

**Representative Val L. Peterson** proposes the following substitute bill:

**RATE COMMITTEE AMENDMENTS**

2018 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Val L. Peterson**

Senate Sponsor: Ann Millner

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**LONG TITLE**

**General Description:**

This bill amends the membership of a rate committee within the Department of Administrative Services.

**Highlighted Provisions:**

This bill:

- ▶ amends the membership of a rate committee within the Department of Administrative Services to include the State Board of Education;
- ▶ clarifies membership of the committee; and
- ▶ makes technical and conforming changes.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**63A-1-114**, as last amended by Laws of Utah 2016, Chapter 287

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



26 Section 1. Section 63A-1-114 is amended to read:

27 **63A-1-114. Rate committee -- Membership -- Duties.**

28 (1) (a) There is created a rate committee~~[, which shall consist]~~ consisting of the  
29 executive directors, commissioners, or superintendents of seven state agencies, which may  
30 include the State Board of Education, that use services and pay rates to one of the department  
31 internal service funds, or their designee, ~~[appointed by]~~ that the governor appoints for a  
32 two-year term.

33 (b) (i) Of the seven state agencies represented on the rate committee under Subsection  
34 (1)(a), only one of the following may be represented on the committee, if at all, at any one  
35 time:

- 36 (A) the Governor's Office of Management and Budget; or
- 37 ~~[(B) the Division of Finance; or]~~
- 38 ~~[(C)]~~ (B) the Department of Technology Services.

39 (ii) The department may not have a representative on the rate committee.

40 (c) (i) The committee shall elect a chair from its members.

41 (ii) Members of the committee who are state government employees and who do not  
42 receive salary, per diem, or expenses from their agency for their service on the committee shall  
43 receive no compensation, benefits, per diem, or expenses for the members' service on the  
44 committee.

45 (d) The Department of Administrative Services shall provide staff services to the  
46 committee.

47 (2) (a) A division described in Section 63A-1-109 that manages an internal service  
48 fund shall submit to the committee a proposed rate and fee schedule for services rendered by  
49 the division to an executive branch entity or an entity that subscribes to services rendered by  
50 the division.

51 (b) The committee shall:

52 (i) conduct meetings in accordance with Title 52, Chapter 4, Open and Public Meetings  
53 Act;

54 (ii) meet at least once each calendar year to:

55 (A) discuss the service performance of each internal service fund;

56 (B) review the proposed rate and fee schedules;

57 (C) at the rate committee's discretion, approve, increase, or decrease the rate and fee  
58 schedules described in Subsection (2)(b)(ii)(B); and

59 (D) discuss any prior or potential adjustments to the service level received by state  
60 agencies that pay rates to an internal service fund;

61 (iii) recommend a proposed rate and fee schedule for each internal service fund to:

62 (A) the Governor's Office of Management and Budget; and

63 (B) each legislative appropriations subcommittee that, in accordance with Section  
64 [63J-1-410](#), approves the internal service fund agency's rates, fees, and budget; and

65 (iv) review and approve, increase or decrease an interim rate, fee, or amount when an  
66 internal service fund agency begins a new service or introduces a new product between annual  
67 general sessions of the Legislature.

68 (c) The committee may in accordance with Subsection [63J-1-410](#)(4), decrease a rate,  
69 fee, or amount that has been approved by the Legislature.