

1 UTAH GEOLOGICAL SURVEY DATA SUBMISSION AMENDMENTS

2024 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Carl R. Albrecht

Senate Sponsor: Don L. Ipson

3 LONG TITLE

4 General Description:

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

6 Highlighted Provisions:

7 This bill:

8 ▶ requires a compliance agency to submit certain reports received by the compliance
9 agency to the Utah Geological Survey; and

10 ▶ makes technical changes.

11 Money Appropriated in this Bill:

12 None

13 Other Special Clauses:

14 None

15 Utah Code Sections Affected:

16 AMENDS:

17 15A-1-209, as last amended by Laws of Utah 2018, Chapter 215

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

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

21 15A-1-209 . Building permit requirements -- Geologic, fault hazard, or
22 geotechnical report.

23 (1) As used in this section, "project" means a "construction project" as defined in Section
24 38-1a-102.

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

27 (b) The standardized building permit numbering system described under Subsection

28 (2)(a) shall include a combination of alpha or numeric characters arranged in a format

- 29 acceptable to the compliance agency.
- 30 (c) A compliance agency issuing a permit for construction shall use the standardized
31 building permit numbering system described under Subsection (2)(a).
- 32 (d) A compliance agency may not use a numbering system other than the system
33 described under Subsection (2)(a) to define a building permit number.
- 34 (3) (a) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,
35 the division shall adopt a standardized building permit form by rule.
- 36 (b) The standardized building permit form created under this Subsection (3) shall
37 include fields for indicating the following information:
- 38 (i) the name and address of the owner of each parcel of property on which the project
39 will occur;
- 40 (ii) the name and address of the contractor for the project;
- 41 (iii) (A) the address of the project; or
42 (B) a general description of the project;
- 43 (iv) the county in which the property on which the project will occur is located;
- 44 (v) the tax parcel identification number of each parcel of the property; and
45 (vi) whether the permit applicant is an original contractor or owner-builder.
- 46 (c) The standardized building permit form created under this Subsection (3) may include
47 any other information the division considers useful.
- 48 (d) A compliance agency shall issue a permit for construction only on a standardized
49 building permit form approved by the division.
- 50 (e) A permit for construction issued by a compliance agency under Subsection (3)(d)
51 shall print the standardized building permit number assigned under Subsection (2) in
52 the upper right-hand corner of the building permit form in at least 12-point font.
- 53 (f) (i) Except as provided in Subsection (3)(f)(ii), a compliance agency may not issue
54 a permit for construction if the information required by Subsection (3)(b) is not
55 completed on the building permit form.
- 56 (ii) If a compliance agency does not issue a separate permit for different aspects of
57 the same project, the compliance agency may issue a permit for construction
58 without the information required by Subsection (3)(b)(vi).
- 59 (g) A compliance agency may require additional information for the issuance of a permit
60 for construction.
- 61 (4) A local regulator issuing a single-family residential building permit application shall
62 include in the application or attach to the building permit the following notice

63 prominently placed in at least 14-point font: "Decisions relative to this application are
64 subject to review by the chief executive officer of the municipal or county entity issuing
65 the single-family residential building permit and appeal under the International
66 Residential Code as adopted by the Legislature."

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

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

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

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

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

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

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

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

86 (B) land use dispute resolution.

87 (6) (a) (i) A compliance agency that receives a geologic report, fault hazard report, or
88 geotechnical report as part of a building permitting process or another
89 infrastructure permitting process shall submit the final report to the Utah
90 Geological Survey within 90 days after the day the compliance agency receives
91 the report.

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

96 (b) (i) If submitting a physical copy of a report, a compliance agency shall mail or

97 deliver the physical copy of the report to the address shown on the Utah
98 Geological Survey website.

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

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

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

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

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

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

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

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

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

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

119 (i) the Utah Geological Survey; or

120 (ii) a person who obtains information from the Utah Geological Survey that is based
121 on the geologic report, fault hazard report, or geotechnical report.

122 **Section 2. Effective date.**

123 This bill takes effect on May 1, 2024.