

CLEAN AIR SPECIAL GROUP LICENSE PLATE

2020 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Stephen G. Handy

Senate Sponsor: Luz Escamilla

LONG TITLE

General Description:

This bill creates the Clean Air Support special group license plate.

Highlighted Provisions:

This bill:

- ▶ creates the Clean Air Support special group license plate;
- ▶ requires donations of recipients of the license plate to be deposited into the Clean Air Fund and the Clean Air Support Restricted Account to fund education, awareness, and other programs to promote cleaner air; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

This bill provides a special effective date.

Utah Code Sections Affected:

AMENDS:

41-1a-418, as last amended by Laws of Utah 2019, Chapters 38, 127, 213, and 392

41-1a-422, as last amended by Laws of Utah 2019, Chapters 38 and 213

59-10-1319, as enacted by Laws of Utah 2016, Chapter 111

63I-1-263, as last amended by Laws of Utah 2019, Chapters 89, 246, 311, 414, 468, 469, 482 and last amended by Coordination Clause, Laws of Utah 2019, Chapter 246

63I-2-263, as last amended by Laws of Utah 2019, Chapters 182, 240, 246, 325, 370,

30 and 483

31 [63J-1-602.1](#), as last amended by Laws of Utah 2019, Chapters 89, 136, 213, 215, 244,
32 326, 342, and 482

33 ENACTS:

34 [19-1-109](#), Utah Code Annotated 1953



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

37 Section 1. Section **19-1-109** is enacted to read:

38 **19-1-109. Clean Air Support Restricted Account.**

39 (1) There is created in the General Fund a restricted account known as the "Clean Air
40 Support Restricted Account."

41 (2) The account shall be funded by:

42 (a) contributions deposited into the account in accordance with Section [41-1a-422](#);

43 (b) private contributions; and

44 (c) donations or grants from public or private entities.

45 (3) (a) The state treasurer shall invest money in the account according to Title 51,
46 Chapter 7, State Money Management Act.

47 (b) The Division of Finance shall deposit interest or other earnings derived from
48 investment of account money into the account.

49 (4) Subject to appropriation, the department shall distribute the money in the account
50 to one or more organizations that:

51 (a) are tax exempt under Section 501(c)(3), Internal Revenue Code; and

52 (b) have as part of the organization's mission:

53 (i) to encourage and educate the public about simple changes to improve air quality in
54 the state;

55 (ii) to provide grants to organizations or individuals with innovative ideas to reduce
56 emissions; and

57 (iii) to partner with other organizations to strengthen efforts to improve air quality.

58 (5) The department may also expend funds in the account to pay the costs of issuing or
59 reordering Clean Air Support special group license plate decals.

60 (6) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the
61 department shall make rules providing procedures for an organization to apply to receive
62 money under this section.

63 Section 2. Section **41-1a-418** is amended to read:

64 **41-1a-418. Authorized special group license plates.**

65 (1) The division shall only issue special group license plates in accordance with this
66 section through Section 41-1a-422 to a person who is specified under this section within the
67 categories listed as follows:

68 (a) disability special group license plates issued in accordance with Section 41-1a-420;

69 (b) honor special group license plates, as in a war hero, which plates are issued for a:

70 (i) survivor of the Japanese attack on Pearl Harbor;

71 (ii) former prisoner of war;

72 (iii) recipient of a Purple Heart;

73 (iv) disabled veteran;

74 (v) recipient of a gold star award issued by the United States Secretary of Defense; or

75 (vi) recipient of a campaign or combat theater award determined by the Department of
76 Veterans and Military Affairs;

77 (c) unique vehicle type special group license plates, as for historical, collectors value,
78 or other unique vehicle type, which plates are issued for:

79 (i) a special interest vehicle;

80 (ii) a vintage vehicle;

81 (iii) a farm truck; or

82 (iv) (A) until Subsection (1)(c)(iv)(B) or (4) applies, a vehicle powered by clean fuel as
83 defined in Section 59-13-102; or

84 (B) beginning on the effective date of rules made by the Department of Transportation
85 authorized under Subsection 41-6a-702(5)(b) and until Subsection (4) applies, a vehicle

86 powered by clean fuel that meets the standards established by the Department of Transportation
87 in rules authorized under Subsection 41-6a-702(5)(b);

88 (d) recognition special group license plates, which plates are issued for:

89 (i) a current member of the Legislature;

90 (ii) a current member of the United States Congress;

91 (iii) a current member of the National Guard;

92 (iv) a licensed amateur radio operator;

93 (v) a currently employed, volunteer, or retired firefighter until June 30, 2009;

94 (vi) an emergency medical technician;

95 (vii) a current member of a search and rescue team;

96 (viii) a current honorary consulate designated by the United States Department of
97 State;

98 (ix) an individual supporting commemoration and recognition of women's suffrage;

99 (x) an individual supporting a fraternal, initiatic order for those sharing moral and
100 metaphysical ideals, and designed to teach ethical and philosophical matters of brotherly love,
101 relief, and truth; or

102 (xi) an individual supporting the Utah Wing of the Civil Air Patrol; or

103 (e) support special group license plates, as for a contributor to an institution or cause,
104 which plates are issued for a contributor to:

105 (i) an institution's scholastic scholarship fund;

106 (ii) the Division of Wildlife Resources;

107 (iii) the Department of Veterans and Military Affairs;

108 (iv) the Division of Parks and Recreation;

109 (v) the Department of Agriculture and Food;

