

1 **RIVERWAY ENHANCEMENT ADVISORY**

2 **COUNCIL APPOINTMENTS**

3 1999 GENERAL SESSION

4 STATE OF UTAH

5 **Sponsor: Jordan Tanner**

6 AN ACT RELATING TO PARKS AND RECREATION; AUTHORIZING THE BOARD OF  
7 PARKS AND RECREATION TO APPOINT THE MEMBERS OF THE RIVERWAY  
8 ENHANCEMENT ADVISORY COUNCIL.

9 This act affects sections of Utah Code Annotated 1953 as follows:

10 AMENDS:

11 **63-11-17.7**, as last amended by Chapter 243, Laws of Utah 1996

12 *Be it enacted by the Legislature of the state of Utah:*

13 Section 1. Section **63-11-17.7** is amended to read:

14 **63-11-17.7. Riverway Enhancement Advisory Council created -- Composition --**  
15 **Terms -- Vacancies -- Chair -- Quorum -- Council payment.**

16 (1) There is created [in] within the Division of Parks and Recreation [a] the Riverway  
17 Enhancement Advisory Council for the purpose of advising the Division and the Board of Parks  
18 and Recreation regarding the [~~purposes of this chapter~~] riverway enhancement program.

19 (2) The advisory council [~~is comprised~~] consists of 11 members appointed by the Board  
20 of Parks and Recreation as follows:

21 (a) [~~Seven members who are~~] One elected municipal [~~officers~~] officer shall be [~~selected~~  
22 ~~by the governor. The governor shall appoint one member~~] appointed from each of the following  
23 planning districts:

24 (i) Bear River - Box Elder, Cache, and Rich Counties;

25 (ii) Five County - Beaver, Garfield, Iron, Kane, and Washington Counties;

26 (iii) Mountainland - Summit, Utah, and Wasatch Counties;

27 (iv) Six County - Juab, Millard, Piute, Sanpete, Sevier, and Wayne Counties;

- 28 (v) Southeast - Carbon, Emery, Grand, and San Juan Counties;
- 29 (vi) Uintah Basin - Daggett, Duchesne, and Uintah Counties; and
- 30 (vii) Wasatch Front - Davis, Morgan, Salt Lake, Tooele, and Weber Counties.
- 31 (b) Four members shall be appointed [~~by the governor~~] from among the residents of cities
- 32 and towns in the state.
- 33 (3) (a) Except as required by Subsection (2)(b), each member shall be appointed for a
- 34 four-year term of office.
- 35 (b) Notwithstanding the requirements of Subsection (3)(a), the [~~governor~~] Board of Parks
- 36 and Recreation shall, at the time of appointment or reappointment, adjust the length of terms to
- 37 ensure that the terms of council members are staggered so that approximately half of the council
- 38 is appointed every two years.
- 39 (4) (a) Any vacancy occurring in the advisory council shall be filled by a person having
- 40 the same qualifications as the person whose office has been vacated.
- 41 (b) When a vacancy occurs in the membership for any reason, the replacement shall be
- 42 appointed for the unexpired term.
- 43 (5) The advisory council shall appoint a chair from its membership, who shall serve for
- 44 a term of office of two years but may be reelected for subsequent terms. Six members of the
- 45 council constitutes a quorum.
- 46 (6) (a) Members shall receive no compensation or benefits for their services, but may
- 47 receive per diem and expenses incurred in the performance of the member's official duties at the
- 48 rates established by the Division of Finance under Sections 63A-3-106 and 63A-3-107.
- 49 (b) Members may decline to receive per diem and expenses for their service.

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**Legislative Review Note**  
**as of 12-29-98 2:13 PM**

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

**Office of Legislative Research and General Counsel**