

PUBLIC OFFICERS AND EMPLOYEES

ETHICS ACT - EXEMPTIONS

2001 GENERAL SESSION

STATE OF UTAH

Sponsor: Kory M. Holdaway

This act modifies the Public Officers' and Employees' Ethics Act by removing an exemption for contracts with professional golf association members who are public employees. This act makes technical corrections.

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

AMENDS:

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

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

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

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

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

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

Legislative Review Note
as of 1-29-01 9:42 AM

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

Office of Legislative Research and General Counsel