 53A-15-1211, 53A-15-1212, 53A-15-1213, 53A-15-1214, 53A-15-1215

Effective July 1, 2011

Chapter 419, Laws of Utah 2011

SB 66 **Military Leave for an Elected Official of a Political Subdivision** (*John L. Valentine*)

This bill amends Title 20A, Election Code, to authorize an elected official of a political subdivision to take military leave.

This bill:

- ▶ defines terms;
- ▶ authorizes an elected official of a political subdivision to take military leave;
- ▶ authorizes the governing body to:
 - appoint a temporary replacement for an elected official who takes military leave;
 - establish the distribution of the emoluments of the office between the elected official and the temporary replacement; and
 - establish an application process; and
- ▶ makes technical changes.

This bill provides an immediate effective date.

This bill provides revisor instructions.

Enacts 20A-1-513

Effective March 16, 2011

Chapter 42, Laws of Utah 2011

SB 67 Annual Eye Examination for Children in Grades Kindergarten Through Three (*Luz Robles*)

This bill amends the health examinations required in public schools.

This bill:

- ▶ extends the public school vision screening from age seven to age eight;
- ▶ requires a public school that performs vision screening to develop a process to notify a parent or guardian if a child fails the vision screening or needs follow-up care; and
- ▶ provides limited immunity to volunteer vision screeners who are trained or supervised by the State Office of Education;

Amends 53A-11-203

Effective May 10, 2011

Chapter 132, Laws of Utah 2011

SB 68 Solid Waste Amendments (*Kevin T. Van Tassell*)

This bill provides that if a person obtains approval to build a commercial nonhazardous solid waste disposal facility that requires approval by the Legislature and the governor, the approved facility shall be operational within five years of the governor's approval, or approval to build the facility is revoked.

This bill:

- ▶ provides that if a person obtains each approval required to build a commercial nonhazardous solid waste disposal facility for a facility that requires approval by the Legislature and the governor, the approvals will be revoked unless the approved facility is operational:
 - within five years after the day on which the governor's approval is received, if the person receives the governor's approval on or after May 10, 2011; or
 - on or before May 10, 2016, if the person receives all required approvals before May 10, 2011;
- ▶ clarifies the approval process required to build certain commercial nonhazardous or hazardous waste facilities;
- ▶ provides that a person that has received each approval to build a commercial nonhazardous solid waste disposal facility that requires approval by the Legislature and the governor, may not transfer the approvals, including the approved operation plan, to another person within five years after the day on which the governor's approval is received; and
- ▶ makes technical changes.

Amends 19-6-108

Effective May 10, 2011

Chapter 133, Laws of Utah 2011

SB 69 Sales and Use Tax Exemption for Textbooks for Higher Education *(Karen Mayne)*

This bill amends the Sales and Use Tax Act to provide an exemption for certain sales of a textbook for a higher education course.

This bill:

- ▶ defines terms;
- ▶ provides an exemption for certain sales of a textbook for a higher education course;
- ▶ addresses seller recordkeeping requirements for purposes of the exemption;
- ▶ grants rulemaking authority to the State Tax Commission; and
- ▶ makes technical and conforming changes.

This bill takes effect on July 1, 2011.

Amends 59-12-102, 59-12-104;

Enacts 59-12-104.4

Effective July 1, 2011

Chapter 314, Laws of Utah 2011

SB 70 Community Development and Renewal Agencies Amendments *(Curtis S. Bramble)*

This bill amends provisions of the Community Development and Renewal Agencies Act.

This bill:

- ▶ defines terms;
- ▶ amends taxing entity committee provisions;
- ▶ amends tax increment and sales tax use provisions;
- ▶ amends agency report provisions;
- ▶ amends urban renewal project area budget provisions;
- ▶ authorizes an agency to approve an urban renewal project area budget extension;
- ▶ amends provisions authorizing an agency board to make a finding of blight;
- ▶ enacts provisions related to a railroad crossing within an urban renewal project area;
- ▶ amends economic development project area budget provisions;
- ▶ authorizes an agency to approve an economic development project area budget extension;
- ▶ amends community development project area budget provisions; and
- ▶ makes technical corrections.

Amends 17C-1-102, 17C-1-204, 17C-1-401, 17C-1-402, 17C-1-409, 17C-1-603, 17C-2-206, 17C-2-303, 17C-3-205, 17C-4-204;

Enacts 17C-2-207, 17C-2-701, 17C-3-206

Effective May 10, 2011

Chapter 43, Laws of Utah 2011

SB 72 Initiative Amendments (*Lyle W. Hillyard*)

This bill amends provisions in Title 20A, Chapter 7, Issues Submitted to the Voters, related to statewide and local initiatives.

This bill:

- ▶ requires an initiative to contain no more than one subject to the same extent a bill may not pass with more than one subject under the Utah Constitution;
- ▶ authorizes initiative petition sponsors to change the text of a proposed law following public hearings; and
- ▶ requires the Governor's Office of Planning and Budget to update an initial fiscal impact estimate if the text of a proposed law is changed.

This bill coordinates with S.B. 165, Election Law Amendments, by merging technical and substantive amendments.

Amends 20A-7-202, 20A-7-203, 20A-7-204, 20A-7-204.1, 20A-7-209, 20A-7-502

Effective May 10, 2011

Chapter 315, Laws of Utah 2011

SB 73 Public School Teacher Tenure Modifications (*Howard A. Stephenson*)

This bill amends the Utah Orderly School Termination Procedures Act to prohibit a school district from using certain termination policies.

This bill:

- ▶ prohibits a school district from utilizing a last-hired, first-fired layoff policy when reducing staff;
- ▶ requires the Education Interim Committee, in consultation with the State Board of Education, to study how the performance of teachers may be evaluated for the purpose of awarding or eliminating teacher career employee status;
- ▶ defines terms; and
- ▶ makes technical changes.

Amends 53A-8-102, 53A-8-107

Effective May 10, 2011

Chapter 420, Laws of Utah 2011

SB 76 Distribution of Revenues Collected Under the Local Sales and Use Tax Act (*David P. Hinkins*)

This bill amends the Local Sales and Use Tax Act to address the distribution of revenues.

This bill:

- ▶ modifies the distribution of revenues under the Local Sales and Use Tax Act; and
- ▶ makes technical and conforming changes.

This bill takes effect on July 1, 2011.

Amends 59-12-204, 59-12-205, 59-12-2103

Effective July 1, 2011

Chapter 198, Laws of Utah 2011

SB 77 Ignition Interlock System Amendments (*John L. Valentine*)

This bill modifies the Motor Vehicles Code and the Public Safety Code by amending provisions relating to ignition interlock systems.

This bill:

- ▶ provides definitions;
- ▶ requires an ignition interlock system provider or an ignition interlock system installer to be licensed by the Driver License Division;
- ▶ requires the Driver License Division to issue licenses for ignition interlock system providers and installers and specifies procedures and requirements for issuing the licenses;
- ▶ grants the Driver License Division rulemaking authority to establish procedures for the implementation of the ignition interlock system provider and installer licensure program;
- ▶ requires an ignition interlock system provider who installs an ignition interlock system on a person's vehicle to:
 - provide proof of installation to the person;
 - electronically notify the division of installation of an ignition interlock system on the person's vehicle; and
 - electronically notify the division if a person has removed an ignition interlock system from the person's vehicle;
- ▶ requires the Driver License Division to suspend the license of any person who is an ignition interlock driver upon notice to the person for the duration of the person's ignition interlock restriction period until the division:
 - receives electronic notification from an ignition interlock system provider showing new proof of the installation of an ignition interlock system; or
 - electronically verifies that the person does not have a vehicle registered in the person's name;
- ▶ requires the Driver License Division to suspend the license of any person without hearing and without receiving a record of the person's conviction of crime seven days after receiving electronic notification from a provider that a person has removed an ignition interlock system from the person's vehicle if the person is an interlock restricted driver until the division:
 - receives electronic notification from an ignition interlock system provider showing new proof of the installation of an ignition interlock system; or
 - electronically verifies that the person does not have a vehicle registered in the person's name;
- ▶ grants the Driver License Division authority to make administrative rules regarding the administration of the ignition interlock system program and certification and regulation of ignition interlock system providers; and
- ▶ makes technical changes.

This bill takes effect on July 1, 2012.

Amends 41-6a-518;

Enacts 53-3-1001, 53-3-1002, 53-3-1003, 53-3-1004, 53-3-1005, 53-3-1006, 53-3-1007, 53-3-1008

Effective July 1, 2012

Chapter 421, Laws of Utah 2011

SB 85 **Legal Notice Amendments** (*Stephen H. Urquhart*)

This bill addresses the publication of statutorily required legal notices.

This bill:

- ▶ defines terms;
- ▶ requires a newspaper that publishes a legal notice in the newspaper to charge no more than its average advertisement rate;
- ▶ requires a newspaper that publishes a legal notice in the newspaper to publish the legal notice on a public legal notice website at no additional cost;
- ▶ establishes legal notice requirements for local districts and special service districts;
- ▶ eliminates an exception from publication requirements for a county of the first or second class;
- ▶ exempts a notice of delinquency in the payment of property taxes from certain publication requirements; and
- ▶ makes technical changes.

Amends 45-1-101, 59-2-1332.5;

Repeals 45-1-202

Effective May 10, 2011

Chapter 422, Laws of Utah 2011

SB 86 **Sunset Reauthorizations** (*Scott K. Jenkins*)

This bill reauthorizes certain state entities and programs that would otherwise sunset before the 2012 or 2013 Annual General Session of the Utah Legislature.

This bill:

- ▶ reauthorizes certain named state entities and programs that are scheduled to sunset before the 2012 or 2013 Annual General Session; and
- ▶ makes technical changes.

Amends 63I-1-226, 63I-1-231, 63I-1-253, 63I-1-261, 63I-1-263, 63I-1-269

Effective May 10, 2011

Chapter 199, Laws of Utah 2011

SB 87 **Marketable Record Title Amendments** (*Stuart C. Reid*)

This bill modifies a marketable record title provision.

This bill:

- ▶ modifies a provision indicating interests and rights that marketable record title provisions may not be applied to bar or extinguish;
- ▶ expands a provision prohibiting the extinguishment of certain easement rights to apply to any right, title, or interest;
- ▶ expands a provision prohibiting the extinguishment of specified state property to apply to any right, title, or interest of the state or political subdivision of the state; and
- ▶ makes technical changes.

Amends 57-9-6

Effective May 10, 2011

Chapter 423, Laws of Utah 2011

SB 89 **Homeowner Association Reserve Account** (*Stephen H. Urquhart*)

This bill modifies provisions of the Condominium Ownership Act and the Community Association Act relating to reserve accounts.

This bill:

- ▶ requires condominium and community associations to allow owners annually to decide whether and, if so, how to fund a reserve fund; and
- ▶ specifies the applicability of reserve fund provisions.

Amends 57-8-7.5, 57-8a-211

Effective May 10, 2011

Chapter 134, Laws of Utah 2011

SB 90 **Board of Pardons Retirement Amendments** (*Daniel R. Liljenquist*)

This bill modifies the Utah State Retirement and Insurance Benefit Act by amending public safety retirement provisions.

This bill:

- ▶ amends the definition of "public safety service" to include a full-time member of the Board of Pardons and Parole for the Public Safety Contributory Retirement System, the Public Safety Noncontributory Retirement System, and the New Public Safety and Firefighter Tier II Contributory Retirement System; and
- ▶ makes technical changes.

Amends 49-14-102, 49-15-102, 49-23-102

Effective May 10, 2011

Chapter 200, Laws of Utah 2011

SB 92 **Private Security Services** (*Margaret Dayton*)

This bill modifies the Security Personnel and Licensing Act and the Public Safety Code regarding peace officers.

This bill:

- ▶ requires that law enforcement agencies establish a written policy regarding peace officers working as security officers while off-duty including the issue of financial responsibility;
- ▶ requires that law enforcement agencies provide written authorization for a peace officer to work while off-duty as a security officer; and
- ▶ requires that the employer of the off-duty officer comply with state and federal income reporting and withholding requirements.

Amends 58-63-304;

Enacts 53-13-114

Effective May 10, 2011

Chapter 72, Laws of Utah 2011

SB 93 **Child Welfare Legislative Oversight Panel Reporting Amendments** *(Allen M. Christensen)*

This bill amends provisions of the Child and Family Services chapter of the Utah Human Services Code relating to reports submitted to the Child Welfare Legislative Oversight Panel.

This bill:

- ▶ provides that the report to the Child Welfare Legislative Oversight Panel on cases not in compliance with statutory time limits is required only from the judicial branch and not the Division of Child and Family Services and the attorney general;
- ▶ adds compliance with the time limits relating to shelter hearings to the report described in the preceding paragraph; and
- ▶ makes technical changes.

Amends 62A-4a-207

Effective May 10, 2011

Chapter 316, Laws of Utah 2011

SB 94 **Requirements for Constables** *(Karen Mayne)*

This bill requires that a constable prominently display a badge or other visible form of credentials and identification.

This bill:

- ▶ requires that a constable prominently display a badge or other visible form of credentials and identification.

Enacts 17-25-6

Effective May 10, 2011

Chapter 135, Laws of Utah 2011

SB 95 **Shareholder Action Without Meeting** *(Benjamin M. McAdams)*

This bill modifies the Utah Revised Business Corporation Act to address actions taken without a shareholder meeting.

This bill:

- ▶ revises requirements related to when action may be taken without holding a shareholder meeting, including timing, consent, and the type of actions that may be taken; and
- ▶ makes technical and conforming amendments.

Amends 16-10a-704, 16-10a-705

Effective May 10, 2011

Chapter 424, Laws of Utah 2011

SB 97 Higher Education Mission Based Funding (*Stephen H. Urquhart*)

This bill modifies provisions of the State System of Higher Education code relating to higher education appropriations.

This bill:

- ▶ requires the State Board of Regents to include the mission of each institution in the master plan for higher education;
- ▶ modifies higher education appropriations provisions, including:
 - specifying the required components of the board's combined budget recommendation;
 - establishing mission based funding; and
 - requiring reporting to the Higher Education Appropriations Subcommittee on the use of the previous year's mission based funding;
- ▶ requires the president of each institution of higher education to:
 - establish institutional initiatives each year aligned with the board's strategic priorities; and
 - allocate mission based funding to each initiative; and
- ▶ makes technical amendments.

This bill provides an immediate effective date.

Amends 53B-6-101, 53B-7-101

Effective March 18, 2011

Chapter 73, Laws of Utah 2011

SB 98 Securities Related Amendments (*Benjamin M. McAdams*)

This bill modifies the Utah Uniform Securities Act to address licensing and filing requirements.

This bill:

- ▶ addresses the licensing of investment advisers and investment adviser representatives;
- ▶ clarifies definitions;
- ▶ addresses the timeliness of filings; and
- ▶ makes technical and conforming amendments.

Amends 61-1-3, 61-1-4, 61-1-13, 61-1-25

Effective May 10, 2011

Chapter 317, Laws of Utah 2011

SB 99 Motor Vehicle Insurance - Named Driver Exclusion Amendments (*Lyle W. Hillyard*)

This bill modifies the Insurance Code by amending provisions relating to named driver exclusions for motor vehicle insurance coverage.

This bill:

- ▶ clarifies that if the driver license of a person excluded from coverage has been denied, suspended, revoked, or disqualified and the person excluded from coverage subsequently operates a motor vehicle, the exclusion shall proportionately reduce any benefits to any named insured for benefits payable under uninsured motorist coverage, underinsured motorist coverage, personal injury protection coverage, and first party medical coverage to the extent the person excluded from coverage was comparatively at fault; and
- ▶ makes technical changes.

Amends 31A-22-302.5

Effective May 10, 2011

Chapter 425, Laws of Utah 2011

SB 100 Securities Fraud Reporting Program Act (*Benjamin M. McAdams*)

This bill modifies the Utah Uniform Securities Act to address reporting of securities violations.

This bill:

- ▶ enacts the Securities Fraud Reporting Program Act, including:
 - defining terms;
 - establishing a procedure for disclosing information as a reporter;
 - providing protections against adverse employment action;
 - establishing remedies if adverse action is taken;
 - creating an award process for reporters;
 - imposing notice requirements;
 - prohibiting waiver of rights; and
 - establishing the scope of the program; and
- ▶ makes technical and conforming amendments.

Amends 61-1-18.7;

Enacts 61-1-101, 61-1-102, 61-1-103, 61-1-104, 61-1-105, 61-1-106, 61-1-107, 61-1-108

Effective May 10, 2011

Chapter 318, Laws of Utah 2011

SB 101 Utah Uniform Securities Act Enforcement (*Benjamin M. McAdams*)

This bill modifies the Utah Uniform Securities Act to address enforcement.

This bill:

- ▶ amends definitions;
- ▶ requires consideration of certain factors in specific enforcement actions;
- ▶ provides for criminal penalty enhancements under certain circumstances;
- ▶ addresses an affirmative defense; and
- ▶ makes technical and conforming amendments.

Amends 61-1-13, 61-1-18.5, 61-1-20, 61-1-21

Effective May 10, 2011

Chapter 319, Laws of Utah 2011

SB 102 Temporary Water Shortage Emergency - Military Facilities (*Ralph Okerlund*)

This bill provides for special priority for the use of water by a military facility during a temporary water shortage emergency.

This bill:

- ▶ defines "military facility";
- ▶ provides for special priority for the use of water by a military facility during a temporary water shortage emergency; and
- ▶ makes technical changes.

Amends 73-3-21.1

Effective May 10, 2011

Chapter 201, Laws of Utah 2011

SB 104 Probate Law Amendments (*John L. Valentine*)

This bill clarifies definitions used for governing instruments in probate.

This bill:

- ▶ clarifies definitions by providing specific cross references to existing definitions for governing instruments;
- ▶ adds the terms “share and share alike” and “to the survivor of them” to the definitions of terms used in governing instruments; and
- ▶ provides how specific terms used in a governing instrument control how property is divided.

Amends 75-2-106, 75-2-709

Effective May 10, 2011

Chapter 350, Laws of Utah 2011

SB 106 Sexual Exploitation Amendments (*David P. Hinkins*)

This bill amends provisions of the Utah Criminal Code relating to sexual exploitation of minors and vulnerable adults.

This bill:

- ▶ defines terms;
- ▶ enacts the Sexual Exploitation Act;
- ▶ consolidates criminal provisions relating to sexual exploitation of a vulnerable adult and sexual exploitation of a minor;
- ▶ makes legislative findings;
- ▶ modifies and clarifies criminal provisions relating to sexual exploitation of a minor and sexual exploitation of a vulnerable adult;
- ▶ modifies the conduct that constitutes sexual exploitation of a vulnerable adult;
- ▶ makes sexual exploitation of a vulnerable adult a third degree felony;
- ▶ provides that it is a separate offense of sexual exploitation of a vulnerable adult for each vulnerable adult depicted, and each time the vulnerable adult is depicted, in vulnerable adult pornography;
- ▶ provides an affirmative defense to the crime of sexual exploitation of a vulnerable adult;
- ▶ provides exceptions from criminal and civil liability for legitimate law enforcement activities;
- ▶ provides that it is not a defense to a crime described in this bill that the accused did not know the age of the victim; and
- ▶ makes technical changes.

Amends 9-7-215, 31A-21-501, 53A-6-501, 62A-2-120, 62A-3-301, 63M-7-502, 76-1-302, 76-3-203.1, 76-3-203.5, 76-3-407, 76-5-111, 76-5-112.5, 76-9-702.5, 76-10-1602 (Effective 07/01/11), 76-10-1602 (Superseded 07/01/11), 77-22-2.5, 77-27-21.5, 77-36-1, 78A-6-105;

Enacts 76-5b-101, 76-5b-202, 76-5b-302;

Renumbers and Amends 76-5a-1 to 76-5b-102, 76-5a-2 to 76-5b-103, 76-5a-3 to 76-5b-201, 76-5a-4 to 76-5b-301

Effective May 10, 2011

Chapter 320, Laws of Utah 2011

SB 107 Higher Education Success Stipend Program (*Wayne L. Niederhauser*)

This bill replaces the Utah Centennial Opportunity Program for Education with the Success Stipend Program within the State System of Higher Education.

This bill:

- ▶ renames the Utah Centennial Opportunity Program for Education as the Success Stipend Program and modifies provisions, including:
 - modifying definitions;
 - modifying findings of the Legislature;
 - modifying reporting requirements;
 - prohibiting the Board of Regents from using program money for administrative purposes; and
 - repealing the Cesar Chavez Scholarship Program within the Utah Centennial Opportunity Program for Education; and
- ▶ makes technical changes.

This bill provides an immediate effective date.

Amends 53B-13a-101, 53B-13a-102, 53B-13a-103, 53B-13a-104;

Repeals 53B-13a-106

Effective February 23, 2011

Chapter 11, Laws of Utah 2011

SB 108 Joint Use of a Canal or Ditch (*Dennis E. Stowell*)

This bill requires a person to negotiate in good faith to form a written contract before the use or enlargement of another person's canal or ditch to convey water.

This bill:

- ▶ requires a person to negotiate in good faith to form a written contract before the use or enlargement of another person's canal or ditch to convey water;
- ▶ prohibits a person seeking to use or enlarge another person's canal or ditch from relying on the right-of-way provisions of Section 73-1-6 unless the person has, after negotiating in good faith, failed to enter into a written contract;
- ▶ describes certain obligations of a person using another person's canal or ditch unless otherwise agreed to by written contract; and
- ▶ makes technical changes.

Amends 73-1-7

Effective May 10, 2011

Chapter 136, Laws of Utah 2011

SB 110 Driver License Suspension Amendments (*D. Chris Buttars*)

This bill modifies the Uniform Driver License Act by amending provisions relating to the driver license suspension point system.

This bill:

- ▶ provides that the division may not assess points against a person's driving record for a conviction of certain traffic violations that occurred in another state and that were committed on or after July 1, 2011; and
- ▶ makes technical changes.

Amends 53-3-221

Effective May 10, 2011

Chapter 351, Laws of Utah 2011

SB 111 Utilities - Underground Facilities and Pipelines (*Scott K. Jenkins*)

This bill addresses utility facilities, including underground facilities and pipelines.

This bill:

- ▶ defines “location” for utility facility marking purposes;
- ▶ provides for the marking of underground utilities;
- ▶ addresses communication between excavators and operators of utility facilities;
- ▶ provides for a utility facility operator’s optional waiver of limitations on excavation with power tools in the vicinity of a utility facility;
- ▶ provides for liability for an operator that fails to mark a facility, leading to damage of another operator’s facility;
- ▶ increases the amount of civil penalty for certain violations;
- ▶ provides for a penalty for violations of Title 54, Chapter 13, Natural Gas Pipeline Safety; and
- ▶ makes technical changes.

Amends 54-8a-2, 54-8a-4, 54-8a-5, 54-8a-5.5, 54-8a-6, 54-8a-8;

Enacts 54-8a-7.5, 54-13-8

Effective May 10, 2011

Chapter 426, Laws of Utah 2011

SB 112 Retirement System Divestment (*Curtis S. Bramble*)

This bill modifies the Utah State Retirement and Insurance Benefit Act by requiring the Utah State Retirement Office to prevent the investment of retirement funds in Iran’s petroleum sector.

This bill:

- ▶ modifies the definition of direct holdings to exclude holdings that are part of a passive indexing investment strategy;
- ▶ requires the Utah State Retirement Office to include data designed to explain the extent to which public fund investments in scrutinized companies are being prevented;
- ▶ requires the Utah State Retirement Office to prevent the acquisition of direct holdings in a scrutinized company by adjusting future investment practices within the office and by stipulating in future investment management contracts that no new direct holdings be acquired in a scrutinized company; and
- ▶ making technical changes.

This bill takes effect on July 1, 2011.

Amends 49-11-306

Effective July 1, 2011

Chapter 352, Laws of Utah 2011

SB 113 Election District Boundaries (*John L. Valentine*)

This bill modifies the boundaries of certain United States House of Representatives districts, State Senate districts, and State House districts and establishes certain review and evaluation requirements for the lieutenant governor, the Automated Geographic Reference Center, and county clerks.

This bill:

- ▶ modifies a portion of the common boundary between United States House of Representatives District 2 and District 3;
- ▶ modifies a portion of the common boundary between Senate District 11 and Senate District 14;
- ▶ modifies a portion of the common boundary between House District 27 and House District 57;
- ▶ establishes requirements for county clerks to submit certain maps and data to the lieutenant governor for review and evaluation;
- ▶ requires the Automated Geographic Reference Center to compare certain maps and data submitted by the county clerks with boundaries of Congressional, State School Board, Senate, and House districts as established by the Legislature's official maps; and
- ▶ makes technical changes.

This bill provides an immediate effective date.

Amends 20A-13-101 (Contingently Superseded), 20A-13-102, 20A-14-102, 36-1-101, 36-1-103, 36-1-201, 36-1-202;

Enacts 20A-13-102.2, 20A-14-102.3, 36-1-103.2, 36-1-202.2

Effective March 18, 2011

Chapter 74, Laws of Utah 2011

SB 114 Municipal Prosecutorial Discretion (*Daniel W. Thatcher*)

This bill modifies the Municipal Code relating to the duties of a city attorney.

This bill:

- ▶ permits a city attorney who has a conflict of interest in a prosecution matter to appoint a city attorney from another municipality or a public prosecutor to prosecute in the court having jurisdiction over the matter.

Amends 10-3-928

Effective May 10, 2011

Chapter 75, Laws of Utah 2011

SB 115 School Performance Reporting (*Howard A. Stephenson*)

This bill modifies requirements for the collection and reporting of data indicating the performance of school districts and schools.

This bill:

- ▶ beginning with the 2010-11 school year, requires the State Board of Education to:
 - develop school performance reports in collaboration with school districts and charter schools;
 - collect and electronically report certain data in collaboration with school districts and charter schools; and
 - issue a report to include certain data on the performance of school districts and schools; and
- ▶ requires the State Board of Education to publish on the State Board of Education's website U-PASS school reports for the 2009-10 school year.

Amends 53A-3-602.5

Effective May 10, 2011

Chapter 321, Laws of Utah 2011

SB 117 Community Association Act Amendments (*Stephen H. Urquhart*)

This bill modifies the Community Association Act.

This bill:

- ▶ modifies a provision prohibiting a homeowner association's governing documents from requiring an amendment to be approved by more than 67% of the voting interests; and
- ▶ prohibits the vote required to amend governing documents to exceed 67%, regardless of a contrary provision in the governing documents.

Amends 57-8a-104

Effective May 10, 2011

Chapter 137, Laws of Utah 2011

SB 118 Multistate Highway Transportation Agreement Amendments (*Kevin T. Van Tassell*)

This bill modifies the Multistate Highway Transportation Agreement by changing the name from the Multistate Highway Transportation Agreement to the Western States Transportation Alliance.

This bill:

- ▶ changes the name of the Multistate Highway Transportation Agreement to the Western States Transportation Alliance; and
- ▶ makes technical changes.

Amends 41-23-1, 41-23-2

Effective May 10, 2011

Chapter 202, Laws of Utah 2011

SB 119 School District Superintendents Amendments (*Howard A. Stephenson*)

This bill modifies qualifications for a district superintendent of schools.

This bill:

- ▶ provides that at the request of a local school board, the State Board of Education shall grant a letter of authorization permitting a person with outstanding professional qualifications to serve as superintendent without holding an administrative/supervisory license; and
- ▶ makes technical amendments.

Amends 53A-3-301

Effective May 10, 2011

Chapter 322, Laws of Utah 2011

SB 120 Career Service Amendments (*Daniel R. Liljenquist*)

This bill modifies provisions of the Utah State Personnel Management Act related to positions exempt from the career service provisions of the Act and the transitioning of the Career Service Review Board.

This bill:

- ▶ exempts employees of the Department of Workforce Services, designated as schedule AW, from the career service provisions of the Utah State Personnel Management Act;
- ▶ changes the repeal date of the transition clause for the Career Service Review Board;
- ▶ authorizes the Career Service Review Board to continue to exist for another year; and
- ▶ grants the Career Service Review Office jurisdiction to hear certain grievances remanded for further proceedings.

Amends 63I-2-267, 67-19-15, 67-19a-101.5

Effective May 10, 2011

Chapter 427, Laws of Utah 2011

SB 121 New Automobile Franchise Act Amendments (*Daniel R. Liljenquist*)

This bill modifies the New Automobile Franchise Act.

This bill:

- ▶ specifies a plan or system that a franchisor may not adopt, change, establish, enforce, modify, or implement for the allocation, scheduling, or delivery of new motor vehicles, parts, or accessories to its franchisees; and
- ▶ modifies the distance within which a relocation of an existing franchisee's dealership is considered to be the establishment of an additional franchise in the line-make of the relocating franchise.

Amends 13-14-201, 13-14-302

Effective May 10, 2011

Chapter 203, Laws of Utah 2011

SB 123 Restrictions on Lobbying Expenditures - Public Education (*Scott K. Jenkins*)

This bill modifies the Budgetary Procedures Act by amending the provisions for restricting an agency from using state appropriated money to pay a lobbyist.

This bill:

- ▶ amends the definition of agency to include a school, a school district, or a charter school;
- ▶ prohibits a school, a school district, or a charter school from expending state appropriated money to pay a contract lobbyist; and
- ▶ makes technical changes.

Amends 63J-1-210

Effective May 10, 2011

Chapter 323, Laws of Utah 2011

SB 124 Leaving a Child Unattended in a Motor Vehicle (*Benjamin M. McAdams*)

This bill amends the Utah Criminal Code by making it a class C misdemeanor to leave a child unattended in an enclosed compartment of a motor vehicle.

This bill:

- ▶ defines terms;
- ▶ makes it a class C misdemeanor for a person who is responsible for a child under nine years of age to intentionally, recklessly, knowingly, or with criminal negligence leave a child in an enclosed compartment of a motor vehicle if:
 - the motor vehicle is on public property or private property that is open to the general public;
 - the child is not supervised by a person who is at least nine years old; and
 - the conditions present a risk to the child of hyperthermia, hypothermia, or dehydration;
- ▶ provides that this bill does not apply if the person's conduct that constitutes a violation of this bill is subject to a greater penalty under another provision of state law;
- ▶ preempts enforcement of a local law or ordinance that makes it an infraction or a criminal offense to engage in the conduct that constitutes a misdemeanor under this bill;
- ▶ provides that, notwithstanding any provision of state law to the contrary, a conviction under this bill may not be used by a state or local government entity as grounds for revoking, refusing to grant, or refusing to renew, a license or permit, including a license or permit relating to the provision of day care or child care.

Enacts 76-10-2202

Effective May 10, 2011

Chapter 204, Laws of Utah 2011

SB 125 Property Tax Exemption Amendments (*Curtis S. Bramble*)

This bill modifies a provision related to property tax exemptions.

This bill:

- ▶ specifies that, for purposes of a property tax exemption for property used exclusively for educational purposes, "educational purposes" includes the physical or mental teaching, training, or conditioning of competitive athletes by specified entities;
- ▶ provides that a charter school is considered to be a school district for purposes of a property tax exemption for property of a school district; and
- ▶ makes technical changes.

This bill provides an immediate effective date.

This bill has retrospective operation for a taxable year beginning on or after January 1, 2008.

Amends 59-2-1101

Effective March 16, 2011

Chapter 44, Laws of Utah 2011

SB 126 Local District Service Amendments (*J. Stuart Adams*)

This bill enacts language related to a service provided by a local district.

This bill:

- ▶ defines terms;
- ▶ authorizes a local district to require that a service applicant provide:
 - an improvement;
 - an improvement assurance; and
 - an improvement assurance warranty;
- ▶ requires a local district to determine whether a completed improvement meets certain standards;
- ▶ prohibits a claim for money damages;
- ▶ authorizes a local district to impose an exaction;
- ▶ requires that a local district reconvey surplus real property in certain circumstances;
- ▶ prohibits a local district from imposing or collecting certain fees;
- ▶ requires that a local district establish a fee appeal process; and
- ▶ makes technical corrections.

Amends 17B-1-102, 17D-1-106;

Enacts 17B-1-119, 17B-1-120, 17B-1-121

Effective May 10, 2011

Chapter 205, Laws of Utah 2011

SB 127 Post Retirement Employment Amendments (*Daniel R. Liljenquist*)

This bill modifies the Utah State Retirement and Insurance Benefit Act by amending provisions related to a retiree who returns to work for a participating employer.

This bill:

- ▶ allows a retiree who begins reemployment with a participating employer on or after July 1, 2010, to be reemployed within one year if:
 - the retiree does not receive any employer paid benefits; and
 - the retiree does not earn more than a certain amount for any calendar year;
- ▶ recalculates the one-year separation requirement if a retiree is reemployed within one year; and
- ▶ makes technical changes.

Amends 49-11-505, 67-5-8

Effective May 10, 2011

Chapter 138, Laws of Utah 2011

SB 128 Regulatory Amendments (*Curtis S. Bramble*)

This bill amends the Pharmacy Practice Act.

This bill:

- ▶ defines terms;
- ▶ amends provisions related to exemptions from licensure;
- ▶ exempts advanced practice registered nurses and physician assistants from licensure under the Pharmacy Practice Act to dispense a cosmetic drug or injectable weight loss drug to a patient; and
- ▶ exempts optometrists from licensure under the Pharmacy Practice Act to dispense a cosmetic drug to a patient.

