

Chapter 1a Lieutenant Governor

67-1a-1 Intent of Legislature.

It is the intent of the Legislature to emphasize the significant responsibilities and duties assigned to the lieutenant governor of the state. As the second highest official of the state, the lieutenant governor is next in command of the executive department in the event of death, removal, resignation, or disability of the governor. The assignment of important responsibilities to the lieutenant governor is essential to the continuity of state government and for the effective use of funds appropriated to the office of lieutenant governor.

Amended by Chapter 9, 2001 General Session

67-1a-2 Duties enumerated.

- (1) The lieutenant governor shall:
 - (a) perform duties delegated by the governor, including assignments to serve in any of the following capacities:
 - (i) as the head of any one department, if so qualified, with the advice and consent of the Senate, and, upon appointment at the pleasure of the governor and without additional compensation;
 - (ii) as the chairperson of any cabinet group organized by the governor or authorized by law for the purpose of advising the governor or coordinating intergovernmental or interdepartmental policies or programs;
 - (iii) as liaison between the governor and the state Legislature to coordinate and facilitate the governor's programs and budget requests;
 - (iv) as liaison between the governor and other officials of local, state, federal, and international governments or any other political entities to coordinate, facilitate, and protect the interests of the state;
 - (v) as personal advisor to the governor, including advice on policies, programs, administrative and personnel matters, and fiscal or budgetary matters; and
 - (vi) as chairperson or member of any temporary or permanent boards, councils, commissions, committees, task forces, or other group appointed by the governor;
 - (b) serve on all boards and commissions in lieu of the governor, whenever so designated by the governor;
 - (c) serve as the chief election officer of the state as required by Subsection (2);
 - (d) keep custody of the Great Seal of the State of Utah;
 - (e) keep a register of, and attest, the official acts of the governor;
 - (f) affix the Great Seal, with an attestation, to all official documents and instruments to which the official signature of the governor is required; and
 - (g) furnish a certified copy of all or any part of any law, record, or other instrument filed, deposited, or recorded in the office of the lieutenant governor to any person who requests it and pays the fee.
- (2)
 - (a) As the chief election officer, the lieutenant governor shall:
 - (i) exercise oversight, and general supervisory authority, over all elections;

- (ii) exercise direct authority over the conduct of elections for federal, state, and multicounty officers and statewide or multicounty ballot propositions and any recounts involving those races;
 - (iii) establish uniformity in the election ballot;
 - (iv)
 - (A) prepare election information for the public as required by law and as determined appropriate by the lieutenant governor; and
 - (B) make the information described in Subsection (2)(a)(iv)(A) available to the public and to news media, on the Internet, and in other forms as required by law and as determined appropriate by the lieutenant governor;
 - (v) receive and answer election questions and maintain an election file on opinions received from the attorney general;
 - (vi) maintain a current list of registered political parties as defined in Section 20A-8-101;
 - (vii) maintain election returns and statistics;
 - (viii) certify to the governor the names of individuals nominated to run for, or elected to, office;
 - (ix) ensure that all voting equipment purchased by the state complies with the requirements of Sections 20A-5-302, 20A-5-802, and 20A-5-803;
 - (x) during a declared emergency, to the extent that the lieutenant governor determines it warranted, designate, as provided in Section 20A-1-308, a different method, time, or location relating to:
 - (A) voting on election day;
 - (B) early voting;
 - (C) the transmittal or voting of an absentee ballot or military-overseas ballot;
 - (D) the counting of an absentee ballot or military-overseas ballot; or
 - (E) the canvassing of election returns; and
 - (xi) exercise all other election authority, and perform other election duties, as provided in Title 20A, Election Code.
- (b) As chief election officer, the lieutenant governor:
- (i) shall oversee all elections, and functions relating to elections, in the state;
 - (ii) shall, in accordance with Section 20A-1-105, take action to enforce compliance by an election officer with legal requirements relating to elections; and
 - (iii) may not assume the responsibilities assigned to the county clerks, city recorders, town clerks, or other local election officials by Title 20A, Election Code.
- (3)
- (a) The lieutenant governor shall:
- (i) determine a new municipality's classification under Section 10-2-301 upon the city's incorporation under Title 10, Chapter 2a, Part 2, Incorporation of a Municipality, based on the municipality's population using the population estimate from the Utah Population Committee; and
 - (ii)
 - (A) prepare a certificate indicating the class in which the new municipality belongs based on the municipality's population; and
 - (B) within 10 days after preparing the certificate, deliver a copy of the certificate to the municipality's legislative body.
- (b) The lieutenant governor shall:
- (i) determine the classification under Section 10-2-301 of a consolidated municipality upon the consolidation of multiple municipalities under Title 10, Chapter 2, Part 6, Consolidation of Municipalities, using population information from:

