



Selected Highlights of the 2022 General Session

March 04, 2022

Alcohol

SB0014S01

Consumer Alcoholic Beverage Purchasing

Davis, G.

This bill amends provisions of the Alcoholic Beverage Control Act regarding consumer purchasing.

This bill:

- defines terms;
- creates the Division of Consumer Purchasing (division) within the Department of Alcoholic Beverage Control;
- moves the wine subscription program under the administration of the division;
- requires the division to establish a consumer purchasing system;
- outlines the parameters of the consumer purchasing system; and
- grants the Alcoholic Beverage Control Commission rulemaking authority.

SB0176S02

Alcoholic Beverage Control Act Amendments

Stevenson, J.

This bill amends provisions of the Alcoholic Beverage Control Act and provisions related to the Act.

This bill:

- defines and amends terms;
- amends proximity requirements for certain arena licensees;
- amends provisions of the Malted Beverage Act regarding:
 - labeling and packaging; and
 - the power of the commission and department to classify flavored malt beverages;
- amends the time period in which a retail manager is required to complete a certain training program;
- changes the name of the "Department of Alcoholic Beverage Control" to the "Department of Alcoholic Beverage Services";
- changes the name of the "Alcoholic Beverage Control Commission" to the "Alcoholic Beverage Services Commission";
- changes the name of the "Alcoholic Beverage Control Advisory Board" to the "Alcoholic Beverage Services Advisory Board";
- amends provisions related to the late renewal of a license;
- amends provisions regarding the liquor control fund;
- amends provisions regarding the calculation of manufacturer production for school lunch program markup purposes;
- requires a package agency to submit any information the commission or department may require for the renewal of a package agency agreement;
- permits a package agency located at a manufacturing facility to, under certain conditions, remain open on a Sunday or on a state or federal holiday;



Selected Highlights of the 2022 General Session

March 04, 2022

- amends a provision related to the furnishing of alcohol to a minor;
- amends the application requirements for a retail license;
- amends the requirements for a conditional retail license;
- prohibits the commission from including certain sublicenses in the total number of licenses the commission has issued for each type of retail license;
- permits various retail licensees to sell beer for off-premise consumption under certain conditions;
- makes references to the department's auditing of a retail licensee's records consistent;
- amends provisions regarding a retail licensee's ceasing of operations and makes the amendment retroactive to March 12, 2020;
- permits a management agreement under certain conditions;
- prohibits an off-premise beer retailer from:
 - engaging in or permitting on the licensed premises gambling or fringe gambling;
 - having certain devices or games on the licensed premises; or
 - knowingly allowing certain drug-related activities on the licensed premises;
- amends provisions regarding the tracking of enforcement actions to remove references to and requirements related to a repealed section of statute;
- amends the total number of resort licenses permitted at a time in the state to eight;
- permits a hotel licensee or person applying for a hotel license to obtain a spa sublicense;
- amends the number of 72-hour single event permits the director may issue in a calendar year to the same person to 24;
- amends and renumbers the Transfer of Alcohol License Act; and
- makes technical and conforming changes.

Animals

HB0175

Protection of Animals Amendments

Romero, A.

This bill concerns protections for an animal under circumstances of domestic violence and stalking.

This bill:

- defines "household animal";
- modifies the definition of "emotional distress" related to the offense of stalking to include suffering resulting from harm to an animal;
- requires the Administrative Office of the Courts to include a space to indicate a request for protection of an animal on certain protective order forms;



Selected Highlights of the 2022 General Session

March 04, 2022

- allows the court to, when issuing certain protective orders, enjoin the respondent from injuring, threatening to injure, or taking possession of certain animals; and
- makes technical and conforming changes.

Appropriations

HB0008S01 State Agency Fees and Internal Service Fund Rate Authorization and Appropriations Spendlove, R.

This bill supplements or reduces appropriations otherwise provided for the support and operation of state government for the fiscal year beginning July 1, 2022 and ending June 30, 2023.

This bill:

- provides budget increases and decreases for the use and support of certain state agencies and institutions of higher education;
- authorizes certain state agency fees;
- authorizes internal service fund rates;
- adjusts funding for the impact of Internal Service Fund rate changes; and,
- provides budget increases and decreases for other purposes as described.

SB0008S01 State Agency and Higher Education Compensation Appropriations

Ipson, D.

This bill supplements or reduces appropriations otherwise provided for the support and operation of state government for the fiscal year beginning July 1, 2022 and ending June 30, 2023.

This bill:

- provides funding for a 3.5% labor market increase for state employees;
- provides funding for performance-based discretionary, targeted, and directed salary increases for state employees;
- provides funding for a 5.75% labor market and performance-based increase for higher education employees;
- provides funding for step and lane increases for employees of the Utah Schools for the Deaf and the Blind;
- provides funding for an average 6.7% increase in health insurance benefits rates and 1% increase in dental insurance benefits rates for state and higher education employees;
- provides funding for a 2.59% State pick up of public safety and firefighter employee retirement contributions for employees in the Tier II Defined Contribution Plan;
- provides funding for retirement rate changes for certain state employees;
- provides funding for an up-to \$26 per pay period match for qualifying state employees enrolled in a defined contribution plan; and



Selected Highlights of the 2022 General Session

March 04, 2022

- provides funding for other compensation adjustments as authorized.

Business

SB0095S03

Limitations on Employer Liability

Owens, D.R.

This bill addresses liability of an employer.

This bill:

- defines terms;
- addresses liability of an employer for negligently hiring an employee that has been previously convicted of an offense;
- creates a sunset date; and
- makes technical and conforming changes.

SB0182S02

Digital Asset Amendments

Cullimore, K. A.

This bill establishes a framework for the ownership of digital assets.

This bill:

- defines terms; and
- provides a basis for understanding the ownership of digital assets.

SB0227S02

Consumer Privacy Act

Cullimore, K. A.

This bill enacts the Utah Consumer Privacy Act.

This bill:

- defines terms;
- provides consumers the right to:
- access and delete certain personal data maintained by certain businesses; and
- opt out of the collection and use of personal data for certain purposes;
- requires certain businesses that control and process consumers' personal data to:
- safeguard consumers' personal data;
- provide clear information to consumers regarding how the consumers' personal data are used; and
- accept and comply with a consumer's request to exercise the consumer's rights under this bill;



Selected Highlights of the 2022 General Session

March 04, 2022

- creates a right for a consumer to know what personal data a business collects, how the business uses the personal data, and whether the business sells the personal data;
- upon request and subject to exceptions, requires a business to delete a consumer's personal data or stop selling the consumer's personal data;
- allows the Division of Consumer Protection to accept and investigate consumer complaints regarding the processing of personal data;
- authorizes the Office of the Attorney General to take enforcement action and impose penalties; and
- makes technical changes.

Child Care

HB0015S02

Child Care Amendments

Pulsipher, S.

This bill modifies provisions related to child care.

This bill:

- modifies definitions applicable to the Department of Health's licensing and certification of child care providers;
- clarifies the Department of Health's authority over municipalities and counties to regulate licensed and certified child care programs;
- allows a community reinvestment agency to use the agency's housing allocation to pay for the expansion of child care facilities within the agency's boundaries;
- requires the Department of Health to make rules allowing licensed and certified child care providers to provide after school care for a reasonable number of children in excess of capacity limits;
- increases the number of children that a residential child care provider may care for without a certificate from the Department of Health;
- removes limitations on the number of children under two years old that a certified residential child care provider may care for;
- establishes a limit on the total number of children that a person may care for in the person's home without a license or certificate from the Department of Health, regardless of whether a child is related;
- requires the Office of Child Care to provide grants to certain child care providers from COVID-19 relief funds;
- requires the Office of Child Care to report information about the office's expenditure of COVID-19 relief funds on an annual basis;
- requires a proposal for a housing and transportation reinvestment zone to promote the objective of increasing access to child care; and
- makes technical changes.



Selected Highlights of the 2022 General Session

March 04, 2022

Child Custody/Parent Time

SB0243S01

Parent-time Amendments

Weiler, T.

This bill amends provisions related to parent-time schedules.

This bill:

- defines terms;
- modifies and clarifies parent-time schedules; and
- makes technical and conforming changes.

Crimes

HB0038S01

Property Theft Amendments

Wilcox, R.

This bill concerns the purchase and theft of certain types of property.

This bill:

- defines terms;
- adds certain catalytic converter purchasers to the Pawnshop and Secondhand Merchandise Transaction Information Act;
- requires certain catalytic converter purchasers to document and input information into the central database for pawnshops and secondhand businesses;
- sets penalties for a catalytic converter purchaser's failure to document and input required information into the central database;
- requires certain catalytic converter purchasers to meet specific requirements in the Pawnshop and Secondhand Merchandise Transaction Information Act, including:
 - holding period requirements;
 - an annual fee;
 - annual training requirements; and
 - certain penalties;
- provides certain reporting requirements regarding catalytic converter theft for the multi-agency joint strike force;
- limits the type of payment for certain purchases of a catalytic converter;
- modifies the membership of the Pawnshop and Secondhand Merchandise Advisory Board;
- modifies the presumptions for stolen property in certain situations;
- provides penalties for the theft of a catalytic converter; and
- makes technical and conforming changes.



Selected Highlights of the 2022 General Session

March 04, 2022

SB0167S03

Sexual Exploitation Amendments

Wilson, C.

This bill concerns the sexual exploitation of a minor.

This bill:

- modifies definitions;
- modifies the offense of sexual exploitation of a minor;
- creates the offense of aggravated sexual exploitation of a minor;
- requires the Sentencing Commission to study and update sentencing and release guidelines concerning the offense of sexual exploitation of a minor;
- adds the offense of aggravated sexual exploitation of a minor to statutes that reference sexual exploitation of a minor, including statutes related to:
 - custody and visitation for an individual other than a parent;
 - enhancements for offenses committed in concert with three or more persons or in relation to a criminal street gang;
 - unlawful distribution of a counterfeit intimate image;
 - lewdness involving a child;
 - prostitution;
 - penalties for repeat and habitual sex offenders;
 - the Sex and Kidnap Offender Registry; and
 - adoption; and
- makes technical and conforming changes.

Economic Development

HB0035S03

Economic Development Modifications

Handy, S.

This bill modifies provisions related to economic development.

This bill:

- requires the Unified Economic Opportunity Commission, instead of the Business and Economic Development Subcommittee, to identify targeted industries for economic development in the state;
- modifies provisions related to the issuance of economic development tax credits by the Governor's Office of Economic Opportunity (GO Utah office), including by:
 - defining and modifying terms;
 - limiting tax credit eligibility to certain projects involving targeted industries, located within rural areas or approved by the Unified Economic Opportunity Commission;



Selected Highlights of the 2022 General Session

March 04, 2022

- repealing provisions allowing a local government entity or community reinvestment agency to receive a tax credit;
- allowing a local government entity to create an economic development zone for the purpose of incentivizing projects within the local government entity's boundaries;
- allowing the GO Utah office to issue tax credits for projects that establish remote work opportunities in the state;
- requiring the GO Utah office to conduct an economic impact study to determine a business entity's eligibility for a tax credit;
- establishing requirements for the GO Utah office to enter into a written agreement with a business entity, including factors for the GO Utah office to consider in determining the duration and amount of tax credit;
- modifying provisions related to the process for a business entity to claim a tax credit; and
- allowing the GO Utah office to make rules for purposes of administration; and
- makes technical and conforming changes.

HB0151S02 Retail Facility Incentive Payments Amendments

Schultz, M.

This bill amends provisions relating to incentive payments for retail facilities.

