

- 28 9-1-802, as last amended by Laws of Utah 1996, Chapter 242
- 29 9-1-803, as last amended by Laws of Utah 2010, Chapter 286
- 30 9-1-805, as enacted by Laws of Utah 1994, Chapter 119
- 31 9-1-806, as enacted by Laws of Utah 1994, Chapter 119
- 32 9-1-808, as enacted by Laws of Utah 1994, Chapter 119
- 33 9-1-809, as last amended by Laws of Utah 2009, Chapter 59
- 34 9-1-810, as last amended by Laws of Utah 2012, Chapter 212

35 REPEALS AND REENACTS:

36 9-1-811, as enacted by Laws of Utah 1994, Chapter 119

37 REPEALS:

38 9-1-807, as enacted by Laws of Utah 1994, Chapter 119



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

41 Section 1. Section 9-1-802 is amended to read:

42 **9-1-802. Definitions.**

43 (1) "Act" means the National Community and Service Trust Act of 1993, 42 U.S.C.  
44 12501 et seq.

45 (2) "Commission" means the Utah Commission on [~~Volunteers~~] Service and  
46 Volunteerism created in Section 9-1-803.

47 (3) "Corporation" means the Corporation for National and Community Service  
48 described in the act.

49 Section 2. Section 9-1-803 is amended to read:

50 **9-1-803. Creation -- Members -- Appointment -- Terms -- Vacancies -- Per diem**  
51 **and expenses.**

52 (1) There is created the Utah Commission on [~~Volunteers~~] Service and Volunteerism  
53 consisting of [~~the following 25~~] ~~H~~→ [17] 19 ←~~H~~ voting members[:] and one nonvoting member.

54 (2) The ~~H~~→ [17] 19 ←~~H~~ voting members of the commission are:

55 (a) the lieutenant governor;

56 ~~H~~→ [f] (b) **the commissioner of higher education or the commissioner's designee;** [j]←~~H~~

57 [~~c~~] ~~H~~→ [~~b~~] c ←~~H~~ the state superintendent of public instruction or the superintendent's  
57a designee;

58 ~~H~~→ [~~c~~] d ←~~H~~ the executive director of the Department of Heritage and Arts or the  
58a executive

59 director's designee;

60 ~~Ĥ~~→ [(~~4~~)] e ←~~Ĥ~~ nine members appointed by the governor as follows:

61 (i) an individual with expertise in the educational, training, and developmental needs of  
62 youth, particularly disadvantaged youth;

63 (ii) an individual with experience in promoting the involvement of older adults in  
64 [~~service and volunteerism~~] volunteer service;

65 (iii) a representative of a community-based [~~agencies or community-based~~  
66 ~~organizations~~] agency or organization within the state;

67 (iv) a representative of [~~local governments in the state~~] local government;

68 (v) a representative of a local labor [~~organizations~~] organization in the state;

69 (vi) a representative of business;

70 (vii) an individual between the ages of 16 and 25 who [~~is a participant or supervisor~~]  
71 participates in a volunteer or service program;

72 (viii) a representative of a national service program; and

73 (ix) a representative of the [~~corporation as a nonvoting, ex officio member~~] volunteer  
74 sector; and

75 ~~Ĥ~~→ [(~~6~~)] f ←~~Ĥ~~ [~~4~~] ~~Ĥ~~→ [~~five~~] six ←~~Ĥ~~ members appointed by the governor from  
75a among the following groups:

76 (i) local educators;

77 (ii) experts in the delivery of human, educational, cultural, environmental, or public  
78 safety services to communities and individuals;

79 (iii) representatives of Native American tribes;

80 (iv) representatives of organizations that assist out-of-school youth or other at-risk  
81 youth; [~~and~~] or

82 (v) representatives of entities that receive assistance under the Domestic Volunteer  
83 Service Act of 1973, 42 U.S.C. 4950 et seq.

84 (3) The nonvoting member of the commission is the state representative of the  
85 corporation.

86 [(~~2~~)] (4) (a) In appointing persons to serve on the commission, the governor shall  
87 ensure that:

88 (i) no more than [~~4~~] ~~Ĥ~~→ [~~nine~~] 10 ←~~Ĥ~~ voting members of the commission are members  
88a of the same

89 political party; and

90 (ii) no more than [~~six~~] ~~H~~→ **[four] five** ←~~H~~ voting members of the commission are state  
 90a government  
 91 employees.

92 (b) In appointing persons to serve on the commission, the governor shall strive for  
 93 balance on the commission according to race, ethnicity, age, gender, and disability  
 94 characteristics.

95 [~~3~~] (5) (a) Except as required by Subsection [~~3~~] (5)(b), as terms of current  
 96 commission members expire, the governor shall appoint each new member or reappointed  
 97 member to a three-year term.

98 (b) Notwithstanding the requirements of Subsection [~~3~~] (5)(a), the governor shall, at  
 99 the time of appointment or reappointment, adjust the length of terms to ensure that the terms of  
 100 commission members are staggered so that approximately one-third of the commission is  
 101 appointed every year.

102 [~~4~~] (6) When a vacancy occurs in the membership [~~for any reason~~], the replacement  
 103 shall be appointed for the unexpired term.

104 [~~5~~] (7) A member appointed by the governor may not serve more than two  
 105 consecutive terms.

106 [~~6~~] (8) A member may not receive compensation or benefits for the member's service,  
 107 but may receive per diem and travel expenses in accordance with:

108 (a) Section 63A-3-106;

109 (b) Section 63A-3-107; and

110 (c) rules made by the Division of Finance pursuant to Sections 63A-3-106 and  
 111 63A-3-107.

112 [~~(7) (a) The lieutenant governor is the chair of the commission.~~]

113 [~~(b) The commission shall select a vice chair from among its members.~~]

114 Section 3. Section **9-1-805** is amended to read:

115 **9-1-805. Election of officers.**

116 [~~The officers of the commission shall be chair, vice chair, secretary, and treasurer. All~~  
 117 ~~officers shall be elected by the voting commission members from among the members of the~~  
 118 ~~commission and] (1) The voting members of the commission shall elect a chair and a  
 119 vice-chair from among the voting members of the commission.~~

120 (2) The chair and vice-chair shall serve for a term of one year. [~~Vacancies in any office~~