

1                   **UTAH STATE RAILROAD MUSEUM AUTHORITY**

2                                   **AMENDMENTS**

3   2022 GENERAL SESSION

4   STATE OF UTAH

5                                   **Chief Sponsor: Walt Brooks**

6                                   Senate Sponsor: Wayne A. Harper

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8   **LONG TITLE**

9   **General Description:**

10           This bill makes changes related to the Utah State Railroad Museum Authority.

11   **Highlighted Provisions:**

12           This bill:

- 13           ▶ requires the Utah State Railroad Museum Authority to return unused appropriations  
14 to the Division of Finance for deposit in the General Fund;
- 15           ▶ provides for the repeal of the Utah State Railroad Museum Authority; and
- 16           ▶ makes technical and conforming changes.

17   **Money Appropriated in this Bill:**

18           This bill appropriates in fiscal year 2023:

- 19           ▶ to the Department of Cultural and Community Engagement -- Pass Through, as a  
20 one-time appropriation:
- 21           • from the General Fund, One-time, \$97,800.

22   **Other Special Clauses:**

23           This bill provides a special effective date.

24   **Utah Code Sections Affected:**

25   AMENDS:

26           **63E-1-102**, as last amended by Laws of Utah 2018, Chapter 393

27           **63I-2-263**, as last amended by Laws of Utah 2021, First Special Session, Chapter 4

28   ENACTS:

29           **63H-5-111**, Utah Code Annotated 1953

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

Section 1. Section **63E-1-102** is amended to read:

**63E-1-102. Definitions -- List of independent entities.**

As used in this title:

(1) "Authorizing statute" means the statute creating an entity as an independent entity.

(2) "Committee" means the Retirement and Independent Entities Committee created by

Section **63E-1-201**.

(3) "Independent corporation" means a corporation incorporated in accordance with Chapter 2, Independent Corporations Act.

(4) (a) "Independent entity" means an entity having a public purpose relating to the state or its citizens that is individually created by the state or is given by the state the right to exist and conduct its affairs as an:

(i) independent state agency; or

(ii) independent corporation.

(b) "Independent entity" includes the:

(i) Utah Beef Council, created by Section **4-21-103**;

(ii) Utah Dairy Commission created by Section **4-22-103**;

(iii) Heber Valley Historic Railroad Authority created by Section **63H-4-102**;

~~[(iv) Utah State Railroad Museum Authority created by Section **63H-5-102**];~~

~~[(v)]~~ (iv) Utah Housing Corporation created by Section **63H-8-201**;

~~[(vi)]~~ (v) Utah State Fair Corporation created by Section **63H-6-103**;

~~[(vii)]~~ (vi) Utah State Retirement Office created by Section **49-11-201**;

~~[(viii)]~~ (vii) School and Institutional Trust Lands Administration created by Section

**53C-1-201**;

~~[(ix)]~~ (viii) School and Institutional Trust Fund Office created by Section **53D-1-201**;

~~[(x)]~~ (ix) Utah Communications Authority created by Section **63H-7a-201**;

~~[(xi)]~~ (x) Utah Energy Infrastructure Authority created by Section **63H-2-201**;

58            [~~(xii)~~] (xi) Utah Capital Investment Corporation created by Section 63N-6-301; and  
59            [~~(xiii)~~] (xii) Military Installation Development Authority created by Section  
60 63H-1-201.

61            (c) Notwithstanding this Subsection (4), "independent entity" does not include:

62            (i) the Public Service Commission of Utah created by Section 54-1-1;

63            (ii) an institution within the state system of higher education;

64            (iii) a city, county, or town;

65            (iv) a local school district;

66            (v) a local district under Title 17B, Limited Purpose Local Government Entities - Local  
67 Districts; or

68            (vi) a special service district under Title 17D, Chapter 1, Special Service District Act.

69            (5) "Independent state agency" means an entity that is created by the state, but is  
70 independent of the governor's direct supervisory control.