This bill:

- defines terms;
- prohibits a public entity from making, or entering into an agreement to make, certain incentive payments related to retail facilities after a specified date, with specified exceptions;
- requires a public entity that makes certain payments related to retail facilities during a fiscal year to submit a report or notification to the Governor's Office of Economic Opportunity (office);
- requires the office to review a public entity's report to determine whether certain incentive payments comply with this bill;
- allows a public entity to appeal a determination by the office that certain incentive payments had been made in violation of this bill;
- allows the office to notify the state auditor after a specified date if a public entity fails to submit a report or fails to make efforts to recoup misused funds within a certain time;
- allows the state auditor to initiate an audit or investigation if the state auditor receives notice from the office regarding a public entity; and
- makes technical and conforming changes.

HB0333S02 Economic and Workforce Development Amendments

Hawkes, T.

This bill modifies provisions related to economic and workforce development.

This bill:



Selected Highlights of the 2022 General Session

March 04, 2022

- defines terms;
- transfers the Pete Suazo Utah Athletic Commission and the Utah Main Street Program from the Governor's Office of Economic Opportunity (GO Utah office) to the Department of Cultural and Community Engagement;
- modifies the membership of the Main Street Program Advisory Committee;
- transfers the Talent, Education, and Industry Alignment Board (talent board), formerly the Talent, Education, and Industry Alignment Subcommittee, the Talent Ready Utah Program (talent program), the Utah Works Program, and certain workforce development and education programs from the GO Utah office to the Utah System of Higher Education;
- modifies the membership and duties of the talent board;
- requires the talent program to report annually on the talent program's operations to the Utah Board of Higher Education;
- allows the talent program to award grants to business entities offering employee return to work programs;
- establishes the Women in the Economy Subcommittee, formerly the Women in the Economy Commission within the Department of Workforce Services, as a subcommittee of the GO Utah office's Unified Economic Opportunity Commission;
- allows the GO Utah office's Unified Economic Opportunity Commission to establish working groups to assist and advise the commission;
- allows the executive director of the GO Utah office to make rules to administer certain programs established in law;
- prohibits the GO Utah office from distributing pass through funding unless the office follows the standards or criteria described in the appropriation item;
- requires pass through funding appropriated to the GO Utah office to lapse at the end of the fiscal year if the item of appropriation does not include any standards or criteria for distributing the pass through funding;
- modifies the duties of the GO Utah office's Board of Economic Opportunity, formerly the Business and Economic Development Subcommittee;
- allows the GO Utah office to issue economic development tax credits for certain projects for which other tax credits are claimed;
- modifies requirements for the GO Utah office to award grants and loans under the Utah Technology Innovation Funding Program, formerly the Technology Commercialization and Innovation Program;
- establishes the Economic Assistance Grant Program within the GO Utah office, for awarding grants to business entities implementing projects that promote economic opportunities in the state or provide certain services in the state;
- expands the GO Utah office's Rural Opportunity Program, formerly the Rural County Grant Program, by allowing the office to award grants and loans to certain counties, municipalities, and business entities;
- requires the GO Utah office to report annually on the Rural Opportunity Program;
- creates the Rural Opportunity Advisory Committee within the GO Utah office, for advising and making recommendations to the GO Utah office on grant and loan awards under the Rural Opportunity Program;
- creates the Rural Opportunity Fund, to be used by the GO Utah office for awarding grants and loans under certain rural programs;



Selected Highlights of the 2022 General Session

March 04, 2022

- creates the Utah Office of Tourism within the GO Utah office and describes the duties of the office;
- modifies the membership and duties of the GO Utah office's Board of Tourism Development;
- creates the Center for International Business and Diplomacy within the GO Utah office and describes the duties of the center;
- repeals certain education coordinating groups within the Utah System of Higher Education;
- repeals the Utah Board of Higher Education's industry advisory council;
- repeals the GO Utah office's business development grant program for disadvantaged rural communities;
- repeals the GO Utah office's Rural Rapid Manufacturing Grant Program;
- repeals the GO Utah office's Rural Speculative Industrial Building Program; and
- makes technical and conforming changes.

SB0049S02 State Film Production Incentives Amendments

Winterton, R.

This bill modifies provisions related to motion picture incentives.

This bill:

- defines terms;
- allows the Governor's Office of Economic Opportunity to issue an additional amount of tax credit incentives each fiscal year only for rural film productions;
- establishes a sunset date for the additional amount of tax credit incentives for rural film productions; and
- makes technical changes.

Education

HB0011S04 Student Eligibility in Interscholastic Activities

Birkeland, K.

This bill addresses student athlete participation in gender-designated sports in the public education system.

This bill:

- defines terms;
- imposes limits on participation in female sports, by:
- requiring schools and local education agencies to designate athletic activities by sex;
- prohibiting a student of the male sex from competing against another school on a team designated for female students;
- prohibiting certain complaints or investigations based on a school or local education agency maintaining separate athletic activities for female students;
- providing for indemnification of local education agencies and schools; and



Selected Highlights of the 2022 General Session

March 04, 2022

- providing for severability;
- in the alternative if a court invalidates the above policy:
- conditions student athlete participation in gender-designated sports in the public education system on the student's birth certificate;
- establishes the School Activity Eligibility Commission (commission) and provides the commission's membership and duties;
- requires the commission to establish a baseline range of students in a given gender-designated interscholastic activity for a given age;
- provides that records of the commission related to a specific student are protected;
- provides immunity from suit for members of the commission;
- allows a student to participate in a gender-designated interscholastic activity that does not correspond to the sex designation on the student's birth certificate or in the case of a gender transition if the student receives the commission's eligibility approval;
- provides processes for an athletic association to notify the commission when a student registers to participate in a gender-designated sport in a situation that requires the commission's eligibility approval;
- provides processes for the commission to receive information and evidence;
- provides for the confidentiality of the proceedings, commission vote, eligibility determination, and student's identity; and
- establishes a standard for the commission's considerations in rendering an eligibility determination;
- allows for commission meetings in which the commission discusses and votes on a specific student's request to be closed under the Open and Public Meetings Act;
- provides for reasonable accommodations in school facilities related to gender identity for students participating in interscholastic activities; and
- provides for severability; and
- makes technical changes.

HB0030 Student Tribal Regalia Use Amendments

Romero, A.

This bill permits qualifying students to wear tribal regalia during a high school graduation ceremony.
This bill:

- provides that:
- a student who is enrolled, or is eligible to be enrolled, as a member of a tribe (qualifying student) may wear tribal regalia during a high school graduation ceremony; and



Selected Highlights of the 2022 General Session

March 04, 2022

- a local education agency may not prohibit a qualifying student from wearing tribal regalia during a high school graduation ceremony; and
- defines terms.

HB0193S05

Full-day Kindergarten

Waldrip, S.

This bill amends provisions related to optional enhanced kindergarten.

This bill:

- clarifies that kindergarten remains optional;
- establishes distribution standards for the distribution of increased funding for the optional enhanced kindergarten grant program;
- requires the Public Education Appropriations Subcommittee to study the feasibility of transferring ongoing appropriations for optional enhanced kindergarten to the weighted pupil unit if those appropriations reach a certain threshold;
- relocates a requirement for kindergarten entry and exit assessments from the optional enhanced kindergarten grant program;
- amends a definition and school year provisions in relation to a preschool reading program; and
- makes technical and conforming changes.

HB0374S05

Sensitive Materials in Schools

Ivory, K.

This bill prohibits certain sensitive instructional materials in public schools.

This bill:

- defines certain instructional materials as sensitive materials;
- prohibits sensitive materials in a public school;
- requires the State Board of Education (state board) to, in consultation with the Office of the Attorney General, provide guidance and training to public schools on identifying sensitive materials;
- requires the state board to report to the Education Interim Committee and the Government Operations Interim Committee on:
 - implementation and compliance with the certain provisions; and
 - complaints a local education agency or the state board receives regarding a violation of provisions in this bill;
- defines terms; and
- makes technical and conforming changes.



Selected Highlights of the 2022 General Session

March 04, 2022

HB0386S01

Education Innovation Program

Welton, D.

This bill enacts provisions relating to an innovation program for public education.

This bill:

- establishes a process for submitting an application and receiving LEA governing board approval for an innovation program;
- provides for the features of an innovation program, including alternative curriculum and alternative class schedule;
- specifies requirements for an innovation program application, including parental consent for student participation;
- provides a process for LEA governing board approval of an innovation program application;
- allows for a grant for additional costs related to an innovation program;
- provides for a review and assessment of the performance of an innovation program; and
- provides for the repeal of innovation program provisions.

HB0396S01

Paid Professional Hours for Educators

Moss, J.

This bill requires the State Board of Education to provide funding to local education agencies for additional paid professional hours for educators.

This bill:

- requires the State Board of Education (state board) to provide funding to local education agencies (LEAs) for additional paid professional hours for educators;
- describes the professional development LEAs will provide with state board funding; and
- requires the Executive Appropriations Committee, in preparing budget bills, to use one-time appropriations in the Public Education Economic Stabilization Restricted Account for a certain amount of paid professional hours for educators.

SB0127S01

Early Literacy Outcomes Improvement

Millner, A.

This bill amends, enhances, and aligns strategies to improve early literacy outcomes in kindergarten through grade 3.

This bill:

- defines terms;
- requires the State Board of Education (state board) to establish strategies and administer programs to improve early literacy outcomes in kindergarten through grade 3, including:
- providing statewide and regional support in literacy coaching and professional learning in early literacy;



Selected Highlights of the 2022 General Session

March 04, 2022

- establishing a panel with expertise in the science of reading and the science of reading instruction;
- partnering with a private business or nonprofit organization to annually provide personal, home-use books to certain students;
- leveraging community engagement in literacy; and
- contracting with organizations with expertise in coordinating community resources;
- requires the use of diagnostic assessments to target interventions for students lacking competency in a reading skill;
- allows for exceptions for a literacy preparation assessment requirement;
- amends provisions regarding teacher preparation programs;
- requires the Utah Board of Higher Education to consult with the state superintendent of public instruction to ensure fulfillment of certain conditions before distributing additional funding to institutions of higher education to hire additional faculty with training and experience in the science of reading;
- provides grant funding for which local education agencies (LEAs) apply to the state board to provide professional learning in early literacy to educators serving in kindergarten through grade 3;
- amends provisions regarding partnerships that qualify under the Partnerships for Student Success Grant Program;
- requires LEAs to adopt science of reading curriculum and intervention programs;
- requires the state board, the Utah Leading through Effective, Actionable, and Dynamic Education collaborative effort, and the Center for the School of the Future at Utah State University to develop a repository of materials to support LEAs in evidence-based practices for science of reading instruction;
- requires the state board to provide elementary school principals, leaders, and literacy coaches with required professional learning regarding change management; and
- makes technical and conforming changes.

SB0251S01 Grow Your Own Teacher and School Counselor Pipeline Program

Riebe, K.

This bill makes changes to the Grow Your Own Teacher and School Counselor Pipeline Program.

This bill:

- permits a local education agency to select certain teachers as candidates for a scholarship award through the Grow Your Own Teacher and School Counselor Pipeline Program (program);
- allows scholarship money awarded through the program to be used for stipends for school counselor assistants;
- defines terms; and
- makes technical and conforming changes.

Election Administration



Selected Highlights of the 2022 General Session

March 04, 2022

HB0067S01

Voter Roll Maintenance Amendments

Petersen, M.

This bill amends provisions relating to maintaining the official register of voters.

