

Senator Curtis S. Bramble proposes the following substitute bill:

LEGISLATIVE OFFICES AMENDMENTS

2023 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Curtis S. Bramble

House Sponsor: _____

LONG TITLE

General Description:

This bill amends provisions governing staff offices of the Utah Legislature.

Highlighted Provisions:

This bill:

▶ clarifies the authority of the legislative auditor general over a project entity, a taxed interlocal entity, the Utah Data Research Center, and an independent corporation;

▶ directs the Office of Legislative Research and General Counsel to return enrolled bills to the Senate or House of Representatives;

▶ amends certain duties and powers of the Office of Legislative Research and General Counsel;

▶ prohibits the Office of Legislative Research and General Counsel from providing services to an individual who is not qualified to serve or is expelled from the House of Representatives or Senate unless the services are approved by the Legislative Management Committee;

▶ modifies certain duties and powers of the legislative auditor general and the Office of the Legislative Auditor General;

▶ authorizes the legislative auditor general to issue a subpoena to financial institutions and other entities;



- 26 ▶ modifies the professional qualifications an individual must have to act as the
- 27 legislative auditor general;
- 28 ▶ authorizes the Office of the Legislative Auditor General to conduct systemic
- 29 performance audits of certain executive branch entities and local education
- 30 agencies;
- 31 ▶ clarifies issuers of legislative subpoenas;
- 32 ▶ authorizes service of a legislative subpoena by electronic transmission;
- 33 ▶ repeals sunset provisions that have expired; and
- 34 ▶ makes other clarifying corrections.

35 **Money Appropriated in this Bill:**

36 None

37 **Other Special Clauses:**

38 This bill provides a special effective date.

39 **Utah Code Sections Affected:**

40 AMENDS:

- 41 **11-13-316**, as last amended by Laws of Utah 2022, Chapter 422
- 42 **11-13-603**, as last amended by Laws of Utah 2022, Chapter 422
- 43 **36-3-306**, as renumbered and amended by Laws of Utah 2020, Chapter 383
- 44 **36-12-12**, as last amended by Laws of Utah 2003, Chapter 92
- 45 **36-12-15**, as last amended by Laws of Utah 2021, Chapter 421
- 46 **36-12-15.1**, as last amended by Laws of Utah 2021, Chapter 331
- 47 **36-14-2**, as last amended by Laws of Utah 2014, Chapter 339
- 48 **36-14-4**, as enacted by Laws of Utah 1989, Chapter 174
- 49 **36-14-5**, as last amended by Laws of Utah 2013, First Special Session, Chapter 1
- 50 **53B-7-708**, as enacted by Laws of Utah 2017, Chapter 365
- 51 **53B-33-301**, as renumbered and amended by Laws of Utah 2022, Chapter 461
- 52 **63E-2-104**, as last amended by Laws of Utah 2003, Chapter 8
- 53 **63I-2-253**, as last amended by Laws of Utah 2022, Chapters 208, 229, 274, 354, 370,
- 54 and 409
- 55 **68-3-13**, as enacted by Laws of Utah 1989, Chapter 16

56

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

58 Section 1. Section **11-13-316** is amended to read:

59 **11-13-316. Project entity oversight.**

60 (1) Notwithstanding any other provision of law, a project entity is a political
61 subdivision that[:]

62 [~~(a)~~] is subject to the authority of the legislative auditor general pursuant to Utah
63 Constitution, Article VI, Section 33, [~~is subject to the authority of the legislative auditor to~~
64 ~~conduct audits of any funds, functions, and accounts in any political subdivision of this state;~~]
65 and Section 36-12-15.

66 [~~(b)~~] ~~is subject to the requirement to provide the Office of the Legislative Auditor~~
67 ~~General with all records, documents, and reports necessary for the legislative auditor general or~~
68 ~~the office to fulfill the duties described in Subsection (1)(a).]~~

69 [~~(2)~~] ~~Subsection (1) takes precedence over Section 36-12-15.]~~

70 [~~(3)~~] (2) A project entity shall comply with Title 63G, Chapter 6a, Utah Procurement
71 Code, unless the governing board of the project entity adopts policies for procurement that
72 enable the project entity to efficiently fulfill the project entity's responsibilities under the
73 project entity's organization agreement.

74 [~~(4)~~] (3) If a project entity does not adopt policies for procurement under Subsection
75 [~~(3)~~] (2), then for purposes of Title 63G, Chapter 6a, Utah Procurement Code:

76 (a) the project entity is a local government procurement unit, as defined in Section
77 63G-6a-103; and

78 (b) the governing board is a procurement official, as defined in Section 63G-6a-103.

79 [~~(5)~~] (4) A project entity shall comply with Title 52, Chapter 4, Open and Public
80 Meetings Act.

81 Section 2. Section **11-13-603** is amended to read:

82 **11-13-603. Taxed interlocal entity.**

83 (1) Except for purposes of an audit, examination, investigation, or review by the
84 [~~Office of the Legislative Auditor General~~] legislative auditor general as described in
85 Subsection (8) and notwithstanding any other provision of law:

86 (a) the use of an asset by a taxed interlocal entity does not constitute the use of a public
87 asset;

88 (b) a taxed interlocal entity's use of an asset that was a public asset before the taxed
89 interlocal entity's use of the asset does not constitute a taxed interlocal entity's use of a public
90 asset;

91 (c) an official of a project entity is not a public treasurer; and

92 (d) a taxed interlocal entity's governing board shall determine and direct the use of an
93 asset by the taxed interlocal entity.

94 (2) (a) A taxed interlocal entity that is not a project entity is not subject to the
95 provisions of Title 63G, Chapter 6a, Utah Procurement Code.

96 (b) A project entity is subject to the provisions of Title 63G, Chapter 6a, Utah
97 Procurement Code, to the extent described in Section 11-13-316.

98 (3) (a) A taxed interlocal entity is not a participating local entity as defined in Section
99 67-3-12.

100 (b) For each fiscal year of a taxed interlocal entity, the taxed interlocal entity shall
101 provide:

102 (i) the taxed interlocal entity's financial statements for and as of the end of the fiscal
103 year and the prior fiscal year, including:

104 (A) the taxed interlocal entity's statement of net position as of the end of the fiscal year
105 and the prior fiscal year, and the related statements of revenues and expenses and of cash flows
106 for the fiscal year; or

107 (B) financial statements that are equivalent to the financial statements described in
108 Subsection (3)(b)(i)(A) and, at the time the financial statements were created, were in
109 compliance with generally accepted accounting principles that are applicable to taxed interlocal
110 entities; and

111 (ii) the accompanying auditor's report and management's discussion and analysis with
112 respect to the taxed interlocal entity's financial statements for and as of the end of the fiscal
113 year.

