

**63H-2-201 Creation of Utah Energy Infrastructure Authority.**

- (1) There is created an independent state agency known as the "Utah Energy Infrastructure Authority."
- (2) Subject to Section 63H-2-203, the authority may:
  - (a) sue and be sued;
  - (b) enter into contracts generally;
  - (c)
    - (i) accept financial or other assistance from a public or private source for the authority's activities, powers, and duties; and
    - (ii) expend money received under Subsection (2)(c)(i) for the purpose of building or enhancing the state's energy delivery infrastructure;
  - (d)
    - (i) for the purpose of studying a qualifying transmission project, borrow money or accept financial or other assistance from:
      - (A) a public entity; or
      - (B) any other source; and
    - (ii) comply with a condition of a loan or assistance described in Subsection (2)(d)(i);
  - (e) in accordance with Part 4, Bonding, issue one or more bonds to finance a qualifying energy delivery project;
  - (f) hire one or more employees, including:
    - (i) a contract employee; and
    - (ii) legal counsel;
  - (g) enter into a partnership agreement with a business entity related to a qualifying energy delivery project;
  - (h) enter into an agreement with a public entity related to a qualifying energy delivery project;
  - (i) if none of the authority's net earnings inure to the benefit of a private entity, use money available to the authority:
    - (i) for administrative, overhead, legal, or other operating expenses of the authority; and
    - (ii) to pay the principal and interest on an authority bond;
  - (j) create one or more subsidiaries to engage in an activity that the authority may engage in under this chapter;
  - (k) transact other business related to a qualifying energy delivery project;
  - (l) acquire, own, lease, or sell real property or personal property related to a qualifying energy delivery project; or
  - (m) exercise a power provided for in this chapter.
- (3) Unless expressly provided in this chapter, the state is not liable for an obligation, expense, debt, or liability of the authority.

Amended by Chapter 37, 2012 General Session