This bill:

- requires the lieutenant governor and county clerks to take action to regularly update the official register of voters; and
- provides instructions on the outside of an envelope for returning a ballot mailed to the wrong address.

HB0218S04

Ballot Measure Amendments

Teuscher, J.

This bill amends provisions relating to ballot measures.

This bill:

- defines terms;
- modifies provisions relating to a ballot title for a constitutional amendment;
- establishes a process for the electronic collection of signatures, in the presence of a signature gatherer using an approved device, as follows:
 - for a statewide referendum, or a petition seeking the nomination of a registered political party; or
 - for a local initiative or a local referendum;
- limits eligible signatures on a petition to registered voters;
- modifies criminal provisions in relation to eligibility to sign a petition;
- provides for the security of signatures and information collected in relation to signatures; and
- makes technical and conforming changes.

HB0264S01

Municipal Alternate Voting Methods Amendments

Welton, D.

This bill amends provisions relating to the Municipal Alternate Voting Methods Pilot Project.

This bill:

- defines terms;
- replaces references to the "canvassing phase" with the term "ballot-counting phase";
- modifies provisions for determining a voter's intent on an instant runoff voting ballot;
- modifies provisions for determining when a vote is valid in an instant runoff race;
- modifies and clarifies recount procedures and requirements;
- permits a canvassing deadline extension, when necessary, to conduct a recount; and



Selected Highlights of the 2022 General Session

March 04, 2022

- makes technical and conforming changes.

HB0387S04

Ballot Processing Amendments

Strong, M.A.

This bill amends provisions relating to the administration and security of the election process.

This bill:

- defines terms;
- requires the posting of certain statistics relating to ballots and the schedule for processing ballots;
- modifies the qualifications for, and the access provided to, a poll watcher;
- requires the logging of certain information relating to replicated ballots;
- requires the separate storage of adjudicated ballots; and
- makes technical and conforming changes.

SB0011

Local Election Amendments

Iwamoto, J.

This bill amends provisions relating to cancelling a local election or a race in a local election.

This bill:

- defines terms; and
- describes the circumstances under which, and the method by which:
 - a municipal legislative body may cancel a local election or a race in a local election; and
 - a local district board may cancel a local election or a race in a local election.

SB0032S01

Voting History Amendments

Thatcher, D.

This bill amends provisions relating to voting history.

This bill:

- requires an election officer to, when reporting voting history for an election, include certain information relating to a voter whose voter registration is classified as private, without disclosing the identity of the voter.

SB0219

Election Funding Amendments

Grover, K.

This bill prohibits an election officer from soliciting, accepting, or using funds donated for an election by a person other than a government entity.



Selected Highlights of the 2022 General Session

March 04, 2022

This bill:

- prohibits an election officer from soliciting, accepting, or using funds donated for an election by a person other than a government entity.

Government Operations (State Issues)

HB0022S02 **Open and Public Meetings Act Modifications**

Welton, D.

This bill makes changes to the Open and Public Meetings Act related to electronic meetings.

This bill:

- requires a public body to establish how a quorum is calculated for electronic meetings;
- prohibits a public body from permitting a member to vote or take other action by proxy during an electronic meeting unless the body adopts a resolution, rule, or ordinance allowing a member to act by proxy; and
- requires all non-unanimous votes during an electronic meeting to be taken by roll call.

HB0096S01 **Government Records Fee Amendments**

Johnson, D.N.

This bill modifies provisions of the Government Records Access and Management Act related to fees.

This bill:

- modifies a provision relating to a prohibition against a governmental entity charging a fee for the first quarter hour of staff time;
- prohibits a governmental entity from charging a fee for the first quarter hour of staff time spent responding to a record request, unless the person who submitted the request submitted a separate request within the preceding 10 days and is not a Utah media representative; and
- makes technical changes.

HB0238S01 **State Holiday Modifications**

Hollins, S.

This bill amends provisions related to state holidays.

This bill:

- provides for the observation of Juneteenth National Freedom Day each year as a holiday throughout the State.



Selected Highlights of the 2022 General Session

March 04, 2022

HB0449

Bereavement Leave Modifications

Shipp, R.P.

This bill requires certain entities to provide bereavement leave for employees who are affected by a miscarriage or stillbirth.
This bill:

- defines terms;
- requires the Utah Board of Higher Education and the human resource bodies of state, county, and municipal governments to implement rules that provide bereavement leave for employees who are affected by the miscarriage or stillbirth of a child; and
- makes technical and conforming changes.

SB0100S01

Paid Leave Modifications

Weiler, T.

This bill requires certain state employers to offer paid parental leave.
This bill:

- defines terms;
- requires certain state employers to provide certain employees paid parental leave upon:
- the birth of the employee's child;
- the adoption of a minor child; or
- the appointment of legal guardianship of a minor child;
- requires the Department of Human Resource Management to adopt rules to administer parental leave; and
- allows the Department of Government Operations to transfer certain money for the costs of parental leave.

Health

HB0063S04

Covid-19 Vaccine Exemptions

Burton, J.

This bill amends provisions related to COVID-19 in the workplace.
This bill:

- defines terms;
- requires an employer to exempt an employee or a prospective employee from a COVID-19 vaccine requirement if the employee or prospective employee submits a primary care provider's note stating that the employee or prospective employee was previously infected by COVID-19;
- amends provisions related to recordkeeping;



Selected Highlights of the 2022 General Session

March 04, 2022

- amends scope of provisions;
- prohibits an employer from keeping or maintaining a record or copy of an employee's COVID-19 test results, except as otherwise required by law; and
- makes technical and conforming changes.

HB0080 Diabetes Prevention Program

Harrison, S.

This bill allows for Medicaid reimbursement for diabetes prevention services.
This bill:

- defines terms;
- authorizes the Medicaid program to reimburse a provider for certain diabetes prevention services;
- implements a reporting requirement; and
- makes technical changes.

HB0182S01 Local Health Department Order Amendments

Strong, M.A.

This bill excludes state facilities and the capitol hill complex from the authority and jurisdiction of a local health department pertaining to an order of constraint.
This bill:

- excludes state facilities and the capitol hill complex from the authority and jurisdiction of a local health department pertaining to an order of constraint;
- prohibits a chief executive officer of a municipality from exercising emergency powers in response to a pandemic or an epidemic;
- prohibits a chief executive officer or a municipality or county from vetoing an action by the relevant local legislative body to terminate an order of constraint or a declaration of a local emergency;
- enacts a provision indicating that the Disaster Response and Recovery Act preempts and supersedes any law of a political subdivision of the state pertaining to disaster and emergency response; and
- makes technical changes.

HB0200S01 Medicaid Waiver for Medically Complex Children Amendments

Eliason, S.

This bill amends the Medical Assistance Act.
This bill:



Selected Highlights of the 2022 General Session

March 04, 2022

- amends application, eligibility, treatment, and evaluation provisions for the Medicaid program for children with complex medical conditions; and
- includes a child's behavioral health needs as a factor for prioritizing entrance into the program.

HB0301S02

Medication Dispenser Amendments

Ward, R.

This bill enacts provisions relating to the dispensing of drugs by a licensed prescriber.

This bill:

- enacts requirements for licensure as a licensed dispensing practice;
- permits a prescriber who practices at a licensed dispensing practice to dispense certain drugs to the prescriber's patients;
- authorizes the division to perform administrative inspections of a licensed dispensing practice;
- requires the division to make certain rules regarding the operating standards of a licensed practice; and
- makes technical and conforming changes.

HB0344S03

Utah Medical Candor Act

Nelson, M.

This bill enacts the Utah Medical Candor Act.

This bill:

- defines terms;
- creates a medical candor process where a health care provider may investigate an injury, or suspected injury, associated with a health care process and may communicate information about the investigation to the patient and any representative of the patient;
- addresses written notice of a medical candor process;
- addresses an offer of compensation made as part of a medical candor process;
- addresses confidentiality, disclosure, and effect of communications, materials, or information that is created for or during a medical candor process;
- addresses the confidentiality of information from a patient's medical record that is used or disclosed in a medical candor process;
- addresses the confidentiality of any communication, material, or information provided to a patient or a representative of a patient before participation in a medical candor process;
- addresses the recording of communications during a medical candor process;
- addresses reporting requirements in relation to a medical candor process; and
- allows for the disclosure of deidentified information or data of an adverse event for certain purposes.



Selected Highlights of the 2022 General Session

March 04, 2022

SB0144S01

Genetic Privacy Amendments

Kennedy, M.

This bill amends the Genetic Testing Privacy Act regarding genetic procedures.

This bill:

- amends the definition of "DNA" and "private genetic information";
- defines "genetic procedure";
- amends restrictions on employers regarding requests or inquiries about genetic procedures;
- amends restrictions on health insurers regarding requests or inquiries about genetic procedures; and
- makes technical and conforming changes.

SB0194

Medical Rationing Amendments

Fillmore, L.

This bill enacts provisions relating to the allocation of certain health care resources.

This bill:

- defines terms; and
- requires the department to make rules regarding the procedure that the department must follow when adopting, modifying, requiring, facilitating, or recommending criteria related to the rationing of scarce health care resources.

SJR003S01 Joint Resolution to Terminate Public Health Orders Pertaining to Face Coverings

McCay, D.

This resolution terminates public health orders of constraint requiring the wearing of a mask or face covering.

This resolution:

- terminates public health orders of constraint that require the wearing of a mask or face covering in Salt Lake County, Summit County, Salt Lake City, or any other place in the state of Utah.

Health Care Professionals

HB0032S01

Health Care Worker Protection Amendments

Spendlove, R.

This bill enacts provisions relating to the assault of an owner, employee, or contractor of a health facility.

This bill:

- enacts enhanced penalties for assault or threat of violence against an owner, employee, or contractor of a health facility;
- creates an automatic sunset date for the provisions in this bill; and



Selected Highlights of the 2022 General Session

March 04, 2022

- makes technical corresponding changes.

HB0295S02

Physician Workforce Amendments

Maloy, A.C.

This bill creates grant programs related to the physician workforce.

This bill:

- defines terms;
- creates a grant program to create new medical residency programs or expand current residency programs;
- creates a grant program to establish a new forensic psychiatrist fellowship program;
- creates a reporting requirement; and
- makes technical changes.

HB0369

Medical Panel Governmental Immunity Amendments

Dunnigan, J.

This bill amends provisions related to medical panels appointed under the Workers' Compensation Act.

This bill:

- establishes that a member of a medical panel acting within the scope of duties of a medical panel member is considered an employee of the state for purposes of indemnification under the Governmental Immunity Act of Utah; and
- makes technical and conforming changes.

HB0384S01

Anesthesia and Sedation Amendments

Harrison, S.

This bill amends and enacts provisions related to anesthesia and sedation.

This bill:

- defines terms;
- consolidates and modifies requirements that an anesthesia or sedation provider must perform before, during, and after a patient undergoes anesthesia or sedation in outpatient settings;
- gives authority to the Division of Occupational and Professional Licensing (division) to establish safety standards for sedation and anesthesia; and
- prohibits an employer from taking adverse action against an individual who notifies the division of a violation related to anesthesia and sedation.



Selected Highlights of the 2022 General Session

March 04, 2022

Higher Education

HB0226S01

Higher Education and Corrections Council

Snow, V. L.

This bill establishes the Higher Education and Corrections Council to advise the Utah Board of Higher Education.

This bill:

- defines terms;
- establishes the Higher Education and Corrections Council (council) to advise the Utah Board of Higher Education (board), the Education Interim Committee, and the Higher Education Appropriations Subcommittee;
- provides for the membership and duties of the council;
- requires the council to:
 - make recommendations regarding the delivery of education in the state's correctional facilities;
 - collect certain critical data; and
 - report annually to the board, the Education Interim Committee, and the Higher Education Appropriations Subcommittee; and
- makes technical changes.