114 (c) The taxed interlocal entity shall provide the information described in Subsection
115 (3)(b) within a reasonable time after the taxed interlocal entity's independent auditor delivers to
116 the taxed interlocal entity's governing board the auditor's report with respect to the financial
117 statements for and as of the end of the fiscal year.

118 (d) Notwithstanding Subsections (3)(b) and (c) or a taxed interlocal entity's compliance

119 with one or more of the requirements of Title 63A, Chapter 3, Division of Finance:

120 (i) the taxed interlocal entity is not subject to Title 63A, Chapter 3, Division of
121 Finance; and

122 (ii) the information described in Subsection (3)(b)(i) or (ii) does not constitute public
123 financial information as defined in Section 67-3-12.

124 (4) (a) A taxed interlocal entity's governing board is not a governing board as defined
125 in Section 51-2a-102.

126 (b) A taxed interlocal entity is not subject to the provisions of Title 51, Chapter 2a,
127 Accounting Reports from Political Subdivisions, Interlocal Organizations, and Other Local
128 Entities Act.

129 (5) Notwithstanding any other provision of law, a taxed interlocal entity is not subject
130 to the following provisions:

131 (a) Part 4, Governance;

132 (b) Part 5, Fiscal Procedures for Interlocal Entities;

133 (c) Subsection 11-13-204(1)(a)(i) or (ii)(J);

134 (d) Subsection 11-13-206(1)(f);

135 (e) Subsection 11-13-218(5)(a);

136 (f) Section 11-13-225;

137 (g) Section 11-13-226; or

138 (h) Section 53-2a-605.

139 (6) (a) In addition to having the powers described in Subsection 11-13-204(1)(a)(ii), a
140 taxed interlocal entity may, for the regulation of the entity's affairs and conduct of its business,
141 adopt, amend, or repeal bylaws, policies, or procedures.

142 (b) Nothing in Part 4, Governance, or Part 5, Fiscal Procedures for Interlocal Entities,
143 may be construed to limit the power or authority of a taxed interlocal entity.

144 (7) (a) A governmental law enacted after May 12, 2015, and on or before November
145 10, 2021, is not applicable to, is not binding upon, and does not have effect on a taxed
146 interlocal entity that is a project entity unless the governmental law expressly states the section
147 of governmental law to be applicable to and binding upon the taxed interlocal entity with the
148 following words: "[Applicable section or subsection number] constitutes an exception to
149 Subsection 11-13-603(7)(a) and is applicable to and binding upon a taxed interlocal entity."

150 (b) A governmental law enacted after May 12, 2015, is not applicable to, is not binding
151 upon, and does not have effect on a taxed interlocal entity that is an energy services interlocal
152 entity unless the governmental law expressly states the section of governmental law to be
153 applicable to and binding upon the energy services interlocal entity with the following words:
154 "[Applicable section or subsection number] constitutes an exception to Subsection
155 [11-13-603](#)(7)(a) and is applicable to and binding upon an energy services interlocal entity."

156 (c) Sections [11-13-601](#) through [11-13-608](#) constitute an exception to Subsections (7)(a)
157 and (7)(b) and are applicable to and binding upon a taxed interlocal entity.

158 (8) ~~[(a)]~~ Notwithstanding any other provision of law, a taxed interlocal entity that is a
159 project entity is a political subdivision that~~[-]~~

160 ~~[(i)]~~ is subject to the authority of the legislative auditor general pursuant to Utah
161 Constitution, Article VI, Section 33, ~~[is subject to the authority of the legislative auditor to~~
162 ~~conduct audits of any funds, functions, and accounts in any political subdivision of this state;]~~
163 and Section [36-12-15](#).

164 ~~[(ii)]~~ ~~is subject to the requirement to provide the Office of the Legislative Auditor~~
165 ~~General with all records, documents, and reports necessary of the legislative auditor general or~~
166 ~~the office to fulfill the duties described in Subsection (8)(a)(i).]~~

167 ~~[(b)]~~ ~~Subsection (8)(a) takes precedence over Section [36-12-15](#).]~~

168 Section 3. Section **36-3-306** is amended to read:

169 **36-3-306. Enrolling of bills.**

170 All bills ordered enrolled by the Legislature shall be delivered to the Office of
171 Legislative Research and General Counsel, who shall without delay enroll the bills and return
172 them to ~~[the secretary of]~~ the Senate or ~~[chief clerk of]~~ the House of Representatives.

173 Section 4. Section **36-12-12** is amended to read:

174 **36-12-12. Office of Legislative Research and General Counsel established --**
175 **Powers, functions, and duties -- Organization of office -- Selection of director and general**
176 **counsel.**

177 (1) There is established an Office of Legislative Research and General Counsel as a
178 permanent staff office for the Legislature.

179 (2) The powers, functions, and duties of the Office of Legislative Research and General
180 Counsel under the supervision of the director shall be:

- 181 (a) to provide research and legal staff assistance to all standing, special, and interim
182 committees as follows:
- 183 (i) to assist each committee chairman in planning the work of the committee;
- 184 (ii) to prepare and present research and legal information in accordance with committee
185 instructions or instructions of the committee chairman;
- 186 (iii) to prepare progress reports of committee work when requested; and
- 187 (iv) to prepare a final committee report in accordance with committee instructions, that
188 includes relevant research information, committee policy recommendations, and recommended
189 legislation;
- 190 (b) to collect and examine the acts and official reports of any state and report their
191 contents to any committee or member of the Legislature;
- 192 (c) to provide research and legal analysis services to any interim committee, legislative
193 standing committee, or individual legislator on actual or proposed legislation or subjects of
194 general legislative concern;
- 195 (d) to maintain a legislative research library that provides analytical, statistical, legal,
196 and descriptive data relative to current and potential governmental and legislative subjects;
- 197 (e) (i) to exercise under the direction of the general counsel the constitutional authority
198 provided in Article VI, [~~Sec.~~] Section 32, Utah Constitution, in serving as legal counsel to the
199 Legislature, majority and minority leadership of the House or Senate, any of the Legislature's
200 committees or subcommittees, individual legislators, any of the Legislature's staff offices, or
201 any of the legislative staff; and
- 202 (ii) to represent the Legislature, majority and minority leadership of the House of
203 Representatives or Senate, any of the Legislature's committees or subcommittees, individual
204 legislators, any of the Legislature's staff offices, or any of the legislative staff in cases and
205 controversies before courts and administrative agencies and tribunals;
- 206 (f) to prepare and assist in the preparation of legislative bills, resolutions, memorials,
207 amendments, and other documents or instruments required in the legislative process and, under
208 the direction of the general counsel, give advice and counsel regarding them to the Legislature,
209 majority and minority leadership of the House of Representatives or Senate, any of its members
210 or members-elect, any of its committees or subcommittees, or the legislative staff;
- 211 (g) under the direction of the general counsel[~~;~~];

