

SELECTED HIGHLIGHTS of the 2013 General Session

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Alcoholic Beverage Control

HB 228 Alcoholic Beverage Control Act Amendments

Wilcox, R.

This bill modifies the Alcoholic Beverage Control Act to address the regulation of alcoholic products.

- modifies definitions;
- addresses new master licenses under the law enforcement quota;
- addresses the powers and duties of the commission;
- requires money be appropriated by the Legislature or provided by statute for the department to draw from the Liquor Control Fund with limited exceptions;
- clarifies who makes warrants on the funds;
- provides for Division of Finance to make year-end closing entries;
- repeals language regarding a private person conducting audits;
- requires the state auditor to perform financial audits of the department;
- requires the state auditor to distribute audits to specified individuals and entities;
- expands retail licenses eligible for conditional retail licenses and modifications for a of the period of a conditional retail license;
- creates a master full-service restaurant license;
- creates a master limited-service restaurant license;
- addresses guests of fraternal;
- extends the effective date for the Transfer of Retail License Act; and
- makes technical and conforming changes.

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Business

SB 44 Construction Trades Licensing Revisions

Mayne, K.

This bill modifies the Utah Construction Trades Licensing Act.

- reduces the number of days of a time interval in which an unincorporated entity is required to submit an ownership status report;
- provides for an automatic suspension of a license if the licensee becomes an unincorporated entity or transfers the license to an unincorporated entity;
- modifies financial responsibility provisions;
- requires government entities to require a contractor to provide proof that the contractor provides workers' compensation insurance, pays into the unemployment insurance fund, and withholds applicable taxes from worker pay;
- makes it unlawful conduct for an unincorporated entity to have an individual who is an owner of the unincorporated entity engage in a construction trade while using a Social Security number that does not belong to the individual;
- makes it unlawful conduct for an unincorporated entity that provides labor to a licensed entity to provide an individual who is an owner of the unincorporated entity to engage in a construction trade while the individual is using a Social Security number that does not belong to the individual; and
- makes technical changes.

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Education

HB 134 Parental Notification Related to Student Safety

Froerer, G.

This bill requires parental notification of certain safety threats to a parent's student.

- requires a school to notify a parent:
 - if the parent's student threatens to commit suicide; or
 - of an incident of bullying, cyber-bullying, harassment, hazing, or retaliation involving the parent's student;
- requires a school to produce and maintain a record that verifies that a parent was notified of certain incidents or threats; and
- requires a school board to adopt a policy regarding the process for:
 - notifying a parent of certain incidents or threats; and
 - producing and retaining a record that verifies that a parent was notified of certain incidents or threats;
- provides that a record verifying that a parent was notified of certain incidents or threats:
 - is a private record for purposes of the Government Records Access and Management Act; and
 - may not be used by the school for the school's own purposes;
- requires a local school board or charter school governing board to update the school board's policies regarding bullying, cyber-bullying, harassment, hazing, and retaliation by September 1, 2013, to include procedures for parental notification; and
- requires the State Board of Education to update the board's model policy on bullying, cyber-bullying, harassment, hazing, and retaliation.

HB 139 Science, Technology, Engineering, and Mathematics Action Center

Peterson, V.

This bill creates educational programs for science, technology, engineering, and mathematics (STEM).

- creates a Science, Technology, Engineering, and Mathematics (STEM) Action Center Board;
- requires the STEM Action Center Board to:
 - establish a STEM Action Center; and
 - appoint an executive director to oversee administration of the STEM Action Center;
- requires the Governor's Office of Economic Development to staff the STEM Action Center Board and the STEM Action Center;
- requires the STEM Action Center Board to select providers, through a request for proposals process, to provide education related instructional technology;
- requires the STEM Action Center Board to work with private industry to obtain private funding and support for the STEM Action Center;
- as funding allows, requires the STEM Action Center Board to perform certain duties related to the STEM Action Center;
- requires the executive director to track student achievement and progress in STEM areas;
- requires the STEM Action Center Board to report to the Education Interim Committee, the Public Education Appropriations Subcommittee, and the State Board of Education once each year;
- creates the STEM education related technology program;
- allows the State Board of Education staff and STEM Action Center staff to award STEM education related instructional technology and related professional development to school districts and charter schools for instructional technology for STEM related education if certain conditions are met;
- specifies criteria to consider in selecting STEM education related instructional technology;
- provides that the acquisition of certain education related instructional technology may be acquired through a direct award or sole source procurement process for purposes of conducting a pilot; and
- eliminates certain duties of the State Advisory Council on Science and Technology related to science and technology fairs and camps.

