

1 **SUNSET REVIEW AND REAUTHORIZATIONS**

2 2007 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Curtis S. Bramble**

5 House Sponsor: David Clark

6

7 **LONG TITLE**

8 **General Description:**

9 This bill reauthorizes certain state entities and programs that would otherwise sunset
10 before the 2008 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 2008 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 **63-55-213**, as last amended by Chapter 82, Laws of Utah 2006

23 **63-55-231**, as last amended by Chapter 117, Laws of Utah 2006

24 **63-55-235**, as last amended by Chapter 81, Laws of Utah 2005

25 **63-55-236**, as last amended by Chapter 362, Laws of Utah 2006

26 **63-55-258**, as last amended by Chapter 82, Laws of Utah 2006

27 **63-55-259**, as last amended by Chapters 232 and 289, Laws of Utah 2005



- 28 **63-55-263**, as last amended by Chapters 82 and 86, Laws of Utah 2006
- 29 **63-55-267**, as last amended by Chapters 142 and 362, Laws of Utah 2006
- 30 **63-55-278**, as last amended by Chapter 82, Laws of Utah 2006
- 31 **63-55b-126**, as last amended by Chapter 202, Laws of Utah 2006
- 32 **63-55b-153**, as last amended by Chapters 149, 201, 272 and 299, Laws of Utah 2006
- 33 **63-55b-178**, as last amended by Chapter 65, Laws of Utah 2004

34

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

36 Section 1. Section **63-55-213** is amended to read:

37 **63-55-213. Repeal dates, Title 13.**

38 Title 13, Chapter 16, Motor Fuel Marketing Act, is repealed July 1, ~~[2007]~~ 2012.

39 Section 2. Section **63-55-231** is amended to read:

40 **63-55-231. Repeal dates, Title 31A.**

41 (1) Section 31A-2-208.5, Comparison tables, is repealed July 1, 2010.

42 (2) Section 31A-2-217, Coordination with other states, is repealed July 1, 2013.

43 (3) Section 31A-22-315, Motor vehicle insurance reporting -- Penalty, is repealed July
44 1, 2010.

45 (4) Section 31A-22-625, Catastrophic coverage of mental health conditions, is repealed
46 July 1, 2011.

47 ~~[(5) Title 31A, Chapter 31, Insurance Fraud Act, is repealed July 1, 2007.]~~

48 Section 3. Section **63-55-235** is amended to read:

49 **63-55-235. Repeal dates, Title 35A.**

50 (1) Title 35A, Utah Workforce Services Code, is repealed July 1, 2015.

51 (2) Section 35A-3-114, the Displaced Homemaker Program, together with the
52 provision for funding that program contained in Subsection 17-16-21(2)(b), is repealed July 1,
53 ~~[2007]~~ 2012.

54 Section 4. Section **63-55-236** is amended to read:

55 **63-55-236. Repeal dates, Title 36.**

56 Sections 36-26-101 through 36-26-104 are repealed December 31, ~~[2007]~~ 2017.

57 Section 5. Section **63-55-258** is amended to read:

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

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

60 (2) Title 58, Chapter 13, Health Care Providers Immunity from Liability Act, is
61 repealed July 1, 2016.

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

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

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

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

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

68 (8) Title 58, Chapter 46a, Hearing Instrument Specialist Licensing Act, is repealed July
69 1, 2013.

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

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

72 [~~(11) Title 58, Chapter 59, Professional Employer Organization Registration Act, is~~
73 ~~repealed July 1, 2007.~~]

74 [~~(12)~~ (11) Title 58, Chapter 72, Acupuncture Licensing Act, is repealed July 1, [2007]
75 2017.

76 Section 6. Section **63-55-259** is amended to read:

77 **63-55-259. Repeal dates, Title 59.**

78 (1) Title 59, Chapter 1, Part 12, Legislative Intent, is repealed July 1, 2006.

79 (2) Section 59-9-102.5 is repealed December 31, 2010.

80 [~~(3) Section 59-10-530.5, Homeless Trust Account, is repealed July 1, 2007.~~]

81 Section 7. Section **63-55-263** is amended to read:

82 **63-55-263. Repeal dates, Titles 63 to 63E.**

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

84 (2) The Crime Victims' Reparations Board, created in Section 63-25a-404, is repealed
85 July 1, [2007] 2017.

86 (3) The Resource Development Coordinating Committee, created in Section
87 63-38d-501, is repealed July 1, 2015.

88 (4) Title 63, Chapter 38f, Part 4, Enterprise Zone Act, is repealed July 1, 2008.

89 (5) (a) Title 63, Chapter 38f, Part 11, Recycling Market Development Zone Act, is

90 repealed July 1, 2010.

91 (b) Sections 59-7-610 and 59-10-1007 regarding tax credits for certain persons in
92 recycling market development zones, are repealed for taxable years beginning on or after
93 January 1, 2011.