212 (i) to review, examine, and correct any technical errors [and approve legislation that
213 has passed both houses in order to enroll the legislation and prepare the laws for publication]
214 when:

215 (A) preparing legislation that passed both houses to enroll the legislation and prepare
216 the laws for publication; or

217 (B) maintaining the accuracy of the electronic code database; and

218 (ii) to deliver enrolled legislation to the House of Representatives and the Senate for
219 submission to the governor for gubernatorial action;

220 (h) to keep on file records concerning all legislation and proceedings of the Legislature
221 with respect to legislation referred to in Subsection (2)(g);

222 (i) to prepare the laws for publication;

223 (j) (i) to maintain an electronic record organized by title, chapter, part, and section that
224 contains the Laws of Utah that are currently in effect and that will take effect in the future; and

225 (ii) to modify the electronic record required by Subsection (2)(j)(i) based upon changes
226 to the Laws of Utah or to correct technical errors;

227 [(†)] (k) to formulate recommendations for the revision, clarification, classification,
228 arrangement, codification, annotation, and indexing of Utah statutes, and to develop proposed
229 legislation to effectuate the recommendations;

230 [(†)] (l) to appoint and develop a professional staff within budget limitations; and

231 [(†)] (m) to prepare and submit the annual budget request for the Office of Legislative
232 Research and General Counsel.

233 (3) (a) If, under Article VI, Section 10, Utah Constitution, the House of
234 Representatives or Senate determines that an individual is not qualified to serve in the House of
235 Representatives or Senate, or expels an individual from the respective chamber, but the
236 individual continues to hold his or her elected legislative office, the Office of Legislative
237 Research and General Counsel may not provide legislative staff services, including legal
238 services, to the individual.

239 (b) Notwithstanding Subsection (3)(a), the Office of Legislative Research and General
240 Counsel may provide legal services for an individual described in Subsection (3)(a) if the legal
241 services are approved by the Legislative Management Committee described in Section [36-12-7](#).

242 [(‡)] (4) The statutory authorization of the Office of Legislative Research and General

243 Counsel to correct technical errors provided in Subsection (2)(g), to prepare the laws for
244 publication in Subsection (2)(i), and to modify the electronic record to correct technical errors
245 under Subsection (2)(j)(ii) includes:

246 (a) adopting a uniform system of punctuation, capitalization, numbering, and wording
247 for enrolled legislation and the Laws of Utah;

248 (b) eliminating duplication and the repeal of laws directly or by implication, including
249 renumbering when necessary;

250 (c) correcting defective or inconsistent [~~section and paragraph~~] title, chapter, part,
251 section, and subsection structure in the arrangement of the subject matter of existing statutes;

252 (d) eliminating [~~all~~] obsolete and redundant words;

253 (e) correcting:

254 (i) obvious typographical and grammatical errors; and

255 (ii) other obvious inconsistencies, including those involving punctuation,
256 capitalization, cross references, numbering, and wording;

257 (f) inserting or changing the boldface to more accurately reflect the substance of each
258 section, part, chapter, or title; [~~and~~]

259 (g) merging or determining priority of any amendments, enactments, or repealers to the
260 same code provisions that are passed by the Legislature;

261 (h) renumbering and rearranging of a title, chapter, part, section, or provisions of a
262 section;

263 (i) transferring sections or dividing sections to assign separate sections numbers to
264 distinct subject matters;

265 (j) modifying cross references to agree with renamed or renumbered titles, chapters,
266 parts, or sections;

267 (k) substituting the proper section or chapter number for the terms "this act," "this bill,"
268 or similar terms;

269 (l) substituting the proper calendar date in the database and in the Laws of Utah;

270 (m) modifying the highlighted provisions of legislation to correct an inconsistency
271 between the highlighted provisions and the enacted provisions of the legislation;

272 (n) correcting the names of agencies, departments, and similar units of government;

273 (o) rearranging any misplaced statutory material, incorporating any omitted statutory

274 material, and correcting other obvious errors of addition or omission;

275 (p) correcting or incorporating a special clause that was publicly available on the

276 Legislature's website but is errantly omitted, modified, or retained during the legislative process

277 due to obvious technological or human error, including:

278 (i) a severability clause;

279 (ii) an effective date clause;

280 (iii) a retrospective operation clause;

281 (iv) an uncodified repeal date clause;

282 (v) a revisor instruction clause; or

283 (vi) a coordination clause;

284 (q) correcting the incorporation of an amendment due to obvious technological or

285 human error; and

286 (r) alphabetizing definition sections.

287 [~~(4)~~] (5) In carrying out the duties provided for in this section, the director of the Office

288 of Legislative Research and General Counsel may obtain access to all records, documents, and

289 reports necessary to the scope of the director's duties according to the procedures contained in

290 [~~Title 36, Chapter 14, Legislative Subpoena Powers~~] Chapter 14, Legislative Subpoena Powers.

291 [~~(5)~~] (6) In organizing the management of the Office of Legislative Research and

292 General Counsel, the Legislative Management Committee may either:

293 (a) select a person to serve as both the director of the office and as general counsel. In

294 such case, the director of the office shall be a lawyer admitted to practice in Utah and shall

295 have practical management experience or equivalent academic training; or

296 (b) select a person to serve as director of the office who would have general

297 supervisory authority and select another person to serve as the legislative general counsel

298 within the office. In such case, the director of the office shall have a master's degree in public

299 or business administration, economics, or the equivalent in academic or practical experience

300 and the legislative general counsel shall be a lawyer admitted to practice in Utah.

301 Section 5. Section **36-12-15** is amended to read:

302 **36-12-15. Office of the Legislative Auditor General established -- Qualifications --**

303 **Powers, functions, and duties -- Reporting -- Criminal penalty -- Employment.**

304 (1) There is created [~~an~~] the Office of the Legislative Auditor General as a permanent

305 staff office for the Legislature.

306 (2) The legislative auditor general shall be a licensed certified public accountant or
307 certified internal auditor with at least ~~[five]~~ seven years of experience in the auditing or public
308 accounting profession, or the equivalent, prior to appointment.

309 (3) The legislative auditor general shall appoint and develop a professional staff within
310 budget limitations.