110 (vi) the Guardian Ad Litem Services Account and the Children's Museum of Utah;

111 (vii) the Boy Scouts of America;

112 (viii) spay and neuter programs through No More Homeless Pets in Utah;

113 (ix) the Boys and Girls Clubs of America;

- 114 (x) Utah public education;
- 115 (xi) programs that provide support to organizations that create affordable housing for
- 116 those in severe need through the Division of Real Estate;
- 117 (xii) the Department of Public Safety;
- 118 (xiii) programs that support Zion National Park;
- 119 (xiv) beginning on July 1, 2009, programs that provide support to firefighter
- 120 organizations;
- 121 (xv) programs that promote bicycle operation and safety awareness;
- 122 (xvi) programs that conduct or support cancer research;
- 123 (xvii) programs that create or support autism awareness;
- 124 (xviii) programs that create or support humanitarian service and educational and
- 125 cultural exchanges;
- 126 (xix) until September 30, 2017, programs that conduct or support prostate cancer
- 127 awareness, screening, detection, or prevention;
- 128 (xx) programs that support and promote adoptions;
- 129 (xxi) programs that create or support civil rights education and awareness;
- 130 (xxii) programs that support issues affecting women and children through an
- 131 organization affiliated with a national professional men's basketball organization;
- 132 (xxiii) programs that strengthen youth soccer, build communities, and promote
- 133 environmental sustainability through an organization affiliated with a professional men's soccer
- 134 organization;
- 135 (xxiv) programs that support children with heart disease;
- 136 (xxv) programs that support the operation and maintenance of the Utah Law
- 137 Enforcement Memorial;
- 138 (xxvi) programs that provide assistance to children with cancer;
- 139 (xxvii) programs that promote leadership and career development through agricultural
- 140 education;
- 141 (xxviii) the Utah State Historical Society;

142 (xxix) programs to transport veterans to visit memorials honoring the service and
143 sacrifices of veterans; [~~or~~]

144 (xxx) programs that promote motorcycle safety awareness[-]; or

145 (xxx) organizations that promote clean air through partnership, education, and
146 awareness.

147 (2) (a) The division may not issue a new type of special group license plate or decal
148 unless the division receives:

149 (i) (A) a private donation for the start-up fee established under Section 63J-1-504 for
150 the production and administrative costs of providing the new special group license plates or
151 decals; or

152 (B) a legislative appropriation for the start-up fee provided under Subsection
153 (2)(a)(i)(A); and

154 (ii) beginning on January 1, 2012, and for the issuance of a support special group
155 license plate authorized in Section 41-1a-422, at least 500 completed applications for the new
156 type of support special group license plate or decal to be issued with all fees required under this
157 part for the support special group license plate or decal issuance paid by each applicant.

158 (b) (i) Beginning on January 1, 2012, each participating organization shall collect and
159 hold applications for support special group license plates or decals authorized in Section
160 41-1a-422 on or after January 1, 2012, until it has received at least 500 applications.

161 (ii) Once a participating organization has received at least 500 applications, it shall
162 submit the applications, along with the necessary fees, to the division for the division to begin
163 working on the design and issuance of the new type of support special group license plate or
164 decal to be issued.

165 (iii) Beginning on January 1, 2012, the division may not work on the issuance or design
166 of a new support special group license plate or decal authorized in Section 41-1a-422 until the
167 applications and fees required under this Subsection (2) have been received by the division.

168 (iv) The division shall begin issuance of a new support special group license plate or
169 decal authorized in Section 41-1a-422 on or after January 1, 2012, no later than six months

170 after receiving the applications and fees required under this Subsection (2).

171 (c) (i) Beginning on July 1, 2009, the division may not renew a motor vehicle
172 registration of a motor vehicle that has been issued a firefighter recognition special group
173 license plate unless the applicant is a contributor as defined in Subsection
174 41-1a-422(1)(a)(ii)(D) to the Firefighter Support Restricted Account.

175 (ii) A registered owner of a vehicle that has been issued a firefighter recognition
176 special group license plate prior to July 1, 2009, upon renewal of the owner's motor vehicle
177 registration shall:

178 (A) be a contributor to the Firefighter Support Restricted Account as required under
179 Subsection (2)(c)(i); or

180 (B) replace the firefighter recognition special group license plate with a new license
181 plate.

182 (3) Beginning on July 1, 2011, if a support special group license plate or decal type
183 authorized in Section 41-1a-422 and issued on or after January 1, 2012, has fewer than 500
184 license plates issued each year for a three consecutive year time period that begins on July 1,
185 the division may not issue that type of support special group license plate or decal to a new
186 applicant beginning on January 1 of the following calendar year after the three consecutive year
187 time period for which that type of support special group license plate or decal has fewer than
188 500 license plates issued each year.

189 (4) Beginning on July 1, 2011, the division may not issue to an applicant a unique
190 vehicle type license plate for a vehicle powered by clean fuel under Subsection (1)(c)(iv).

191 (5) (a) Beginning on October 1, 2017, the division may not issue a new prostate cancer
192 support special group license plate.

193 (b) A registered owner of a vehicle that has been issued a prostate cancer support
194 special group license plate before October 1, 2017, may renew the owner's motor vehicle
195 registration, with the contribution allocated as described in Section 41-1a-422.

