

SUNSET REAUTHORIZATIONS

2004 GENERAL SESSION

STATE OF UTAH

Sponsor: Greg J. Curtis

LONG TITLE

General Description:

This bill reauthorizes certain state entities and programs that would otherwise sunset before the 2005 Annual General Session of the Utah Legislature.

Highlighted Provisions:

This bill:

▶ reauthorizes state entities and programs that are scheduled to sunset before the 2005 Annual General Session.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

63-55-209, as last amended by Chapter 291, Laws of Utah 2003

63-55-220, as last amended by Chapter 156, Laws of Utah 1999

63-55-226, as last amended by Chapters 152 and 155, Laws of Utah 2002

63-55-258, as last amended by Chapters 49 and 254, Laws of Utah 2003

63-55-263, as last amended by Chapters 16 and 254, Laws of Utah 2003

63-55-267.5, as enacted by Chapter 192, Laws of Utah 1994

63-55-277, as last amended by Chapters 13 and 43, Laws of Utah 1994

63-55-278, as last amended by Chapters 207 and 254, Laws of Utah 2003



28 **63-55b-131**, as last amended by Chapter 298, Laws of Utah 2003

29 **63-55b-163**, as last amended by Chapter 212, Laws of Utah 2003



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

32 Section 1. Section **63-55-209** is amended to read:

33 **63-55-209. Repeal dates, Title 9.**

34 (1) Title 9, Chapter 1, Part 8, Commission on National and Community Service Act, is
35 repealed July 1, [~~2004~~] 2014.

36 (2) Title 9, Chapter 2, Part 4, Enterprise Zone Act, is repealed July 1, 2008.

37 (3) (a) Title 9, Chapter 2, Part 16, Recycling Market Development Zone Act, is
38 repealed July 1, 2010.

39 (b) Sections 59-7-610 and 59-10-108.7, regarding tax credits for certain persons in
40 recycling market development zones, are repealed for taxable years beginning on or after
41 January 1, 2011.

42 (c) Notwithstanding Subsection (3)(b), a person may not claim a tax credit under
43 Section 59-7-610 or 59-10-108.7:

44 (i) for the purchase price of machinery or equipment described in Section 59-7-610 or
45 59-10-108.7 if the machinery or equipment is purchased on or after July 1, 2010; or

46 (ii) for an expenditure described in Subsection 59-7-610(1)(b) or 59-10-108.7(1)(b), if
47 the expenditure is made on or after July 1, 2010.

48 (d) Notwithstanding Subsections (3)(b) and (c), a person may carry forward a tax credit
49 in accordance with Section 59-7-610 or 59-10-108.7 if:

50 (i) the person is entitled to a tax credit under Section 59-7-610 or 59-10-108.7; and

51 (ii) (A) for the purchase price of machinery or equipment described in Section
52 59-7-610 or 59-10-108.7, the machinery or equipment is purchased on or before June 30, 2010;
53 or

54 (B) for an expenditure described in Subsection 59-7-610(1)(b) or 59-10-108.7(1)(b),
55 the expenditure is made on or before June 30, 2010.

56 (4) Title 9, Chapter 2, Part 19, Utah Venture Capital Enhancement Act, is repealed July
57 1, 2008.

58 (5) Title 9, Chapter 3, Part 3, Heber Valley Historic Railroad Authority, is repealed

59 July 1, 2009.

60 (6) Title 9, Chapter 4, Part 9, Utah Housing Corporation Act, is repealed July 1, 2006.

61 [~~(7) Title 9, Chapter 13, Utah Technology and Small Business Finance Act, is repealed~~
62 ~~July 1, 2002.~~]

63 Section 2. Section **63-55-220** is amended to read:

64 **63-55-220. Repeal dates, Title 20A.**

65 Judicial nominating commissions, created in Sections 20A-12-102 and 20A-12-103, are
66 repealed July 1, [~~2004~~] 2014.

67 Section 3. Section **63-55-226** is amended to read:

68 **63-55-226. Repeal dates, Title 26.**

69 (1) Title 26, Chapter 1, Department of Health Organization, is repealed July 1, 2006.

70 (2) Title 26, Chapter 4, Utah Medical Examiner Act, is repealed July 1, 2010.