311 (4) ~~[(a)]~~ The Office of the Legislative Auditor General shall exercise the constitutional
312 authority provided in Article VI, ~~[Sec.]~~ Section 33, Utah Constitution.

313 ~~[(b)]~~ (5) Under the direction of the legislative auditor general, the ~~[office]~~ Office of the
314 Legislative Auditor General shall:

315 ~~[(i)]~~ (a) conduct comprehensive and special purpose audits, examinations, ~~[and]~~
316 investigations, or reviews of [any entity that receives public funds];

317 (i) any funds, functions, or accounts in a state entity, branch, department, agency, or
318 political subdivision; or

319 (ii) any entity that receives public funds;

320 ~~[(ii)]~~ (b) prepare and submit a written report on each audit, examination, investigation,
321 or review to the ~~[Legislative Management Committee, the audit subcommittee,]~~ Audit
322 Subcommittee created in Section 36-12-8 and make the report available to all members of the
323 Legislature within 75 days after the audit ~~[or]~~, investigation, or review is
324 completed; ~~[and]~~

325 ~~[(iii)]~~ (c) monitor ~~[and]~~, conduct a risk assessment of, or audit any efficiency
326 evaluations that the legislative auditor general determines necessary, in accordance with Title
327 63J, Chapter 1, Part 9, Government Performance Reporting and Efficiency Process, and
328 legislative rule[-];

329 (d) create, manage, and report to the Audit Subcommittee a list of high risk programs
330 and operations that:

331 (i) threaten public funds or programs;

332 (ii) are vulnerable to inefficiency, waste, fraud, abuse, or mismanagement; or

333 (iii) require transformation;

334 (e) monitor and report to the Audit Subcommittee the health of a state entity's,
335 branch's, department's, agency's, or political subdivision's internal audit functions;

336 (f) make recommendations to increase the independence and value added of internal
337 audit functions throughout the state;

338 (g) implement a process to track, monitor, and report whether the subject of an audit
339 has implemented recommendations made in the audit report;

340 (h) establish, train, and maintain a team of individuals within the office to conduct
341 investigations and represent themselves as lawful investigators;

342 (i) establish policies, procedures, methods, and standards of audit work and
343 investigations for the office and staff;

344 (j) prepare and submit each audit and investigative report without interference from
345 any source relative to the content of the report, the conclusions reached in the report, or the
346 manner of disclosing the results of the legislative auditor general's findings;

347 (k) prepare and submit the annual budget request for the office; and

348 (l) perform other duties as prescribed by the Legislature.

349 ~~[(5)]~~ (6) [The] In conducting an audit, examination, investigation, or review of any
350 entity [that receives public funds may include a], the Office of the Legislative Auditor General
351 may include a determination of any or all of the following:

352 (a) the honesty and integrity of [all] any of the entity's fiscal affairs;

353 (b) the accuracy and reliability of the entity's [financial] internal control systems and
354 specific financial statements and reports;

355 (c) whether or not the entity's financial controls are adequate and effective to properly
356 record and safeguard [its] the entity's acquisition, custody, use, and accounting of public funds;

357 (d) whether [or not] the entity's administrators have [faithfully adhered to] complied
358 with legislative intent;

359 (e) whether [or not] the entity's operations have been conducted in an efficient,
360 effective, and cost efficient manner;

361 (f) whether [or not] the entity's programs have been effective in accomplishing
362 intended objectives; and

363 (g) whether [or not] the entity's management control and information systems are
364 adequate and effective.

365 ~~[(6) The Office of the Legislative Auditor General:]~~

366 ~~[(a) (i) shall, notwithstanding any other provision of law, have access to all records,~~

367 ~~documents, and reports of any entity that receives public funds that are necessary to the scope~~
368 ~~of the duties of the legislative auditor general or the office; and]~~

369 ~~[(ii) may issue a subpoena to obtain access as provided in Subsection (6)(a)(i) using the~~
370 ~~procedures contained in Title 36, Chapter 14, Legislative Subpoena Powers;]~~

371 ~~[(b) establish policies, procedures, methods, and standards of audit work for the office~~
372 ~~and staff;]~~

373 ~~[(c) prepare and submit each audit report without interference from any source relative~~
374 ~~to the content of the report, the conclusions reached in the report, or the manner of disclosing~~
375 ~~the results of the legislative auditor general's findings, and]~~

376 ~~[(d) prepare and submit the annual budget request for the office.]~~

377 (7) (a) If requested by the Office of the Legislative Auditor General, each entity that the
378 legislative auditor general is authorized to audit under Utah Constitution, Article VI, Section
379 33, shall, notwithstanding any other provision of law except as provided in Subsection (7)(b),
380 provide the office with access to information, materials, or resources the office determines are
381 necessary to conduct an audit, examination, investigation, or review, including:

382 (i) the following in the possession or custody of the entity in the format identified by
383 the office:

384 (A) a record, document, and report; and

385 (B) films, tapes, recordings, and electronically stored information;

386 (ii) entity personnel;

387 (iii) open and closed meetings conducted by the entity; and

388 (iv) each official or unofficial recording of formal or informal meetings or
389 conversations to which the entity has access.

390 (b) To the extent compliance would violate federal law, the requirements of Subsection
391 (7)(a) do not apply.

392 (8) The legislative auditor general may issue a subpoena to a financial institution or
393 any other entity to obtain information as part of an investigation of fraud, waste, or abuse,
394 including any suspected malfeasance, misfeasance, or nonfeasance involving public funds.

395 (9) To preserve the professional integrity and independence of the office:

396 (a) no legislator or public official may urge the appointment of any person to the office;

397 and

398 (b) the legislative auditor general may not be appointed to serve on any board,
399 authority, commission, or other agency of the state during the legislative auditor general's term
400 as legislative auditor general.