SB0172S01

Higher Education Student Assistance Amendments

Vickers, E.

This bill amends and enacts provisions related to the Utah Higher Education Assistance Authority.

This bill:

- defines terms;
- creates the Higher Education Student Success Endowment (endowment) consisting of funds from the proceeds from the divestment of the Utah Higher Education Assistance Authority's (authority) loan portfolio, among other revenue sources;
- directs the state treasurer to manage the endowment;
- authorizes the Utah Board of Higher Education (board) to expend money from the endowment to advance higher education system priorities;
- enacts board duties in relation to the endowment;
- directs the board to prepare recommendations for discontinuing the authority; and
- makes conforming changes.

Housing

HB0462S02

Utah Housing Affordability Amendments

Waldrip, S.



Selected Highlights of the 2022 General Session

March 04, 2022

This bill modifies provisions related to affordable housing and the provision of services related to affordable housing.

This bill:

- defines terms;
- requires certain political subdivisions to adopt an implementation plan as part of the moderate income housing element of the political subdivision's general plan;
- modifies the list of strategies that a political subdivision may select, or are required to select, for implementation as part of the moderate income housing element of the political subdivision's general plan;
- requires certain municipalities to develop and adopt station area plans for specified areas surrounding public transit stations;
- requires certain political subdivisions to amend the political subdivision's general plan by a specified date if the general plan does not include certain provisions related to moderate income housing;
- modifies requirements for a political subdivision's annual moderate income housing report to the Housing and Community Development Division (division) within the Department of Workforce Services (department);
- allows a political subdivision to have priority consideration for certain funds or projects if the political subdivision demonstrates plans to implement a certain number of moderate income housing strategies;
- prohibits a political subdivision from receiving certain funds if the political subdivision fails to comply with moderate income housing reporting requirements;
- prohibits a political subdivision from imposing impact fees for the construction of certain internal accessory dwelling units;
- requires the Point of the Mountain State Land Authority to consult with the Unified Economic Opportunity Commission in planning the development of the point of the mountain state land;
- modifies requirements for a public transit district to participate in a transit-oriented development;
- requires certain counties to create a housing and transit reinvestment zone by a specified date;
- modifies local referenda signature requirements for local land use laws that relate to the use of land within certain transit areas;
- limits the referability to voters of local land use laws that relate to the use of land within certain transit areas;
- requires the division to develop a statewide database of moderate income housing units;
- requires the division to develop a methodology for determining whether a political subdivision is complying with certain moderate income housing requirements, to be submitted to and approved by the Commission on Housing Affordability by a certain date;
- modifies the membership of the Olene Walker Housing Loan Fund Board;
- requires an entity that receives any money from the Olene Walker Housing Loan Fund after a certain date to provide an annual accounting to the department;



Selected Highlights of the 2022 General Session

March 04, 2022

- repeals certain limits on the amount of money the department may distribute from the Economic Revitalization and Investment Fund;
- establishes the Rural Housing Fund, to be used by the division to provide loans for certain moderate income housing projects in rural areas;
- allows the department to use a certain amount of money from specified funds to offset administrative costs;
- allows the Private Activity Bond Review Board to transfer certain unused allotment account funds to any other allotment account, and exempts such funds from certain set aside requirements;
- allows state entities, in addition to political subdivisions, to grant real property for certain developments that include moderate income housing;
- allows the Governor's Office of Economic Opportunity to use funds from the Industrial Assistance Account to provide financial assistance to entities offering technical assistance to municipalities for planning; and
- makes technical and conforming changes.

Human Services

HB0150 Disability Ombudsman Program

Dailey-Provost, J.

This bill creates a disability ombudsman program.

This bill:

- defines terms;
- requires the Division of Services for People with Disabilities (division) to appoint a disability ombudsman;
- describes the powers and duties of the disability ombudsman;
- requires the disability ombudsman to keep certain records confidential;
- provides that the disability ombudsman is only required to testify in court regarding confidential records under certain circumstances; and
- requires the division to make administrative rules regarding certain duties of the disability ombudsman.

SB0132 Child Welfare Amendments

Harper, W.

This bill modifies provisions relating to child welfare.

This bill:

- defines terms;
- modifies the definition of "relative" used in provisions regarding child welfare, child custody, and adoption;



Selected Highlights of the 2022 General Session

March 04, 2022

- modifies the type of performance standards the Division of Child and Family Services (division) is required to track and report to the Legislature;
- clarifies provisions regarding background checks performed by the division for an emergency placement of a child;
- provides a penalty for engaging in child placing and other related actions without a license;
- modifies provisions relating to consent and notice for an abortion performed on a minor;
- subject to certain requirements, creates a rebuttable presumption that placement of a child with the child's relative during a child welfare proceeding is in the best interest of the child;
- requires the division and juvenile court to consider the rebuttable presumption at certain times throughout a child welfare proceeding;
- requires the juvenile court to:
- determine whether the division considered the rebuttable presumption and preferential consideration for placement of a child with a relative at the child welfare review hearing; and
- provide preferential consideration to a relative's request for placement of a child at the permanency hearing;
- requires a court to consider whether a child's relative was given due weight as a placement for the child during the child welfare proceeding before entering a final order of adoption for the child; and
- makes technical changes.

Hunting

SB0206

Limits Related to Big Game

Winterton, R.

This bill modifies provisions concerning violations related to big game.

This bill:

- provides for the invalidation and forfeiture of a big game permit or big game tag;
- allows for the use of an unfilled big game permit under certain circumstances; and
- makes technical changes.

Independent Entities

HB0046

Utah Energy Infrastructure Amendments

Albrecht, C.

This bill repeals the Utah Energy Infrastructure Authority and modifies provisions related to the Utah Energy Infrastructure Board.

This bill:

- defines terms;
- repeals provisions related to the Utah Energy Infrastructure Authority;



Selected Highlights of the 2022 General Session

March 04, 2022

- moves the Utah Energy Infrastructure Board under the Office of Energy Development;
- clarifies the duties of the Utah Energy Infrastructure Board regarding the evaluation of an application for a tax credit under the High Cost Infrastructure Development Tax Credit Act; and
- makes technical and conforming changes.

HB0254S01 Utah State Railroad Museum Authority Amendments

Brooks, W.

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

Judicial Administration

HB0117S03 Victim Address Confidentiality Program

Pitcher, S.

This bill creates an address confidentiality program for crime victims.
This bill:

- addresses voter registration for individuals participating in an address confidentiality program;
- defines terms;
- creates an address confidentiality program in the State Commission on Criminal and Juvenile Justice;
- describes eligibility and application requirements for program participants;
- addresses the administrative responsibilities of the State Commission on Criminal and Juvenile Justice in maintaining the address confidentiality program;
- describes the permitted uses for assigned addresses;
- addresses the use and disclosure of an address by state and local government entities;
- addresses service of process, disclosure in judicial and administrative proceedings, and orders relating to custody and parent-time;
- addresses immunity and the retention and destruction of records;
- creates the Address Confidentiality Program Restricted Account;
- provides rulemaking authority to the State Commission on Criminal and Juvenile Justice; and
- makes technical and conforming changes.



Selected Highlights of the 2022 General Session

March 04, 2022

Judicial Operations

HB0028S02

Offender Supervision Amendments

Lisonbee, K.

This bill amends provisions regarding individuals subject to probation and parole.

This bill:

- allows a jail to hold a parolee or probationer under certain circumstances;
- clarifies the information a court and the Board of Pardons and Parole shall consider under the sentencing guidelines when an individual violates a provision of probation or parole;
- requires the department of corrections to detain an individual who violates a condition of probation or parole if the violation was a particular type of offense;
- requires a court to review costs that a defendant will be charged for supervisory services;
- clarifies which offenders, the department of corrections, a local government agency, or a private probation provider may supervise;
- modifies the duties of private probation providers;
- requires law enforcement agencies to perform certain tasks regarding supervision and presentence investigation reports;
- requires the department of corrections to provide a victim notice regarding:
- the expiration of an offender's probation or parole term; and
- the victim's ability to obtain a continuous protective order;
- allows a court and the Board of Pardons and Parole to impose a period of incarceration that differs from the sentencing guidelines; and
- makes technical changes.

HB0320S02

Guardianship Bill of Rights

Abbott, N.

This bill addresses the rights of a person with respect to a guardianship.

This bill:

- addresses the rights of a person alleged to be incapacitated with respect to a guardianship;
- addresses the rights of an incapacitated person with respect to a guardianship;
- provides that the rights of an incapacitated person do not abrogate any remedy provided by law; and
- provides that the rights of an incapacitated person may be addressed in a guardianship proceeding or a private cause of action;
- amends the powers and duties of a guardian and conservator to address the rights of an incapacitated person; and
- makes technical and conforming changes.



Selected Highlights of the 2022 General Session

March 04, 2022

HB0359S03

Eviction Records Amendments

Judkins, M.

This bill addresses the expungement of eviction records.
This bill:

- addresses a stipulation by the parties of an eviction to expungement;
- defines terms relating to the expungement of eviction records;
- addresses the automatic expungement of certain evictions;
- addresses the expungement of certain evictions by petition; and
- addresses the distribution and effect of an order for expungement of an eviction.

SB0085S05

Protective Order and Stalking Injunction Expungement

Weiler, T.

This bill addresses the expungement of protective orders and stalking injunctions.
This bill:

- defines terms relating to the expungement of protective orders and stalking injunctions;
- makes statutory provisions for the expungement of protective orders and stalking injunctions retroactive;
- allows for the expungement of certain protective orders and stalking injunctions;
- provides the requirements for expunging certain protective orders and stalking injunctions;
- addresses the distribution and effect of an order for expungement of certain protective orders and stalking injunctions; and
- makes technical and conforming changes.

SJR002 Joint Resolution Urging Congress to Propose the Keep Nine Amendment to the United States Constitution

Wilson, C.

This joint resolution urges the United States Congress to propose the "Keep Nine Amendment."
This resolution:

- urges Congress to propose the "Keep Nine Amendment," which would amend the United States Constitution and require the Supreme Court of the United States to remain at nine justices.

Juvenile Justice

HB0138

Juvenile Justice Modifications

Judkins, M.

This bill amends provisions related to juvenile justice.



Selected Highlights of the 2022 General Session

March 04, 2022

This bill:

- modifies the age that a minor housed in a detention facility awaiting trial is transferred to an adult jail;
- requires a minor who is committed to prison by a district court be provisionally housed with the Division of Juvenile Justice Services until the minor is 25 years old;
- addresses retroactive application of provisions regarding minors held in detention facilities while awaiting trial in the district court or while serving a prison commitment; and
- makes technical and conforming changes.

HB0171S02

Custodial Interrogation Amendments

Wilcox, R.

This bill addresses the custodial interrogation of a child.

This bill:

- addresses the use of false information about evidence or an unauthorized statement about leniency in a custodial interrogation of a child; and
- makes technical and conforming changes.

Labor & Employment

HB0252

Employee Verification Requirements

Ferry, J.

This bill amends which employers are required under the Private Employer Verification Act to use the status verification system for a new hire.

This bill:

- requires an employer of 250 or more employees to use the status verification system for a new hire.

Land Use

HB0232S02

Utah Lake Authority

Brammer, B.

This bill enacts provisions relating to the Utah Lake Authority.

