

AIR QUALITY POLICY ADVISORY BOARD

2017 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Timothy D. Hawkes

Senate Sponsor: Todd Weiler

LONG TITLE

General Description:

This bill creates the Air Quality Policy Advisory Board.

Highlighted Provisions:

This bill:

- ▶ creates the Air Quality Policy Advisory Board;
- ▶ establishes board membership; and
- ▶ designates board responsibilities.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

19-2-128, Utah Code Annotated 1953

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

Section 1. Section **19-2-128** is enacted to read:

19-2-128. Air Quality Policy Advisory Board created -- Composition --

Responsibility -- Terms of office -- Compensation.

(1) There is created the Air Quality Policy Advisory Board consisting of the following



28 10 voting members:

29 (a) two members of the Senate, appointed by the president of the Senate;

30 (b) three members of the House of Representatives, appointed by the speaker of the
31 House of Representatives;

32 (c) the ~~H~~→ ~~[executive]~~ ←~~H~~ director;

33 (d) one representative of industry interests, appointed by the president of the Senate;

34 (e) one representative of business or economic development interests, appointed by the
35 speaker of the House of Representatives, who has expertise in air quality matters;

36 (f) one representative of the academic community, appointed by the governor, who has
37 expertise in air quality matters; and

38 (g) one representative of a nongovernmental organization, appointed by the governor,

39 who:

40 (i) represents community interests;

41 (ii) does not represent industry or business interests; and

42 (iii) has expertise in air quality matters.

43 (2) The Air Quality Policy Advisory Board shall:

44 (a) seek the best available science to identify ~~H~~→ ~~[ways]~~ **legislative actions** ←~~H~~ to
44a improve air quality;

45 (b) identify and prioritize potential legislation and funding that will improve air
46 quality; and

47 (c) make recommendations to the Legislature on how to improve air quality in the
48 state.

49 (3) (a) Except as required by Subsection (3)(b), members appointed under Subsections
50 (1)(d), (e), (f), and (g) are appointed to serve four-year terms.

51 (b) Notwithstanding the requirements of Subsection (3)(a), the governor, president of
52 the Senate, and speaker of the House of Representatives shall, at the time of appointment or
53 reappointment, adjust the length of terms to ensure that the terms of members are staggered so
54 that approximately half of the advisory board is appointed every two years.

55 (c) When a vacancy occurs in the membership for any reason, the replacement shall be
56 appointed for the unexpired term.

57 (4) The advisory board shall elect one member to serve as chair of the advisory board
58 for a term of one year.

59 (5) Compensation for a member of the advisory board who is a legislator shall be paid
60 in accordance with Section [36-2-2](#) and Legislative Joint Rules, Title 5, Chapter 3, Legislator
61 Compensation.

62 (6) A member of the advisory board who is not a legislator may not receive
63 compensation or benefits for the member's service, but may receive per diem and travel
64 expenses in accordance with:

65 (a) Section [63A-3-106](#);

66 (b) Section [63A-3-107](#); and

67 (c) rules made by the Division of Finance pursuant to Sections [63A-3-106](#) and
68 [63A-3-107](#).

69 (7) The department shall provide staff support for the advisory board.

Legislative Review Note
Office of Legislative Research and General Counsel