

## HB0317S02 compared with HB0317S01

~~{deleted text}~~ shows text that was in HB0317S01 but was deleted in HB0317S02.

Inserted text shows text that was not in HB0317S01 but was inserted into HB0317S02.

**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 Karianne Lisonbee proposes the following substitute bill:

### ANTELOPE ISLAND STATE PARK FUNDING AMENDMENTS

2017 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Karianne Lisonbee**

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

---

#### LONG TITLE

#### General Description:

This bill addresses funding for Antelope Island State Park.

#### Highlighted Provisions:

This bill:

- ▶ creates the Antelope Island State Park Improvement ~~{restricted account}~~Restricted Account;
- ▶ states that some proceeds from a big game hunting permit or tag distributed for a hunt on Antelope Island State Park shall be deposited into the Antelope Island State Park Improvement ~~{restricted account}~~Restricted Account;
- ▶ directs money from the purchase, trade, sale, or disposal of buffalo on Antelope Island State Park to the Antelope Island State Park Improvement ~~{restricted account}~~Restricted Account;

## HB0317S02 compared with HB0317S01

- ▶ provides for sunset review; and
- ▶ makes technical changes.

### Money Appropriated in this Bill:

None

### Other Special Clauses:

None

### Utah Code Sections Affected:

#### AMENDS:

**23-19-22**, as last amended by Laws of Utah 2016, Chapter 258

**63I-1-263**, as last amended by Laws of Utah 2016, Chapters 65, 136, 156, 322, and 408

**63J-1-602.5**, as last amended by Laws of Utah 2016, Chapter 177

**79-4-402**, as renumbered and amended by Laws of Utah 2009, Chapter 344

**79-4-1001**, as last amended by Laws of Utah 2010, Chapter 391

#### ENACTS:

**63I-1-222**, Utah Code Annotated 1953

**63I-1-279**, Utah Code Annotated 1953

**79-4-1002**, Utah Code Annotated 1953

---

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

Section 1. Section **23-19-22** is amended to read:

**23-19-22. Big game hunting permit.**

(1) A person who is at least 12 years old, upon paying the big game hunting permit fee established by the Wildlife Board, paying the fee established by Subsection (4), and possessing a valid hunting or combination license, may apply for or obtain a permit to hunt big game as provided by rules and proclamations of the Wildlife Board.

(2) (a) A person who is 11 years old may apply for or obtain a big game hunting permit consistent with the requirements of Subsection (1) if that person's 12th birthday falls within the calendar year for which the permit is issued.

(b) A person may not use a permit to hunt big game before the person's 12th birthday.

(3) One dollar of each big game permit fee collected from a resident shall be used for the hunter education program as provided in Section 23-19-17.

## HB0317S02 compared with HB0317S01

(4) There is established a fee in the amount of \$5 added to each permit under this section to be deposited in the Predator Control Restricted Account.

(5) ~~The~~ (a) Except as provided in Subsection (5)(c), the division ~~and the Division of State Parks and Recreation~~ shall ensure that the proceeds from a marketed big game hunting permit ~~or tag~~ distributed for a hunt on Antelope Island State Park be deposited in the Antelope Island State Park Improvement ~~restricted account~~ Restricted Account created in Section 79-4-1002.

(b) "Marketed big game hunting permit" means a buck deer or Rocky Mountain bighorn sheep hunting permit:

(i) issued for Antelope Island State Park; and

(ii) awarded through the division to the highest bidder for purposes of generating revenue for funding habitat projects and wildlife management activities on Antelope Island State Park consistent with Subsection 79-4-1002(4)(a).

(c) The division:

(i) may not deposit into the Antelope Island State Park Improvement Restricted Account license and permit fees assessed on marketed big game permits issued for Antelope Island State Park, and shall retain these funds for deposit into the Wildlife Resources Restricted Account; and

(ii) may retain 10% of the proceeds, excluding license and permit fees, generated from the sale of marketed big game permits issued for Antelope Island State Park to cover administrative costs associated with marketing and distributing the permits.

Section 2. Section 63I-1-222 is enacted to read:

63I-1-222. Repeal dates, Title 22.

Subsection 23-19-22(5) is repealed on January 1, 2021.

Section 3. Section 63I-1-263 is amended to read:

**63I-1-263. Repeal dates, Titles 63A to 63N.**

(1) Subsection 63A-5-104(4)(h) is repealed on July 1, 2024.

(2) Section 63A-5-603, State Facility Energy Efficiency Fund, is repealed July 1, 2023.

(3) Title 63C, Chapter 4a, Constitutional and Federalism Defense Act, is repealed July 1, 2018.

(4) Title 63C, Chapter 4b, Commission for the Stewardship of Public Lands, is

## HB0317S02 compared with HB0317S01

repealed November 30, 2019.

(5) Title 63C, Chapter 16, Prison Development Commission Act, is repealed July 1, 2020.

(6) Title 63C, Chapter 17, Point of the Mountain Development Commission Act, is repealed July 1, 2021.

(7) Title 63H, Chapter 4, Heber Valley Historic Railroad Authority, is repealed July 1, 2020.

