

1 **UTAH GEOLOGICAL SURVEY DATA SUBMISSION**

2 **AMENDMENTS**

3 2024 GENERAL SESSION

4 STATE OF UTAH

5 **Chief Sponsor: Carl R. Albrecht**

6 Senate Sponsor: Don L. Ipson

7

LONG TITLE

8 **General Description:**

9 This bill addresses submission of information to the Utah Geological Survey.

10 **Highlighted Provisions:**

11 This bill:

- 12 ▶ requires a compliance agency to submit certain reports received by the compliance
- 13 agency to the Utah Geological Survey; and
- 14 ▶ makes technical changes.

15 **Money Appropriated in this Bill:**

16 None

17 **Other Special Clauses:**

18 None

19 **Utah Code Sections Affected:**

20 AMENDS:

21 **15A-1-209**, as last amended by Laws of Utah 2018, Chapter 215

22

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

23 Section 1. Section **15A-1-209** is amended to read:

24 **15A-1-209. Building permit requirements -- Geologic, fault hazard, or**
25 **geotechnical report.**



28 (1) As used in this section, "project" means a "construction project" as defined in
29 Section 38-1a-102.

30 (2) (a) The division shall develop a standardized building permit numbering system for
31 use by any compliance agency in the state that issues a permit for construction.

32 (b) The standardized building permit numbering system described under Subsection
33 (2)(a) shall include a combination of alpha or numeric characters arranged in a format
34 acceptable to the compliance agency.

35 (c) A compliance agency issuing a permit for construction shall use the standardized
36 building permit numbering system described under Subsection (2)(a).

37 (d) A compliance agency may not use a numbering system other than the system
38 described under Subsection (2)(a) to define a building permit number.

39 (3) (a) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,
40 the division shall adopt a standardized building permit form by rule.

41 (b) The standardized building permit form created under this Subsection (3) shall
42 include fields for indicating the following information:

43 (i) the name and address of the owner of each parcel of property on which the project
44 will occur;

45 (ii) the name and address of the contractor for the project;

46 (iii) (A) the address of the project; or

47 (B) a general description of the project;

48 (iv) the county in which the property on which the project will occur is located;

49 (v) the tax parcel identification number of each parcel of the property; and

50 (vi) whether the permit applicant is an original contractor or owner-builder.

51 (c) The standardized building permit form created under this Subsection (3) may
52 include any other information the division considers useful.

53 (d) A compliance agency shall issue a permit for construction only on a standardized
54 building permit form approved by the division.

55 (e) A permit for construction issued by a compliance agency under Subsection (3)(d)
56 shall print the standardized building permit number assigned under Subsection (2) in the upper
57 right-hand corner of the building permit form in at least 12-point font.

58 (f) (i) Except as provided in Subsection (3)(f)(ii), a compliance agency may not issue a

59 permit for construction if the information required by Subsection (3)(b) is not completed on the
60 building permit form.

61 (ii) If a compliance agency does not issue a separate permit for different aspects of the
62 same project, the compliance agency may issue a permit for construction without the
63 information required by Subsection (3)(b)(vi).

64 (g) A compliance agency may require additional information for the issuance of a
65 permit for construction.

66 (4) A local regulator issuing a single-family residential building permit application
67 shall include in the application or attach to the building permit the following notice
68 prominently placed in at least 14-point font: "Decisions relative to this application are subject
69 to review by the chief executive officer of the municipal or county entity issuing the
70 single-family residential building permit and appeal under the International Residential Code as
71 adopted by the Legislature."

72 (5) (a) A compliance agency shall:

73 (i) charge a 1% surcharge on a building permit the compliance agency issues; and

74 (ii) transmit 85% of the amount collected to the division to be used by the division in
75 accordance with Subsection (5)(c).

76 (b) The portion of the surcharge transmitted to the division shall be deposited as a
77 dedicated credit.

78 (c) (i) The division shall use 30% of the money received under Subsection (5)(a)(ii) to
79 provide education to building inspectors regarding the codes and code amendments under
80 Section [15A-1-204](#) that are adopted, approved, or being considered for adoption or approval.

81 (ii) The division shall use 10% of the money received under Subsection (5)(a)(ii) to
82 provide education to individuals licensed in construction trades or related professions through a
83 construction trade association or a related professional association.

84 (iii) The division shall transmit 60% of the money received under Subsection (5)(a)(ii)
85 to the Office of the Property Rights Ombudsman created in Title 13, Chapter 43, Property
86 Rights Ombudsman Act, to provide education and training regarding:

87 (A) the drafting and application of land use laws and regulations; and

88 (B) land use dispute resolution.

89 (6) (a) (i) A compliance agency that receives a geologic report, fault hazard report, or

90 geotechnical report as part of a building permitting process or another infrastructure permitting
91 process shall submit the ~~H~~→ **final** ←~~H~~ report to the Utah Geological Survey within 90 days after
91a the day the
92 compliance agency receives the report.

93 (ii) When submitting a report, the compliance agency shall indicate what portion of the
94 report is confidential. The Utah Geological Survey shall keep confidential those portions of the
95 report that the compliance agency indicates are confidential in accordance with Subsection
96 79-3-202(2).

97 (b) (i) If submitting a physical copy of a report, a compliance agency shall mail or
98 deliver the physical copy of the report to the address shown on the Utah Geological Survey
99 website.

100 (ii) The Utah Geological Survey shall return the physical copy of a report to the
101 compliance agency submitting the report after the Utah Geological Survey completes digital
102 scanning of the report.

103 (c) If submitting a digital copy of a report, a compliance agency shall:

104 (i) submit the digital copy in a form approved by the Utah Geological Survey; and

105 (ii) (A) submit the digital copy through an online process approved by the Utah
106 Geological Survey;

107 (B) email the digital copy to an email address provided on the Utah Geological
108 Survey's public website; or

109 (C) mail or deliver the digital copy to the address described in Subsection (6)(b).

110 (d) A compliance agency may include in a contract related to a geologic report, fault
111 hazard report, or geotechnical report, a statement that:

112 (i) the compliance agency shall share a copy of the report with the Utah Geological
113 Survey in accordance with this Subsection (6); and

114 (ii) the Utah Geological Survey may use information in the report as provided in
115 Section 79-3-202 subject to keeping portions of the report confidential as provided in
116 Subsection (6)(a)(ii).

117 (e) A compliance agency may not be held liable for the use or reliance on a geologic
118 report, fault hazard report, or geotechnical report shared with the Utah Geological Survey by:

119 (i) the Utah Geological Survey; or

120 (ii) a person who obtains information from the Utah Geological Survey that is based on

121 the geologic report, fault hazard report, or geotechnical report.

122 Section 2. **Effective date.**

123 This bill takes effect on May 1, 2024.