HB 254 College Credits for Veterans

Ray, P.

This bill requires a college or university within the state system of higher education to award credit for certain military service training and experience.

- defines terms;
- requires an institution of higher education to award credit for military service and training as recommended by a postsecondary accreditation agency or association designated by the State Board of Regents;
- provides for the transfer of credit awarded among institutions of higher education; and
- requires the State Board of Regents and the Utah College of Applied Technology Board of Trustees to report annually to the Education Interim Committee and the Utah Department of Veterans' Affairs.

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SB 42 Medical School Admissions Funding Valentine, J.

This bill appropriates money to increase the number of students admitted to the University of Utah School of Medicine.

- authorizes the University of Utah School of Medicine to increase the number of students admitted by 40 students for a total of 122 students annually; and
- requires that no fewer than 82% of all students admitted annually to the University of Utah School of Medicine shall:
 - meet the qualifications of resident student for the purposes of tuition; or
 - have graduated from a high school, college, or university located in Utah.

SB 175 Assessment of College Readiness Stephenson, H.

This bill modifies provisions regarding the assessment of high school students' college readiness.

- terminates the administration of a basic skills competency test to tenth grade students;
- requires school districts and charter schools to administer college readiness assessments adopted by the State Board of Education, which shall include the college admissions test that includes an assessment of language arts, mathematics, and science that is most commonly submitted to local universities;
- requires the State Board of Education to contract with a provider, through a request for proposals process, to provide an online program to prepare students to take the college admissions test that includes an assessment of language arts, mathematics, and science that is most commonly submitted to local universities;
- eliminates the Basic Skills Education Stipend Program; and
- makes technical amendments.

SB 271 School Grading Amendments Adams, J. S.

This bill modifies the School Grading Act.

- defines terms;
- specifies that the school grading system shall be known and referred to as "school grading";
- modifies the criteria and procedures for determining school grades, including:
 - the calculation of learning growth; and
 - the measurement of high school students' college and career readiness; and
- requires the State Board of Education to annually develop a personal student achievement report for each public school student to be delivered to the student's parent or guardian.

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Environmental Quality

HB 124 Radiation Control Amendments

Dee, B.

This bill amends provisions related to the regulation of radioactive waste disposal.

- amends provisions relating to the funding of radioactive waste disposal regulation;
- grants rulemaking authority to the Radiation Control Board relating to radioactive waste licensing;
- increases civil penalties for the violation of certain provisions;
- provides for Division of Radiation Control access to radioactive waste disposal facilities under certain circumstances; and
- makes technical changes.

HB 168 Air Quality Mitigation by Government Entities

Arent, P.

This bill requires an agency or school district to report on air quality mitigation efforts and to develop, report on, and implement an air quality mitigation plan.

- subject to certain exceptions, requires an agency or school district to:
 - report on air quality mitigation efforts currently used by the agency or school district; and
 - develop and report on a plan that the agency or school district will implement, within one year, to mitigate the emission of air pollutants.

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Government Operations (State Issues)

HB 99 Submitting Governmental Reports

Arent, P.

This bill revises requirements relating to the submission of governmental reports.

- repeals and reenacts a provision dealing with the manner of submitting governmental reports;
- requires a governmental entity submitting a report to the Legislature or a legislative committee to:
 - submit the report electronically;
 - provide a printed copy of the report, but only as requested; and
 - provide the report electronically to others;
- specifies the method of submitting required reports to the state auditor;
- provides that those requirements supersede other statutory provisions specifying the manner of submitting reports; and
- modifies the manner of submitting reports to the governor.

SB 72 Prison Relocation and Development Amendments

Jenkins, S.

This bill addresses the relocation of the state prison, including the development of the current prison land.