71 (3) Title 26, Chapter 9f, Utah Telehealth Commission, is repealed July 1, 2005.

72 (4) Title 26, Chapter 10, Family Health Services, is repealed July 1, 2010.

73 (5) Title 26, Chapter 18, Medical Assistance Act, is repealed July 1, [~~2004~~] 2014.

74 (6) Title 26, Chapter 23b, Detection of Public Health Emergencies Act, is repealed July
75 1, [~~2004~~] 2009.

76 (7) Title 26, Chapter 33a, Utah Health Data Authority Act, is repealed July 1, [~~2004~~]
77 2014.

78 Section 4. Section **63-55-258** is amended to read:

79 **63-55-258. Repeal dates, Title 58.**

80 (1) Title 58, Chapter 3a, Architects Licensing Act, is repealed July 1, 2013.

81 (2) Title 58, Chapter 5a, Podiatric Physician Licensing Act, is repealed July 1, 2007.

82 (3) Title 58, Chapter 9, Funeral Services Licensing Act, is repealed July 1, 2008.

83 (4) Title 58, Chapter 13, Health Care Providers Immunity from Liability Act, is
84 repealed July 1, 2006.

85 (5) Title 58, Chapter 15, Health Facility Administrator Act, is repealed July 1, 2005.

86 (6) Title 58, Chapter 16a, Utah Optometry Practice Act, is repealed July 1, 2009.

87 (7) Title 58, Chapter 17a, Pharmacy Practice Act, is repealed July 1, 2006.

88 (8) Title 58, Chapter 20a, Environmental Health Scientist Act, is repealed July 1, 2013.

89 (9) Title 58, Chapter 22, Professional Engineers and Professional Land Surveyors

- 90 Licensing Act, is repealed July 1, 2005.
- 91 (10) Title 58, Chapter 24a, Physical Therapist Practice Act, is repealed July 1, 2013.
- 92 (11) Title 58, Chapter 26a, Certified Public Accountant Licensing Act, is repealed July
93 1, 2007.
- 94 (12) Title 58, Chapter 28, Veterinary Practice Act, is repealed July 1, [~~2004~~] 2014.
- 95 (13) Title 58, Chapter 31b, Nurse Practice Act, is repealed July 1, 2005.
- 96 (14) Title 58, Chapter 37, Utah Controlled Substances Act, is repealed July 1, 2007.
- 97 (15) Title 58, Chapter 37a, Utah Drug Paraphernalia Act, is repealed July 1, 2007.
- 98 (16) Title 58, Chapter 37b, Imitation Controlled Substances Act, is repealed July 1,
99 2007.
- 100 (17) Title 58, Chapter 40, Recreational Therapy Practice Act, is repealed July 1, 2005.
- 101 (18) Title 58, Chapter 41, Speech-language Pathology and Audiology Licensing Act, is
102 repealed July 1, 2009.
- 103 (19) Title 58, Chapter 42a, Occupational Therapy Practice Act, is repealed July 1,
104 2005.
- 105 (20) Title 58, Chapter 44a, Nurse Midwife Practice Act, is repealed July 1, 2010.
- 106 (21) Title 58, Chapter 46a, Hearing Instrument Specialist Licensing Act, is repealed
107 July 1, 2013.
- 108 (22) Title 58, Chapter 47b, Massage Therapy Practice Act, is repealed July 1, [~~2004~~]
109 2014.
- 110 (23) Title 58, Chapter 49, Dietitian Certification Act, is repealed July 1, 2005.
- 111 (24) Title 58, Chapter 53, Landscape Architects Licensing Act, is repealed July 1,
112 2008.
- 113 (25) Title 58, Chapter 59, Professional Employer Organization Licensing Act, is
114 repealed July 1, 2007.
- 115 (26) Title 58, Chapter 67, Utah Medical Practice Act, is repealed July 1, 2006.
- 116 (27) Title 58, Chapter 68, Utah Osteopathic Medical Practice Act, is repealed July 1,
117 2006.
- 118 (28) Title 58, Chapter 69, Dentist and Dental Hygienist Practice Act, is repealed July 1,
119 2006.
- 120 (29) Title 58, Chapter 71, Naturopathic Physician Practice Act, is repealed July 1,

121 2006.