196 Section 3. Section 41-1a-422 is amended to read:

197 **41-1a-422. Support special group license plates -- Contributor -- Voluntary**

198 **contribution collection procedures.**

199 (1) As used in this section:

200 (a) (i) Except as provided in Subsection (1)(a)(ii), "contributor" means a person who
201 has donated or in whose name at least \$25 has been donated to:

202 (A) a scholastic scholarship fund of a single named institution;

203 (B) the Department of Veterans and Military Affairs for veterans programs;

204 (C) the Division of Wildlife Resources for the Wildlife Resources Account created in
205 Section 23-14-13, for conservation of wildlife and the enhancement, preservation, protection,
206 access, and management of wildlife habitat;

207 (D) the Department of Agriculture and Food for the benefit of conservation districts;

208 (E) the Division of Parks and Recreation for the benefit of snowmobile programs;

209 (F) the Guardian Ad Litem Services Account and the Children's Museum of Utah, with
210 the donation evenly divided between the two;

211 (G) the Boy Scouts of America for the benefit of a Utah Boy Scouts of America
212 council as specified by the contributor;

213 (H) No More Homeless Pets in Utah for distribution to organizations or individuals
214 that provide spay and neuter programs that subsidize the sterilization of domestic animals;

215 (I) the Utah Alliance of Boys and Girls Clubs, Inc. to provide and enhance youth
216 development programs;

217 (J) the Utah Association of Public School Foundations to support public education;

218 (K) the Utah Housing Opportunity Restricted Account created in Section 61-2-204 to
219 assist people who have severe housing needs;

220 (L) the Public Safety Honoring Heroes Restricted Account created in Section 53-1-118
221 to support the families of fallen Utah Highway Patrol troopers and other Department of Public
222 Safety employees;

223 (M) the Division of Parks and Recreation for distribution to organizations that provide
224 support for Zion National Park;

225 (N) the Firefighter Support Restricted Account created in Section 53-7-109 to support

- 226 firefighter organizations;
- 227 (O) the Share the Road Bicycle Support Restricted Account created in Section
228 [72-2-127](#) to support bicycle operation and safety awareness programs;
- 229 (P) the Cancer Research Restricted Account created in Section [26-21a-302](#) to support
230 cancer research programs;
- 231 (Q) Autism Awareness Restricted Account created in Section [53F-9-401](#) to support
232 autism awareness programs;
- 233 (R) Humanitarian Service and Educational and Cultural Exchange Restricted Account
234 created in Section [9-17-102](#) to support humanitarian service and educational and cultural
235 programs;
- 236 (S) Prostate Cancer Support Restricted Account created in Section [26-21a-303](#) for
237 programs that conduct or support prostate cancer awareness, screening, detection, or prevention
238 until September 30, 2017, and beginning on October 1, 2017, upon renewal of a prostate cancer
239 support special group license plate, to the Cancer Research Restricted Account created in
240 Section [26-21a-302](#) to support cancer research programs;
- 241 (T) the Choose Life Adoption Support Restricted Account created in Section
242 [62A-4a-608](#) to support programs that promote adoption;
- 243 (U) the Martin Luther King, Jr. Civil Rights Support Restricted Account created in
244 Section [9-18-102](#);
- 245 (V) the National Professional Men's Basketball Team Support of Women and Children
246 Issues Restricted Account created in Section [62A-1-202](#);
- 247 (W) the Utah Law Enforcement Memorial Support Restricted Account created in
248 Section [53-1-120](#);
- 249 (X) the Children with Cancer Support Restricted Account created in Section
250 [26-21a-304](#) for programs that provide assistance to children with cancer;
- 251 (Y) the National Professional Men's Soccer Team Support of Building Communities
252 Restricted Account created in Section [9-19-102](#);
- 253 (Z) the Children with Heart Disease Support Restricted Account created in Section

254 [26-58-102](#);

255 (AA) the Utah Intracurricular Student Organization Support for Agricultural Education
256 and Leadership Restricted Account created in Section [4-42-102](#);

257 (BB) the Division of Wildlife Resources for the Support for State-Owned Shooting
258 Ranges Restricted Account created in Section [23-14-13.5](#), for the creation of new, and
259 operation and maintenance of existing, state-owned firearm shooting ranges;

260 (CC) the Utah State Historical Society to further the mission and purpose of the Utah
261 State Historical Society;

262 (DD) the Motorcycle Safety Awareness Support Restricted Account created in Section
263 [72-2-130](#); [or]

264 (EE) the Transportation of Veterans to Memorials Support Restricted Account created
265 in Section [71-14-102](#)[?]; or

266 (FF) clean air support causes, with half of the donation deposited into the Clean Air
267 Support Restricted Account created in Section [19-1-109](#), and half of the donation deposited
268 into the Clean Air Fund created in Section [59-10-1319](#).

269 (ii) (A) For a veterans special group license plate described in Subsection
270 [41-1a-421\(1\)\(a\)\(v\)](#) or [41-1a-422\(4\)](#), "contributor" means a person who has donated or in whose
271 name at least a \$25 donation at the time of application and \$10 annual donation thereafter has
272 been made.

273 (B) For a Utah Housing Opportunity special group license plate, "contributor" means a
274 person who:

275 (I) has donated or in whose name at least \$30 has been donated at the time of
276 application and annually after the time of application; and

277 (II) is a member of a trade organization for real estate licensees that has more than
278 15,000 Utah members.

279 (C) For an Honoring Heroes special group license plate, "contributor" means a person
280 who has donated or in whose name at least \$35 has been donated at the time of application and
281 annually thereafter.

