

1 **SUNSET REVIEW AND REAUTHORIZATIONS**

2 2006 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Jeff Alexander**

5 Senate Sponsor: _____

7 **LONG TITLE**

8 **General Description:**

9 This bill reauthorizes certain state entities and programs that would otherwise sunset
10 before the 2007 Annual General Session of the Utah Legislature.

11 **Highlighted Provisions:**

12 This bill:

- 13 ▶ reauthorizes certain named state entities and programs that are scheduled to sunset
- 14 before the 2007 Annual General Session; and
- 15 ▶ makes technical changes.

16 **Monies Appropriated in this Bill:**

17 None

18 **Other Special Clauses:**

19 None

20 **Utah Code Sections Affected:**

21 **AMENDS:**

22 **63-55-209**, as last amended by Chapters 37 and 90, Laws of Utah 2004

23 **63-55-213**, as enacted by Chapter 283, Laws of Utah 2001

24 **63-55-219**, as last amended by Chapter 86, Laws of Utah 2005

25 **63-55-258**, as last amended by Chapters 51 and 86, Laws of Utah 2005

26 **63-55-262**, as last amended by Chapter 134, Laws of Utah 2001

27 **63-55-263**, as last amended by Chapters 71, 86, 157, 258, 259 and 279, Laws of Utah



28 2005

29 **63-55-278**, as last amended by Chapter 37, Laws of Utah 2004

30 **63-55b-131**, as last amended by Chapter 221, Laws of Utah 2005

31

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

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

34 **63-55-209. Repeal dates, Title 9.**

35 (1) Title 9, Chapter 1, Part 8, Commission on National and Community Service Act, is
36 repealed July 1, 2014.

37 (2) Title 9, Chapter 2, Part 4, Enterprise Zone Act, is repealed July 1, 2008.

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39 repealed July 1, 2010.

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41 recycling market development zones, are repealed for taxable years beginning on or after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

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

45 (i) for the purchase price of machinery or equipment described in Section 59-7-610 or
46 59-10-108.7 if the machinery or equipment is purchased on or after July 1, 2010; or

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

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

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

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

54 or

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

57 (4) Title 9, Chapter 2, Part 19, Utah Venture Capital Enhancement Act, is repealed July
58 1, 2008.

59 (5) Title 9, Chapter 3, Part 3, Heber Valley Historic Railroad Authority, is repealed
60 July 1, 2009.

61 (6) Title 9, Chapter 4, Part 9, Utah Housing Corporation Act, is repealed July 1, [2006]
62 2016.

63 Section 2. Section **63-55-213** is amended to read:

64 **63-55-213. Repeal dates, Title 13.**

65 Title 13, Chapter 16, Motor Fuel Marketing Act, is repealed July 1, [2006] ~~§~~ → [2011] 2007 ← ~~§~~ .

66 Section 3. Section **63-55-219** is amended to read:

67 **63-55-219. Repeal dates, Title 19.**

68 (1) Title 19, Chapter 2, Air Conservation Act, is repealed July 1, 2009.

69 (2) Title 19, Chapter 3, Radiation Control Act, is repealed July 1, 2012.

70 (3) Title 19, Chapter 4, Safe Drinking Water Act, is repealed July 1, 2009.

71 (4) Title 19, Chapter 5, Water Quality Act, is repealed July 1, 2009.

72 (5) Title 19, Chapter 6, Part 1, Solid and Hazardous Waste Act, is repealed July 1,
73 2009.

74 (6) Title 19, Chapter 6, Part 3, Hazardous Substances Mitigation Act, is repealed July
75 1, 2010.

76 (7) Title 19, Chapter 6, Part 4, Underground Storage Tank Act, is repealed July 1,
77 2008.

78 (8) Title 19, Chapter 6, Part 6, Lead Acid Battery Disposal, is repealed July 1, [2006]
79 2016.

80 (9) Title 19, Chapter 6, Part 7, Used Oil Management Act, is repealed July 1, 2009.

81 (10) Title 19, Chapter 6, Part 8, Waste Tire Recycling Act, is repealed July 1, 2010.