- modifies provisions relating to the Prison Relocation and Development Authority;
- modifies the duties and responsibilities of the authority;
- establishes a process for the authority to issue a request for proposals for a new prison development project, current prison land development project, or master development project, receive and evaluate proposals, and make a recommendation to the Legislature and governor;
- provides requirements for a request for proposals and for proposals;
- enacts a provision relating to compensation and expenses of authority members; and
- enacts a provision relating to authority members' ethics and conflicts of interest.

SB 86 Independent Executive Branch Ethics Commission

Valentine, J.

This bill establishes the Independent Executive Branch Ethics Commission.

- defines terms;
- creates the Independent Executive Branch Ethics Commission;
- addresses provisions relating to classification of records and the closing of meetings of the commission;
- describes the membership, duties, jurisdiction, and powers of the commission;
- describes procedures for filing, responding to, and hearing ethics complaints;
- provides for the commission to determine whether an allegation in an ethics complaint has merit; and
- provides that a person may be held in contempt of the commission for failure to comply with a subpoena issued by, or an order of, the commission or the chair.

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SB 190 Procurement Revisions

Jenkins, S.

This bill amends and makes corrections, modifications, and recodification changes to Title 63G, Chapter 6a, Utah Procurement Code.

- defines terms;
- relocates and makes corrections to definitions;
- makes corrections in the use of terms;
- subject to specified exceptions, designates as protected:
 - certain records that would impair governmental procurement proceedings or give an unfair advantage to a potential contractor; and
 - records submitted in response to a request for information;
- describes the applicability of, and exceptions to, the Utah Procurement Code;
- describes the procurement units that have independent procurement authority;
- clarifies the prequalification process for potential bidders, offerors, or contractors;
- modifies public notice provisions;
- changes small purchase requirements;
- modifies provisions relating to a cost-benefit analysis and the publication of scores awarded by an evaluation committee;
- provides that a public transit district may contract with a county or municipality to fund a transportation project without going through a standard procurement process or an exception to a standard procurement process;
- changes the date by which a person responsible for procurements in a procurement unit in the executive branch is required to complete training on making small purchases;
- repeals a section relating to interest rates and reenacts the language into another section relating to interest rates;
- subject to certain exceptions, prohibits a person with an outstanding tax lien from submitting a quote, bid, or offer to, or contracting with, a procurement unit;
- describes contract types that are permitted and, subject to certain exceptions, contract types that are prohibited;
- describes contract requirements and grants rulemaking authority relating to contract requirements;
- describes requirements relating to installment payments and leases;
- modifies procurement appeal provisions;
- modifies provisions relating to agreements and cooperation between procurement units;
- addresses cooperative purchasing, purchasing under a contract held by another procurement unit, and purchasing directly from another government entity;
- repeals Part 22, Ethical Requirements;
- modifies criminal provisions and addresses additional unlawful activity relating to the Utah Procurement Code; and
- makes technical and conforming changes.

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Health

HB 81 Cytomegalovirus Public Health Initiative

Menlove, R.

This bill amends the Utah Health Code and directs the Department of Health to establish a public education program regarding the impacts and dangers of congenital cytomegalovirus (CMV) infection and the methods of prevention of CMV infection.

- directs the Department of Health to create a public education program to inform pregnant women and women who may become pregnant about the occurrence of CMV, the transmission of CMV, the birth defects that CMV can cause, methods of diagnosis, and available preventative measures;
- requires the Department of Health to provide this information to:
 - licensed child care programs and their employees;
 - health care facilities licensed pursuant to Title 26, Chapter 21, the Health Care Facility Licensing and Inspection Act;
 - child care programs administered by educational institutions regulated by the boards of education of this state, private education institutions that provide education in lieu of that provided by the public education system, or by parochial education institutions;
 - child care programs administered by public or private institutions of higher education, if the care is provided in connection with a course of study or program, relating to the education or study of children, that is provided to students of the institution of higher education;
 - child care programs administered at public schools by organizations other than the public schools if the care is provided under contract with the public schools or on school properties or if the public schools accept responsibility and oversight for the care provided by the organizations;
 - child care programs provided by organizations that qualify for tax exempt status under Section 501(c)(3) of the Internal Revenue Code or that are provided pursuant to a written agreement with a municipality or county;
 - child care programs provided at residential support programs that are licensed by the Department of Human Services;
 - school nurses;
 - health educators;
 - health care providers offering care to pregnant women and infants; and
 - religious, ecclesiastical, or denominational organizations offering children's programs as a component of worship services;
- directs medical practitioners to test infants, who fail the newborn hearing screening test(s), for CMV and inform the parents of those infants about the possible birth defects that CMV can cause and the available treatment methods;
- directs the Department of Health to notify medical practitioners of the CMV testing requirements; and
- grants rulemaking authority to the Department of Health.

