

## HB0064S01 compared with HB0064

~~text~~ shows text that was in HB0064 but was deleted in HB0064S01.

text shows text that was not in HB0064 but was inserted into HB0064S01.

**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.

Representative Jack R. Draxler proposes the following substitute bill:

### UTAH HISTORY DAY

2014 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Jack R. Draxler**

Senate Sponsor: \_\_\_\_\_

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#### LONG TITLE

##### General Description:

This bill modifies Title 63G, Chapter 1, State Symbols and Designations, by designating Utah History Day at the Capitol and modifies Title 9, Chapter 8, Part 2, Division of State History, by requiring the Division of State History to administer the Utah History Day program.

##### Highlighted Provisions:

This bill:

- ▶ requires the Division of State History to promote, coordinate, and administer the Utah History Day program and Utah History Day at the Capitol;
- ▶ designates the first Friday after the fourth Monday in January as Utah History Day at the Capitol; and
- ▶ makes technical changes.

## HB0064S01 compared with HB0064

### Money Appropriated in this Bill:

~~{None}~~ This bill appropriates for fiscal year 2015:

▶ to the Department of Heritage and Arts - State History - History Projects, as an ongoing appropriation:

- from the General Fund, \$75,000.

### Other Special Clauses:

~~{None}~~ This bill provides an effective date.

### Utah Code Sections Affected:

AMENDS:

**9-8-203**, as last amended by Laws of Utah 2010, Chapter 111

**63G-1-401**, as last amended by Laws of Utah 2013, Chapter 214

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

Section 1. Section **9-8-203** is amended to read:

**9-8-203. Division duties.**

- (1) The division shall:
- (a) stimulate research, study, and activity in the field of Utah history and related history;
  - (b) maintain a specialized history library;
  - (c) mark and preserve historic sites, areas, and remains;
  - (d) collect, preserve, and administer historical records relating to the history of Utah;
  - (e) administer, collect, preserve, document, interpret, develop, and exhibit historical artifacts, documentary materials, and other objects relating to the history of Utah for educational and cultural purposes;
  - (f) edit and publish historical records;
  - (g) cooperate with local, state, and federal agencies and schools and museums to provide coordinated and organized activities for the collection, documentation, preservation, interpretation, and exhibition of historical artifacts related to the state;
  - (h) promote, coordinate, and administer:
  - (i) Utah History Day at the Capitol designated under Section 63G-1-401; and
  - (ii) the Utah History Day program affiliated with National History Day, which includes

## HB0064S01 compared with HB0064

a series of regional, state, and national activities and competitions for students from grades 4 through 12;

~~[(h)]~~ (i) provide grants and technical assistance as necessary and appropriate; and

~~[(f)]~~ (j) comply with the procedures and requirements of Title 63G, Chapter 4, Administrative Procedures Act, in its adjudicative proceedings.

(2) The division may acquire or produce reproductions of historical artifacts and documentary materials for educational and cultural use.

(3) To promote an appreciation of Utah history and to increase heritage tourism in the state, the division shall:

(a) (i) create and maintain an inventory of all historic markers and monuments that are accessible to the public throughout the state;

(ii) enter into cooperative agreements with other groups and organizations to collect and maintain the information needed for the inventory;

(iii) encourage the use of volunteers to help collect the information and to maintain the inventory;

(iv) publicize the information in the inventory in a variety of forms and media, especially to encourage Utah citizens and tourists to visit the markers and monuments;

(v) work with public and private landowners, heritage organizations, and volunteer groups to help maintain, repair, and landscape around the markers and monuments; and

(vi) make the inventory available upon request to all other public and private history and heritage organizations, tourism organizations and businesses, and others;

(b) (i) create and maintain an inventory of all active and inactive cemeteries throughout the state;

(ii) enter into cooperative agreements with local governments and other groups and organizations to collect and maintain the information needed for the inventory;

(iii) encourage the use of volunteers to help collect the information and to maintain the inventory;

(iv) encourage cemetery owners to create and maintain geographic information systems to record burial sites and encourage volunteers to do so for inactive and small historic cemeteries;

(v) publicize the information in the inventory in a variety of forms and media,

## HB0064S01 compared with HB0064

especially to encourage Utah citizens to participate in the care and upkeep of historic cemeteries;

(vi) work with public and private cemeteries, heritage organizations, genealogical groups, and volunteer groups to help maintain, repair, and landscape cemeteries, grave sites, and tombstones; and