(8) Title 63H, Chapter 8, Utah Housing Corporation Act, is repealed July 1, 2026.

(9) On July 1, 2025:

(a) in Subsection 17-27a-404(3)(c)(ii), the language that states "the Resource Development Coordinating Committee," is repealed;

(b) Subsection 23-14-21(2)(c) is amended to read "(c) provide notification of proposed sites for the transplant of species to local government officials having jurisdiction over areas that may be affected by a transplant.";

(c) in Subsection 23-14-21(3), the language that states "and the Resource Development Coordinating Committee" is repealed;

(d) in Subsection 23-21-2.3(1), the language that states "the Resource Development Coordinating Committee created in Section 63J-4-501 and" is repealed;

(e) in Subsection 23-21-2.3(2), the language that states "the Resource Development Coordinating Committee and" is repealed;

(f) Subsection 63J-4-102(1) is repealed and the remaining subsections are renumbered accordingly;

(g) Subsections 63J-4-401(5)(a) and (c) are repealed;

(h) Subsection 63J-4-401(5)(b) is renumbered to Subsection 63J-4-401(5)(a) and the word "and" is inserted immediately after the semicolon;

(i) Subsection 63J-4-401(5)(d) is renumbered to Subsection 63J-4-401(5)(b);

(j) Sections 63J-4-501, 63J-4-502, 63J-4-503, 63J-4-504, and 63J-4-505 are repealed;

and

(k) Subsection 63J-4-603(1)(e)(iv) is repealed and the remaining subsections are renumbered accordingly.

(10) (a) Subsection 63J-1-602.5(15) is repealed on January 1, 2021.

## HB0317S02 compared with HB0317S01

(b) When repealing Subsection 63J-1-602.5(15), the Office of Legislative Research and General Counsel shall, in addition to its authority under Subsection 36-12-12(3), make necessary changes in subsection numbering and cross references.

~~[(10)]~~ [(11)] The Crime Victim Reparations and Assistance Board, created in Section 63M-7-504, is repealed July 1, 2017.

~~[(11)]~~ [(12)] Title 63M, Chapter 11, Utah Commission on Aging, is repealed July 1, 2017.

~~[(12)]~~ [(13)] Title 63N, Chapter 2, Part 2, Enterprise Zone Act, is repealed July 1, 2018.

~~[(13)]~~ [(14)] (a) Title 63N, Chapter 2, Part 4, Recycling Market Development Zone Act, is repealed January 1, 2021.

(b) Subject to Subsection ~~[(13)]~~ [(14)](c), Sections 59-7-610 and 59-10-1007 regarding tax credits for certain persons in recycling market development zones, are repealed for taxable years beginning on or after January 1, 2021.

(c) A person may not claim a tax credit under Section 59-7-610 or 59-10-1007:

(i) for the purchase price of machinery or equipment described in Section 59-7-610 or 59-10-1007, if the machinery or equipment is purchased on or after January 1, 2021; or

(ii) for an expenditure described in Subsection 59-7-610(1)(b) or 59-10-1007(1)(b), if the expenditure is made on or after January 1, 2021.

(d) Notwithstanding Subsections ~~[(13)]~~ [(14)](b) and (c), a person may carry forward a tax credit in accordance with Section 59-7-610 or 59-10-1007 if:

(i) the person is entitled to a tax credit under Section 59-7-610 or 59-10-1007; and

(ii) (A) for the purchase price of machinery or equipment described in Section 59-7-610 or 59-10-1007, the machinery or equipment is purchased on or before December 31, 2020; or

(B) for an expenditure described in Subsection 59-7-610(1)(b) or 59-10-1007(1)(b), the expenditure is made on or before December 31, 2020.

~~[(14)]~~ [(15)] Section 63N-2-512 is repealed on July 1, 2021.

~~[(15)]~~ [(16)] (a) Title 63N, Chapter 2, Part 6, Utah Small Business Jobs Act, is repealed January 1, 2021.

(b) Section 59-9-107 regarding tax credits against premium taxes is repealed for calendar years beginning on or after January 1, 2021.

## HB0317S02 compared with HB0317S01

(c) Notwithstanding Subsection ~~[(15)]~~ [(16)](b), an entity may carry forward a tax credit in accordance with Section 59-9-107 if:

(i) the person is entitled to a tax credit under Section 59-9-107 on or before December 31, 2020; and

(ii) the qualified equity investment that is the basis of the tax credit is certified under Section 63N-2-603 on or before December 31, 2023.

~~[(16)]~~ [(17)] Title 63N, Chapter 12, Part 3, Utah Broadband Outreach Center, is repealed July 1, 2018.

Section ~~{2}4~~. Section ~~{63J-1-602.5}~~ 63I-1-279 is ~~{amended}~~ enacted to read:

**63I-1-279. Repeal dates, Title 79.**

(1) Subsection 79-4-1001(2)(b)(i), the language reading "until July 1, 2017," is repealed January 1, 2020.

(2) (a) Subsection 79-4-1001(2)(b)(ii) is repealed January 1, 2021.

(b) When repealing Subsection 79-4-1001(2)(b)(ii), the Office of Legislative Research and General Counsel shall, in addition to its authority under Subsection 36-12-12(3), make necessary changes in subsection numbering and cross references.