401 ~~[(8)]~~ (10) (a) The following records in the custody or control of the legislative auditor
402 general ~~[shall be]~~ are protected records under Title 63G, Chapter 2, Government Records
403 Access and Management Act:

404 ~~[(a)]~~ (i) ~~[Records that would]~~ records and audit work papers that would disclose
405 information relating to allegations of personal misconduct, gross mismanagement, or illegal
406 activity of a past or present governmental employee if the information or allegation cannot be
407 corroborated by the legislative auditor general through other documents or evidence, and the
408 records relating to the allegation are not relied upon by the legislative auditor general in
409 preparing a final audit report[-];

410 ~~[(b)]~~ (ii) ~~[Records]~~ records and audit workpapers ~~[to the extent they]~~ that would
411 disclose the identity of a person who, during the course of a legislative audit, communicated
412 the existence of ~~[any]~~:

413 (A) unethical behavior;

414 (B) waste of public funds, property, or ~~[manpower,]~~ personnel; or

415 (C) a violation or suspected violation of a United States, Utah state, or political
416 subdivision law, rule, ordinance, or regulation ~~[adopted under the laws of this state, a political~~
417 ~~subdivision of the state, or any recognized entity of the United States, if the information was]~~,
418 if the person disclosed on the condition that the identity of the person be protected[-];

419 ~~[(c)]~~ (iii) ~~[Prior to the time that]~~ before an audit is completed and the final audit report
420 is released, records or drafts circulated to a person who is not an employee or head of a
421 governmental entity for ~~[their]~~ review, response, or information[-];

422 ~~[(d)]~~ (iv) ~~[Records]~~ records that would disclose:

423 (A) an outline;

424 (B) all or part of ~~[any]~~ an audit survey ~~[plans]~~, audit risk assessment plan, or audit
425 program[-]; or

426 (C) other procedural documents necessary to fulfill the duties of the office; and

427 ~~[(e)]~~ (v) ~~[Requests]~~ requests for audits, if disclosure would risk circumvention of an
428 audit.

429 ~~[(f) The provisions of Subsections (8)(a), (b), and (c) do not prohibit the disclosure of~~
430 ~~records or information that relate to a violation of the law by a governmental entity or~~
431 ~~employee to a government prosecutor or peace officer.]~~

432 (b) The provisions of Subsection (10)(a) do not prohibit the disclosure of records or
433 information to a government prosecutor or peace officer if those records or information relate
434 to a violation of the law by a governmental entity, employee, or other recipient of public funds.

435 ~~[(g)] (c) The provisions of this section do not limit the authority otherwise given to the~~
436 ~~legislative auditor general to classify a document as public, private, controlled, or protected~~
437 ~~under Title 63G, Chapter 2, Government Records Access and Management Act.~~

438 ~~[(9)] (11) The legislative auditor general shall:~~

439 (a) be available to the Legislature and to the Legislature's committees for consultation
440 on matters relevant to areas of the legislative auditor general's professional competence;

441 (b) conduct special audits as requested by the ~~[Legislative Management Committee]~~
442 Audit Subcommittee;

443 (c) report immediately ~~[in writing to the Legislative Management Committee through~~
444 ~~its audit subcommittee]~~ to the Audit Subcommittee any apparent violation of penal statutes
445 disclosed by the audit of a state agency and furnish to the ~~[Legislative Management~~
446 ~~Committee]~~ Audit Subcommittee all information relative to the apparent violation;

447 (d) report immediately ~~[in writing to the Legislative Management Committee through~~
448 ~~its audit subcommittee]~~ to the Audit Subcommittee any apparent instances of malfeasance or
449 nonfeasance by a state officer or employee disclosed by the audit of a state agency; and

450 (e) make any recommendations to the ~~[Legislative Management Committee through its~~
451 ~~audit subcommittee]~~ Audit Subcommittee with respect to the alteration or improvement of the
452 accounting system used by any entity that receives public funds.

453 ~~[(10)] (12) If the legislative auditor general conducts an audit of a state agency that has~~
454 ~~previously been audited and finds that the state agency has not implemented a recommendation~~
455 ~~made by the legislative auditor general in a previous audit, the legislative auditor general shall,~~
456 ~~upon release of the audit:~~

457 (a) report immediately ~~[in writing to the Legislative Management Committee through~~
458 ~~its audit subcommittee]~~ to the Audit Subcommittee that the state agency has not implemented
459 that recommendation; and

460 (b) shall report, as soon as possible, that the state agency has not implemented that
461 recommendation to ~~[a meeting of]~~ an appropriate legislative committee designated by the
462 ~~[audit subcommittee of the Legislative Management Committee]~~ Audit Subcommittee.

463 ~~[(11) (a) Prior to each annual general session, the legislative auditor general shall~~
464 ~~prepare a summary of the audits conducted and of actions taken based upon them during the~~
465 ~~preceding year.]~~

466 ~~[(b) This report shall also set forth any items and recommendations that are important~~
467 ~~for consideration in the forthcoming session, together with a brief statement or rationale for~~
468 ~~each item or recommendation.]~~

469 ~~[(c) The legislative auditor general shall deliver the report to the Legislature and to the~~
470 ~~appropriate committees of the Legislature.]~~

471 (13) Before each annual general session, the legislative auditor general shall:

472 (a) prepare an annual report that:

473 (i) summarizes the audits, examinations, investigations, and reviews conducted by the
474 office since the last annual report; and

475 (ii) evaluate and report the degree to which an agency that has been the subject of an
476 audit has implemented the audit recommendations;

477 (b) include in the report any items and recommendations that the legislative auditor
478 general believes the Legislature should consider in the annual general session; and

479 (c) deliver the report to the Legislature and to the appropriate committees of the
480 Legislature.

481 ~~[(12) (a) No person or entity may:]~~

482 ~~[(i) interfere with a legislative audit, examination, or review of any entity conducted by~~
483 ~~the office; or]~~

484 ~~[(ii) interfere with the office relative to the content of the report, the conclusions~~
485 ~~reached in the report, or the manner of disclosing the results and findings of the office.]~~

486 ~~[(b) Any person or entity that violates the provisions of this Subsection (12) is guilty of~~
487 ~~a class B misdemeanor.]~~

488 ~~[(13)]~~ (14) (a) (i) If the managing administrator of an entity described in Subsection
489 (5)(a) has actual knowledge or reasonable cause to believe that there is misappropriation of the
490 entity's public funds or assets, the managing administrator shall immediately notify, in writing,

491 the Office of the Legislative Auditor General and the attorney general, county attorney, or
492 district attorney.

493 (ii) The managing administrator described in Subsection (14)(a)(i) is subject to the
494 protections of Title 67, Chapter 21, Utah Protection of Public Employees Act.

495 (b) If the Office of the Legislative Auditor General receives a notification under
496 Subsection (14)(a)(i) or other information of misappropriation of public funds or assets of an
497 entity described in Subsection (5)(a), the office shall inform the Audit Subcommittee.

498 (c) The attorney general, county attorney, or district attorney shall no later than 60 days
499 after receiving the notification under Subsection (14)(a)(i), notify, in writing, the Office of the
500 Legislative Auditor General whether the attorney general, county attorney, or district attorney
501 pursued criminal or civil sanctions in the matter.

502 (d) If the attorney general, county attorney, or district attorney does not pursue criminal
503 or civil sanctions, the attorney general, county attorney, or district attorney shall provide in the
504 notice under Subsection (14)(c) a detailed explanation for the attorney general's, county
505 attorney's, or district attorney's decision.