- (A) each official census or census estimate of the United States Bureau of the Census; or
 - (B) the population estimate from the Utah Population Committee, if the population of a municipality is not available from the United States Bureau of the Census; and
- (ii)
- (A) prepare a certificate indicating the class in which the consolidated municipality belongs based on the municipality's population; and
 - (B) within 10 days after preparing the certificate, deliver a copy of the certificate to the consolidated municipality's legislative body.
- (c) The lieutenant governor shall monitor the population of each municipality using population information from:
- (i) each official census or census estimate of the United States Bureau of the Census; or
 - (ii) the population estimate from the Utah Population Committee, if the population of a municipality is not available from the United States Bureau of the Census.
- (d) If the applicable population figure under Subsection (3)(b) or (c) indicates that a municipality's population has increased beyond the population for its current class, the lieutenant governor shall:
- (i) prepare a certificate indicating the class in which the municipality belongs based on the increased population figure; and
 - (ii) within 10 days after preparing the certificate, deliver a copy of the certificate to the legislative body of the municipality whose class has changed.
- (e)
- (i) If the applicable population figure under Subsection (3)(b) or (c) indicates that a municipality's population has decreased below the population for its current class, the lieutenant governor shall send written notification of that fact to the municipality's legislative body.
 - (ii) Upon receipt of a petition under Subsection 10-2-302(2) from a municipality whose population has decreased below the population for its current class, the lieutenant governor shall:
 - (A) prepare a certificate indicating the class in which the municipality belongs based on the decreased population figure; and
 - (B) within 10 days after preparing the certificate, deliver a copy of the certificate to the legislative body of the municipality whose class has changed.

Amended by Chapter 438, 2024 General Session

67-1a-2.2 Residences in more than one district -- Lieutenant governor to resolve.

- (1) If, in reviewing a map generated from a redistricting block assignment file, the lieutenant governor determines that a single-family or multi-family residence is within more than one Congressional, Senate, House, or State Board of Education district, the lieutenant governor may, by January 31, 2012, and in consultation with the Utah Geospatial Resource Center, determine the district to which the residence is assigned.
- (2) In order to make the determination required by Subsection (1), the lieutenant governor shall review the block assignment file and other Bureau of the Census data and obtain and review other relevant data such as aerial photography or other data about the area.
- (3) Upon making the determination authorized by this section, the lieutenant governor shall notify county clerks affected by the determination and the Utah Geospatial Resource Center created under Section 63A-16-505.

Amended by Chapter 162, 2021 General Session

Amended by Chapter 345, 2021 General Session

67-1a-2.5 Fees of lieutenant governor.

In addition to the fees prescribed by Title 16, Chapter 6a, Utah Revised Nonprofit Corporation Act, and Title 16, Chapter 10a, Utah Revised Business Corporation Act, the lieutenant governor shall receive and determine fees pursuant to Section 63J-1-504 for the following:

- (1) for a copy of any law, resolution, record, or other document or paper on file in the lieutenant governor's office, other than documents or papers filed under Title 16, Chapter 6a, Utah Revised Nonprofit Corporation Act, and Title 16, Chapter 10a, Utah Revised Business Corporation Act;
- (2) for affixing certificate and the Great Seal of the state, except on documents filed under Title 16, Chapter 6a, Utah Revised Nonprofit Corporation Act, and Title 16, Chapter 10a, Utah Revised Business Corporation Act;
- (3) for each commission signed by the governor, except that no charge may be made for commissions to public officers serving without compensation;
- (4) for each warrant of arrest issued by the governor and attested by the lieutenant governor upon the requisition of any other state or territory;
- (5) for recording miscellaneous papers or documents;
- (6) for filing any paper or document not otherwise provided for; and
- (7) for searching records and archives of the state, except that no member of the Legislature or other state or county officer may be charged for any search relative to matters appertaining to the duties of the member or officer's office or for a certified copy of any law or resolution relative to the member or officer's official duties passed by the Legislature.