71            (6) "Money held in trust" means money maintained for the benefit of:

72            (a) one or more private individuals, including public employees;

73            (b) one or more public or private entities; or

74            (c) the owners of a quasi-public corporation.

75            (7) "Public corporation" means an artificial person, public in ownership, individually  
76 created by the state as a body politic and corporate for the administration of a public purpose  
77 relating to the state or its citizens.

78            (8) "Quasi-public corporation" means an artificial person, private in ownership,  
79 individually created as a corporation by the state, which has accepted from the state the grant of  
80 a franchise or contract involving the performance of a public purpose relating to the state or its  
81 citizens.

82            Section 2. Section 63H-5-111 is enacted to read:

83            **63H-5-111. Return of appropriations.**

84            (1) On or before June 30, 2022, the authority shall return to the Division of Finance the  
85 unused portion of appropriations made to the authority by the Legislature.

86 (2) The Division of Finance shall deposit funds received from the authority in the  
87 General Fund.

88 Section 3. Section **63I-2-263** is amended to read:

89 **63I-2-263. Repeal dates, Title 63A to Title 63N.**

90 (1) Section **63A-3-111** is repealed June 30, 2021.

91 (2) Title 63C, Chapter 19, Higher Education Strategic Planning Commission is  
92 repealed July 1, 2021.

93 (3) Title 63C, Chapter 22, Digital Wellness, Citizenship, and Safe Technology  
94 Commission is repealed July 1, 2023.

95 (4) Section **63G-1-502** is repealed July 1, 2022.

96 (5) The following sections regarding the World War II Memorial Commission are  
97 repealed on July 1, 2022:

98 (a) Section **63G-1-801**;

99 (b) Section **63G-1-802**;

100 (c) Section **63G-1-803**; and

101 (d) Section **63G-1-804**.

102 (6) Title 63H, Chapter 5, Utah State Railroad Museum Authority, is repealed on July 1,  
103 2022.

104 [~~6~~] (7) Section **63H-7a-303** is repealed July 1, 2024.

105 [~~7~~] (8) Subsection **63J-1-206(3)(c)**, relating to coronavirus, is repealed July 1, 2021.

106 [~~8~~] (9) Sections **63M-7-213** and **63M-7-213.5** are repealed on January 1, 2023.

107 [~~9~~] (10) Section **63M-7-217** is repealed on July 1, 2022.

108 [~~10~~] (11) Title 63N, Chapter 13, Part 3, Facilitating Public-private Partnerships Act,  
109 is repealed January 1, 2024.

110 [~~11~~] (12) Title 63N, Chapter 15, COVID-19 Economic Recovery Programs, is  
111 repealed December 31, 2021.

112 Section 4. **Appropriation.**

113 The following sums of money are appropriated for the fiscal year beginning July 1,

114 2022, and ending June 30, 2023. These are additions to amounts previously appropriated for  
115 fiscal year 2023. Under the terms and conditions of Title 63J, Chapter 1, Budgetary Procedures  
116 Act, the Legislature appropriates the following sums of money from the funds or accounts  
117 indicated for the use and support of the government of the state of Utah.

118 ITEM 1

119 To Department of Cultural and Community Engagement -- Pass Through

120 From General Fund, One-time \$97,800

121 Schedule of Programs:

122 Pass Through \$97,800

123 The Legislature intends that the Department of Cultural and Community Engagement  
124 pass through:

125 (1) one-half of the appropriation described in this item to the Heber Valley Historic  
126 Railroad Authority, to be used in accordance with the requirements described in Subsection  
127 [63H-4-106\(3\)](#); and

128 (2) one-half of the appropriation described in this item to the Ogden Union Station, to  
129 be used for operations and maintenance costs.

130 **Section 5. Effective date.**

131 This bill takes effect on May 4, 2022, except that the amendments to Section [63E-1-102](#)  
132 take effect on July 1, 2022.