

## SB0015S01 compared with SB0015

~~{deleted text}~~ shows text that was in SB0015 but was deleted in SB0015S01.

inserted text shows text that was not in SB0015 but was inserted into SB0015S01.

**DISCLAIMER:** This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Senator Daniel McCay proposes the following substitute bill:

### WORKFORCE SOLUTIONS FOR AIR QUALITY

#### AMENDMENTS

2021 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Daniel McCay**

House Sponsor: Mike Winder

---

---

#### LONG TITLE

~~{Committee Note:~~

~~— The Economic Development and Workforce Services Interim Committee recommended this bill.~~

~~— Legislative Vote: 14 voting for 0 voting against 3 absent~~

~~}General Description:~~

This bill enacts reporting and other requirements for the Department of Human Resource Management (DHRM) related to teleworking by state employees.

**Highlighted Provisions:**

This bill:

- ▶ defines terms; ~~{and}~~

## SB0015S01 compared with SB0015

- ▶ requires DHRM to:
  - cooperate with state agencies to provide and measure teleworking options for state employees during bad air quality days and other certain days; and
  - provide an annual written report regarding teleworking by state employees during bad air quality days ~~{ }~~ and other certain days; and
- ▶ requires the Governor's Office of Management and Budget to notify state agencies of mandatory action days for air quality and special circumstance days to encourage teleworking by eligible employees.

### Money Appropriated in this Bill:

None

### Other Special Clauses:

None

### Utah Code Sections Affected:

ENACTS:

**67-19-46**, Utah Code Annotated 1953

---

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

Section 1. Section **67-19-46** is enacted to read:

**67-19-46. Teleworking progress report.**

(1) As used in this section:

~~(a) "Air quality index" means the index used by the Department of Environmental Quality and the United States Environmental Protection Agency for reporting air quality.~~

~~(b) "Maroon air quality day" means a weekday in which the air quality index in the county where an agency is located is measured as hazardous.~~

~~(c) "Purple air quality day" means a weekday in which the air quality index in the county where an agency is located is measured as very unhealthy.~~

~~(d) "Red air quality day" means a weekday in which the air quality index in the county where an agency is located is measured as unhealthy.~~ Mandatory action day" means a day where notice has been issued at least 48 hours in advance by the director of the Division of Air Quality that the concentration of air pollutants measured in a county are predicted to reach or exceed levels of air pollution that are unhealthy for sensitive groups.

## SB0015S01 compared with SB0015

(b) "Special circumstance day" means a day where predicted heavy snowfall or other situations pose a risk to employee safety or employee health as determined at least 24 hours in advance by the Governor's Office of Management and Budget.

(c) "Surge teleworking" means an employee who temporarily teleworks on a mandatory action day or a special circumstance day.

(d) "Surge telework eligible" means all employment positions identified as telework eligible and employment positions identified as able to telework temporarily for mandatory action days or special circumstance days.

(e) "Teleworking" means an employee working from home through the use of a computer, the Internet, a telephone, or other technology to complete work-related duties and maintain contact with colleagues, clients, or a central office as needed.

(2) (a) The department shall ~~cooperate with~~ assist each state agency ~~to encourage and measure teleworking by employees during each day that is forecast by the Department of Environmental Quality to be a red air quality day, a purple air quality day, or a maroon air quality day~~ with identifying positions that are surge telework eligible.

(b) The department may identify and distribute to each state agency strategies and best practices to:

~~(i) increase the use of teleworking by the agency's employees during red, purple, or maroon air quality days;~~

~~(ii) inform the agency's employees~~ mandatory action days and special circumstance days.

(3) The Governor's Office of Management and Budget shall inform each state agency in a timely manner of mandatory action days ~~that are forecast to be red, purple, or maroon air quality days; and~~

~~(iii) encourage each state agency to meet a target goal of:~~

~~(A) 40% of the agency's employees teleworking on each red air quality day; and~~

~~(B) 70% of the agency's employees teleworking on each purple air quality day and each maroon air quality day.~~

~~(3) and special circumstance days.~~

(4) On or before October 1 of each year, the department shall provide a written report to the Economic Development and Workforce Services Interim Committee describing:

## SB0015S01 compared with SB0015

(a) the number of employees and the percentage of employees from each agency that are ~~able to telework during red air quality days, purple air quality days, and maroon air quality days~~ identified as telework eligible and surge telework eligible;

(b) except for the initial written report on or before October 1, 2021, the number of employees and the percentage of employees from each agency that have teleworked during ~~red air quality~~ mandatory action days~~, purple air quality days,~~ and ~~maroon air quality~~ special circumstance days during the previous fiscal year;

(c) for each agency that has not met the target ~~goals described in Subsection (2)(b)(iii)~~ goal of 90% of surge telework eligible employees teleworking on mandatory action days or special circumstance days, impediments to achieving the target goals and recommended strategies to achieve the target goals in the future; and

(d) for each agency, recommendations for any actions by the Legislature to increase the number and percentage of ~~employees that can telework on red air quality days, purple air quality days, and maroon air quality days~~ surge telework eligible employees.