

Representative Mike Schultz proposes the following substitute bill:

OUTDOOR RECREATION GRANT PROGRAM AMENDMENTS

2019 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Mike Schultz

Senate Sponsor: _____

LONG TITLE

General Description:

This bill modifies provisions related to the distribution and uses of the state transient room tax.

Highlighted Provisions:

This bill:

▶ directs 4% of money collected from the state transient room tax to be deposited into the existing Hospitality and Tourism Management Education Account to fund the Hospitality and Tourism Management Career and Technical Education Pilot Program;

▶ directs 2% of money collected from the state transient room tax to be deposited into the newly created Hospitality and Tourism Management Account to fund the Hospitality and Tourism Program within the Governor's Office of Economic Development (GOED);

▶ removes the \$300,000 limit on certain money collected from the state transient room tax;

▶ describes GOED's duties in selecting a nonprofit entity to develop and implement the Hospitality and Tourism Program; and

▶ makes technical changes.



26 **Money Appropriated in this Bill:**

27 None

28 **Other Special Clauses:**

29 None

30 **Utah Code Sections Affected:**

31 AMENDS:

32 **53E-3-515**, as renumbered and amended by Laws of Utah 2018, Chapter 1

33 **59-28-103**, as last amended by Laws of Utah 2018, Chapter 415

34 ENACTS:

35 **63N-12-506**, Utah Code Annotated 1953

36 **63N-12-507**, Utah Code Annotated 1953

37

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

39 Section 1. Section **53E-3-515** is amended to read:

40 **53E-3-515. Hospitality and Tourism Management Career and Technical**

41 **Education Pilot Program.**

42 (1) As used in this section:

43 (a) "Board" means the State Board of Education.

44 (b) "Local education agency" means a school district or charter school.

45 (c) "Pilot program" means the Hospitality and Tourism Management Career and

46 Technical Education Pilot Program created under Subsection (2).

47 (2) There is created a Hospitality and Tourism Management Career and Technical

48 Education Pilot Program to provide instruction that a local education agency may offer to a

49 student in any of grades 9 through 12 on:

50 (a) the information and skills required for operational level employee positions in

51 hospitality and tourism management, including:

52 (i) hospitality soft skills;

53 (ii) operational areas of the hospitality industry;

54 (iii) sales and marketing; and

55 (iv) safety and security; and

56 (b) the leadership and managerial responsibilities, knowledge, and skills required by an

57 entry-level leader in hospitality and tourism management, including:

- 58 (i) hospitality leadership skills;
- 59 (ii) operational leadership;
- 60 (iii) managing food and beverage operations; and
- 61 (iv) managing business operations.

62 (3) The instruction described in Subsection (2) may be delivered in a public school
63 using live instruction, video, or online materials.

64 (4) (a) In accordance with Title 63G, Chapter 6a, Utah Procurement Code, the board
65 shall select [~~one or more providers~~] a provider to supply materials and curriculum for the pilot
66 program.

67 (b) The board may seek recommendations from trade associations and other entities
68 that have expertise in hospitality and tourism management regarding potential providers of
69 materials, [~~and~~] curriculum, and professional learning for the pilot program.

70 (5) (a) A local education agency may apply to the board to participate in the pilot
71 program.

72 (b) The board shall select participants in the pilot program.

73 (c) A local education agency that participates in the pilot program shall use the
74 materials and curriculum supplied by a provider selected under Subsection (4).

75 (6) The board shall evaluate the pilot program and provide an annual written report to
76 the Education Interim Committee and the Economic Development and Workforce Services
77 Interim Committee on or before October 1 describing:

- 78 (a) how many local education agencies and how many students are participating in the
79 pilot program; and
- 80 (b) any recommended changes to the pilot program.

81 Section 2. Section **59-28-103** is amended to read:

82 **59-28-103. Imposition -- Rate -- Revenue distribution.**

83 (1) Subject to the other provisions of this chapter, the state shall impose a tax on the
84 transactions described in Subsection **59-12-103(1)(i)** at a rate of .32%.