122 (30) Title 58, Chapter 72, Acupuncture Licensing Act, is repealed July 1, 2007.

123 (31) Title 58, Chapter 73, Chiropractic Physician Practice Act, is repealed July 1, 2006.

124 Section 5. Section **63-55-263** is amended to read:

125 **63-55-263. Repeal dates, Titles 63 and 63A.**

126 (1) (a) Title 63, Chapter 25a, Part 1, Commission on Criminal and Juvenile Justice, is
127 repealed July 1, [~~2004~~] 2014.

128 (b) Title 63, Chapter 25a, Part 3, Sentencing Commission, is repealed January 1, 2012.

129 (2) The Crime Victims' Reparations Board, created in Section 63-25a-404, is repealed
130 July 1, 2007.

131 (3) The Resource Development Coordinating Committee, created in Section
132 63-38d-501, is repealed July 1, [~~2004~~] 2005.

133 (4) Title 63, Chapter 38c, State Appropriations and Tax Limitation Act, is repealed
134 July 1, 2005.

135 (5) Title 63, Chapter 75, Families, Agencies, and Communities Together for Children
136 and Youth At Risk Act, is repealed July 1, 2006.

137 (6) Title 63, Chapter 88, Navajo Trust Fund, is repealed July 1, 2005.

138 (7) Sections 63A-4-204 and 63A-4-205, authorizing the Risk Management Fund to
139 provide coverage to nonstate entities, are repealed July 1, 2006.

140 [~~(8) Title 63A, Chapter 7, Utah Sports Authority Act, is repealed July 1, 2003.~~]

141 [~~(9)~~] (8) Title 63A, Chapter 10, State Olympic Coordination Act, is repealed July 1,
142 2004.

143 Section 6. Section **63-55-267.5** is amended to read:

144 **63-55-267.5. Repeal dates, Title 67.**

145 Title 67, Chapter 5b, The Children's Justice Center Program, is repealed July 1, [~~2004~~]
146 2014.

147 Section 7. Section **63-55-277** is amended to read:

148 **63-55-277. Repeal dates, Title 77.**

149 The Board of Pardons and Parole, created in Section 77-27-2, is repealed July 1, [~~2004~~]
150 2014.

151 Section 8. Section **63-55-278** is amended to read:

152 **63-55-278. Repeal dates, Title 78.**

153 (1) The Office of the Court Administrator, created in Section 78-3-23, is repealed July
154 1, 2008.

155 (2) Foster care citizen review boards and steering committee, created in Title 78,
156 Chapter 3g, is repealed July 1, 2007.

157 (3) Alternative Dispute Resolution Act, created in Title 78, Chapter 31b, is repealed
158 July 1, [~~2004~~] 2006.

159 (4) Section 78-14-17, regarding medical malpractice arbitration agreements, is repealed
160 July 1, 2009.

161 Section 9. Section **63-55b-131** is amended to read:

162 **63-55b-131. Repeal dates, Title 31A.**

163 ~~[(1) Section 31A-22-626 is repealed July 1, 2004.]~~

164 ~~[(2)]~~ Section 31A-23a-415 is repealed July 1, 2006.

165 Section 10. Section **63-55b-163** is amended to read:

166 **63-55b-163. Repeal dates, Title 63.**

167 (1) Section 63-38a-105 is repealed July 1, 2007.

168 (2) Section 63-56-35.9 is repealed July 1, 2005.

169 (3) Sections 63-63b-101 and 63-63b-102 are repealed on July 1, 2007.

170 ~~[(4) Title 63, Chapter 95, Parts 2 and 3 are repealed July 1, 2004.]~~

Legislative Review Note
as of 12-10-03 4:04 PM

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

Office of Legislative Research and General Counsel

Legislative Committee Note
as of 12-11-03 7:32 AM

The Legislative Management Committee recommended this bill.

Fiscal Note

Sunset Reauthorization

19-Jan-04

Bill Number HB00379:52 AM

State Impact

Provisions of this bill can be enacted within existing budgets.

Individual and Business Impact

No fiscal impact.

Office of the Legislative Fiscal Analyst