(3) Section 79-4-1002 is repealed January 1, 2021.

Section 5. Section 63J-1-602.5 is amended to read:

**63J-1-602.5. List of nonlapsing funds and accounts -- Title 64 and thereafter.**

(1) Funds collected by the housing of state probationary inmates or state parole inmates, as provided in Subsection 64-13e-104(2).

(2) Certain forestry and fire control funds utilized by the Division of Forestry, Fire, and State Lands, as provided in Section 65A-8-103.

(3) The Department of Human Resource Management user training program, as provided in Section 67-19-6.

(4) Funds for the University of Utah Poison Control Center program, as provided in Section 69-2-5.5.

(5) The Traffic Noise Abatement Program created in Section 72-6-112.

(6) Certain funds received by the Office of the State Engineer for well drilling fines or bonds, as provided in Section 73-3-25.

(7) Certain money appropriated from the Water Resources Conservation and

## HB0317S02 compared with HB0317S01

Development Fund, as provided in Section 73-23-2.

(8) Certain funds appropriated for compensation for special prosecutors, as provided in Section 77-10a-19.

(9) Funds donated or paid to a juvenile court by private sources, as provided in Subsection 78A-6-203(1)(c).

(10) A state rehabilitative employment program, as provided in Section 78A-6-210.

(11) Fees for certificate of admission created under Section 78A-9-102.

(12) The money for the Utah Geological Survey, as provided in Section 79-3-401.

(13) Revenue for golf user fees at the Wasatch Mountain State Park, Palisades State Park, Jordan River State Park, and Green River State Park, as provided under Section 79-4-403.

(14) Certain funds received by the Division of Parks and Recreation from the sale or disposal of buffalo, as provided under Section 79-4-1001.

(15) Appropriations from the Antelope Island State Park Improvement ~~restricted~~ account Restricted Account created in Section 79-4-1002.

~~[(15)]~~ (16) The Bonneville Shoreline Trail Program created under Section 79-5-503.

~~[(16)]~~ (17) Funds appropriated and collected for adoption document access as provided in Sections 78B-6-141, 78B-6-144, and 78B-6-144.5.

~~[(17)]~~ (18) Funds appropriated and collected for indigent defense as provided in Title 77, Chapter 32, Part 8, Utah Indigent Defense Commission.

Section ~~{3}~~ 6. Section **79-4-402** is amended to read:

### **79-4-402. State Park Fees Restricted Account.**

(1) There is created within the General Fund a restricted account known as the State Park Fees Restricted Account.

(2) (a) Except as provided in Subsection (2)(b), the account shall consist of revenue from:

(i) all charges allowed under Section 79-4-203; and

~~[(ii) proceeds from the sale or disposal of buffalo under Subsection 79-4-1001(2)(b); and]~~

~~[(iii)]~~ (ii) civil damages collected under Section 76-6-206.2.

(b) The account shall not include revenue the division receives under Section 79-4-403

## HB0317S02 compared with HB0317S01

and Subsection 79-4-1001(2)(a) or (b).

(3) The division shall use funds in this account for the purposes described in Section 79-4-203.

Section ~~{4}~~7. Section **79-4-1001** is amended to read:

### **79-4-1001. Purchase, trade, sale, or disposal of buffalo -- Proceeds.**

(1) In accordance with a plan, approved by the board, to manage buffalo herds on Antelope Island, the division may purchase, trade, sell, or dispose of buffalo obtained from Antelope Island through:

- (a) competitive bidding; or
- (b) a means as established by rule.

(2) Proceeds received from the sale or disposal of buffalo under this section shall be deposited as follows:

(a) the first \$75,000 shall accrue to the division for the management of Antelope Island buffalo herds as dedicated credits; and

(b) proceeds in excess of \$75,000 shall be deposited:

(i) in the ~~{}~~State Park Fees Restricted Account created under Section 79-4-402~~[-]~~ until July 1, 2017; and

(ii) after July 1, 2017, in the Antelope Island State Park Improvement ~~{restricted account}~~Restricted Account created under Section 79-4-1002~~[-]~~.

Section ~~{5}~~8. Section **79-4-1002** is enacted to read:

### **79-4-1002. Antelope Island State Park Improvement ~~{restricted account}~~Restricted Account.**

(1) There is created within the General Fund a restricted account known as the "Antelope Island State Park Improvement ~~{restricted account}~~Restricted Account."

(2) The account shall consist of:

- (a) deposits made as described in Sections 23-19-22 and 79-4-1001; and
- (b) interest on the account.

(3) Money in the account is nonlapsing.

(4) Subject to appropriation, the division shall use money in the account as follows:

(a) money deposited into the account pursuant to Section 23-19-22 shall be used on Antelope Island State Park to finance:



## HB0317S02 compared with HB0317S01

(i) wildlife transplants; and

(ii) other wildlife management activities; and

(b) money deposited into the account pursuant to Section 79-4-1001 shall be used to finance:

(i) capital improvement projects on Antelope Island State Park, as needed; and

(ii) habitat restoration on Antelope Island State Park, as needed.