Amends 58-17b-309

Effective May 10, 2011

Chapter 76, Laws of Utah 2011

SB 129 Licensing of Physician-Educators (*Stephen H. Urquhart*)

This bill modifies the Utah Medical Practice Act in relation to licensing of physician-educators.

This bill:

- ▶ defines terms;
- ▶ provides for issuance of a temporary license for a foreign-educated physician who has been invited to serve as a faculty member at a Utah medical school;
- ▶ establishes requirements for a foreign-educated physician who has held a temporary license for at least five years to apply for a permanent license;
- ▶ authorizes the division to revoke a license described in this bill for a material misrepresentation or unlawful or unprofessional conduct; and
- ▶ makes technical corrections.

Amends 58-67-303, 58-67-502;

Enacts 58-67-302.7

Effective May 10, 2011

Chapter 206, Laws of Utah 2011

SB 130 Surplus Property Amendments (*Stuart C. Reid*)

This bill modifies the Utah Administrative Services Code by moving the state surplus property program to the Division of Purchasing and General Services.

This bill:

- ▶ defines terms;
- ▶ moves the state surplus property program from the Division of Fleet Operations of the Department of Administrative Services to the Division of Purchasing and General Services in the same department; and
- ▶ makes technical changes.

Amends 26-1-21, 63A-2-103;

Enacts 63A-2-101.5;

Renumbers and Amends 63A-9-801 to 63A-2-401, 63A-9-802 to 63A-2-402, 63A-9-803 to 63A-2-403, 63A-9-805 to 63A-2-404, 63A-9-806 to 63A-2-409, 63A-9-807 to 63A-2-405, 63A-9-808 to 63A-2-406, 63A-9-808.1 to 63A-2-407, 63A-9-809 to 63A-2-408

Effective May 10, 2011

Chapter 207, Laws of Utah 2011

SB 131 Unincorporated Business Entity Uniform Acts (*Lyle W. Hillyard*)

This bill repeals the existing Partnership Act, Utah Revised Uniform Limited Partnership Act, and Utah Revised Limited Liability Company Act, and enacts with modifications the Utah Uniform Partnership Act, Utah Uniform Limited Partnership Act, and Utah Revised Uniform Limited Liability Company Act.

This bill:

- ▶ enacts provisions related to partnerships, including:
 - enacting general provisions related to partnerships such as defining terms, addressing what constitutes knowledge and notice, addressing the effect of a partnership agreement, designating supplemental principles of law, providing for execution, filing, and recording of statements, addressing what is the governing law, and the affects of amendments or repeals to the chapter;
 - addressing the nature of a partnership;
 - addressing the relations of partners to persons dealing with a partnership;
 - addressing relations of partners to each other and to the partnership;
 - addressing transferees and creditors of partners;
 - providing for a partner's dissociation including when business is not wound up;
 - providing for winding up partnership business;
 - providing for conversion, merger, and domestication; and
 - providing for a limited liability partnership, a limited liability partnership that provides a professional service, and foreign limited liability partnership;
- ▶ enacts provisions related to limited partnerships, including:
 - providing for general provisions related to limited partnerships;
 - addressing formation of limited partnerships and various filing requirements;
 - addressing limited partners;
 - addressing general partners;

- providing for contributions and distributions;
- providing for dissociation;
- addressing transferable interests and rights of transferees and creditors;
- providing for dissolution;
- addressing foreign limited partnerships;
- providing for actions by partners; and
- providing for conversions, mergers, and domestications;
- ▶ enacts provisions related to limited liability companies, including:
 - addressing various general provisions related to limited liability companies;
 - providing for the formation and filings of limited liability companies;
 - addressing relations of members and managers to a person dealing with a limited liability company;
 - addressing relations of members to each other and to the limited liability company;
 - addressing transferable interests and rights of transferees and creditors;
 - providing for dissociation;
 - providing for dissolution and winding up;
 - addressing foreign limited liability companies;
 - providing for actions by members;
 - providing for merger, conversion, and domestication;
 - providing for professional services companies;
 - providing for series; and
 - providing for low-profit limited liability companies;
- ▶ includes miscellaneous provisions such as providing for uniformity of application, severability, and savings;
- ▶ addresses application of uniform acts to existing and future entities; and
- ▶ makes technical and conforming amendments.

This bill takes effect on July 1, 2012.

Amends 7-1-810, 7-3-10, 7-8-3, 13-34-114, 16-6a-1008.7, 16-10a-401, 16-10a-1008.7, 16-11-16, 16-16-111, 16-17-102, 31A-37a-102, 46-4-503, 53C-1-201, 61-2b-25, 61-2f-401, 75-7-1011;

Enacts 48-1a-101, 48-1a-102, 48-1b-101, 48-1b-102, 48-1b-103, 48-1b-104, 48-1b-105, 48-1b-106, 48-1b-107, 48-1b-201, 48-1b-202, 48-1b-203, 48-1b-204, 48-1b-301, 48-1b-302, 48-1b-303, 48-1b-304, 48-1b-305, 48-1b-306, 48-1b-307, 48-1b-308, 48-1b-401, 48-1b-402, 48-1b-403, 48-1b-404, 48-1b-405, 48-1b-406, 48-1b-501, 48-1b-502, 48-1b-503, 48-1b-504, 48-1b-601, 48-1b-602, 48-1b-603, 48-1b-701, 48-1b-702, 48-1b-703, 48-1b-704, 48-1b-705, 48-1b-801, 48-1b-802, 48-1b-803, 48-1b-804, 48-1b-805, 48-1b-806, 48-1b-807, 48-1b-901, 48-1b-902, 48-1b-903, 48-1b-904, 48-1b-905, 48-1b-906, 48-1b-907, 48-1b-908, 48-1b-909, 48-1b-910, 48-1b-911, 48-1b-912, 48-1b-913, 48-1b-914, 48-1b-915, 48-1b-1001, 48-1b-1002, 48-1b-1003, 48-1b-1004, 48-1b-1101, 48-1b-1102, 48-1b-1102.1, 48-1b-1103, 48-1b-1104, 48-1b-1105, 48-1b-1201, 48-1b-1202, 48-1b-1203, 48-1b-1204, 48-1b-1205, 48-2d-101, 48-2d-102, 48-2d-103, 48-2d-104, 48-2d-105, 48-2d-106, 48-2d-107, 48-2d-108, 48-2d-109, 48-2d-110, 48-2d-111, 48-2d-112, 48-2d-113, 48-2d-114, 48-2d-201, 48-2d-202, 48-2d-203, 48-2d-204, 48-2d-205, 48-2d-206, 48-2d-207, 48-2d-208, 48-2d-209, 48-2d-210, 48-2d-301, 48-2d-302, 48-2d-303, 48-2d-304, 48-2d-305, 48-2d-306, 48-2d-401, 48-2d-402, 48-2d-403, 48-2d-404, 48-2d-405, 48-2d-406, 48-2d-407, 48-2d-408, 48-2d-501, 48-2d-502, 48-2d-503, 48-2d-504, 48-2d-505, 48-2d-506, 48-2d-507, 48-2d-508, 48-2d-509, 48-2d-601, 48-2d-602,

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Effective July 1, 2012

Chapter 353, Laws of Utah 2011

SB 134 **Transparency in Health Care Provider Advertising** (*Jerry W. Stevenson*)

This bill amends health care provider licensing laws to require certain information about the health care provider in any professional advertising.

This bill:

- ▶ requires a health care provider to include certain information about the license and title of the health care provider in any advertisement for the health care provider's services;
- ▶ defines advertisement; and
- ▶ makes it unprofessional conduct to violate the advertisement requirements.

Enacts 58-1-501.6

Effective May 10, 2011

Chapter 139, Laws of Utah 2011

SB 135 **Department of Public Safety Duties Amendments** (*Daniel W. Thatcher*)

This bill modifies the Public Safety Code regarding language affected by the previous repeal of another provision.

This bill:

- ▶ removes from the duties of the Department of Public Safety the requirement that it maintain a database of officers' checks of driver licenses and state identification cards that includes the name, race, and gender of the officer and the race of the person whose license or card is checked, because language in Section 53-3-205 that required an applicant to provide information regarding race expired July 1, 2007.

Amends 53-1-106

Effective May 10, 2011

Chapter 77, Laws of Utah 2011

SB 136 Boating Amendments (*Curtis S. Bramble*)

This bill modifies the Motor Vehicles Code and the State Boating Act by amending provisions relating to vessels and outboard motors.

This bill:

- ▶ provides definitions;
- ▶ includes vessels and outboard motors in the motor vehicle provisions that regulate abandoned vehicles;
- ▶ grants the Board of Parks and Recreation rulemaking authority to make rules establishing regulations for anchored, beached, moored, and abandoned vessels;
- ▶ repeals the requirement that a motorboat registration that has been revoked may not be renewed for one year and specifies the requirements for a motorboat registration to be renewed after a revocation;
- ▶ provides that a compromise of certain boating violations shall be done pursuant to a plea in abeyance agreement;
- ▶ specifies procedures and fee requirements for a compromise of boating violations; and
- ▶ makes technical changes.

Amends 41-1a-1009, 41-6a-1408, 73-18-2, 73-18-4, 73-18-13.5, 73-18-13.6, 73-18c-304;

Enacts 77-2-4.3

Effective May 10, 2011

Chapter 386, Laws of Utah 2011

SB 138 Driver License Qualification Amendments (*Stephen H. Urquhart*)

This bill modifies the Public Safety Code by amending provisions relating to driver license qualifications.

This bill:

- ▶ requires every applicant for a driving privilege card to submit fingerprints and a photograph with an application to the Driver License Division;
- ▶ requires a person that renews a driving privilege card to submit fingerprints and a photograph to the Driver License Division if the person has not previously submitted fingerprints and a photograph to the division;
- ▶ requires that the fingerprinting and photograph submission required shall be conducted by the Bureau of Criminal Identification or a law enforcement agency that has the capability of handling fingerprint and photograph submissions;
- ▶ provides that the Driver License Division shall submit fingerprints for each applicant or cardholder to the Bureau of Criminal Identification;
- ▶ requires the Bureau of Criminal Identification to:
 - compare driving privilege card applicant or cardholder fingerprints with certain criminal databases and make certain notifications; and
 - maintain a separate file of driving privilege card applicant and cardholder fingerprints and make certain notifications when new entries are made on a person's file;
- ▶ requires the Driver License Division to:
 - impose the fees that the Bureau of Criminal Identification is authorized to collect for certain services; and
 - remit the fees collected to the Bureau of Criminal Identification; and
- ▶ makes technical changes.

This bill takes effect on July 1, 2011.

Amends 53-3-105, 53-3-106, 53-3-205, 53-10-202;

Enacts 53-3-205.5

Effective July 1, 2011

Chapter 428, Laws of Utah 2011

SB 140 State Charter School Board Amendments (*Howard A. Stephenson*)

This bill modifies procedures for the selection of members of the State Charter School Board.

This bill:

- ▶ provides that of the seven members appointed by the governor to the State Charter School Board, three members shall:
 - be nominated by an organization that represents Utah's charter schools; and
 - have expertise or experience in developing or administering a charter school;
- ▶ allows the governor to seek nominations from more than one organization that represents Utah's charter schools;
- ▶ allows the governor to remove a member of the State Charter School Board at any time for official misconduct, habitual or willful neglect of duty, or for other good and sufficient cause; and
- ▶ makes technical changes.

Amends 53A-1a-501.5

Effective May 10, 2011

Chapter 429, Laws of Utah 2011

SB 141 Burglary Offense Amendments (*Mark B. Madsen*)

This bill modifies the Criminal Code regarding elements of the offense of burglary.

This bill:

- ▶ provides that the offense of burglary includes a person entering a building with the intent to commit any act of voyeurism, rather than the current element of intent to commit an act of voyeurism against a child younger than 14 years of age.

Amends 76-6-202

Effective May 10, 2011

Chapter 78, Laws of Utah 2011

SB 142 Public Official Contact Information (*Howard A. Stephenson*)

This bill requires elected officials and school community council members to have contact information and accordingly amends the Government Records Access and Management Act.

This bill:

- ▶ requires a community council member to have a telephone number, if available, and email address, if available, where the member can be reached;
- ▶ requires an elected official to have a telephone number, if available, and email address, if available, where the official can be reached directly;
- ▶ provides that the contact information is public under the Government Records Access and Management Act; and
- ▶ makes technical changes.

This bill coordinates with H.B. 186, Utah Code Technical Amendments, by providing superseding technical amendments.

Amends 53A-1a-108, 63G-2-301;

Enacts 11-46-101, 11-46-102, 11-46-103

Effective May 10, 2011

Chapter 45, Laws of Utah 2011

SB 143 **Judiciary Amendments** (*Lyle W. Hillyard*)

This bill makes changes throughout the code regarding the judiciary and courts.

This bill:

- ▶ permits a person to be a candidate for more than one justice court judge office;
- ▶ requires an appointee or a candidate to more than one justice court office to:
 - pay a filing fee for each office; and
 - identify on the declaration of candidacy all of the courts included in the general election;
- ▶ allows a declaration of candidacy in one county to be valid in any other county in which the candidate may be appointed or elected;
- ▶ requires the ballot title to include the name of a court created by interlocal agreement;
- ▶ removes the requirement that all registered voters in a county vote in the retention election of a county justice court judge;
- ▶ removes the requirement that the governing bodies of a county and a municipality within that county both concur when a justice court judge is permitted to hold office as both a county and a municipal justice court judge;
- ▶ modifies a provision regarding child protective orders to comply with Rule 4 of the Utah Rules of Civil Procedure;
- ▶ allows any court, without a jury, to determine questions of fact and law and any constitutional issue presented in the pleadings;
- ▶ limits the scope of those who may petition the court for a modification or revocation of the court's child custody order to the child's parent or guardian;
- ▶ limits the scope of those who may petition the court for a new hearing on the ground that new evidence has been discovered;
- ▶ requires that disposition orders include notice that the right to appeal must be taken within 15 days from the entry of the order, decree, or judgement;
- ▶ authorizes the court to include in a minor's disposition order, an order to a minor's parent or guardian to pay restitution as authorized by law;
- ▶ requires the minimum payment of restitution to be at least \$5, unless the payment is the final payment and less than \$5 is owed;
- ▶ removes the authorization for a justice court judge to order administrative traffic checkpoints and issue search warrants; and
- ▶ allows the certificate of admission fee charged to new attorneys to be nonlapsing.

Amends 20A-9-201, 20A-12-201, 63G-4-402, 63J-1-602.5, 77-38a-404, 78A-2-220, 78A-6-1103, 78A-6-1108, 78A-6-1109, 78A-6-1113, 78A-7-105, 78A-7-204, 78B-7-205

Effective May 10, 2011

Chapter 208, Laws of Utah 2011

SB 144 **County Purchasing Agent Amendments** (*Margaret Dayton*)

This bill amends county purchasing agent provisions.

This bill:

- ▶ authorizes, under certain circumstances, the county executive to:
 - locate a county purchasing agent's office in the county auditor's office; and
 - delegate supervision of the county purchasing agent to the county auditor; and
- ▶ makes technical corrections.

Amends 17-53-307

Effective May 10, 2011

Chapter 140, Laws of Utah 2011

SB 145 Utah Educational Savings Plan Amendments (Wayne L. Niederhauser)

This bill modifies provisions related to the Utah Educational Savings Plan.

This bill:

- ▶ exempts Utah Educational Savings Plan funds from provisions of the State Money Management Act and establishes the authorized investments for the plan's program fund, administrative fund, and endowment fund;
- ▶ authorizes the Utah Higher Education Assistance Authority and its appointed board of directors to close certain public meetings or portions of public meetings for purposes of discussing fiduciary or commercial information;
- ▶ provides definitions;
- ▶ authorizes the plan to own institutional accounts in the plan to establish and administer scholarship programs or other college savings incentive programs;
- ▶ exempts the plan from the provisions of the Government Records Access and Management Act;
- ▶ authorizes the board of directors of the plan to establish advisory committees;
- ▶ modifies the information required to be sent from the Tax Commission to the plan when a taxpayer's individual income tax refund is contributed to Utah Educational Savings Plan accounts;
- ▶ establishes what financial information the plan shall provide to the Division of Finance for posting on the Utah Public Finance Website;
- ▶ authorizes the plan to publish materials and make transactions in languages other than English; and
- ▶ makes technical changes.

This bill provides an immediate effective date.

Amends 51-7-2, 51-7-4, 52-4-205, 53B-8a-102, 53B-8a-103, 53B-8a-105, 53B-8a-107, 53B-12-102, 59-1-403, 59-10-1313, 63A-3-402, 63G-1-201, 63G-2-103, 63G-2-301, 63G-2-305

Effective March 16, 2011

Chapter 46, Laws of Utah 2011

SB 146 Impact Fee Amendments (*Jerry W. Stevenson*)

This bill recodifies the Impact Fees Act.

This bill:

- ▶ repeals Title 11, Chapter 36, Impact Fees Act, and replaces it with Title 11, Chapter 36a, Impact Fees Act, including:
 - enacts general provisions;
 - enacts provisions related to an impact fee;
 - enacts provisions regulating the establishment of an impact fee;
 - enacts provisions related to an impact fee enactment;
 - enacts notice provisions;
 - enacts provisions regulating the accounting of and expenditure of an impact fee; and
 - enacts provisions related to challenging an impact fee; and
- ▶ makes technical and conforming amendments.

This bill takes effect on May 11, 2011.

Amends 10-9a-103, 10-9a-305, 10-9a-510, 13-43-205, 13-43-206, 17-27a-103, 17-27a-305, 17-27a-509, 17B-1-111, 17B-1-118, 17B-1-643, 17B-2a-1004;

Enacts 11-36a-101, 11-36a-102, 11-36a-201, 11-36a-202, 11-36a-203, 11-36a-204, 11-36a-205, 11-36a-301, 11-36a-302, 11-36a-303, 11-36a-304, 11-36a-305, 11-36a-306, 11-36a-401, 11-36a-402, 11-36a-403, 11-36a-501, 11-36a-502, 11-36a-503, 11-36a-504, 11-36a-601, 11-36a-602, 11-36a-603, 11-36a-701, 11-36a-702, 11-36a-703, 11-36a-704, 11-36a-705;

Repeals 11-36-101, 11-36-102 (Effective 05/11/11), 11-36-102 (Superseded 05/11/11), 11-36-201, 11-36-202, 11-36-301, 11-36-302, 11-36-303, 11-36-401, 11-36-401.5, 11-36-402, 11-36-501

Effective May 11, 2011

Chapter 47, Laws of Utah 2011

SB 147 **Forgery Law Amendments** (*Mark B. Madsen*)

This bill modifies the Criminal Code's forgery statutes relating to the production of false identification without lawful authority.

This bill:

- ▶ provides a penalty of a second degree felony for a person guilty of producing or transferring false identification documents who:
 - knowingly and without lawful authority produces, attempts, or conspires to produce an identification document, authentication feature, or a false identification document that is or appears to be issued by or under the authority of a governmental entity;
 - transfers an identification document, authentication feature, or a false identification document knowing that the document or feature was stolen or produced without lawful authority;
 - produces, transfers, or possesses a document-making implement or authentication feature with the intent that the document-making implement or the authentication feature be used in the production of a false identification document or another document-making implement or authentication feature; or
 - traffics in false or actual authentication features for use in false identification documents, document-making implements, or means of identification;
- ▶ provides exceptions for an authorized law enforcement agency; and
- ▶ provides for the forfeiture, destruction, or other disposition of all illicit authentication features, identification documents, document-making implements, or means of identification.

Amends 76-6-501

Effective May 10, 2011

Chapter 324, Laws of Utah 2011

SB 149 **Qualifications for the Executive Director of the Department of Health** (*Daniel R. Liljenquist*)

This bill amends the qualification necessary for the executive director of the Department of Health.

This bill:

- ▶ amends the qualifications necessary for the executive director of the Department of Health.

This bill provides an immediate effective date.

Amends 26-1-9

Effective March 21, 2011

Chapter 141, Laws of Utah 2011

SB 150 **Negligent Credentialing** (*J. Stuart Adams*)

This bill provides that a medical malpractice cause of action based on negligent credentialing will not be recognized in this state.

This bill:

- ▶ provides that negligent credentialing as a cause of action will not be recognized in a medical malpractice action.

Enacts 78B-3-425

Effective May 10, 2011

Chapter 430, Laws of Utah 2011

SB 151 Real Estate Transactions and Securities (*Benjamin M. McAdams*)

This bill modifies the Utah Uniform Securities Act to address regulation of certain real estate transactions.

This bill:

- ▶ modifies selected definitions;
- ▶ addresses scope of exclusion; and
- ▶ makes technical and conforming amendments.

Amends 61-1-13

Effective May 10, 2011

Chapter 354, Laws of Utah 2011

SB 155 Political Subdivision's Procurement Process for Construction Projects (*Benjamin M. McAdams*)

This bill amends requirements for a local entity to undertake a building improvement or public works project.

This bill:

- ▶ authorizes a municipality to adopt procedures of Title 63G, Chapter 6, Utah Procurement Code, with certain exceptions;
- ▶ authorizes a local entity to adopt procedures for certain construction methods;
- ▶ authorizes a city of the first class, a local district, or a special service district to adopt and follow provisions of Title 63G, Chapter 6, Utah Procurement Code, for a public works project using design-build that costs \$10,000,000 or more; and
- ▶ makes technical corrections.

Amends 11-39-103, 11-39-107

Effective May 10, 2011

Chapter 387, Laws of Utah 2011

SB 157 Property Tax Revisions (*Curtis S. Bramble*)

This bill enacts a provision relating to property taxes.

This bill:

- ▶ authorizes the State Tax Commission to enter into agreements with commercial or industrial taxpayers providing for equal property tax payments if specified conditions are met;
- ▶ authorizes the commission to revise, accelerate, or cancel equal payment agreements for specified reasons;
- ▶ requires the State Tax Commission to promulgate rules to ensure that payments under an equal payment contract do not affect the certified tax rate calculation; and
- ▶ requires the State Tax Commission to report annually to the Legislature's Revenue and Taxation Interim Committee and the Committee to review annually the effects of equal payment agreements.

Enacts 59-2-1308.5

Effective May 10, 2011

Chapter 325, Laws of Utah 2011

SB 159 Sex Offender Registry Revisions (*Dennis E. Stowell*)

This bill modifies the Code of Criminal Procedure regarding sex and kidnap offender registration.

This bill:

- ▶ adds Canada, the United Kingdom, Australia, and New Zealand as countries where convictions for sex or kidnap offenses are recognized for purposes of identifying convictions subject to registration;
- ▶ adds conviction of the offense of aggravated human trafficking as a kidnap offense subject to registration;
- ▶ adds as offenses subject to registration as a sex offender, for convictions on and after May 10, 2011:
 - sexual exploitation of a vulnerable adult; and
 - custodial sexual relations, when the person in custody is younger than 18 years of age; and
- ▶ requires lifetime registration for the offense of aggravated exploitation of prostitution.

This bill coordinates with S.B. 106, Sexual Exploitation Amendments, by amending the reference to a code section citation amended in S.B. 106.

Amends 77-27-21.5

Effective May 10, 2011

Chapter 48, Laws of Utah 2011

SB 160 Federal Funds Procedures Act Amendments (*Lyle W. Hillyard*)

This bill modifies provisions in the Federal Funds Procedures Act.

This bill:

- ▶ modifies definitions;
- ▶ provides that multiyear grants or awards are subject to the approval and summary requirements of the act in periods other than the initial year or grant period when funds continue to be disbursed;
- ▶ revises language governing approval procedures to provide additional clarity and improve readability;
- ▶ provides that federal funds contained in an appropriations act are considered approved when the appropriations act is passed;
- ▶ clarifies provisions relating to consequences for failing to obtain legislative approval on certain federal fund requests;
- ▶ permits an agency that receives excess federal funds to spend up to 25% of the excess funding without requesting formal approval under some circumstances; and
- ▶ makes technical changes.

Amends 63J-5-102, 63J-5-201, 63J-5-204;

Enacts 63J-5-205

Effective May 10, 2011

Chapter 326, Laws of Utah 2011

SB 162 Military and Overseas Voting (*Lyle W. Hillyard*)

This bill amends and enacts provisions related to elections to provide for military and overseas voting.

This bill:

- ▶ changes the period of time in which to file:
 - a declaration of candidacy; or
 - a certificate of nomination;
- ▶ changes the date of the municipal primary;
- ▶ changes the date by which:
 - a political party certifies a candidate for the primary ballot;
 - an ordinance may be adopted for exemption from a primary;
 - a candidate is certified for the ballot; and
 - a certified ballot title is submitted to an election officer;
- ▶ changes dates related to:
 - filling a midterm vacancy; and
 - nominating a State Board of Education member;
- ▶ enacts the Uniform Military and Overseas Voting Act;
- ▶ repeals provisions in Title 20A, Chapter 3, Part 4, Voting by Members of the Military and by Other Persons Living or Serving Abroad;
- ▶ designates an email address provided by, or a completed ballot transmitted by, a military or overseas voter as a private record; and
- ▶ makes technical and conforming amendments.

This bill takes effect on January 1, 2012.

This bill coordinates with H.B. 33, Election Law Revisions, by providing substantive amendments.

This bill coordinates with H.B. 230, Disability Amendments, by superseding technical and substantive amendments.

Amends 17B-1-306, 20A-1-201.5, 20A-1-503, 20A-1-508, 20A-1-509.1, 20A-2-102.5, 20A-3-308, 20A-5-409, 20A-6-103, 20A-6-106, 20A-7-103, 20A-9-202, 20A-9-203, 20A-9-403, 20A-9-404, 20A-9-503, 20A-9-701, 20A-12-201, 20A-14-105, 63G-2-302;

Enacts 20A-16-101, 20A-16-102, 20A-16-103, 20A-16-201, 20A-16-301, 20A-16-302, 20A-16-401, 20A-16-402, 20A-16-403, 20A-16-404, 20A-16-405, 20A-16-408, 20A-16-409, 20A-16-410, 20A-16-501, 20A-16-502, 20A-16-503, 20A-16-504, 20A-16-505, 20A-16-506;

Renumbers and Amends 20A-3-409 to 20A-16-406, 20A-3-410 to 20A-16-407, 20A-3-413 to 20A-16-202;

Repeals 20A-3-401, 20A-3-402, 20A-3-403, 20A-3-404, 20A-3-404.5, 20A-3-405, 20A-3-406, 20A-3-407, 20A-3-408, 20A-3-408.5, 20A-3-411, 20A-3-412

Effective January 1, 2012

Chapter 327, Laws of Utah 2011

SB 165 Election Law Amendments (*Curtis S. Bramble*)

This bill amends provisions in Title 20A, Election Code.

This bill:

- ▶ defines terms;
- ▶ authorizes a person to vote in an election if the person registers online to vote at least 15 days before an election;
- ▶ authorizes the chief election officer to extend the time to file a financial statement in certain circumstances;
- ▶ prohibits the use of an electronic signature and requires the use of a holographic signature to:
 - qualify a candidate for the ballot;
 - qualify a ballot proposition for the ballot; or
 - sign a petition to organize and register a political party;
- ▶ requires an estimate of the cost of printing and distributing information related to a petition;
- ▶ prohibits a person from verifying the person's own signature;
- ▶ prohibits a county clerk from certifying a signature on a packet that is not verified;
- ▶ requires the county clerk to compare a signature on a packet to the voter registration database;
- ▶ authorizes the lieutenant governor or county clerk to declare a petition insufficient if all the requirements are not met;
- ▶ prohibits the sponsors of a local initiative from submitting additional signatures to qualify for a ballot in subsequent elections;
- ▶ repeals a section regarding a financial report;
- ▶ establishes the time by which a petitioner shall deliver petition packets to the county clerk and qualify a petition for the ballot;
- ▶ requires the amount of signatures necessary for an initiative or referendum to be submitted to a legislative body or qualify for placement on the ballot to be calculated based on the votes cast for President of the United States;
- ▶ clarifies when a local law subject to a referendum takes effect; and
- ▶ makes technical changes.

This bill provides an immediate effective date.

Amends 20A-1-102, 20A-2-102.5, 20A-2-206, 20A-3-304, 20A-7-101, 20A-7-201, 20A-7-202, 20A-7-202.5, 20A-7-203, 20A-7-205, 20A-7-206, 20A-7-206.3, 20A-7-207, 20A-7-301, 20A-7-305, 20A-7-306, 20A-7-306.3, 20A-7-307, 20A-7-501, 20A-7-502.5, 20A-7-503, 20A-7-505, 20A-7-506, 20A-7-506.3, 20A-7-507, 20A-7-601, 20A-7-605, 20A-7-606, 20A-7-606.3, 20A-7-607, 20A-7-609, 20A-8-103, 20A-9-203, 20A-9-404, 20A-9-502, 20A-11-103;

Enacts 20A-1-306;

Repeals 20A-7-206.5

Effective March 10, 2011

Chapter 17, Laws of Utah 2011

SB 167 **Condominium and Community Association Revisions** (*Wayne L. Niederhauser*)

This bill modifies, enacts, and repeals provisions relating to condominium associations and community associations.

This bill:

- ▶ modifies, repeals, and enacts provisions relating to the Condominium Ownership Act and the Community Association Act;
- ▶ provides what constitutes fair and reasonable notice;
- ▶ modifies provisions relating to liens for assessments and related charges and the process to collect assessments and enforce the liens;
- ▶ modifies provisions relating to insurance;
- ▶ enacts Community Association Act provisions, including provisions relating to:
 - declaration content;
 - association bylaws, rules, and budget;
 - creditor approval of specified actions;
 - the collection of assessments and related charges; and
 - insurance;
- ▶ repeals redundant or obsolete provisions; and
- ▶ makes technical changes.

Amends 57-8-3, 57-8-10, 57-8a-102;

Enacts 57-8-42, 57-8-43, 57-8-44, 57-8-45, 57-8-46, 57-8-47, 57-8-48, 57-8-49, 57-8-50, 57-8-51, 57-8-52, 57-8-53, 57-8-54, 57-8a-212, 57-8a-213, 57-8a-214, 57-8a-215, 57-8a-216, 57-8a-217, 57-8a-218, 57-8a-219, 57-8a-220, 57-8a-221, 57-8a-301, 57-8a-302, 57-8a-303, 57-8a-304, 57-8a-305, 57-8a-306, 57-8a-307, 57-8a-308, 57-8a-309, 57-8a-310, 57-8a-311, 57-8a-401, 57-8a-402, 57-8a-403, 57-8a-404, 57-8a-405, 57-8a-406, 57-8a-407;

Repeals 57-8-20, 57-8-29, 57-8a-202, 57-8a-203, 57-8a-204, 57-8a-205, 57-8a-207

Effective May 10, 2011

Chapter 355, Laws of Utah 2011

SB 172 **Political Subdivisions Administration Amendments** (*Howard A. Stephenson*)

This bill prohibits a political subdivision from appointing or hiring, in certain circumstances, a manager or similar position during an interim vacancy period.

This bill:

- ▶ defines terms;
- ▶ prohibits a council in a municipal council-manager form of government from:
 - appointing a manager during an interim vacancy period; and
 - entering into a contract that contains an automatic renewal provision on or after May 10, 2011, with a manager;
- ▶ prohibits a mayor in a municipal council-mayor form of government from:
 - appointing a chief administrative officer during an interim vacancy period; and
 - entering into a contract that contains an automatic renewal provision on or after May 10, 2011, with a chief administrative officer;
- ▶ prohibits a council in a municipal six-member council form of government from:

- appointing a manager during an interim vacancy period; and
- entering into a contract that contains an automatic renewal provision on or after May 10, 2011, with a manager;
- ▶ prohibits a council in a municipal five-member council form of government from:
 - appointing a manager during an interim vacancy period; and
 - entering into a contract that contains an automatic renewal provision on or after May 10, 2011, with a manager;
- ▶ prohibits a council in a county council-manager form of government from:
 - appointing a county manager during an interim vacancy period; and
 - entering into a contract that contains an automatic renewal provision on or after May 10, 2011, with a county manager;
- ▶ prohibits a county executive from:
 - appointing a manager, a chief executive officer, a chief administrative officer, or a similar position during an interim vacancy period; and
 - entering into a contract on or after May 10, 2011, that contains an automatic renewal provision with a chief executive officer, a chief administrative officer, or a similar position;
- ▶ prohibits a local district from:
 - hiring a manager, a chief executive officer, a chief administrative officer, or a similar position during an interim vacancy period; and
 - entering into a contract on or after May 10, 2011, that contains an automatic renewal provision with a manager, a chief executive officer, a chief administrative officer, or a similar position;
- ▶ prohibits a special service district from:
 - hiring a manager, a chief executive officer, a chief administrative officer, or a similar position during an interim vacancy period; and
 - entering into a contract on or after May 10, 2011, that contains an automatic renewal provision with a manager, a chief executive officer, a chief administrative officer, or a similar position;
- ▶ prohibits a local school board from:
 - appointing a superintendent during an interim vacancy period; and
 - entering into a contract on or after May 10, 2011, that contains an automatic renewal provision with a superintendent; and
- ▶ makes technical corrections.