Amended by Chapter 183, 2009 General Session

67-1a-3 Employment of personnel.

The lieutenant governor, with the approval of the governor, may employ personnel necessary to carry out the duties and responsibilities of the lieutenant governor's office.

Amended by Chapter 18, 2022 General Session

67-1a-5 Budget proposal.

The lieutenant governor shall prepare and submit to the governor a proposed budget to be included in the budget submitted by the governor to the Legislature for the fiscal year following the convening of the Legislature in annual general session.

Amended by Chapter 21, 1985 General Session

67-1a-6 Designation as secretary of state -- Duties.

- (1) When required by local, state, federal, or international law, the lieutenant governor is hereby designated the secretary of state of Utah and shall perform the duties and functions required by such laws, including attesting or certifying documents, recording or filing laws, documents, and other papers; and receiving appointments for service of legal process as provided by law.
- (2) Any reference in the laws of the state to the office of the secretary of state is a reference to the office of lieutenant governor.

Enacted by Chapter 68, 1984 General Session

67-1a-6.5 Certification of local entity boundary actions -- Definitions -- Notice requirements -- Electronic copies -- Filing.

(1) As used in this section:

(a) "Applicable certificate" means:

- (i) for the impending incorporation of a city, town, special district, conservation district, or incorporation of a special district from a reorganized special service district, a certificate of incorporation;
- (ii) for the impending creation of a county, school district, special service district, community reinvestment agency, or interlocal entity, a certificate of creation;
- (iii) for the impending annexation of territory to an existing local entity, a certificate of annexation;
- (iv) for the impending withdrawal or disconnection of territory from an existing local entity, a certificate of withdrawal or disconnection, respectively;
- (v) for the impending consolidation of multiple local entities, a certificate of consolidation;
- (vi) for the impending division of a local entity into multiple local entities, a certificate of division;
- (vii) for the impending adjustment of a common boundary between local entities, a certificate of boundary adjustment; and
- (viii) for the impending dissolution of a local entity, a certificate of dissolution.

(b) "Approved final local entity plat" means a final local entity plat, as defined in Section 17-23-20, that has been approved under Section 17-23-20 as a final local entity plat by the county surveyor.

(c) "Approving authority" has the same meaning as defined in Section 17-23-20.

(d) "Boundary action" has the same meaning as defined in Section 17-23-20.

(e) "Center" means the Utah Geospatial Resource Center created under Section 63A-16-505.

(f) "Community reinvestment agency" has the same meaning as defined in Section 17C-1-102.

(g) "Conservation district" has the same meaning as defined in Section 17D-3-102.

(h) "Interlocal entity" has the same meaning as defined in Section 11-13-103.

(i) "Local entity" means a county, city, town, school district, special district, community reinvestment agency, special service district, conservation district, or interlocal entity.

(j) "Notice of an impending boundary action" means a written notice, as described in Subsection (3), that provides notice of an impending boundary action.

(k) "Special district" means the same as that term is defined in Section 17B-1-102.

(l) "Special service district" means the same as that term is defined in Section 17D-1-102.

(2) Within 10 days after receiving a notice of an impending boundary action, the lieutenant governor shall:

(a)

(i) issue the applicable certificate, if:

- (A) the lieutenant governor determines that the notice of an impending boundary action meets the requirements of Subsection (3); and
- (B) except in the case of an impending local entity dissolution, the notice of an impending boundary action is accompanied by an approved final local entity plat;

(ii) send the applicable certificate to the local entity's approving authority;

(iii) return the original of the approved final local entity plat to the local entity's approving authority;

(iv) send a copy of the applicable certificate and approved final local entity plat to:

- (A) the State Tax Commission;

