

26 **63C-13-103**, Utah Code Annotated 1953

27 **63C-13-104**, Utah Code Annotated 1953

28 **63C-13-105**, Utah Code Annotated 1953

29 **63C-13-106**, Utah Code Annotated 1953

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

32 Section 1. Section **63C-13-101** is enacted to read:

33 **CHAPTER 13. PRISON RELOCATION AND DEVELOPMENT AUTHORITY ACT**

34 **63C-13-101. Title.**

35 This chapter is known as the "Prison Relocation and Development Authority Act."

36 Section 2. Section **63C-13-102** is enacted to read:

37 **63C-13-102. Definitions.**

38 As used in this chapter:

39 (1) "Authority" means the Prison Relocation and Development Authority, created in
40 Section 63C-13-103.

41 (2) "Prison relocation project" means a project or potential project to relocate the state
42 prison to another suitable location in the state in order to allow private development of the land
43 on which the state prison is presently located, subject to applicable local land use and other
44 ordinances.

45 Section 3. Section **63C-13-103** is enacted to read:

46 **63C-13-103. Creation of Prison Relocation and Development Authority --**

47 **Members.**

48 (1) There is created a prison relocation and development authority.

49 (2) (a) The authority consists of ~~Ŧ~~ **[nine] 10** ~~Ŧ~~ members.

50 (b) ~~Ŧ~~ **[Three] Two** ~~Ŧ~~ members of the authority shall be appointed by the legislative
50a body of the

51 municipality in whose boundary the prison property is presently located.

52 (c) ~~Ŧ~~ **[fi] Five] Three** ~~Ŧ~~ members of the authority shall be appointed by the governor.

53 ~~Ŧ~~ **[ii) At least one of the members appointed under Subsection (2)(c)(i) shall be from the**
54 **Governor's Office of Economic Development, at least one shall be from the Division of**
55 **Facilities Construction and Management, at least one shall be from the Department of**
56 **Corrections, and at least one shall be from the Governor's Office of Planning and Budget.]** ~~Ŧ~~

57 (d) One member shall be appointed by the Utah Association of Counties.

57a **§→ (e) Two members shall be members of the Senate appointed by the president of the Senate.**

57b **(f) Two members shall be members of the House of Representatives appointed by the**
 57c **speaker of the House of Representatives. ←§**

58 (3) Any vacancy shall be filled in the same manner under this section as the
 59 appointment of the member whose vacancy is being filled.

60 (4) Each member of the authority shall serve until a successor is duly appointed and
 61 qualified.

62 (5) A member may not receive compensation for service on the authority.

63 (6) A majority of members present at a meeting constitutes a quorum.

64 Section 4. Section **63C-13-104** is enacted to read:

65 **63C-13-104. Authority duties.**

66 **§→ [~~(1)~~ As provided in this chapter, the authority shall pursue the feasibility of various**
 67 **options to realize a prison relocation project.**

68 ~~——~~ ~~(2)~~ **(1) ←§** The authority shall:

69 (a) prepare and issue requests inviting interested persons to submit proposals regarding
 70 the fulfillment of a prison relocation project; and

71 (b) receive and evaluate any proposals received in response to a request under

72 Subsection **§→** [~~(2)~~] **(1) ←§** (a) **§→** [~~]~~ ;

72a **(c) review and evaluate any proposals relating to a prison relocation project that the**
 72b **executive branch submits; and**

72c **(d) complete its review and evaluation of proposals within 90 days after receiving**
 72d **proposals.**

73 ~~[(3)]~~ **(2)(a) ←§** Upon completing its evaluation of proposals submitted concerning a prison
 74 relocation project, the authority shall report the results of its evaluation and any
 75 recommendations to the **§→** [~~Legislative Management Committee and~~] **←§** governor.

75a **§→ (b) The process of the authority's issuing requests and reviewing and evaluating proposals**
 75b **is to provide a public forum for considering the feasibility of and proposals for a prison**
 75c **relocation project.**

75d **(c) The authority's recommendations under Subsection (2)(a) are advisory only.**

76 ~~[(4)]~~ **(3)(a) ←§** After **§→** [~~the authority makes a report under Subsection (3) and subject to~~
 76a **any**

77 **necessary legislation to implement a proposal, the governor may accept a proposal submitted to**
 78 **the authority without any further process to request and receive proposals for the prison**

79 relocation project] receiving the authority's report under Subsection (3), the governor shall
79a make a recommendation to the Legislative Management Committee with respect to any
79b implementation of a proposal for the prison relocation project ←§ .
79c §→ (b) The acceptance of a proposal and any implementation of a proposal for a prison
79d relocation project are subject to legislative approval. ←§

80 Section 5. Section **63C-13-105** is enacted to read:

81 **63C-13-105. Authority staff and expenses.**

82 The §→ [municipality in whose boundary the prison property is presently located]

82a Governor's Office of Planning and Budget ←§ shall:

83 (1) provide any necessary staff support for the authority; and

84 (2) cover authority expenses.

85 Section 6. Section **63C-13-106** is enacted to read:

86 **63C-13-106. No effect on local land use authority.**

87 Nothing in this chapter may be construed to limit or otherwise affect a municipality's