Amends 10-3b-103, 10-3b-202, 10-3b-303, 10-3b-403, 10-3b-503, 17-52-505, 17-53-302, 17-53-317, 17B-1-301, 17D-1-106, 53A-3-301

Effective May 10, 2011

Chapter 209, Laws of Utah 2011

SB 174 Motor Vehicle Insurance Coverage Amendments *(Stephen H. Urquhart)*

This bill modifies the Insurance Code by amending provisions relating to arbitration for motor vehicle insurance coverage.

This bill:

- ▶ clarifies that certain caps on the amount of an arbitration award for certain uninsured and underinsured motorist claims apply only in certain circumstances;
- ▶ clarifies that the caps on the award of fees and costs for certain uninsured and underinsured motorist claims only apply in certain circumstances; and
- ▶ makes technical changes.

Amends 31A-22-305, 31A-22-305.3

Effective May 10, 2011

Chapter 431, Laws of Utah 2011

SB 177 Security Agency Qualification Amendments (*Margaret Dayton*)

This bill modifies the Public Safety Code regarding licensure qualifications and discipline of private investigators and exempts certified public accountants.

This bill:

- ▶ modifies the licensure requirements for a private investigator agency and for a private investigator registrant;
- ▶ increases the number of hours of experience required for licensure in each category;
- ▶ allows credit toward required hours of experience for certain educational degrees;
- ▶ requires a certificate of liability insurance for an agency and a surety bond for a registrant or an apprentice; and
- ▶ clarifies that certified public accountants are exempted from licensure as a private investigator.

Amends 53-9-102, 53-9-103, 53-9-105, 53-9-107, 53-9-108, 53-9-109, 53-9-110, 53-9-111, 53-9-113, 53-9-117, 53-9-118, 53-11-115

Effective May 10, 2011

Chapter 432, Laws of Utah 2011

SB 178 Municipal Land Use Amendments (*Curtis S. Bramble*)

This bill amends municipal land use provisions relating to nonconforming uses and noncomplying structures.

This bill:

- ▶ amends municipal land use provisions relating to nonconforming uses and noncomplying structures; and
- ▶ makes technical corrections.

Amends 10-9a-511

Effective May 10, 2011

Chapter 210, Laws of Utah 2011

SB 180 Medicaid Reform (*Daniel R. Liljenquist*)

This bill amends the Medical Assistance Act and the Budgetary Procedures Act.

This bill:

- ▶ requires the Department of Health to develop a proposal to modify the Medicaid program in a way that maximizes replacement of the fee-for-service delivery model with one or more risk-based delivery models;
- ▶ specifies criteria for the proposal;
- ▶ requires the department, to the extent possible, to develop the proposal with the input of stakeholder groups representing those who will be affected by the proposal.
- ▶ requires the department to report to the Legislature on the development of the proposal;
- ▶ requires the department to submit a request to the Centers for Medicare and Medicaid Services for waivers from federal law to implement the proposal;
- ▶ directs the department to implement the proposal in the fiscal year following the fiscal year in which the waivers are approved;
- ▶ provides definitions;
- ▶ creates the Medicaid Growth Reduction and Budget Stabilization Account restricted account;
- ▶ specifies conditions under which Medicaid growth savings shall be transferred or appropriated to the account;
- ▶ provides that Medicaid growth savings not transferred into the account shall be included in the base budget for the second following fiscal year;
- ▶ specifies the priority of the account's claim on General Fund revenue surplus;
- ▶ specifies how money in the account may be used;
- ▶ makes conforming amendments; and
- ▶ makes technical corrections.

Amends 63J-1-312, 63J-1-314, 63M-1-905;

Enacts 26-18-405, 63J-1-315

Effective May 10, 2011

Chapter 211, Laws of Utah 2011

SB 181 Lobbyist Disclosure and Regulation Act Revisions (*Curtis S. Bramble*)

This bill amends the Lobbyist Disclosure and Regulation Act to amend definitions.

This bill:

- ▶ amends the definition of "approved meeting or activity" to include certain meetings or activities approved by the governor or lieutenant governor for a public official who holds a position in the executive branch;
- ▶ amends the definition of "expenditure" to include admission to or attendance at certain events or travel to certain events; and
- ▶ makes technical and conforming changes.

Amends 36-11-102

Effective May 10, 2011

Chapter 212, Laws of Utah 2011

SB 184 Disposal of Electronic Waste (*Stephen H. Urquhart*)

This bill enacts provisions related to consumer electronic device collection and recycling programs and consumer electronic device manufacturers.

This bill:

- ▶ defines terms;
- ▶ prohibits a manufacturer from offering a consumer electronic device for sale in the state unless the manufacturer meets certain reporting requirements to the Department of Environmental Quality;
- ▶ requires the Department of Environmental Quality to report on the manufacturer's reporting to the Natural Resources, Agriculture, and Environment Interim Committee and the Public Utilities and Technology Interim Committee;
- ▶ prohibits a manufacturer from offering a consumer electronic device for sale in the state unless the manufacturer establishes and implements a public education program on collection and recycling programs; and
- ▶ authorizes a local government to enter into an arrangement with a manufacturer to facilitate consumer electronics recycling.

Enacts 19-6-1201, 19-6-1202, 19-6-1203, 19-6-1204, 19-6-1205

Effective May 10, 2011

Chapter 213, Laws of Utah 2011

SB 186 Utah Medical Practice Act Amendments (*J. Stuart Adams*)

This bill amends the Utah Medical Practice Act and the Utah Osteopathic Medical Practice Act by clarifying policies and procedures.

This bill:

- ▶ amends definitions;
- ▶ prohibits an individual from using the title "doctor," "M.D." or "D.O." in a misleading manner;
- ▶ clarifies licensing requirements;
- ▶ clarifies disciplinary procedures; and
- ▶ makes technical changes.

Amends 58-1-501, 58-37-6, 58-67-102, 58-67-302, 58-67-302.5, 58-67-304, 58-67-305, 58-67-401, 58-67-403, 58-67-503, 58-68-102, 58-68-302, 58-68-304, 58-68-305, 58-68-401, 58-68-403, 58-68-503;

Repeals and Reenacts 58-67-402, 58-68-402

Effective May 10, 2011

Chapter 214, Laws of Utah 2011

SB 188 Tax Commission Amendments (*John L. Valentine*)

This bill exempts certain State Tax Commission functions from the Open and Public Meetings Act.

This bill:

- ▶ exempts the State Tax Commission from the Open and Public Meetings Act when considering or acting on certain confidential tax matters;
- ▶ grants rulemaking authority to the State Tax Commission to establish procedures and requirements related to a meeting that is not open to the public; and
- ▶ makes technical and conforming changes.

Amends 52-4-103;

Enacts 59-1-405

Effective May 10, 2011

Chapter 215, Laws of Utah 2011

SB 191 Workers' Compensation Coverage Waivers (*Karen Mayne*)

This bill modifies the Workers' Compensation Act to address the issuance of workers' compensation coverage waivers.

This bill:

- ▶ repeals the authorization for insurers to issue workers' compensation waivers;
- ▶ enacts the Workers' Compensation Coverage Waivers Act, including:
 - defining terms;
 - providing for the issuance of waivers;
 - requiring information to be submitted to obtain a waiver; and
 - providing for enforcement; and
- ▶ makes technical and conforming amendments.

This bill appropriates:

- ▶ to Labor Commission as a combination of one-time or ongoing money from two different fiscal years:
 - from General Fund Restricted - Industrial Accident Restricted Account, \$100,000.

Amends 34A-2-103, 34A-2-104, 34A-2-110, 34A-2-705;

Enacts 34A-2-1001, 34A-2-1002, 34A-2-1003, 34A-2-1004, 34A-2-1005;

Repeals 31A-22-1011

Effective July 1, 2011

Chapter 328, Laws of Utah 2011

SB 197 Local Housing Authority Amendments (*Benjamin M. McAdams*)

This bill modifies housing authority provisions related to housing authority commissioners, minutes of their meetings, and annual reports.

This bill:

- ▶ changes the term of office for a commissioner from five years to four years;
- ▶ requires a copy of a housing authority's annual report to be given to the governing body of the city or county which appointed the commissioners;
- ▶ requires each authority to post electronically for public review its annual approved budget and minutes of all open meetings held by its board of commissioners; and
- ▶ makes certain technical changes.

Amends 9-4-606, 9-4-631

Effective May 10, 2011

Chapter 216, Laws of Utah 2011

SB 198 **Division of Housing and Community Development Amendments** (*Scott K. Jenkins*)

This bill creates a State Small Business Credit Initiative Program Fund to be administered by the Division of Housing and Community Development.

This bill:

- ▶ creates the State Small Business Credit Initiative Program Fund;
- ▶ provides for the fund to be administered by the director of the Division of Housing and Community Development within the Department of Community and Culture;
- ▶ provides that the director may make loans and loan guarantees from the fund for the Small Business Initiative created by the federal government to use federal money for programs that leverage private money to help finance small businesses and manufacturers that are creditworthy but not receiving the loans needed to expand and create jobs;
- ▶ provides for distribution of fund money; and
- ▶ provides for an annual accounting of fund money.

Enacts 9-4-1601, 9-4-1602, 9-4-1603

Effective May 10, 2011

Chapter 217, Laws of Utah 2011

SB 199 **Utah Commission on Uniform State Laws** (*Lyle W. Hillyard*)

This bill modifies and updates provisions governing the Utah Commission on Uniform State Laws.

This bill:

- ▶ repeals and reenacts provisions governing the Utah Commission on Uniform State Laws in order to update and clarify language;
- ▶ modifies provisions relating to appointment procedures for uniform law commissioners;
- ▶ provides procedures and requirements for appointment of commissioners and associate commissioners;
- ▶ provides procedures and requirements for filling vacancies in the commission;
- ▶ amends duties of the commission; and
- ▶ makes technical changes.

Amends 68-4-7, 68-4-8, 68-4-9;

Repeals and Reenacts 68-4-5, 68-4-6

Effective May 10, 2011

Chapter 356, Laws of Utah 2011

SB 200 State Debt Collections Amendments (*Lyle W. Hillyard*)

This bill modifies provisions relating to the Office of State Debt Collection and the Division of Finance.

This bill:

- ▶ modifies definitions;
- ▶ moves the Office of State Debt Collection from the Department of Administrative Services to the Division of Finance;
- ▶ modifies procedures for the collection of accounts receivable by the Division of Finance;
- ▶ requires a party to file a complaint in court within one year of the creation of the lien;
- ▶ allows the Office of State Debt Collection to obtain records and databases by entering into written agreements with other government agencies for the purpose of collecting state accounts receivable; and
- ▶ provides technical changes.

Amends 15-1-4, 63A-1-109, 63A-1-109.5, 63A-3-103, 63A-3-301, 63A-3-303, 63A-3-304, 63A-3-307, 63A-3-308, 76-3-201.1, 78A-2-214, 78B-8-201;

Renumbers and Amends 63A-8-101 to 63A-3-501, 63A-8-201 to 63A-3-502, 63A-8-203 to 63A-3-503, 63A-8-204 to 63A-3-504, 63A-8-301 to 63A-3-505, 63A-8-302 to 63A-3-506

Effective May 10, 2011

Chapter 79, Laws of Utah 2011

SB 203 Executive Residence Commission (*J. Stuart Adams*)

This bill modifies the membership and duties of the Executive Residence Commission.

This bill:

- ▶ provides definitions;
- ▶ expands the membership and duties of the commission;
- ▶ requires the commission to meet at least once a year and make any recommendations to the State Building Board;
- ▶ requires the Division of Facilities Construction and Management to provide administrative support to the commission; and
- ▶ makes technical changes.

Amends 67-1-8.1

Effective May 10, 2011

Chapter 218, Laws of Utah 2011

SB 204 Capital Development and Improvement Process Approval Requirements Amendments (*J. Stuart Adams*)

This bill amends provisions related to the capital development and improvement process.

This bill:

- ▶ modifies the circumstances under which legislative approval is not required for a capital development project; and
- ▶ makes technical and conforming changes.

Amends 63A-5-104

Effective May 10, 2011

Chapter 219, Laws of Utah 2011

SB 206 Labor Organization Provisions in Teacher Contracts (*Howard A. Stephenson*)

This bill modifies provisions of Title 34, Chapter 32, Deductions for the Benefit of Labor Organizations, relating to the cessation or commencement of a union dues wage deduction.

This bill:

- ▶ requires that an employer promptly cease or commence a union dues wage deduction upon the written request of the employee;
- ▶ states that an employee's request to cease a union dues wage deduction may not be conditioned on the labor organization's advance notice or consent;
- ▶ states that a labor organization is not liable to an employee for any claim, service, or benefit that is available only to a member of the organization if the employee requests cessation of union dues wage deductions;
- ▶ states that the rights described in this bill cannot be waived; and
- ▶ makes technical corrections.

Amends 34-32-1

Effective May 10, 2011

Chapter 220, Laws of Utah 2011

SB 209 Telecommunications Amendments (*Curtis S. Bramble*)

This bill provides that the existing surcharge on residential and business lines, for the provision of telecommunications devices to hearing and speech impaired persons, shall apply to each access line for residential and business telephone service and each telephone number for mobile telephone service.

This bill:

- ▶ provides that the existing surcharge on residential and business lines, for the provision of telecommunications devices to hearing and speech impaired persons, shall apply to each access line for residential and business telephone service and each telephone number for mobile telephone service;
- ▶ reduces the maximum surcharge from 25 cents to 20 cents; and
- ▶ makes technical changes.

Amends 54-8b-10, 63J-1-602.3

Effective May 10, 2011

Chapter 329, Laws of Utah 2011

SB 210 Utah Postsecondary Proprietary School Act Amendments (*Curtis S. Bramble*)

This bill modifies the Utah Postsecondary Proprietary School Act.

This bill:

- ▶ modifies definitions;
- ▶ modifies institutions that are exempt from the act;
- ▶ provides for the Division of Consumer Protection to issue certificates of exemption to specified institutions and establishes a process for issuing an exemption certificate and renewals;
- ▶ modifies the division's authority with respect to complaints against institutions subject to the act;
- ▶ requires institutions to file separate registration and exempt applications for each campus that the institution operates;
- ▶ requires a proprietary school to submit a review of its continued qualification for certification;
- ▶ specifies information that a proprietary school is required to submit to demonstrate that it is financially sound;
- ▶ modifies a provision relating to division inspections of a proprietary school;
- ▶ modifies a provision relating to criminal background checks that the division may require;
- ▶ authorizes the division to establish a process for dealing with complaints concerning postsecondary educational institutions; and
- ▶ establishes a process for the division to confirm that an institution is a private nonprofit educational institution.

Amends 13-34-103, 13-34-105, 13-34-106, 13-34-107, 13-34-108, 13-34-110, 13-34-113;

Enacts 13-34-107.5, 13-34-107.6

Effective May 10, 2011

Chapter 221, Laws of Utah 2011

SB 212 Judicial Evaluation Amendments (*D. Chris Buttars*)

This bill makes amendments to the Judicial Performance Evaluation Commission.

This bill:

- ▶ allows the Judicial Performance Evaluation Commission to vote in a closed meeting on whether or not to recommend that the voters retain a judge;
- ▶ requires that any record of an individual commissioner's vote be a protected record under Title 63G, Chapter 2, Government Records Access and Management Act;
- ▶ removes litigants from the judicial performance evaluation survey;
- ▶ reduces the number of categories to be included in the performance evaluation survey;
- ▶ allows survey respondents to supplement responses to survey questions with written comments;
- ▶ establishes a clear minimum performance standard;
- ▶ establishes that the judicial performance evaluation survey is to be reported in three categories: legal ability, judicial temperament and integrity, and administrative abilities;
- ▶ allows only a judge who is the subject of an unfavorable retention recommendation to meet with the commission about its recommendation;
- ▶ allows the judicial performance evaluation commission to only report public discipline that a judge has received; and
- ▶ makes technical corrections.

Amends 63G-2-305, 78A-12-203, 78A-12-204, 78A-12-205, 78A-12-206

Effective May 10, 2011

Chapter 80, Laws of Utah 2011

SB 214 Motor Vehicle Rental Company Fee Disclosures (*J. Stuart Adams*)

This bill modifies provisions relating to motor vehicle rental companies.

This bill:

- ▶ provides definitions;
- ▶ provides that a motor vehicle rental company may include separately stated surcharges, fees, or charges in a rental agreement, including motor vehicle license cost recovery fees, airport access fees, airport concession fees, and all applicable taxes;
- ▶ provides that if a motor vehicle rental company includes a motor vehicle license cost recovery fee as a separately stated charge in a rental transaction, the amount of the fee shall represent the motor vehicle rental company's good-faith estimate of the motor vehicle rental company's daily charge as calculated by the motor vehicle rental company to recover certain costs;
- ▶ provides that if the total amount of the motor vehicle license cost recovery fees collected by a motor vehicle rental company under this section in any calendar year exceeds certain costs for that calendar year, the motor vehicle rental company shall retain the excess amount and adjust the estimated average per vehicle fee for the following calendar year by the corresponding amount; and
- ▶ makes technical changes.

Enacts 13-48-101, 13-48-102, 13-48-103

Effective May 10, 2011

Chapter 357, Laws of Utah 2011

SB 217 Education Policy Amendments (*Curtis S. Bramble*)

This bill modifies the Beverly Taylor Sorenson Elementary Arts Learning Program.

This bill:

- ▶ requires schools that receive grants from the Beverly Taylor Sorenson Elementary Arts Learning Program to provide certain matching funds;
- ▶ requires the State Board of Education to make funds available for additional schools to participate in the program, based on the matching funds coming from grant recipients; and
- ▶ removes the repeal date for the program.

Amends 53A-17a-162, 63I-2-253

Effective May 10, 2011

Chapter 330, Laws of Utah 2011

SB 220 Intermountain Weatherization Training Fund (*Scott K. Jenkins*)

This bill creates the Intermountain Weatherization Training Fund.

This bill:

- ▶ creates the Intermountain Weatherization Training Fund;
- ▶ provides for the fund to be administered by the Division of Housing and Community Development within the Department of Community and Culture;
- ▶ identifies revenue sources for the fund; and
- ▶ provides that fund money shall be used to administer, operate, maintain, and support the Intermountain Weatherization Training Center.

Enacts 9-4-1701

Effective May 10, 2011

Chapter 222, Laws of Utah 2011

SB 221 State of Utah Resource Management Plan for Federal Lands *(Ralph Okerlund)*

This bill establishes a state land use planning and management program.

This bill:

- ▶ provides definitions, including the lands subject to the state land use planning and management program; and
- ▶ adopts a multiple use policy for the specified lands, including:
 - opposing the federal designation, management, or treatment of specified lands in a manner that resembles wilderness or wilderness study areas, including the use of the non-impairment standard applicable to wilderness study areas;
 - achieving and maintaining at the highest reasonably sustainable levels a continuing yield of energy, hard rock, and natural resources in specified lands;
 - achieving and maintaining livestock grazing in the specified lands at the highest reasonably sustainable levels;
 - managing the watershed in the specified lands to achieve and maintain water resources at the highest reasonably sustainable levels;
 - achieving and maintaining traditional access to outdoor recreational opportunities in the specified lands;
 - managing the specified lands so as to protect prehistoric rock art, artifacts, and other culturally important items found on the specified lands;
 - managing the specified lands so as not to interfere with the property rights of adjacent property owners;
 - managing the specified lands so as not to interfere with school trust lands; and
 - discouraging a federal classification of specified lands as areas of critical environmental concern or areas with visual resource management class I or II rating.

This bill provides an immediate effective date.

Enacts 63J-8-101, 63J-8-102, 63J-8-103, 63J-8-104, 63J-8-105, 63J-8-106

Effective March 16, 2011

Chapter 49, Laws of Utah 2011

SB 222 Public Transit Amendments *(Curtis S. Bramble)*

This bill amends provisions relating to public transit.

This bill:

- ▶ authorizes a local district that provides transportation services to adopt a resolution approving the annexation of the area outside of the local district's boundaries if:
 - the area is within a county that has levied a certain local option sales and use tax; and
 - the county legislative body has adopted a resolution approving the annexation of the areas outside of the local district;
- ▶ repeals certain public transit district conflict of interest provisions and clarifies that each trustee, officer, and employee of a public transit district is subject to the Utah Public Officers' and Employees' Ethics Act;
- ▶ provides that a county, city, or town legislative body is not required to submit an opinion question to the county's, city's, or town's registered voters to impose a certain sales and use tax to fund public transit if the county, city, or town imposes a certain sales and use tax on or before July 1, 2011; and
- ▶ makes technical changes.

Amends 17B-1-415, 17B-2a-804, 17B-2a-814, 59-12-2213

Effective May 10, 2011

Chapter 223, Laws of Utah 2011

SB 226 Income Tax Credits for Cleaner Burning Fuels (*Stephen H. Urquhart*)

This bill amends income tax credits related to cleaner burning fuels.

This bill:

- ▶ amends the eligibility requirements for cleaner burning fuels tax credits available under the Individual Income Tax Act and the Corporate Franchise and Income Taxes chapter; and
- ▶ makes technical and conforming changes.

This bill has retrospective operation for a taxable year beginning on or after January 1, 2011.

Amends 59-7-605, 59-10-1009

Effective May 10, 2011

Chapter 358, Laws of Utah 2011

SB 230 DNA Amendments (*J. Stuart Adams*)

This bill modifies provisions of the Public Safety Code relating to the use of the DNA Specimen Restricted Account.

This bill:

- ▶ authorizes the Department of Public Safety to reimburse sheriffs for collecting DNA specimens as provided in Sections 53-10-404 and 53-10-404.5.

Amends 53-10-407

Effective May 10, 2011

Chapter 81, Laws of Utah 2011

SB 235 Charter School Students' Participation in Extracurricular Activities (*Karen Mayne*)

This bill amends provisions related to the eligibility of charter school students to participate in extracurricular activities.

This bill:

- ▶ provides that a charter school student is eligible to participate in an extracurricular activity at a public school other than the student's charter school if the student's charter school is located on the campus of the public school, or has local school board approval to locate on the campus of the public school;
- ▶ provides that the State Board of Education may establish rules that allow a charter school student to participate in an extracurricular activity at another public school; and
- ▶ makes technical changes.

This bill provides an immediate effective date.

Amends 53A-1a-519

Effective March 30, 2011

Chapter 433, Laws of Utah 2011

SB 236 **Referendum Amendments** (*Kevin T. Van Tassell*)

This bill amends provisions of the Election Code to clarify the referendum procedures applicable to the issuance of local obligations.

This bill:

- ▶ defines terms;
- ▶ requires a referendum petition on a local obligation law to obtain a certain number of signatures; and
- ▶ makes technical and conforming changes.

This bill provides an immediate effective date.

Amends 20A-7-101, 20A-7-601

Effective March 25, 2011

Chapter 331, Laws of Utah 2011

SB 237 **Pollution Control Facility Amendments** (*Lyle W. Hillyard*)

This bill authorizes a person that operates a pollution control facility pursuant to an agreement to apply for a sales and use tax exemption.

This bill:

- ▶ authorizes a person that operates a pollution control facility pursuant to an agreement to apply for a sales and use tax exemption; and
- ▶ makes technical changes.

Amends 19-2-124

Effective May 10, 2011

Chapter 142, Laws of Utah 2011

SB 242 **Assessment Area Amendments** (*Wayne L. Niederhauser*)

This bill defines terms and amends provisions relating to an assessment area that consists of unimproved property.

This bill:

- ▶ defines terms; and
- ▶ amends provisions relating to an assessment area consisting of unimproved property.

Amends 11-42-102, 11-42-205

Effective May 10, 2011

Chapter 388, Laws of Utah 2011

SB 243 **Historic Areas or Sites Amendments** (*Wayne L. Niederhauser*)

This bill enacts language related to municipal land use provisions and historic districts or areas.

This bill:

- ▶ prohibits a city of the first class in a county of the first class from establishing a local historic district or area in certain circumstances;
- ▶ prohibits a municipality from reviewing a land use application in certain circumstances; and
- ▶ makes technical corrections.

Amends 10-9a-503

Effective May 10, 2011

Chapter 224, Laws of Utah 2011

SB 244 **Salt Lake County Highway Project Funding** (*Wayne L. Niederhauser*)

This bill modifies the Transportation Code by amending provisions relating to funding for highway projects within Salt Lake County.

This bill:

- ▶ provides that if project savings are identified by the Department of Transportation and if the use of funds is not in violation of any agreement, the Department of Transportation shall provide \$1,000,000 of the funds to Draper City to pay for highway improvements to 13490 South.

Amends 72-2-121.4

Effective May 10, 2011

Chapter 225, Laws of Utah 2011

SB 248 **Controlled Substance Database Amendments** (*Curtis S. Bramble*)

This bill modifies provisions relating to access to the Controlled Substance Database.

This bill:

- ▶ authorizes certain individuals to access the controlled substance database for the purpose of reviewing a patient's request for workers' compensation benefits; and
- ▶ makes technical changes.

This bill takes effect on January 1, 2012.

Amends 58-37f-301

Effective January 1, 2012

Chapter 226, Laws of Utah 2011

SB 250 **Electronic Transmissions and Directors Actions** (*Benjamin M. McAdams*)

This bill modifies the Utah Revised Business Corporation Act to address how directors may take action without a meeting.

This bill:

- ▶ allows written consent to be given through electronic transmission; and
- ▶ makes technical changes.

Amends 16-10a-821

Effective May 10, 2011

Chapter 227, Laws of Utah 2011

SB 251 **Lobbyist Training** (*Michael G. Waddoups*)

This bill addresses lobbyist ethics training.

This bill:

- ▶ provides that the lieutenant governor shall develop and maintain an ethics training course for lobbyists;
- ▶ establishes procedures and requirements for the ethics training course for lobbyists;
- ▶ provides penalties for a lobbyist who fails to complete the ethics training course; and
- ▶ makes technical and conforming changes.

Amends 36-11-401;

Enacts 36-11-307

Effective May 10, 2011

Chapter 389, Laws of Utah 2011

SB 256 **Teacher Effectiveness Evaluation Process** (*J. Stuart Adams*)

This bill modifies provisions related to teacher career ladders and educator evaluations.

This bill:

- ▶ provides components that may be included in a career ladder;
- ▶ provides that annual evaluations for all teachers may be a component of a career ladder;
- ▶ requires that provisional and probationary educators be evaluated twice each school year, and that career educators be evaluated annually;
- ▶ reduces the time in which an educator may request review of a summative evaluation;
- ▶ removes requirements for districts to provide educators with reasonable assistance for improving performance;
- ▶ requires the Education Interim Committee, in consultation with the State Board of Education, to study how teachers may be evaluated on certain performance measures; and
- ▶ makes technical changes.

This bill takes effect on July 1, 2011.

Amends 53A-9-103, 53A-9-104, 53A-10-101, 53A-10-102, 53A-10-103, 53A-10-106, 53A-10-106.5, 53A-10-107;

Repeals 53A-10-102.5

Effective July 1, 2011

Chapter 434, Laws of Utah 2011

SB 257 **Legislative Counsel Relating to United States Senators** (*Howard A. Stephenson*)

This bill addresses issues related to the Seventeenth Amendment to the United States Constitution and permits the Legislature to provide counsel to United States senators representing Utah and to receive certain reports from them.

This bill:

- ▶ allows the Legislature to provide counsel to a United States senator elected from Utah;
- ▶ allows the Legislature to request that United States senators elected from Utah report to the Legislature on certain issues determined by the Legislature;
- ▶ provides that any counsel or requests for reports be made by:
 - a joint resolution of the Legislature; or
 - a written statement called "The Legislature's Counsel to United States Senators Representing Utah" that contains the signatures of a majority of the members of the House and a majority of the members of the Senate; and
- ▶ directs the Office of Legislative Research and General Counsel to maintain a record of all resolutions, statements, and responses issued under this section.

Enacts 36-27-101, 36-27-102, 36-27-103, 36-27-104

Effective May 10, 2011

Chapter 390, Laws of Utah 2011

SB 259 Amendments to Certain Local Government Taxes and Fees (*Dennis E. Stowell*)

This bill makes changes related to certain local government taxes and fees.

This bill:

- ▶ changes provisions related to a municipal tax or fee imposed for the municipality to provide an enhanced level of municipal services;
- ▶ enacts a sales and use tax exemption for a municipal tax or fee imposed for the municipality to provide an enhanced level of municipal services; and
- ▶ makes technical and conforming changes.

This bill takes effect on July 1, 2011.

Amends 10-1-203, 59-12-104

Effective July 1, 2011

Chapter 391, Laws of Utah 2011

SB 261 Changes to Trust Deed Foreclosure Provisions (*Curtis S. Bramble*)

This bill modifies provisions relating to trust deed foreclosures.

This bill:

- ▶ imposes civil liability on a person who violates specified trustee provisions;
- ▶ modifies a provision relating to successor trustees;
- ▶ imposes a duty on a trustee who exercises a power of sale; and
- ▶ requires a beneficiary or the beneficiary's agent to provide notice to a trustor on a residential property if the beneficiary or agent does not intend to instruct a trustee to defer a notice of sale despite a temporary reduced payment arrangement and imposes civil liability for a failure to do so.

Amends 57-1-22, 57-1-25;

Enacts 57-1-23.5, 57-1-24.5

Effective May 10, 2011

Chapter 228, Laws of Utah 2011

SB 262 Tobacco Products Amendments (*Curtis S. Bramble*)

This bill amends the Cigarette and Tobacco Tax and Licensing chapter to address the taxation of little cigars.

This bill:

- ▶ defines terms;
- ▶ adjusts the tobacco products tax rate on little cigars; and
- ▶ makes technical and conforming changes.

This bill takes effect on July 1, 2011.

Amends 59-14-102, 59-14-302

Effective July 1, 2011

Chapter 229, Laws of Utah 2011

SB 271 Eminent Domain Revisions (*J. Stuart Adams*)

This bill amends provisions relating to the right to exercise eminent domain.

This bill:

- ▶ amends provisions authorizing an entity to exercise eminent domain for:
 - a byroad leading from a highway to a residence, a development, or a farm; and
 - sewage service for a development; and
- ▶ makes technical corrections.

Amends 78B-6-501

Effective May 10, 2011

Chapter 82, Laws of Utah 2011

SB 272 Secured Creditor Amendments (*Daniel R. Liljenquist*)

This bill modifies the Utah Consumer Credit Code to address secured creditors and deficiency judgments.

This bill:

- ▶ modifies provisions related to when the restrictions on deficiency judgements in consumer credit sales do not apply;
- ▶ addresses acceptance of the surrender of collateral; and
- ▶ makes technical changes.

Amends 70C-7-101

Effective May 10, 2011

Chapter 435, Laws of Utah 2011

SB 273 Emergency Responder Fees (*J. Stuart Adams*)

This bill modifies Title 10, Utah Municipal Code, and Title 11, Cities, Counties, and Local Taxing Units, by prohibiting a municipality or political subdivision from charging a first responder fee.

This bill:

- ▶ defines the term “political subdivision”; and
- ▶ prohibits a municipality or political subdivision from charging an individual a flat fee for responding to a traffic incident.

Enacts 10-8-55.5, 11-46-101, 11-46-102

Effective May 10, 2011

Chapter 230, Laws of Utah 2011

SB 274 Court Budget Amendments (*John L. Valentine*)

This bill makes changes in two court restricted accounts to allow more flexibility within the court's budget.

This bill:

- ▶ allows the Justice Court Technology, Security, and Training Account to also cover expenditures for justice court audit expenditures; and
- ▶ adds information technology to the list of expenditures permitted by the Court Reporter Technology Account.

Amends 78A-2-408, 78A-7-301

Effective May 10, 2011

Chapter 143, Laws of Utah 2011

SB 278 Charter School Property Tax Amendments (*Curtis S. Bramble*)

This bill amends provisions related to charter schools.

This bill:

- ▶ provides that, for purposes of a property tax exemption, a charter school is considered to be a school district.

This bill provides an immediate effective date.

This bill has retrospective operation for a taxable year beginning on or after January 1, 2008.

Enacts 53A-1a-522

Effective March 30, 2011

Chapter 436, Laws of Utah 2011

SB 279 Grand Jury Modifications (*Margaret Dayton*)

This bill requires a grand jury subpoena to be issued a certain amount of time before the person is required to testify.

This bill:

- ▶ requires a grand jury subpoena to be issued to a minor, who is a victim of crime, at least 72 hours before the victim is required to testify; and
- ▶ makes technical corrections.

Amends 77-10a-13

Effective May 10, 2011

Chapter 437, Laws of Utah 2011

SB 280 Government Operations Amendments (*Ralph Okerlund*)

This bill modifies the Election Code to establish procedures for submitting a nonbinding opinion question to the voters of Utah.

This bill:

- ▶ establishes procedures for submitting a nonbinding opinion question to the voters of Utah;
- ▶ outlines the duties of the lieutenant governor and election officials in submitting the opinion question to the voters;
- ▶ establishes procedures for the ballot form, voter information pamphlet, public notice, manner of voting, and canvass of returns in relation to the opinion question;
- ▶ repeals Sections 36-16a-101 through 36-16a-108 and related provisions on January 1, 2013; and
- ▶ makes technical changes.

