

**SUNSET REAUTHORIZATIONS**

2011 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Scott K. Jenkins**

House Sponsor: Brad L. Dee

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**LONG TITLE**

**General Description:**

This bill reauthorizes certain state entities and programs that would otherwise sunset before the 2012 or 2013 Annual General Session of the Utah Legislature.

**Highlighted Provisions:**

This bill:

- ▶ reauthorizes certain named state entities and programs that are scheduled to sunset before the 2012 or 2013 Annual General Session; and
- ▶ makes technical changes.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**63I-1-226**, as last amended by Laws of Utah 2010, Chapter 179

**63I-1-231**, as last amended by Laws of Utah 2010, Chapters 68 and 319

**63I-1-253**, as last amended by Laws of Utah 2010, Chapters 79, 160, and 319

**63I-1-261**, as last amended by Laws of Utah 2009, Chapter 334

**63I-1-263**, as last amended by Laws of Utah 2010, Chapters 319 and 358

**63I-1-269**, as last amended by Laws of Utah 2008, Chapter 384 and renumbered and



28 amended by Laws of Utah 2008, Chapter 382



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

31 Section 1. Section **63I-1-226** is amended to read:

32 **63I-1-226. Repeal dates, Title 26.**

33 (1) Title 26, Chapter 9f, Utah Digital Health Service Commission Act, is repealed July  
34 1, 2015.

35 (2) Section 26-18-12, Expansion of 340B drug pricing programs, is repealed July 1,  
36 2013.

37 (3) Title 26, Chapter 33a, Utah Health Data Authority Act, is repealed July 1, 2014.

38 (4) Section 26-21-23, Licensing of non-Medicaid nursing care facility beds, is repealed  
39 July 1, ~~[2011]~~ 2016.

40 (5) Title 26, Chapter 36a, Hospital Provider ~~[and]~~ Assessment Act, is repealed July 1,  
41 2013.

42 Section 2. Section **63I-1-231** is amended to read:

43 **63I-1-231. Repeal dates, Title 31A.**

44 (1) Section 31A-2-208.5, Comparison tables, is repealed July 1, 2015.

45 (2) Section 31A-2-217, Coordination with other states, is repealed July 1, 2013.

46 ~~[(3) Section 31A-22-625, Catastrophic coverage of mental health conditions, is~~  
47 ~~repealed July 1, 2011.]~~

48 ~~[(4)]~~ (3) Title 31A, Chapter 42a, Utah Statewide Risk Adjuster Act, is repealed July 1,  
49 2016.

50 Section 3. Section **63I-1-253** is amended to read:

51 **63I-1-253. Repeal dates, Titles 53, 53A, and 53B.**

52 The following provisions are repealed on the following dates:

53 (1) Section 53-3-232, Conditional licenses, is repealed July 1, 2015.

54 (2) Title 53A, Chapter 1a, Part 6, Public Education Job Enhancement Program is  
55 repealed July 1, 2020.

56 (3) Title 53A, Chapter 1a, Part 9, Voluntary Extended-day Kindergarten Program, is  
57 repealed July 1, 2011.

58 (4) Section 53A-2-118.3 is repealed December 31, 2016.

59 (5) The State Instructional Materials Commission, created in Section 53A-14-101, is  
60 repealed July 1, [2011] 2016.

61 (6) Subsections 53A-16-107(3) and (4) are repealed December 31, 2016.

62 (7) Section 53A-16-107.1 is repealed December 31, 2016.

63 (8) Section 53A-17a-163, Performance-based Compensation Pilot Program is repealed  
64 July 1, 2011.

65 (9) Subsection 53C-3-203(5), which provides for the distribution of money from the  
66 Land Exchange Distribution Account to the Geological Survey for test wells, other hydrologic  
67 studies, and air quality monitoring in the West Desert, is repealed July 1, 2020.

68 Section 4. Section **63I-1-261** is amended to read:

69 **63I-1-261. Repeal dates, Title 61.**

70 [~~Title 61, Chapter 1, Utah Uniform Securities Act, is repealed July 1, 2011.~~]

71 Section 5. Section **63I-1-263** is amended to read:

72 **63I-1-263. Repeal dates, Titles 63 to 63M.**

73 (1) Section 63A-4-204, authorizing the Risk Management Fund to provide coverage to  
74 any public school district which chooses to participate, is repealed July 1, 2016.

75 (2) Section 63A-5-603, State Facility Energy Efficiency Fund, is repealed July 1, 2016.

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

77 (4) Subsection 63G-6-502(5)(b)(ii) authorizing certain transportation agencies to award  
78 a contract for a design-build transportation project in certain circumstances, is repealed July 1,  
79 2015.

80 (5) The Resource Development Coordinating Committee, created in Section  
81 63J-4-501, is repealed July 1, 2015.

82 (6) Title 63M, Chapter 1, Part 4, Enterprise Zone Act, is repealed July 1, 2018.

83 (7) (a) Title 63M, Chapter 1, Part 11, Recycling Market Development Zone Act, is  
84 repealed July 1, 2020.

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

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

90 (i) for the purchase price of machinery or equipment described in Section 59-7-610 or  
91 59-10-1007, if the machinery or equipment is purchased on or after July 1, 2010; or

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

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

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

97 (ii) (A) for the purchase price of machinery or equipment described in Section  
98 59-7-610 or 59-10-1007, the machinery or equipment is purchased on or before June 30, 2010;  
99 or

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

102 [~~8~~] Title 63M, Chapter 7, Part 4, Sentencing Commission, is repealed January 1,  
103 2012.]

104 [~~9~~] (8) The Crime Victim Reparations Board, created in Section 63M-7-504, is  
105 repealed July 1, 2017.

106 [~~10~~] (9) Title 63M, Chapter 8, Utah Commission for Women and Families Act, is  
107 repealed July 1, 2011.

108 [~~11~~] (10) Title 63M, Chapter 9, Families, Agencies, and Communities Together for  
109 Children and Youth At Risk Act, is repealed July 1, 2016.

110 [~~12~~] (11) Title 63M, Chapter 11, Utah Commission on Aging, is repealed July 1,  
111 2012.

112 Section 6. Section **63I-1-269** is amended to read:

113 **63I-1-269. Repeal dates, Title 69.**

114 Section 69-2-5.6, Emergency services telecommunications charge to fund statewide  
115 unified E-911 emergency service, is repealed July 1, [~~2011~~] 2021.

# FISCAL NOTE

S.B. 86

SHORT TITLE: **Sunset Reauthorizations**

SPONSOR: **Jenkins, S.**

2011 GENERAL SESSION, STATE OF UTAH

STATE GOVERNMENT (UCA 36-12-13(2)(b))

Enactment of this bill likely will not materially impact the state budget.

LOCAL GOVERNMENTS (UCA 36-12-13(2)(c))

Enactment of this bill likely will not result in direct, measurable costs for local governments.

DIRECT EXPENDITURES BY UTAH RESIDENTS AND BUSINESSES (UCA 36-12-13(2)(d))

Enactment of this bill likely will not result in direct, measurable expenditures by Utah residents or businesses.