This bill:

- creates the Utah Lake Authority;



Selected Highlights of the 2022 General Session

March 04, 2022

- defines the status of the Utah Lake Authority and provides for the Authority's purposes, powers, duties, policies, and objectives;
- establishes a board to govern the Utah Lake Authority and provides for board membership, appointment, terms, duties, and responsibilities;
- authorizes the board to appoint nonvoting members, board officers, and advisory committees;
- prohibits certain individuals from serving as a member of the board or executive director and prohibits board members and the executive director from receiving certain benefits;
- requires the authority board to adopt and implement a management plan for Utah Lake;
- authorizes the authority to enter into an agreement for the improvement of Utah Lake;
- provides for the hiring of an executive director, defines the executive director's role, and provides for the qualifications and duties of the executive director;
- requires the attorney general to provide legal services to the lake authority;
- provides a process for the adoption and amendment of a project area plan and a project area budget;
- provides for the Utah Lake Authority to be paid certain sales tax revenue and other sources of revenue, and provides for the allowable uses of revenue;
- authorizes the Utah Lake Authority to issue bonds and includes provisions related to bonds;
- requires the Utah Lake Authority board to adopt an annual budget and provides a process for preparing and adopting or amending a budget;
- requires the Utah Lake Authority to provide reports and requires the Authority to comply with audit requirements; and
- provides limits on the dissolution of the Utah Lake Authority and requirements if a dissolution occurs.

HB0303S03

Local Land Use Amendments

Peterson, V.

This bill revises provisions related to municipal and county land use development and management.

This bill:

- modifies provisions related to when a person may challenge an annexation in district court;
- modifies notice requirements after a municipality receives a request for disconnection;
- provides specific notice requirements related to a municipality's or a county's proposed modification to the text of the municipality's or the county's zoning code;
- modifies notice requirements related to an amendment to public improvements in a subdivision or development;
- removes a prohibition on imposing a land use regulation under certain circumstances;
- modifies the authority of a municipality or a county to require the development of moderate income housing as a condition of approval of a land use regulation;



Selected Highlights of the 2022 General Session

March 04, 2022

- modifies evidence requirements related to a noncomplying structure or a nonconforming use;
- authorizes a municipality or a county to determine if combining lots constitutes a subdivision amendment;
- modifies the requirements for preparation of a subdivided plat by a surveyor;
- modifies provisions related to determining when a land use decision is illegal;
- creates a process to establish an agreed boundary between landowners when a boundary is disputed or uncertain; and
- makes technical changes.

Law Enforcement and Criminal Justice

HB0065S01

Forensic Biological Evidence Preservation

King, Brian S.

This bill concerns the preservation of biological evidence obtained in connection with the investigation or prosecution of a violent felony offense.

This bill:

- creates definitions;
- amends asset forfeiture provisions to integrate biological evidence retention requirements;
- requires the preservation of biological evidence obtained in connection with the investigation or prosecution of a violent felony offense for specific time periods;
- provides procedures for the destruction of certain types of biological evidence;
- establishes procedures and remedies for preservation noncompliance; and
- makes technical and conforming changes.

HB0194

Department of Corrections Education Services

Ballard, M.G.

This bill concerns educational and career-readiness programs for incarcerated individuals.

This bill:

- requires the Department of Corrections to:
- ensure appropriate educational or career-readiness programs are made available to an inmate as soon as certain conditions are met;
- provide incarcerated women with substantially equivalent educational and career-readiness opportunities as incarcerated men;
- provide reasonable access to resources necessary for an inmate to apply for grants or other available financial aid for an educational or career-readiness program;



Selected Highlights of the 2022 General Session

March 04, 2022

- consider an inmate's current participation in an educational or career-readiness program when making a decision regarding an inmate's transfer or disciplinary sanction;
- when possible, allow an inmate to continue an inmate's participation in an educational or career-readiness program while a facility is under lockdown, quarantine, or similar status;
- maintain and release educational records for an inmate under certain conditions; and
- provide an annual report to the Higher Education Appropriations Subcommittee regarding the department's educational and career-readiness programs for inmates; and
- makes technical and conforming changes.

HB0260S02 Law Enforcement Recording Release Amendments

Wheatley, M.

This bill mandates the release of law enforcement video recordings in certain situations.
This bill:

- requires in certain situations the release of the recording of a law enforcement incident that resulted in death or bodily injury, or when an officer fired a weapon; and
- makes technical and conforming changes.

HB0403S02 Justice Reinvestment Initiative Modifications

Wilcox, R.

This bill requires the Division of Technology Services and the State Commission on Criminal and Juvenile Justice to collaborate on and create a Criminal Justice Database as a repository for statutorily required data.
This bill:

- defines terms;
- requires the Division of Technology Services to create a database for information and data required to be reported to the State Commission on Criminal and Juvenile Justice;
- provides parameters and standards for the database;
- creates a grant program to assist agencies with compliance;
- requires the State Commission on Criminal and Juvenile Justice to assist with the development and management of the database;
- requires that the State Commission on Criminal and Juvenile Justice provide reports to Interim and Standing Committees; and
- provides that entities that are not in compliance with reporting requirements may not receive grants from the Commission on Criminal and Juvenile Justice.



Selected Highlights of the 2022 General Session

March 04, 2022

SB0096S03 Correctional Officer Eligibility Amendments

Iwamoto, J.

This bill removes the prohibition for 19-year-olds to work as correctional officers for the Department of Corrections.
This bill:

- removes the prohibition for 19-year-olds to work as correctional officers for the Department of Corrections;
- removes the repeal date from the pilot program allowing 19-year-olds to work as correctional officers;
- allows 19-year-olds to become special function officers; and
- adds special function officers to the list of 19-year-olds who may work as correctional officers, as long as they are also certified as correctional officers.

SB0115S02 Firearm Preemption Amendments

Wilson, C.

This bill addresses the Legislature's preemption of the field of firearm regulation for the state.
This bill:

- defines terms;
- clarifies preemption of the field of firearms regulation;
- creates the Firearms Preemption Enforcement Act;
- outlines exceptions and violations of legislative firearm preemption;
- provides for civil action and remedies for a violation of legislative firearm preemption;
- addresses governmental immunity; and
- makes technical changes.

SB0150S03 Criminal Justice Data Management Task Force

Anderegg, J.

This bill creates the Criminal Justice Data Management Task Force.
This bill:

- creates the Criminal Justice Data Management Task Force;
- defines membership;
- sets out the task force's responsibilities; and
- sets a sunset date.

SB0179S05 Criminal Justice Amendments

Weiler, T.



Selected Highlights of the 2022 General Session

March 04, 2022

This bill addresses provisions related to the criminal justice system.

This bill:

- creates and modifies definitions;
- modifies provisions requiring a county jail to report certain information to the State Commission on Criminal and Juvenile Justice (CCJJ);
- prohibits CCJJ from providing a state grant to an agency or program who is not in compliance with certain statutory reporting requirements;
- requires certain residential, vocational, and life skills programs to provide data to CCJJ;
- requires CCJJ to evaluate, report, and publish certain data;
- requires a county to create a Criminal Justice Coordinating Council subject to certain requirements;
- removes and modifies provisions related to certification by the Division of Substance Abuse and Mental Health (DSAMH) of treatment providers who work with individuals involved in the criminal justice system;
- requires DSAMH to:
 - establish outcome measurements for treatment programs, including measurements related to recidivism reduction;
 - coordinate with the Administrative Office of the Courts, the Department of Corrections (DOC), the Department of Workforce Services, and the Board of Pardons and Parole to collect certain recidivism data;
 - meet certain reporting requirements for the measurements and data; and
 - publish certain treatment information online;
- modifies the Statewide Behavioral Health Crisis Response Account;
- requires DOC to:
 - track an offender's compliance with certain treatment while on probation or parole; and
 - create a case action plan for an offender within a certain time frame;
- prohibits DOC from contracting with a county to house state inmates if the county is not in compliance with certain statutory reporting requirements;
- provides that a felony offense is not required for participation in a drug court program; and
- makes technical and conforming changes.

License Plates

HB0328S03

Driver License and License Plate Amendments

Pitcher, S.

This bill modifies provisions of the Uniform Driver License Act and the Motor Vehicle Act.

This bill:



Selected Highlights of the 2022 General Session

March 04, 2022

- defines terms;
- at a vehicle owner's request and subject to written verification, requires the Motor Vehicle Division to include an invisible condition identification symbol in the vehicle owner's vehicle registration database record that indicates that an individual who is a regular driver or passenger of the vehicle is an individual with an invisible condition;
- allows a vehicle owner to request that the Motor Vehicle Division remove an invisible condition identification symbol from the vehicle owner's vehicle registration database record;
- at an individual's request and subject to written verification, requires the Driver License Division to include an invisible condition identification symbol on the individual's driver license or identification card to indicate that the individual is an individual with an invisible condition;
- allows an individual to request that the Driver License Division remove an invisible condition identification symbol from the individual's driver license or identification card;
- allows a law enforcement officer to obtain certain information about an individual's invisible condition; and
- makes technical changes.

Mental Health

HB0023S02 First Responder Mental Health Services Amendments

Wilcox, R.

This bill creates a grant program for mental health resources for first responders.

This bill:

- defines terms;
- requires all first responder agencies to provide mental health resources for employees, spouses, children, and retirees;
- provides for the Department of Public Safety to administer a grant program to provide mental health resources; and
- makes technical changes.

HB0236 Behavioral Health Amendments

Eliason, S.

This bill addresses behavioral health services.

This bill:

- creates and modifies definitions;
- requires the base budget to include certain appropriations to the Department of Health for behavioral health services;
- requires the Office of the Legislative Fiscal Analyst to include an estimate of the cost of behavioral health services in certain Medicaid funding forecasts;
- creates the Collaborative Care Grant Program;



Selected Highlights of the 2022 General Session

March 04, 2022

- requires the Division of Substance Abuse and Mental Health to administer the collaborative care grant program;
- allows the state suicide prevention program to include a public education campaign;
- clarifies that the Governor's Suicide Prevention Fund may be used for components of the state suicide prevention program;
- provides a sunset date;
- includes reporting requirements; and
- makes technical and conforming changes.

SB0041 Behavioral Health Services Amendments

Kennedy, M.

This bill addresses behavioral health treatment and services.
This bill:

- defines terms;
- requires the Department of Health to:
- award a grant to a local mental health authority to implement or expand an integrated behavioral health program;
- develop a proposal to allow the state Medicaid program to reimburse a local mental health authority for behavioral health services in an integrated behavioral health care setting at an increased rate; and
- apply for a waiver under the state Medicaid plan to implement the proposal;
- allows a certain medication-assistance treatment drug to be recycled under the Charitable Prescription Drug Recycling Act, subject to federal law;
- creates a sunset date;
- creates reporting requirements; and
- makes technical and conforming changes.

Natural Resources

HB0305S03 Natural Resources Revisions

Ferry, J.

