

**TECHNOLOGY INNOVATION AMENDMENTS**

2018 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Bruce R. Cutler**

Senate Sponsor: Daniel Hemmert

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**LONG TITLE**

**General Description:**

This bill enacts provisions relating to a technology innovation program.

**Highlighted Provisions:**

This bill:

- ▶ authorizes the Technology Advisory Board to approve technology innovation proposals submitted by multiple executive branch agencies;
- ▶ provides a process for the submission, review, approval, and funding of technology innovation proposals; and
- ▶ creates a restricted account for money to pay expenses of implementing a technology innovation proposal.

**Money Appropriated in this Bill:**

This bill appropriates in fiscal year 2019:

- ▶ to the General Fund Restricted -- Technology Innovation Restricted Account:
  - from the General Fund, \$150,000.

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**63I-1-263**, as last amended by Laws of Utah 2017, Chapters 23, 47, 95, 166, 205, 469, and 470



28 **63J-1-602.4**, as last amended by Laws of Utah 2017, Chapters 253, 430, and 470

29 ENACTS:

30 **63F-4-101**, Utah Code Annotated 1953

31 **63F-4-102**, Utah Code Annotated 1953

32 **63F-4-201**, Utah Code Annotated 1953

33 **63F-4-202**, Utah Code Annotated 1953

34 **63F-4-203**, Utah Code Annotated 1953



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

37 Section 1. Section **63F-4-101** is enacted to read:

38 **CHAPTER 4. TECHNOLOGY INNOVATION ACT**

39 **Part 1. General Provisions**

40 **63F-4-101. Title.**

41 This chapter is known as the "Technology Innovation Act."

42 Section 2. Section **63F-4-102** is enacted to read:

43 **63F-4-102. Definitions.**

44 As used in this chapter:

45 (1) "Account" means the Technology Innovation Restricted Account, created in

46 Section **63F-4-203**.

47 (2) "Executive branch agency" means a department, division, or other agency within  
48 the executive branch of state government.

49 (3) "Review board" means the Architectural Review Board established within the  
50 department.

51 (4) "Technology innovation" means a new information technology not previously in  
52 use or a substantial adaptation or modification of an existing information technology.

53 (5) "Technology proposal" means a proposal to implement a technology innovation  
54 designed to result in a greater efficiency in a government process or a cost saving in the  
55 delivery of a government service, or both.

56 Section 3. Section **63F-4-201** is enacted to read:

57 **Part 2. Technology Innovation Program**

58 **63F-4-201. Submitting a technology proposal -- Review process.**

59 (1) Multiple executive branch agencies may jointly submit to the chief information  
60 officer a technology proposal, on a form or in a format specified by the department.

61 (2) The chief information officer shall transmit to the review board each technology  
62 proposal the chief information officer determines meets the form or format requirements of the  
63 department.

64 (3) The review board shall:

65 (a) conduct a technical review of a technology proposal transmitted by the chief  
66 information officer;

67 (b) determine whether the technology proposal merits further review and consideration  
68 by the board, based on the technology proposal's likelihood to:

69 (i) be capable of being implemented effectively; and

70 (ii) result in greater efficiency in a government process or a cost saving in the delivery  
71 of a government service, or both; and

72 (c) transmit a technology proposal to the board if the review board determines that the  
73 technology proposal merits further review and consideration by the board.

74 Section 4. Section **63F-4-202** is enacted to read:

75 **63F-4-202. Technology Advisory Board review and approval of technology**  
76 **proposals.**

77 (1) The board shall review and evaluate each technology proposal that the review board  
78 transmits to the board.

79 (2) The board may approve and recommend that the department provide funding from  
80 the account for a technology proposal if, after the board's review and evaluation of the  
81 technology proposal, the board determines that there is a reasonably good likelihood that the  
82 technology proposal:

83 (a) is capable of being implemented effectively; and

84 (b) will result in greater efficiency in a government process or a cost saving in the  
85 delivery of a government service, or both.