506 (15) (a) An actor commits interference with a legislative audit if the actor interferes
507 with:

508 (i) a legislative audit, examination, investigation, or review of an entity conducted by
509 the Office of the Legislative Auditor General; or

510 (ii) the Office of the Legislative Auditor General's decisions relating to:

511 (A) the content of the office's report;

512 (B) the conclusions reached in the office's report; or

513 (C) the manner of disclosing the results and findings of the office.

514 (b) A violation of Subsection (15)(a) is a class B misdemeanor.

515 (16) (a) Beginning July 1, 2020, the Office of the Legislative Auditor General may
516 require any current employee, or any applicant for employment, to submit to a
517 fingerprint-based local, regional, and criminal history background check as an ongoing
518 condition of employment.

519 (b) An employee or applicant for employment shall provide a completed fingerprint
520 card to the office upon request.

521 (c) The [office] Office of the Legislative Auditor General shall require that an

522 individual required to submit to a background check under this ~~[subsection]~~ Subsection (16)
523 also provide a signed waiver on a form provided by the office that meets the requirements of
524 Subsection 53-10-108(4).

525 ~~[(c)]~~ (d) For a noncriminal justice background search and registration in accordance
526 with Subsection 53-10-108(13), the office shall submit to the Bureau of Criminal
527 Identification:

528 (i) the employee's or applicant's personal identifying information and fingerprints for a
529 criminal history search of applicable local, regional, and national databases; and

530 (ii) a request for all information received as a result of the local, regional, and
531 nationwide background check.

532 Section 6. Section 36-12-15.1 is amended to read:

533 **36-12-15.1. Systemic performance audits.**

534 (1) As used in this section, "entity" means:

535 (a) an entity in the executive branch that receives an ongoing line item appropriation in
536 an appropriations act; and

537 (b) any local education agency, as defined in Section 53E-1-102, that receives public
538 funds.

539 (2) (a) Each year, subject to the availability of work capacity and the discretion of the
540 ~~[Legislative]~~ Audit ~~[Committee]~~ Subcommittee created in Section 36-12-8, the Office of the
541 Legislative Auditor General may, in addition to other audits performed by the office, perform:

542 (i) ~~[an]~~ a systemic performance audit of one or more executive branch ~~[entity's~~
543 ~~appropriations]~~ entities; and

544 (ii) ~~[an]~~ a systemic performance audit of one or more local education ~~[agency's~~
545 ~~appropriations]~~ agencies.

546 (b) An audit performed ~~[pursuant to]~~ under Subsection (2)(a) shall, as is appropriate for
547 each individual audit:

548 (i) evaluate the extent to which the entity has efficiently and effectively used the
549 appropriation by identifying:

550 (A) the entity's appropriation history;

551 (B) the entity's spending and efficiency history; and

552 (C) historic trends in the entity's operational performance effectiveness;

553 (ii) evaluate whether the entity's size and operation are commensurate with the entity's
554 spending history;

555 (iii) evaluate whether the entity is diligent in its stewardship of [state] resources;

556 (iv) provide [~~an in-depth analysis review~~] a systemic performance audit of the entity's
557 operations performance improvements;

558 (v) if possible, incorporate the audit methodology of other audits performed by the
559 Office of the Legislative Auditor General; and

560 (vi) be conducted according to the process established for the Audit Subcommittee
561 [~~created in Section 36-12-8~~].

562 (c) After releasing an audit report [~~pursuant to~~] under Subsection (2)(a), the Audit
563 Subcommittee shall make the audit report available to:

564 (i) each member of the Senate and the House of Representatives; and

565 (ii) the governor or the governor's designee.

566 (d) The Office of the Legislative Auditor General shall:

567 (i) summarize the findings of an audit described in Subsection (2)(a) [im]; and

568 [~~(i) a unique section of the legislative auditor general's annual report; and]~~

569 [~~(ii) a format that the legislative fiscal analyst may use in preparation of the annual~~
570 ~~appropriations no later than 30 days before the day on which the Legislature convenes]~~

571 (ii) provide a copy of each audit report and the annual report to the legislative fiscal
572 analyst and director of the Office of Legislative Research and General Counsel as soon as each
573 report is completed.

574 (3) The Office of the Legislative Auditor General [~~shall~~] may consult with the
575 [~~legislative fiscal analyst~~] Office of the Legislative Fiscal Analyst or the Office of Legislative
576 Research and General Counsel in preparing the summary required by Subsection (2)(d).

577 (4) The Legislature, in evaluating an entity's request for an increase in its base budget,
578 shall:

579 (a) review the audit report required by this section and any relevant audits; and

580 (b) consider the entity's request for an increase in its base budget in light of the entity's
581 prior history of savings and efficiencies as evidenced by the audit report required by this
582 section.

583 Section 7. Section **36-14-2** is amended to read:

584 **36-14-2. Issuers.**

585 (1) Any of the following persons is an issuer, who may issue legislative subpoenas by
586 following the procedures set forth in this chapter:

- 587 (a) the speaker of the House of Representatives;
- 588 (b) the president of the Senate;
- 589 (c) a chair of any legislative standing committee;
- 590 (d) a chair of any legislative interim committee;
- 591 (e) a chair of any special committee established by the Legislative Management
592 Committee, the speaker of the House of Representatives, or the president of the Senate;
- 593 (f) a chair of any subcommittee of the Legislative Management Committee;
- 594 (g) a chair of a special investigative committee;
- 595 (h) a chair of a Senate or House Ethics Committee;
- 596 (i) a chair of the Executive Appropriations Committee as created in [JR3-2-401](#);
- 597 (j) a chair of an appropriations subcommittee as created in [JR3-2-302](#);
- 598 (k) the director of the Office of Legislative Research and General Counsel;
- 599 (l) the legislative auditor general;
- 600 (m) the ~~[director of the Office of Legislative Fiscal Analyst]~~ legislative fiscal analyst;

601 and

- 602 (n) the legislative general counsel.
- 603 (2) A legislative body, a legislative office, an issuer, or a legislative staff member

604 designated by an issuer may:

- 605 (a) administer an oath or affirmation; and
- 606 (b) take evidence, including testimony.