85 (2) The tax imposed under this chapter is in addition to any other taxes imposed on the
86 transactions described in Subsection **59-12-103(1)(i)**.

87 (3) (a) [~~(i) Subject to Subsection (3)(a)(ii), the~~] The commission shall deposit:

88 (i) ~~[6%]~~ 4 % of the revenue the state collects from the tax under this chapter into the
89 Hospitality and Tourism Management Education Account created in Section 53F-9-501 to fund
90 the Hospitality and Tourism Management Career and Technical Education Pilot Program
91 created in Section 53E-3-515~~[:]~~; and

92 ~~[(ii) The commission may not deposit more than \$300,000 into the Hospitality and~~
93 ~~Tourism Management Education Account under Subsection (3)(a)(i) in a fiscal year.]~~

94 (ii) 2% of the revenue the state collects from the tax under this chapter into the
95 Hospitality and Tourism Management Account created in Section 63N-12-507 to fund the
96 Hospitality and Tourism Program created in Section 63N-12-506.

97 (b) Except for the ~~[amount deposited into the Hospitality and Tourism Management~~
98 ~~Education Account under]~~ amounts deposited into the accounts described in Subsection (3)(a)
99 and the administrative charge retained under Subsection 59-28-104(4), the commission shall
100 deposit any revenue the state collects from the tax under this chapter into the Outdoor
101 Recreation Infrastructure Account created in Section 63N-9-205 to fund the Outdoor
102 Recreational Infrastructure Grant Program created in Section 63N-9-202.

103 Section 3. Section **63N-12-506** is enacted to read:

104 **63N-12-506. Hospitality and Tourism Program.**

105 (1) As used in this section and Section 63N-12-507:

106 (a) "Account" means the Hospitality and Tourism Management Account created in
107 Section 63N-12-507.

108 (b) "Program" means the Hospitality and Tourism Program created in Subsection (2).

109 (2) There is created the Hospitality and Tourism Program.

110 (3) The office may contract with a nonprofit entity that represents at least 50 hotels in
111 the state and that meets the requirements described in Subsection (5) to develop and implement
112 the program.

113 (4) The program may be developed and implemented to accomplish the following
114 objectives:

115 (a) providing opportunities for internships, externships, and continuing education
116 opportunities for potential and current professionals in the hospitality and tourism industry; and

117 (b) providing funding for educational conferences or other professional development
118 opportunities for potential and current professionals in the hospitality and tourism industry.

119 (5) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
120 office, in consultation with the talent ready board, shall make rules establishing the eligibility
121 requirements for a nonprofit entity to develop and implement the program, including:

122 (a) the form and process of submitting an application to the office; and

123 (b) the reporting requirements of a nonprofit entity.

124 (6) Before selecting a nonprofit entity to develop and implement the program, the
125 executive director shall receive recommendations from the talent ready board and the Utah
126 Outdoor Recreation Grant Advisory Committee created in Section [63N-9-204](#).

127 Section 4. Section **63N-12-507** is enacted to read:

128 **63N-12-507. Hospitality and Tourism Management Account -- Uses -- Costs.**

129 (1) There is created an expendable special revenue fund known as the "Hospitality and
130 Tourism Management Account," which the office shall use to fund the program created in
131 Section [63N-12-506](#).

132 (2) The account consists of:

133 (a) distributions to the account under Section [59-28-103](#);

134 (b) interest earned on the account;

135 (c) appropriations made by the Legislature; and

136 (d) private donations, grants, gifts, bequests, or money made available from any other
137 source to implement Section [63N-12-506](#).

138 (3) The office shall administer the account.

139 (4) The cost of administering the account shall be paid from money in the account.

140 (5) Interest accrued from investment of money in the account shall remain in the
141 account.