

Representative Gage Froerer proposes the following substitute bill:

QUALITY GROWTH COMMISSION AMENDMENTS

2017 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Gage Froerer

Senate Sponsor: _____

LONG TITLE

General Description:

This bill modifies reporting requirements of the Quality Growth Commission.

Highlighted Provisions:

This bill:

- ▶ modifies reporting requirements for the Quality Growth Commission; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

11-38-201, as last amended by Laws of Utah 2013, Chapter 310

11-38-304, as last amended by Laws of Utah 2010, Chapter 323

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

Section 1. Section **11-38-201** is amended to read:

11-38-201. Quality Growth Commission -- Term of office -- Vacancy --

1st Sub. H.B. 85



26 **Organization -- Expenses -- Staff -- Reporting.**

27 (1) (a) There is created a Quality Growth Commission consisting of:

28 (i) the director of the Department of Natural Resources;

29 (ii) the commissioner of the Department of Agriculture and Food;

30 (iii) six elected officials at the local government level, three of whom may not be
31 residents of a county of the first or second class; and

32 (iv) five persons from the profit and nonprofit private sector, two of whom may not be
33 residents of a county of the first or second class and no more than three of whom may be from
34 the same political party and one of whom shall be from the residential construction industry,
35 nominated by the Utah Home Builders Association, and one of whom shall be from the real
36 estate industry, nominated by the Utah Association of Realtors.

37 (b) (i) The director of the Department of Natural Resources and the commissioner of
38 the Department of Agriculture and Food may not assume their positions on the commission
39 until:

40 (A) after May 1, 2005; and

41 (B) the term of the respective predecessor in office, who is a state government level
42 appointee, expires.

43 (ii) The term of a commission member serving on May 1, 2005 as one of the six
44 elected local officials or five private sector appointees may not be shortened because of
45 application of the restriction under Subsections (1)(a)(iii) and (iv) on the number of appointees
46 from counties of the first or second class.

47 (2) (a) Each commission member appointed under Subsection (1)(a)(iii) or (iv) shall be
48 appointed by the governor with the consent of the Senate.

49 (b) The governor shall select three of the six members under Subsection (1)(a)(iii) from
50 a list of names provided by the Utah League of Cities and Towns, and shall select the
51 remaining three from a list of names provided by the Utah Association of Counties.

52 (c) Two of the persons appointed under Subsection (1) shall be from the agricultural
53 community from a list of names provided by Utah farm organizations.

54 (3) (a) The term of office of each member is four years, except that the governor shall
55 appoint one of the persons at the state government level, three of the persons at the local
56 government level, and two of the persons under Subsection (1)(a)(iv) to an initial two-year

57 term.

58 (b) No member of the commission may serve more than two consecutive four-year
59 terms.

60 (4) Each mid-term vacancy shall be filled for the unexpired term in the same manner as
61 an appointment under Subsection (2).

62 (5) Commission members shall elect a chair from their number and establish rules for
63 the organization and operation of the commission.

64 (6) A member may not receive compensation or benefits for the member's service, but
65 may receive per diem and travel expenses in accordance with:

66 (a) Section 63A-3-106;

67 (b) Section 63A-3-107; and

68 (c) rules made by the Division of Finance pursuant to Sections 63A-3-106 and
69 63A-3-107.

70 (7) A member is not required to give bond for the performance of official duties.

71 (8) Staff services to the commission:

72 (a) shall be provided by the [~~Governor's Office of Management and Budget~~]

73 Department of Administrative Services; and

74 (b) may be provided by local entities through the Utah Association of Counties and the
75 Utah League of Cities and Towns, with funds approved by the commission from those
76 identified as available to local entities under Subsection 11-38-203(1)(a).

77 (9) The commission shall report to the director of the Department of Administrative
78 Services.

79 Section 2. Section 11-38-304 is amended to read:

80 **11-38-304. Commission to report annually.**

81 The commission shall submit an annual report to the [~~Executive Offices and Criminal~~
82 ~~Justice~~] Infrastructure and General Government Appropriations Subcommittee:

83 (1) specifying the amount of each disbursement from the program;

84 (2) identifying the recipient of each disbursement and describing the project for which
85 money was disbursed; and

86 (3) detailing the conditions, if any, placed by the commission on disbursements from
87 the program.