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

83 **63-55-258. Repeal dates, Title 58.**

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

85 (2) Title 58, Chapter 13, Health Care Providers Immunity from Liability Act, is
86 repealed July 1, ~~§~~ → [2006] 2016 ← ~~§~~ .

87 (3) Title 58, Chapter 15, Health Facility Administrator Act, is repealed July 1, 2015.

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

89 (5) Title 58, Chapter 40, Recreational Therapy Practice Act, is repealed July 1, 2013.

90 (6) Title 58, Chapter 41, Speech-language Pathology and Audiology Licensing Act, is
91 repealed July 1, 2009.

92 (7) Title 58, Chapter 42a, Occupational Therapy Practice Act, is repealed July 1, 2015.

93 (8) Title 58, Chapter 46a, Hearing Instrument Specialist Licensing Act, is repealed July
94 1, 2013.

95 (9) Title 58, Chapter 47b, Massage Therapy Practice Act, is repealed July 1, 2014.

96 (10) Title 58, Chapter 49, Dietitian Certification Act, is repealed July 1, 2015.

97 (11) Title 58, Chapter 59, Professional Employer Organization Registration Act, is
98 repealed July 1, 2007.

99 [~~(12) Title 58, Chapter 71, Naturopathic Physician Practice Act, is repealed July 1,~~
100 ~~2006.~~]

101 [~~(13)~~ (12) Title 58, Chapter 72, Acupuncture Licensing Act, is repealed July 1, 2007.

102 Section 5. Section **63-55-262** is amended to read:

103 **63-55-262. Repeal dates, Title 62A.**

104 [~~(1) Section 62A-4a-202.7, Pilot Program for Differentiated Responses to Child Abuse~~
105 ~~and Neglect Reports, is repealed July 1, 2005.~~]

106 [~~(2)~~ Title 62A, Chapter 4a, Part 8, Safe Relinquishment of a Newborn Child, is
107 repealed July 1, 2006.

108 Section 6. Section **63-55-263** is amended to read:

109 **63-55-263. Repeal dates, Titles 63 to 63E.**

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

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

113 (3) The Resource Development Coordinating Committee, created in Section
114 63-38d-501, is repealed July 1, 2015.

115 (4) Title 63, Chapter 47, Utah Commission for Women and Families, is repealed July
116 1, [~~2006~~] 2011.

117 (5) Title 63, Chapter 75, Families, Agencies, and Communities Together for Children
118 and Youth At Risk Act, is repealed July 1, [~~2006~~] 2016.

119 (6) Title 63, Chapter 88, Navajo Trust Fund, is repealed July 1, 2008.

120 (7) Title 63, Chapter 99, Utah Commission on Aging, is repealed July 1, 2007.

121 (8) [~~Sections~~] (a) Section 63A-4-204 [~~and 63A-4-205~~], authorizing the Risk
 122 Management Fund to provide coverage to [~~nonstate entities, are~~] any public school district that
 123 chooses to participate, is repealed July 1, [2006] 2016.

124 (b) Section 63A-4-205, authorizing the Risk Management Fund to provide coverage to
 125 any local health department that chooses to participate, is repealed July 1, 2006.

126 (9) Section 63C-8-106, Rural residency training program, is repealed July 1, 2015.

127 Section 7. Section **63-55-278** is amended to read:

128 **63-55-278. Repeal dates, Title 78.**

129 (1) The Office of the Court Administrator, created in Section 78-3-23, is repealed July
 130 1, 2008.

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

133 (3) Alternative Dispute Resolution Act, created in Title 78, Chapter 31b, is repealed
 134 July 1, [2006] 2016.

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

137 Section 8. Section **63-55b-131** is amended to read:

138 **63-55b-131. Repeal dates, Title 31A.**

139 Section 31A-23a-415 is repealed July 1, [2006] 2011.

Legislative Review Note
as of 11-23-05 10:17 AM

Based on a limited legal review, this legislation has not been determined to have a high probability of being held unconstitutional.

Office of Legislative Research and General Counsel

Legislative Committee Note
as of 12-21-05 4:04 PM

The Legislative Management Committee recommended this bill.

Fiscal Note
Bill Number HB0043

Sunset Review and Reauthorizations

13-Jan-06

4:34 PM

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