607 Section 8. Section **36-14-4** is amended to read:

608 **36-14-4. Service.**

609 Legislative subpoenas may be served:

- 610 (1) within the state, by the sheriff of the county where service is made, or by his
611 deputy, or by any other person 18 years old or older who is not a member of the entity issuing
612 the subpoena;
- 613 (2) in another state or United States territory, by the sheriff of the county where the
614 service is made, or by his deputy, or by a United States marshal or his deputy;

- 615 (3) in a foreign country:
- 616 (a) by following the procedures prescribed by the law of the foreign country;
- 617 (b) upon an individual, by any person 18 years old or older who is not a member of the
- 618 entity delivering the subpoena to him personally, and upon a corporation or partnership or
- 619 association, by any person 18 years old or older who is not a member of the entity delivering
- 620 the subpoena to an officer, a managing or general agent of the corporation, partnership, or
- 621 association; or
- 622 (c) by any form of mail requiring a signed receipt, to be addressed and dispatched by
- 623 the legislative general counsel to the party to be served[-]; or
- 624 (4) by electronic transmission requiring acknowledgment of receipt.

625 Section 9. Section **36-14-5** is amended to read:

626 **36-14-5. Legislative subpoenas -- Enforcement.**

627 (1) If any person disobeys or fails to comply with a legislative subpoena, or if a person

628 appears pursuant to a subpoena and refuses to testify to a matter upon which the person may be

629 lawfully interrogated, that person is in contempt of the Legislature.

630 (2) (a) When the subject of a legislative subpoena disobeys or fails to comply with the

631 legislative subpoena, or if a person appears pursuant to a subpoena and refuses to testify to a

632 matter upon which the person may be lawfully interrogated, the issuer may:

633 (i) file a motion for an order to compel obedience to the subpoena with the district

634 court;

635 (ii) file, with the district court, a motion for an order to show cause why the penalties

636 established in Title 78B, Chapter 6, Part 3, Contempt, should not be imposed upon the person

637 named in the subpoena for contempt of the Legislature; or

638 (iii) pursue other remedies against persons in contempt of the Legislature.

639 (b) (i) Upon receipt of a motion under this subsection, the court shall expedite the

640 hearing and decision on the motion.

641 (ii) A court may:

642 (A) order the person named in the subpoena to comply with the subpoena; and

643 (B) impose any penalties authorized by Title 78B, Chapter 6, Part 3, Contempt, upon

644 the person named in the subpoena for contempt [~~of the Legislature~~].

645 (3) (a) If a legislative subpoena requires the production of accounts, books, papers,

646 documents, electronically stored information, or tangible things, the person or entity to whom
647 [it] the subpoena is directed may petition a district court to quash or modify the subpoena at or
648 before the time specified in the subpoena for compliance.

649 (b) An issuer may respond to a motion to quash or modify the subpoena by pursuing
650 any remedy authorized by Subsection (2).

651 (c) If the court finds that a legislative subpoena requiring the production of accounts,
652 books, papers, documents, electronically stored information, or tangible things is unreasonable
653 or oppressive, the court may quash or modify the subpoena.

654 (4) Nothing in this section prevents an issuer from seeking an extraordinary writ to
655 remedy contempt of the Legislature.

656 (5) Any party aggrieved by a decision of a court under this section may appeal that
657 action directly to the Utah Supreme Court.

658 Section 10. Section **53B-7-708** is amended to read:

659 **53B-7-708. Legislative audit.**

660 (1) Subject to prioritization of the Audit Subcommittee, the Office of the Legislative
661 Auditor General established under Section [36-12-15](#) shall in any fiscal year:

662 (a) conduct an audit of money appropriated for performance funding; and

663 (b) prepare and submit a written report for an audit described in this section in
664 accordance with Subsection [~~[36-12-15\(4\)\(b\)\(ii\)](#)~~] [36-12-15\(5\)\(b\)](#).

665 (2) An audit described in this section shall include:

666 (a) an evaluation of the implementation of performance funding; and

667 (b) the use of performance funding.

668 Section 11. Section **53B-33-301** is amended to read:

669 **53B-33-301. Data research program.**

670 (1) The center shall establish a data research program for the purpose of analyzing data
671 that is:

672 (a) collected over time;

673 (b) aggregated from multiple sources; and

674 (c) connected and de-identified.

675 (2) The center may, in order to establish the data research program described in
676 Subsection (1):

- 677 (a) acquire property or equipment in order to store aggregated, connected, and
678 de-identified data derived from data contributed by the participating entities; or
679 (b) contract with a private entity in accordance with Title 63G, Chapter 6a, Utah
680 Procurement Code, or with a state government entity to:
- 681 (i) store aggregated, connected, and de-identified data derived from data contributed by
682 the participating entities; or
683 (ii) utilize existing aggregated, connected, and de-identified data maintained by a state
684 government entity.
- 685 (3) A participating entity shall contribute data to the data research program described in
686 Subsection (1) within guidelines established by the center.
- 687 (4) The center may only release data maintained by the center in accordance with the
688 procedures described in this chapter.
- 689 (5) The center shall:
- 690 (a) as directed by the board, serve as a repository in the state of data from institutions
691 of higher education;
- 692 (b) collaborate with the board and the State Board of Education to coordinate access to
693 the unique student identifier of a public education student who later attends an institution of
694 higher education in accordance with Sections [53B-1-109](#) and [53E-4-308](#);
- 695 (c) develop, establish, and maintain programs that promote access to data from
696 institutions of higher education;
- 697 (d) identify initiatives that leverage education data that will improve a state citizen's
698 ability to:
- 699 (i) access services at an institution of higher education; or
700 (ii) graduate with a postsecondary certificate or degree; and
701 (e) perform all other duties provided in this chapter.
- 702 (6) The director shall identify the resources necessary to successfully implement
703 initiatives described in Subsection (5)(d), in accordance with Section [53B-7-101](#).
- 704 (7) The center may:
- 705 (a) employ staff necessary to carry out the center's duties;
706 (b) purchase, own, create, or maintain equipment necessary to:
707 (i) collect data from the participating entities;

- 708 (ii) connect and de-identify data collected by the center;
- 709 (iii) store connected and de-identified data; or
- 710 (iv) conduct research on data stored or obtained by the center; or
- 711 (c) contract with a private entity, another state or federal entity, or a political
- 712 subdivision of the state to carry out the center's duties as provided in this chapter.

713 (8) The data research program is not subject to Title 63G, Chapter 2, Government
714 Records Access and Management Act.

715 (9) The center:

716 (a) shall, upon request by the Office of the Legislative Auditor General, provide access
717 to all records, data, and other materials in possession of the center; and

718 (b) is otherwise subject to the authority of the legislative auditor general in accordance
719 with Utah Constitution, Article VI, Section 33, and Section [36-12-15](#).

720 Section 12. Section **63E-2-104** is amended to read:

721 **63E-2-104. Legislative review.**

722 (1) Each independent corporation is subject to:

723 (a) review by the Retirement and Independent Entities Committee in accordance with
724 Chapter 1, Independent Entities Act; and

725 (b) the authority of the legislative auditor general in accordance with Utah
726 Constitution, Article VI, Section 33, and Section [36-12-15](#).