94 (c) Notwithstanding Subsection (5)(b), a person may not claim a tax credit under
95 Section 59-7-610 or 59-10-1007:

96 (i) for the purchase price of machinery or equipment described in Section 59-7-610 or
97 59-10-1007, if the machinery or equipment is purchased on or after July 1, 2010; or

98 (ii) for an expenditure described in Subsection 59-7-610(1)(b) or 59-10-1007(1)(b), if
99 the expenditure is made on or after July 1, 2010.

100 (d) Notwithstanding Subsections (5)(b) and (c), a person may carry forward a tax credit
101 in accordance with Section 59-7-610 or 59-10-1007 if:

102 (i) the person is entitled to a tax credit under Section 59-7-610 or 59-10-1007; and

103 (ii) (A) for the purchase price of machinery or equipment described in Section
104 59-7-610 or 59-10-1007, the machinery or equipment is purchased on or before June 30, 2010;
105 or

106 (B) for an expenditure described in Subsection 59-7-610(1)(b) or 59-10-1007(1)(b), the
107 expenditure is made on or before June 30, 2010.

108 (6) Title 63, Chapter 47, Utah Commission for Women and Families, is repealed July
109 1, 2011.

110 (7) Title 63, Chapter 75, Families, Agencies, and Communities Together for Children
111 and Youth At Risk Act, is repealed July 1, 2016.

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

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

114 (10) ~~(a)~~ Section 63A-4-204, authorizing the Risk Management Fund to provide
115 coverage to any public school district that chooses to participate, is repealed July 1, 2016.

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

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

119 Section 8. Section **63-55-267** is amended to read:

120 **63-55-267. Repeal dates, Title 67.**

121 (1) Section 67-1-15 is repealed December 31, ~~[2007]~~ 2017.

122 (2) Sections 67-1a-10 and 67-1a-11 creating the Commission on Civic and Character
123 Education and establishing its duties are repealed on July 1, 2011.

124 Section 9. Section **63-55-278** is amended to read:

125 **63-55-278. Repeal dates, Title 78.**

126 (1) The Office of the Court Administrator, created in Section 78-3-23, is repealed July
127 1, 2008.

128 (2) Foster care citizen review boards and steering committee, created in Title 78,
129 Chapter 3g, is repealed July 1, ~~[2007]~~ 2012.

130 (3) Alternative Dispute Resolution Act, created in Title 78, Chapter 31b, is repealed
131 July 1, 2016.

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

134 Section 10. Section **63-55b-126** is amended to read:

135 **63-55b-126. Repeal dates -- Title 26.**

136 (1) Section 26-38-4 is repealed January 1, 2009.

137 (2) Title 26, Chapter 46, ~~[“]Utah Health Care Workforce Financial Assistance~~
138 ~~Program,[“]~~ is repealed July 1, ~~[2007]~~ 2017.

139 Section 11. Section **63-55b-153** is amended to read:

140 **63-55b-153. Repeal dates -- Titles 53, 53A, and 53B.**

141 ~~[(1) Subsection 53-3-205(9)(a)(i)(D) is repealed July 1, 2007.]~~

142 ~~[(2)]~~ (1) Section 53-3-210 is repealed February 1, 2007.

143 ~~[(3) Subsection 53-3-804(2)(g) is repealed July 1, 2007.]~~

144 ~~[(4)]~~ (2) Section 53A-1-403.5 is repealed July 1, ~~[2007]~~ 2012.

145 ~~[(5)]~~ (3) Subsection 53A-1a-511(7)(c) is repealed July 1, 2007.

146 ~~[(6)]~~ (4) Section 53A-3-702 is repealed July 1, 2008.

147 ~~[(7)]~~ (5) Section 53A-6-112 is repealed July 1, 2009.

148 ~~[(8)]~~ (6) Section 53A-17a-152 is repealed July 1, 2010.

149 Section 12. Section **63-55b-178** is amended to read:

150 **63-55b-178. Repeal dates, Title 78.**

151 (1) Section 78-9-101, Practicing law without a license, is repealed May 3, ~~[2007]~~ 2012.

152 (2) Title 78, Chapter 60, Limitation of Judgments Against Governmental Entities Act,
153 is repealed December 31, 2004.

Legislative Review Note
as of 12-12-06 1:51 PM

Office of Legislative Research and General Counsel

Legislative Committee Note
as of 12-19-06 8:35 AM

The Legislative Management Committee recommended this bill.

S.B. 31 - Sunset Review and Reauthorizations

Fiscal Note

2007 General Session
State of Utah

State Impact

Enactment of this bill will not require additional appropriations.

Individual, Business and/or Local Impact

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for individuals, businesses, or local governments.

1/13/2007, 3:57:34 PM, Lead Analyst: Wardrop, T.

Office of the Legislative Fiscal Analyst