

150 to the department and the Office of the State Auditor within 180 days of the end of each fiscal
 151 year;

152 (b) provide the department, on an annual basis, with a detailed outline of the council's
 153 plans for future publications and messaging; and

154 (c) report, by October 1 of each year, to the Retirement and Independent Entities
 155 Interim Committee on the operations and activities of the council.

156 Section 6. Section **4-21-106** is enacted to read:

157 **4-21-106. Exemption from certain operational requirements.**

158 (1) The council is exempt from:

159 (a) Title 51, Chapter 5, Funds Consolidation Act;

160 ~~§→ [(b) Title 51, Chapter 7, State Money Management Act;~~

161 ~~—— (c) [(b) ←§ Title 63A, Utah Administrative Services Code, except as provided in Subsection~~

162 ~~(2)(c);~~

163 ~~§→ [(d) (c) ←§ Title 63J, Chapter 1, Budgetary Procedures Act; and~~

164 ~~§→ [(e) (d) ←§ Title 67, Chapter 19, Utah State Personnel Management Act.~~

165 (2) The council is subject to:

166 (a) Title 51, §→ [Public Funds and Accounts, except as provided in Subsections

167 ~~4-21-106(1)(a) and (b)] Chapter 7, State Money Management Act ←§ ;~~

168 (b) Title 52, Chapter 4, Open and Public Meetings Act;

169 (c) Title 63A, Chapter 3, Part 4, Utah Public Finance Website;

170 (d) Title 63G, Chapter 2, Government Records Access and Management Act;

171 (e) other Utah Code provisions not specifically exempted under Subsection

172 4-21-106(1); and

173 (f) audit by the state auditor pursuant to Title 67, Chapter 3, Auditor, and by the

174 legislative auditor pursuant to Section 36-12-15.

175 Section 7. Section **4-21-107** is enacted to read:

176 **4-21-107. Council may require surety bond -- Payment of premium.**

177 (1) The council may require the administrator or a council employee to post a surety

178 bond conditioned for the faithful performance of the council's official duties.

179 (2) The amount and type of bond shall be fixed by the council and each bond premium

180 shall be paid by the council.

212 (3) Each claim for a refund shall be certified by the department to the state treasurer for
 213 payment from the beef promotion account, subject to [any] applicable provisions of the Beef
 214 Promotion and Research Act of 1985, 7 U.S.C. Sec. 2901 et seq.

215 Section 10. Section **4-21-203**, which is renumbered from Section 4-21-5 is renumbered
 216 and amended to read:

217 ~~[4-21-5].~~ **4-21-203. Revenue from fees to be used to promote beef industry --**
 218 **Payment of revenue monthly to Utah Beef Council -- Deduction of costs of administration**
 219 **and processing funds -- Annual audit of books, records, and accounts -- Financial**
 220 **statement of audit published.**

221 (1) (a) All revenue derived from the collection of fees authorized by this chapter shall
 222 be paid to the council and used to promote the beef industry of the state [~~and the revenue shall~~
 223 ~~be paid to:~~].

224 [~~(i) the Utah Beef Council, a Utah nonprofit corporation organized to promote Utah~~
 225 ~~beef; or]~~

226 [~~(ii) an agency, acceptable to the department, with the concurrence of the Utah~~
 227 ~~Cattlemen's Association.]~~

228 (b) The revenue shall be paid monthly, as requested by the council [~~or appointed~~
 229 ~~agency]~~, and the actual costs of administration for processing the funds shall be deducted
 230 before disbursing the funds.

231 (2) (a) The books, records, and accounts of the [~~Utah Beef Council or appointed~~
 232 ~~agency]~~ council shall be audited at least once annually by a licensed accountant approved by
 233 the Office of the State Auditor.

234 (b) The results of the audit shall be submitted to the commissioner, and a financial
 235 statement of the audit and a general statement of operations and promotional and advertising
 236 activities shall be published by the council [~~or appointed agency]~~ in a major livestock
 237 publication having general circulation in Utah.

238 ~~§ → [(3) Upon receipt of the funds, the council may deposit revenue from the collection of~~
 239 ~~fees in one or more accounts in one or more banks approved by the state as depositories.~~

240 ~~—— (4) (3) ← §~~ The books, records, and accounts of the council's activities are public records.

241 Section 11. Section **4-21-301** is enacted to read:

242 **Part 3. Liability and Enforcement**