727 [~~(2) Notwithstanding Section [36-12-15](#), the Office of Legislative Auditor General may~~
728 ~~conduct comprehensive and special purpose audits, examinations, and reviews of any~~
729 ~~independent corporation.]~~

730 [~~(3)~~] (2) Each independent corporation shall report, as requested, to the committee on
731 matters related to audits.

732 Section 13. Section **63I-2-253** is amended to read:

733 **63I-2-253. Repeal dates: Titles 53 through 53G.**

734 [(1) (a) ~~Subsection [53B-2a-108\(5\)](#), regarding exceptions to the composition of a~~
735 ~~technical college board of trustees, is repealed July 1, 2022.]~~

736 [(b) ~~When repealing Subsection [53B-2a-108\(5\)](#), the Office of Legislative Research and~~
737 ~~General Counsel shall, in addition to its authority under Subsection [36-12-12\(3\)](#), make~~
738 ~~necessary changes to subsection numbering and cross references.]~~

- 739 ~~[(2)]~~ (1) Section 53B-6-105.7 is repealed July 1, 2024.
- 740 ~~[(3)]~~ (2) Section 53B-7-707 regarding performance metrics for technical colleges is
741 repealed July 1, 2023.
- 742 ~~[(4)]~~ (3) Section 53B-8-114 is repealed July 1, 2024.
- 743 ~~[(5)]~~ (4) The following provisions, regarding the Regents' scholarship program, are
744 repealed on July 1, 2023:
- 745 (a) in Subsection 53B-8-105(12), the language that states, "or any scholarship
746 established under Sections 53B-8-202 through 53B-8-205";
- 747 (b) Section 53B-8-202;
- 748 (c) Section 53B-8-203;
- 749 (d) Section 53B-8-204; and
- 750 (e) Section 53B-8-205.
- 751 ~~[(6)]~~ (5) Section 53B-10-101 is repealed on July 1, 2027.
- 752 ~~[(7)]~~ (6) Title 53B, Chapter 18, Part 14, Uintah Basin Air Quality Research Project, is
753 repealed July 1, 2023.
- 754 ~~[(8)]~~ (7) Subsection 53E-1-201(1)(s) regarding the report by the Educational
755 Interpretation and Translation Services Procurement Advisory Council is repealed July 1, 2024.
- 756 ~~[(9)]~~ (8) Section 53E-1-202.2, regarding a Public Education Appropriations
757 Subcommittee evaluation and recommendations, is repealed January 1, 2024.
- 758 ~~[(10)]~~ (9) Subsection 53E-10-309(7), related to the PRIME pilot program, is repealed
759 July 1, 2024.
- 760 ~~[(11)]~~ (10) In Subsections 53F-2-205(4) and (5), regarding the State Board of
761 Education's duties if contributions from the minimum basic tax rate are overestimated or
762 underestimated, the language that states "or 53F-2-301.5, as applicable" is repealed July 1,
763 2023.
- 764 ~~[(12)]~~ (11) Section 53F-2-209, regarding local education agency budgetary flexibility,
765 is repealed July 1, 2024.
- 766 ~~[(13)]~~ (12) Subsection 53F-2-301(1), relating to the years the section is not in effect, is
767 repealed July 1, 2023.
- 768 ~~[(14)]~~ (13) Section 53F-2-302.1, regarding the Enrollment Growth Contingency
769 Program, is repealed July 1, 2023.

770 ~~[(15)]~~ (14) Subsection [53F-2-314](#)(4), relating to a one-time expenditure between the
771 at-risk WPU add-on funding and previous at-risk funding, is repealed January 1, 2024.

772 ~~[(16)]~~ (15) Section [53F-2-524](#), regarding teacher bonuses for extra work assignments,
773 is repealed July 1, 2024.

774 ~~[(17)]~~ (16) In Subsection [53F-2-515](#)(1), the language that states "or [53F-2-301.5](#), as
775 applicable" is repealed July 1, 2023.

776 ~~[(18) Subsection [53F-4-401](#)(3)(b), regarding a child enrolled or eligible for enrollment
777 in kindergarten, is repealed July 1, 2022.]~~

778 ~~[(19) In Subsection [53F-4-404](#)(4)(c), the language that states "Except as provided in
779 Subsection (4)(d)" is repealed July 1, 2022.]~~

780 ~~[(20) Subsection [53F-4-404](#)(4)(d) is repealed July 1, 2022.]~~

781 ~~[(21)]~~ (17) In Subsection [53F-9-302](#)(3), the language that states "or [53F-2-301.5](#), as
782 applicable" is repealed July 1, 2023.

783 ~~[(22)]~~ (18) In Subsection [53F-9-305](#)(3)(a), the language that states "or [53F-2-301.5](#), as
784 applicable" is repealed July 1, 2023.

785 ~~[(23)]~~ (19) In Subsection [53F-9-306](#)(3)(a), the language that states "or [53F-2-301.5](#), as
786 applicable" is repealed July 1, 2023.

787 ~~[(24)]~~ (20) In Subsection [53G-3-304](#)(1)(c)(i), the language that states "or [53F-2-301.5](#),
788 as applicable" is repealed July 1, 2023.

789 ~~[(25)]~~ (21) On July 1, 2023, when making changes in this section, the Office of
790 Legislative Research and General Counsel shall, in addition to the office's authority under
791 ~~[Subsection [36-12-12](#)(3)]~~ Section [36-12-12](#), make corrections necessary to ensure that sections
792 and subsections identified in this section are complete sentences and accurately reflect the
793 office's perception of the Legislature's intent.

794 Section 14. Section **68-3-13** is amended to read:

795 **68-3-13. Printing boldface in numbered bills -- Purpose -- Effect -- Power of**
796 **Office of Legislative Research and General Counsel to change.**

797 A short summary of each section, part, chapter, or title, called boldface, may be printed
798 in numbered bills introduced in the Legislature. This boldface is not law; it is intended only to
799 highlight the content of each section, part, chapter, or title for legislators. Inaccurate boldface
800 is not a basis for invalidating legislation. The Office of Legislative Research and General

801 Counsel is authorized in Section 36-12-12 to change the boldface [~~in the enrolling process~~] so
802 that it more accurately reflects the substance of each section, part, chapter, or title.

803 Section 15. **Effective date.**

804 If approved by two-thirds of all the members elected to each house, this bill takes effect
805 upon approval by the governor, or the day following the constitutional time limit of Utah
806 Constitution, Article VII, Section 8, without the governor's signature, or in the case of a veto,
807 the date of veto override.