

**Senator Howard A. Stephenson** proposes the following substitute bill:

**IMMIGRATION AND ALIEN RELATED AMENDMENTS**

2016 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Howard A. Stephenson**

House Sponsor: Keven J. Stratton

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**LONG TITLE**

**General Description:**

This bill modifies provisions related to immigration and aliens.

**Highlighted Provisions:**

This bill:

- ▶ extends dates related to certain immigration and alien related statutes; and
- ▶ makes technical changes.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**63G-12-202**, as last amended by Laws of Utah 2014, Chapter 200

**63G-14-201**, as last amended by Laws of Utah 2014, Chapter 200

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

Section 1. Section **63G-12-202** is amended to read:

**63G-12-202. Federal waivers, exemptions, or authorizations -- Implementation**



26 **without waiver, exemption, or authorization.**

27 (1) The department, under the direction of the governor, shall seek one or more federal  
28 waivers, exemptions, or authorizations to implement the program.

29 (2) The governor shall actively participate in the effort to obtain one or more federal  
30 waivers, exemptions, or authorizations under this section.

31 (3) The department shall implement the program the sooner of:

32 (a) 120 days after the day on which the governor finds that the state has the one or  
33 more federal waivers, exemptions, or authorizations needed to implement the program; or

34 (b) July 1, [~~2017~~] 2027.

35 Section 2. Section **63G-14-201** is amended to read:

36 **63G-14-201. Creation of program.**

37 (1) (a) The governor shall create a program known as the "Utah Pilot Sponsored  
38 Resident Immigrant Program":

39 (i) that is consistent with this chapter; and

40 (ii) under which a resident immigrant may reside, work, and study in Utah, except that  
41 the program may not permit a resident immigrant to travel outside of the state except as  
42 provided in Subsection **63G-14-206**(1).

43 (b) The governor shall:

44 (i) begin implementation of the program by no later than July 1, [~~2017~~] 2027; and

45 (ii) end operation of the program on June 30, [~~2022~~] 2032.

46 (c) Under the program, the governor may facilitate transport to Utah for a foreign  
47 national who has been accepted into the program.

48 (d) The governor may recommend legislation to the Legislature to address how a  
49 resident immigrant is to be treated under statutes that relate to an alien.

50 (2) The department shall administer the program, except to the extent that the governor  
51 delegates a power or duty under the program to another state agency. Subject to Subsection  
52 (3), the department may make rules in accordance with Chapter 3, Utah Administrative  
53 Rulemaking Act, to implement the program to the extent expressly provided for in this chapter.

54 (3) The governor may act by executive order whenever the department is authorized to  
55 make rules under this chapter. If there is a conflict between a rule made by the department and  
56 an executive order of the governor, the executive order governs.