HB 106 Medicaid Inspector General Amendments

Wilcox, R.

This bill changes the Office of Inspector General of Medicaid Services from within the Governor's Office of Planning and Budget to an independent entity within the Department of Administrative Services.

- moves the Office of Inspector General of Medicaid Services into the Department of Administrative Services as an independent entity within the department;
- provides for the appointment of the inspector general of Medicaid services by the governor with the advice and consent of the Senate;
- permits the removal of the inspector general by the governor for cause;
- preserves the term of the existing inspector general until December 31, 2014;
- establishes a four-year term of office for the inspector general of Medicaid services;
- requires the inspector general of Medicaid services to make recommendations to the Legislature and the governor;
- amends the duties and powers of the inspector general of Medicaid services;
- amends the period of time in which the inspector general can review claims;
- amends the manner in which the inspector general accesses records;
- requires the Office of Inspector General of Medicaid Services to adopt administrative rules to develop audit and investigation procedures;
- requires the Office of Inspector General of Medicaid Services to educate health care providers about best practices for Medicaid compliance;
- makes technical and conforming amendments; and
- includes uncodified language to transition the Office of Inspector General of Medicaid Services out of the Governor's Office of Planning and Budget.

HB 391 Prohibition of Medicaid Expansion

Anderegg, J.

This bill amends the Health Code related to the state Medicaid program by prohibiting the expansion of the Medicaid program under certain circumstances.

- defines terms;
- prohibits the Department of Health or the governor from expanding the state Medicaid program to optional expansion populations unless:
 - the Health System Reform Task Force completes a review of a statewide charity care system;
 - the department completes a thorough analysis of the impact of Medicaid expansion in the state and makes the analysis available to the public; and
 - the department reports to the Legislature in accordance with statutory reporting requirements.

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SB 20 State Security Standards for Personal Information

Reid, S.

This bill amends the Medical Assistance Act to require a health care provider to give a patient notice that some personal identifying information about the patient may be shared with the state's Medicaid and Children's Health Insurance Program eligibility database, and amends provisions in the Utah Technology Governance Act related to statewide security standards for personal information stored or transmitted on state servers.

- beginning July 1, 2013, requires a health care provider who participates in the state Medicaid program or the Children's Health Insurance Program to include in the health care provider's notice of privacy practices that the health care provider either has, or may submit, personally identifiable information about the patient to the state's Medicaid and Children's Health Insurance Program eligibility database;
- requires the state Medicaid program and Children's Health Insurance Program, before giving a provider access to the state's eligibility database, to verify that the health care provider's notice of privacy practices complies with federal and state law;
- gives the Department of Health administrative rulemaking authority to establish uniform language for the state requirement regarding notice of privacy practices to patients;
- amends the Utah Technology Governance Act to require the state's chief information officer to:
 - in coordination with the governor's office, convene a group of experts to identify industry best practices for data security standards;
 - incorporate industry best practices for data security standards into the Department of Technology Services and executive branch agency practices;
 - modify the state's executive branch information technology strategic plan to incorporate the industry best practices standards as feasible within the Department of Technology Services or executive branch agency budgets;
 - inform the speaker of the House of Representatives and the president of the Senate if security standards are not adopted due to budget issues; and
 - conduct an assessment of the Department of Technology Services and executive branch agency security standards at least once every two years;
- provides a process in which a state agency that contracts for services from the Department of Technology Services may enter into an agreement with the department to audit the security standards implemented by the department; and
- makes technical and conforming amendments.

SB 189 Oncology Insurance Amendments

Bramble, C.

This bill amends the Accident and Health Insurance part of the Contracts in Specific Lines chapter of the Insurance Code.