- (B) the center; and
- (C) the county assessor, county surveyor, county auditor, and county attorney of each county in which the property depicted on the approved final local entity plat is located; and
- (v) send a copy of the applicable certificate to the state auditor, if the boundary action that is the subject of the applicable certificate is:
 - (A) the incorporation or creation of a new local entity;
 - (B) the consolidation of multiple local entities;
 - (C) the division of a local entity into multiple local entities; or
 - (D) the dissolution of a local entity; or
- (b)
 - (i) send written notification to the approving authority that the lieutenant governor is unable to issue the applicable certificate, if:
 - (A) the lieutenant governor determines that the notice of an impending boundary action does not meet the requirements of Subsection (3); or
 - (B) the notice of an impending boundary action is:
 - (I) not accompanied by an approved final local entity plat; or
 - (II) accompanied by a plat or final local entity plat that has not been approved as a final local entity plat by the county surveyor under Section 17-23-20; and
 - (ii) explain in the notification under Subsection (2)(b)(i) why the lieutenant governor is unable to issue the applicable certificate.
- (3) Each notice of an impending boundary action shall:
 - (a) be directed to the lieutenant governor;
 - (b) contain the name of the local entity or, in the case of an incorporation or creation, future local entity, whose boundary is affected or established by the boundary action;
 - (c) describe the type of boundary action for which an applicable certificate is sought;
 - (d) be accompanied by a letter from the Utah State Retirement Office, created under Section 49-11-201, to the approving authority that identifies the potential provisions under Title 49, Utah State Retirement and Insurance Benefit Act, that the local entity shall comply with, related to the boundary action, if the boundary action is an impending incorporation or creation of a local entity that may result in the employment of personnel; and
- (e)
 - (i) contain a statement, signed and verified by the approving authority, certifying that all requirements applicable to the boundary action have been met; or
 - (ii) in the case of the dissolution of a municipality, be accompanied by a certified copy of the court order approving the dissolution of the municipality.
- (4) The lieutenant governor may require the approving authority to submit a paper or electronic copy of a notice of an impending boundary action and approved final local entity plat in conjunction with the filing of the original of those documents.
- (5)
 - (a) The lieutenant governor shall:
 - (i) keep, index, maintain, and make available to the public each notice of an impending boundary action, approved final local entity plat, applicable certificate, and other document that the lieutenant governor receives or generates under this section;
 - (ii) make a copy of each document listed in Subsection (5)(a)(i) available on the Internet for 12 months after the lieutenant governor receives or generates the document;
 - (iii) furnish a paper copy of any of the documents listed in Subsection (5)(a)(i) to any person who requests a paper copy; and

- (iv) furnish a certified copy of any of the documents listed in Subsection (5)(a)(i) to any person who requests a certified copy.
- (b) The lieutenant governor may charge a reasonable fee for a paper copy or certified copy of a document that the lieutenant governor provides under this Subsection (5).
- (6) The lieutenant governor's issuance of a certificate of creation for an infrastructure financing district constitutes the state's approval of the creation of the infrastructure financing district.

Amended by Chapter 388, 2024 General Session

67-1a-6.7 Certification of local entity name change.

- (1) As used in this section:
 - (a) "Approving authority" means the person or body authorized under statute to approve the local entity's name change.
 - (b) "Center" has the same meaning as defined in Section 67-1a-6.5.
 - (c) "Certificate of name change" means a certificate issued by the lieutenant governor certifying a local entity's change of name.
 - (d) "Local entity" has the same meaning as defined in Section 67-1a-6.5.
 - (e) "Notice of an impending name change" means a notice, as described in Subsection (3), that provides notice of a local entity's impending name change.
- (2) Within 10 days after receiving a notice of an impending name change, the lieutenant governor shall:
 - (a) issue a certificate of name change;
 - (b) send the certificate of name change to the approving authority of the local entity whose name is being changed; and
 - (c) send a copy of the certificate of name change to:
 - (i) the State Tax Commission;
 - (ii) the state auditor;
 - (iii) the center; and
 - (iv) the county assessor, county surveyor, county auditor, and county attorney of each county in which any part of the local entity is located.
- (3) Each notice of an impending name change shall:
 - (a) be directed to the lieutenant governor;
 - (b) contain the current name of the local entity;
 - (c) state the name to which the local entity intends to change;
 - (d) identify each county in which any part of the local entity is located; and
 - (e) contain a statement, signed and verified by the approving authority, certifying that all requirements applicable to the name change have been met.
- (4)
 - (a) The lieutenant governor shall:
 - (i) keep, index, maintain, and make available to the public each notice of an impending name change, certificate of a name change, and other document that the lieutenant governor receives or generates under this section;
 - (ii) make a copy of each document listed in Subsection (4)(a)(i) available on the Internet for 12 months after the lieutenant governor receives or generates the document;
 - (iii) furnish a paper copy of any of the documents listed in Subsection (4)(a)(i) to any person who requests a paper copy; and
 - (iv) furnish a certified copy of any of the documents listed in Subsection (4)(a)(i) to any person who requests a certified copy.

