

90 9-8-601, as enacted by Laws of Utah 1991, Chapter 30

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

95 Section 1. Section 9-1-201 is amended to read:

96 **9-1-201. Department of Heritage and Arts -- Creation -- Powers and duties.**

97 (1) There is created the Department of Heritage and Arts.

98 (2) The department shall:

99 (a) be responsible for preserving and promoting the heritage of the state, the arts in the  
100 state, and cultural development within the state;

101 (b) perform heritage, arts, and cultural development planning for the state;

102 (c) coordinate the program plans of the various divisions within the department;

103 (d) administer and coordinate all state or federal grant programs which are, or become,  
104 available for heritage, arts, and cultural development;

105 (e) administer any other programs over which the department is given administrative  
106 supervision by the governor;

107 (f) submit an annual written report to the governor and the Legislature as described in  
108 Section 9-1-208;

109 (g) ensure that any training or certification required of a public official or public  
110 employee, as those terms are defined in Section 63G-22-102, complies with Title 63G, Chapter  
111 22, State Training and Certification Requirements, if the training or certification is required:

112 (i) under this title;

113 (ii) by the department; or

114 (iii) by an agency or division within the department; and

115 (h) perform any other duties as provided by the Legislature.

116 (3) The department may solicit and accept contributions of money, services, and  
117 facilities from any other sources, public or private, but may not use those contributions for  
118 publicizing the exclusive interest of the donor.

119 (4) Money received under Subsection (3) shall be deposited in the General Fund as

120 ~~H→~~ [restricted revenues of the department] dedicated credits ~~←H~~ .

400 of the Senate as follows:

401 (a) sufficient representatives to satisfy the federal requirements for an adequately  
402 qualified State Historic Preservation Review Board; and

403 (b) other persons with an interest in the subject matter of the division's responsibilities.

404 (3) (a) Except as required by Subsection (3)(b), the members shall be appointed for  
405 terms of four years and shall serve until their successors are appointed and qualified.

406 (b) Notwithstanding the requirements of Subsection (3)(a), the governor shall, at the  
407 time of appointment or reappointment, adjust the length of terms to ensure that the terms of  
408 board members are staggered so that approximately half of the board is appointed every two  
409 years.

410 (4) When a vacancy occurs in the membership for any reason, the replacement shall be  
411 appointed for the unexpired term with the consent of the Senate.

412 (5) ~~[Six members]~~ A simple majority of the board ~~[are]~~ constitutes a quorum for ~~[the~~  
413 ~~transaction of]~~ conducting board business.

414 (6) The governor shall select a chair and vice chair from the board members.

415 (7) A member may not receive compensation or benefits for the member's service, but  
416 may receive per diem and travel expenses in accordance with:

417 (a) Section 63A-3-106;

418 (b) Section 63A-3-107; and

419 (c) rules made by the Division of Finance pursuant to Sections 63A-3-106 and  
420 63A-3-107.

421 Section 23. Section **9-8-206** is amended to read:

422 **9-8-206. Historical magazine, books, documents, and microfilms -- Proceeds.**

423 (1) The division shall, under the direction of the board:

424 (a) compile and publish an historical magazine to be furnished to supporting members  
425 of the society in accordance with membership subscriptions or to be sold independently of  
426 membership; and

427 (b) publish and sell other books, documents, and microfilms at reasonable prices to be  
428 approved by the director.

429 (2) Proceeds from sales under this section shall be ~~[retained in the treasury of the~~  
430 ~~society]~~ deposited into the General Fund as ~~Ĥ→~~ [restricted revenue of the society] a dedicated  
430a credit ←Ĥ .