

1 **UTAH INTERNATIONAL TRADE COMMISSION**

2 2006 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Sheryl L. Allen**

5 Senate Sponsor: Gregory S. Bell

7 **LONG TITLE**

8 **General Description:**

9 This bill creates a legislative commission to address international trade issues.

10 **Highlighted Provisions:**

11 This bill:

- 12 ▶ provides for a legislative commission to study policy issues concerning:
- 13 • international trade treaties' effects on the Legislature's regulation of state
 - 14 affairs;
 - 15 • creation of trade-related position in state government; and
 - 16 • the promotion of international trade relationships with Utah.

17 **Monies Appropriated in this Bill:**

18 None

19 **Other Special Clauses:**

20 None

21 **Utah Code Sections Affected:**

22 **ENACTS:**

23 **36-26-101**, Utah Code Annotated 1953

24 **36-26-102**, Utah Code Annotated 1953

25 **36-26-103**, Utah Code Annotated 1953

26 **36-26-104**, Utah Code Annotated 1953



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

29 Section 1. Section **36-26-101** is enacted to read:

30 **CHAPTER 26. UTAH INTERNATIONAL TRADE COMMISSION**

31 **36-26-101. Title.**

32 This chapter is known as the "Utah International Trade Commission."

33 Section 2. Section **36-26-102** is enacted to read:

34 **36-26-102. Utah International Trade Commission -- Creation -- Membership --**
35 **Chairs -- Per diem and expenses.**

36 (1) There is created the Utah International Trade Commission.

37 (2) The commission membership consists of 11 members of which:

38 (a) eight members to be appointed as follows:

39 (i) five members from the House of Representatives, appointed by the speaker of the
40 House of Representatives, no more than three from the same political party; and

41 (ii) three members from the Senate, appointed by the president of the Senate, no more
42 than two members from the same political party;

43 (b) two nonvoting members to be appointed by the governor; and

44 (c) the Utah Attorney General or designee, who is a nonvoting member.

45 (3) (a) The members appointed or reappointed by the governor shall serve two-year
46 terms.

47 (b) Notwithstanding the requirement of Subsection (3)(a), the governor shall, at the
48 time of appointment or reappointment, adjust the length of terms to ensure that the terms of
49 these members are staggered so that approximately half of the members are appointed or
50 reappointed under Subsection (3)(c) every two years;

51 (c) when a vacancy occurs among members appointed by the governor, the replacement
52 shall be appointed for the unexpired term; and

53 (d) one of the two members appointed by the governor shall be from a Utah industry
54 involved in international trade.

55 (4) Four members of the commission constitute a quorum.

56 (5) (a) The speaker of the House of Representatives shall designate a member of the
57 House of Representatives appointed under Subsection (2)(a) as a cochair of the commission.

58 (b) The president of the Senate shall designate a member of the Senate appointed under

59 Subsection (2)(a) as a cochair of the commission.

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

64 (b) Legislators on the commission receive compensation and expenses as provided by
65 law and legislative rule.

66 Section 3. Section **36-26-103** is enacted to read:

67 **36-26-103. Duties.**

68 The commission shall:

69 (1) comply with the rules of legislative interim committees unless those rules conflict
70 with this section;

71 (2) study and make recommendations to the Legislature concerning:

72 (a) the impact of international treaties adopted by the United States Senate on the
73 Legislature's constitutional powers to regulate state affairs, public and private;

74 (b) the creation, duties and powers, and oversight of a state trade representative or state
75 point of contact; and

76 (c) the promotion of international trade with Utah; and

77 (3) maintain active communication with:

78 (a) the United States trade representative's office;

79 (b) Utah's Congressional delegation;

80 (c) Utah's state trade representative or state point of contact, if created; and

81 (d) any other organization whose mission involves international trade in the United
82 States as the commission considers appropriate.

83 Section 4. Section **36-26-104** is enacted to read:

84 **36-26-104. Staff support.**

85 The Office of Legislative Research and General Counsel shall provide staff services to
86 the commission.

Legislative Review Note
as of 11-10-05 8:58 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

Interim Committee Note
as of 12-21-05 10:51 AM

The Public Utilities and Technology Interim Committee recommended this bill.

AMENDED NOTE

State Impact

Provisions of this bill requires eight legislators to participate as membership on the Utah International Trade Commission. If the commission meets four times each year, as provided by the bill, it estimated to cost \$9,200 from the General Fund. Those funds will be distributed \$3,500 to the Senate and \$5,700 to the House of Representatives. It is unknown at this time if the commission would host delegations from other countries or sponsor trade missions to other countries. If either happens additional funds would be required. Past experience has shown that between \$100,000 and \$300,000 was expended for trade missions sponsored by the State.

	<u>FY 2007</u> <u>Approp.</u>	<u>FY 2008</u> <u>Approp.</u>	<u>FY 2007</u> <u>Revenue</u>	<u>FY 2008</u> <u>Revenue</u>
General Fund	\$9,200	\$9,200	\$0	\$0
TOTAL	\$9,200	\$9,200	\$0	\$0

Individual and Business Impact

No fiscal impact.

Office of the Legislative Fiscal Analyst