

**VOLUNTEER GOVERNMENT WORKERS ACT**

**DEFINITIONS**

2010 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Jackie Biskupski**

Senate Sponsor: Curtis S. Bramble

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**LONG TITLE**

**General Description:**

This bill modifies the Volunteer Government Workers Act by amending the definition of "compensatory service worker."

**Highlighted Provisions:**

This bill:

- ▶ amends the definition of the compensatory service worker to include a person who is performing public service as a condition, or as part of, incarceration, a plea, or sentencing; and
- ▶ makes technical changes.

**Monies Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**67-20-2**, as last amended by Laws of Utah 2002, Chapter 36

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

Section 1. Section **67-20-2** is amended to read:

**67-20-2. Definitions.**

As used in this chapter:

30 (1) "Agency" means:

31 (a) any department, institution, office, college, university, authority, division, board,  
32 bureau, commission, council, or other agency of the state;

33 (b) any county, city, town, school district, or special improvement or taxing district; or

34 (c) any other political subdivision.

35 (2) "Compensatory service worker" means~~[(a)]~~ any person who ~~[has been convicted~~

36 ~~of a criminal offense; (b) any youth who has been adjudged delinquent; or (c) any person or~~

37 ~~youth who: (i) has been diverted from the criminal or juvenile justice system; and (ii)]~~

38 performs a public service with or without compensation for an agency as a condition or part of

39 the ~~[person or youth's]~~ person's:

40 (a) incarceration;

41 (b) plea;

42 ~~[(A)]~~ (c) sentence;

43 ~~[(B)]~~ (d) diversion;

44 ~~[(C)]~~ (e) probation; or

45 ~~[(D)]~~ (f) parole.

46 (3) (a) "Volunteer" means any person who donates service without pay or other

47 compensation except expenses actually and reasonably incurred as approved by the

48 supervising agency.

49 (b) "Volunteer" does not include:

50 (i) any person participating in human subjects research to the extent that the

51 participation is governed by federal law or regulation inconsistent with this chapter; or

52 (ii) compensatory service workers.

53 (c) "Volunteer" includes a juror or potential juror appearing in response to a summons

54 for a trial jury or grand jury.

55 (4) "Volunteer safety officer" means an individual who:

56 (a) provides services as a volunteer under the supervision of an agency; and

57 (b) at the time the individual provides the services to the supervising agency described

58 in Subsection (4)(a), the individual is:

59 (i) exercising peace officer authority as provided in Section 53-13-102; or

60 (ii) if the supervising agency described in Subsection (4)(a) is a fire department:

61 (A) on the rolls of the supervising agency as a firefighter;

62 (B) not regularly employed as a firefighter by the supervising agency; and

63 (C) acting in a capacity that includes the responsibility for the extinguishment of fire.