

- 28 (f) review and approve the executive director's:
- 29 (i) annual work plan;
- 30 (ii) long-range master plan for the capitol hill facilities and capitol hill grounds; and
- 31 (iii) furnishings plan for placement and care of objects under the care of the board;
- 32 (g) approve all changes to the buildings and their grounds, including:
- 33 (i) restoration, remodeling, and rehabilitation projects;
- 34 (ii) usual maintenance; and
- 35 (iii) any transfers or loans of objects under the board's care;
- 36 (h) define and identify all significant aspects of capitol hill facilities and capitol hill
- 37 grounds, after consultation with the Division of Facilities Construction and Management, State
- 38 Library Division, the Division of Archives and Records Service, the Division of State History, the
- 39 Office of Museum Services, and the Arts Council;
- 40 (i) inventory, define, and identify all significant contents of the buildings and all
- 41 state-owned items of historical significance that were at one time in the buildings, after
- 42 consultation with the Division of Facilities Construction and Management, State Library Division,
- 43 the Division of Archives and Records Service, the Division of State History, the Office of Museum
- 44 Services, and the Arts Council;
- 45 (j) maintain archives relating to the construction and development of the buildings, the
- 46 contents of the buildings and their grounds, including documents such as plans, specifications,
- 47 photographs, purchase orders, and other related documents, the original copies of which shall be
- 48 maintained by the Division of Archives and Records Service;
- 49 (k) comply with federal and state laws related to program and facility accessibility; and
- 50 (l) establish procedures for receiving, hearing, and deciding complaints or other issues
- 51 raised about the capitol hill facilities, capitol hill grounds, or their use.
- 52 (2) Notwithstanding Subsection (1)(a), the supervision and control of the legislative area
- 53 is reserved to the Legislature.
- 54 (3) (a) The board shall make rules to govern, administer, and regulate the capitol hill
- 55 facilities and capitol hill grounds by following the procedures and requirements of Title 63,
- 56 Chapter 46a, Utah Administrative Rulemaking Act.
- 57 (b) A person who violates a rule adopted by the board under the authority of this
- 58 Subsection (3) is guilty of a class C misdemeanor.

59 (c) The board may not apply this section or rules adopted under the authority of this
60 section in a manner that violates a person's rights under the Utah Constitution or the First
61 Amendment to the United States Constitution, including the right of persons to peaceably
62 assemble.

63 (d) The board shall send proposed rules under this section to the legislative general counsel
64 and the governor's general counsel for review and comment before the board adopts the rules.

65 (4) The board is exempt from the requirements of Title 63, Chapter 56, Utah Procurement
66 Code, but shall adopt procurement rules substantially similar to the requirements of that chapter.

67 (5) The board shall name the West Capitol Extension Building the "Ronald Reagan
68 Legislative Building."

69 [~~5~~] (6) (a) The board may:

70 (i) establish subcommittees made up of board members to assist and support the executive
71 director in accomplishing his duties;

72 (ii) establish fees for the use of capitol hill facilities and grounds;

73 (iii) assign and allocate specific duties and responsibilities to any other state agency, if the
74 other agency agrees to perform the duty or accept the responsibility;

75 (iv) contract with another state agency to provide services;

76 (v) delegate by specific motion of the board, any authority granted to it by this section to
77 the executive director; and

78 (vi) in conjunction with Salt Lake City, expend monies to improve or maintain public
79 property contiguous to East Capitol Boulevard and capitol hill.

80 (b) If a budget subcommittee is established by the board, the Legislative Fiscal Analyst,
81 or the analyst's designee, and the director of the Office of Planning and Budget, or the director's
82 designee, shall serve as ex officio, nonvoting members of the budget subcommittee.

83 (c) If the board establishes any subcommittees, the board may, by majority vote, appoint
84 up to two people who are not members of the board to serve, at the will of the board, as nonvoting
85 members of a subcommittee.

86 [~~6~~] (7) (a) The board, and the employees of the board, may not move the office of the
87 governor, lieutenant governor, president of the Senate, speaker of the House of Representatives,
88 or a member of the Legislature from the State Capitol Building unless the removal is approved by:

89 (i) the governor, in the case of the governor's office;

90 (ii) the lieutenant governor, in the case of the lieutenant governor's office;
91 (iii) the president of the Senate, in the case of the president's office or the office of a
92 member of the Senate; or

93 (iv) the speaker of the House of Representatives, in the case of the speaker's office or the
94 office of a member of the House.

95 (b) The board and the employees of the board have no control over the furniture,
96 furnishings, and decorative objects in the offices of the governor, lieutenant governor, or the
97 members of the Legislature except as necessary to inventory or conserve items of historical
98 significance owned by the state.

99 (c) The board and the employees of the board have no control over records and documents
100 produced by or in the custody of a state agency, official, or employee having an office in a building
101 on capitol hill.

102 (d) Except for items identified by the board as having historical significance, and except
103 as provided in Subsection (6)(b), the board and the employees of the board have no control over
104 moveable furnishings and equipment in the custody of a state agency, official, or employee having
105 an office in a building on capitol hill.

Legislative Review Note
as of 1-25-02 9:48 AM

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

Office of Legislative Research and General Counsel