282 (D) For a firefighter support special group license plate, "contributor" means a person
283 who:

284 (I) has donated or in whose name at least \$15 has been donated at the time of
285 application and annually after the time of application; and

286 (II) is a currently employed, volunteer, or retired firefighter.

287 (E) For a cancer research special group license plate, "contributor" means a person who
288 has donated or in whose name at least \$35 has been donated at the time of application and
289 annually after the time of application.

290 (F) For a Martin Luther King, Jr. Civil Rights Support special group license plate,
291 "contributor" means a person who has donated or in whose name at least \$35 has been donated
292 at the time of application and annually thereafter.

293 (G) For a Utah Law Enforcement Memorial Support special group license plate,
294 "contributor" means a person who has donated or in whose name at least \$35 has been donated
295 at the time of application and annually thereafter.

296 (b) "Institution" means a state institution of higher education as defined under Section
297 [53B-3-102](#) or a private institution of higher education in the state accredited by a regional or
298 national accrediting agency recognized by the United States Department of Education.

299 (2) (a) An applicant for original or renewal collegiate special group license plates under
300 Subsection (1)(a)(i) must be a contributor to the institution named in the application and
301 present the original contribution verification form under Subsection (2)(b) or make a
302 contribution to the division at the time of application under Subsection (3).

303 (b) An institution with a support special group license plate shall issue to a contributor
304 a verification form designed by the commission containing:

305 (i) the name of the contributor;

306 (ii) the institution to which a donation was made;

307 (iii) the date of the donation; and

308 (iv) an attestation that the donation was for a scholastic scholarship.

309 (c) The state auditor may audit each institution to verify that the money collected by the

310 institutions from contributors is used for scholastic scholarships.

311 (d) After an applicant has been issued collegiate license plates or renewal decals, the
312 commission shall charge the institution whose plate was issued, a fee determined in accordance
313 with Section 63J-1-504 for management and administrative expenses incurred in issuing and
314 renewing the collegiate license plates.

315 (e) If the contribution is made at the time of application, the contribution shall be
316 collected, treated, and deposited as provided under Subsection (3).

317 (3) (a) An applicant for original or renewal support special group license plates under
318 this section must be a contributor to the sponsoring organization associated with the license
319 plate.

320 (b) This contribution shall be:

321 (i) unless collected by the named institution under Subsection (2), collected by the
322 division;

323 (ii) considered a voluntary contribution for the funding of the activities specified under
324 this section and not a motor vehicle registration fee;

325 (iii) deposited into the appropriate account less actual administrative costs associated
326 with issuing the license plates; and

327 (iv) for a firefighter special group license plate, deposited into the appropriate account
328 less:

329 (A) the costs of reordering firefighter special group license plate decals; and

330 (B) the costs of replacing recognition special group license plates with new license
331 plates under Subsection 41-1a-1211(13).

332 (c) The donation described in Subsection (1)(a) must be made in the 12 months prior to
333 registration or renewal of registration.

334 (d) The donation described in Subsection (1)(a) shall be a one-time donation made to
335 the division when issuing original:

336 (i) snowmobile license plates; or

337 (ii) conservation license plates.

338 (4) Veterans license plates shall display one of the symbols representing the Army,
339 Navy, Air Force, Marines, Coast Guard, or American Legion.

340 Section 4. Section **59-10-1319** is amended to read:

341 **59-10-1319. Contribution to Clean Air Fund.**

342 (1) (a) There is created an [~~agency~~] expendable special revenue fund known as the
343 "Clean Air Fund."

344 (b) The fund shall consist of all amounts deposited into the fund in accordance with
345 Subsection (2).

346 (2) (a) Except as provided in Section **59-10-1304**, for a taxable year beginning on or
347 after January 1, 2017, a resident or nonresident individual who files an individual income tax
348 return under this chapter may designate on the resident or nonresident individual's individual
349 income tax return a contribution as provided in this section to be:

350 [~~(a)~~] (i) deposited into the Clean Air Fund; and

351 [~~(b)~~] (ii) expended as provided in Subsection (3).

352 (b) The fund shall also consist of amounts deposited into the fund through:

353 (i) contributions deposited into the account in accordance with Section **41-1a-422**;

354 (ii) private contributions; and

355 (iii) donations or grants from public or private entities.

356 (3) (a) At least once each year, the commission shall disburse from the Clean Air Fund
357 all money deposited into the fund since the last disbursement.

358 (b) The commission shall disburse money under Subsection (3)(a) to the Division of
359 Air Quality for the purpose of:

360 (i) providing money for grants to individuals or organizations in the state to fund
361 activities intended to improve air quality in the state; [~~or~~]

362 (ii) enhancing programs designed to educate the public about the importance of air
363 quality to the health, well-being, and livelihood of individuals in the state[~~;~~]; and

364 (iii) pay the costs of issuing or reordering Clean Air Support special group license plate
365 decals.

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

367 **63I-1-263. Repeal dates, Titles 63A to 63N.**

368 (1) In relation to the Utah Transparency Advisory Board, on January 1, 2025:

369 (a) Subsection **63A-1-201**(1) is repealed;

370 (b) Subsection **63A-1-202**(2)(c), the language that states "using criteria established by
371 the board" is repealed;

372 (c) Section **63A-1-203** is repealed;

373 (d) Subsections **63A-1-204**(1) and (2), the language that states "After consultation with
374 the board, and" is repealed; and

375 (e) Subsection **63A-1-204**(1)(b), the language that states "using the standards provided
376 in Subsection **63A-1-203**(3)(c)" is repealed.