- (b) The lieutenant governor may charge a reasonable fee for a paper copy or certified copy of a document that the lieutenant governor provides under this Subsection (4).

Enacted by Chapter 350, 2009 General Session

67-1a-7 Use and custody of great seal.

Except as otherwise provided by law, the lieutenant governor, or the lieutenant governor's designee, is authorized to use or affix the Great Seal of this state to any document whatever and only in pursuance of law, and is responsible for its safekeeping. Any person who illegally uses the Great Seal of this state, or such seal when defaced, is guilty of a felony.

Enacted by Chapter 68, 1984 General Session

67-1a-8 Form and contents of great seal.

The Great Seal of the State of Utah shall be 2-1/2 inches in diameter, and of the following device: the center a shield and perched thereon an American eagle with outstretching wings; the top of the shield pierced by six arrows crosswise; under the arrows the motto "Industry"; beneath the motto a beehive, on either side growing sego lilies; below the beehive the figures "1847"; and on each side of the shield an American flag; encircling all, near the outer edge of the seal, beginning at the lower left-hand portion, the words "The Great Seal of the State of Utah," with the figures "1896" at the base.

Enacted by Chapter 68, 1984 General Session

67-1a-12 Authority to administer oaths.

The lieutenant governor and personnel employed under Section 67-1a-3, who are designated by the lieutenant governor, may administer oaths when necessary in the performance of official duties.

Enacted by Chapter 5, 2008 General Session

67-1a-13 Certification restrictions.

The lieutenant governor may not certify a signature of a notary or county recorder on:

- (1) a document that is not properly notarized, if notarization is required; or
- (2) a document regarding:
 - (a) allegiance to a government or jurisdiction;
 - (b) sovereignty;
 - (c) in itinere status or world service authority; or
 - (d) a claim similar to a claim listed in Subsections (2)(a) through (c).

Enacted by Chapter 333, 2010 General Session

67-1a-15 Local government and limited purpose entity registry.

(1) As used in this section:

- (a) "Entity" means a limited purpose entity or a local government entity.
- (b)
 - (i) "Limited purpose entity" means a legal entity that:
 - (A) performs a single governmental function or limited governmental functions; and

