

121 **63N-16-302. Proactive regulatory relief efforts.**

122 (1) As used in this section:

123 (a) "Regulatory framework" means a framework for determining the risk level to the
 124 public if a law or regulation that inhibits the creation or success of new and existing companies
 125 or industries were to be permanently removed or temporarily waived.

126 (b) "Risk level" means a level of risk categorized from low, medium, and high.

127 (2) The regulatory relief office may:

128 (a) review, at any time, any existing state laws or regulations that may unnecessarily
 129 inhibit the creation or success of companies or industries ~~H→~~ **other than the occupational**
 129a **regulations of individuals reviewed by the Office of Professional Licensure Review under Title**
 129b **13, Chapter 1b, Office of Professional Licensure Review** ~~←H~~ ; and

130 (b) provide recommendations to the governor and the Legislature on modifying those
 131 state laws and regulations described in Subsection (2)(a).

132 (3) The regulatory relief office shall:

133 (a) create a regulatory framework; and

134 (b) annually study the laws and regulations of at least two industries selected from:

135 (i) an industry targeted for economic development by the Unified Economic

136 Opportunity Commission as described in Section 63N-1a-202; or

137 (ii) an industry designated by the General Regulatory Sandbox Program Advisory
 138 Committee for study by the regulatory relief office.

139 (4) In undertaking the review described in Subsection (3), the regulatory relief office
 140 shall:

141 (a) identify any law or regulation that the regulatory relief office determines inhibits the
 142 creation or success of new and existing companies or industries;

143 (b) apply the regulatory framework to the identified law or regulation; and

144 (c) consider:

145 (i) the history of the identified regulation or law, including the reasons why the
 146 regulation or law was originally enacted;

147 (ii) whether the identified regulation or law:

148 (A) creates an unnecessary barrier to industry for businesses; or

149 (B) imposes an unnecessary cost to businesses or consumers;

150 (iii) whether the penalty for violation of the regulation or law, if any, is proportional to
 151 the potential harm; and