377 (2) Subsection **63A-5-228**(2)(h), relating to prioritizing and allocating capital
378 improvement funding, is repealed on July 1, 2024.

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

380 (4) Title 63C, Chapter 4a, Constitutional and Federalism Defense Act, is repealed July
381 1, 2028.

382 (5) Title 63C, Chapter 6, Utah Seismic Safety Commission, is repealed January 1,
383 2025.

384 (6) Title 63C, Chapter 16, Prison Development Commission Act, is repealed July 1,
385 2020.

386 (7) Title 63C, Chapter 17, Point of the Mountain Development Commission Act, is
387 repealed July 1, 2021.

388 (8) Title 63C, Chapter 18, Mental Health Crisis Line Commission, is repealed July 1,
389 2023.

390 (9) Title 63G, Chapter 21, Agreements to Provide State Services, is repealed July 1,
391 2025.

392 (10) Title 63H, Chapter 4, Heber Valley Historic Railroad Authority, is repealed July 1,
393 2020.

394 (11) In relation to the State Fair Corporation Board of Directors, on January 1, 2025:

395 (a) Subsection 63H-6-104(2)(c), related to a Senate appointment, is repealed;

396 (b) Subsection 63H-6-104(2)(d), related to a House appointment, is repealed;

397 (c) in Subsection 63H-6-104(2)(e), the language that states ", of whom only one may
398 be a legislator, in accordance with Subsection (3)(e)," is repealed;

399 (d) Subsection 63H-6-104(3)(a)(i) is amended to read:

400 "(3)(a)(i) Except as provided in Subsection (3)(a)(ii), a board member appointed under
401 Subsection (2)(e) or (f) shall serve a term that expires on the December 1 four years after the
402 year that the board member was appointed.";

403 (e) in Subsections 63H-6-104(3)(a)(ii), (c)(ii), and (d), the language that states "the
404 president of the Senate, the speaker of the House, the governor," is repealed and replaced with
405 "the governor"; and

406 (f) Subsection 63H-6-104(3)(e), related to limits on the number of legislators, is
407 repealed.

408 (12) Title 63H, Chapter 8, Utah Housing Corporation Act, is repealed July 1, 2026.

409 (13) Section 63M-7-212 is repealed on December 31, 2019.

410 (14) On July 1, 2025:

411 (a) in Subsection 17-27a-404(3)(c)(ii), the language that states "the Resource
412 Development Coordinating Committee," is repealed;

413 (b) Subsection 23-14-21(2)(c) is amended to read "(c) provide notification of proposed
414 sites for the transplant of species to local government officials having jurisdiction over areas
415 that may be affected by a transplant.";

416 (c) in Subsection 23-14-21(3), the language that states "and the Resource Development
417 Coordinating Committee" is repealed;

418 (d) in Subsection 23-21-2.3(1), the language that states "the Resource Development
419 Coordinating Committee created in Section 63J-4-501 and" is repealed;

420 (e) in Subsection 23-21-2.3(2), the language that states "the Resource Development
421 Coordinating Committee and" is repealed;

422 (f) Subsection 63J-4-102(1) is repealed and the remaining subsections are renumbered
423 accordingly;

424 (g) Subsections 63J-4-401(5)(a) and (c) are repealed;

425 (h) Subsection 63J-4-401(5)(b) is renumbered to Subsection 63J-4-401(5)(a) and the
426 word "and" is inserted immediately after the semicolon;

427 (i) Subsection 63J-4-401(5)(d) is renumbered to Subsection 63J-4-401(5)(b);

428 (j) Sections 63J-4-501, 63J-4-502, 63J-4-503, 63J-4-504, and 63J-4-505 are repealed;
429 and

430 (k) Subsection 63J-4-603(1)(e)(iv) is repealed and the remaining subsections are
431 renumbered accordingly.

432 (15) Subsection 63J-1-602.1[~~(13)~~](14), Nurse Home Visiting Restricted Account is
433 repealed July 1, 2026.

434 (16) Subsection 63J-1-602.2(4), referring to dedicated credits to the Utah Marriage
435 Commission, is repealed July 1, 2023.

436 (17) Subsection 63J-1-602.2(5), referring to the Trip Reduction Program, is repealed
437 July 1, 2022.

438 (18) (a) Subsection 63J-1-602.1[~~(53)~~](56), relating to the Utah Statewide Radio System
439 Restricted Account, is repealed July 1, 2022.

440 (b) When repealing Subsection 63J-1-602.1(53), the Office of Legislative Research and
441 General Counsel shall, in addition to the office's authority under Subsection 36-12-12(3), make
442 necessary changes to subsection numbering and cross references.

443 (19) Subsection 63J-1-602.2(23), related to the Utah Seismic Safety Commission, is
444 repealed January 1, 2025.

445 (20) Subsection 63J-4-708(1), in relation to the Talent Ready Utah Board, on January
446 1, 2023, is amended to read:

447 "(1) On or before October 1, the board shall provide an annual written report to the
448 Social Services Appropriations Subcommittee and the Economic Development and Workforce
449 Services Interim Committee."