86 (3) The board may:

87 (a) prioritize multiple approved technology proposals based on their relative likelihood  
88 of achieving the goals described in Subsection (2); and

89 (b) recommend funding from the account based on the board's prioritization under

90 Subsection (3)(a).

91 (4) The department shall:

92 (a) track the implementation and success of a technology proposal approved by the  
93 board;

94 (b) evaluate the level of the technology proposal's implementation effectiveness and  
95 whether the implementation results in greater efficiency in a government process or a cost  
96 saving in the delivery of a government service, or both; and

97 (c) report the results of the department's tracking and evaluation:

98 (i) to the board, as frequently as the board requests; and

99 (ii) at least annually to the Public Utilities, Energy, and Technology Interim

100 Committee.

101 Section 5. Section **63F-4-203** is enacted to read:

102 **63F-4-203. Technology Innovation Restricted Account.**

103 (1) There is created in the General Fund the Technology Innovation Restricted  
104 Account.

105 (2) The account shall be funded by:

106 (a) appropriations to the account by the Legislature;

107 (b) private contributions; and

108 (c) donations or grants from public or private entities.

109 (3) The department may, upon recommendation by the board, expend money in the  
110 account to pay for expenses incurred by executive branch agencies in implementing a  
111 technology proposal that the board has approved as provided in Section [63F-4-202](#).

112 Section 6. Section **63I-1-263** is amended to read:

113 **63I-1-263. Repeal dates, Titles 63A to 63N.**

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

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

116 (3) Title 63C, Chapter 4a, Constitutional and Federalism Defense Act, is repealed July  
117 1, 2018.

118 (4) Title 63C, Chapter 4b, Commission for the Stewardship of Public Lands, is  
119 repealed November 30, 2019.

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

121 2020.

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

124 (7) Title 63C, Chapter 18, Mental Health Crisis Line Commission, is repealed July 1,  
125 2018.

126 (8) Title 63G, Chapter 21, Agreements to Provide State Services, is repealed July 1,  
127 2023.

128 (9) Title 63H, Chapter 4, Heber Valley Historic Railroad Authority, is repealed July 1,  
129 2020.

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

131 (11) On July 1, 2025:

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

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

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

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

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

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

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

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

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

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

150 and

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

152 renumbered accordingly.

153 (12) (a) Subsection [63J-1-602.4](#)~~[(15)]~~(16) is repealed July 1, 2022.

154 (b) When repealing Subsection [63J-1-602.4](#)~~[(15)]~~(16), the Office of Legislative  
155 Research and General Counsel shall, in addition to the office's authority under Subsection  
156 [36-12-12](#)(3), make necessary changes to subsection numbering and cross references.

157 (13) The Crime Victim Reparations and Assistance Board, created in Section  
158 [63M-7-504](#), is repealed July 1, 2027.

159 (14) Title 63M, Chapter 11, Utah Commission on Aging, is repealed July 1, 2027.

160 (15) Title 63N, Chapter 2, Part 2, Enterprise Zone Act, is repealed July 1, 2018.

161 (16) (a) Title 63N, Chapter 2, Part 4, Recycling Market Development Zone Act, is  
162 repealed January 1, 2021.

163 (b) Subject to Subsection (16)(c), Sections [59-7-610](#) and [59-10-1007](#) regarding tax  
164 credits for certain persons in recycling market development zones, are repealed for taxable  
165 years beginning on or after January 1, 2021.

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

167 (i) for the purchase price of machinery or equipment described in Section [59-7-610](#) or  
168 [59-10-1007](#), if the machinery or equipment is purchased on or after January 1, 2021; or

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

171 (d) Notwithstanding Subsections (16)(b) and (c), a person may carry forward a tax  
172 credit in accordance with Section [59-7-610](#) or [59-10-1007](#) if:

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

174 (ii) (A) for the purchase price of machinery or equipment described in Section  
175 [59-7-610](#) or [59-10-1007](#), the machinery or equipment is purchased on or before December 31,  
176 2020; or

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

179 (17) Section [63N-2-512](#) is repealed on July 1, 2021.

180 (18) (a) Title 63N, Chapter 2, Part 6, Utah Small Business Jobs Act, is repealed  
181 January 1, 2021.

182 (b) Section [59-9-107](#) regarding tax credits against premium taxes is repealed for

183 calendar years beginning on or after January 1, 2021.

184 (c) Notwithstanding Subsection (18)(b), an entity may carry forward a tax credit in  
185 accordance with Section 59-9-107 if:

186 (i) the person is entitled to a tax credit under Section 59-9-107 on or before December  
187 31, 2020; and

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

190 (19) Title 63N, Chapter 9, Part 2, Outdoor Recreational Infrastructure Grant Program,  
191 is repealed January 1, 2023.