- (B) is not a state executive branch agency, a state legislative office, or within the judicial branch.
 - (ii) "Limited purpose entity" includes:
 - (A) area agencies, area agencies on aging, and area agencies on high risk adults, as those terms are defined in Section 26B-6-101;
 - (B) charter schools created under Title 53G, Chapter 5, Charter Schools;
 - (C) community reinvestment agencies, as that term is defined in Section 17C-1-102;
 - (D) conservation districts, as that term is defined in Section 17D-3-102;
 - (E) governmental nonprofit corporations, as that term is defined in Section 11-13a-102;
 - (F) housing authorities, as that term is defined in Section 35A-8-401;
 - (G) independent entities and independent state agencies, as those terms are defined in Section 63E-1-102;
 - (H) interlocal entities, as that term is defined in Section 11-13-103;
 - (I) local building authorities, as that term is defined in Section 17D-2-102;
 - (J) special districts, as that term is defined in Section 17B-1-102;
 - (K) local health departments, as that term is defined in Section 26A-1-102;
 - (L) local mental health authorities, as that term is defined in Section 62A-15-102;
 - (M) nonprofit corporations that receive an amount of money requiring an accounting report under Section 51-2a-201.5;
 - (N) school districts under Title 53G, Chapter 3, School District Creation and Change;
 - (O) special service districts, as that term is defined in Section 17D-1-102; and
 - (P) substance abuse authorities, as that term is defined in Section 62A-15-102.
 - (c) "Local government and limited purpose entity registry" or "registry" means the registry of local government entities and limited purpose entities created under this section.
 - (d) "Local government entity" means:
 - (i) a county, as that term is defined in Section 17-50-101; and
 - (ii) a municipality, as that term is defined in Section 10-1-104.
 - (e) "Notice of failure to register" means the notice the lieutenant governor sends, in accordance with Subsection (7)(a), to an entity that does not register.
 - (f) "Notice of failure to renew" means the notice the lieutenant governor sends to a registered entity, in accordance with Subsection (7)(b).
 - (g) "Notice of noncompliance" means the notice the lieutenant governor sends to a registered entity, in accordance with Subsection (6)(c).
 - (h) "Notice of non-registration" means the notice the lieutenant governor sends to an entity and the state auditor, in accordance with Subsection (9).
 - (i) "Notice of registration or renewal" means the notice the lieutenant governor sends, in accordance with Subsection (6)(b)(i).
 - (j) "Registered entity" means an entity with a valid registration as described in Subsection (8).
- (2) The lieutenant governor shall:
- (a) create a registry of each local government entity and limited purpose entity within the state that:
 - (i) contains the information described in Subsection (4); and
 - (ii) is accessible on the lieutenant governor's website or otherwise publicly available; and
 - (b) establish fees for registration and renewal, in accordance with Section 63J-1-504, based on and to directly offset the cost of creating, administering, and maintaining the registry.
- (3) Each local government entity and limited purpose entity shall:
- (a) on or before July 1, 2019, register with the lieutenant governor as described in Subsection (4);

- (b) on or before one year after the day on which the lieutenant governor issues the notice of registration or renewal, annually renew the entity's registration in accordance with Subsection (5); and
 - (c) on or before 30 days after the day on which any of the information described in Subsection (4) changes, send notice of the changes to the lieutenant governor.
- (4) Each entity shall include the following information in the entity's registration submission:
- (a) the resolution or other legal or formal document creating the entity or, if the resolution or other legal or formal document creating the entity cannot be located, conclusive proof of the entity's lawful creation;
 - (b) if the entity has geographic boundaries, a map or plat identifying the current geographic boundaries of the entity, or if it is impossible or unreasonably expensive to create a map or plat, a metes and bounds description, or another legal description that identifies the current boundaries of the entity;
 - (c) the entity's name;
 - (d) the entity's type of local government entity or limited purpose entity;
 - (e) the entity's governmental function;
 - (f) the entity's website, physical address, and phone number, including the name and contact information of an individual whom the entity designates as the primary contact for the entity;
 - (g)
 - (i) names, email addresses, and phone numbers of the members of the entity's governing board or commission, managing officers, or other similar managers and the method by which the members or officers are appointed, elected, or otherwise designated;
 - (ii) the date of the most recent appointment or election of each entity governing board or commission member; and
 - (iii) the date of the anticipated end of each entity governing board or commission member's term;
 - (h) the entity's sources of revenue; and
 - (i) if the entity has created an assessment area, as that term is defined in Section 11-42-102, information regarding the creation, purpose, and boundaries of the assessment area.
- (5) Each entity shall include the following information in the entity's renewal submission:
- (a) identify and update any incorrect or outdated information the entity previously submitted during registration under Subsection (4); or
 - (b) certify that the information the entity previously submitted during registration under Subsection (4) is correct without change.
- (6) Within 30 days of receiving an entity's registration or renewal submission, the lieutenant governor shall:
- (a) review the submission to determine compliance with Subsection (4) or (5);
 - (b) if the lieutenant governor determines that the entity's submission complies with Subsection (4) or (5):
 - (i) send a notice of registration or renewal that includes the information that the entity submitted under Subsection (4) or (5) to:
 - (A) the registering or renewing entity;
 - (B) each county in which the entity operates, either in whole or in part, or where the entity's geographic boundaries overlap or are contained within the boundaries of the county;
 - (C) the Division of Archives and Records Service; and
 - (D) the Office of the Utah State Auditor; and
 - (ii) publish the information from the submission on the registry, except any email address or phone number that is personal information as defined in Section 63G-2-303; and