Enacts 36-16a-101, 36-16a-102, 36-16a-103, 36-16a-104, 36-16a-105, 36-16a-106, 36-16a-107, 36-16a-108, 63I-2-236

Effective May 10, 2011

Chapter 332, Laws of Utah 2011

SB 281 Election Registration Amendments *(Peter C. Knudson)*

This bill modifies the Election Code by amending the statewide voter registration database provisions.

This bill:

- ▶ requires the lieutenant governor to establish procedures to maintain the accuracy of the statewide voter registration database by using information available from a voter, a governmental entity, or another state;
- ▶ allows the lieutenant governor to enter into an agreement with a governmental entity or another state to share voter registration information;
- ▶ requires the lieutenant governor to ensure:
 - compliance with the shared records provisions of the Government Records Access and Management Act; and
 - that a shared record is secure from unauthorized use; and
- ▶ makes technical changes.

Amends 20A-2-109

Effective May 10, 2011

Chapter 333, Laws of Utah 2011

SB 282 Small Mining Operations *(David P. Hinkins)*

This bill amends the definition of “small mining operations” in Title 40, Chapter 8, Utah Mined Land Reclamation Act.

This bill:

- ▶ amends the definition of “small mining operations” in Title 40, Chapter 8, Utah Mined Land Reclamation Act.

Amends 40-8-4

Effective May 10, 2011

Chapter 231, Laws of Utah 2011

SB 285 Industrial Assistance Fund Amendments *(Curtis S. Bramble)*

This bill modifies a provision relating to the industrial assistance fund.

This bill:

- ▶ includes a specified sports development organization with entities that may qualify for money from the Industrial Assistance Account.

Amends 63M-1-909

Effective May 10, 2011

Chapter 232, Laws of Utah 2011

SB 286 Grandparents’ Visitation Rights *(David P. Hinkins)*

This bill expands the ability of grandparents to visit with their grandchildren who are in state custody.

This bill:

- ▶ requires that grandparents are considered for visitation with grandchildren who are in state custody.

Amends 62A-4a-205

Effective May 10, 2011

Chapter 233, Laws of Utah 2011

SB 287 Specialty License Plate Amendments (*Curtis S. Bramble*)

This bill authorizes a Choose Life Adoption Support special group license plate.

This bill:

- ▶ creates a Choose Life Adoption Support special group license plate for adoption support programs through the Division of Child and Family Services;
- ▶ requires applicants for a new plate to make a \$25 annual donation to the Choose Life Adoption Support Restricted Account for adoption support programs;
- ▶ creates the Choose Life Adoption Support Restricted Account;
- ▶ grants the Division of Child and Family Services rulemaking authority to make rules establishing a procedure for certain organizations to apply for funds in the Choose Life Adoption Support Restricted Account;
- ▶ provides that appropriations from the Choose Life Adoption Support Restricted Account are nonlapsing; and
- ▶ makes technical changes.

This bill takes effect on January 1, 2012.

Amends 41-1a-418, 41-1a-422, 63J-1-602.4;

Enacts 62A-4a-608

Effective January 1, 2012

Chapter 438, Laws of Utah 2011

SB 290 Abatement of Weeds, Garbage, Refuse, and Unsightly Objects (*Peter C. Knudson*)

This bill amends provisions authorizing a municipal legislative body to regulate the abatement of weeds, garbage, refuse, or unsightly objects.

This bill:

- ▶ provides that an owner or occupant may select a person to provide an abatement service with certain exceptions; and
- ▶ makes technical corrections.

This bill coordinates with H.B. 268, Municipal Enforcement Regarding Property Maintenance, by providing substantive and technical amendments.

Amends 10-11-1

Effective May 10, 2011

Chapter 144, Laws of Utah 2011

SB 293 Military Installation Development Authority and Annexation Amendments
(Jerry W. Stevenson)

This bill amends provisions related to a Military Installation Development Authority and its ability to petition for annexation of land, create project areas, and issue bonds.

This bill:

- ▶ allows a Military Installation Development Authority (MIDA) to petition for annexation of a project area as if it was the sole private property owner under certain circumstances;
- ▶ requires the MIDA to provide notice of the annexation to the military installation;
- ▶ permits the military installation to object to the petition for annexation;
- ▶ amends the land that may be included in a project area;
- ▶ does not require the permission of a county for the creation of a MIDA project area if the land in the project area is wholly within a municipality; and
- ▶ clarifies the bonding process for the project area.

This bill provides an immediate effective date.

Amends 10-2-402, 63H-1-401, 63H-1-601

Effective March 22, 2011

Chapter 234, Laws of Utah 2011

SB 300 Government Bonding Amendments (Benjamin M. McAdams)

This bill amends provisions authorizing a political subdivision to issue a bond.

This bill:

- ▶ amends bond provisions of the Interlocal Cooperation Act, including authorizing an interlocal entity to delegate certain authority related to a bond;
- ▶ amends provisions of the Local Government Bonding Act, including authorizing a local government to delegate certain authority related to a bond;
- ▶ amends provisions requiring a governing body to publish notice of a bond;
- ▶ amends provisions of the Utah Industrial Facilities and Development Act, including authorizing a governing body to delegate certain authority related to a bond;
- ▶ amends provisions of the Utah Refunding Bonding Act, including authorizing a governing body to delegate certain authority related to a bond;
- ▶ amends provisions of the Assessment Area Act, including authorizing a local entity to delegate certain authority related to a bond; and
- ▶ makes technical corrections.

This bill provides an immediate effective date.

Amends 11-13-218, 11-14-302, 11-14-316, 11-17-4.6, 11-17-16, 11-27-3, 11-27-4, 11-42-605

Effective March 21, 2011

Chapter 145, Laws of Utah 2011

SB 301 Public Transit Revisions (*Jerry W. Stevenson*)

This bill modifies the Public Transit District Act by amending provisions relating to public transit.

This bill:

- ▶ amends definitions;
- ▶ provides that a public transit district's introduction, maintenance, or operation of a system may not be considered to be the establishment of a public transit service or system for certain restrictions if the service or system is introduced, maintained, or operated by the public transit district:
 - as part of a program of projects approved by the Federal Transit Administration;
 - in cooperation with the state or a political subdivision of the state, pursuant to an interlocal agreement; or
 - in accordance with the Travel Reduction Act; and
- ▶ makes technical changes.

Amends 17B-2a-802, 17B-2a-805

Effective May 10, 2011

Chapter 146, Laws of Utah 2011

SB 304 Preventing Bullying and Hazing in Elementary and Secondary Schools (*Ralph Okerlund*)

This bill modifies Title 53A, Chapter 11a, Bullying and Hazing, by making legislative findings, amending definitions, requiring implementation of anti-bullying and hazing policies, and requiring reporting of incidents of bullying or other conduct to the State Board of Education.

This bill:

- ▶ defines terms;
- ▶ prohibits students and school employees from engaging in:
 - bullying;
 - cyber-bullying;
 - harassment;
 - hazing;
 - retaliation; and
 - making false claims regarding the aforementioned conduct;
- ▶ requires schools, local school districts, and the State Board of Education to implement anti-bullying and hazing policies; and
- ▶ makes technical changes.

Amends 53A-11a-102, 53A-11a-201, 53A-11a-202, 53A-11a-301, 53A-11a-302, 53A-11a-401, 53A-11a-402

Effective May 10, 2011

Chapter 235, Laws of Utah 2011

SB 308 Amendments to Public Employee's Benefit and Insurance Program (*Daniel R. Liljenquist*)

This bill modifies the Utah State Retirement and Insurance Benefit Act by amending retirement and long-term disability provisions.

This bill:

- ▶ clarifies in the Utah Workforce Services Code that only a person who is eligible to purchase service credit under the Utah Retirement Systems may purchase service credit in those systems;
- ▶ amends definitions;
- ▶ clarifies that an employee who elects to participate exclusively in the defined contribution plan may not purchase service credit for that period of employment;
- ▶ provides that only an active member may purchase service credit in the Utah Retirement Systems;
- ▶ clarifies that Social Security substitute payments are not limited for purposes of post-retirement employment retirement related contributions made on behalf of an employee;
- ▶ provides that reemployment restrictions for a person who begins reemployment after July 1, 2010, do not apply to employment as an elected official if the elected position is not full-time;
- ▶ provides that a participating employer must provide information requested by the Utah State Retirement Office electronically in a manner approved by the office;
- ▶ provides that a participating employer shall treat any information provided to the office as subject to certain confidentiality restrictions;
- ▶ provides that a person who is dissatisfied by a ruling of the executive director or deputy director regarding a medical claim may request a ruling by an external reviewer in accordance with federal law;
- ▶ requires the Utah State Retirement Office to fund the long-term disability benefits for new volunteer firefighters using certain insurance premium tax revenues formerly deposited in the Firefighters' Retirement Trust Fund;
- ▶ provides that a member must cease employment with any participating employer to be eligible to receive a retirement allowance;
- ▶ modifies the timing of adjusted retirement benefit payments and standardizes language for applying for benefits following the death of a retiree or a retiree's spouse under certain retirement options;
- ▶ clarifies that new governors and legislators who are only eligible for a Tier II retirement system may be eligible for a paid-up group health coverage policy for members and their surviving spouses;
- ▶ provides that Tier II new employees and employees who are exempt from the retirement systems are eligible for long-term disability coverage;
- ▶ provides that an employee is not eligible for long-term disability benefits if the employee has a pending action before any federal administrative body in which the employee has made a claim that the employee is able to work;
- ▶ repeals a requirement that an eligible employee first apply at the earliest eligible age for all unreduced retirement benefits to get long-term disability benefits;
- ▶ provides for the time periods for which a new Tier II employee under a defined contribution plan is eligible for long-term disability benefits consistent with other Tier II new employees;
- ▶ provides that an elected official, instead of only a governor and a legislator, initially entering office on or after July 1, 2011, is only eligible to participate in the Tier II defined contribution plan;
- ▶ provides that an elected official and appointive official are eligible for Tier II retirement benefits if they are defined as full-time employees;
- ▶ provides that a person initially entering regular full-time employment after July 1, 2011, has one year instead of 30 days to make an irrevocable election between a Tier II Hybrid Retirement System and a Tier II defined contribution retirement plan and that the election must be submitted electronically;
- ▶ allows the Legislature to decrease benefits in the defined benefit portion of the Tier II Hybrid Retirement System for new public employees and new public safety and firefighter

employees for future years of service under certain conditions;

- ▶ provides that vesting of the defined contribution balance occurs upon accruing four years of service credit instead of four years from the date of employment under the Tier II Hybrid Retirement System;
- ▶ defines eligibility to receive a retirement allowance for a benefit tied to a retirement date for members in a defined contribution plan;
- ▶ allows an offset for administrative costs for forfeited defined contribution accounts; and
- ▶ makes technical changes.

Amends 35A-4-502, 49-11-102, 49-11-403, 49-11-504, 49-11-505, 49-11-602, 49-11-613, 49-11-902, 49-12-401, 49-12-402, 49-12-405, 49-13-401, 49-13-402, 49-13-405, 49-14-401, 49-14-501, 49-14-502, 49-14-503, 49-15-401, 49-15-501, 49-15-502, 49-15-503, 49-16-301, 49-16-401, 49-16-501, 49-16-502, 49-16-503, 49-16-701, 49-17-401, 49-17-501, 49-18-401, 49-18-501, 49-19-501, 49-20-404, 49-21-102, 49-21-401, 49-21-402, 49-21-403, 49-22-102, 49-22-201, 49-22-301, 49-22-303, 49-22-304, 49-22-305, 49-22-401, 49-22-501, 49-22-502, 49-23-201, 49-23-301, 49-23-302, 49-23-303, 49-23-304, 49-23-401, 49-23-501, 49-23-502, 49-23-601, 67-5-8;

Enacts 49-11-407, 49-11-901.5, 49-22-310, 49-22-403, 49-23-309, 49-23-403

Effective May 10, 2011

Chapter 439, Laws of Utah 2011

SB 312 Economic Development Coordination (*Scott K. Jenkins*)

This bill creates the Governor's Economic Development Coordinating Council to plan, coordinate, and recommend strategies, goals, and activities related to economic growth and development in the state.

This bill:

- ▶ creates the Governor's Economic Development Coordinating Council and provides for its membership; and
- ▶ provides that council's duties and powers shall include:
 - coordinating and advising on policies and objectives related to economic development and growth in the state;
 - coordinating to avoid duplication and increase the availability of venture and seed capital for research and development and growth of new and existing businesses;
 - focusing on technologies, industries, and geographical areas in which the state can expand investment and stimulate job growth; and
 - coordinating ideas and strategies to increase national and international business activities for both urban and rural areas of the state.

Enacts 63M-1-1301, 63M-1-1302, 63M-1-1303, 63M-1-1304

Effective May 10, 2011

Chapter 236, Laws of Utah 2011

SB 313 Prostate Cancer Special Group License Plate (*Benjamin M. McAdams*)

This bill authorizes a prostate cancer support special group license plate.

This bill:

- ▶ creates a prostate cancer support special group license plate for programs that conduct or support prostate cancer awareness, screening, detection, or prevention;
- ▶ requires applicants for a new plate to make a \$25 annual donation to the Prostate Cancer Support Restricted Account;
- ▶ creates the Prostate Cancer Support Restricted Account;
- ▶ requires the Department of Health to distribute funds in the Prostate Cancer Support Restricted Account to certain organizations that provide programs that conduct or support prostate cancer, awareness, screening, detection, or prevention; and
- ▶ makes technical changes.

This bill takes effect on October 1, 2011.

Amends 41-1a-418, 41-1a-422, 63J-1-602.1;

Enacts 26-21a-303

Effective October 1, 2011

Chapter 440, Laws of Utah 2011

SB 314 Alcoholic Beverage Amendments (*John L. Valentine*)

This bill modifies the Alcoholic Beverage Control Act and related provisions to address various issues concerning the regulation of alcoholic products.

This bill:

- ▶ modifies definition provisions;
- ▶ provides that certain retail licenses are exempt from limitations on the number of retail licenses that may be issued at any time;
- ▶ addresses the relationship between the number of alcohol-related enforcement officers and the issuance of licenses;
- ▶ modifies the calculation of the ratio of revenue from food as compared to revenue from alcoholic products;
- ▶ requires taverns to comply with electronic verification requirements for proof of age;
- ▶ provides for the governor to appoint the chair of the Alcoholic Beverage Control Commission;
- ▶ provides for the issuance of certificates of approval for out-of-state importers and suppliers of beer, heavy beer, and flavored malt beverages;
- ▶ provides for the commission with the approval of the governor and with the consent of the Senate to appoint the director of the Department of Alcoholic Beverage Control;
- ▶ addresses prohibited interests, relationships, and actions;
- ▶ creates the Alcoholic Beverage Control Act Enforcement Fund and directs how money in the fund is to be expended;
- ▶ consolidates language regarding warning signs required to be posted in retail settings, including event permits;
- ▶ addresses the size of containers of heavy beer that can be sold;
- ▶ modifies fees;
- ▶ permits the sale, offer for sale, or furnishing of an alcoholic product by room service in other than a sealed container;

- ▶ prohibits consumption of an alcoholic product on licensed premises after a specified time;
- ▶ removes existing restrictions on transferring licenses or locations of licenses and replaces the provisions with the Transfer of Retail License Act;
- ▶ addresses the discounting of an alcoholic product;
- ▶ changes the numbers used to determine the number of retail licenses that may be issued at any one time;
- ▶ modifies requirements related to the location in restaurants of dispensing, storage, and related instruments or equipment;
- ▶ modifies provisions related to dining club licenses;
- ▶ modifies hours of sale;
- ▶ addresses the limit on the number of airport lounge licenses;
- ▶ eliminates outdated language regarding grandfathered facilities for on-premise banquet licenses;
- ▶ enacts a new reception center license, including:
 - addressing the commission's power to issue;
 - addressing specific licensing requirements; and
 - addressing specific operational requirements;
- ▶ enacts a new beer-only restaurant license, including:
 - addressing the commission's power to issue;
 - addressing specific licensing requirements; and
 - addressing specific operational requirements;
- ▶ imposes additional requirements on on-premise beer retailers;
- ▶ extends certain grandfathering for restaurant sublicenses;
- ▶ prohibits event permittees from selling, offering for sale, or furnishing an indefinite or unlimited number of alcoholic products during a set period for a fixed price unless certain conditions are met;
- ▶ clarifies provisions related to the number of drinks a patron may have before them at an event;
- ▶ requires agreements to create exclusive sales territories for beer wholesaler licensees;
- ▶ clarifies penalties related to obtaining a beer wholesaling license;
- ▶ addresses when meetings of the commission may be closed;
- ▶ addresses alcohol training and education seminars;
- ▶ requires the governor to comply with certain requirements under the Budgetary Procedures Act; and
- ▶ makes technical and conforming amendments.

This bill appropriates:

- ▶ to the Department of Public Safety - Programs and Operations, as ongoing and one time appropriations:
 - from the General Fund, one time, \$83,600; and
 - from the General Fund, ongoing, (\$2,642,900).

Amends 32B-1-102 (Effective 07/01/11), 32B-1-201 (Effective 07/01/11), 32B-1-402 (Effective 07/01/11), 32B-1-407 (Effective 07/01/11), 32B-1-602 (Effective 07/01/11), 32B-1-605 (Effective 07/01/11), 32B-2-201 (Effective 07/01/11), 32B-2-202 (Effective 07/01/11), 32B-2-205 (Effective 07/01/11), 32B-2-503 (Effective 07/01/11), 32B-2-504 (Effective 07/01/11), 32B-2-602 (Effective 07/01/11), 32B-2-605 (Effective 07/01/11), 32B-2-606 (Effective 07/01/11), 32B-4-203 (Effective 07/01/11), 32B-4-206 (Effective 07/01/11), 32B-4-208 (Effective 07/01/11), 32B-4-406 (Effective

07/01/11), 32B-4-420 (Effective 07/01/11), 32B-4-705 (Effective 07/01/11), 32B-5-301 (Effective 07/01/11), 32B-5-304 (Effective 07/01/11), 32B-5-305 (Effective 07/01/11), 32B-5-307 (Effective 07/01/11), 32B-5-309 (Effective 07/01/11), 32B-6-102 (Effective 07/01/11), 32B-6-202 (Effective 07/01/11), 32B-6-203 (Effective 07/01/11), 32B-6-204 (Effective 07/01/11), 32B-6-205 (Effective 07/01/11), 32B-6-302 (Effective 07/01/11), 32B-6-303 (Effective 07/01/11), 32B-6-304 (Effective 07/01/11), 32B-6-305 (Effective 07/01/11), 32B-6-403 (Effective 07/01/11), 32B-6-404 (Effective 07/01/11), 32B-6-405 (Effective 07/01/11), 32B-6-406 (Effective 07/01/11), 32B-6-502 (Effective 07/01/11), 32B-6-503 (Effective 07/01/11), 32B-6-504 (Effective 07/01/11), 32B-6-603 (Effective 07/01/11), 32B-6-604 (Effective 07/01/11), 32B-6-605 (Effective 07/01/11), 32B-6-702 (Effective 07/01/11), 32B-6-703 (Effective 07/01/11), 32B-6-705 (Effective 07/01/11), 32B-6-706 (Effective 07/01/11), 32B-8-202 (Effective 07/01/11), 32B-8-204 (Effective 07/01/11), 32B-8-304 (Effective 07/01/11), 32B-8-401 (Effective 07/01/11), 32B-8-402 (Effective 07/01/11), 32B-9-204 (Effective 07/01/11), 32B-9-304 (Effective 07/01/11), 32B-9-305 (Effective 07/01/11), 32B-9-405 (Effective 07/01/11), 32B-10-303 (Effective 07/01/11), 32B-10-304 (Effective 07/01/11), 32B-10-403 (Effective 07/01/11), 32B-10-404 (Effective 07/01/11), 32B-10-503 (Effective 07/01/11), 32B-10-603 (Effective 07/01/11), 32B-11-201 (Effective 07/01/11), 32B-11-203 (Effective 07/01/11), 32B-11-204 (Effective 07/01/11), 32B-11-503 (Effective 07/01/11), 32B-11-604 (Effective 07/01/11), 32B-11-605 (Effective 07/01/11), 32B-11-608 (Effective 07/01/11), 32B-12-202 (Effective 07/01/11), 32B-12-203 (Effective 07/01/11), 32B-13-201 (Effective 07/01/11), 32B-13-202 (Effective 07/01/11), 32B-13-203 (Effective 07/01/11), 32B-13-301 (Effective 07/01/11), 52-4-205, 62A-15-401 (Effective 07/01/11), 63J-1-201;

Enacts 32B-1-206, 32B-2-209, 32B-2-305, 32B-6-409, 32B-6-801, 32B-6-802, 32B-6-803, 32B-6-804, 32B-6-805, 32B-6-901, 32B-6-902, 32B-6-903, 32B-6-904, 32B-6-905, 32B-8a-101, 32B-8a-102, 32B-8a-201, 32B-8a-202, 32B-8a-203, 32B-8a-301, 32B-8a-302, 32B-8a-303, 32B-8a-401, 32B-8a-402, 32B-8a-403, 32B-8a-404, 32B-8a-501, 32B-8a-502;

Repeals 26-7-6 (Effective 07/01/11), 32B-4-506 (Effective 07/01/11), 32B-4-507 (Effective 07/01/11)

Effective July 1, 2011

Chapter 334, Laws of Utah 2011

SB 317 **State Parks Access Highway** (*Kevin T. Van Tassell*)

This bill modifies the Highway Jurisdiction and Classification Act by amending provisions relating to state park access highways.

This bill:

- ▶ provides for an east, south, and west access to Wasatch Mountain State Park;
- ▶ provides for access to Soldier Hollow and Cascade Springs; and
- ▶ makes technical changes.

Amends 72-3-206

Effective May 10, 2011

Chapter 237, Laws of Utah 2011

SB 318 Justice Court Modifications (*D. Chris Buttars*)

This bill establishes that justice courts may not be created or certified by the Judicial Council unless the justice court operates a recording device in each court room.

This bill:

- ▶ requires that when a justice court is created or certified by the Judicial Council, the justice court operate a digital audio recording device; and
- ▶ requires that the audio recordings of justice court proceedings be maintained for a minimum of one year.

Amends 78A-7-103

Effective May 10, 2011

Chapter 238, Laws of Utah 2011

SB 319 Technology Commercialization and Innovation Act (*Curtis S. Bramble*)

This bill changes the name of the Centers of Excellence Act to the Technology Commercialization and Innovation Act and makes conforming technical changes.

This bill:

- ▶ changes the name of the Centers of Excellence Act to the Technology Commercialization and Innovation Act;
- ▶ defines Technology Commercialization and Innovation Program for purposes of the Act; and
- ▶ makes conforming technical changes.

Amends 63M-1-701, 63M-1-702, 63M-1-703, 63M-1-704, 63M-1-705, 63M-1-1112, 63M-2-204

Effective May 10, 2011

Chapter 392, Laws of Utah 2011

SB 320 Deposit of Severance Tax Revenues into Permanent State Trust Fund (*Lyle W. Hillyard*)

This bill modifies the oil and gas severance tax revenues to be deposited into the permanent state trust fund.

This bill:

- ▶ modifies the oil and gas severance tax revenues to be deposited into the permanent state trust fund beginning with fiscal year 2011-12; and
- ▶ makes technical and conforming changes.

Amends 51-9-305

Effective May 10, 2011

Chapter 239, Laws of Utah 2011

SCR 1 Crisis Intervention Team Program Concurrent Resolution (*Patricia W. Jones*)

This concurrent resolution of the Legislature and the Governor recognizes the positive approach and best practices of the Crisis Intervention Team Program and encourages development of active crisis intervention team programs statewide.

This resolution:

- ▶ recognizes the Crisis Intervention Team Program training as the model of best practice for law enforcement intervention with persons who have a mental illness; and
- ▶ encourages law enforcement agencies and community mental health centers to work together in conjunction with other community partners to:
 - have a cadre of certified Crisis Intervention Team-trained officers in all jurisdictions; and
 - develop and maintain active crisis intervention team programs regionally throughout the state.

Effective March 7, 2011

Laws of Utah 2011

SCR 2 Financial Responsibility Concurrent Resolution (*Patricia W. Jones*)

This concurrent resolution of the Legislature and the Governor designates February 20 through 27, 2011, as "Utah Saves Week," recognizes the unique public/private partnership of the Utah Council on Financial and Economic Education and the establishment of a new campaign and online portal to help Utahns access financial information, and encourages Utahns of all ages to increase their financial literacy and their personal and family savings.

This resolution:

- ▶ recognizes the importance of savings for financial security and that all Utahns need to regularly save a portion of their income;
- ▶ designates February 20 through 27, 2011, as Utah Saves Week, and urges Utahns to observe this week with appropriate programs and activities with the goal of increasing personal savings rates for individuals of all ages and income levels;
- ▶ recommends that Utahns consider participating in activities in connection with Utah Saves Week, such as enrolling as a Utah Saver online at www.utahsaves.org or by calling 2-1-1 to set savings goals and stay connected with free educational opportunities, or participating in free community financial management instruction opportunities;
- ▶ encourages parents and teachers to prepare children of all ages for responsible money management through modeling, direct instruction, and maximizing teaching moments;
- ▶ recognizes the contributions of the Utah Council on Financial and Economic Education in bringing the state's public, private, and nonprofit sectors together to address financial responsibility issues;
- ▶ encourages providers of financial education to join the Council and the Believe in Financial Empowerment campaign; and
- ▶ encourages all Utahns to take advantage of the financial responsibility resources available through www.believeinyourfuture.org, www.imagineahappieryou.org, www.financeintheclassroom.org, www.uesp.org, and www.utahsaves.org.

Effective March 7, 2011

Laws of Utah 2011

SCR 3 Concurrent Resolution Supporting Continued Federal Funding of the Central Utah Project (*Ralph Okerlund*)

This concurrent resolution of the Legislature and the Governor urges continued federal funding of the Central Utah Project.

This resolution:

- ▶ strongly expresses to the United States Congress and the United States Secretary of the Interior the Legislature's and Governor's continuing support of the Central Utah Project; and
- ▶ urges continued federal funding to complete the project.

Laws of Utah 2011

SCR 4 Communications Spectrum Translator System Concurrent Resolution (*Ralph Okerlund*)

This concurrent resolution of the Legislature and the Governor urges the federal government to protect the communications spectrum that allows Utah's translator system to provide free television access across the state.

This resolution:

- ▶ strongly urges the President of the United States and the Federal Communications Commission (FCC) to not remove channels 32 to 51 from the current existing FCC channels 14 to 51 Television Broadcast Authorization because of the significant negative impact that action would have on off-air television reception in urban areas and to off-air viewers nationwide, including rural viewers, who would be forced to either pay for subscription television or go without television service.

Effective March 7, 2011

Laws of Utah 2011

SCR 6 Concurrent Resolution Honoring the Sorenson Legacy Foundation (*Curtis S. Bramble*)

This concurrent resolution of the Legislature and the Governor honors the service and contributions of the family of James LeVoy and Beverley Taylor Sorenson, including the establishment of the Sorenson Legacy Foundation, to the people of Utah.

This resolution:

- ▶ recognizes and honors the extraordinary contributions of James LeVoy and Beverley Taylor Sorenson and their children Carol Smith, Shauna Johnson, James Lee Sorenson, Ann Crocker, Joan Fenton, Joseph Sorenson, Gail Williamsen, Christine Harris, and their spouses for their extreme generosity and the positive impact of their numerous contributions to the state on behalf of the people of Utah.

Effective March 22, 2011

Laws of Utah 2011

SCR 8 Concurrent Resolution Approving a Commercial Nonhazardous Solid Waste Landfill (*Wayne L. Niederhauser*)

This concurrent resolution of the Legislature and the Governor gives approval for a commercial nonhazardous solid waste landfill.

This resolution:

- ▶ addresses the proposed commercial ROC-Intermountain Regional MSW Landfill that is currently owned and managed as a noncommercial landfill by ROC Fund Landfill Holdings, LLC and located in the city of Fairfield, in Utah County; and
- ▶ grants statutorily required approval of the landfill, as approved by the Department of Environmental Quality, and allows the ROC-Intermountain Regional MSW Landfill to operate a commercial nonhazardous solid waste landfill and receive nonhazardous solid waste and other waste as approved in the operating plan issued by the executive secretary of the Solid and Hazardous Waste Control Board for the ROC-Intermountain Regional MSW Landfill in Fairfield, Utah.

Effective March 22, 2011

Laws of Utah 2011

SCR 9 Philo T. Farnsworth Concurrent Resolution (*Dennis E. Stowell*)

This concurrent resolution of the Legislature and the Governor recognizes Utah native Philo T. Farnsworth as the inventor of television.

This resolution:

- ▶ recognizes Philo T. Farnsworth for his pioneering work in the invention of the television and for his many other inventions that have impacted the lives of millions of people around the world.

Effective March 10, 2011

Laws of Utah 2011

SCR 11 Dixie State College Concurrent Resolution (*Stephen H. Urquhart*)

This concurrent resolution of the Legislature and the Governor expresses support for Dixie State College's plan for achieving university status.

This resolution:

- ▶ expresses support for Dixie State College's plan, as presented to the Utah State Board of Regents, for achieving university status.

Effective March 16, 2011

Laws of Utah 2011

SCR 12 Wear Red Month Concurrent Resolution (*Karen Mayne*)

This concurrent resolution of the Legislature and the Governor designates February as Wear Red Month in recognition of the fight against heart disease among women.

This resolution:

- ▶ designates February as Wear Red Month in the state of Utah and urges all citizens to show their support for women and the fight against heart disease by wearing the color red; and
- ▶ declares that increasing awareness, speaking up about heart disease, and empowering women to reduce their risk of cardiovascular disease, can save thousands of lives every year.

Effective March 10, 2011

Laws of Utah 2011

SCR 13 Rotary Club Concurrent Resolution (*Gene Davis*)

This concurrent resolution of the Legislature and the Governor designates May 6, 2011, as Sugar House Rotary Club Day.

This resolution:

- ▶ designates May 6, 2011, as Sugar House Rotary Club Day in the state of Utah.

Effective March 10, 2011

Laws of Utah 2011

SCR 14 Concurrent Resolution Honoring Providers of Health Care Services to Military Personnel and Their Dependents (*J. Stuart Adams*)

This concurrent resolution of the Legislature and the Governor expresses gratitude to the hospitals, clinics, facilities, and individual providers of health care to Utah's military personnel, their families, and those retired from military service.

This resolution:

- ▶ expresses gratitude to the hospitals, clinics, facilities, institutions, and individual providers of health care who serve the needs of Utah's military personnel, their families, and those retired from military service; and
- ▶ recognizes these health care providers for being part of the fight for freedom as they serve the health care needs of this population.

Effective March 10, 2011

Laws of Utah 2011

SCR 15 Delisting of Wolves Concurrent Resolution (*Allen M. Christensen*)

This concurrent resolution of the Legislature and the Governor urges the United States Congress to exempt wolves from the Endangered Species Act in every state.

This resolution:

- ▶ urges the United States Congress to take action to maintain the integrity of the Endangered Species Act by exempting wolves from the Act in every state and allowing each state to protect its rural economies, game herds, livestock, and pets.

Effective March 16, 2011

Laws of Utah 2011

SCR 16 Bonds of Friendship with Iran Concurrent Resolution (*Peter C. Knudson*)

This concurrent resolution of the Legislature and the Governor expresses support for the People of Iran's struggle for freedom.

This resolution:

- ▶ declares that the people of Utah stand with the Iranian people in their struggle for freedom, justice, peace, and prosperity for Iran; and
- ▶ calls on the United States Government, the international community, and the Islamic world to support the Iranian people by defending their democratic rights.

Effective March 18, 2011

Laws of Utah 2011

SJR 3 Adult Immunization Awareness Month Joint Resolution (*Karen Mayne*)

This joint resolution of the Legislature designates October as Adult Immunization Awareness Month and urges adults to be current in their immunizations.

This resolution:

- ▶ designates October as Adult Immunization Awareness Month in the state of Utah to increase awareness of the need for every adult to be current in their immunizations; and
- ▶ urges Utah's adults to be immunized in order to protect their own health and to help prevent their children and others from becoming ill.

Effective February 22, 2011

Laws of Utah 2011

SJR 4 Joint Resolution Approving Scenic Byway Corridor Management Plan *(Dennis E. Stowell)*

This joint resolution of the Legislature approves the corridor management plan for a proposed scenic byway in the state of Utah.

This resolution:

- ▶ approves the corridor management plan for a proposed scenic byway beginning at the intersection of State Route 9 and State Route 17 in La Verkin and running along State Route 9 eastward to the west boundary of Zion National Park in Springdale and following the Zion-Mt. Carmel Highway through Zion National Park to the east boundary.

Effective February 16, 2011

Laws of Utah 2011

SJR 5 Joint Rules Resolution on Fiscal Note Process *(Wayne L. Niederhauser)*

This resolution enacts a legislative rule to provide a process for attaching a performance note on legislation that creates a new program or agency and to provide a review process based on the performance note.

