

ANTI-BOYCOTT ISRAEL AMENDMENTS

2021 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Jerry W. Stevenson

House Sponsor: Francis D. Gibson

LONG TITLE

General Description:

This bill enacts the Anti-boycott Israel Act.

Highlighted Provisions:

This bill:

- ▶ defines terms; and
- ▶ prohibits a government entity from contracting with a company that boycotts the State of Israel.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

63G-27-101, Utah Code Annotated 1953

63G-27-102, Utah Code Annotated 1953

63G-27-201, Utah Code Annotated 1953

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

Section 1. Section **63G-27-101** is enacted to read:

CHAPTER 27. ANTI-BOYCOTT ISRAEL ACT



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Part 1. General Provisions

63G-27-101. Title.

This chapter is known as the "Anti-Boycott Israel Act."

Section 2. Section **63G-27-102** is enacted to read:

63G-27-102. Definitions.

As used in this chapter:

(1) "Boycott action" means refusing to deal, terminating business activities, or any other action intended to discriminate, inflict economic harm, or otherwise limit commercial relations.

(2) "Boycott of the State of Israel" means engaging in a boycott action specifically with:

(a) the State of Israel; and

(b) (i) companies or individuals doing business in or with the State of Israel; or

(ii) companies authorized by, licensed by, or organized under the laws of the State of Israel to do business.

(3) (a) "Company" means a corporation, partnership, limited liability company, sole proprietorship, or similar entity.

(b) "Company" includes any wholly-owned subsidiary, majority-owned subsidiary, parent company, or affiliate of an entity described in Subsection (3)(a).

(4) "Public entity" means the state or a political subdivision of the state, including each department, division, office, board, commission, council, authority, or institution of the state or a political subdivision of the state.

Section 3. Section **63G-27-201** is enacted to read:

Part 2. Prohibitions

63G-27-201. Prohibition on contracting.

(1) Except as provided in Subsection (2), a public entity may not enter into a contract with a company to acquire or dispose of a good or service, including supplies, information technology, or construction services, unless:

(a) the contract includes a written certification that the company is not currently engaged in a boycott of the State of Israel; and

(b) the company agrees not to engage in a boycott of the State of Israel for the duration

59 of the contract.

60 (2) This section does not apply:

61 (a) if a company offers to provide a good or service under contract for at least 20% less
62 than any other company;

63 (b) to a contract with a total value of less than \$100,000; or

64 (c) to a contract with a company that has fewer than 10 full-time employees.