450 (21) In relation to the Utah Substance Use and Mental Health Advisory Council, on
451 January 1, 2023:

452 (a) Sections 63M-7-301, 63M-7-302, 63M-7-303, 63M-7-304, and 63M-7-306 are
453 repealed;

454 (b) Section 63M-7-305, the language that states "council" is replaced with
455 "commission";

456 (c) Subsection 63M-7-305(1) is repealed and replaced with:

457 "(1) "Commission" means the Commission on Criminal and Juvenile Justice."; and

458 (d) Subsection 63M-7-305(2) is repealed and replaced with:

459 "(2) The commission shall:

460 (a) provide ongoing oversight of the implementation, functions, and evaluation of the
461 Drug-Related Offenses Reform Act; and

462 (b) coordinate the implementation of Section 77-18-1.1 and related provisions in
463 Subsections 77-18-1(5)(b)(iii) and (iv)."

464 (22) The Crime Victim Reparations and Assistance Board, created in Section
465 63M-7-504, is repealed July 1, 2027.

466 (23) Title 63M, Chapter 11, Utah Commission on Aging, is repealed July 1, 2021.

467 (24) Subsection 63N-1-301(4)(c), related to the Talent Ready Utah Board, is repealed
468 on January 1, 2023.

469 (25) Title 63N, Chapter 2, Part 2, Enterprise Zone Act, is repealed July 1, 2028.

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

472 (b) Subject to Subsection (26)(c), Sections 59-7-610 and 59-10-1007 regarding tax
473 credits for certain persons in recycling market development zones, are repealed for taxable
474 years beginning on or after January 1, 2021.

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

476 (i) for the purchase price of machinery or equipment described in Section 59-7-610 or
477 59-10-1007, if the machinery or equipment is purchased on or after January 1, 2021; or

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

480 (d) Notwithstanding Subsections (26)(b) and (c), a person may carry forward a tax
481 credit in accordance with Section 59-7-610 or 59-10-1007 if:

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

483 (ii) (A) for the purchase price of machinery or equipment described in Section
484 59-7-610 or 59-10-1007, the machinery or equipment is purchased on or before December 31,
485 2020; or

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

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

489 (28) (a) Title 63N, Chapter 2, Part 6, Utah Small Business Jobs Act, is repealed
490 January 1, 2021.

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

493 (c) Notwithstanding Subsection (28)(b), an entity may carry forward a tax credit in
494 accordance with Section 59-9-107 if:

495 (i) the person is entitled to a tax credit under Section 59-9-107 on or before December
496 31, 2020; and

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

499 (29) Subsections 63N-3-109(2)(e) and 63N-3-109(2)(f)(i) are repealed July 1, 2023.

500 (30) Title 63N, Chapter 4, Part 4, Rural Employment Expansion Program, is repealed
501 July 1, 2023.

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

504 (32) In relation to the Pete Suazo Utah Athletic Commission, on January 1, 2021:

505 (a) Subsection 63N-10-201(2)(a) is amended to read:

506 "(2) (a) The governor shall appoint five commission members with the advice and
507 consent of the Senate.";

508 (b) Subsection 63N-10-201(2)(b), related to legislative appointments, is repealed;

509 (c) in Subsection 63N-10-201(3)(a), the language that states ", president, or speaker,
510 respectively," is repealed; and

511 (d) Subsection 63N-10-201(3)(d) is amended to read:

512 "(d) The governor may remove a commission member for any reason and replace the
513 commission member in accordance with this section."

514 (33) In relation to the Talent Ready Utah Board, on January 1, 2023:

515 (a) Subsection 9-22-102(16) is repealed;

516 (b) in Subsection 9-22-114(2), the language that states "Talent Ready Utah," is
517 repealed; and

518 (c) in Subsection 9-22-114(5), the language that states "representatives of Talent Ready
519 Utah," is repealed.

520 (34) Title 63N, Chapter 12, Part 5, Talent Ready Utah Center, is repealed January 1,
521 2023.

522 Section 6. Section 63I-2-263 is amended to read:

523 **63I-2-263. Repeal dates, Title 63A to Title 63N.**

524 (1) On July 1, 2020:

525 (a) Subsection 63A-1-203(5)(a)(i) is repealed; and

526 (b) in Subsection 63A-1-203(5)(a)(ii), the language that states "appointed on or after
527 May 8, 2018," is repealed.

528 (2) Sections 63C-4a-307 and 63C-4a-309 are repealed January 1, 2020.

529 (3) Title 63C, Chapter 19, Higher Education Strategic Planning Commission is
530 repealed July 1, 2020.

531 (4) The following sections regarding the World War II Memorial Commission are
532 repealed on July 1, 2020:

533 (a) Section 63G-1-801;