This resolution:

- ▶ provides definitions;
- ▶ provides for the placement of a performance note on legislation that creates a new program or agency;
- ▶ provides that deadlines for fiscal notes and performance notes be calculated by business days rather than legislative days;
- ▶ outlines duties of the Office of the Legislative Fiscal Analyst relating to determining whether or not a performance note is required;
- ▶ outlines duties of government entities to prepare a performance note;
- ▶ lists information that must be contained in the performance note;
- ▶ outlines the duties of the Legislative Fiscal Analyst and the legislative sponsor in relation to the content of a performance note;
- ▶ outlines duties of the Office of the Legislative Auditor General relating to requesting performance notes from certain government entities that failed to submit notes during the legislative process and to provide information to government agencies;
- ▶ requires the Office of the Legislative Auditor General to evaluate the performance of the new program or agency in reference to the performance note after the new program or agency is established;
- ▶ provides procedures for the Legislative Audit Subcommittee to request an additional in-depth review of a new agency or program;
- ▶ provides procedures for requiring the Executive Appropriations Committee to review those programs that fail to meet performance measures; and
- ▶ provides that the Executive Appropriations Committee may recommend that a program that fails to meet performance measures be repealed, defunded, have its appropriations reduced, or some other action.

Legislative Rules Affected:

Amends JR4-2-403;

Enacts JR4-2-404, JR4-2-405

Effective February 11, 2011

Laws of Utah 2011

SJR 6 Joint Resolution Urging Congress to Limit the Freeze on Longer Combination Vehicle Use in the Western States (*Scott K. Jenkins*)

This joint resolution of the Legislature urges Congress to lift the freeze on longer combination vehicles, so that states may conduct test programs to evaluate routes, configurations, and operating conditions.

This resolution:

- ▶ urges the United States Congress to lift the freeze on longer combination vehicles in Colorado, Idaho, Kansas, Montana, Nebraska, Nevada, North Dakota, Oklahoma, Oregon, South Dakota, Utah, Washington, and Wyoming, giving these states the flexibility to establish and operate pilot test programs to evaluate longer combination vehicle routes, configurations, and operating conditions.

Effective February 10, 2011

Laws of Utah 2011

SJR 7 Fibromyalgia Awareness Day Joint Resolution (*Peter C. Knudson*)

This joint resolution of the Legislature designates May 12, 2011, as Fibromyalgia Awareness Day.

This resolution:

- ▶ designates May 12, 2011, as Fibromyalgia Awareness Day in the state of Utah;
- ▶ recognizes the needs of those stricken with fibromyalgia and urges citizens of the state to support the search for a cure and assist those individuals and families who deal with this devastating disorder on a daily basis; and
- ▶ encourages organizations with influence in the decision-making process affecting patients with fibromyalgia to protect their rights to parity in access to care, treatment, and research funding and opportunities.

Effective February 9, 2011

Laws of Utah 2011

SJR 8 Ronald Reagan Day Joint Resolution (*Daniel R. Liljenquist*)

This joint resolution of the Legislature designates February 6, 2011, as Ronald Reagan Day in the state of Utah.

This resolution:

- ▶ designates February 6, 2011, as Ronald Reagan Day in the state of Utah and urges all citizens to participate in fitting observances of Ronald Reagan's birth.

Effective February 7, 2011

Laws of Utah 2011

SJR 10 Joint Resolution Closing Orem Court Facility (*John L. Valentine*)

This joint resolution authorizes the judicial department to remove district court operations from the city of Orem.

This resolution:

- ▶ pursuant to Subsection 78A-5-111(2)(c), seeks legislative authority for the judicial department to remove district court operations from the city of Orem.

Effective February 18, 2011

Laws of Utah 2011

SJR 12 Joint Resolution - Immigration (*Stuart C. Reid*)

This joint resolution of the Legislature strongly urges Congress to resolve immigration policy issues or give states the authority to address these issues within their own borders.

This resolution:

- ▶ recognizes that the United States Congress presently has assumed authority to make immigration policy;
- ▶ urges Utah's congressional delegation to sponsor and support legislation to resolve the immigration policy issues facing the nation;
- ▶ strongly urges the United States Congress to take swift and decisive action to resolve the many pressing immigration issues facing the nation and the states; and
- ▶ urges Congress to grant authority to the states to resolve the immigration policy challenges within their own borders if Congress does not have the collective will to resolve the immigration issues facing the nation and the states.

Effective February 25, 2011

Laws of Utah 2011

SJR 13 Joint Resolution - Request for Proposals (*Howard A. Stephenson*)

This joint resolution of the Legislature enacts provisions relating to the process of issuing a request for proposals, analyzing responses, awarding a contract, and evaluating results.

This resolution:

- ▶ requires that the determination to issue a request for proposals (RFP) for the legislative branch is the responsibility of the Legislative Management Committee;
- ▶ provides that, upon approving the issuance of an RFP, the Legislative Management Committee:
 - shall assign the drafting of the RFP to the Office of Legislative Research and General Counsel (OLRGC);
 - may assign another staff office to work with the OLRGC;
 - shall assign a person, committee, group of people, or staff office to review and issue the RFP;
 - may assign a committee, person, group of people, or staff office to review RFP responses;
 - shall assign a committee, person, group of people, or staff office to make a final decision regarding award of the contract; and
 - if the RFP is for an analysis, report, recommendation, or consultation, may assign a committee, person, group of people, or staff office to review the analysis, report, recommendation, or consultation, determine whether the contractor fulfilled its obligations, and authorize payment to the contractor;
- ▶ provides that OLRGC is responsible for providing legal advice and assistance in relation to the legal requirements of the RFP process; and
- ▶ provides that this rule does not apply to an RFP issued by a staff office to obtain a good or service solely for a staff office.

Legislative Rules Affected:

Enacts JR1-4-101

Effective February 28, 2011

Laws of Utah 2011

SJR 14 Communications Device Usage Joint Resolution (*Curtis S. Bramble*)

This rules resolution amends the Joint Legislative Rules to establish procedures regulating reimbursement for expenses incurred for use of communications devices.

This resolution:

- ▶ provides that the presiding officer, the majority leader, and the minority leader of each house may establish reimbursement policies and procedures for expenses incurred for approved communications devices;
- ▶ requires the Legislative Expenses Oversight Committee to ensure that procedures are established for the purpose of avoiding duplicate or improper reimbursements; and
- ▶ permits a legislator to decline to receive a reimbursement or to receive a partial or reduced reimbursement amount.

Legislative Rules Affected:

Enacts JR5-5-101, JR5-5-102, JR5-5-103

Effective February 28, 2011

Laws of Utah 2011

SJR 19 Joint Resolution Approving the Houghton Case Final Settlement Agreement (*Lyle W. Hillyard*)

This resolution approves the final settlement agreement in the Houghton case.

This resolution:

- ▶ approves the final settlement agreement in the Houghton v. Department of Health case.

Effective March 9, 2011

Laws of Utah 2011

SJR 20 Joint Resolution Supporting Sanpete County Increasing the Number of Contract Beds At its Correctional Facilities (*Ralph Okerlund*)

This joint resolution of the Legislature supports increasing the number of beds for state inmates at correctional facilities in Sanpete County.

This resolution:

- ▶ supports jail expansion as beneficial to both the state and to Sanpete County through a contract with the Utah Department of Corrections; and
- ▶ approves increasing the number of beds dedicated to housing state inmates from 50 to 76 in the Sanpete County jail facility.

Effective March 10, 2011

Laws of Utah 2011

SJR 21 Relations with the Republic of Turkey Joint Resolution (*Peter C. Knudson*)

This joint resolution of the Legislature encourages the creation of a Utah-Turkish Friendship Task Force to further long standing Utah-Republic of Turkey relations.

This resolution:

- ▶ encourages the creation of a Utah-Turkish Friendship Task Force by members of the Utah Legislature to further long standing Utah-Republic of Turkey relations, build upon time-honored friendships, and promote the cultural, educational, academic, political, and economic relations between Utah and Turkey.

Effective March 4, 2011

Laws of Utah 2011

SJR 24 Joint Resolution Supporting Expansion of Correctional Facilities in San Juan County
(David P. Hinkins)

This joint resolution of the Legislature supports jail expansion in San Juan County.

This resolution:

- ▶ supports jail expansion as beneficial to both the state and to San Juan County through a contract with the Utah Department of Corrections; and
- ▶ approves expansion of the San Juan jail facility from 70 to 110 beds.

Effective March 10, 2011

Laws of Utah 2011

SJR 25 Federal Law Joint Resolution *(John L. Valentine)*

This joint resolution of the Legislature declares the need for a restoration of American federalism and a decentralization of government power and policymaking from the federal government to states, local communities, neighborhoods, families, and individual citizens.

This resolution:

- ▶ recognizes that government should be held accountable to the people and return to them control over their lives while making it better able to help solve their problems and serve the common good;
- ▶ recognizes the historic and continuing importance of federalism and reaffirms the Legislature's commitment to safeguard and uphold constitutional government as defined by the Tenth Amendment to the United States Constitution;
- ▶ declares that the current situation requires a restoration of American federalism and a decentralization of government power and policymaking from the federal government to states, local communities, neighborhoods, families, and individual citizens;
- ▶ declares that the best path to achieve the goal of real structural reform in government is through practical but significant policy reforms allowing the several states to prove the virtues of federalism and build a new nationwide consensus for decentralizing political power in the United States; and
- ▶ expresses support for and strongly urges Congress to pass the Repeal Amendment to the United States Constitution, which would allow the repeal of a federal action if approved by two-thirds of the states.

Effective March 4, 2011

Laws of Utah 2011

SR 1 Senate Rules Resolution - Senate Rules Recodification (Margaret Dayton)

This resolution recodifies and revises Senate Rules.

This resolution:

- ▶ reorganizes, renumbers, and makes corrections and additions to Senate Rules.

Legislative Rules Affected:

Enacts SR1-1-101, SR1-1-102, SR1-1-103, SR1-2-101, SR1-3-101, SR1-3-102, SR1-3-103, SR1-4-101, SR1-4-102, SR1-4-201, SR1-4-202, SR1-5-101, SR1-5-102, SR1-5-103, SR1-5-201, SR1-5-202, SR1-6-101, SR1-7-101, SR1-7-102, SR1-7-103, SR1-7-104, SR1-8-101, SR2-1-101, SR2-1-102, SR2-2-201, SR2-2-202, SR2-2-203, SR2-2-204, SR2-2-205, SR2-3-101, SR2-4-101, SR2-4-102, SR2-4-103, SR2-4-104, SR2-4-105, SR2-4-106, SR2-5-101, SR3-1-101, SR3-1-102, SR3-1-103, SR3-1-104, SR3-1-201, SR3-2-101, SR3-2-102, SR3-2-103, SR3-2-104, SR3-2-201, SR3-2-202, SR3-2-203, SR3-2-301, SR3-2-302, SR3-2-303, SR3-2-304, SR3-2-401, SR3-2-402, SR3-2-403, SR3-2-404, SR3-2-405, SR3-2-406, SR3-2-407, SR3-2-408, SR3-2-409, SR3-2-410, SR3-2-501, SR3-2-502, SR3-2-503, SR3-2-504, SR3-2-505, SR3-2-506, SR3-2-601, SR3-3-101, SR3-3-201, SR3-3-202, SR3-3-203, SR3-3-204, SR3-3-205, SR4-1-101, SR4-2-101, SR4-2-102, SR4-2-103, SR4-2-104, SR4-2-105, SR4-2-201, SR4-2-202, SR4-3-101, SR4-3-102, SR4-3-103, SR4-3-104, SR4-3-105, SR4-3-106, SR4-3-201, SR4-3-202, SR4-3-301, SR4-4-101, SR4-4-201, SR4-4-202, SR4-4-301, SR4-4-401, SR4-4-501, SR4-5-101, SR4-5-102, SR4-5-103, SR4-6-101, SR4-6-102, SR4-6-103, SR4-6-104, SR4-6-105, SR4-6-106, SR4-6-107, SR4-6-108, SR4-6-109, SR4-6-110, SR4-6-201, SR4-6-202, SR4-6-203, SR4-7-101, SR4-7-102, SR4-7-103, SR4-7-104, SR4-7-105, SR4-7-106, SR4-7-201, SR4-7-202, SR4-8-101, SR4-8-102, SR4-8-103, SR4-8-104, SR4-8-105, SR4-9-101, SR4-9-102, SR4-9-103, SR5-1-101, SR5-2-101, SR5-3-101, SR5-3-102, SR5-3-103;

Repeals SR-20.01, SR-20.02, SR-20.03, SR-20.04, SR-20.05, SR-20.06, SR-20.07, SR-20.08, SR-20.09, SR-21.01, SR-21.02, SR-22.01, SR-22.02, SR-22.03, SR-22.04, SR-22.05, SR-22.06, SR-22.07, SR-22.08, SR-22.09, SR-22.10, SR-23.01, SR-23.02, SR-23.03, SR-23.04, SR-23.05, SR-23.06, SR-23.07, SR-23.08, SR-23.09, SR-23.10, SR-23.11, SR-23.12, SR-23.13, SR-23.14, SR-24.01, SR-24.02, SR-24.03, SR-24.04, SR-24.04.1, SR-24.05, SR-24.06, SR-24.07, SR-24.08, SR-24.09, SR-24.10, SR-24.11, SR-24.12, SR-24.13, SR-24.14, SR-24.15, SR-24.16, SR-24.17, SR-24.18, SR-24.19, SR-24.20, SR-24.21, SR-24.22, SR-24.23, SR-24.24, SR-24.25, SR-24.26, SR-24.27, SR-24.28, SR-24.29, SR-24.30, SR-25.01, SR-25.02, SR-25.03, SR-25.04, SR-25.05, SR-25.06, SR-25.07, SR-25.08, SR-25.09, SR-25.10, SR-25.11, SR-25.12, SR-25.13, SR-25.14, SR-25.15, SR-25.16, SR-27.01, SR-27.02, SR-27.03, SR-27.04, SR-27.05, SR-27.06, SR-27.07, SR-27.08, SR-27.09, SR-27.10, SR-27.11, SR-27.12, SR-27.13, SR-27.14, SR-27.15, SR-27.16, SR-28.01, SR-28.02, SR-28.03, SR-28.04, SR-28.05, SR-29.01, SR-29.02, SR-29.03, SR-29.04, SR-29.05, SR-29.06, SR-30.01, SR-30.02, SR-30.03, SR-30.06, SR-30.07, SR-30.08, SR-30.09, SR-30.10, SR-31.01, SR-31.02, SR-31.03, SR-31.04, SR-31.05, SR-31.06, SR-32.01, SR-32.02, SR-32.03, SR-32.04, SR-33.01, SR-33.02, SR-33.03, SR-33.04, SR-33.05, SR-33.06, SR-34.01, SR-34.02, SR-34.03, SR-35.01, SR-35.02, SR-35.03, SR-36.02, SR-36.03, SR-36.04, SR-36.05, SR-36.06, SR-36.07, SR-37.24, SR-38.01, SR-38.02, SR-38.03, SR-38.04, SR-38.05

Effective February 16, 2011

Laws of Utah 2011

VETOED BILLS - 2011 GENERAL SESSION

The veto on HB 328 was overridden in a Veto Override Session on May 7, 2011. See page 323.

HB 328 **State Government Work Week** (*Michael E. Noel*)

This bill enacts Title 67, Chapter 25, Part 2, Work Week, to provide for a five-day work week for a state agency in the executive branch.

This bill:

- ▶ requires a state agency in the executive branch to operate nine hours on a Monday, Tuesday, Wednesday, Thursday, and Friday; and
- ▶ makes technical changes.

This bill takes effect on September 17, 2011.

Enacts 67-25-101, 67-25-102, 67-25-201

Governor's Veto Message

Dear Speaker Lockhart and President Waddoups:

March 30, 2011

The Utah House of Representatives has presented me with H.B. 328, STATE GOVERNMENT WORK WEEK. I have decided to veto this bill for a number of reasons.

First, there would be costs involved with moving the state back to a five day work week. My office, as well as the Department of Human Resource Management, alerted the Legislature that any bill proposing changes to the state work week would have to come with the monies attached to facilitate the change. Despite this, the bill passed without funding.

Second, the bill constitutes an unwarranted intrusion on the power granted to the Governor in Article VII, Section 5 of the Utah Constitution to faithfully execute the law. As such H.B. 328 violates Article V, Section of the Utah Constitution.

Third, the people of Utah have grown accustomed to extended Monday through Thursday hours. Although H.B. 328 purports to permit those hours to continue, as a practical matter, the aforementioned lack of funding would require the State to abandon those extended hours. Surveys have shown that the public, as well as state employees, overwhelmingly support extended hours. It would be too disruptive, and simply bad policy, to change them now.

We have been searching for ways to keep extended hours on Monday through Thursday while making critical services available on Fridays. The State has made great strides providing services on-line and has opened physical offices on Fridays where we have seen a need. To better ensure that the people of Utah can obtain such critical services on Fridays, I am today issuing an Executive Order mandating that by October 1, 2011, all state agencies will ensure that critical, public-facing services will be available on Fridays in one of three manners: (1) in-person; (2) on-line; or (3) with telephone support.

For these reasons, I have vetoed H.B. 328.

Gary R. Herbert, Governor

The veto on SB 229 was overridden in a Veto Override Session on May 6, 2011. See page 323.

SB 229 Transportation Funding Revisions (*J. Stuart Adams*)

This bill modifies the Sales and Use Tax Act by amending provisions relating to transportation funding.

This bill:

- ▶ for a fiscal year beginning on or after July 1, 2012, increases the amount of certain sales and use tax revenue that is deposited into the Centennial Highway Fund or the Transportation Investment Fund of 2005 in certain circumstances; and
- ▶ makes technical changes.

This bill takes effect on July 1, 2011.

Amends 59-12-103

Governor's Veto Message

Dear Speaker Lockhart and President Waddoups:

March 30, 2011

The Utah Senate has presented me with S.B. 229, TRANSPORTATION FUNDING REVISIONS. I have vetoed this bill because it would unduly restrict the State's budget flexibility in future years. S.B. 229 would earmark a growing percentage of certain sales tax proceeds for transportation projects. Although I agree that a modern and effective transportation system is vital to Utah's economic success, I am concerned that S.B. 229's automatic earmark will translate into decreased ability to fund other budget priorities, such as higher education, human services and economic development, in future years. The recent past has taught us that economic tides can turn quickly. To maintain our position as the best managed state in the nation, Utah must be able to react quickly to changed financial circumstances.

For these reasons, I have vetoed S.B. 229

Gary R. Herbert, Governor

SB 294 Patient Access Reform (*J. Stuart Adams*)

This bill amends provisions related to access to health insurance in the Insurance Code.

This bill:

- ▶ amends the case characteristics that a small employer carrier may use when establishing premium rates for a group;
- ▶ changes the ratio that may be used for the age bands to an overall ratio that may not exceed 6:1;
- ▶ changes the ratio that may be used for family tiers to a ratio that may not exceed 6:1;
- ▶ amends the family tier structure, for plans renewed or effective on or after September 1, 2011, to create a fifth tier separating employee plus one dependent from employee plus more than one dependent; and
- ▶ makes technical amendments.

Amends 31A-30-106.1

Governor's Veto Message

Dear Speaker Lockhart and President Waddoups:

March 30, 2011

The Utah Senate has presented me with S.B. 294, Second Substitute, PATIENT ACCESS REFORM. I have vetoed this bill because its provisions would negatively impact the State's health reform efforts.

As you know, the Utah Health Exchange is a nationally recognized effort to expand access to, and reduce the cost of, health care. S.B. 294, which was publicly released in the waning hours of the 44th day of the session, would hurt the Exchange's ability to operate effectively. It would likely lead to a redistribution of premiums in a fashion that would negatively impact older Utahns. S.B. 294 also carried a fiscal note that the Utah Legislature did not fund. At a time when we are challenging the federal government's unconstitutional attempt to regulate health care and asking that this be left to the states, it is imperative that Utah have the tools it needs to provide an example to the nation of how reform should occur.

For these reasons, I have vetoed S.B. 294.

Gary R. Herbert, Governor

SB 305 Economic Development Through Education / Career Alignment (*Howard A. Stephenson*)

This bill establishes a web-based online education and career counseling program.

This bill:

- ▶ creates the Utah Futures Steering Committee, including membership requirements;
- ▶ requires the Utah Futures Steering Committee to:
 - more dynamically present and push the Utah Futures database and information to portfolio users;
 - strategically engage industry and business entities more fully within the Utah Futures system; and
 - create a more enticing interface for the portfolio user in Utah Futures;
- ▶ requires the Utah Futures web-based online education and career counseling program to:
 - include analytics that measure the effectiveness of the site;
 - include dashboard analytics to measure the key performance indicators of economic development and education achievement; and
 - provide multiple assessments of a program user to determine the best education and career options for the user;
- ▶ requires the Utah Futures Steering Committee to report program results three times each year to either the Education Interim Committee or the Public Education Appropriations Committee; and
- ▶ defines terms.

This bill provides an immediate effective date.

Enacts 53A-1a-1101, 53A-1a-1102, 53A-1a-1103

Governor's Veto Message

Dear Speaker Lockhart and President Waddoups:

March 30, 2011

The Utah Senate has presented me with S.B. 305, Second Substitute, ECONOMIC DEVELOPMENT THROUGH EDUCATION/CAREER ALIGNMENT. I have vetoed this bill.

UtahFutures.org is a web-based advisement tool that has been launched by a number of State agencies, including the State Office of Education, the State Board of Regents, the Utah State Library and the Division of Workforce Services. I applaud the efforts of S.B. 305 to better align education with the business community. Indeed, my Education Excellence Commission has recommended that we align education with economic development and workforce needs.

S.B. 305, however, raises the possibility of legislators performing executive branch functions in violation of Article V, Section 1 of the Utah Constitution. While this prevents me from signing S.B. 305, I will work with our state agencies to implement the intent of the bill by strengthening the education/career alignment in UtahFutures.org.

For this reason, I have vetoed S.B. 305.

Gary R. Herbert, Governor

Utah Code Sections Affected for Bills Passed 2011 General Session

Legend: The action taken on each section is as follows:

A	Amended
E	Enacted
R	Repealed
X	Repealed and Reenacted
N	Renumbered and Amended

Duplicate and incorrect section cites are currently being technically renumbered by the Office of Legislative Research and General Counsel and will appear in a separate publication available after May10, 2011 and on the web site - <http://le.utah.gov>.

<u>Section</u>	<u>Action</u>	<u>Bill Number</u>	<u>Former/ Renumber</u>	<u>Page Number</u>	<u>Section</u>	<u>Action</u>	<u>Bill Number</u>	<u>Former/ Renumber</u>	<u>Page Number</u>
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4-2-8	A	SB 32		132	7-8-3	A	SB 131		162
4-2-8.5	A	HB 186		53	9-3-401	N	HB 287	63H-3-101	76
		HB 330		83	9-3-402	N	HB 287	63H-3-102	76
4-2-8.7	A	HB 330		83	9-3-403	N	HB 287	63H-3-103	76
4-5-20	E	HB 148		44	9-3-404	N	HB 287	63H-3-104	76
4-7-1	A	SB 32		132	9-3-405	N	HB 287	63H-3-105	76
4-7-2	A	SB 32		132	9-3-406	N	HB 287	63H-3-106	76
4-7-3	A	SB 32		132	9-3-407	N	HB 287	63H-3-107	76
4-7-5	A	SB 32		132	9-3-409	N	HB 287	63H-3-108	76
4-7-7	A	SB 32		132	9-3-410	N	HB 287	63H-3-109	76
4-7-8	A	SB 32		132	9-3-411	N	HB 287	63H-3-110	76
4-7-9	A	SB 32		132	9-3-501	N	HB 287	63H-4-101	76
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4-14-3	A	SB 32		132	9-3-506	N	HB 287	63H-4-106	76
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4-18-3	A	SB 32		132	9-3-508	N	HB 287	63H-4-108	76
4-18-5	A	SB 32		132	9-3-509	N	HB 287	63H-4-109	76
4-20-1.6	A	HB 40		17	9-3-510	N	HB 287	63H-4-110	76
4-20-2	A	HB 330		83	9-3-511	N	HB 287	63H-4-111	76
4-20-3	A	HB 186		53	9-3-601	N	HB 287	63H-5-101	76
		SB 32		132	9-3-602	A	SB 13		122
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4-21-3	A	SB 32		132	9-3-603	N	HB 287	63H-5-103	76
4-32-3	A	SB 32		132	9-3-604	N	HB 287	63H-5-104	76
4-32-4	A	SB 32		132	9-3-605	N	HB 287	63H-5-105	76
7-1-810	A	SB 131		162	9-3-606A		HB 186		53
7-1-1006	A	HB 256		70		N	HB 287	63H-5-106	76
7-3-10	A	SB 131		162	9-3-607	N	HB 287	63H-5-107	76

A=Amended

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R=Repealed

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9-3-608	N	HB 287	63H-5-108	76	9-17-102	A	HB 330		83
9-3-609	N	HB 287	63H-5-109	76	10-1-203	A	SB 259		191
9-3-610	N	HB 287	63H-5-110	76	10-1-307	A	SB 16		124
9-4-102	A	HB 203		57	10-1-405	A	SB 16		124
9-4-307	A	HB 51		21	10-2-402	A	SB 293		196
9-4-501	N	HB 287	63M-1-2901	76	10-3-507	A	HB 305		80
9-4-502	N	HB 287	63M-1-2902	76	10-3-606	X	HB 267		73
9-4-503	N	HB 287	63M-1-2903	76	10-3-928	A	SB 114		155
9-4-504	N	HB 287	63M-1-2904	76	10-3-1303	A	SB 14		123
9-4-505	N	HB 287	63M-1-2905	76	10-3b-103	A	SB 172		176
9-4-506	N	HB 287	63M-1-2906	76	10-3b-202	A	SB 172		176
9-4-507	N	HB 287	63M-1-2907	76	10-3b-303	A	SB 172		176
9-4-508	N	HB 287	63M-1-2908	76	10-3b-403	A	SB 172		176
9-4-509	N	HB 287	63M-1-2909	76	10-3b-503	A	SB 172		176
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9-4-609	A	HB 489		102	10-8-55.5	E	SB 273		192
9-4-630	A	HB 186		53	10-8-64	R	SB 57		139
9-4-631	A	SB 197		180	10-8-85.5	A	HB 203		57
9-4-704	A	HB 186		53	10-9a-103	A	HB 267		73
9-4-707	A	HB 186		53			HB 412		93
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9-4-801		AHB 230		65			SB 146		169
		HB 351		86	10-9a-301	A	HB 267		73
9-4-802	A	HB 230		65	10-9a-305	A	HB 412		93
9-4-903	A	HB 230		65			HB 78		28
9-4-914	A	HB 186		53			SB 146		169
9-4-1101	N	HB 287	63H-6-101	76	10-9a-503	A	SB 243		188
9-4-1102	N	HB 287	63H-6-102	76	10-9a-510	A	HB 78		28
9-4-1103	N	HB 287	63H-6-103	76			SB 146		169
9-4-1104	N	HB 287	63H-6-104	76	10-9a-511	A	SB 178		177
9-4-1105	N	HB 287	63H-6-105	76	10-9a-514	A	HB 203		57
9-4-1106	N	HB 287	63H-6-106	76	10-9a-701	A	HB 78		28
9-4-1107	N	HB 287	63H-6-107	76	10-11-1	A	HB 268		74
9-4-1409	A	HB 186		53			SB 290		195
		SB 37		134	10-11-2	X	HB 268		74
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9-4-1502	A	HB 330		83	10-11-4	A	HB 268		74
9-4-1503	A	HB 330		83	10-17-101	R	SB 57		139
9-4-1601	E	SB 198		181	10-17-102	R	SB 57		139
9-4-1602	E	SB 198		181	10-17-103	R	SB 57		139
9-4-1603	E	SB 198		181	10-17-104	R	SB 57		139
9-4-1701	E	SB 220		185	10-17-105	R	SB 57		139
9-6-503	A	HB 186		53	10-17-105.5	R	SB 57		139
9-6-506	A	HB 186		53	10-17-106	R	SB 57		139
9-7-215	A	SB 106		152	10-17-107	R	SB 57		139
9-8-604	R	HB 330		83	11-2-7	A	HB 301		78
9-8-706	A	HB 186		53	11-13-218	A	SB 300		196
9-8-707	A	HB 186		53	11-13-302	A	HB 301		78
9-9-104.6	A	SB 33		133	11-14-302	A	SB 300		196
9-10-108	A	HB 330		83	11-14-316	A	SB 300		196
9-11-104	A	HB 330		83	11-17-4.6	A	SB 300		196

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	R	SB 146		169			SB 273		192
11-36-102	R	SB 146		169			SB 57		139
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11-36-301	R	SB 146		169	11-46-201	E	SB 57		139
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SR-25.08	R	SR 1		213	SR-31.04	R	SR 1		213
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SR-25.10	R	SR 1		213	SR-31.06	R	SR 1		213
SR-25.11	R	SR 1		213	SR-32.01	R	SR 1		213
SR-25.12	R	SR 1		213	SR-32.02	R	SR 1		213
SR-25.13	R	SR 1		213	SR-32.03	R	SR 1		213
SR-25.14	R	SR 1		213	SR-32.04	R	SR 1		213
SR-25.15	R	SR 1		213	SR-33.01	R	SR 1		213
SR-25.16	R	SR 1		213	SR-33.02	R	SR 1		213
SR-27.01	R	SR 1		213	SR-33.03	R	SR 1		213
SR-27.02	R	SR 1		213	SR-33.04	R	SR 1		213
SR-27.03	R	SR 1		213	SR-33.05	R	SR 1		213
SR-27.04	R	SR 1		213	SR-33.06	R	SR 1		213
SR-27.05	R	SR 1		213	SR-34.01	R	SR 1		213
SR-27.06	R	SR 1		213	SR-34.02	R	SR 1		213
SR-27.07	R	SR 1		213	SR-34.03	R	SR 1		213
SR-27.08	R	SR 1		213	SR-35.01	R	SR 1		213
SR-27.09	R	SR 1		213	SR-35.02	R	SR 1		213
SR-27.10	R	SR 1		213	SR-35.03	R	SR 1		213
SR-27.11	R	SR 1		213	SR-36.02	R	SR 1		213
SR-27.12	R	SR 1		213	SR-36.03	R	SR 1		213
SR-27.13	R	SR 1		213	SR-36.04	R	SR 1		213
SR-27.14	R	SR 1		213	SR-36.05	R	SR 1		213
SR-27.15	R	SR 1		213	SR-36.06	R	SR 1		213
SR-27.16	R	SR 1		213	SR-36.07	R	SR 1		213
SR-28.01	R	SR 1		213	SR-37.24	R	SR 1		213
SR-28.02	R	SR 1		213	SR-38.01	R	SR 1		213
SR-28.03	R	SR 1		213	SR-38.02	R	SR 1		213
SR-28.04	R	SR 1		213	SR-38.03	R	SR 1		213
SR-28.05	R	SR 1		213	SR-38.04	R	SR 1		213
SR-29.01	R	SR 1		213	SR-38.05	R	SR 1		213

