

Representative Patrice M. Arent proposes the following substitute bill:

SUBMITTING GOVERNMENTAL REPORTS

2013 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Patrice M. Arent

Senate Sponsor: Todd Weiler

LONG TITLE

General Description:

This bill revises requirements relating to the submission of governmental reports.

Highlighted Provisions:

This bill:

- ▶ repeals and reenacts a provision dealing with the manner of submitting governmental reports;
- ▶ requires a governmental entity submitting a report to the Legislature or a legislative committee to:
 - submit the report electronically;
 - provide a printed copy of the report, but only as requested; and
 - provide the report electronically to others;
- ▶ specifies the method of submitting required reports to the state auditor;
- ▶ provides that those requirements supersede other statutory provisions specifying the manner of submitting reports; and
- ▶ modifies the manner of submitting reports to the governor.

Money Appropriated in this Bill:

None

Other Special Clauses:



26 None

27 **Utah Code Sections Affected:**

28 REPEALS AND REENACTS:

29 **68-3-14**, as last amended by Laws of Utah 2010, Chapter 254



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

32 Section 1. Section **68-3-14** is repealed and reenacted to read:

33 **68-3-14. Submitting reports to the Legislature, governor, and state auditor.**

34 (1) As used in this section:

35 (a) "Governmental entity" means:

36 (i) the state or any department, division, agency, or other instrumentality of the state; or

37 (ii) a political subdivision of the state.

38 (b) "Legislative committee" means a standing, interim, or other committee of the

39 Legislature.

40 (c) "Required annual report" means a written annual report that a governmental entity

41 is required by statute to submit to the governor, whether or not the governmental entity is also

42 required to submit the report to someone other than the governor.

43 (d) "Required financial report" means a written report that a governmental entity is

44 required by statute to submit to the state auditor.

45 (e) "Specified report" means:

46 (i) a written annual or other report that a governmental entity is required by statute to

47 submit to the Legislature or a legislative committee, whether or not the governmental entity is

48 also required to submit the report to someone other than the Legislature or ~~H~~→ a ←~~H~~ legislative

49 committee; or

50 (ii) a written report that a governmental entity submits to the Legislature or a

51 legislative committee without a statutory requirement to do so.

52 (2) A governmental entity may fulfill a statutory requirement to submit a required

53 annual report to the governor by:

54 (a) sending the governor:

55 (i) an executive summary of the report, highlighting the contents of the report; and

56 (ii) (A) the address of an electronic copy of the report; or

57 (B) a hard copy of the report; and

58 (b) providing an electronic copy of the report on the state's Internet web site.

59 (3) In order to submit a specified report to the Legislature or a legislative committee, a
60 governmental entity shall:

61 (a) electronically submit the report to:

62 (i) each member of the Legislature, if the governmental entity submits the report to the
63 Legislature; or

64 (ii) each member of the legislative committee, if the governmental entity submits the
65 report to a legislative committee;

66 (b) provide a printed copy of the report to each member of the Legislature who requests
67 a printed copy, but only if one or more members request a printed copy and only to the one or
68 more members who request a printed copy;

69 (c) (i) post an electronic copy of the report on the state's Internet web site, if the
70 governmental entity is the state or a department, division, agency, or other instrumentality of
71 the state; or

72 (ii) post an electronic copy of the report on the Internet web site of the governmental
73 entity, if the governmental entity is a political subdivision that has an Internet web site; and

74 (d) submit an electronic copy of the report to the director of the Office of Legislative
75 Research and General Counsel, if the governmental entity submits the report to the Legislature.

76 (4) In order to submit a required financial report to the state auditor, a governmental
77 entity shall:

78 (a) submit the report electronically to the state auditor, in the manner prescribed by the
79 state auditor; and

80 (b) provide a printed copy of the report to the state auditor, but only if the state auditor
81 requests a printed copy.

82 (5) Subsections (3) and (4) supersede any other statutory provision specifying the
83 manner of a governmental entity submitting:

84 (a) a specified report to the Legislature or a legislative committee; and

85 (b) a required financial report to the state auditor.

85a **⚠→ (6) Nothing in this section may be construed to require the disclosure of a report or**
85b **information in a report that is not subject to disclosure under Title 63G, Chapter 2,**
85c **Government Records Access and Management Act, or other applicable law. ←⚠**