

HB0395S01 compared with HB0395

~~{deleted text}~~ shows text that was in HB0395 but was deleted in HB0395S01.

Inserted text shows text that was not in HB0395 but was inserted into HB0395S01.

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 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

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}~~ 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:

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- ▶ to the ~~{General Fund Restricted--}~~ Department of Technology Services - Technology Innovation ~~{Restricted Account}~~, as an ongoing appropriation:
 - 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

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

ENACTS:

63F-4-101, Utah Code Annotated 1953

63F-4-102, Utah Code Annotated 1953

63F-4-201, Utah Code Annotated 1953

63F-4-202, Utah Code Annotated 1953

~~{ **63F-4-203**, Utah Code Annotated 1953~~

~~}~~

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

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

CHAPTER 4. TECHNOLOGY INNOVATION ACT

Part 1. General Provisions

63F-4-101. Title.

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

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

63F-4-102. Definitions.

As used in this chapter:

~~{ (1) "Account" means the Technology Innovation Restricted Account, created in Section 63F-4-203.~~

~~{~~ (~~{2}~~1) "Executive branch agency" means a department, division, or other agency within the executive branch of state government.

~~{~~ (~~{3}~~2) "Review board" means the ~~{Architectural}~~ Architecture Review Board

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established within the department.

~~(4)~~3) "Technology innovation" means a new information technology not previously in use or a substantial adaptation or modification of an existing information technology.

~~(5)~~4) "Technology proposal" means a proposal to implement a technology innovation designed to result in a greater efficiency in a government process or a cost saving in the delivery of a government service, or both.

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

Part 2. Technology Innovation Program

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

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

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

(3) The review board shall:

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

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

(i) be capable of being implemented effectively; and

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

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

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

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

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

(2) The board may approve and recommend that the department provide funding from ~~the account~~ legislative appropriations for a technology proposal if, after the board's review

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and evaluation of the technology proposal, the board determines that there is a reasonably good likelihood that the technology proposal:

(a) is capable of being implemented effectively; and

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

(3) The board may:

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

(b) recommend funding ~~{from the account}~~ based on the board's prioritization under Subsection (3)(a).

(4) The department shall:

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

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

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

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

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

Committee.

~~{~~ Section 5. Section ~~63F-4-203~~ is enacted to read:

~~_____~~ ~~63F-4-203. Technology Innovation Restricted Account.~~

~~_____~~ (1) ~~There is created in the General Fund the Technology Innovation Restricted Account.~~

~~_____~~ (2) ~~The account shall be funded by:~~

~~_____~~ (a) ~~appropriations to the account by the Legislature;~~

~~_____~~ (b) ~~private contributions; and~~

~~_____~~ (c) ~~donations or grants from public or private entities.~~

~~‡~~ (~~{3}~~~~5~~) The department may, upon recommendation by the board, expend money ~~{in}~~ appropriated by the ~~{account}~~ Legislature to pay for expenses incurred by executive branch agencies in implementing a technology proposal that the board has approved ~~{as provided in~~

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~~Section 63F-4-202~~.

Section ~~{6}~~5. 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 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 63C, Chapter 18, Mental Health Crisis Line Commission, is repealed July 1, 2018.
- (8) Title 63G, Chapter 21, Agreements to Provide State Services, is repealed July 1, 2023.
- (9) Title 63H, Chapter 4, Heber Valley Historic Railroad Authority, is repealed July 1, 2020.
- (10) Title 63H, Chapter 8, Utah Housing Corporation Act, is repealed July 1, 2026.
- (11) 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

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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.

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

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

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

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

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

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

(b) Subject to Subsection (16)(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 (16)(b) and (c), a person may carry forward a tax credit in accordance with Section 59-7-610 or 59-10-1007 if:

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(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.

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

(18) (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.

(c) Notwithstanding Subsection (18)(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.

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

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

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

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

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

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

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

(3) Certain funds donated to the Department of Human Services, as provided in

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Section 62A-1-111.

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

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

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

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

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

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

(10) Appropriations to the Department of Technology Innovation Restricted Account created in Services for technology innovation under Section ~~{63F-4-203}~~ 63F-4-202.

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

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

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

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

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

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

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

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

~~[(18)]~~ (19) Appropriations to fund the Governor's Office of Economic Development's

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Enterprise Zone Act, as provided in Title 63N, Chapter 2, Part 2, Enterprise Zone Act.

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

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

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

Section ~~{8}~~7. **Appropriation.**

The following sums of money are appropriated for the fiscal year beginning July 1, 2018, and ending June 30, 2019. These are additions to amounts previously appropriated for fiscal year 2019. ~~{The}~~ Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures Act, the Legislature ~~{authorizes the State Division of Finance to transfer the following amounts between the following funds or accounts as indicated. Expenditures and outlays}~~ appropriates the following sums of money from the funds or accounts ~~{to which money is transferred must be authorized in an appropriation}~~ indicated for the use and support of the government of the state of Utah.

ITEM 1

To ~~{General Fund Restricted --}~~ Department of Technology Services - Technology Innovation ~~{Restricted Account}~~

From General Fund \$150,000

Schedule of Programs:

~~{General Fund Restricted --}~~ Technology ~~{~~

_____ ~~{~~ ~~{~~ Innovation ~~{Restricted Account}~~ \$150,000

~~{~~

Legislative Review Note

Office of Legislative Research and General Counsel