

**STATE RECORDS COMMITTEE -  
MEMBERSHIP AMENDMENTS**

2003 GENERAL SESSION

STATE OF UTAH

**Sponsor: James A. Dunnigan**

**This act modifies Government Records Access and Management Act provisions related to the State Records Committee. This act allows the director of the Division of State History to appoint a designee to attend the committee when the director is unable to attend.**

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

AMENDS:

**63-2-501**, as last amended by Chapter 176, Laws of Utah 2002

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

Section 1. Section **63-2-501** is amended to read:

**63-2-501. State Records Committee created -- Membership -- Terms -- Vacancies -- Expenses.**

(1) There is created the State Records Committee within the Department of Administrative Services to consist of the following seven individuals:

- (a) an individual in the private sector whose profession requires him to create or manage records that if created by a governmental entity would be private or controlled;
- (b) the state auditor or the auditor's designee;
- (c) the director of the Division of State History or the director's designee;
- (d) the governor or the governor's designee;
- (e) one citizen member;
- (f) one elected official representing political subdivisions; and
- (g) one individual representing the news media.

(2) The members specified in Subsections (1)(a), (e), (f), and (g) shall be appointed by the governor with the consent of the Senate.

(3) (a) Except as required by Subsection (3)(b), as terms of current committee members expire, the governor shall appoint each new member or reappointed member to a four-year

term.

(b) Notwithstanding the requirements of Subsection (3)(a), the governor shall, at the time of appointment or reappointment, adjust the length of terms to ensure that the terms of committee members are staggered so that approximately half of the committee is appointed every two years.

(c) Each appointed member is eligible for reappointment for one additional term.

(4) When a vacancy occurs in the membership for any reason, the replacement shall be appointed for the unexpired term.

(5) (a) (i) Members who are not government employees shall receive no compensation or benefits for their services, but may receive per diem and expenses incurred in the performance of the member's official duties at the rates established by the Division of Finance under Sections 63A-3-106 and 63A-3-107.

(ii) Members may decline to receive per diem and expenses for their service.

(b) (i) State government officer and employee members who do not receive salary, per diem, or expenses from their agency for their service may receive per diem and expenses incurred in the performance of their official duties from the committee at the rates established by the Division of Finance under Sections 63A-3-106 and 63A-3-107.

(ii) State government officer and employee members may decline to receive per diem and expenses for their service.

(c) (i) Local government members who do not receive salary, per diem, or expenses from the entity that they represent for their service may receive per diem and expenses incurred in the performance of their official duties at the rates established by the Division of Finance under Sections 63A-3-106 and 63A-3-107.

(ii) Local government members may decline to receive per diem and expenses for their service.