- defines terms;
- provides that if a health insurer covers both oral chemotherapy and intravenous chemotherapy, the insurer:
 - shall apply the same cost sharing requirements to both oral chemotherapy and intravenous chemotherapy; or
 - shall not impose a cost sharing for oral chemotherapy that exceeds \$300, if the insurer imposes different cost sharing for oral chemotherapy and intravenous chemotherapy;
- prohibits a health insurer from increasing the cost sharing for oral or intravenous chemotherapy for the purpose of achieving compliance with this section;
- gives the Insurance Department administrative rulemaking authority; and
- provides a private right of action.

SB 259 Amendments to Disability Waiting List

Christensen, A.

This bill modifies Title 62A, Chapter 5, Services for People With Disabilities.

- states that, beginning July 1, 2013, the Division of Services for People With Disabilities shall spend:
 - 85% of new appropriations to serve individuals based on the severity of their disability, urgency of their need, ability of a parent or guardian to provide the person with disability with adequate care and supervision, and length of time waiting for services; and
 - 15% of new appropriations for respite care; and
- makes technical changes.

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Military Services

HB 325 Military Installation Development Authority Amendments

Dee, B.

This bill modifies the Military Installation Development Authority Act.

- defines terms;
- provides that if an authority levies a resort communities tax, the actual number of permanent residents within the project area shall be used as part of the tax determination;
- provides for payment by a consumer of a municipal energy tax directly to the authority, if the consumer's energy supplier is not required under federal law to collect the tax;
- allows a military installation development authority (MIDA) to levy an energy tax on an energy supplier within a project area based on the delivered value of the energy;
- allows an energy supplier to recover an amount equal to its MIDA energy tax from its customers;
- provides that a MIDA energy tax is offset by any municipal energy tax paid by that customer on the same delivered value;
- amends authority board membership provisions;
- amends notice provisions for a newspaper of general circulation to within or near a project area;
- allows an authority to use MIDA energy tax revenues for certain purposes, including uses outside of the project area where the revenue was generated; and
- makes technical changes.

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Natural Resources

HB 142 Public Lands Policy Coordinating Office Amendments

Barrus, R.

This bill requires the Public Lands Policy Coordinating Office to conduct a study and economic analysis of the transfer of certain federal lands to state ownership.

- requires the Public Lands Policy Coordinating Office to conduct a study and economic analysis of the transfer of certain federal lands to state ownership; and
- establishes reporting requirements.

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Political Subdivisions (Local Issues)

HB 205 Contingency Plans for Political Subdivisions

Ivory, K.

This bill enacts provisions relating to political subdivisions' contingency plans in the event of a reduction of federal funds.

- requires a political subdivision that receives federal funds comprising 10% or more of the political subdivision's annual budget to develop and publish a contingency plan describing how the political subdivision will operate in the event that the federal funds it receives are reduced.

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Retirement

HB 30 Line-of-duty Death and Disability Amendments

Menlove, R.

This bill modifies the Utah State Retirement and Insurance Benefit Act by amending provisions relating to line-of-duty death and disability benefits.

- provides that a line-of-duty death for a public safety service or firefighter service employee includes a death that results from strenuous activity, including a heart attack or stroke, that occurs during training or another activity required by an act of duty as a public safety service or firefighter service employee;
- clarifies that a line-of-duty death for a public safety service or firefighter service employee does not include certain deaths;
- provides that a line-of-duty disability for a firefighter service employee includes a physical or mental disability that results from strenuous activity, including a heart attack or stroke, that occurs during training or another activity required by an act of duty as a firefighter service employee;
- clarifies that a line-of-duty disability for a firefighter service employee does not include certain physical or mental disabilities; and
- makes technical changes.

HB 194 State Employee Benefits Amendments

Dunnigan, J.

This bill modifies the Utah State Personnel Management Act by amending provisions relating to state employee benefits.

- caps the Unused Sick Leave Retirement Program II to only include an employee's unused accumulated sick leave and converted sick leave accrued between January 1, 2006, and January 3, 2014;
- provides that a qualifying employee is an employee who is:
 - in a position receiving retirement benefits; and
 - not an employee in a postemployment status with the Utah Retirement Systems;
- provides that beginning on or after January 4, 2014, an employer shall make a biweekly matching contribution to a qualifying employee's defined contribution plan qualified under Section 401(k) of the Internal Revenue Code;
- provides that the matching contribution amount that an employer shall provide to each qualifying employee shall be determined on an annual basis by the Legislature;
- grants the executive director of the Department of Human Resource Management rulemaking authority to make rules for the procedures to implement the matching supplemental defined contribution benefit; and
- makes technical corrections.

