

**Representative Bruce R. Cutler** proposes the following substitute bill:

**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
- ▶ authorizes the Department of Technology Services to pay expenses of implementing a technology innovation proposal.

**Money Appropriated in this Bill:**

This bill appropriates in fiscal year 2019:

- ▶ to the Department of Technology Services - Technology Innovation, as an ongoing appropriation:
  - from the General Fund, \$150,000.

**Other Special Clauses:**

None

**Utah Code Sections Affected:**



26 AMENDS:

27 **63I-1-263**, as last amended by Laws of Utah 2017, Chapters 23, 47, 95, 166, 205, 469,  
28 and 470

29 **63J-1-602.4**, as last amended by Laws of Utah 2017, Chapters 253, 430, and 470

30 ENACTS:

31 **63F-4-101**, Utah Code Annotated 1953

32 **63F-4-102**, Utah Code Annotated 1953

33 **63F-4-201**, Utah Code Annotated 1953

34 **63F-4-202**, 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) "Executive branch agency" means a department, division, or other agency within  
46 the executive branch of state government.

47 (2) "Review board" means the Architecture Review Board established within the  
48 department.

49 (3) "Technology innovation" means a new information technology not previously in  
50 use or a substantial adaptation or modification of an existing information technology.

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

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

55 **Part 2. Technology Innovation Program**

56 **63F-4-201. Submitting a technology proposal -- Review process.**

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

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

62 (3) The review board shall:

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

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

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

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

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

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

73 **63F-4-202. Technology Advisory Board review and approval of technology**  
74 **proposals.**

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

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

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

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

84 (3) The board may:

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

87 (b) recommend funding based on the board's prioritization under Subsection (3)(a).

88 (4) The department shall:

89 (a) track the implementation and success of a technology proposal approved by the  
90 board;

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

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

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

96 (ii) at least annually to the Public Utilities, Energy, and Technology Interim  
97 Committee.

98 (5) The department may, upon recommendation by the board, expend money  
99 appropriated by the Legislature to pay for expenses incurred by executive branch agencies in  
100 implementing a technology proposal that the board has approved.

101 Section 5. Section **63I-1-263** is amended to read:

102 **63I-1-263. Repeal dates, Titles 63A to 63N.**

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

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

105 (3) Title 63C, Chapter 4a, Constitutional and Federalism Defense Act, is repealed July  
106 1, 2018.

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

109 (5) Title 63C, Chapter 16, Prison Development Commission Act, is repealed July 1,  
110 2020.

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

113 (7) Title 63C, Chapter 18, Mental Health Crisis Line Commission, is repealed July 1,  
114 2018.

115 (8) Title 63G, Chapter 21, Agreements to Provide State Services, is repealed July 1,  
116 2023.

117 (9) Title 63H, Chapter 4, Heber Valley Historic Railroad Authority, is repealed July 1,  
118 2020.

- 119 (10) Title 63H, Chapter 8, Utah Housing Corporation Act, is repealed July 1, 2026.
- 120 (11) On July 1, 2025:
- 121 (a) in Subsection [17-27a-404\(3\)\(c\)\(ii\)](#), the language that states "the Resource  
122 Development Coordinating Committee," is repealed;
- 123 (b) Subsection [23-14-21\(2\)\(c\)](#) is amended to read "(c) provide notification of proposed  
124 sites for the transplant of species to local government officials having jurisdiction over areas  
125 that may be affected by a transplant.";
- 126 (c) in Subsection [23-14-21\(3\)](#), the language that states "and the Resource Development  
127 Coordinating Committee" is repealed;
- 128 (d) in Subsection [23-21-2.3\(1\)](#), the language that states "the Resource Development  
129 Coordinating Committee created in Section [63J-4-501](#) and" is repealed;
- 130 (e) in Subsection [23-21-2.3\(2\)](#), the language that states "the Resource Development  
131 Coordinating Committee and" is repealed;
- 132 (f) Subsection [63J-4-102\(1\)](#) is repealed and the remaining subsections are renumbered  
133 accordingly;
- 134 (g) Subsections [63J-4-401\(5\)\(a\)](#) and (c) are repealed;
- 135 (h) Subsection [63J-4-401\(5\)\(b\)](#) is renumbered to Subsection [63J-4-401\(5\)\(a\)](#) and the  
136 word "and" is inserted immediately after the semicolon;
- 137 (i) Subsection [63J-4-401\(5\)\(d\)](#) is renumbered to Subsection [63J-4-401\(5\)\(b\)](#);
- 138 (j) Sections [63J-4-501](#), [63J-4-502](#), [63J-4-503](#), [63J-4-504](#), and [63J-4-505](#) are repealed;  
139 and
- 140 (k) Subsection [63J-4-603\(1\)\(e\)\(iv\)](#) is repealed and the remaining subsections are  
141 renumbered accordingly.
- 142 (12) (a) Subsection [63J-1-602.4~~\(15\)~~\(16\)](#) is repealed July 1, 2022.
- 143 (b) When repealing Subsection [63J-1-602.4~~\(15\)~~\(16\)](#), the Office of Legislative  
144 Research and General Counsel shall, in addition to the office's authority under Subsection  
145 [36-12-12\(3\)](#), make necessary changes to subsection numbering and cross references.
- 146 (13) The Crime Victim Reparations and Assistance Board, created in Section  
147 [63M-7-504](#), is repealed July 1, 2027.
- 148 (14) Title 63M, Chapter 11, Utah Commission on Aging, is repealed July 1, 2027.
- 149 (15) Title 63N, Chapter 2, Part 2, Enterprise Zone Act, is repealed July 1, 2018.

