

SB0083S01 compared with SB0083

~~{deleted text}~~ shows text that was in SB0083 but was deleted in SB0083S01.

inserted text shows text that was not in SB0083 but was inserted into SB0083S01.

DISCLAIMER: This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Senator Todd Weiler proposes the following substitute bill:

LIMITATIONS ON OUTSIDE EMPLOYMENT BY GOVERNMENT EMPLOYEE

2013 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Todd Weiler

House Sponsor: _____

LONG TITLE

General Description:

This bill amends and adds provisions to Title 67, Chapter 25, General Requirements for State Officers and Employees.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ ~~{requires the office of an executive branch elected official to make rules placing restrictions on}~~ prohibits certain types of outside employment by an employee who is under the direction or control of ~~{the}~~ an executive branch elected official ~~{;~~
→ ~~establishes requirements for the rules described in the preceding paragraph;~~

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~~requires that certain management level employees shall be subject to the same restrictions on outside employment as a career service employee}; and~~

- ▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

67-25-102, as enacted by Laws of Utah 2011, Chapter 442

ENACTS:

67-25-301, Utah Code Annotated 1953

67-25-302, Utah Code Annotated 1953

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

Section 1. Section **67-25-102** is amended to read:

67-25-102. Definitions.

As used in this chapter~~[-"state"]~~:

(1) "Career service employee" is as defined in Section 67-19-3.

(2) "Executive branch elected official" means:

(a) the governor;

(b) the lieutenant governor;

(c) the attorney general;

(d) the state treasurer; or

(e) the state auditor.

(3) "Executive branch official" means an individual who:

(a) is a management level employee of an executive branch elected official; and

(b) is not a career service employee.

(4) "State agency" means a department, division, board, council, committee, institution, office, bureau, or other similar administrative unit of the executive branch of state government.

Section 2. Section **67-25-301** is enacted to read:

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Part 3. Restrictions on Outside Employment

67-25-301. Title.

This part is known as "Restrictions on Outside Employment."

Section 3. Section **67-25-302** is enacted to read:

67-25-302. Restrictions on outside employment by executive branch employees.

~~(1) The office of an executive branch elected official shall make rules, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, placing restrictions on outside employment by an~~ An employee who is under the direction or control of ~~the~~ an executive branch elected official~~.~~

~~(2) The rules described~~ may not engage in ~~Subsection (1) shall prevent~~ outside employment that:

~~(a) constitutes~~

~~(a) a conflict of interest~~ ~~or that otherwise~~

~~(b) interferes with the ability of~~ an ~~the~~ employee to fulfill the employee's job responsibilities:

~~(b) constitutes~~ the ~~practice~~ provision of ~~law; or~~

~~(c) political services, political consultation, or lobbying; or~~

~~(d) interferes with the hours that the employee is expected to perform work under the direction or control of an executive branch elected official, unless the employee takes authorized personal leave during the time that the person engages in the outside employment.~~

~~(3) 2~~ An executive branch official shall be subject to the same restrictions on outside employment as a career service employee.

~~(4) 3~~ This section does not prohibit an ~~executive branch official~~ employee from advocating the position of the state office that employs the ~~executive branch official~~ employee regarding legislative action or other government action.

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Legislative Review Note

~~as of 2-12-13 6:56 PM~~

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~~Office of Legislative Research and General Counsel~~