SB 10 Retirement Eligibility Amendments

Weiler, T.

This bill modifies the Utah State Retirement and Insurance Benefit Act by amending retirement eligibility provisions.

- defines "part-time appointed board member" to mean a person who is appointed to serve as a member of a board, commission, council, committee, or panel of a participating employer and whose service as a part-time appointed board member does not qualify as a regular full-time employee;
- provides that a member who is retiring and who is also an elected official does not have to leave the elected office to be eligible to retire, unless the member is retiring as an elected official;
- provides that a member who is retiring and who is also a member of a part-time appointed board does not have to leave the board to be eligible to retire; and
- makes technical changes.

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Task Force / Committees

HB 160 Health System Reform Amendments

Dunnigan, J.

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

- authorizes the insurance commissioner to regulate the state insurance market as it transitions to new rating practices and health plan requirements of federal law;
- gives insurance producers and agents the authority to sell, solicit, and negotiate health insurance on a federal health insurance exchange;
- permits an insurer to pass through commission payments from an insured to a producer;
- establishes the requirements for a navigator license;
- amends definitions in the Individual, Small Employer and Group Health Insurance Act;
- establishes separate risk pools for the individual health insurance market and the small group health insurance market;
- amends discontinuation and nonrenewal limitations and conditions;
- amends small employer participation and contribution requirements;
- amends provisions regarding actuarial review of rates;
- gives the commissioner administrative rulemaking authority to facilitate state regulation of insurers, qualified health plans, and the health insurance market when federal insurance exchanges begin operating in the state, including:
 - rate review and approval; and
 - creating uniform open enrollment periods for the individual health insurance market;
- removes the requirement that a carrier in Utah's defined contribution arrangement market (Avenue H) must offer certain health benefit products on Avenue H;
- authorizes free-standing dental and vision plans on Utah's Avenue H;
- extends the sunset date for the Risk Adjuster Board for the defined contribution arrangement market;
- removes the rating parity requirement for plans offered on Avenue H;
- establishes regulations for stop-loss and re-insurance insurers for small employers;
- establishes the general insurance laws that apply to small employer stop-loss insurers;
- applies the regulations to stop-loss contracts issued or renewed on or after July 1, 2013;
- gives the commissioner administrative rulemaking authority.
- makes technical amendments;
- amends executive branch reporting requirements related to the Patient Protection and Affordable Care Act (PPACA) implementation; and
- reauthorizes the Health System Reform Task Force until December 30, 2015.

HB 388 Government Communications Task Force

Dee, B.

This bill creates the Government Communications Task Force.

- creates and provides for the membership of the Government Communications Task Force;
- provides for salary and expenses of task force members; and
- provides for task force duties, meetings, and reports.

SB 38 Reauthorization of Veterans Reintegration Task Force

Knudson, P.

This bill recreates the Veterans Reintegration Task Force.

- recreates the Veterans Reintegration Task Force and limits its composition to not more than 21 members;
- requires the task force to further study the difficulties encountered by returning servicemembers after deployments and create a statewide action plan for assisting with:
 - reintegration into communities;
 - finding employment;
 - pursuing education; and
 - locating services for veterans;
- charges the task force with creating a statewide action plan for collaborating, assisting, and coordinating with reintegration; and
- requires that the task force report to the Government Operations Interim Committee.

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SB 70 Commission Relating to Federal Issues

Henderson, D.

This bill creates a commission to address certain federal issues.

- creates the Federal Funds Commission to study and make recommendations on federal funding and other issues relating to the federal government's dealings with the state;
- establishes commission membership, powers, and duties;
- provides for terms of commission members and for procedures for filling a vacancy;
- provides for salaries and expenses of legislative members of the commission and for per diem and expense reimbursement for other members; and
- provides a repeal date for the commission.

SB 169 Education Task Force

Reid, S.

This bill creates the Education Task Force.

- creates the Education Task Force;
- provides for membership of the task force and compensation for members; and
- specifies duties and responsibilities of the task force.

