

Effective 5/12/2015

**Part 2
Creation of GOED**

63N-1-201 Creation of office -- Responsibilities.

- (1) There is created the Governor's Office of Economic Development.
- (2) The office is:
 - (a) responsible for economic development and economic development planning in the state; and
 - (b) the industrial promotion authority of the state.
- (3) The office shall:
 - (a) administer and coordinate state and federal economic development grant programs;
 - (b) promote and encourage the economic, commercial, financial, industrial, agricultural, and civic welfare of the state;
 - (c) act to create, develop, attract, and retain business, industry, and commerce in the state;
 - (d) act to enhance the state's economy;
 - (e) administer programs over which the office is given administrative supervision by the governor;
 - (f) submit an annual written report as described in Section 63N-1-301; and
 - (g) perform other duties as provided by the Legislature.
- (4) In order to perform its duties under this title, the office may:
 - (a) enter into a contract or agreement with, or make a grant to, a public or private entity, including a municipality, if the contract or agreement is not in violation of state statute or other applicable law;
 - (b) except as provided in Subsection (4)(c), receive and expend funds from a public or private source for any lawful purpose that is in the state's best interest; and
 - (c) solicit and accept a contribution of money, services, or facilities from a public or private donor, but may not use the contribution for publicizing the exclusive interest of the donor.
- (5) Money received under Subsection (4)(c) shall be deposited in the General Fund as dedicated credits of the office.
- (6)
 - (a) The office shall obtain the advice of the board before implementing a change to a policy, priority, or objective under which the office operates.
 - (b) Subsection (6)(a) does not apply to the routine administration by the office of money or services related to the assistance, retention, or recruitment of business, industry, or commerce in the state.

Renumbered and Amended by Chapter 283, 2015 General Session

63N-1-202 Executive director of office -- Appointment -- Removal -- Compensation.

- (1) The office shall be administered, organized, and managed by an executive director appointed by the governor, with the consent of the Senate.
- (2) The executive director serves at the pleasure of the governor.
- (3) The salary of the executive director shall be established by the governor within the salary range fixed by the Legislature in Title 67, Chapter 22, State Officer Compensation.

Renumbered and Amended by Chapter 283, 2015 General Session
Amended by Chapter 344, 2015 General Session

63N-1-203 Powers and duties of executive director.

- (1) Unless otherwise expressly provided by statute, the executive director may organize the office in any appropriate manner, including the appointment of deputy directors of the office.
- (2) The executive director may consolidate personnel and service functions for efficiency and economy in the office.
- (3) The executive director, with the approval of the governor:
 - (a) may, by following the procedures and requirements of Title 63J, Chapter 5, Federal Funds Procedures Act, seek federal grants, loans, or participation in federal programs;
 - (b) may enter into a lawful contract or agreement with another state, a chamber of commerce organization, a service club, or a private entity; and
 - (c) shall annually prepare and submit to the governor a budget of the office's financial requirements.
- (4) With the governor's approval, if a federal program requires the expenditure of state funds as a condition for the state to participate in a fund, property, or service, the executive director may expend necessary funds from money provided by the Legislature for the use of the office.

Renumbered and Amended by Chapter 283, 2015 General Session

63N-1-204 Executive director and the Public Service Commission.

- (1) The executive director or the executive director's designee shall:
 - (a) become generally informed of significant rate cases and policy proceedings before the Public Service Commission; and
 - (b) monitor and study the potential economic development impact of these proceedings.
- (2) In the discretion of the executive director or the executive director's designee, the office may appear in a proceeding before the Public Service Commission to testify, advise, or present argument regarding the economic development impact of a matter that is the subject of the proceeding.

Renumbered and Amended by Chapter 283, 2015 General Session