- 534 (b) Section 63G-1-802;
- 535 (c) Section 63G-1-803; and
- 536 (d) Section 63G-1-804.
- 537 (5) In relation to the State Fair Park Committee, on January 1, 2021:
- 538 (a) Section 63H-6-104.5 is repealed; and
- 539 (b) Subsections 63H-6-104(8) and (9) are repealed.
- 540 (6) Section 63H-7a-303 is repealed on July 1, 2022.
- 541 (7) In relation to the Employability to Careers Program Board, on July 1, 2022:
- 542 (a) Subsection 63J-1-602.1[~~(52)~~](57) is repealed;
- 543 (b) Subsection 63J-4-301(1)(h), related to the review of data and metrics, is repealed;
- 544 and
- 545 (c) Title 63J, Chapter 4, Part 7, Employability to Careers Program, is repealed.
- 546 (8) Section 63J-4-708 is repealed January 1, 2023.
- 547 Section 7. Section 63J-1-602.1 is amended to read:
- 548 **63J-1-602.1. List of nonlapsing appropriations from accounts and funds.**
- 549 Appropriations made from the following accounts or funds are nonlapsing:
- 550 (1) The Utah Intracurricular Student Organization Support for Agricultural Education
- 551 and Leadership Restricted Account created in Section 4-42-102.
- 552 (2) The Native American Repatriation Restricted Account created in Section 9-9-407.
- 553 (3) The Martin Luther King, Jr. Civil Rights Support Restricted Account created in
- 554 Section 9-18-102.
- 555 (4) The National Professional Men's Soccer Team Support of Building Communities
- 556 Restricted Account created in Section 9-19-102.
- 557 (5) Funds collected for directing and administering the C-PACE district created in
- 558 Section 11-42a-302.
- 559 (6) The Clean Air Support Restricted Account created in Section 19-1-109.
- 560 [~~(6)~~] (7) The [^u]Support for State-Owned Shooting Ranges Restricted Account[^u]
- 561 created in Section 23-14-13.5.

562 ~~[(7)]~~ (8) Award money under the State Asset Forfeiture Grant Program, as provided
563 under Section [24-4-117](#).

564 ~~[(8)]~~ (9) Funds collected from the program fund for local health department expenses
565 incurred in responding to a local health emergency under Section [26-1-38](#).

566 ~~[(9)]~~ (10) Funds collected from the emergency medical services grant program, as
567 provided in Section [26-8a-207](#).

568 ~~[(10)]~~ (11) The Children with Cancer Support Restricted Account created in Section
569 [26-21a-304](#).

570 ~~[(11)]~~ (12) State funds for matching federal funds in the Children's Health Insurance
571 Program as provided in Section [26-40-108](#).

572 ~~[(12)]~~ (13) The Children with Heart Disease Support Restricted Account created in
573 Section [26-58-102](#).

574 ~~[(13)]~~ (14) The Nurse Home Visiting Restricted Account created in Section [26-63-601](#).

575 ~~[(14)]~~ (15) The Technology Development Restricted Account created in Section
576 [31A-3-104](#).

577 ~~[(15)]~~ (16) The Criminal Background Check Restricted Account created in Section
578 [31A-3-105](#).

579 ~~[(16)]~~ (17) The Captive Insurance Restricted Account created in Section [31A-3-304](#),
580 except to the extent that Section [31A-3-304](#) makes the money received under that section free
581 revenue.

582 ~~[(17)]~~ (18) The Title Licensee Enforcement Restricted Account created in Section
583 [31A-23a-415](#).

584 ~~[(18)]~~ (19) The Health Insurance Actuarial Review Restricted Account created in
585 Section [31A-30-115](#).

586 ~~[(19)]~~ (20) The Insurance Fraud Investigation Restricted Account created in Section
587 [31A-31-108](#).

588 ~~[(20)]~~ (21) The Underage Drinking Prevention Media and Education Campaign
589 Restricted Account created in Section [32B-2-306](#).

590 ~~[(21)]~~ (22) The School Readiness Restricted Account created in Section [35A-15-203](#).

591 ~~[(22)]~~ (23) Money received by the Utah State Office of Rehabilitation for the sale of
592 certain products or services, as provided in Section [35A-13-202](#).

593 ~~[(23)]~~ (24) The Oil and Gas Conservation Account created in Section [40-6-14.5](#).

594 ~~[(24)]~~ (25) The Electronic Payment Fee Restricted Account created by Section
595 [41-1a-121](#) to the Motor Vehicle Division.

596 ~~[(25)]~~ (26) The Motor Vehicle Enforcement Division Temporary Permit Restricted
597 Account created by Section [41-3-110](#) to the State Tax Commission.

598 ~~[(26)]~~ (27) The Utah Law Enforcement Memorial Support Restricted Account created
599 in Section [53-1-120](#).

600 ~~[(27)]~~ (28) The State Disaster Recovery Restricted Account to the Division of
601 Emergency Management, as provided in Section [53-2a-603](#).

602 ~~[(28)]~~ (29) The Department of Public Safety Restricted Account to the Department of
603 Public Safety, as provided in Section [53-3-106](#).

604 ~~[(29)]~~ (30) The Utah Highway Patrol Aero Bureau Restricted Account created in
605 Section [53-8-303](#).

606 ~~[(30)]~~ (31) The DNA Specimen Restricted Account created in Section [53-10-407](#).

607 ~~[(31)]~~ (32) The Canine Body Armor Restricted Account created in Section [53-16-201](#).

608 ~~[(32)]~~ (33) The Technical Colleges Capital Projects Fund created in Section
609 [53B-2a-118](#).

610 ~~[(33)]~~ (34) The Higher Education Capital Projects Fund created in Section
611 [53B-22-202](#).

612 ~~[(34)]~~ (35) A certain portion of money collected for administrative costs under the
613 School Institutional Trust Lands Management Act, as provided under Section [53C-3-202](#).

614 ~~[(35)]~~ (36) The Public Utility Regulatory Restricted Account created in Section
615 [54-5-1.5](#), subject to Subsection [54-5-1.5\(4\)\(d\)](#).

616 ~~[(36)]~~ (37) Funds collected from a surcharge fee to provide certain licensees with
617 access to an electronic reference library, as provided in Section [58-3a-105](#).