This bill modifies provisions related to the management, regulation, conservation, and use of natural resources.
This bill:

- changes the name of the Division of Recreation to the Division of Outdoor Recreation;
- merges the Office of Outdoor Recreation into the Division of Outdoor Recreation, including addressing:
- powers and duties;
- administration of grants; and



Selected Highlights of the 2022 General Session

March 04, 2022

- a transition;
- addresses reporting requirements, including reporting by the Office of Energy Development and reporting by the Division of Outdoor Recreation;
- modifies provisions related to off-highway vehicles, including use of certain money;
- amends authority to appoint off-highway vehicle and boating advisory councils;
- addresses the Zion National Park Support Programs Restricted Account;
- modifies the Division of Outdoor Recreation's authority to create recreational trails and outdoor recreation advisory bodies;
- creates the Utah Outdoor Recreation Infrastructure Advisory Committee to replace other advisory committees and requires consultation with the Division of Outdoor Recreation;
- addresses criteria related to certain recreational grants;
- addresses the Bonneville Shoreline Trail Program;
- modifies the makeup of the Outdoor Adventure Commission and changes consultation requirements;
- modifies the makeup of the Resource Development Coordinating Committee;
- addresses the relationship with the Division of Wildlife Resources and the Wildlife Board;
- repeals the Utah Outdoor Recreation Grant Advisory Committee;
- establishes policy related to conservation;
- addresses coordination of state conservation efforts, including authorizing agreements;
- repeals the Quality Growth Commission and replaces the commission with the Land Conservation Board, including moving the board within the Department of Agriculture and Food, addressing the board's powers and duties, and moving definitions related to housing;
- modifies the LeRay McAllister Critical Land Conservation Program, including addressing local action in some circumstances;
- creates the Division of Conservation within the Department of Agriculture and Food;
- provides for coordination of conservation efforts;
- addresses rulemaking authority, including requiring rulemaking related to off-highway vehicles, clarifying rulemaking by the Division of Outdoor Recreation, and rulemaking related to grants;
- modifies sunset and repeal dates;
- modifies definition provisions;
- provides for transition; and
- makes technical and conforming changes.

HB0317S02

Sovereign Lands Trespassing Amendments

Owens, D.

This bill adds a definition for "motor vehicle" to the statute prohibiting trespassing on the bed of a navigable lake or river.

This bill:



Selected Highlights of the 2022 General Session

March 04, 2022

- clarifies that "motor vehicle" includes an off-highway vehicle in the context of prohibiting operation of a motor vehicle on the bed of a navigable lake or river; and
- makes technical and conforming changes.

HB0409S01

Recreation Infrastructure Amendments

Snider, C.

This bill provides for the creation of a restricted account to fund outdoor recreation infrastructure.
This bill:

- defines terms;
- creates the Outdoor Adventure Infrastructure Restricted Account;
- diverts certain sales and use tax revenue into the account; and
- makes technical changes.

HCR013 Concurrent Resolution Creating the Bridal Veil Falls State Monument

Stratton, K.

This concurrent resolution creates the Bridal Veil Falls State Monument.
This resolution:

- describes the general process for proposing the creation of the Bridal Veil Falls State Monument;
- describes reasons for creating the Bridal Veil Falls State Monument; and
- approves the creation of the Bridal Veil Falls State Monument.

Occupational and Professional Licensing

SB0016S02

Licensing Amendments

Bramble, C.

This bill addresses proposed and existing regulated occupations.
This bill:

- creates the Office of Professional Licensure Review (office);
- defines terms;
- requires the office to:
- conduct a sunrise review for each application to establish a new regulated occupation;
- review each regulated occupation at least once every 10 years; and
- review and respond to each legislator inquiry regarding an occupational licensing matter;



Selected Highlights of the 2022 General Session

March 04, 2022

- establishes criteria for conducting a sunrise review or periodic review;
- provides legislative oversight of the scheduling and scope of each periodic review;
- requires the office to annually prepare and submit a written report to the Business and Labor Interim Committee;
- provides a sunset date for provisions of this bill, subject to review;
- repeals the Occupational and Professional Licensure Review Committee Act; and
- makes technical and conforming changes.

SB0043S07 Occupational and Professional Licensing Modifications

Bramble, C.

This bill modifies provisions related to licensed professions.

This bill:

- changes the name of the Division of Occupational and Professional Licensing (division);
- defines terms;
- amends defined terms;
- modifies licensing board duties;
- amends license application requirements;
- modifies the division's authority to grant a license by endorsement;
- removes good moral character provisions for certain licensed professions;
- amends the definition of "practice of environmental health science";
- modifies provisions related to speech-language pathology and audiology;
- amends provisions related to unprofessional conduct for certain professions;
- modifies the division's citation authority for certain unprofessional conduct for the construction trades;
- modifies provisions related to armored car company and contract security company license qualifications;
- amends provisions related to chiropractic physician license qualifications;
- defines as unprofessional conduct the following actions by a chiropractic physician:
 - making a false entry under certain circumstances;
 - sharing professional fees with a person who is not licensed; or
 - paying a person for a patient referral;
- removes the sunset date for provisions relating to online curriculum for a licensed cosmetology related program;
- extends the sunset date for the Recreational Therapy Practice Act;
- prohibits a kickback or bribe for a referral for a good or service that relates to an insurance claim or claim for damages;
- creates a criminal penalty for certain prohibited activities; and
- makes technical and conforming changes.



Selected Highlights of the 2022 General Session

March 04, 2022

SB0104 Community Health Worker Certification Process

Escamilla, L.

This bill creates a state certification for community health workers.
This bill:

- defines terms;
- creates a state certification for community health workers; and
- requires the Department of Health to administer the certification.

Political Subdivisions (Local Issues)

HB0146S01 Local Licensing Amendments

Lisonbee, K.

This bill modifies the authority of political subdivisions related to business licenses.
This bill:

- defines terms;
- modifies the general authority of a municipality and a county related to business licenses;
- modifies a municipality's and a county's regulation and business licensing authority over food truck businesses, including the regulation and business licensing authority over a food truck business that has previously obtained a business license in another political subdivision;
- modifies health and safety inspection requirements for food truck businesses;
- modifies the authority of a political subdivision related to the licensing of a business that rents all-terrain vehicles; and
- makes technical changes.

HB0440S03 Homeless Services Amendments

Eliason, S.

This bill modifies provisions related to the oversight and provision of services for individuals experiencing homelessness.
This bill:

- defines terms;
- modifies the membership of the Utah Homelessness Council (council) within the Office of Homeless Services (office);
- establishes the Utah Homeless Network Steering Committee within the office and describes the membership and duties of the steering committee;
- allows certain municipalities to receive funds from the Homeless Shelter Cities Mitigation Restricted Account (account) to mitigate the impacts of homeless shelters;



Selected Highlights of the 2022 General Session

March 04, 2022

- establishes a formula for the office's disbursement of funds to municipalities that have been approved by the council to receive account funds;
- removes provisions allowing the office to provide grants from the account;
- modifies provisions related to the process for municipalities to request account funds;
- requires the council to consider certain factors in determining whether to approve or deny a municipality's request for account funds;
- removes provisions requiring the office to make recommendations to the Legislature regarding requests for account funds;
- requires certain councils of governments to annually prepare and submit to the office an overflow plan that establishes plans for temporary overflow shelters within the county during a limited period of time;
- requires the office to review the overflow plan to determine whether the plan is sufficient for the provision of services for individuals experiencing homelessness during a limited period of time;
- allows certain homeless shelters to expand capacity during a limited period of time under certain circumstances;
- prohibits municipalities from imposing certain capacity limits on homeless shelters during a limited period of time under certain circumstances;
- prohibits municipalities from restricting an entity from operating a temporary overflow shelter from a facility owned or operated by the entity during a limited period of time under certain circumstances;
- allows the office to contract with an entity to operate a temporary overflow shelter from a state facility during a limited period of time under certain circumstances;
- requires the office to make rules governing certain overflow plans and temporary overflow shelters; and
- makes technical and conforming changes.

SB0057S03

County Amendments

Fillmore, L.

This bill modifies provisions related to the duties of certain county officers.

This bill:

- modifies the duties of a district or county attorney related to reviewing county legal documents;
- requires the county executive to rescind an existing executive order when a county legislative body establishes a program or policy that conflicts with the existing executive order;
- requires the county executive to ensure compliance with a program or policy established by a county legislative body; and
- makes technical changes.

SB0137S03

Property Decontamination Amendments

Mayne, K.



Selected Highlights of the 2022 General Session

March 04, 2022

This bill modifies the authority of a municipality to regulate the abatement of certain conditions on the property of an owner or occupant.

This bill:

- defines the term "hazardous materials";
- authorizes a municipality to designate and regulate the abatement of hazardous materials;
- modifies a municipality's authority regarding municipal inspectors and enforcement of abatement ordinances; and
- makes technical changes.

SB0162S01

County Governance Amendments

McKell, M.

This bill modifies provisions related to a county's fiscal procedures.

This bill:

- defines terms, including the term "finance officer";
- modifies the duties of a county auditor, a county finance officer, and a county legislative body related to the provision of accounting services in a county;
- modifies the authority of a county legislative body and a county executive to receive financial information related to a county; and
- makes technical changes.

Public Lands

HB0157S01

Sovereign Lands Revenue Amendments

Hawkes, T.

This bill addresses issues related to revenues received by the state from activities on sovereign lands.

This bill:

- modifies the Sovereign Lands Management Account statute, including changing what revenue is deposited into the account and changing uses of the money in the account;
- creates the Great Salt Lake Account, including defining terms, addressing what revenue is deposited into the account, and specifying uses of the money in the account; and
- makes technical changes.

HB0240S02

Utah Lake Amendments

Stratton, K.



Selected Highlights of the 2022 General Session

March 04, 2022

This bill modifies provisions of the Utah Lake Restoration Act.
This bill:

- modifies the authority given to the Division of Forestry, Fire, and State Lands, with respect to the disposal of Utah Lake land in exchange for the comprehensive restoration of Utah Lake under a restoration proposal, from authority to dispose of land to authority to make a recommendation for the disposal of the land;
- requires the approval of the Legislature and governor for the disposal of Utah Lake land in exchange for the comprehensive restoration of Utah Lake under a restoration proposal; and
- requires the division to prepare recommendations on objectives of the Utah Lake restoration and report those recommendations to the Natural Resources, Agriculture, and Environment Interim Committee.

Public Retirement and Insurance

HB0075S01

Retirement System Amendments

Dunnigan, J.

This bill amends provisions relating to the Utah Retirement System.
This bill:

- permits a public employees' association to withdraw from the Utah Retirement System;
- describes the options and procedures for withdrawing from the Utah Retirement System;
- exempts a withdrawing public employees' association from Public Finance Website disclosure requirements; and
- modifies the definition of a URS-participating employer in relation to the Utah Public Finance Website.

HB0289S01

Insurance Coverage for Emergency Medical Service Personnel

Johnson, D.N.

This bill creates the Volunteer Emergency Medical Service Personnel Health Insurance Program.
This bill:

- creates the Volunteer Emergency Medical Service Personnel Health Insurance Program;
- describes the program benefit limits and eligibility;
- requires the Department of Health to convene an advisory board;
- authorizes program participants to participate in the Public Employees' Benefit and Insurance Program;
- amends the definition of "volunteer" in the Volunteer Government Workers Act;
- establishes a sunset date for the Volunteer Emergency Medical Service Personnel Health Insurance Program; and
- makes technical changes.



Selected Highlights of the 2022 General Session

March 04, 2022

SCR001 Concurrent Resolution Authorizing State Pick up of Public Safety and Firefighter Employee Retirement Contributions **Harper, W.**

This concurrent resolution increases the employer pick up of certain employee contributions required for state employees who are eligible for and participate as members in the New Public Safety and Firefighter Tier II Contributory Retirement System.

This resolution:

- declares that the state will prospectively pick up and pay required employee contributions up to a maximum of 2.59% of each employee's compensation for all state employees who are members of the New Public Safety and Firefighter Tier II Contributory Retirement System;
- includes provisions relating to the employer pick up; and
- provides that an equal nonelective contribution will be made to public safety and firefighters who are members of the Tier II Defined Contribution Plan.

