

243 participate in coverage under the Risk Management Fund created by Section 63A-4-201.

244 Section 5. Section **53D-1-103** is amended to read:

245 **53D-1-103. Application of other law.**

246 (1) The office, board, and nominating committee are subject to:

247 (a) Title 52, Chapter 4, Open and Public Meetings Act; and

248 (b) Title 63A, Chapter 3, Part 4, Utah Public Finance Website.

249 (2) Subject to Subsection 63E-1-304(2), the office may participate in coverage under
250 the Risk Management Fund, created in Section 63A-4-201.

251 (3) The office and board are subject to:

252 (a) Title 63G, Chapter 2, Government Records Access and Management Act[-] ~~H~~→, **except**

252a **for records relating to investment activities** ~~←H~~; and

253 (b) Title 63G, Chapter 6a, Utah Procurement Code.

254 (4) (a) In making rules under this chapter, the director is subject to and shall comply
255 with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, except as provided in
256 Subsection (4)(b).

257 (b) Subsections 63G-3-301(6) and (7) and Section 63G-3-601 do not apply to the
258 director's making of rules under this chapter.

259 (5) Title 63G, Chapter 7, Governmental Immunity Act of Utah, applies to a board
260 member to the same extent as it applies to an employee, as defined in Section 63G-7-102.

261 (6) (a) A board member, the director, and an office employee or agent are subject to:

262 (i) Title 67, Chapter 16, Utah Public Officers' and Employees' Ethics Act; and

263 (ii) other requirements that the board establishes.

264 (b) In addition to any restrictions or requirements imposed under Subsection (6)(a), a
265 board member, the director, and an office employee or agent may not directly or indirectly
266 acquire an interest in the trust fund or receive any direct benefit from any transaction dealing
267 with trust fund money.

268 (7) (a) Except as provided in Subsection (7)(b), the office shall comply with Title 67,
269 Chapter 19, Utah State Personnel Management Act.

270 (b) (i) Upon a recommendation from the director after the director's consultation with
271 the executive director of the Department of Human Resource Management, the board may
272 provide that specified positions in the office are exempt from Section 67-19-12 and the career
273 service provisions of Title 67, Chapter 19, Utah State Personnel Management Act, as provided