

1 **PUBLIC OFFICERS AND EMPLOYEES ETHICS**

2 **ACT - EXCEPTIONS**

3 2000 GENERAL SESSION

4 STATE OF UTAH

5 **Sponsor: Kory M. Holdaway**

6 AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES; MODIFYING
7 EXCEPTIONS TO PUBLIC OFFICERS AND PUBLIC EMPLOYEES PARTICIPATION IN
8 TRANSACTIONS; AND MAKING TECHNICAL CORRECTIONS.

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

10 AMENDS:

11 **67-16-8**, as last amended by Chapter 93, Laws of Utah 1990

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

13 Section 1. Section **67-16-8** is amended to read:

14 **67-16-8. Participation in transaction involving business as to which public officer or**
15 **employee has interest -- Exceptions.**

16 ~~[(1) No]~~ A public officer or public employee ~~[shall]~~ may not participate in his official
17 capacity or receive compensation ~~[in respect to]~~ for any transaction between the state or any of its
18 agencies and any business entity ~~[as to]~~ for which ~~[such]~~ the public officer or public employee is
19 also an officer, director, or employee or owns a substantial interest, unless disclosure has been
20 made as provided under Section 67-16-7.

21 ~~[(2) A concession contract between an agency, political subdivision, or the state and a~~
22 ~~certified professional golf association member who is a public employee or officer does not violate~~
23 ~~the provisions of Subsection (1) or Title 10, Chapter 3, Part 13.]~~

Legislative Review Note

as of 2-7-00 5:16 PM

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

Office of Legislative Research and General Counsel