Public Utilities & Technology

HB0244S02 Geological Carbon Sequestration Amendments **Handy, S.**

This bill authorizes the Division of Oil, Gas, and Mining and the Board of Oil, Gas, and Mining to establish regulations for the geologic storage of carbon.

This bill:

- defines terms;
- establishes who has title to pore space with respect to the surface estate;
- describes the circumstances under which the board and the division will gain jurisdiction over class VI injection wells;
- authorizes the board to make rules regarding the oversight of class VI injection wells;
- authorizes the board to establish and collect fees to reimburse the board and division for the costs associated with the regulation of class VI injection wells;
- describes the permitting process with which an operator must comply in order to operate a class VI injection well;
- describes the factors a permit must demonstrate for the board to approve the division to issue a permit;
- requires the board to hold a public hearing before issuing a permit;
- authorizes the board to order amalgamation of a tract of land for a storage facility if:
- nonconsenting owners are fairly compensated for the use of the nonconsenting owners' pore space;
- 70% of owners of included tracts have consented to the process; and
- the board finds it is in the best interest of all owners;
- requires operators to record the permit;



Selected Highlights of the 2022 General Session

March 04, 2022

- provides for:
- rights of property owners whose pore space becomes part of a storage facility; and
- the persons who hold title to carbon dioxide injected into and stored within a storage facility;
- requires an operator to follow certain procedures in order to receive a certificate of project completion;
- describes the relation of this chapter to enhanced oil and gas recovery projects;
- authorizes the board to enter into cooperative agreements with other agencies to carry out the objectives of this chapter;
- authorizes controlling state interests and political subdivisions to participate in geologic carbon storage;
- authorizes the board to adopt a procedure to determine the amount of injected carbon dioxide;
- establishes funds in which the board and division shall deposit fees collected under this chapter; and
- makes technical and conforming changes.

HB0335S02 Blockchain and Digital Innovation Task Force

Teuscher, J.

This bill creates the Blockchain and Digital Innovation Task Force.

This bill:

- creates the Blockchain and Digital Innovation Task Force (the task force);
- directs the appointment of members to the task force;
- directs the task force to:
- develop knowledge and expertise about blockchain and related technologies; and
- make policy recommendations related to blockchain and related technologies;
- requires the task force to report annually to the Business and Labor Interim Committee and the Legislative Management Committee; and
- sets a repeal date for the task force.

HB0393S01 Water Reporting Amendments

Ferry, J.

This bill requires a study and makes changes regarding the use of electrolysis to create hydrogen from water.

This bill:

- adds to the powers of the state engineer the power to conduct studies regarding use of water;
- requires the state engineer to conduct a study regarding:
- the current effect on the water cycle of the use of water to cool power plants;
- the potential effect on the water cycle of the use of water to create hydrogen through coal gasification or steam methane reforming; and



Selected Highlights of the 2022 General Session

March 04, 2022

- the potential effect on the water cycle of the use of electrolysis with water to create hydrogen to power a power plant;
- establishes a reporting requirement for the results of the study; and
- requires the state engineer to administer the river distribution accounting report.

HB0418S01

Grid Resilience Committee

Albrecht, C.

This bill creates the Grid Resilience Committee.

This bill:

- defines terms;
- creates the Grid Resilience Committee;
- assigns duties to the committee; and
- establishes a reporting requirement for the committee.

Real Property

HB0132S01

Uniform Easement Relocation Act

Snow, V. L.

This bill enacts the Uniform Easement Relocation Act.

This bill:

- defines terms;
- addresses the applicability of the Uniform Easement Relocation Act (Act) to certain easements;
- excludes certain easements from relocation under the Act;
- establishes the right of a property owner to relocate an easement in certain circumstances;
- allows a property owner to commence a civil action to relocate an easement;
- provides the requirements for commencing a civil action to relocate an easement;
- addresses a court order for relocation of an easement;
- requires the parties to a civil action for easement relocation to act in good faith in facilitating relocation;
- addresses when a proposed easement relocation is considered to be final and complete;
- addresses the effect of an easement relocation under the Act;
- provides that the right of a property to relocate an easement under the Act cannot be waived, excluded, or restricted by agreement;
- provides that the law should be applied and construed to promote uniformity with other states that enact the Act;
- contains a provision on the Act's relation to the Electronic Signatures in Global National Commerce Act;
- provides that the Act applies to an easement created before, on, or after the effective date of this bill; and



Selected Highlights of the 2022 General Session

March 04, 2022

- provides a severability clause.

Recycling

SB0203S01

Tire Recycling Fund Amendments

Sandall, S.

This bill makes changes related to the administration and composition of the Waste Tire Recycling Fund.

This bill:

- defines terms;
- requires a municipality that owns or operates a landfill more than 10 miles outside the municipality's jurisdictional boundaries to deposit all revenue from the landfill into the Waste Tire Recycling Fund;
- requires the Division of Finance to disburse revenue received from municipal landfill operators to the county within whose boundary the landfill is located; and
- provides for the disbursement of surplus amounts in the Waste Tire Recycling Fund to qualified recyclers.

Revenue and Taxation

HB0438S02

Point of the Mountain State Land Authority Amendments

Snow, V. L.

This bill modifies provisions relating to the Point of the Mountain State Land Authority.

This bill:

- authorizes the Point of the Mountain State Land Authority to impose an energy sales and use tax and an energy tax and to collect impact fees and other development fees;
- modifies the membership of a loan committee;
- moves the ability to approve a loan from the loan committee to the Authority board and requires Executive Appropriations Committee approval for a loan from the point of the mountain loan fund;
- modifies a provision relating to Authority powers;
- requires a lessee of point of the mountain state land to pay an annual fee and provides for the levy and collection of the fee;
- requires the Authority to be paid a portion of increased property tax revenue from parcels of land transferred to a private owner;
- modifies limitations on individuals serving as board members;
- modifies the purposes of a closed meeting to include certain discussions relating to the development of land owned by the state;
- modifies provisions relating to an Authority infrastructure fund; and



Selected Highlights of the 2022 General Session

March 04, 2022

- makes technical changes.

HB0444S01

Income Tax Revisions

Spendlove, R.

This bill modifies the tax obligations of pass-through entities and pass-through entity taxpayers.

This bill:

- authorizes a pass-through entity to pay a tax on behalf of pass-through entity taxpayers who are individuals for a taxable year that begins on or after January 1, 2022, but begins on or before December 31, 2025;
- requires an individual whose tax on income attributed to the pass-through entity taxpayer is paid by the pass-through entity to add the amount of tax paid to the pass-through entity taxpayer's individual tax return;
- creates a nonrefundable income tax credit equal to the amount of the tax paid by the pass-through entity;
- requires a pass-through entity to report information to a pass-through entity taxpayer regarding income attributed to the pass-through entity taxpayer and tax paid;
- creates penalties for failure to provide the report or to pay the tax; and
- makes technical and conforming changes.

SB0025S02

Property Tax Deferral Amendments

Fillmore, L.

This bill modifies the deferral provisions of the Property Tax Act.

This bill:

- defines terms;
- addresses property tax deferral for certain owners of a single-family residence;
- modifies the interest rate that applies to deferred property taxes;
- clarifies the required contents of an application for a deferral;
- directs the State Tax Commission to reimburse a requesting county for the amount of any property taxes that the county defers during a specified time period;
- addresses repayment of any money a county receives; and
- makes technical and conforming changes.

SB0039

Mobile Workforce Income Tax Amendments

Bramble, C.

This bill addresses the tax liability and withholding requirements for a nonresident individual earning wages in the state.

This bill:



Selected Highlights of the 2022 General Session

March 04, 2022

- creates an exemption from income tax if a nonresident individual works in the state for 20 or fewer days during a taxable year and provides the circumstances for qualification;
- modifies the employer's withholding obligations, including penalties, for a nonresident individual whose wages are exempt from income tax; and
- makes technical changes.

SB0059S04

Tax Amendments

McCay, D.

This bill modifies income tax provisions.

This bill:

- amends the corporate franchise and income tax rates;
- amends the individual income tax rate;
- expands eligibility for the social security benefits tax credit by increasing the threshold for the income-based phaseout; and
- enacts a state earned income tax credit and provides for apportionment of that credit.

SB0081S03

Affordable Housing Tax Amendments

Iwamoto, J.

This bill modifies provisions related to the assessment of real property subject to a low-income housing covenant.

This bill:

- defines terms;
- prescribes a valuation method for determining the fair market value of real property subject to a low-income housing covenant;
- requires a county assessor to send a form approved by the State Tax Commission to each owner of real property subject to a low-income housing covenant; and
- makes technical and conforming changes.

SB0093S01

Business Tax Amendments

Fillmore, L.

This bill amends tax provisions relating to property used in a business's operation.

This bill:

- exempts supplies used in the course of business from personal property tax; and
- exempts certain tangible personal property consumed in the performance of a taxable service from sales and use tax.



Selected Highlights of the 2022 General Session

March 04, 2022

Standards and Curriculum

SB0192S01 Cardiopulmonary Resuscitation in Schools

Stevenson, J.

This bill addresses cardiopulmonary resuscitation training for high school students.

This bill:

- defines terms;
- requires the State Board of Education to make rules to develop and implement cardiopulmonary resuscitation (CPR) training as part of the health curriculum for students;
- requires a local education agency (LEA) to offer CPR training for students as part of the health curriculum;
- with certain exceptions, requires a student to complete CPR training at least once while the student is in high school; and
- creates a grant program to assist LEAs with providing CPR training to students.

SB0244S02 Ethnic Studies Amendments

Cullimore, K. A.

This bill requires ethnic studies in public schools.

This bill:

- requires the State Board of Education to incorporate ethnic studies into the core standards for Utah public schools (core standards);
- requires a local education agency to:
- adopt ethnic studies instructional materials and curriculum that align with core standards; and
- integrate ethnic studies into regular school work for kindergarten through grade 12;
- creates the Ethnic Studies Commission (commission) to:
- study the contributions of Utahns of diverse ethnicities; and
- recommend to the state board how to incorporate ethnic studies into core standards;
- provides a sunset date for the commission; and
- defines terms.

State Facilities

SB0082S03 State Facilities Management Amendments

Buxton, D. G.

This bill modifies provisions relating to the management of state facilities.

This bill:



Selected Highlights of the 2022 General Session

March 04, 2022

- eliminates the State Building Board;
- gives duties of the former State Building Board to the Division of Facilities Construction and Management and the Department of Government Operations;
- increases the limit of the value of property that the Division of Facilities Construction and Management may acquire without legislative approval from \$250,000 to \$500,000;
- with respect to code provisions dealing with the disposal of property owned by the Division of Facilities Construction and Management, increases the limit of the value of property not subject to those code provisions from \$250,000 to \$500,000;
- modifies provisions relating to the supervision and control of the allocation of space for institutions of higher education and courts;
- provides that the disposition of property owned by the Division of Facilities Construction and Management in connection with the establishment of a state liquor store or the construction of student housing is not subject to provisions otherwise applicable to the disposition of division-owned property;
- for a diagnostic, treatment, parole, probation, or other secured facility project, increases the threshold for that project from \$250,000 to \$500,000 to trigger a requirement for the director of the Division of Facilities Construction and Management to notify a local government entity affected by the project; and
- makes technical and conforming changes.

State Officers and Employees

HB0104S03

State Employment Amendments

Christofferson, K.

This bill enacts and amends provisions related to the employment and management of state personnel.