A=Amended

E=Enacted

R=Repealed

X=Repealed and Reenacted

N=Renumbered and Amended

INTRODUCED LEGISLATION 2011 GENERAL SESSION

HB 1	Minimum School Program Base Budget (<i>Merlynn T. Newbold</i>)	Passed
HB 2	Minimum School Program and Public Education Budget Amendments (<i>Merlynn T. Newbold</i>)	Passed
HB 3	Current Fiscal Year Supplemental Appropriations (<i>Melvin R. Brown</i>)	Passed
HB 4	General Obligations Bonds Authorizations (<i>Gage Froerer</i>)	Passed
HB 5	Business, Economic Development, and Labor Base Budget (<i>Todd E. Kiser</i>)	Passed
HB 6	Executive Offices and Criminal Justice Base Budget (<i>Eric K. Hutchings</i>)	Passed
HB 7	Infrastructure and General Government Base Budget (<i>Gage Froerer</i>)	Passed
HB 8	Social Services Base Budget (<i>David Clark</i>)	Passed
HB 9	National Guard, Veterans' Affairs, and Legislature Base Budget (<i>Melvin R. Brown</i>)	Passed
HB 10	Renewal of Judgment Act (<i>Gage Froerer</i>)	Passed
HB 11	Inmate Health Insurance Amendments (<i>Paul Ray</i>)	Failed
HB 12	Personal Injury Claims by Personal Representative (<i>Todd E. Kiser</i>)	Passed
HB 13	Immunizations for Teen Mothers (<i>Jennifer M. Seelig</i>)	Passed
HB 14	Catastrophic Mental Health Coverage - Sunset Act (<i>James A. Dunnigan</i>)	Passed
HB 15	Controlled Substance Database - Licensing Amendments (<i>Bradley M. Daw</i>)	Passed
HB 16	Pharmacy Benefits Manager Act (<i>Evan J. Vickers</i>)	Passed
HB 17	Enterprise Zone Amendments (<i>Kraig Powell</i>)	Passed
HB 18	Health Reform - Cost Containment (<i>Bradley M. Daw</i>)	Passed
HB 19	Insurance Law Related Amendments (<i>James A. Dunnigan</i>)	Passed
HB 20	Accident Responsibility Amendments (<i>Christopher N. Herrod</i>)	Passed
HB 21	Statutorily Required Reports Amendments (<i>Don L. Ipson</i>)	Passed
HB 22	Fire Prevention and Fireworks Act Amendments (<i>James A. Dunnigan</i>)	Passed
HB 23	Controlled Substance Modifications (<i>Gage Froerer</i>)	Passed
HB 24	Clean Fuel Vehicle Decal (<i>Julie Fisher</i>)	Passed
HB 25	Mineral and Petroleum Literacy (<i>Jack R. Draxler</i>)	Passed
HB 26	High Occupancy Toll Lane Customer Information (<i>Julie Fisher</i>)	Passed
HB 27	Workers' Compensation Rate Filings (<i>Todd E. Kiser</i>)	Passed
HB 28	Penalties for Unauthorized Use of Records (<i>Richard A. Greenwood</i>)	Passed
HB 29	Business Entity Mergers (<i>James A. Dunnigan</i>)	Passed
HB 30	Election Officials' Funds (<i>Neal B. Hendrickson</i>)	Passed
HB 31	Restoration of the Right to Vote and Hold Elective Office (<i>John G. Mathis</i>)	Passed
HB 32	Campaign and Financial Reporting Amendments (<i>Keith Grover</i>)	Passed
HB 33	Election Law Revisions (<i>R. Curt Webb</i>)	Passed
HB 34	Department of Transportation Settlement Agreement Amendments (<i>Julie Fisher</i>)	Passed
HB 35	Sales and Use Tax Act Revisions (<i>Wayne A. Harper</i>)	Passed
HB 36	Assessment, Collections, and Refunds Act Amendments (<i>Todd E. Kiser</i>)	Passed
HB 37	Determination of State Taxable Income (<i>Evan J. Vickers</i>)	Passed
HB 38	Severance Tax Amendments (<i>Evan J. Vickers</i>)	Passed
HB 39	Water Rights Amendments (<i>Jack R. Draxler</i>)	Passed
HB 40	Bonding Requirements for Government Officers and Employees (<i>Ryan D. Wilcox</i>)	Passed
HB 41	State Capitol Preservation Board Fee Revisions (<i>Neal B. Hendrickson</i>)	Passed

HB 42	Alcoholic Beverage Control Act Retail License Quotas (<i>Gage Froerer</i>)	Failed
HB 43	Errors and Omissions Coverage for Insurance Producers (<i>Jim Bird</i>)	Passed
HB 44	Italian-American Heritage Month Designation (<i>Christine F. Watkins</i>)	Passed
HB 45	Vehicle Impound Amendments (<i>Jeremy A. Peterson</i>)	Passed
HB 46	County Recorder Amendments (<i>R. Curt Webb</i>)	Passed
HB 47	Contract Cancellation Option on Purchase of Used Vehicle (<i>Jim Bird</i>)	Failed
HB 48	Fingerprints of Juveniles (<i>Jeremy A. Peterson</i>)	Passed
HB 49	Utility Facility Siting (<i>Douglas Sagers</i>)	Failed
HB 50	School Termination Procedures Modifications (<i>Ronda Rudd Menlove</i>)	Passed
HB 51	School and Institutional Trust Lands (<i>Roger E. Barrus</i>)	Passed
HB 52	Limitation of Actions - Criminal Offenses (<i>Brad R. Wilson</i>)	Passed
HB 53	Seismic Requirements for Condominium Conversion Projects (<i>Larry B. Wiley</i>)	Failed
HB 54	Electronic Communications in Public Meetings (<i>Kraig Powell</i>)	Passed
HB 55	Volunteer Search and Rescue Workers' Compensation Claims (<i>Kraig Powell</i>)	Passed
HB 56	Expungement Amendments (<i>Julie Fisher</i>)	Passed
HB 57	Joint Professional School of Veterinary Medicine (<i>John G. Mathis</i>)	Passed
HB 58	Emission Testing Modifications (<i>David G. Butterfield</i>)	Failed
HB 59	Arrest and Requirements - with or Without Warrants (<i>Stephen G. Handy</i>)	Failed
HB 60	Prohibiting Contributions During Special Session (<i>Patrice M. Arent</i>)	Passed
HB 61	Home Business Workers' Compensation Amendments (<i>Roger E. Barrus</i>)	Failed
HB 62	Ownership of Subsurface Space for Injection (<i>Roger E. Barrus</i>)	Failed
HB 63	Left-hand Turn Penalty and Sentencing Requirements (<i>Jeremy A. Peterson</i>)	Failed
HB 64	Human Blood Procurement and Use (<i>Stephen G. Handy</i>)	Passed
HB 65	Public School Funding (<i>Wayne A. Harper</i>)	Failed
HB 66	Health Professional Authority - Death Certificates (<i>Bradley G. Last</i>)	Passed
HB 67	State Bonding Commission Bonding Authority (<i>Bradley G. Last</i>)	Passed
HB 68	Off-highway Vehicle Operator Responsibilities (<i>Michael E. Noel</i>)	Passed
HB 69	Assault Amendments (<i>Jim Bird</i>)	Failed
HB 70	Illegal Immigration Enforcement Act (<i>Stephen E. Sandstrom</i>)	Failed
HB 71	Victim Rights Amendments (<i>Brad R. Wilson</i>)	Passed
HB 72	Taxes and Related School Funding Provisions Amendments (<i>Michael E. Noel</i>)	Failed
HB 73	Motor Carrier Transportation Contract Indemnity Agreements (<i>Don L. Ipson</i>)	Passed
HB 74	Municipal Justice Court Judge Elections (<i>Kenneth W. Sumsion</i>)	Passed
HB 75	Dangerous Weapon Amendments (<i>Curtis Oda</i>)	Passed
HB 76	Federal Law Evaluation and Response (<i>Ken Ivory</i>)	Passed
HB 77	Medical Assistance Accountability (<i>David Clark</i>)	Passed
HB 78	Developer Fees (<i>Michael T. Morley</i>)	Passed
HB 79	Property and Casualty Certificate of Insurance Act (<i>Todd E. Kiser</i>)	Passed
HB 80	Emergency Management (<i>Curtis Oda</i>)	Passed
HB 81	Tow Truck Amendments (<i>Lee B. Perry</i>)	Passed
HB 82	Sales and Use Taxes on Certain Lodging Related Purchases (<i>Todd E. Kiser</i>)	Passed
HB 83	Charter School Revolving Account (<i>Gregory H. Hughes</i>)	Passed
HB 84	Office of Inspector General of Medicaid Services (<i>David Clark</i>)	Passed
HB 85	Alcoholic Beverage Control Act - Sales to Minors (<i>Val L. Peterson</i>)	Failed
HB 86	Veteran's Identification on Driver License or Identification Card (<i>Gregory H. Hughes</i>)	Passed

HB 87	School Finance Amendments (<i>Merlynn T. Newbold</i>)	Passed
HB 88	Agriculture Sustainability Task Force (<i>Jack R. Draxler</i>)	Failed
HB 89	Protection of Children Riding in Motor Vehicles (<i>Patrice M. Arent</i>)	Failed
HB 90	Wildfire Protection Amendments on State Property (<i>Val L. Peterson</i>)	Failed
HB 91	Real Estate Related Amendments (<i>Gage Froerer</i>)	Passed
HB 92	Public Education Regional Service Centers (<i>Bradley G. Last</i>)	Passed
HB 93	Mortgage and Real Estate Licensure Exemptions for Attorneys (<i>LaVar Christensen</i>)	Passed
HB 94	Income Tax Credit for Combat Related Death (<i>Merlynn T. Newbold</i>)	Passed
HB 95	Amendments to Traffic Code Provisions (<i>Lee B. Perry</i>)	Failed
HB 96	Mandatory Emission Inspections and Maintenance Programs (<i>Jackie Biskupski</i>)	Failed
HB 97	Consolidation of the Department of Environmental Quality with the Department of Natural Resources (<i>Wayne A. Harper</i>)	Failed
HB 98	Capital Outlay Funding Modifications (<i>Christine F. Watkins</i>)	Passed
HB 99	Motion Picture Incentives Amendments (<i>Gregory H. Hughes</i>)	Passed
HB 100	County Nuisance Abatement (<i>Derek E. Brown</i>)	Failed
HB 101	Mobile Home Park Residency Act Amendments (<i>Janice M. Fisher</i>)	Failed
HB 102	Electronic Scrap Recycling (<i>Rebecca P. Edwards</i>)	Failed
HB 103	Election Amendments (<i>Derek E. Brown</i>)	Passed
HB 104	Homeowner Association Amendments (<i>R. Curt Webb</i>)	Passed
HB 105	Delinquent Property Tax Certificates (<i>Gage Froerer</i>)	Failed
HB 106	Electronic Meetings Revisions (<i>Bradley M. Daw</i>)	Passed
HB 107	Volunteer Firefighters' Retirement Amendments (<i>Ronda Rudd Menlove</i>)	Passed
HB 108	Adoption Amendments (<i>Rebecca Chavez-Houck</i>)	Failed
HB 109	Religious Liberty Recognition (<i>LaVar Christensen</i>)	Failed
HB 110	Teacher Salary Supplement Program Amendments (<i>Marie H. Poulson</i>)	Passed
HB 111	Full-day Kindergarten (<i>Johnny Anderson</i>)	Failed
HB 112	Severance Tax Code Revisions (<i>Brian S. King</i>)	Failed
HB 113	Deferred Deposit Lending Amendments (<i>Bradley M. Daw</i>)	Failed
HB 114	Utah Time Standardization Act (<i>Ryan D. Wilcox</i>)	Failed
HB 115	Mechanics' Liens Amendments (<i>Michael T. Morley</i>)	Passed
HB 116	Utah Immigration Accountability and Enforcement Amendments (<i>Bill Wright</i>)	Passed
HB 117	Condominium Amendments (<i>David Litvack</i>)	Failed
HB 118	Unlawful Sexual Conduct with a Minor (<i>Rebecca P. Edwards</i>)	Failed
HB 119	Retail Theft Amendments (<i>Paul Ray</i>)	Failed
HB 120	Income Tax Credits for Contribution to Community Foundation Permanent Endowment Fund (<i>David Litvack</i>)	Failed
HB 121	Sexual Solicitation Amendments (<i>Jennifer M. Seelig</i>)	Passed
HB 122	Firearms Amendments (<i>Stephen E. Sandstrom</i>)	Failed
HB 123	K-12 Education Amendments (<i>Kenneth W. Sumsion</i>)	Failed
HB 124	Commercial Breeders (<i>Jackie Biskupski</i>)	Failed
HB 126	State Tax Commission Report on Tax Provisions (<i>Joel K. Briscoe</i>)	Failed
HB 128	Health Reform Amendments (<i>James A. Dunnigan</i>)	Passed
HB 129	Firearms Modifications (<i>Carl Wimmer</i>)	Failed
HB 130	Election Day Voting Centers (<i>Rebecca Chavez-Houck</i>)	Passed
HB 131	Custody and Parent-time Modifications (<i>Rebecca P. Edwards</i>)	Failed
HB 132	Water Quality Amendments (<i>Bill Wright</i>)	Passed

HB 133	Employee Compensation Amendments (<i>John Dougall</i>)	Failed
HB 134	Collection of Front-line Teachers Data (<i>Jim Nielson</i>)	Failed
HB 135	Local Sales and Use Tax Distribution Revisions (<i>Jim Nielson</i>)	Failed
HB 137	Transportation Changes (<i>Kenneth W. Sumsion</i>)	Passed
HB 138	Federal Receipts Reporting Requirements (<i>Ken Ivory</i>)	Passed
HB 139	Constitutional Defense Council Amendments (<i>Christopher N. Herrod</i>)	Failed
HB 140	Divorce Waiting Period Amendments (<i>Val L. Peterson</i>)	Failed
HB 143	Ballot Placement Amendments (<i>Steve Eliason</i>)	Passed
HB 145	Public School Privacy Amendments (<i>Steve Eliason</i>)	Passed
HB 146	Public Transit District Conflict of Interest Amendments (<i>Janice M. Fisher</i>)	Failed
HB 148	Raw Honey Amendments (<i>Stephen E. Sandstrom</i>)	Passed
HB 151	Compulsory Education Amendments (<i>Joel K. Briscoe</i>)	Failed
HB 152	School Community Councils Amendments (<i>Bill Wright</i>)	Passed
HB 153	County Correctional Facilities Funding Amendments (<i>Michael E. Noel</i>)	Passed
HB 154	Mobile Tracking Devices (<i>Derek E. Brown</i>)	Failed
HB 155	Cycling Laws (<i>Carol Spackman Moss</i>)	Failed
HB 156	Assessment of Property with Conservation Easement (<i>Dixon M. Pitcher</i>)	Passed
HB 158	Coordination Between State and Local Government on Federal Regulations (<i>Christopher N. Herrod</i>)	Failed
HB 161	Guardian Ad Litem Responsibilities (<i>Curtis Oda</i>)	Passed
HB 162	Pedestrians on Freeways (<i>Lee B. Perry</i>)	Passed
HB 163	Revisor's Statute (<i>Brad L. Dee</i>)	Passed
HB 164	Campaign Contributions Limits (<i>Rebecca Chavez-Houck</i>)	Failed
HB 165	State Reimbursement for Required Medical Services Act (<i>Christopher N. Herrod</i>)	Failed
HB 166	School District Property Tax Amendments (<i>Joel K. Briscoe</i>)	Failed
HB 167	Incarceration Amendments (<i>Eric K. Hutchings</i>)	Passed
HB 168	Child Identity Theft Protection Amendments (<i>Eric K. Hutchings</i>)	Passed
HB 169	Firearm Laws Modifications (<i>Jennifer M. Seelig</i>)	Passed
HB 170	Tobacco and Nicotine Product Amendments (<i>Paul Ray</i>)	Failed
HB 171	Abortion Clinic Licensing (<i>Carl Wimmer</i>)	Passed
HB 172	Service Animal Amendments (<i>Keith Grover</i>)	Passed
HB 173	Dedication and Abandonment of Public Highways (<i>Kay L. McIff</i>)	Passed
HB 174	Contracting for Medicaid Eligibility Determination Services (<i>Wayne A. Harper</i>)	Passed
HB 175	Condominium Ownership Act Modifications (<i>Ryan D. Wilcox</i>)	Passed
HB 176	Audit of State Budgets (<i>LaVar Christensen</i>)	Passed
HB 177	Canine Body Armor Restricted Account and Income Tax Contribution (<i>Richard A. Greenwood</i>)	Passed
HB 178	Dispatcher Service Amendments (<i>Richard A. Greenwood</i>)	Passed
HB 179	Peace Officer Recertification Amendments (<i>Richard A. Greenwood</i>)	Passed
HB 180	Debt Collection Data Match with Worker Registry (<i>David Clark</i>)	Passed
HB 181	Child Care Amendments (<i>Brad J. Galvez</i>)	Failed
HB 182	Voiding Transactions Against Public Policy (<i>LaVar Christensen</i>)	Failed
HB 183	School District Leave Policies (<i>Keith Grover</i>)	Passed
HB 184	Motor and Special Fuel Tax Act Amendments (<i>Christopher N. Herrod</i>)	Passed
HB 185	Sales Information Disclosure for Commercial Real Property Transactions (<i>Gage Froerer</i>)	Failed

HB 186	Utah Code Technical Amendments (<i>Brad J. Galvez</i>)	Passed
HB 187	State Fire Code Appeals (<i>Michael T. Morley</i>)	Passed
HB 188	Labor Commission Related Amendments (<i>Michael T. Morley</i>)	Passed
HB 189	Real Property Reinvestment Fee Amendments (<i>Gage Froerer</i>)	Failed
HB 190	Delinquent Property Tax Amendments (<i>Gage Froerer</i>)	Passed
HB 191	Nonresident Tuition Waiver Amendments (<i>Carl Wimmer</i>)	Failed
HB 192	Controlled Substances Advisory Committee Amendments (<i>Paul Ray</i>)	Passed
HB 193	Public Highway Designation (<i>Christine F. Watkins</i>)	Failed
HB 194	Service Contracts Act Amendments (<i>Johnny Anderson</i>)	Passed
HB 195	Debt Service Obligations of a Divided School District (<i>Kenneth W. Sumsion</i>)	Passed
HB 196	Continuing Education Requirements for Landscape Architects (<i>R. Curt Webb</i>)	Passed
HB 197	Amendments to Municipal and County Powers (<i>Johnny Anderson</i>)	Failed
HB 198	Tobacco Related Penalty Amendments (<i>Paul Ray</i>)	Passed
HB 199	Advertisements on School Buses (<i>Jim Bird</i>)	Passed
HB 200	Sale of Synthetic Cannabinoids to Persons Younger than Nineteen (<i>Johnny Anderson</i>)	Failed
HB 201	Tobacco Licensing Amendments (<i>Paul Ray</i>)	Passed
HB 202	Death Penalty Procedures Amendments (<i>Kay L. McIlff</i>)	Passed
HB 203	Codification of State Construction and Fire Codes (<i>Michael T. Morley</i>)	Passed
HB 204	Protection of Athletes with Head Injuries (<i>Paul Ray</i>)	Passed
HB 205	Domestic Violence and Dating Violence Amendments (<i>Paul Ray</i>)	Failed
HB 206	Special Group License Plate Amendments (<i>Wayne A. Harper</i>)	Passed
HB 207	Juvenile Amendments (<i>Wayne A. Harper</i>)	Passed
HB 208	Administrative Services Amendments (<i>Wayne A. Harper</i>)	Passed
HB 209	Workers' Compensation Premium Assessment (<i>Michael T. Morley</i>)	Passed
HB 210	Animal Cruelty Amendments (<i>Curtis Oda</i>)	Failed
HB 211	Community Service Medicaid Pilot Program (<i>Ronda Rudd Menlove</i>)	Passed
HB 212	Charges by Health Providers for Medical Records (<i>Francis D. Gibson</i>)	Passed
HB 213	Statutory Construction Amendments (<i>Derek E. Brown</i>)	Passed
HB 214	Concealed Firearm Permit Fees (<i>Curtis Oda</i>)	Passed
HB 215	Fatality Review Act Amendments (<i>Merlynn T. Newbold</i>)	Passed
HB 216	Reunification Services Amendments (<i>Merlynn T. Newbold</i>)	Passed
HB 217	Appointment of Director of the Division of Health Care Financing (<i>David Clark</i>)	Passed
HB 218	Clubs in Public Schools (<i>Stephen E. Sandstrom</i>)	Passed
HB 219	State Firearm Designation (<i>Carl Wimmer</i>)	Passed
HB 220	Civics Education Amendments (<i>Michael T. Morley</i>)	Passed
HB 221	Classic Car Inspections (<i>Fred C. Cox</i>)	Passed
HB 222	Support Obligation for Children in State Custody (<i>Larry B. Wiley</i>)	Failed
HB 223	Innkeeper's Rights Act Modifications (<i>Stephen E. Sandstrom</i>)	Failed
HB 224	Radio Frequency Identification (<i>Wayne A. Harper</i>)	Passed
HB 225	Condominium and Community Association Amendments (<i>Gage Froerer</i>)	Failed
HB 226	Local Government Fee Authority (<i>Wayne A. Harper</i>)	Passed
HB 227	Test Driving Vehicles (<i>Fred C. Cox</i>)	Failed
HB 228	Administrative Rules Reauthorization (<i>Curtis Oda</i>)	Passed
HB 229	Mental Health Professional Practice Act (<i>Keith Grover</i>)	Failed
HB 230	Disability Amendments (<i>Paul Ray</i>)	Passed

HB 231	Parent-time Schedule Amendments (<i>Stephen E. Sandstrom</i>)	Failed
HB 232	Drug Paraphernalia Definition Amendments (<i>Evan J. Vickers</i>)	Passed
HB 233	Insurance Coverage for Amino Acid-based Formula (<i>Carol Spackman Moss</i>)	Failed
HB 234	Assertive Community Mental Health Treatment Pilot Program (<i>Carol Spackman Moss</i>)	Failed
HB 235	Technology Technical Amendments (<i>Patrice M. Arent</i>)	Passed
HB 236	Abandoned Roads (<i>R. Curt Webb</i>)	Failed
HB 237	Enforcement of Liens (<i>Julie Fisher</i>)	Passed
HB 238	Radiology Technologist and Radiology Practical Technician Licensing Act (<i>Don L. Ipson</i>)	Passed
HB 239	Candidate Vacancy for Failure to File Campaign Finance Interim Report (<i>Christopher N. Herrod</i>)	Failed
HB 240	Social Services - Employment First Priority (<i>Ronda Rudd Menlove</i>)	Passed
HB 241	Clean Out the Medicine Cabinet Month Designation (<i>Michael T. Morley</i>)	Passed
HB 242	Controlled Substances Amendments (<i>Christopher N. Herrod</i>)	Failed
HB 243	Occupations and Professions Amendments (<i>Michael T. Morley</i>)	Passed
HB 244	Online Mental Health Therapy (<i>Keith Grover</i>)	Failed
HB 245	Housing Authority Waiting Lists (<i>Gage Froerer</i>)	Failed
HB 246	Repeal of Phosphorus Limit in Dishwashing Detergent (<i>Stephen E. Sandstrom</i>)	Failed
HB 247	Water Development Amendments (<i>Michael E. Noel</i>)	Passed
HB 248	County Office Vacancies (<i>Carl Wimmer</i>)	Passed
HB 249	Growing of Food (<i>Christopher N. Herrod</i>)	Failed
HB 250	State Emblem of Service and Sacrifice (<i>Merlynn T. Newbold</i>)	Passed
HB 251	Alarm System Amendments (<i>Lynn N. Hemingway</i>)	Passed
HB 252	Railroad and Railroad Crossing Amendments (<i>Richard A. Greenwood</i>)	Failed
HB 253	Employment of Unauthorized Aliens (<i>Christopher N. Herrod</i>)	Failed
HB 254	Emergency Procedures Amendments (<i>Richard A. Greenwood</i>)	Passed
HB 255	Provisional Ballot Amendments for Unregistered Voters (<i>Rebecca Chavez-Houck</i>)	Failed
HB 256	Children's Health Insurance and Medicaid Administrative Simplification (<i>James A. Dunnigan</i>)	Passed
HB 257	Concealed Firearm Act Modifications (<i>Ronda Rudd Menlove</i>)	Passed
HB 258	Child Restraint Device Amendments (<i>Christopher N. Herrod</i>)	Failed
HB 259	County Recorder Revisions (<i>R. Curt Webb</i>)	Passed
HB 260	Mechanics' Liens Revisions (<i>David Clark</i>)	Passed
HB 261	Amendments to Transportation Provisions (<i>Derek E. Brown</i>)	Passed
HB 262	Divided School District Assets and Liabilities (<i>Kenneth W. Sumsion</i>)	Passed
HB 263	Local District Services Amendments (<i>David Clark</i>)	Passed
HB 264	State Board of Education Member Election Process Amendments (<i>Carol Spackman Moss</i>)	Failed
HB 265	Motor Vehicle Emissions Amendments (<i>Francis D. Gibson</i>)	Passed
HB 266	Restitution Amendments (<i>David Clark</i>)	Passed
HB 267	Public Body Rules of Procedure (<i>Melvin R. Brown</i>)	Passed
HB 268	Municipal Enforcement Regarding Property Maintenance (<i>Michael T. Morley</i>)	Passed
HB 269	Commission on Civic and Character Education (<i>LaVar Christensen</i>)	Passed
HB 270	Family Policy (<i>LaVar Christensen</i>)	Failed
HB 271	Restrictions on Political Subdivisions Regarding the Regulation of Knives (<i>Ryan D. Wilcox</i>)	Passed

HB 272	Indigent Defense Act Amendments (<i>Kay L. McIff</i>)	Passed
HB 273	Animal Control Amendments (<i>Jennifer M. Seelig</i>)	Failed
HB 274	Lobbyist Disclosure and Regulation Act Amendments (<i>Patrice M. Arent</i>)	Failed
HB 275	School District Division Amendments (<i>Kenneth W. Sumsion</i>)	Passed
HB 277	Sales and Use Tax Revisions (<i>Wayne A. Harper</i>)	Failed
HB 278	Campaign Finance Amendments (<i>Kenneth W. Sumsion</i>)	Failed
HB 279	Direct Primary Elections (<i>David Litvack</i>)	Failed
HB 280	State Agency Realignment (<i>Wayne A. Harper</i>)	Passed
HB 281	Sex Offender and Kidnapping Amendments (<i>Fred C. Cox</i>)	Failed
HB 282	Sales and Use Tax and Income Tax Amendments (<i>Kay L. McIff</i>)	Failed
HB 284	Guardianship Amendments (<i>Kraig Powell</i>)	Failed
HB 285	Asbestos Requirements (<i>Larry B. Wiley</i>)	Passed
HB 286	Funding for Burying Utility Lines (<i>Joel K. Briscoe</i>)	Failed
HB 287	Restructuring of the Department of Community and Culture (<i>Wayne A. Harper</i>)	Passed
HB 288	Concurrent Enrollment Transcripts (<i>Ronda Rudd Menlove</i>)	Passed
HB 289	Psychologist Licensing Amendments (<i>Merlynn T. Newbold</i>)	Failed
HB 290	Public School Transportation Amendments (<i>Carl Wimmer</i>)	Failed
HB 291	Consolidation of Insurance Department into the Department of Commerce (<i>Wayne A. Harper</i>)	Failed
HB 292	Abusive Workplace Policies Act (<i>Stephen E. Sandstrom</i>)	Failed
HB 293	Underground Storage Tank Act Amendments (<i>Kay L. McIff</i>)	Failed
HB 294	Political Action Committee and Political Issues Committee Expenditure Revisions (<i>Tim M. Cosgrove</i>)	Failed
HB 295	Outdoor Advertising Amendments (<i>Michael E. Noel</i>)	Passed
HB 296	Highway Construction Contract Amendments (<i>Curtis Oda</i>)	Passed
HB 299	Lobbying Activities by State and Local Government Agencies (<i>Christopher N. Herrod</i>)	Failed
HB 301	School District Property Tax Revisions (<i>Merlynn T. Newbold</i>)	Passed
HB 302	Reading Program Amendments (<i>Merlynn T. Newbold</i>)	Passed
HB 303	Prepaid Wireless 911 Service Charge (<i>Brad L. Dee</i>)	Passed
HB 304	Campaign Finance Revisions (<i>Gregory H. Hughes</i>)	Passed
HB 305	Midterm Vacancies in Municipal Offices (<i>Kraig Powell</i>)	Passed
HB 306	School Building Construction Impact Fees (<i>Kraig Powell</i>)	Failed
HB 307	Public Broadcasting Funding (<i>Christopher N. Herrod</i>)	Failed
HB 308	Parental Waivers of Liability on Behalf of Minors (<i>Kraig Powell</i>)	Failed
HB 313	Charter School Funding Amendments (<i>Merlynn T. Newbold</i>)	Failed
HB 314	Insurance Requirements for Child Care Buses (<i>Johnny Anderson</i>)	Passed
HB 315	Accepting Federal Funds Amendments (<i>Kenneth W. Sumsion</i>)	Failed
HB 316	Taxation of Surplus Lines of Insurance (<i>Todd E. Kiser</i>)	Passed
HB 317	Currency Amendments (<i>Brad J. Galvez</i>)	Passed
HB 318	Money Management Act Amendments (<i>Jim Bird</i>)	Passed
HB 320	4-h Special Group License Plate (<i>Kraig Powell</i>)	Failed
HB 321	Pharmacy Practice Act Amendments (<i>David Clark</i>)	Failed
HB 322	Restoration of American Heritage Curriculum Act (<i>Stephen E. Sandstrom</i>)	Failed
HB 323	Multicounty Appraisal Trust Amendments (<i>Gage Froerer</i>)	Failed
HB 324	HIV Testing of Alleged Sex Offenders (<i>Richard A. Greenwood</i>)	Passed
HB 325	Drunk Driving Amendments (<i>Steve Eliason</i>)	Failed

HB 326	Trust Deed Foreclosure Changes (<i>LaVar Christensen</i>)	Failed
HB 327	Public Education Annual Report Amendments (<i>LaVar Christensen</i>)	Passed
HB 328	State Government Work Week (<i>Michael E. Noel</i>)	Vetoed
HB 330	Budgetary Procedure Amendments (<i>Melvin R. Brown</i>)	Passed
HB 331	Post-employment Benefits Amendments (<i>John Dougall</i>)	Failed
HB 332	Utility Payment Assistance (<i>Carl Wimmer</i>)	Failed
HB 333	Unfair Inducements Related to Insurance Products (<i>James A. Dunnigan</i>)	Passed
HB 334	Family Expense Amendments (<i>Stephen E. Sandstrom</i>)	Passed
HB 335	Military Survivors - Tuition Waiver Amendments (<i>Michael T. Morley</i>)	Passed
HB 336	Medical Professional Licensing During a Declared Emergency (<i>Evan J. Vickers</i>)	Passed
HB 337	Pawnshop and Secondhand Merchandise Transaction Information Act Amendments (<i>Jennifer M. Seelig</i>)	Passed
HB 339	Charter School Enrollment Amendments (<i>Eric K. Hutchings</i>)	Failed
HB 341	Interview of a Child Not in Protective or Legal State Custody (<i>Michael T. Morley</i>)	Failed
HB 342	Bicycle Helmet Requirements (<i>Kraig Powell</i>)	Failed
HB 346	Provisional Teaching Modifications (<i>Christopher N. Herrod</i>)	Failed
HB 347	Land Designation Modifications (<i>Carl Wimmer</i>)	Failed
HB 348	Motor Vehicle Light Usage Requirements (<i>Kraig Powell</i>)	Failed
HB 349	Expedited Jury Trials (<i>Brian S. King</i>)	Passed
HB 351	Homeless Coordinating Committee Modifications (<i>Val L. Peterson</i>)	Passed
HB 352	Motor Vehicle Registration and Insurance Amendments (<i>Patrice M. Arent</i>)	Failed
HB 353	Abortion Freedom of Conscience (<i>Carl Wimmer</i>)	Passed
HB 354	Insurance Amendments Relating to Abortion (<i>Carl Wimmer</i>)	Passed
HB 355	Healthcare-associated Infections (<i>Jack R. Draxler</i>)	Failed
HB 357	Long-term Care Amendments (<i>Paul Ray</i>)	Failed
HB 358	Access to Controlled Substance Database Revisions (<i>Steve Eliason</i>)	Passed
HB 359	Business Resource Center Advisory Board Modification (<i>Val L. Peterson</i>)	Passed
HB 360	Housing Alternatives for Nursing Home Eligible Parolees (<i>Eric K. Hutchings</i>)	Failed
HB 364	Disarming a Peace Officer (<i>Richard A. Greenwood</i>)	Failed
HB 366	Election Law Changes (<i>Brad L. Dee</i>)	Failed
HB 367	Utah Schools Seismic Hazard Inventory (<i>Larry B. Wiley</i>)	Failed
HB 368	Adoption of Children (<i>Stephen E. Sandstrom</i>)	Failed
HB 370	Bail Bond Amendments (<i>Gregory H. Hughes</i>)	Passed
HB 371	Motor Home Taxes and Fees (<i>Don L. Ipson</i>)	Passed
HB 374	Domestic Violence Amendments (<i>Bradley G. Last</i>)	Passed
HB 375	Security Personnel Licensing Act Amendments (<i>Ken Ivory</i>)	Passed
HB 376	Small Claims Court Jurisdiction (<i>Rebecca P. Edwards</i>)	Passed
HB 377	Higher Education Textbook Fairness Act (<i>Fred C. Cox</i>)	Failed
HB 378	Duties of Trustee on a Trust Deed (<i>R. Curt Webb</i>)	Failed
HB 379	Nonjudicial Foreclosure of Trust Deeds (<i>R. Curt Webb</i>)	Failed
HB 380	Utah Lands Protection Act (<i>Fred C. Cox</i>)	Failed
HB 381	Prescription Drug Amendments (<i>Paul Ray</i>)	Failed
HB 383	Law Enforcement Officer Investigation (<i>Carl Wimmer</i>)	Failed
HB 384	Veterans Preference Amendments (<i>Tim M. Cosgrove</i>)	Passed
HB 385	County Jail Medical Expenses (<i>Bradley M. Daw</i>)	Passed
HB 387	Modifications to Legislative Management Committee (<i>Christopher N. Herrod</i>)	Failed