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Transportation

HB 13 Protection of Children Riding in Motor Vehicles

Arent, P.

This bill modifies the Motor Vehicles Code by enacting a restriction on smoking in a motor vehicle when a child is present.

- defines smoking;
- prohibits a person from smoking in a motor vehicle if a child who is 15 years of age or younger is a passenger in the vehicle except in certain circumstances;
- provides that violating the smoking prohibition is an infraction and has a maximum fine of \$45;
- provides that until July 1, 2014, a peace officer may not issue a citation to an individual for a violation of this section but shall issue the individual a warning informing the individual that smoking is prohibited in a motor vehicle if a child who is 15 years of age or younger is a passenger in the vehicle;
- provides that a court may suspend the fine for a violation if the person has not previously been convicted of smoking in a vehicle when a child is present and proves that the person has enrolled in a smoking cessation program;
- provides that enforcement of the smoking prohibition shall be only as a secondary action; and
- provides that a violation of the smoking prohibition may not be used as a basis for or evidence of child abuse or neglect.

HB 103 Wireless Telephone Use Restrictions

Perry, L.

This bill modifies the Motor Vehicles Code by amending provisions relating to a person younger than 18 years of age using a wireless telephone while operating a motor vehicle.

- prohibits a person younger than 18 years of age from using a wireless telephone to communicate with another person while operating a motor vehicle;
- provides affirmative defenses to the wireless telephone prohibition;
- specifies a penalty for violating the wireless telephone prohibition;
- provides that a violation of the wireless telephone prohibition is not a reportable violation; and
- prohibits the Driver License Division from assessing points against a person's driving record for being convicted of violating the wireless telephone prohibition.

HB 128 Driver License Suspension Modifications

Sagers, D.

This bill modifies the Traffic Code and the Public Safety Code by amending provisions relating to certain driver license suspension periods.

- amends the driver license suspension periods for a person who is under 19 years of age and is convicted of certain alcohol and drug related offenses;
- amends the amount of time that a court may shorten a person's driver license suspension for certain alcohol or drug related offenses prior to the completion of the suspension period if the person is under 19 years of age and completes certain requirements;
- amends the administrative suspension periods for persons under 19 years of age who have violated certain alcohol or drug related offenses; and
- makes technical corrections.

HB 377 Transportation Funding Modifications

Dee, B.

This bill modifies provisions relating to transportation funding.

- reduces the bonding authority for certain bonds used to provide funding for projects prioritized through the Critical Highway Needs Fund;
- provides that a portion of certain bond proceeds shall be provided to the Department of Transportation to pay the costs of certain highway construction or reconstruction projects and to pay the costs of certain transportation infrastructure improvements;
- provides that a portion of certain bond proceeds shall be provided to the Department of Transportation to provide funds to pay the costs of the following in a county of the first class:
 - right-of-way acquisition, construction, reconstruction, renovations, or improvements to certain highways;
 - certain environmental impact studies; and
 - certain public transit studies;
- provides that a portion of certain bond proceeds and funds available in the Transportation Investment Fund of 2005 shall be provided to the Transportation Infrastructure Loan Fund to make funds available for transportation infrastructure loans and transportation infrastructure assistance;
- repeals provisions requiring the Department of Transportation to manage the cash flow and construction timing for certain highway projects;
- provides that a portion of the revenue in the County of the First Class State Highway Projects Fund shall be transferred to the legislative body of a county of the first class to be used for certain purposes;
- provides that for fiscal year 2013-14 only, a portion of the revenues in the Transportation Investment Fund of 2005 shall be transferred to the County of the First Class State Highway Projects Fund; and
- makes technical corrections.

SELECTED HIGHLIGHTS of the 2013 General Session

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Workforce Services Code

SB 53 Intergenerational Welfare Reform

Reid, S.

This bill modifies the Intergenerational Poverty Mitigation Act by creating the Utah Intergenerational Welfare Reform Commission and the Intergenerational Poverty Advisory Committee.

- creates and provides for the membership of the Utah Intergenerational Welfare Reform Commission and the Intergenerational Poverty Advisory Committee;
- describes the commission's and the advisory committee's purpose, duties, and meeting requirements;
- describes the commission's reporting requirements; and
- provides for expenses of commission and advisory committee members.

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