192 (20) Title 63N, Chapter 12, Part 3, Utah Broadband Outreach Center, is repealed July  
193 1, 2018.

194 (21) Title 63N, Chapter 12, Part 4, Career and Technical Education Board, is repealed  
195 July 1, 2018.

196 Section 7. Section 63J-1-602.4 is amended to read:

197 **63J-1-602.4. List of nonlapsing funds and accounts -- Title 61 through Title 63N.**

198 (1) Funds paid to the Division of Real Estate for the cost of a criminal background  
199 check for a mortgage loan license, as provided in Section 61-2c-202.

200 (2) Funds paid to the Division of Real Estate for the cost of a criminal background  
201 check for principal broker, associate broker, and sales agent licenses, as provided in Section  
202 61-2f-204.

203 (3) Certain funds donated to the Department of Human Services, as provided in  
204 Section 62A-1-111.

205 (4) Appropriations from the National Professional Men's Basketball Team Support of  
206 Women and Children Issues Restricted Account created in Section 62A-1-202.

207 (5) Certain funds donated to the Division of Child and Family Services, as provided in  
208 Section 62A-4a-110.

209 (6) Appropriations from the Choose Life Adoption Support Restricted Account created  
210 in Section 62A-4a-608.

211 (7) Appropriations to the Division of Services for People with Disabilities, as provided  
212 in Section 62A-5-102.

213 (8) Appropriations to the Division of Fleet Operations for the purpose of upgrading

214 underground storage tanks under Section [63A-9-401](#).

215 (9) A portion of the funds appropriated to the Utah Seismic Safety Commission, as  
216 provided in Section [63C-6-104](#).

217 (10) Appropriations to the Technology Innovation Restricted Account, created in  
218 Section [63F-4-203](#).

219 [~~10~~] (11) Funds appropriated or collected for publishing the Office of Administrative  
220 Rules' publications, as provided in Section [63G-3-402](#).

221 [~~11~~] (12) The Immigration Act Restricted Account created in Section [63G-12-103](#).

222 [~~12~~] (13) Money received by the military installation development authority, as  
223 provided in Section [63H-1-504](#).

224 [~~13~~] (14) Appropriations from the Computer Aided Dispatch Restricted Account  
225 created in Section [63H-7a-303](#).

226 [~~14~~] (15) Appropriations from the Unified Statewide 911 Emergency Service  
227 Account created in Section [63H-7a-304](#).

228 [~~15~~] (16) Appropriations from the Utah Statewide Radio System Restricted Account  
229 created in Section [63H-7a-403](#).

230 [~~16~~] (17) The Employability to Careers Program Restricted Account created in  
231 Section [63J-4-703](#).

232 [~~17~~] (18) Appropriations to the Utah Science Technology and Research Initiative  
233 created in Section [63M-2-301](#).

234 [~~18~~] (19) Appropriations to fund the Governor's Office of Economic Development's  
235 Enterprise Zone Act, as provided in Title 63N, Chapter 2, Part 2, Enterprise Zone Act.

236 [~~19~~] (20) Funds collected for directing and administering the C-PACE district created  
237 in Section [11-42a-302](#).

238 [~~20~~] (21) The Motion Picture Incentive Account created in Section [63N-8-103](#).

239 [~~21~~] (22) Certain money payable for commission expenses of the Pete Suazo Utah  
240 Athletic Commission, as provided under Section [63N-10-301](#).

241 Section 8. **Appropriation.**

242 The following sums of money are appropriated for the fiscal year beginning July 1,  
243 2018, and ending June 30, 2019. These are additions to amounts previously appropriated for  
244 fiscal year 2019. The Legislature authorizes the State Division of Finance to transfer the

245 following amounts between the following funds or accounts as indicated. Expenditures and  
246 outlays from the funds or accounts to which money is transferred must be authorized in an  
247 appropriation.

248 ITEM 1

249 To General Fund Restricted -- Technology Innovation Restricted Account

250 From General Fund \$150,000

251 Schedule of Programs:

252 General Fund Restricted -- Technology

253 Innovation Restricted Account \$150,000

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**Legislative Review Note**  
**Office of Legislative Research and General Counsel**