

HUMAN RESOURCE MANAGEMENT RATE COMMITTEE

2016 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Todd Weiler

House Sponsor: Kraig Powell

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LONG TITLE

General Description:

This bill amends provisions of the Utah State Personnel Management Act relating to the rate committee.

Highlighted Provisions:

This bill:

- ▶ modifies the membership of the rate committee; and
- ▶ makes technical and conforming changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

**67-19-11**, as last amended by Laws of Utah 2013, Chapter 310

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

Section 1. Section **67-19-11** is amended to read:

**67-19-11. Use of department facilities -- Field office facilities cost allocation --**

**Funding for department.**

(1) (a) ~~[All officers and employees of the state and its political subdivisions]~~ An agency or a political subdivision of the state shall allow the department to use public buildings under ~~[their]~~ the agency's or the political subdivision's control, and furnish heat, light, and

30 furniture, for any examination, training, hearing, or investigation authorized by this chapter.

31 (b) ~~[The]~~ An agency or political subdivision that allows the department to use a public  
32 building under Subsection (1)(a) shall pay the cost of the department's use of [facilities shall be  
33 paid by the agency housing a field office staff] the public building.

34 (2) The executive director shall:

35 (a) prepare an annual budget request for the department;

36 (b) submit the budget request to the governor and the Legislature; and

37 (c) before charging a fee for services provided by the department's internal service fund  
38 to an executive branch agency~~[-the executive director shall]:~~

39 (i) submit the proposed rates, fees, and cost analysis to the Rate Committee established  
40 under Subsection (3); and

41 (ii) obtain the approval of the Legislature as required under Section 63J-1-410.

42 (3) (a) There is created a ~~[Rate Committee which]~~ rate committee that shall consist of:

43 (i) the executive director of the Governor's Office of Management and Budget, or a  
44 designee; and

45 (ii) subject to Subsection (3)(b), the executive directors of ~~[three]~~ six state agencies  
46 that use services and pay rates to one of the department internal service funds, or their  
47 designee, appointed by the governor for a two-year term~~[:];~~.

48 ~~[(iii) the director of the Division of Finance, or a designee;]~~

49 ~~[(iv) the executive director of the Department of Human Resource Management, or a~~  
50 ~~designee; and]~~

51 ~~[(v) the attorney general or designee.]~~

52 (b) The executive director of the Department of Human Resource Management may  
53 not serve on the rate committee.

54 ~~[(b)]~~ (c) (i) The rate committee shall elect a chair from ~~[its]~~ the rate committee's  
55 members~~[-except that the chair may not be from an agency that receives payment of a rate set~~  
56 ~~by the committee].~~

57 (ii) ~~[Members]~~ Each member of the rate committee who ~~[are]~~ is a state government

58 [~~employees~~] employee and who [~~do~~] does not receive salary, per diem, or expenses from [~~their~~]  
59 the member's agency for [~~their~~] the member's service on the rate committee shall receive no  
60 compensation, benefits, per diem, or expenses for the [~~members'~~] member's service on the rate  
61 committee.

62 [~~(c)~~] (d) The [~~Department of Human Resource Management~~] department shall provide  
63 staff services to the rate committee.

64 (4) (a) The department shall submit to the rate committee a proposed rate and fee  
65 schedule for:

- 66 (i) human resource management services rendered; and
- 67 (ii) costs incurred by the Office of the Attorney General in defending the state in a  
68 grievance under review by the Career Service Review Office.

69 (b) The rate committee shall:

70 (i) conduct meetings in accordance with Title 52, Chapter 4, Open and Public Meetings  
71 Act;

72 (ii) review the proposed rate and fee schedules and [~~may~~], at the rate committee's  
73 discretion, approve, increase, or decrease the rate and fee schedules;

74 (iii) recommend a proposed rate and fee schedule for the internal service fund to:

75 (A) the Governor's Office of Management and Budget; and

76 (B) [~~the~~] each legislative appropriations [~~subcommittees~~] subcommittee that, in  
77 accordance with Section 63J-1-410, [~~approve~~] approves the internal service fund rates, fees,  
78 and budget; and

79 (iv) review and approve, increase or decrease an interim rate, fee, or amount when the  
80 department begins a new service or introduces a new product between annual general sessions  
81 of the Legislature.

82 (c) The committee may in accordance with Subsection 63J-1-410(4) decrease a rate,  
83 fee, or amount that has been approved by the Legislature.