618 [~~(37)~~] (38) Certain fines collected by the Division of Occupational and Professional
619 Licensing for violation of unlawful or unprofessional conduct that are used for education and
620 enforcement purposes, as provided in Section 58-17b-505.

621 [~~(38)~~] (39) Funds collected from a surcharge fee to provide certain licensees with
622 access to an electronic reference library, as provided in Section 58-22-104.

623 [~~(39)~~] (40) Funds collected from a surcharge fee to provide certain licensees with
624 access to an electronic reference library, as provided in Section 58-55-106.

625 [~~(40)~~] (41) Funds collected from a surcharge fee to provide certain licensees with
626 access to an electronic reference library, as provided in Section 58-56-3.5.

627 [~~(41)~~] (42) Certain fines collected by the Division of Occupational and Professional
628 Licensing for use in education and enforcement of the Security Personnel Licensing Act, as
629 provided in Section 58-63-103.

630 [~~(42)~~] (43) The Relative Value Study Restricted Account created in Section 59-9-105.

631 [~~(43)~~] (44) The Cigarette Tax Restricted Account created in Section 59-14-204.

632 [~~(44)~~] (45) Funds paid to the Division of Real Estate for the cost of a criminal
633 background check for a mortgage loan license, as provided in Section 61-2c-202.

634 [~~(45)~~] (46) Funds paid to the Division of Real Estate for the cost of a criminal
635 background check for principal broker, associate broker, and sales agent licenses, as provided
636 in Section 61-2f-204.

637 [~~(46)~~] (47) Certain funds donated to the Department of Human Services, as provided in
638 Section 62A-1-111.

639 [~~(47)~~] (48) The National Professional Men's Basketball Team Support of Women and
640 Children Issues Restricted Account created in Section 62A-1-202.

641 [~~(48)~~] (49) Certain funds donated to the Division of Child and Family Services, as
642 provided in Section 62A-4a-110.

643 [~~(49)~~] (50) The Choose Life Adoption Support Restricted Account created in Section
644 62A-4a-608.

645 [~~(50)~~] (51) Funds collected by the Office of Administrative Rules for publishing, as

646 provided in Section [63G-3-402](#).

647 ~~[(51)]~~ [\(52\)](#) The Immigration Act Restricted Account created in Section [63G-12-103](#).

648 ~~[(52)]~~ [\(53\)](#) Money received by the military installation development authority, as
649 provided in Section [63H-1-504](#).

650 ~~[(53)]~~ [\(54\)](#) The Computer Aided Dispatch Restricted Account created in Section
651 [63H-7a-303](#).

652 ~~[(54)]~~ [\(55\)](#) The Unified Statewide 911 Emergency Service Account created in Section
653 [63H-7a-304](#).

654 ~~[(55)]~~ [\(56\)](#) The Utah Statewide Radio System Restricted Account created in Section
655 [63H-7a-403](#).

656 ~~[(56)]~~ [\(57\)](#) The Employability to Careers Program Restricted Account created in
657 Section [63J-4-703](#).

658 ~~[(57)]~~ [\(58\)](#) The Motion Picture Incentive Account created in Section [63N-8-103](#).

659 ~~[(58)]~~ [\(59\)](#) Certain money payable for expenses of the Pete Suazo Utah Athletic
660 Commission, as provided under Section [63N-10-301](#).

661 ~~[(59)]~~ [\(60\)](#) Funds collected by the housing of state probationary inmates or state parole
662 inmates, as provided in Subsection [64-13e-104\(2\)](#).

663 ~~[(60)]~~ [\(61\)](#) Certain forestry and fire control funds utilized by the Division of Forestry,
664 Fire, and State Lands, as provided in Section [65A-8-103](#).

665 ~~[(61)]~~ [\(62\)](#) The Transportation of Veterans to Memorials Support Restricted Account
666 created in Section [71-14-102](#).

667 ~~[(62)]~~ [\(63\)](#) The Amusement Ride Safety Restricted Account, as provided in Section
668 [72-16-204](#).

669 ~~[(63)]~~ [\(64\)](#) Certain funds received by the Office of the State Engineer for well drilling
670 fines or bonds, as provided in Section [73-3-25](#).

671 ~~[(64)]~~ [\(65\)](#) The Water Resources Conservation and Development Fund, as provided in
672 Section [73-23-2](#).

673 ~~[(65)]~~ [\(66\)](#) Funds donated or paid to a juvenile court by private sources, as provided in

674 Subsection [78A-6-203\(1\)\(c\)](#).

675 ~~[(66)]~~ [\(67\)](#) Fees for certificate of admission created under Section [78A-9-102](#).

676 ~~[(67)]~~ [\(68\)](#) Funds collected for adoption document access as provided in Sections

677 [78B-6-141](#), [78B-6-144](#), and [78B-6-144.5](#).

678 ~~[(68)]~~ [\(69\)](#) Funds collected for indigent defense as provided in Title 78B, Chapter 22,

679 Part 4, Utah Indigent Defense Commission.

680 ~~[(69)]~~ [\(70\)](#) Revenue for golf user fees at the Wasatch Mountain State Park, Palisades

681 State Park, Jordan River State Park, and Green River State Park, as provided under Section

682 [79-4-403](#).

683 ~~[(70)]~~ [\(71\)](#) Certain funds received by the Division of Parks and Recreation from the

684 sale or disposal of buffalo, as provided under Section [79-4-1001](#).

685 Section 8. **Effective date.**

686 This bill takes effect on October 15, 2020.