

WOMEN IN THE ECONOMY COMMISSION

2014 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Jennifer M. Seelig

Senate Sponsor: Curtis S. Bramble

LONG TITLE

General Description:

This bill modifies the Utah Workforce Services Code to enact the Women in the Economy Commission Act.

Highlighted Provisions:

This bill:

▶ enacts the Women in the Economy Commission Act, including:

- defining terms;
- creating the commission;
- establishing the purposes, powers, and duties of the commission; and
- requiring reporting; and

▶ provides a sunset date.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

63I-1-235, as last amended by Laws of Utah 2013, Chapter 278

ENACTS:

35A-11-101, Utah Code Annotated 1953



- 28 [35A-11-102](#), Utah Code Annotated 1953
- 29 [35A-11-201](#), Utah Code Annotated 1953
- 30 [35A-11-202](#), Utah Code Annotated 1953
- 31 [35A-11-203](#), Utah Code Annotated 1953



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

34 Section 1. Section **35A-11-101** is enacted to read:

35 **CHAPTER 11. WOMEN IN THE ECONOMY COMMISSION ACT**

36 **Part 1. General Provisions**

37 **35A-11-101. Title.**

38 This chapter is known as the "Women in the Economy Commission Act."

39 Section 2. Section **35A-11-102** is enacted to read:

40 **35A-11-102. Definitions.**

41 As used in this chapter:

42 (1) "Commission" means the Women in the Economy Commission created in Section
43 [35A-11-201](#).

44 (2) "State institution of higher education" is as defined in Section [53B-3-102](#).

45 Section 3. Section **35A-11-201** is enacted to read:

46 **Part 2. Commission**

47 **35A-11-201. Women in the Economy Commission created.**

48 (1) There is created within the department a commission known as the "Women in the
49 Economy Commission."

50 (2) The commission shall consist of 11 members as follows:

51 (a) one senator appointed by the president of the Senate;

52 (b) one senator appointed by the minority leader of the Senate;

53 (c) one representative appointed by the speaker of the House of Representatives;

54 (d) one representative appointed by the minority leader of the House of

55 Representatives;

56 (e) the executive director of the department, or the executive director's designee; and

57 (f) six members appointed by the governor as follows:

58 (i) a representative of a business with fewer than 50 employees that has been awarded

59 for work flexibility or work-life balance;

60 (ii) a representative of a business with 50 or more employees, but fewer than 500
 61 employees, that has been awarded for work flexibility or work-life balance;

62 (iii) a representative of a business with 500 or more employees that has been awarded
 63 for work flexibility or work-life balance;

64 (iv) an individual who has experience in demographic work and is employed by a state
 65 institution of higher education;

66 (v) one individual from a nonprofit organization that addresses issues related to
 67 domestic violence; and

68 (vi) one individual with managerial experience with ~~H→~~ **[labor unions]**
 68a **organized labor** ~~←H~~ .

69 (3) H→ [(a) A member appointed under Subsection (2)(f) shall serve for a four-year term;

70 ~~—— (b) Notwithstanding the term requirements of Subsection (3)(a), the governor may~~
 71 ~~adjust the length of the commission members' terms to ensure that the terms are staggered so~~
 72 ~~that approximately one-half of the members are appointed under Subsection (2)(f) each year.~~

73 ~~—— (e) (a) ←H~~ When a vacancy occurs in a position appointed by the governor under
 73a Subsection

74 (2)(f), the governor shall appoint a person to fill the vacancy ~~H→~~ **[for the unexpired term of the**
 75 **commission member being replaced]** ~~←H~~ .

76 ~~H→ [(d)] (b) ←H~~ Members appointed under Subsection (2)(f) may be removed by the
 76a governor for
 77 cause.

78 ~~H→ [(e)] (c) ←H~~ A member appointed under Subsection (2)(f) shall be removed from the
 79 commission and replaced by the governor if the member is absent for three consecutive
 80 meetings of the commission without being excused by the chair of the commission.

81 ~~H→ [(f)] (d) ←H~~ A member serves until the member's successor is appointed and qualified.

82 (4) In appointing the members under Subsection (2)(f), the governor shall:

83 (a) take into account the geographical makeup of the commission; and

84 (b) strive to appoint members who are knowledgeable or have an interest in issues
 85 related to women in the economy.

86 (5) (a) The commission shall select two members to serve as cochairs ~~H→~~ **[:] , one of**
 86a **which shall be a legislator.**

87 ~~[(i) one cochair shall be from the public sector; and~~

88 ~~—— (ii) one cochair shall be from the private sector.] ←H~~

89 (b) Subject to the other provisions of this Subsection (5), the cochairs are responsible

90 for the call and conduct of meetings.

91 (c) The cochairs shall call and hold meetings of the commission at least every two
92 months.

93 (d) One of the bimonthly meetings described in Subsection (5)(c) shall be held while
94 the Legislature is convened in its annual general session.

