

UTAH STATE RAILROAD MUSEUM AUTHORITY

AMENDMENTS

2022 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Walt Brooks

Senate Sponsor: Wayne A. Harper

LONG TITLE

General Description:

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

Highlighted Provisions:

This bill:

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

Money Appropriated in this Bill:

None

Other Special Clauses:

This bill provides a special effective date.

Utah Code Sections Affected:

AMENDS:

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

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

ENACTS:

63H-5-111, Utah Code Annotated 1953



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

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

30 **63E-1-102. Definitions -- List of independent entities.**

31 As used in this title:

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

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

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

35 (3) "Independent corporation" means a corporation incorporated in accordance with

36 Chapter 2, Independent Corporations Act.

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

40 (i) independent state agency; or

41 (ii) independent corporation.

42 (b) "Independent entity" includes the:

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

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

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

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

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

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

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

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

51 **53C-1-201**;

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

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

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

55 [~~(xii)~~] (xi) Utah Capital Investment Corporation created by Section **63N-6-301**; and

56 [~~(xiii)~~] (xii) Military Installation Development Authority created by Section

57 **63H-1-201**.

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

- 59 (i) the Public Service Commission of Utah created by Section 54-1-1;
- 60 (ii) an institution within the state system of higher education;
- 61 (iii) a city, county, or town;
- 62 (iv) a local school district;
- 63 (v) a local district under Title 17B, Limited Purpose Local Government Entities - Local
- 64 Districts; or

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

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

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

- 69 (a) one or more private individuals, including public employees;
- 70 (b) one or more public or private entities; or
- 71 (c) the owners of a quasi-public corporation.

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

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

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

80 **63H-5-111. Return of appropriations.**

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

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

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

86 **63I-2-263. Repeal dates, Title 63A to Title 63N.**

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

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

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

92 (4) Section [63G-1-502](#) is repealed July 1, 2022.

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

95 (a) Section [63G-1-801](#);
96 (b) Section [63G-1-802](#);
97 (c) Section [63G-1-803](#); and
98 (d) Section [63G-1-804](#).

99 (6) Title 63H, Chapter 5, Utah State Railroad Museum Authority, is repealed on July 1,
100 2022.

101 [~~(6)~~] (7) Section [63H-7a-303](#) is repealed July 1, 2024.

102 [~~(7)~~] (8) Subsection [63J-1-206\(3\)\(c\)](#), relating to coronavirus, is repealed July 1, 2021.

103 [~~(8)~~] (9) Sections [63M-7-213](#) and [63M-7-213.5](#) are repealed on January 1, 2023.

104 [~~(9)~~] (10) Section [63M-7-217](#) is repealed on July 1, 2022.

105 [~~(10)~~] (11) Title 63N, Chapter 13, Part 3, Facilitating Public-private Partnerships Act,
106 is repealed January 1, 2024.

107 [~~(11)~~] (12) Title 63N, Chapter 15, COVID-19 Economic Recovery Programs, is
108 repealed December 31, 2021.

109 Section 4. **Effective date.**

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