

Senator Daniel McCay proposes the following substitute bill:

ECONOMIC DEVELOPMENT SUNSET AMENDMENTS

2020 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Daniel McCay

House Sponsor: Mike Winder

LONG TITLE

General Description:

This bill addresses provisions related to certain boards, commissions, and committees.

Highlighted Provisions:

This bill:

- ▶ repeals sunset provisions related to the Utah State Fair Corporation Board of Directors;
- ▶ repeals sunset provisions related to the Pete Suazo Utah Athletic Commission; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

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



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

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

28 **63I-1-263. Repeal dates, Titles 63A to 63N.**

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

30 (a) Subsection **63A-1-201**(1) is repealed;

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32 the board" is repealed;

33 (c) Section **63A-1-203** is repealed;

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35 the board, and" is repealed; and

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37 in Subsection **63A-1-203**(3)(c)" is repealed.

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39 improvement funding, is repealed on July 1, 2024.

40 (3) Section **63A-5-603**, State Facility Energy Efficiency Fund, is repealed July 1, 2023.

41 (4) Title 63C, Chapter 4a, Constitutional and Federalism Defense Act, is repealed July
42 1, 2028.

43 (5) Title 63C, Chapter 6, Utah Seismic Safety Commission, is repealed January 1,
44 2025.

45 (6) Title 63C, Chapter 16, Prison Development Commission Act, is repealed July 1,
46 2020.

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48 repealed July 1, 2021.

49 (8) Title 63C, Chapter 18, Mental Health Crisis Line Commission, is repealed July 1,
50 2023.

51 (9) Title 63G, Chapter 21, Agreements to Provide State Services, is repealed July 1,
52 2025.

53 (10) Title 63H, Chapter 4, Heber Valley Historic Railroad Authority, is repealed July 1,
54 2020.

55 [~~(11) In relation to the State Fair Corporation Board of Directors, on January 1, 2025:]~~

56 [~~(a) Subsection **63H-6-104**(2)(c), related to a Senate appointment, is repealed;~~]

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

58 [~~(c) in Subsection 63H-6-104(2)(c), the language that states ", of whom only one may
59 be a legislator, in accordance with Subsection (3)(c)," is repealed;~~]

60 [~~(d) Subsection 63H-6-104(3)(a)(i) is amended to read:~~]

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

64 [~~(e) in Subsections 63H-6-104(3)(a)(ii), (c)(ii), and (d), the language that states "the
65 president of the Senate, the speaker of the House, the governor," is repealed and replaced with
66 "the governor"; and]~~

67 [~~(f) Subsection 63H-6-104(3)(e), related to limits on the number of legislators, is
68 repealed.~~]

69 [~~(12)~~] (11) Title 63H, Chapter 8, Utah Housing Corporation Act, is repealed July 1,
70 2026.

71 [~~(13)~~] (12) Section 63M-7-212 is repealed on December 31, 2019.

72 [~~(14)~~] (13) On July 1, 2025:

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

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

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

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

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

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

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

87 (h) Subsection 63J-4-401(5)(b) is renumbered to Subsection 63J-4-401(5)(a) and the

88 word "and" is inserted immediately after the semicolon;

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

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

91 and

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

94 [~~15~~] (14) Subsection 63J-1-602.1(13), Nurse Home Visiting Restricted Account is
95 repealed July 1, 2026.

96 [~~16~~] (15) Subsection 63J-1-602.2(4), referring to dedicated credits to the Utah
97 Marriage Commission, is repealed July 1, 2023.

98 [~~17~~] (16) Subsection 63J-1-602.2(5), referring to the Trip Reduction Program, is
99 repealed July 1, 2022.

100 [~~18~~] (17) (a) Subsection 63J-1-602.1(53), relating to the Utah Statewide Radio
101 System Restricted Account, is repealed July 1, 2022.

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

105 [~~19~~] (18) Subsection 63J-1-602.2(23), related to the Utah Seismic Safety
106 Commission, is repealed January 1, 2025.

107 [~~20~~] (19) Subsection 63J-4-708(1), in relation to the Talent Ready Utah Board, on
108 January 1, 2023, is amended to read:

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

112 [~~21~~] (20) In relation to the Utah Substance Use and Mental Health Advisory Council,
113 on January 1, 2023:

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

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

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

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

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

121 "(2) The commission shall:

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

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

126 [~~(22)~~] (21) The Crime Victim Reparations and Assistance Board, created in Section
127 63M-7-504, is repealed July 1, 2027.

128 [~~(23)~~] (22) Title 63M, Chapter 11, Utah Commission on Aging, is repealed July 1,
129 2021.

130 [~~(24)~~] (23) Subsection 63N-1-301(4)(c), related to the Talent Ready Utah Board, is
131 repealed on January 1, 2023.

132 [~~(25)~~] (24) Title 63N, Chapter 2, Part 2, Enterprise Zone Act, is repealed July 1, 2028.

133 [~~(26)~~] (25) (a) Title 63N, Chapter 2, Part 4, Recycling Market Development Zone Act,
134 is repealed January 1, 2021.

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

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

139 (i) for the purchase price of machinery or equipment described in Section 59-7-610 or
140 59-10-1007, if the machinery or equipment is purchased on or after January 1, 2021; or

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

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

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

146 (ii) (A) for the purchase price of machinery or equipment described in Section
147 59-7-610 or 59-10-1007, the machinery or equipment is purchased on or before December 31,
148 2020; or

149 (B) for an expenditure described in Subsection 59-7-610(1)(b) or 59-10-1007(1)(b), the

150 expenditure is made on or before December 31, 2020.

151 ~~[(27)]~~ (26) Section 63N-2-512 is repealed on July 1, 2021.

152 ~~[(28)]~~ (27) (a) Title 63N, Chapter 2, Part 6, Utah Small Business Jobs Act, is repealed
153 January 1, 2021.

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

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

158 (i) the person is entitled to a tax credit under Section 59-9-107 on or before December
159 31, 2020; and

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

162 ~~[(29)]~~ (28) Subsections 63N-3-109(2)(e) and 63N-3-109(2)(f)(i) are repealed July 1,
163 2023.

164 ~~[(30)]~~ (29) Title 63N, Chapter 4, Part 4, Rural Employment Expansion Program, is
165 repealed July 1, 2023.

166 ~~[(31)]~~ (30) Title 63N, Chapter 9, Part 2, Outdoor Recreational Infrastructure Grant
167 Program, is repealed January 1, 2023.

168 ~~[(32) In relation to the Pete Suazo Utah Athletic Commission, on January 1, 2021:]~~

169 ~~[(a) Subsection 63N-10-201(2)(a) is amended to read:]~~

170 ~~["(2) (a) The governor shall appoint five commission members with the advice and
171 consent of the Senate.";~~

172 ~~[(b) Subsection 63N-10-201(2)(b), related to legislative appointments, is repealed;]~~

173 ~~[(c) in Subsection 63N-10-201(3)(a), the language that states ", president, or speaker,
174 respectively," is repealed; and]~~

175 ~~[(d) Subsection 63N-10-201(3)(d) is amended to read:]~~

176 ~~["(d) The governor may remove a commission member for any reason and replace the
177 commission member in accordance with this section.";~~

178 ~~[(33)]~~ (31) In relation to the Talent Ready Utah Board, on January 1, 2023:

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

180 (b) in Subsection 9-22-114(2), the language that states "Talent Ready Utah," is

181 repealed; and

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

184 [~~34~~] (32) Title 63N, Chapter 12, Part 5, Talent Ready Utah Center, is repealed
185 January 1, 2023.