95 (e) One or more additional meetings may be called upon request by a majority of the
96 commission's members.

97 (6) (a) A majority of the members of the commission constitutes a quorum.

98 (b) The action of a majority of a quorum constitutes the action of the commission.

99 (7) ~~H~~→ (a) ←~~H~~ A member ~~H~~→ of the commission described in Subsection (2)(e)
99a or (f) ←~~H~~ may not receive compensation or benefits for the member's service, but
100 may receive per diem and travel expenses in accordance with:

101 ~~H~~→ [~~a~~] (i) ←~~H~~ Section 63A-3-106;

102 ~~H~~→ [~~b~~] (ii) ←~~H~~ Section 63A-3-107; and

103 ~~H~~→ [~~c~~] (iii) ←~~H~~ rules made by the Division of Finance pursuant to

103a Sections 63A-3-106 and

104 63A-3-107.

104a ~~H~~→ **(b) Compensation and expenses of a member who is a legislator are governed by Section**
104b **36-2-2 and Legislative Joint Rules, Title 5, Legislative Compensation and Expenses.** ←~~H~~

105 (8) The department shall provide staff support to the commission.

106 Section 4. Section 35A-11-202 is enacted to read:

107 **35A-11-202. Purpose -- Powers and duties of the commission.**

108 (1) The commission's purpose is to:

109 (a) increase public and government understanding of the current and future impact and
110 needs of the state's women in the economy and how those needs may be most effectively and
111 efficiently met;

112 (b) identify and recommend implementation of specific policies, procedures, and
113 programs to respond to the rights, needs, and impact of women in the economy; and

114 (c) facilitate coordination of the functions of public and private entities concerned with
115 women in the economy.

116 (2) The commission shall:

117 (a) facilitate the communication and coordination of public and private entities that
118 provide services to women or protect the rights of women;

119 (b) study, evaluate, and report on the status and effectiveness of policies, procedures,
120 and programs that provide services to women or protect the rights of women;

- 121 (c) study and evaluate the policies, procedures, and programs implemented by other
122 states that address the needs of women in the economy or protect the rights of women;
- 123 (d) facilitate and conduct the research and study of issues related to women in the
124 economy;
- 125 (e) provide a forum for public comment on issues related to women in the economy;
- 126 (f) provide public information on women in the economy and the services available to
127 women; and
- 128 (g) encourage state and local governments to analyze, plan, and prepare for the impact
129 of women in the economy on services and operations.
- 130 (3) To accomplish its duties, the commission may:
- 131 (a) request and receive from a state or local government agency or institution summary
132 information relating to women in the economy, including:
- 133 (i) reports;
- 134 (ii) audits;
- 135 (iii) projections; and
- 136 (iv) statistics;
- 137 (b) apply for and accept grants or donations for uses consistent with the duties of the
138 commission from public or private sources; and
- 139 (c) appoint one or more special committees to advise and assist the commission.
- 140 (4) Money received under Subsection (3)(b) shall be:
- 141 (a) accounted for and expended in compliance with the requirements of federal and
142 state law; and
- 143 (b) continuously available to the commission to carry out the commission's duties.
- 144 (5) (a) A member of a special committee described in Subsection (3)(c):
- 145 (i) shall be appointed by the commission;
- 146 (ii) may be:
- 147 (A) a member of the commission; or
- 148 (B) an individual from the private or public sector; and
- 149 (iii) notwithstanding Section 35A-11-201, may not receive reimbursement or pay for
150 any work done in relation to the special committee.
- 151 (b) A special committee described in Subsection (3)(c) shall report to the commission

152 on the progress of the special committee.

153 Section 5. Section **35A-11-203** is enacted to read:

154 **35A-11-203. Annual report.**

155 (1) The commission shall annually prepare and publish a report directed to the:

156 (a) governor;

157 (b) Education Interim Committee;

158 (c) Economic Development and Workforce Services Interim Committee;

159 (d) Executive Appropriations Committee;

160 (e) Legislative Management Committee;

161 (f) Business, Economic Development, and Labor Appropriations Subcommittee; and

162 (g) State Council on Workforce Services.

163 (2) The report described in Subsection (1) shall:

164 (a) describe how the commission fulfilled its statutory purposes and duties during the
165 year; and

166 (b) contain recommendations on how the state should act to address issues relating to
167 women in the economy.

168 Section 6. Section **63I-1-235** is amended to read:

169 **63I-1-235. Repeal dates, Title 35A.**

170 (1) Title 35A, Utah Workforce Services Code, is repealed July 1, 2015.

171 (2) Title 35A, Chapter 8, Part 7, Utah Housing Corporation Act, is repealed July 1,
172 2016.

173 (3) Title 35A, Chapter 8, Part 18, Transitional Housing and Community Development
174 Advisory Council, is repealed July 1, 2014.

175 (4) Title 35A, Chapter 11, Women in the Economy Commission Act, is repealed July
176 1, 2016.

Legislative Review Note
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Office of Legislative Research and General Counsel