- (c) if the lieutenant governor determines that the entity's submission does not comply with Subsection (4) or (5) or is otherwise inaccurate or deficient, send a notice of noncompliance to the registering or renewing entity that:
 - (i) identifies each deficiency in the entity's submission with the corresponding statutory requirement;
 - (ii) establishes a deadline to cure the entity's noncompliance that is the first business day that is at least 30 calendar days after the day on which the lieutenant governor sends the notice of noncompliance; and
 - (iii) states that failure to comply by the deadline the lieutenant governor establishes under Subsection (6)(c)(ii) will result in the lieutenant governor sending a notice of non-registration to the Office of the Utah State Auditor, in accordance with Subsection (9).
- (7)
 - (a) If the lieutenant governor identifies an entity that does not make a registration submission in accordance with Subsection (4) by the deadline described in Subsection (3), the lieutenant governor shall send a notice of failure to register to the registered entity that:
 - (i) identifies the statutorily required registration deadline described in Subsection (3) that the entity did not meet;
 - (ii) establishes a deadline to cure the entity's failure to register that is the first business day that is at least 10 calendar days after the day on which the lieutenant governor sends the notice of failure to register; and
 - (iii) states that failure to comply by the deadline the lieutenant governor establishes under Subsection (7)(a)(ii) will result in the lieutenant governor sending a notice of non-registration to the Office of the Utah State Auditor, in accordance with Subsection (9).
 - (b) If a registered entity does not make a renewal submission in accordance with Subsection (5) by the deadline described in Subsection (3), the lieutenant governor shall send a notice of failure to renew to the registered entity that:
 - (i) identifies the renewal deadline described in Subsection (3) that the entity did not meet;
 - (ii) establishes a deadline to cure the entity's failure to renew that is the first business day that is at least 30 calendar days after the day on which the lieutenant governor sends the notice of failure to renew; and
 - (iii) states that failure to comply by the deadline the lieutenant governor establishes under Subsection (7)(b)(ii) will result in the lieutenant governor sending a notice of non-registration to the Office of the Utah State Auditor, in accordance with Subsection (9).
- (8) An entity's registration is valid:
 - (a) if the entity makes a registration or renewal submission in accordance with the deadlines described in Subsection (3);
 - (b) during the period the lieutenant governor establishes in the notice of noncompliance or notice of failure to renew during which the entity may cure the identified registration deficiencies; and
 - (c) for one year beginning on the day the lieutenant governor issues the notice of registration or renewal.
- (9)
 - (a) The lieutenant governor shall send a notice of non-registration to the Office of the Utah State Auditor if an entity fails to:
 - (i) cure the entity's noncompliance by the deadline the lieutenant governor establishes in the notice of noncompliance;
 - (ii) register by the deadline the lieutenant governor establishes in the notice of failure to register; or

- (iii) cure the entity's failure to renew by the deadline the lieutenant governor establishes in the notice of failure to renew.
- (b) The lieutenant governor shall ensure that the notice of non-registration:
 - (i) includes a copy of the notice of noncompliance, the notice of failure to register, or the notice of failure to renew; and
 - (ii) requests that the state auditor withhold state allocated funds or the disbursement of property taxes and prohibit the entity from accessing money held by the state or money held in an account of a financial institution, in accordance with Subsections 67-3-1(7)(i) and 67-3-1(10).
- (10) The lieutenant governor may extend a deadline under this section if an entity notifies the lieutenant governor, before the deadline to be extended, of the existence of an extenuating circumstance that is outside the control of the entity.
- (11)
 - (a) An entity is not required to renew submission of a registration under this section if an entity provides a record of dissolution.
 - (b) The lieutenant governor shall include in the registry an entity's record of dissolution and indicate on the registry that the entity is dissolved.

Amended by Chapter 16, 2023 General Session