This bill:

- requires the Division of Human Resource Management (division) to provide training for supervisors of state agency employees;
- requires a supervisor to attend the training;
- requires the division to establish a pay for performance management system;
- requires the division to make rules allowing an employee to receive a wage that exceeds the employee's salary range if necessary to recognize the employee's performance;
- requires a state agency, no later than July 1, 2023, to evaluate and pay employees based on performance;
- provides that a state employee hired in a supervisor position on or after July 1, 2022, is exempt from the career service system;
- allows a state employee in a supervisor position who holds career service status before July 1, 2022, to retain the employee's career service status or convert to career-service exempt status by July 1, 2023;



Selected Highlights of the 2022 General Session

March 04, 2022

- prohibits the Career Service Review Office from taking jurisdiction of a matter that an employer has not had an opportunity to address;
- clarifies the process for filing a grievance;
- repeals longevity and promotion salary increases for certain state employees;
- except in certain circumstances, requires an employee to submit a grievance within 10 working days; and
- makes conforming changes.

Student health and safety

HB0162

Period Products in Schools

Lisonbee, K.

This bill requires local school boards and charter school governing boards to provide period products in certain restrooms within all school facilities.

This bill:

- defines terms; and
- requires local school boards and charter school governing boards to:
- provide period products in certain restrooms within all school facilities;
- provide certain information to students; and
- incorporate the provision of period products in ongoing capital operations and maintenance budgets by a certain date.

HB0183

In-person Learning Amendments

Teuscher, J.

This bill amends provisions regarding in-person learning requirements and test to stay programs within public schools.

This bill:

- suspends a test to stay program requirement;
- amends provisions regarding the computation of the case threshold that triggers the test to stay program requirement;
- clarifies when a student may return to school during a test to stay event;
- provides additional procedural requirements for the application of an exception to an in-person learning requirement; and
- makes technical and conforming changes.

HB0428S02

School Safety Amendments

Hollins, S.

This bill amends student safety and support provisions.

This bill:



Selected Highlights of the 2022 General Session

March 04, 2022

- requires the State Board of Education to provide training on certain state and federal law;
- requires a local education agency (LEA) to:
- review information on harassment and discrimination within the LEA;
- adopt a plan for harassment- and discrimination-free learning; and
- report on the plan;
- requires the state board and an LEA to report data on the demographics of a victim of bullying, hazing, cyber-bullying, or retaliation; and
- makes conforming changes.

Transportation

HB0076S01

Vehicle Merger Amendments

Brammer, B.

This bill modifies traffic code provisions relating to vehicle merging.

This bill:

- requires an operator of a vehicle to use the zipper method when two traffic lanes merge into one traffic lane.

HB0163S01

Driver License Testing Modifications

Moss, C.

This bill amends provisions related to driver license testing for an individual who is a covered humanitarian parolee.

This bill:

- amends provisions related to testing to obtain a driver license to allow a covered humanitarian parolee the same testing procedures provided to refugees and approved asylees; and
- makes technical changes.

HB0322S01

Public Transit Capital Development Modifications

Christofferson, K.

This bill requires the Department of Transportation to manage and oversee all fixed guideway capital development projects that include state funding.

This bill:

- defines terms;
- requires a large public transit district to coordinate with the Department of Transportation regarding certain public transit facilities associated with a transit oriented development;



Selected Highlights of the 2022 General Session

March 04, 2022

- requires the Department of Transportation to manage and oversee fixed guideway capital development projects for which state money is expended;
- requires the Department of Transportation to report to the Transportation Interim Committee regarding a plan to assume responsibility for public transit capital development;
- amends the allowed uses of funds in the Transit Transportation Investment Fund;
- requires an agreement between a large public transit district and the Department of Transportation pertaining to repayment of certain funds; and
- makes technical changes.

HB0443S03

Utah Inland Port Authority Amendments

Schultz, M.

This bill modifies provisions relating to the Utah Inland Port Authority.
This bill:

- modifies definitions applicable to code provisions governing the Utah Inland Port Authority, including modifying and expanding the definition of publicly owned infrastructure and improvements to include certain privately owned facilities;
- modifies provisions relating to the Authority policies and objectives;
- eliminates language making an intermodal facility owned by the Authority subject to a privilege tax;
- modifies provisions relating to the Authority board;
- removes a primary municipality's property tax revenue from property tax differential, upon certain conditions;
- requires the primary municipality, the primary municipality's community development and renewal agency, and the Authority to enter into an agreement relating to the distribution of certain property tax revenue for specified purposes;
- modifies a provision relating to the Authority executive director;
- modifies allowable uses of property tax differential;
- authorizes the Authority to use property tax differential for business recruitment incentives and establishes provisions governing business recruitment incentives;
- modifies provisions relating to the Authority budget;
- authorizes the Authority to use an automatic license plate reader system under certain circumstances; and
- makes technical and conforming changes.

SB0053S05

Driver Speeding Amendments

Iwamoto, J.

This bill amends the offense of reckless driving to include certain speeding violations.
This bill:



Selected Highlights of the 2022 General Session

March 04, 2022

- amends penalties for a violation related to speed races on a highway;
- allows the seizure of a vehicle that is not street legal that is engaged with a speed race or exhibition of speed on a highway;
- provides a minimum fine for a speeding violation where the individual was traveling at a speed of 100 miles per hour or more;
- amends the offense of reckless driving to include traveling on a highway at a speed of 105 miles-per-hour or greater; and
- makes technical changes.

SB0102S03 Wireless Communication Device Use in a Motor Vehicle

Wilson, C.

This bill amends provisions related to the use of a wireless communication device while operating a motor vehicle.

This bill:

- amends definitions;
- prohibits an individual from using a wireless communication device to view or take a photograph while operating a moving motor vehicle;
- modifies provisions related to suspending an individual's driver license upon a conviction of using a wireless communication device while operating a moving motor vehicle;
- modifies the conduct that constitutes automobile homicide involving using a wireless communication device while operating a moving motor vehicle; and
- makes technical and conforming changes.

SB0140S03 Housing and Transit Reinvestment Zone Amendments

Harper, W.

This bill amends provisions related to housing and transit reinvestment zones.

This bill:

- defines terms;
- allows housing and transit reinvestment zones around light rail and bus rapid transit facilities;
- amends provisions related to the size limitations and number of allowed housing and transit reinvestment zones;
- requires equal participation by all local taxing entities;
- defines the term of each type of housing and transit reinvestment zone;
- amends the membership of the housing and transit reinvestment zone committee;
- requires relevant zoning changes be made before the housing and transit reinvestment zone may be approved by the committee;



Selected Highlights of the 2022 General Session

March 04, 2022

- amends provisions related to the efficiency and feasibility analysis of a housing and transit reinvestment zone; and
- makes technical changes.

Veterans Affairs

HJR011 Joint Resolution Supporting Services for Veterans

Burton, J.

This joint resolution encourages the Utah Department of Veterans and Military Affairs to submit a grant application for replacement and expansion of the Salt Lake Veterans Home.

This bill:

- honors all who have served in the United States Armed Forces;
- recognizes that the William E. Christofferson Salt Lake Veterans Home is in need of an update in design and expansion; and
- encourages and supports the submission of a grant application to the State Veterans Home Construction Grant Program.

Veterans and Military Affairs

HB0155S01 Veteran Access to State Parks

Schultz, M.

This bill amends provisions related to veteran access to state parks.

This bill:

- expands the State Parks Honor Pass Program to all veterans with any percentage of disability rating from the Veterans Administration.

HB0360S01 Title 39a - National Guard and Militia Act

Peterson, V.

This bill recodifies Title 39, Militias and Armories, as Title 39A, National Guard and Militia Act.

This bill:

- restructures Title 39, Militias and Armories, into Title 39A, National Guard and Militia Act;
- creates the following new chapters:
- Chapter 1, Utah National Guard and Militia Act;
- Chapter 2, State Armory Board;
- Chapter 3, Utah National Guard;
- Chapter 4, Utah State Defense Force;



Selected Highlights of the 2022 General Session

March 04, 2022

- Chapter 5, Utah Code of Military Justice;
- Chapter 6, Utah Service Members Civil Relief Act;
- Chapter 7, Morale, Welfare, and Recreation Program; and
- Chapter 8, West Traverse Sentinel Landscape Act;
- clarifies that the State Defense Force is not subject to federal activation;
- specifies qualifications for the adjutant general and staff;
- removes outdated language and provisions; and
- makes technical and conforming changes.

Water

HB0033S01

Instream Water Flow Amendments

Ferry, J.

This bill makes changes related to change applications for certain uses of water.

This bill:

- defines terms;
- provides that certain entities or individuals may file a change application to provide water for an instream flow or for use on sovereign lands;
- amends the process by which a change application for instream flow or use on sovereign lands is considered; and
- makes technical and conforming changes.

HB0121S01

Water Conservation Modifications

Spendlove, R.

This bill modifies provisions related to conservation of water and related provisions regarding lawn or turf.

This bill:

- imposes requirements related to water conservation at state government facilities and by state agencies;
- provides for incentives to replace lawn or turf with drought resistant landscaping;
- grants rulemaking authority;
- requires the Legislative Water Development Commission to study water conservation in the state; and
- makes technical changes.

HB0131

Watershed Restoration Initiative

Bennion, G.

This bill creates the Watershed Restoration Initiative within the Department of Natural Resources.



Selected Highlights of the 2022 General Session

March 04, 2022

This bill:

- defines terms;
- creates the Watershed Restoration Initiative within the Department of Natural Resources;
- sets the policies and objectives of the initiative;
- describes how the initiative will be administered and funded;
- requires the initiative to submit an annual report to the Natural Resources, Agriculture, and Environment Interim Committee; and
- creates the Watershed Restoration Expendable Special Revenue Fund.

HB0242S02

Secondary Water Metering Amendments

Peterson, V.

This bill addresses secondary water metering.

This bill:

- addresses definitions;
- imposes requirements related to metering pressurized secondary water;
- provides for penalties for failure to comply with metering requirements;
- provides for exemptions;
- provides for grants to fund metering of certain pressurized secondary water services;
- allows for water conservation grants under certain circumstances;
- addresses rulemaking authority; and
- makes technical changes.

HB0410

Great Salt Lake Watershed Enhancement

Wilson, B.

This bill enacts the Great Salt Lake Watershed Enhancement Program.

This bill:

- addresses the duties of the Division of Forestry, Fire, and State Lands related to the Great Salt Lake;
- defines terms;
- authorizes rulemaking;
- establishes the program;
- provides for oversight by the Division of Forestry, Fire, and State Lands;
- imposes requirements on the grantee;



Selected Highlights of the 2022 General Session

March 04, 2022

- provides for the creation, powers, and duties of the water trust; and
- makes technical changes.

HB0429 **Great Salt Lake Amendments**

Miles, K.

This bill addresses state actions related to the Great Salt Lake.

This bill:

- enacts provisions requiring the Division of Water Resources to develop the Great Salt Lake Watershed Integrated Water Assessment, including:
- defining terms;
- providing for what the integrated water assessment may include;
- addressing how the integrated water assessment is to be developed and implemented, including the creation of a work plan;
- requiring reporting; and
- requiring a study of the impact of certain best management practices associated with post-construction retention storm water permit requirements on the water budget of the Great Salt Lake.

SB0089 **Water Amendments**

Iwamoto, J.

This bill addresses information related to water including water conservation.

This bill:

- modifies provisions related to a water conservation plan, including provisions:
- defining terms;
- requiring goals for water conservation to be set;
- addressing adopting, amending, submitting, or posting a water conservation plan;
- requiring rate structures to be submitted under certain circumstances; and
- addressing division powers, including rulemaking;
- modifies provision related to culinary water pricing structure; and
- makes technical changes.