HB 388	Operation and Management of Charter Schools (<i>Christopher N. Herrod</i>)	Passed
HB 389	Offender Registry Review (<i>Jack R. Draxler</i>)	Failed
HB 391	National Guard Joint Forces Headquarters Modifications (<i>Val L. Peterson</i>)	Passed
HB 392	Retention Elections for Justice Court Judges (<i>Curtis Oda</i>)	Failed
HB 395	Campaign Contributions to Legislators During Session (<i>Keith Grover</i>)	Failed
HB 397	Controlled Substance Database Modifications (<i>Steve Eliason</i>)	Failed
HB 398	Utah State Instructional Materials Access Center Funding (<i>Stephen G. Handy</i>)	Failed
HB 399	Environmental Litigation Bond (<i>Michael E. Noel</i>)	Passed
HB 400	Regulation of Mining Operations (<i>Michael E. Noel</i>)	Passed
HB 403	Changes to Fit Premises Act (<i>Jennifer M. Seelig</i>)	Passed
HB 404	State Health Insurance Amendments (<i>Don L. Ipson</i>)	Passed
HB 405	Charges for Medical Records (<i>Francis D. Gibson</i>)	Passed
HB 406	Access to Adoption Records (<i>Jackie Biskupski</i>)	Failed
HB 410	Access to Voter Date of Birth Records (<i>Rebecca P. Edwards</i>)	Failed
HB 411	Approaching Stationary Emergency Vehicle Amendments (<i>Don L. Ipson</i>)	Passed
HB 412	Land Use Revisions (<i>Gage Froerer</i>)	Passed
HB 414	Collection Fee Amendments (<i>Brian S. King</i>)	Failed
HB 415	Schools for the Deaf and Blind Foundation (<i>Stephen G. Handy</i>)	Passed
HB 416	Money Transmitter Transaction Tax (<i>Stephen E. Sandstrom</i>)	Failed
HB 417	Employee Noncompetition Contract Amendments (<i>Eric K. Hutchings</i>)	Failed
HB 419	State Land Use Planning (<i>Christopher N. Herrod</i>)	Failed
HB 420	Water Quality Board Powers and Duties (<i>Julie Fisher</i>)	Passed
HB 421	Use of Public Buildings for Political Caucus Meetings (<i>Derek E. Brown</i>)	Passed
HB 422	Tax Changes (<i>David Litvack</i>)	Failed
HB 423	Public School Seismic Safety Committee (<i>Larry B. Wiley</i>)	Failed
HB 424	Firearms Revisions (<i>Paul Ray</i>)	Failed
HB 425	Offender DNA Fees (<i>Brad R. Wilson</i>)	Failed
HB 426	Taxes for Education Funding Amendments (<i>Dixon M. Pitcher</i>)	Failed
HB 427	Higher Education Compensation Appropriation Reallocations (<i>Merlynn T. Newbold</i>)	Passed
HB 428	Water Issues Task Force (<i>Patrick Painter</i>)	Passed
HB 430	Barber, Cosmetologist/barber, Esthetician, Electrologist, and Nail Technician Licensing Act Amendments (<i>Holly J. Richardson</i>)	Failed
HB 431	Tax, Fee, or Charge Electronic Filing and Remittance (<i>Julie Fisher</i>)	Failed
HB 432	Nuisance Amendments (<i>Gage Froerer</i>)	Passed
HB 434	County Amendments (<i>Melvin R. Brown</i>)	Passed
HB 436	Life Science Development Act (<i>David Clark</i>)	Failed
HB 438	Water Quality Board Amendments (<i>Bill Wright</i>)	Failed
HB 440	Beer Tax Amendments (<i>Val L. Peterson</i>)	Passed
HB 444	Operation and Maintenance Needs Report for Utah Highways (<i>Julie Fisher</i>)	Passed
HB 445	Prison Relocation and Development Authority Act (<i>Gregory H. Hughes</i>)	Passed
HB 446	Local District Tax Amendments (<i>Derek E. Brown</i>)	Passed
HB 447	Kindergarten Literacy Improvement Program (<i>Johnny Anderson</i>)	Failed
HB 450	Hospital Provider Tax Amendments (<i>David Clark</i>)	Passed
HB 451	Tobacco Settlement Funds Amendment (<i>David Litvack</i>)	Passed
HB 453	Domestic Violence Services (<i>David Clark</i>)	Passed
HB 454	State Hospital Revisions (<i>Bradley G. Last</i>)	Passed

HB 457	Recording of Transactions Affecting Real Property by County Recorder (<i>Susan Duckworth</i>)	Failed
HB 459	Education Interpretation Services for Deaf and Hearing Impaired Students (<i>Don L. Ipson</i>)	Failed
HB 461	Energy Producer States' Agreement (<i>Roger E. Barrus</i>)	Passed
HB 462	Copper Wire and Metal Theft Amendments (<i>Don L. Ipson</i>)	Failed
HB 465	Respecting Our Fallen Heroes Act (<i>Eric K. Hutchings</i>)	Failed
HB 466	Migrant Workers and Related Commission Amendments (<i>Stephen E. Sandstrom</i>)	Passed
HB 469	Immigration Related Amendments (<i>John Dougall</i>)	Passed
HB 470	Authorized Use of a Business Name (<i>Rebecca P. Edwards</i>)	Failed
HB 475	State Energy Amendments (<i>Roger E. Barrus</i>)	Passed
HB 476	Procurement Code Amendments (<i>Bradley G. Last</i>)	Passed
HB 477	Government Records Amendments (<i>John Dougall</i>)	Passed
HB 481	Transportation of Mental Illness Patients (<i>Paul Ray</i>)	Passed
HB 482	Long-term Care Facility - Medicaid Certification for Bed Capacity Amendments (<i>Eric K. Hutchings</i>)	Passed
HB 484	Sweepstakes Connected with the Sale of Consumer Products or Services (<i>Melvin R. Brown</i>)	Failed
HB 485	Higher Education Tenure (<i>Christopher N. Herrod</i>)	Failed
HB 487	County Use of Land Use Ordinance (<i>Bill Wright</i>)	Passed
HB 488	Budgeting Procedures Amendments (<i>John Dougall</i>)	Passed
HB 489	Housing Authority Application Process (<i>Gage Froerer</i>)	Passed
HB 490	Utah State Flag Day Commemoration (<i>Julie Fisher</i>)	Passed
HB 491	Alimony Modifications (<i>Stephen E. Sandstrom</i>)	Failed
HB 492	Washington County Veterans' Home (<i>Don L. Ipson</i>)	Passed
HB 493	Utah County Veterans' Homes (<i>Don L. Ipson</i>)	Passed
HB 494	Justice Courts (<i>Christopher N. Herrod</i>)	Failed
HB 495	Animal Control Modifications (<i>John G. Mathis</i>)	Passed
HB 496	Technology and Life Science Economic Development Act and Related Tax Credits (<i>David Clark</i>)	Passed
HB 497	Utah Illegal Immigration Enforcement Act (<i>Stephen E. Sandstrom</i>)	Passed
HB 498	Inmate Health Issues Amendments (<i>Paul Ray</i>)	Failed
HCR 1	Concurrent Resolution Urging Congress to Address Employment Related Child Identity Theft (<i>Susan Duckworth</i>)	Passed
HCR 2	Utah State Flag Concurrent Resolution (<i>Julie Fisher</i>)	Passed
HCR 3	Concurrent Resolution Urging Congress to Pass Balanced Budget Amendment to U.S. Constitution (<i>Carl Wimmer</i>)	Passed
HCR 4	Wild Horse and Burro Advisory Board Concurrent Resolution (<i>Melvin R. Brown</i>)	Passed
HCR 5	Patient- and Safety-centered Prescription Labels Concurrent Resolution (<i>Marie H. Poulson</i>)	Passed
HCR 7	Concurrent Resolution Supporting Public Policies That Promote Outdoor Activities for Children (<i>Jack R. Draxler</i>)	Passed
HCR 8	Concurrent Resolution on Providing Continuing Federal Financial Assistance for the Delivery of Basic Services to Dutch John, Utah (<i>Melvin R. Brown</i>)	Passed
HCR 9	Lupus Awareness Month Concurrent Resolution (<i>Tim M. Cosgrove</i>)	Passed
HCR 10	Taiwan Concurrent Resolution (<i>Eric K. Hutchings</i>)	Failed
HCR 11	Concurrent Resolution Recognizing 100th Anniversary of Salt Lake Rotary (<i>Patrice M. Arent</i>)	Passed

HCR 12	Concurrent Resolution Opposing United States Secretary of Interior's Wilderness Re-inventory (<i>Michael E. Noel</i>)	Passed
HCR 13	Secure Rural Schools Concurrent Resolution (<i>Michael E. Noel</i>)	Passed
HCR 14	Wild Lands Concurrent Resolution (<i>Christine F. Watkins</i>)	Failed
HCR 15	Navajo Electrification Demonstration Project Concurrent Resolution (<i>Christine F. Watkins</i>)	Failed
HCR 16	Resolution Supporting Utah Highway Patrol Use of White Crosses or Other Appropriate Symbols as Roadside Memorials (<i>Lee B. Perry</i>)	Passed
HCR 17	Concurrent Resolution Honoring Jerry Sloan and Phil Johnson (<i>Paul Ray</i>)	Passed
HCR 18	Concurrent Resolution Approving Solid Waste Facility Classification Change (<i>Brad L. Dee</i>)	Passed
HJR 1	Joint Resolution Amending State and Local Taxing Authority (<i>Carl Wimmer</i>)	Failed
HJR 2	Joint Resolution Applying to Congress to Call a Constitutional Convention on the Process for Repeal of Federal Laws (<i>David Clark</i>)	Failed
HJR 3	Joint Resolution Promoting Healthy and Energy Efficient Schools (<i>Mark A. Wheatley</i>)	Failed
HJR 4	Joint Rules Resolution Providing Ethics Requirements for Legislators Elect (<i>Patrice M. Arent</i>)	Failed
HJR 5	Joint Rules Resolution - Legislative Ethics Commission Amendments (<i>Rebecca Chavez-Houck</i>)	Failed
HJR 6	Redistricting Principles Joint Rules Resolution (<i>Rebecca Chavez-Houck</i>)	Failed
HJR 8	Joint Resolution Regarding School Supplies (<i>Kraig Powell</i>)	Failed
HJR 9	Navajo Code Talkers' Joint Resolution (<i>Christine F. Watkins</i>)	Passed
HJR 10	Rules Resolution on Electronic Meetings (<i>Ronda Rudd Menlove</i>)	Passed
HJR 11	Joint Resolution Honoring Law Enforcement Officers Killed in the Line of Fire (<i>Lee B. Perry</i>)	Failed
HJR 12	Joint Resolution on Joint Rules Changes (<i>Wayne A. Harper</i>)	Passed
HJR 13	Joint Resolution to Implement Legislative Compensation Joint Rules Changes (<i>Wayne A. Harper</i>)	Failed
HJR 14	Joint Resolution Applying for an Article V Amendments Convention (<i>Bradley M. Daw</i>)	Failed
HJR 15	Joint Resolution Amending State Board of Education Provisions (<i>Christopher N. Herrod</i>)	Failed
HJR 16	Joint Resolution Regarding Tax and Fee Changes (<i>Kraig Powell</i>)	Failed
HJR 17	Joint Resolution Approving Compensation of In-session Employees (<i>Brad L. Dee</i>)	Passed
HJR 18	Joint Resolution Modifying Legislator Eligibility (<i>Paul Ray</i>)	Failed
HJR 19	Joint Resolution Opposing the Environmental Protection Agency's Regulation of Greenhouse Gases (<i>Roger E. Barrus</i>)	Passed
HJR 20	Joint Resolution Urging Congress to Repeal the 16th Amendment to the United States Constitution (<i>Carl Wimmer</i>)	Failed
HJR 21	Selections of Unappropriated Federal Lands Joint Resolution (<i>Roger E. Barrus</i>)	Passed
HJR 22	Joint Rules Resolution for Fiscal Notes on Criminal Penalty Bills (<i>Kenneth W. Sumsion</i>)	Failed
HJR 24	Master Study Resolution (<i>Brad L. Dee</i>)	Passed
HJR 25	Joint Rules Resolution on the Composition of the Executive Appropriations Committee (<i>Christopher N. Herrod</i>)	Failed
HJR 26	Scofield Land Transfer Joint Resolution (<i>Patrick Painter</i>)	Failed
HJR 27	Joint Resolution Expressing Support for the Utah Compact (<i>Lynn N. Hemingway</i>)	Failed
HJR 28	Veterans Day Joint Resolution (<i>Johnny Anderson</i>)	Passed
HJR 29	Federalism Interim Committee Joint Resolution (<i>Christopher N. Herrod</i>)	Failed
HJR 31	Joint Resolution on the Need to Be Self-sufficient (<i>Christopher N. Herrod</i>)	Failed

HJR 32	Joint Rules Resolution on Review of Resolution to Amend the Utah Constitution (<i>Jackie Biskupski</i>)	Failed
HJR 34	Joint Resolution Authorizing Lease of Rio Grande Depot (<i>David Litvack</i>)	Passed
HJR 35	Utah Mitochondrial Disease Awareness Week Joint Resolution (<i>Kenneth W. Sumsion</i>)	Passed
HJR 36	Joint Resolution on Civil Procedure Rules Regarding Cause of Action (<i>Stephen E. Sandstrom</i>)	Failed
HJR 37	Joint Resolution on State Spending Limitations (<i>Carl Wimmer</i>)	Failed
HJR 38	Joint Resolution to Amend Rule of Evidence (<i>James A. Dunnigan</i>)	Passed
HJR 39	State Jurisdiction of Federally Managed Lands Joint Resolution (<i>Roger E. Barrus</i>)	Passed
HJR 42	Joint Resolution on Higher Education's Utah 2020 Plan (<i>Brad L. Dee</i>)	Failed
HJR 43	Taiwan Joint Resolution (<i>Ronda Rudd Menlove</i>)	Passed
HJR 44	50th Anniversary of the Freedom Academy Joint Resolution (<i>Val L. Peterson</i>)	Failed
HJR 45	Joint Rules Amendments for Establishing Base Budgets (<i>John Dougall</i>)	Passed
HJR 46	Joint Resolution on State Health Insurance (<i>Brad L. Dee</i>)	Passed
HR 1	House Rules Amendments Resolution (<i>James A. Dunnigan</i>)	Passed
HR 2	House Rules Changes Resolution (<i>Wayne A. Harper</i>)	Passed
SB 1	Public Education Base Budget (<i>D. Chris Buttars</i>)	Passed
SB 2	New Fiscal Year Supplemental Appropriations Act (<i>Lyle W. Hillyard</i>)	Passed
SB 3	Appropriations Adjustments (<i>Lyle W. Hillyard</i>)	Passed
SB 4	Current School Year Supplemental Public Education Budget Adjustments (<i>D. Chris Buttars</i>)	Passed
SB 5	Revenue Bond and Capital Facilities Authorizations (<i>J. Stuart Adams</i>)	Passed
SB 6	State Agency and Higher Education Compensation Appropriations (<i>Lyle W. Hillyard</i>)	Passed
SB 7	Higher Education Base Budget (<i>Stephen H. Urquhart</i>)	Passed
SB 8	Natural Resources, Agriculture, and Environmental Quality Base Budget (<i>David P. Hinkins</i>)	Passed
SB 9	Retirement and Independent Entities Base Budget (<i>Daniel R. Liljenquist</i>)	Passed
SB 10	Local District Amendments (<i>Dennis E. Stowell</i>)	Passed
SB 11	Worker Classification Coordinated Enforcement (<i>Karen Mayne</i>)	Passed
SB 12	Alcoholic Beverage Control Act - Modifications (<i>John L. Valentine</i>)	Passed
SB 13	Per Diem and Travel Modifications (<i>Peter C. Knudson</i>)	Passed
SB 14	Local Election Amendments (<i>Peter C. Knudson</i>)	Passed
SB 15	Surety Requirements for Mining (<i>Dennis E. Stowell</i>)	Passed
SB 16	State Tax Commission Tax, Fee, or Charge Administration and Collection Amendments (<i>Wayne L. Niederhauser</i>)	Passed
SB 17	State Tax Commission Levy Process Using Depository Institution Data Match System (<i>Curtis S. Bramble</i>)	Failed
SB 18	Election Administration by Election Officers (<i>Peter C. Knudson</i>)	Passed
SB 19	Department of Workforce Services' Regional Workforce Service Areas Amendments (<i>Patricia W. Jones</i>)	Passed
SB 20	Management of Water Rights Amendments (<i>Dennis E. Stowell</i>)	Passed
SB 21	Tax Revisions (<i>Wayne L. Niederhauser</i>)	Passed
SB 22	Corporate Franchise and Income Tax Amendments (<i>J. Stuart Adams</i>)	Passed
SB 23	State Highway System Modifications (<i>Kevin T. Van Tassell</i>)	Passed
SB 24	Motor Vehicle Division Fee Amendments (<i>Kevin T. Van Tassell</i>)	Passed
SB 25	Share Certificates in Water Companies (<i>Ralph Okerlund</i>)	Passed
SB 26	Water Law Modifications (<i>Margaret Dayton</i>)	Passed

SB 27	Sale of State Property (<i>Peter C. Knudson</i>)	Failed
SB 28	Alcohol or Drug Related Offense Amendments (<i>Scott K. Jenkins</i>)	Passed
SB 29	Uniform Driver License Act Amendments (<i>Kevin T. Van Tassell</i>)	Passed
SB 30	Extension of Recycling Market Development Zone Act and Related Tax Credits (<i>John L. Valentine</i>)	Passed
SB 31	Rural Fast Track Program Amendments (<i>Ralph Okerlund</i>)	Passed
SB 32	Agriculture Amendments (<i>Ralph Okerlund</i>)	Passed
SB 33	Health Disparities and Related American Indian Programs (<i>Kevin T. Van Tassell</i>)	Passed
SB 34	Uniform Interstate Family Support Act (<i>Lyle W. Hillyard</i>)	Passed
SB 35	Construction Licensees Related Amendments (<i>Karen Mayne</i>)	Passed
SB 36	Concealed Firearm Act Amendments (<i>John L. Valentine</i>)	Passed
SB 37	Emergency Food Agency Amendments (<i>Peter C. Knudson</i>)	Passed
SB 38	K-3 Reading Amendments (<i>Karen W. Morgan</i>)	Passed
SB 39	Children's Justice Center Program Amendments (<i>Ralph Okerlund</i>)	Passed
SB 40	Employment Practices and Protection from Violence (<i>Patricia W. Jones</i>)	Failed
SB 41	Health Amendments for Legal Immigrant Children (<i>Luz Robles</i>)	Failed
SB 42	Regulation of Sign Companies (<i>Patricia W. Jones</i>)	Passed
SB 43	Local District Fees (<i>Daniel W. Thatcher</i>)	Failed
SB 44	State Commission Amendments (<i>Margaret Dayton</i>)	Passed
SB 45	Wireless Telephone Use Restriction for Minors in Vehicles (<i>Ross I. Romero</i>)	Failed
SB 46	Higher Education Residency Requirements (<i>Margaret Dayton</i>)	Passed
SB 47	Driver License and Identification Card Amendments (<i>Curtis S. Bramble</i>)	Passed
SB 48	Alzheimer's State Plan Task Force (<i>Karen W. Morgan</i>)	Passed
SB 49	Oversight of Bonding by Counties (<i>Jerry W. Stevenson</i>)	Passed
SB 50	Enhanced Penalties for HIV Positive Offender Amendments (<i>Jerry W. Stevenson</i>)	Passed
SB 51	Amendments to Local Sales and Use Taxes for Botanical, Cultural, Recreational, and Zoological Organizations or Facilities (<i>Lyle W. Hillyard</i>)	Passed
SB 52	Tortious Act Arbitration (<i>Stephen H. Urquhart</i>)	Passed
SB 53	Eligibility for Interscholastic Activities in Secondary Schools (<i>Mark B. Madsen</i>)	Failed
SB 54	Physician Supervision of Cosmetic Medical Procedures (<i>Peter C. Knudson</i>)	Failed
SB 55	Electronic Signatures (<i>Stephen H. Urquhart</i>)	Failed
SB 56	Office of the Property Rights Ombudsman Amendments (<i>Jerry W. Stevenson</i>)	Passed
SB 57	Animal Control - Exception for Community Cats (<i>Dennis E. Stowell</i>)	Passed
SB 58	Crime Victims Reparations Revisions (<i>J. Stuart Adams</i>)	Passed
SB 59	School Grading System (<i>Wayne L. Niederhauser</i>)	Passed
SB 60	Pilot Accountability Permit Program and Identity Related Amendments (<i>Luz Robles</i>)	Failed
SB 61	Education for Prescribing Controlled Substances (<i>Patricia W. Jones</i>)	Passed
SB 62	Adoption Revisions (<i>Ross I. Romero</i>)	Failed
SB 63	K-3 Reading Improvement Program Accountability (<i>Karen W. Morgan</i>)	Passed
SB 64	Workers' Compensation Fund Subsidiary Amendments (<i>J. Stuart Adams</i>)	Failed
SB 65	Statewide Online Education Program (<i>Howard A. Stephenson</i>)	Passed
SB 66	Military Leave for an Elected Official of a Political Subdivision (<i>John L. Valentine</i>)	Passed
SB 67	Annual Eye Examination for Children in Grades Kindergarten Through Three (<i>Luz Robles</i>)	Passed
SB 68	Solid Waste Amendments (<i>Kevin T. Van Tassell</i>)	Passed
SB 69	Sales and Use Tax Exemption for Textbooks for Higher Education (<i>Karen Mayne</i>)	Passed

SB 70	Community Development and Renewal Agencies Amendments (<i>Curtis S. Bramble</i>)	Passed
SB 71	Requirements Applicable to Property Tax or Fee Increases (<i>Daniel W. Thatcher</i>)	Failed
SB 72	Initiative Amendments (<i>Lyle W. Hillyard</i>)	Passed
SB 73	Public School Teacher Tenure Modifications (<i>Howard A. Stephenson</i>)	Passed
SB 76	Distribution of Revenues Collected Under the Local Sales and Use Tax Act (<i>David P. Hinkins</i>)	Passed
SB 77	Ignition Interlock System Amendments (<i>John L. Valentine</i>)	Passed
SB 78	Public School Early Graduation Counseling (<i>D. Chris Buttars</i>)	Failed
SB 81	Alcoholic Beverage Control Act Sampling Amendments (<i>Ross I. Romero</i>)	Failed
SB 82	Urban Farming Assessment Act (<i>Wayne L. Niederhauser</i>)	Failed
SB 84	Predator Control Funding (<i>David P. Hinkins</i>)	Failed
SB 85	Legal Notice Amendments (<i>Stephen H. Urquhart</i>)	Passed
SB 86	Sunset Reauthorizations (<i>Scott K. Jenkins</i>)	Passed
SB 87	Marketable Record Title Amendments (<i>Stuart C. Reid</i>)	Passed
SB 88	Motor Vehicle Insurance - Settlement of Claims (<i>Gene Davis</i>)	Failed
SB 89	Homeowner Association Reserve Account (<i>Stephen H. Urquhart</i>)	Passed
SB 90	Board of Pardons Retirement Amendments (<i>Daniel R. Liljenquist</i>)	Passed
SB 91	Medical Practice Self Referral (<i>D. Chris Buttars</i>)	Failed
SB 92	Private Security Services (<i>Margaret Dayton</i>)	Passed
SB 93	Child Welfare Legislative Oversight Panel Reporting Amendments (<i>Allen M. Christensen</i>)	Passed
SB 94	Requirements for Constables (<i>Karen Mayne</i>)	Passed
SB 95	Shareholder Action Without Meeting (<i>Benjamin M. McAdams</i>)	Passed
SB 96	Alimony Amendments (<i>Lyle W. Hillyard</i>)	Failed
SB 97	Higher Education Mission Based Funding (<i>Stephen H. Urquhart</i>)	Passed
SB 98	Securities Related Amendments (<i>Benjamin M. McAdams</i>)	Passed
SB 99	Motor Vehicle Insurance - Named Driver Exclusion Amendments (<i>Lyle W. Hillyard</i>)	Passed
SB 100	Securities Fraud Reporting Program Act (<i>Benjamin M. McAdams</i>)	Passed
SB 101	Utah Uniform Securities Act Enforcement (<i>Benjamin M. McAdams</i>)	Passed
SB 102	Temporary Water Shortage Emergency - Military Facilities (<i>Ralph Okerlund</i>)	Passed
SB 103	Utah False Claims Act Amendments (<i>Benjamin M. McAdams</i>)	Failed
SB 104	Probate Law Amendments (<i>John L. Valentine</i>)	Passed
SB 105	Legal Notice Publication Requirements (<i>John L. Valentine</i>)	Failed
SB 106	Sexual Exploitation Amendments (<i>David P. Hinkins</i>)	Passed
SB 107	Higher Education Success Stipend Program (<i>Wayne L. Niederhauser</i>)	Passed
SB 108	Joint Use of a Canal or Ditch (<i>Dennis E. Stowell</i>)	Passed
SB 109	Child Protection Registry Amendments (<i>Curtis S. Bramble</i>)	Failed
SB 110	Driver License Suspension Amendments (<i>D. Chris Buttars</i>)	Passed
SB 111	Utilities - Underground Facilities and Pipelines (<i>Scott K. Jenkins</i>)	Passed
SB 112	Retirement System Divestment (<i>Curtis S. Bramble</i>)	Passed
SB 113	Election District Boundaries (<i>John L. Valentine</i>)	Passed
SB 114	Municipal Prosecutorial Discretion (<i>Daniel W. Thatcher</i>)	Passed
SB 115	School Performance Reporting (<i>Howard A. Stephenson</i>)	Passed
SB 116	Homestead Exemption Modification (<i>Stephen H. Urquhart</i>)	Failed
SB 117	Community Association Act Amendments (<i>Stephen H. Urquhart</i>)	Passed
SB 118	Multistate Highway Transportation Agreement Amendments (<i>Kevin T. Van Tassell</i>)	Passed

SB 119	School District Superintendents Amendments (<i>Howard A. Stephenson</i>)	Passed
SB 120	Career Service Amendments (<i>Daniel R. Liljenquist</i>)	Passed
SB 121	New Automobile Franchise Act Amendments (<i>Daniel R. Liljenquist</i>)	Passed
SB 122	Tax Exemption for Cedar Band of Paiute Tribe (<i>Dennis E. Stowell</i>)	Failed
SB 123	Restrictions on Lobbying Expenditures - Public Education (<i>Scott K. Jenkins</i>)	Passed
SB 124	Leaving a Child Unattended in a Motor Vehicle (<i>Benjamin M. McAdams</i>)	Passed
SB 125	Property Tax Exemption Amendments (<i>Curtis S. Bramble</i>)	Passed
SB 126	Local District Service Amendments (<i>J. Stuart Adams</i>)	Passed
SB 127	Post Retirement Employment Amendments (<i>Daniel R. Liljenquist</i>)	Passed
SB 128	Regulatory Amendments (<i>Curtis S. Bramble</i>)	Passed
SB 129	Licensing of Physician-Educators (<i>Stephen H. Urquhart</i>)	Passed
SB 130	Surplus Property Amendments (<i>Stuart C. Reid</i>)	Passed
SB 131	Unincorporated Business Entity Uniform Acts (<i>Lyle W. Hillyard</i>)	Passed
SB 132	Sales and Use Tax Exemption for an Energy Efficient Stove or Energy Efficient Stove Fuel (<i>Gene Davis</i>)	Failed
SB 133	Grand Jury Amendments (<i>John L. Valentine</i>)	Failed
SB 134	Transparency in Health Care Provider Advertising (<i>Jerry W. Stevenson</i>)	Passed
SB 135	Department of Public Safety Duties Amendments (<i>Daniel W. Thatcher</i>)	Passed
SB 136	Boating Amendments (<i>Curtis S. Bramble</i>)	Passed
SB 137	Medicaid Amendments (<i>Allen M. Christensen</i>)	Failed
SB 138	Driver License Qualification Amendments (<i>Stephen H. Urquhart</i>)	Passed
SB 139	Revocation of Motor Vehicle Registration (<i>Stuart C. Reid</i>)	Failed
SB 140	State Charter School Board Amendments (<i>Howard A. Stephenson</i>)	Passed
SB 141	Burglary Offense Amendments (<i>Mark B. Madsen</i>)	Passed
SB 142	Public Official Contact Information (<i>Howard A. Stephenson</i>)	Passed
SB 143	Judiciary Amendments (<i>Lyle W. Hillyard</i>)	Passed
SB 144	County Purchasing Agent Amendments (<i>Margaret Dayton</i>)	Passed
SB 145	Utah Educational Savings Plan Amendments (<i>Wayne L. Niederhauser</i>)	Passed
SB 146	Impact Fee Amendments (<i>Jerry W. Stevenson</i>)	Passed
SB 147	Forgery Law Amendments (<i>Mark B. Madsen</i>)	Passed
SB 148	Utah Fair Housing and Employment (<i>Benjamin M. McAdams</i>)	Failed
SB 149	Qualifications for the Executive Director of the Department of Health (<i>Daniel R. Liljenquist</i>)	Passed
SB 150	Negligent Credentialing (<i>J. Stuart Adams</i>)	Passed
SB 151	Real Estate Transactions and Securities (<i>Benjamin M. McAdams</i>)	Passed
SB 152	Sex Offender Restrictions Amendments (<i>David P. Hinkins</i>)	Failed
SB 153	Sex Offender Registration Amendments (<i>David P. Hinkins</i>)	Failed
SB 154	Utah Fit Premises Act Modifications (<i>Benjamin M. McAdams</i>)	Failed
SB 155	Political Subdivision's Procurement Process for Construction Projects (<i>Benjamin M. McAdams</i>)	Passed
SB 156	Uninsured and Underinsured Motorist Coverage Amendments (<i>Stephen H. Urquhart</i>)	Failed
SB 157	Property Tax Revisions (<i>Curtis S. Bramble</i>)	Passed
SB 158	Local Government Funding Amendments (<i>Curtis S. Bramble</i>)	Failed
SB 159	Sex Offender Registry Revisions (<i>Dennis E. Stowell</i>)	Passed
SB 160	Federal Funds Procedures Act Amendments (<i>Lyle W. Hillyard</i>)	Passed
SB 162	Military and Overseas Voting (<i>Lyle W. Hillyard</i>)	Passed

SB 164	Attorney Fees and Court Costs Amendments (<i>Benjamin M. McAdams</i>)	Failed
SB 165	Election Law Amendments (<i>Curtis S. Bramble</i>)	Passed
SB 167	Condominium and Community Association Revisions (<i>Wayne L. Niederhauser</i>)	Passed
SB 170	Wrongful Death Amendments (<i>Benjamin M. McAdams</i>)	Failed
SB 172	Political Subdivisions Administration Amendments (<i>Howard A. Stephenson</i>)	Passed
SB 174	Motor Vehicle Insurance Coverage Amendments (<i>Stephen H. Urquhart</i>)	Passed
SB 176	Candidate Party Affiliation (<i>Benjamin M. McAdams</i>)	Failed
SB 177	Security Agency Qualification Amendments (<i>Margaret Dayton</i>)	Passed
SB 178	Municipal Land Use Amendments (<i>Curtis S. Bramble</i>)	Passed
SB 179	Math Education Initiative (<i>Howard A. Stephenson</i>)	Failed
SB 180	Medicaid Reform (<i>Daniel R. Liljenquist</i>)	Passed
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SB 182	Construction Trades Licensing Amendments (<i>Peter C. Knudson</i>)	Failed
SB 183	Custody Amendments (<i>Luz Robles</i>)	Failed
SB 184	Disposal of Electronic Waste (<i>Stephen H. Urquhart</i>)	Passed
SB 186	Utah Medical Practice Act Amendments (<i>J. Stuart Adams</i>)	Passed
SB 187	County Services Amendments (<i>Curtis S. Bramble</i>)	Failed
SB 188	Tax Commission Amendments (<i>John L. Valentine</i>)	Passed
SB 189	Tax Code Modifications (<i>Benjamin M. McAdams</i>)	Failed
SB 191	Workers' Compensation Coverage Waivers (<i>Karen Mayne</i>)	Passed
SB 197	Local Housing Authority Amendments (<i>Benjamin M. McAdams</i>)	Passed
SB 198	Division of Housing and Community Development Amendments (<i>Scott K. Jenkins</i>)	Passed
SB 199	Utah Commission on Uniform State Laws (<i>Lyle W. Hillyard</i>)	Passed
SB 200	State Debt Collections Amendments (<i>Lyle W. Hillyard</i>)	Passed
SB 201	Protection Against Unfair Competition Through Misappropriated Technology Act (<i>Curtis S. Bramble</i>)	Failed
SB 202	Pharmaceutical Competitive Pricing (<i>Curtis S. Bramble</i>)	Failed
SB 203	Executive Residence Commission (<i>J. Stuart Adams</i>)	Passed
SB 204	Capital Development and Improvement Process Approval Requirements Amendments (<i>J. Stuart Adams</i>)	Passed
SB 206	Labor Organization Provisions in Teacher Contracts (<i>Howard A. Stephenson</i>)	Passed
SB 208	Construction Contract Amendments (<i>Curtis S. Bramble</i>)	Failed
SB 209	Telecommunications Amendments (<i>Curtis S. Bramble</i>)	Passed
SB 210	Utah Postsecondary Proprietary School Act Amendments (<i>Curtis S. Bramble</i>)	Passed
SB 212	Judicial Evaluation Amendments (<i>D. Chris Buttars</i>)	Passed
SB 214	Motor Vehicle Rental Company Fee Disclosures (<i>J. Stuart Adams</i>)	Passed
SB 216	Oversight of Public Funds (<i>Mark B. Madsen</i>)	Failed
SB 217	Education Policy Amendments (<i>Curtis S. Bramble</i>)	Passed
SB 218	Trust Deed Amendments (<i>Curtis S. Bramble</i>)	Failed
SB 220	Intermountain Weatherization Training Fund (<i>Scott K. Jenkins</i>)	Passed
SB 221	State of Utah Resource Management Plan for Federal Lands (<i>Ralph Okerlund</i>)	Passed
SB 222	Public Transit Amendments (<i>Curtis S. Bramble</i>)	Passed
SB 223	Guardianship Revisions (<i>Benjamin M. McAdams</i>)	Failed
SB 224	Partisan School Board Elections (<i>Howard A. Stephenson</i>)	Failed
SB 225	Personal Injury Protection Arbitration (<i>Stephen H. Urquhart</i>)	Failed
SB 226	Income Tax Credits for Cleaner Burning Fuels (<i>Stephen H. Urquhart</i>)	Passed