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

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

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

156 (i) for the purchase price of machinery or equipment described in Section 59-7-610 or  
157 59-10-1007, if the machinery or equipment is purchased on or after January 1, 2021; or

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

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

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

163 (ii) (A) for the purchase price of machinery or equipment described in Section  
164 59-7-610 or 59-10-1007, the machinery or equipment is purchased on or before December 31,  
165 2020; or

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

168 (17) Section 63N-2-512 is repealed on July 1, 2021.

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

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

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

175 (i) the person is entitled to a tax credit under Section 59-9-107 on or before December  
176 31, 2020; and

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

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

181 (20) Title 63N, Chapter 12, Part 3, Utah Broadband Outreach Center, is repealed July  
182 1, 2018.

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

185 Section 6. Section **63J-1-602.4** is amended to read:

186 **63J-1-602.4. List of nonlapsing funds and accounts -- Title 61 through Title 63N.**

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

189 (2) Funds paid to the Division of Real Estate for the cost of a criminal background  
190 check for principal broker, associate broker, and sales agent licenses, as provided in Section  
191 [61-2f-204](#).

192 (3) Certain funds donated to the Department of Human Services, as provided in  
193 Section [62A-1-111](#).

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

196 (5) Certain funds donated to the Division of Child and Family Services, as provided in  
197 Section [62A-4a-110](#).

198 (6) Appropriations from the Choose Life Adoption Support Restricted Account created  
199 in Section [62A-4a-608](#).

200 (7) Appropriations to the Division of Services for People with Disabilities, as provided  
201 in Section [62A-5-102](#).

202 (8) Appropriations to the Division of Fleet Operations for the purpose of upgrading  
203 underground storage tanks under Section [63A-9-401](#).

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

206 (10) Appropriations to the Department of Technology Services for technology  
207 innovation under Section [63F-4-202](#).

208 [~~(10)~~] (11) Funds appropriated or collected for publishing the Office of Administrative  
209 Rules' publications, as provided in Section [63G-3-402](#).

210 [~~(11)~~] (12) The Immigration Act Restricted Account created in Section [63G-12-103](#).

211 [~~(12)~~] (13) Money received by the military installation development authority, as

212 provided in Section 63H-1-504.

213 [~~(13)~~] (14) Appropriations from the Computer Aided Dispatch Restricted Account  
214 created in Section 63H-7a-303.

215 [~~(14)~~] (15) Appropriations from the Unified Statewide 911 Emergency Service  
216 Account created in Section 63H-7a-304.

217 [~~(15)~~] (16) Appropriations from the Utah Statewide Radio System Restricted Account  
218 created in Section 63H-7a-403.

219 [~~(16)~~] (17) The Employability to Careers Program Restricted Account created in  
220 Section 63J-4-703.

221 [~~(17)~~] (18) Appropriations to the Utah Science Technology and Research Initiative  
222 created in Section 63M-2-301.

223 [~~(18)~~] (19) Appropriations to fund the Governor's Office of Economic Development's  
224 Enterprise Zone Act, as provided in Title 63N, Chapter 2, Part 2, Enterprise Zone Act.

225 [~~(19)~~] (20) Funds collected for directing and administering the C-PACE district created  
226 in Section 11-42a-302.

227 [~~(20)~~] (21) The Motion Picture Incentive Account created in Section 63N-8-103.

228 [~~(21)~~] (22) Certain money payable for commission expenses of the Pete Suazo Utah  
229 Athletic Commission, as provided under Section 63N-10-301.

230 Section 7. **Appropriation.**

231 The following sums of money are appropriated for the fiscal year beginning July 1,  
232 2018, and ending June 30, 2019. These are additions to amounts previously appropriated for  
233 fiscal year 2019. Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures  
234 Act, the Legislature appropriates the following sums of money from the funds or accounts  
235 indicated for the use and support of the government of the state of Utah.

236 ITEM 1

237 To Department of Technology Services - Technology Innovation

238 From General Fund \$150,000

239 Schedule of Programs:

240 Technology Innovation \$150,000