(vii) make the inventory available upon request to all other public and private history and heritage organizations, tourism organizations and businesses, and others; and

(c) (i) create and maintain a computerized record of cemeteries and burial locations in a state-coordinated and publicly accessible information system;

(ii) gather information for the information system created and maintained under Subsection (3)(c)(i) by providing matching grants, upon approval by the board, to:

(A) municipal cemeteries;

(B) cemetery maintenance districts;

(C) endowment care cemeteries;

(D) private nonprofit cemeteries;

(E) genealogical associations; and

(F) other nonprofit groups with an interest in cemeteries; and

(iii) adopt rules, [~~pursuant to~~] in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, for granting matching funds under Subsection (3)(c)(ii) to [~~assure~~] ensure that:

(A) professional standards are met; and

(B) projects are cost effective.

(4) (a) For a pass-through funding grant of at least \$25,000, the division shall make quarterly disbursements to the pass-through funding grant recipient, contingent upon the division receiving a quarterly progress report from the pass-through grant recipient.

(b) The division shall:

(i) provide the pass-through grant recipient with a progress report form for the reporting purposes of Subsection (4)(a); and

(ii) include reporting requirement instructions with the form.

(5) This chapter may not be construed to authorize the division to acquire by purchase any historical artifacts, documentary materials, or specimens that are restricted from sale by

## HB0064S01 compared with HB0064

federal law or the laws of any state, territory, or foreign nation.

Section 2. Section **63G-1-401** is amended to read:

### **63G-1-401. Commemorative periods.**

(1) The following days shall be commemorated [~~yearly~~] annually:

(a) Bill of Rights Day, on December 15;

(b) Constitution Day, on September 17;

(c) Yellow Ribbon Day, on the third Monday in May, in honor of men and women who are serving or have served in the [~~U.S. armed forces~~] United States Armed Forces around the world in defense of freedom;

(d) POW/MIA Recognition Day, on the third Friday in September;

(e) Indigenous People Day, on the Monday immediately preceding Thanksgiving; [~~and~~]

(f) Utah State Flag Day, on March 9[-]; and

(g) Utah History Day at the Capitol, on the Friday immediately following the fourth Monday in January, to encourage citizens of the state, including students, to participate in activities that recognize Utah's history.

(2) The Department of Veterans' and Military Affairs shall coordinate activities, special programs, and promotional information to heighten public awareness and involvement relating to Subsections (1)(c) and (d).

(3) The month of October shall be commemorated [~~yearly~~] annually as Italian-American Heritage Month.

(4) The month of November shall be commemorated [~~yearly~~] annually as American Indian Heritage Month.

(5) The month of April shall be commemorated [~~yearly~~] annually as Clean Out the Medicine Cabinet Month to:

(a) recognize the urgent need to make Utah homes and neighborhoods safe from prescription medication abuse and poisonings by the proper home storage and disposal of prescription and over-the-counter medications[-]; and [~~to~~]

(b) educate citizens about the permanent medication disposal sites in Utah listed on [useonlyasdirected.org](http://useonlyasdirected.org) that allow disposal throughout the year.

(6) The first full week of May shall be commemorated [~~yearly~~] annually as State Water Week to recognize the importance of water conservation, quality, and supply in the state.

## HB0064S01 compared with HB0064

(7) The second Friday and Saturday in August shall be commemorated [~~yearly~~] annually as Utah Fallen Heroes Days to:

(a) honor fallen heroes who, during service in the military or public safety, have sacrificed their lives to protect the country and the citizens of the state; and

(b) encourage political subdivisions to acknowledge and honor fallen heroes.

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### Legislative Review Note

— as of ~~1-17-14 2:35 PM~~

— ~~Office of Legislative Research and General Counsel~~; Section 3. Appropriation.

Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following sums of money are appropriated from resources not otherwise appropriated, or reduced from amounts previously appropriated, out of the funds or accounts indicated. These sums of money are in addition to any amounts previously appropriated for fiscal year 2015.

To Department of Heritage and Arts - State History

From General Fund \$75,000

Schedule of Programs:

History Projects \$75,000

Section 4. Effective date.

(1) Except as provided in Subsection (2), this bill takes effect on May 13, 2014.

(2) Uncodified Section 3, Appropriation, takes effect on July 1, 2014.