SB 228	Criminal Forfeiture Amendments (<i>Daniel R. Liljenquist</i>)	Failed
SB 229	Transportation Funding Revisions (<i>J. Stuart Adams</i>)	Vetoed
SB 230	DNA Amendments (<i>J. Stuart Adams</i>)	Passed
SB 231	Film Enterprise Zone (<i>Mark B. Madsen</i>)	Failed
SB 232	Public Transit District Board of Trustees Amendments (<i>Karen Mayne</i>)	Failed
SB 233	Tax Modifications (<i>Curtis S. Bramble</i>)	Failed
SB 234	Economic Development Zone Tax Incentives Act (<i>Curtis S. Bramble</i>)	Failed
SB 235	Charter School Students' Participation in Extracurricular Activities (<i>Karen Mayne</i>)	Passed
SB 236	Referendum Amendments (<i>Kevin T. Van Tassell</i>)	Passed
SB 237	Pollution Control Facility Amendments (<i>Lyle W. Hillyard</i>)	Passed
SB 238	Verification of Employment Status (<i>David P. Hinkins</i>)	Failed
SB 239	Motor and Special Fuel Tax Amendments (<i>Kevin T. Van Tassell</i>)	Failed
SB 240	Traffic Code Modifications (<i>Kevin T. Van Tassell</i>)	Failed
SB 242	Assessment Area Amendments (<i>Wayne L. Niederhauser</i>)	Passed
SB 243	Historic Areas or Sites Amendments (<i>Wayne L. Niederhauser</i>)	Passed
SB 244	Salt Lake County Highway Project Funding (<i>Wayne L. Niederhauser</i>)	Passed
SB 248	Controlled Substance Database Amendments (<i>Curtis S. Bramble</i>)	Passed
SB 250	Electronic Transmissions and Directors Actions (<i>Benjamin M. McAdams</i>)	Passed
SB 251	Lobbyist Training (<i>Michael G. Waddoups</i>)	Passed
SB 252	National Popular Vote (<i>Stephen H. Urquhart</i>)	Failed
SB 253	State Hospital Amendments (<i>J. Stuart Adams</i>)	Failed
SB 256	Teacher Effectiveness Evaluation Process (<i>J. Stuart Adams</i>)	Passed
SB 257	Legislative Counsel Relating to United States Senators (<i>Howard A. Stephenson</i>)	Passed
SB 259	Amendments to Certain Local Government Taxes and Fees (<i>Dennis E. Stowell</i>)	Passed
SB 260	Veterans' Nursing Home Reimbursement Restricted Account Amendments (<i>Peter C. Knudson</i>)	Failed
SB 261	Changes to Trust Deed Foreclosure Provisions (<i>Curtis S. Bramble</i>)	Passed
SB 262	Tobacco Products Amendments (<i>Curtis S. Bramble</i>)	Passed
SB 263	State Board of Education Powers Amendments (<i>D. Chris Buttars</i>)	Failed
SB 266	Amendments to Election Law (<i>Mark B. Madsen</i>)	Failed
SB 270	Modifications to Sales and Use Tax (<i>J. Stuart Adams</i>)	Failed
SB 271	Eminent Domain Revisions (<i>J. Stuart Adams</i>)	Passed
SB 272	Secured Creditor Amendments (<i>Daniel R. Liljenquist</i>)	Passed
SB 273	Emergency Responder Fees (<i>J. Stuart Adams</i>)	Passed
SB 274	Court Budget Amendments (<i>John L. Valentine</i>)	Passed
SB 276	Personal Property Audits (<i>Ralph Okerlund</i>)	Failed
SB 277	Child Custody Task Force (<i>Luz Robles</i>)	Failed
SB 278	Charter School Property Tax Amendments (<i>Curtis S. Bramble</i>)	Passed
SB 279	Grand Jury Modifications (<i>Margaret Dayton</i>)	Passed
SB 280	Government Operations Amendments (<i>Ralph Okerlund</i>)	Passed
SB 281	Election Registration Amendments (<i>Peter C. Knudson</i>)	Passed
SB 282	Small Mining Operations (<i>David P. Hinkins</i>)	Passed
SB 284	County Tax Amendments (<i>Jerry W. Stevenson</i>)	Failed
SB 285	Industrial Assistance Fund Amendments (<i>Curtis S. Bramble</i>)	Passed
SB 286	Grandparents' Visitation Rights (<i>David P. Hinkins</i>)	Passed
SB 287	Specialty License Plate Amendments (<i>Curtis S. Bramble</i>)	Passed

SB 288	Utah Immigration Enforcement Amendments (<i>Curtis S. Bramble</i>)	Failed
SB 290	Abatement of Weeds, Garbage, Refuse, and Unsightly Objects (<i>Peter C. Knudson</i>)	Passed
SB 293	Military Installation Development Authority and Annexation Amendments (<i>Jerry W. Stevenson</i>)	Passed
SB 294	Patient Access Reform (<i>J. Stuart Adams</i>)	Vetoed
SB 296	Amendments to Tax Provisions (<i>Curtis S. Bramble</i>)	Failed
SB 300	Government Bonding Amendments (<i>Benjamin M. McAdams</i>)	Passed
SB 301	Public Transit Revisions (<i>Jerry W. Stevenson</i>)	Passed
SB 304	Preventing Bullying and Hazing in Elementary and Secondary Schools (<i>Ralph Okerlund</i>)	Passed
SB 305	Economic Development Through Education / Career Alignment (<i>Howard A. Stephenson</i>)	Vetoed
SB 307	Amendments to Outdoor Advertising (<i>Stephen H. Urquhart</i>)	Failed
SB 308	Amendments to Public Employee's Benefit and Insurance Program (<i>Daniel R. Liljenquist</i>)	Passed
SB 309	Government Records Access Management Act Amendments (<i>Jerry W. Stevenson</i>)	Failed
SB 310	Motor Vehicle Insurance Amendment (<i>Mark B. Madsen</i>)	Failed
SB 311	Anesthesiologist Assistant (<i>Daniel R. Liljenquist</i>)	Failed
SB 312	Economic Development Coordination (<i>Scott K. Jenkins</i>)	Passed
SB 313	Prostate Cancer Special Group License Plate (<i>Benjamin M. McAdams</i>)	Passed
SB 314	Alcoholic Beverage Amendments (<i>John L. Valentine</i>)	Passed
SB 317	State Parks Access Highway (<i>Kevin T. Van Tassell</i>)	Passed
SB 318	Justice Court Modifications (<i>D. Chris Buttars</i>)	Passed
SB 319	Technology Commercialization and Innovation Act (<i>Curtis S. Bramble</i>)	Passed
SB 320	Deposit of Severance Tax Revenues into Permanent State Trust Fund (<i>Lyle W. Hillyard</i>)	Passed
SCR 1	Crisis Intervention Team Program Concurrent Resolution (<i>Patricia W. Jones</i>)	Passed
SCR 2	Financial Responsibility Concurrent Resolution (<i>Patricia W. Jones</i>)	Passed
SCR 3	Concurrent Resolution Supporting Continued Federal Funding of the Central Utah Project (<i>Ralph Okerlund</i>)	Declined to Sign
SCR 4	Communications Spectrum Translator System Concurrent Resolution (<i>Ralph Okerlund</i>)	Passed
SCR 5	Bear Lake Concurrent Resolution (<i>Peter C. Knudson</i>)	Failed
SCR 6	Concurrent Resolution Honoring the Sorenson Legacy Foundation (<i>Curtis S. Bramble</i>)	Passed
SCR 7	Concurrent Resolution Opposing the Federal Restoring Our American Mustangs Act (<i>David P. Hinkins</i>)	Failed
SCR 8	Concurrent Resolution Approving a Commercial Nonhazardous Solid Waste Landfill (<i>Wayne L. Niederhauser</i>)	Passed
SCR 9	Philo T. Farnsworth Concurrent Resolution (<i>Dennis E. Stowell</i>)	Passed
SCR 11	Dixie State College Concurrent Resolution (<i>Stephen H. Urquhart</i>)	Passed
SCR 12	Wear Red Month Concurrent Resolution (<i>Karen Mayne</i>)	Passed
SCR 13	Rotary Club Concurrent Resolution (<i>Gene Davis</i>)	Passed
SCR 14	Concurrent Resolution Honoring Providers of Health Care Services to Military Personnel and Their Dependents (<i>J. Stuart Adams</i>)	Passed
SCR 15	Delisting of Wolves Concurrent Resolution (<i>Allen M. Christensen</i>)	Passed
SCR 16	Bonds of Friendship with Iran Concurrent Resolution (<i>Peter C. Knudson</i>)	Passed
SJR 1	Joint Resolution on State Board of Education Authority (<i>D. Chris Buttars</i>)	Failed
SJR 3	Adult Immunization Awareness Month Joint Resolution (<i>Karen Mayne</i>)	Passed

SJR 4	Joint Resolution Approving Scenic Byway Corridor Management Plan (<i>Dennis E. Stowell</i>)	Passed
SJR 5	Joint Rules Resolution on Fiscal Note Process (<i>Wayne L. Niederhauser</i>)	Passed
SJR 6	Joint Resolution Urging Congress to Limit the Freeze on Longer Combination Vehicle Use in the Western States (<i>Scott K. Jenkins</i>)	Passed
SJR 7	Fibromyalgia Awareness Day Joint Resolution (<i>Peter C. Knudson</i>)	Passed
SJR 8	Ronald Reagan Day Joint Resolution (<i>Daniel R. Liljenquist</i>)	Passed
SJR 9	Joint Resolution - Governance of Public and Higher Education (<i>Stuart C. Reid</i>)	Failed
SJR 10	Joint Resolution Closing Orem Court Facility (<i>John L. Valentine</i>)	Passed
SJR 11	Joint Resolution Expressing Opposition to Federal Restoring Our American Mustangs Act (<i>David P. Hinkins</i>)	Failed
SJR 12	Joint Resolution - Immigration (<i>Stuart C. Reid</i>)	Passed
SJR 13	Joint Resolution - Request for Proposals (<i>Howard A. Stephenson</i>)	Passed
SJR 14	Communications Device Usage Joint Resolution (<i>Curtis S. Bramble</i>)	Passed
SJR 15	Alternative Careers and Skills for Women Joint Resolution (<i>Karen Mayne</i>)	Failed
SJR 18	Immigration Joint Resolution (<i>Ross I. Romero</i>)	Failed
SJR 19	Joint Resolution Approving the Houghton Case Final Settlement Agreement (<i>Lyle W. Hillyard</i>)	Passed
SJR 20	Joint Resolution Supporting Sanpete County Increasing the Number of Contract Beds At its Correctional Facilities (<i>Ralph Okerlund</i>)	Passed
SJR 21	Relations with the Republic of Turkey Joint Resolution (<i>Peter C. Knudson</i>)	Passed
SJR 24	Joint Resolution Supporting Expansion of Correctional Facilities in San Juan County (<i>David P. Hinkins</i>)	Passed
SJR 25	Federal Law Joint Resolution (<i>John L. Valentine</i>)	Passed
SJR 26	Joint Resolution Recognizing the Contributions of the Sundance Institute and the Sundance Film Festival (<i>Jerry W. Stevenson</i>)	Failed
SJR 27	Bullying and Cyber Bullying Standards for School Districts Joint Resolution (<i>Ralph Okerlund</i>)	Failed
SR 1	Senate Rules Resolution - Senate Rules Recodification (<i>Margaret Dayton</i>)	Passed

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 Joint Resolution Regarding Tax and Fee Changes -
 HJR 16
 Joint Resolution Modifying Legislator Eligibility - HJR 18
 Joint Resolution on State Spending Limitations - HJR 37
 Joint Resolution on State Board of Education Authority -
 SJR 1
 Joint Resolution - Governance of Public and Higher
 Education - SJR 9

RESOLUTIONS, RULES

Joint Rules Resolution Providing Ethics Requirements for
 Legislators Elect - HJR 4
 Joint Rules Resolution - Legislative Ethics Commission
 Amendments - HJR 5
 Redistricting Principles Joint Rules Resolution - HJR 6
 Joint Resolution to Implement Legislative Compensation
 Joint Rules Changes - HJR 13
 Joint Rules Resolution for Fiscal Notes on Criminal
 Penalty Bills - HJR 22
 Joint Rules Resolution on the Composition of the
 Executive Appropriations Committee - HJR 25
 Joint Rules Resolution on Review of Resolution to Amend
 the Utah Constitution - HJR 32
 Joint Resolution on Civil Procedure Rules Regarding
 Cause of Action - HJR 36

RETIREMENT

Employee Compensation Amendments - HB 133
 Post-employment Benefits Amendments - HB 331

REVENUE AND TAXATION

Taxes and Related School Funding Provisions
 Amendments - HB 72
 Delinquent Property Tax Certificates - HB 105
 Severance Tax Code Revisions - HB 112
 Income Tax Credits for Contribution to Community
 Foundation Permanent Endowment Fund - HB 120
 State Tax Commission Report on Tax Provisions - HB 126
 Local Sales and Use Tax Distribution Revisions - HB 135
 Sales and Use Tax Revisions - HB 277
 Sales and Use Tax and Income Tax Amendments -
 HB 282
 Funding for Burying Utility Lines - HB 286
 Multicounty Appraisal Trust Amendments - HB 323
 Money Transmitter Transaction Tax - HB 416
 Tax Changes - HB 422
 Taxes for Education Funding Amendments - HB 426
 Tax, Fee, or Charge Electronic Filing and Remittance -
 HB 431
 Life Science Development Act - HB 436
 Joint Resolution Amending State and Local Taxing
 Authority - HJR 1
 Joint Resolution Regarding Tax and Fee Changes -
 HJR 16
 Joint Resolution on State Spending Limitations - HJR 37
 State Tax Commission Levy Process Using Depository
 Institution Data Match System - SB 17
 Requirements Applicable to Property Tax or Fee
 Increases - SB 71
 Urban Farming Assessment Act - SB 82
 Tax Exemption for Cedar Band of Paiute Tribe - SB 122
 Sales and Use Tax Exemption for an Energy Efficient
 Stove or Energy Efficient Stove Fuel - SB 132
 Tax Code Modifications - SB 189
 Tax Modifications - SB 233
 Modifications to Sales and Use Tax - SB 270
 Personal Property Audits - SB 276
 County Tax Amendments - SB 284
 Amendments to Tax Provisions - SB 296

RISK MANAGEMENT FUND

Underground Storage Tank Act Amendments - HB 293

SALES AND USE TAX

Taxes and Related School Funding Provisions
 Amendments - HB 72
 Local Sales and Use Tax Distribution Revisions - HB 135
 Sales and Use Tax Revisions - HB 277
 Sales and Use Tax and Income Tax Amendments -
 HB 282

Funding for Burying Utility Lines - HB 286
 Sales and Use Tax Exemption for an Energy Efficient
 Stove or Energy Efficient Stove Fuel - SB 132
 Tax Code Modifications - SB 189
 Modifications to Sales and Use Tax - SB 270
 County Tax Amendments - SB 284
 Amendments to Tax Provisions - SB 296

SCHOOL FINANCE

Public School Funding - HB 65
 Taxes and Related School Funding Provisions
 Amendments - HB 72
 Collection of Front-line Teachers Data - HB 134
 School District Property Tax Amendments - HB 166

SCHOOL PERSONNEL

Collection of Front-line Teachers Data - HB 134
 Provisional Teaching Modifications - HB 346

SCHOOL SAFETY

Bullying and Cyber Bullying Standards for School Districts
 Joint Resolution - SJR 27

SEAT BELT LAWS

Child Restraint Device Amendments - HB 258

SEXUAL OFFENSES

Unlawful Sexual Conduct with a Minor - HB 118
 Sex Offender and Kidnapping Amendments - HB 281
 Sex Offender Restrictions Amendments - SB 152
 Sex Offender Registration Amendments - SB 153

SIGNS

Amendments to Outdoor Advertising - SB 307

SPECIAL SERVICE DISTRICT

Respecting Our Fallen Heroes Act - HB 465

STATE AFFAIRS IN GENERAL

Wildfire Protection Amendments on State Property -
 HB 90
 Religious Liberty Recognition - HB 109
 Utah Time Standardization Act - HB 114
 Coordination Between State and Local Government on
 Federal Regulations - HB 158
 Employment of Unauthorized Aliens - HB 253
 State Land Use Planning - HB 419
 Joint Resolution Amending State Board of Education
 Provisions - HJR 15
 Joint Resolution Regarding Tax and Fee Changes -
 HJR 16
 Tax Exemption for Cedar Band of Paiute Tribe - SB 122
 Construction Contract Amendments - SB 208
 Oversight of Public Funds - SB 216
 Verification of Employment Status - SB 238

STATE BOARD OF EDUCATION

State Board of Education Member Election Process
 Amendments - HB 264

Joint Resolution Amending State Board of Education Provisions - HJR 15
Partisan School Board Elections - SB 224
State Board of Education Powers Amendments - SB 263
Joint Resolution on State Board of Education Authority - SJR 1

STATE LANDS

Wildfire Protection Amendments on State Property - HB 90
Land Designation Modifications - HB 347
Utah Lands Protection Act - HB 380

STATE TAX COMMISSION

Tax, Fee, or Charge Electronic Filing and Remittance - HB 431
State Tax Commission Levy Process Using Depository Institution Data Match System - SB 17
Pilot Accountability Permit Program and Identity Related Amendments - SB 60
Utah Immigration Enforcement Amendments - SB 288

TASK FORCE / COMMITTEES

Agriculture Sustainability Task Force - HB 88
Child Custody Task Force - SB 277

TECHNOLOGY

Electronic Signatures - SB 55
Protection Against Unfair Competition Through Misappropriated Technology Act - SB 201

TELECOMMUNICATIONS

County Tax Amendments - SB 284

TELEPHONE

Wireless Telephone Use Restriction for Minors in Vehicles - SB 45

TOBACCO

Tobacco and Nicotine Product Amendments - HB 170

TOURISM

Amendments to Tax Provisions - SB 296

TRANSPORTATION

Contract Cancellation Option on Purchase of Used Vehicle - HB 47
Emission Testing Modifications - HB 58
Left-hand Turn Penalty and Sentencing Requirements - HB 63
Protection of Children Riding in Motor Vehicles - HB 89
Amendments to Traffic Code Provisions - HB 95
Mandatory Emission Inspections and Maintenance Programs - HB 96

Public Transit District Conflict of Interest Amendments - HB 146
Cycling Laws - HB 155
Public Highway Designation - HB 193
Test Driving Vehicles - HB 227
Abandoned Roads - HB 236
Railroad and Railroad Crossing Amendments - HB 252
Child Restraint Device Amendments - HB 258
Public School Transportation Amendments - HB 290
4-h Special Group License Plate - HB 320
Drunk Driving Amendments - HB 325
Bicycle Helmet Requirements - HB 342
Motor Vehicle Light Usage Requirements - HB 348
Motor Vehicle Registration and Insurance Amendments - HB 352
Wireless Telephone Use Restriction for Minors in Vehicles - SB 45
Motor Vehicle Insurance - Settlement of Claims - SB 88
Revocation of Motor Vehicle Registration - SB 139
Uninsured and Underinsured Motorist Coverage Amendments - SB 156
Public Transit District Board of Trustees Amendments - SB 232
Motor and Special Fuel Tax Amendments - SB 239
Traffic Code Modifications - SB 240
Amendments to Outdoor Advertising - SB 307
Motor Vehicle Insurance Amendment - SB 310

UNDERGROUND STORAGE TANKS

Underground Storage Tank Act Amendments - HB 293

UNIFORM PROBATE CODE

Guardianship Amendments - HB 284

UTAH MUNICIPAL CODE

Commercial Breeders - HB 124
Abandoned Roads - HB 236

WATER AND IRRIGATION

Water Quality Board Amendments - HB 438

WATER QUALITY

Repeal of Phosphorus Limit in Dishwashing Detergent - HB 246
Water Quality Board Amendments - HB 438

WEAPONS

Firearms Amendments - HB 122
Firearms Modifications - HB 129
Innkeeper's Rights Act Modifications - HB 223
Disarming a Peace Officer - HB 364
Firearms Revisions - HB 424

WILDLIFE

Land Designation Modifications - HB 347
Predator Control Funding - SB 84

Joint Resolution Expressing Opposition to Federal
Restoring Our American Mustangs Act - SJR 11

WORKERS' COMPENSATION

Home Business Workers' Compensation Amendments -
HB 61

Workers' Compensation Fund Subsidiary Amendments -
SB 64

WORKING CONDITIONS

Abusive Workplace Policies Act - HB 292

Statistical Summary of Legislation

2011 General Session

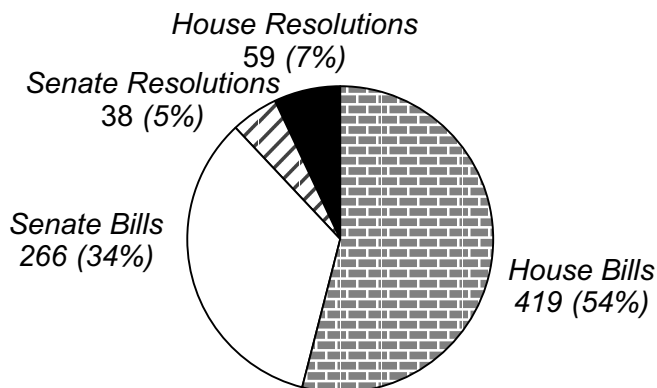
	House	Senate	Total
Total Bills and Resolutions Introduced	478	304	782
Total Bills and Resolutions Passed	283	221	504
Total Bills and Resolutions Enacted	283	219	502

Bills Introduced	419	266	685
Bills Passed	252	192	504
Bills Vetoed	1	3	4
Bills with Veto Override	1	1	2
Total Bills Enacted	252	190	442

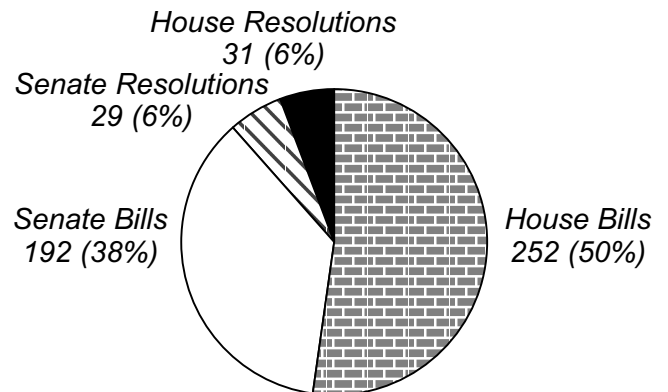
Concurrent Resolutions Introduced	17	15	32
Joint Resolutions Introduced	40	22	62
House & Senate Resolutions Introduced	2	1	3
Total Resolutions Introduced	59	38	97

Concurrent Resolutions Passed	14	13	27
Joint Resolutions Passed	15	15	30
House & Senate Resolutions Passed	2	1	3
Resolution Declined to Sign	0	1	1
Total Resolutions Passed	31	28	59

Introduced - 782

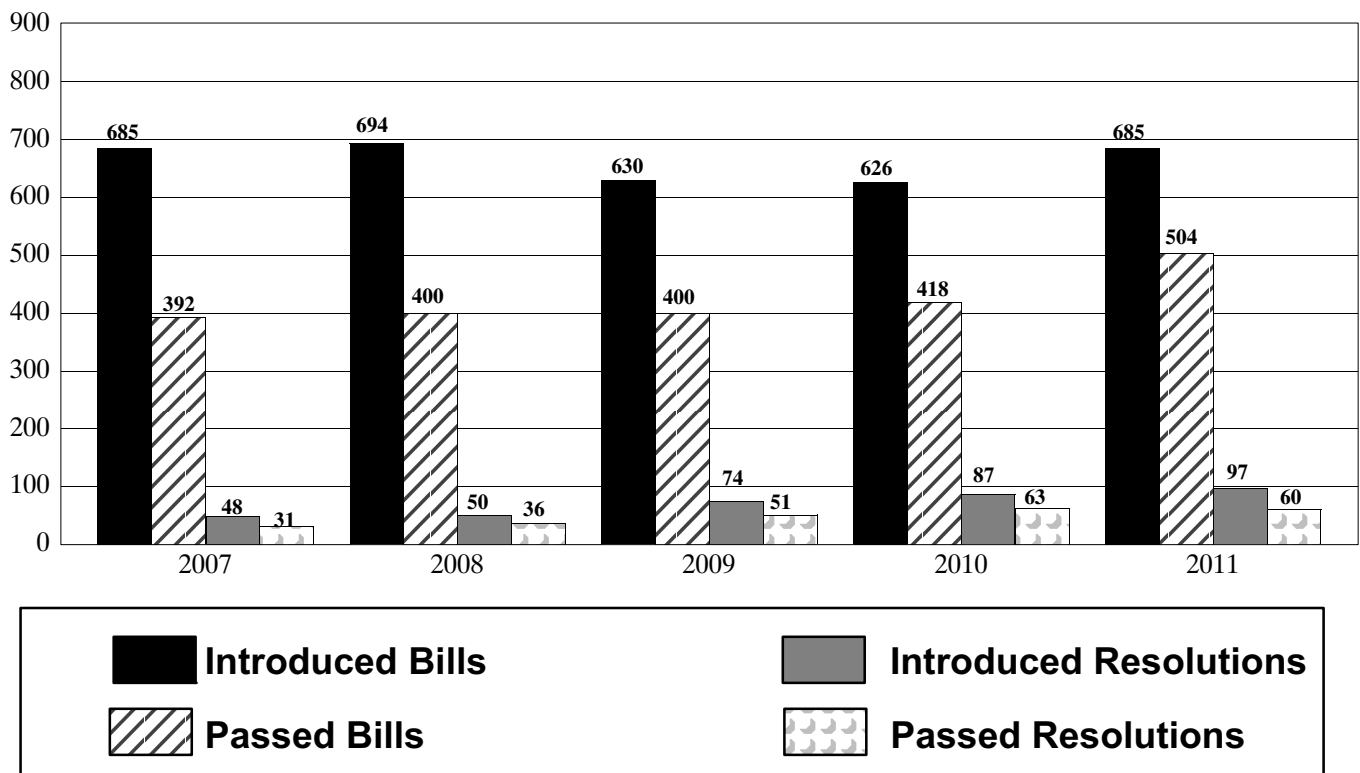


Passed - 504



Statistical Summary of General Sessions 2007-2011

	2007	2008	2009	2010	2011
Bills Introduced	685	694	630	626	685
Bills Passed	392	400	400	418	444
Percentage of Bills Passed	57%	58%	63%	67%	65%
Bills Vetoed	0	1	2	3	4
Vetoes Overridden	0	0	0	0	2
Concurrent Resolutions Introduced	14	14	14	29	32
Concurrent Resolutions Passed	12	13	12	24	27
Concurrent Resolutions Declined by Governor	0	0	1	1	1
Joint Resolutions Introduced	29	26	50	48	62
Joint Resolutions Passed	15	16	31	34	30
House & Senate Resolutions Introduced	5	10	10	10	3
House & Senate Resolutions Passed	4	7	8	5	3



DIGEST OF LEGISLATION

2010 SECOND SPECIAL SESSION of the 58th Legislature

Convened and Adjourned November 17, 2010

*Prepared by the
Office of Legislative Research and General Counsel
Utah State Capitol Complex
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HJR 201 Joint Resolution Approving Acceptance of Federal Education Funds
(Rebecca D. Lockhart)

This joint resolution of the Legislature approves acceptance by the state of Utah of \$101,303,951 in federal education funds.

This resolution:

- ▶ approves acceptance by the state of Utah of \$101,303,951 in federal funds from Public Law 111-226, Sec. 101, Education Jobs Fund.

Effective November 17, 2010

Laws of Utah 2010, Second Special Session

SJR 201 Joint Rules Resolution - Appropriations Subcommittee Amendments (Margaret Dayton)

This rules resolution modifies the Legislative Rules to change the structure of the Legislature's Appropriations Subcommittees.

This resolution:

- ▶ changes the number of the Legislature's appropriations subcommittees from 10 to eight; and
- ▶ changes the names and jurisdictions of the Legislature's appropriations subcommittees.

NoneLegislative Rules Affected:AMENDS:JR3-2-302

Amends JR3-2-302

Effective November 17, 2010

Laws of Utah 2010, Second Special Session

**SUBJECT INDEX OF PASSED LEGISLATION
2010 SECOND SPECIAL SESSION**

APPROPRIATIONS

Joint Rules Resolution - Appropriations
 Subcommittee Amendments - SJR 201 305

FEDERAL GOVERNMENT

Joint Resolution Approving Acceptance of Federal
 Education Funds - HJR 201 305

LEGISLATIVE AFFAIRS

Joint Resolution Approving Acceptance of Federal
 Education Funds - HJR 201 305

Joint Rules Resolution - Appropriations
 Subcommittee Amendments - SJR 201 305

RESOLUTIONS

Joint Resolution Approving Acceptance of
 Federal Education Funds - HJR 201 305
Joint Rules Resolution - Appropriations
 Subcommittee Amendments - SJR 201 305

RESOLUTIONS, RULES

Joint Rules Resolution - Appropriations
 Subcommittee Amendments - SJR 201 305

Utah Code Sections Affected 2010 Second Special Session

Legend: The action taken on each section is as follows:

- A Amended
- E Enacted
- R Repealed
- X Repealed and Reenacted
- N Renumbered and Amended

<u>Section</u>	<u>Action</u>	<u>Bill Number</u>	<u>Former/ Renumber</u>	<u>Page Number</u>	<u>Section</u>	<u>Action</u>	<u>Bill Number</u>	<u>Former/ Renumber</u>	<u>Page Number</u>
JR3-2-302	A	SJR 201		305					

**INTRODUCED LEGISLATION
2010 SECOND SPECIAL SESSION**

HJR 201 Joint Resolution Approving Acceptance of Federal Education Funds (*Rebecca D. Lockhart*) Passed
SJR 201 Joint Rules Resolution - Appropriations Subcommittee Amendments (*Margaret Dayton*) . . . Passed

DIGEST OF LEGISLATION

2011 FIRST SPECIAL SESSION of the 59th Legislature

Convened and Adjourned March 18, 2011

*Prepared by the
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HB 1001 **Repeal of H.B. 477, 2011 Annual General Session** *(John Dougall)*

This bill repeals H.B. 477, Laws of Utah 2011, Chapter 16.

This bill:

- ▶ repeals H.B. 477, Laws of Utah 2011, Chapter 16.

Effective May 25, 2011

Chapter 1, Laws of Utah 2011, FIRST SPECIAL Session

**SUBJECT INDEX OF PASSED LEGISLATION
2011 FIRST SPECIAL SESSION**

GOVERNMENT OPERATIONS (STATE ISSUES)

Repeal of H.B. 477, 2011 Annual
General Session - HB 1001 315

GOVERNMENT RECORDS

Repeal of H.B. 477, 2011 Annual
General Session - HB 1001 315

**INTRODUCED LEGISLATION
2011 FIRST SPECIAL SESSION**

HB 1001 Repeal of H.B. 477, 2011 Annual General Session (*John Dougall*) Passed

DIGEST OF LEGISLATION

2011 VETO OVERRIDE SESSION of the 59th Legislature

**Convened May 6, 2011
and Adjourned on May 7, 2011**

*Prepared by the
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2011 VETO OVERRIDE SESSION

The Utah State Legislature successfully voted to override the governor's vetos of Senate Bill 229, Transportation Funding Revisions on May 6, 2011, and House Bill 328, State Government Work Week, on May 7, 2011.

SB 229 **Transportation Funding Revisions** (*J. Stuart Adams*)

This bill modifies the Sales and Use Tax Act by amending provisions relating to transportation funding.

This bill:

- ▶ for a fiscal year beginning on or after July 1, 2012, increases the amount of certain sales and use tax revenue that is deposited into the Centennial Highway Fund or the Transportation Investment Fund of 2005 in certain circumstances; and
- ▶ makes technical changes.

This bill takes effect on July 1, 2011.

Amends 59-12-103

HB 328 **State Government Work Week** (*Michael E. Noel*)

This bill enacts Title 67, Chapter 25, Part 2, Work Week, to provide for a five-day work week for a state agency in the executive branch.

This bill:

- ▶ requires a state agency in the executive branch to operate nine hours on a Monday, Tuesday, Wednesday, Thursday, and Friday; and
- ▶ makes technical changes.

This bill takes effect on September 17, 2011.

Enacts 67-25-101, 67-25-102, 67-25-201