

**Senator Kirk A. Cullimore** proposes the following substitute bill:

**GOVERNOR'S OFFICE OF ECONOMIC OPPORTUNITY**

**AMENDMENTS**

2024 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Kirk A. Cullimore**

House Sponsor: Jordan D. Teuscher

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**LONG TITLE**

**General Description:**

This bill modifies provisions related to the Governor's Office of Economic Opportunity.

**Highlighted Provisions:**

This bill:

- ▶ revises definitions;
- ▶ replaces the term "Go Utah" with the term "GOEO";
- ▶ modifies the membership of the Governor's Office of Economic Opportunity board;
- ▶ modifies provisions regarding the Unified Economic Opportunity Commission;
- ▶ modifies provisions about the purpose of the Economic Opportunity Act;
- ▶ modifies terms describing the Industrial Assistance Account;
- ▶ creates a procurement exception for the Office of Tourism;
- ▶ aligns reporting dates;
- ▶ modifies grant programs related to broadband services access;
- ▶ creates the Broadband Equity Access and Deployment Grant Program;
- ▶ creates the Innovation in Artificial Intelligence Grant Pilot Program; and
- ▶ makes technical and conforming changes.

**Money Appropriated in this Bill:**



26 None

27 **Other Special Clauses:**

28 This bill provides revisor instructions.

29 **Utah Code Sections Affected:**

30 AMENDS:

31 **53B-7-702**, as last amended by Laws of Utah 2021, Chapters 282, 351 and last  
32 amended by Coordination Clause, Laws of Utah 2021, Chapter 187

33 **53B-7-704**, as last amended by Laws of Utah 2021, Chapter 282

34 **53B-10-201**, as last amended by Laws of Utah 2022, Chapter 370

35 **53B-10-203**, as last amended by Laws of Utah 2021, Chapter 282

36 **59-1-403**, as last amended by Laws of Utah 2023, Chapters 21, 52, 86, 259, and 329

37 **63G-6a-804**, as last amended by Laws of Utah 2020, Chapter 257

38 **63I-1-263**, as last amended by Laws of Utah 2023, Chapters 33, 47, 104, 109, 139, 155,  
39 212, 218, 249, 270, 448, 489, and 534

40 **63N-1a-102**, as last amended by Laws of Utah 2022, Chapters 200, 362

41 **63N-1a-103**, as enacted by Laws of Utah 2021, Chapter 282

42 **63N-1a-201**, as last amended by Laws of Utah 2023, Chapter 499

43 **63N-1a-202**, as last amended by Laws of Utah 2022, Chapters 200, 362

44 **63N-1a-301**, as last amended by Laws of Utah 2022, Chapters 200, 307

45 **63N-1a-401**, as renumbered and amended by Laws of Utah 2022, Chapter 362

46 **63N-1a-402**, as renumbered and amended by Laws of Utah 2022, Chapter 362

47 **63N-1b-404**, as last amended by Laws of Utah 2023, Chapter 499

48 **63N-2-104.2**, as enacted by Laws of Utah 2022, Chapter 200

49 **63N-2-107**, as last amended by Laws of Utah 2022, Chapter 200

50 **63N-2-504**, as last amended by Laws of Utah 2021, Chapter 282

51 **63N-2-512**, as last amended by Laws of Utah 2023, Chapter 471

52 **63N-2-808**, as last amended by Laws of Utah 2021, Chapter 282

53 **63N-3-102**, as last amended by Laws of Utah 2023, Chapter 499

54 **63N-3-105**, as last amended by Laws of Utah 2023, Chapter 499

55 **63N-3-106**, as last amended by Laws of Utah 2023, Chapter 499

56 **63N-3-107**, as last amended by Laws of Utah 2023, Chapter 499

- 57            **63N-3-111**, as last amended by Laws of Utah 2023, Chapter 499
- 58            **63N-3-112**, as last amended by Laws of Utah 2022, Chapter 362
- 59            **63N-3-1101**, as enacted by Laws of Utah 2022, Chapter 296
- 60            **63N-3-1102**, as enacted by Laws of Utah 2022, Chapter 296
- 61            **63N-4-103**, as last amended by Laws of Utah 2022, Chapter 274
- 62            **63N-4-104**, as last amended by Laws of Utah 2022, Chapter 362
- 63            **63N-4-105**, as last amended by Laws of Utah 2021, Chapter 282
- 64            **63N-7-102**, as repealed and reenacted by Laws of Utah 2022, Chapter 362
- 65            **63N-8-102**, as last amended by Laws of Utah 2023, Chapter 499
- 66            **63N-8-103**, as last amended by Laws of Utah 2023, Chapter 499
- 67            **63N-8-104**, as last amended by Laws of Utah 2021, Chapter 282
- 68            **63N-13-305**, as last amended by Laws of Utah 2022, Chapter 240
- 69            **63N-16-301**, as enacted by Laws of Utah 2021, Chapter 373
- 70            **63N-17-102**, as enacted by Laws of Utah 2021, Chapter 282
- 71            **63N-17-201**, as last amended by Laws of Utah 2022, Chapter 458
- 72            **63N-17-202**, as last amended by Laws of Utah 2023, Chapter 499
- 73            **63N-17-203**, as enacted by Laws of Utah 2022, Chapter 458
- 74            **63N-17-301**, as enacted by Laws of Utah 2021, Chapter 282

75 ENACTS:

- 76            **63N-3-1301**, Utah Code Annotated 1953
- 77            **63N-3-1302**, Utah Code Annotated 1953
- 78            **63N-17-401**, Utah Code Annotated 1953

79 REPEALS:

- 80            **63N-1a-101**, as renumbered and amended by Laws of Utah 2021, Chapter 282
- 81            **63N-17-101**, as enacted by Laws of Utah 2021, Chapter 282



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

84            Section 1. Section **53B-7-702** is amended to read:

85            **53B-7-702. Definitions.**

86            As used in this part:

- 87            (1) "Account" means the Performance Funding Restricted Account created in Section

88 53B-7-703.

89 (2) "Estimated revenue growth from targeted jobs" means the estimated increase in  
90 individual income tax revenue generated by individuals employed in targeted jobs, determined  
91 by the Department of Workforce Services in accordance with Section 53B-7-704.

92 (3) "Full new performance funding amount" means the maximum amount of new  
93 performance funding that a degree-granting institution or technical college may qualify for in a  
94 fiscal year, determined by the Legislature in accordance with Section 53B-7-705.

95 (4) "Full-time" means the number of credit hours the board determines is full-time  
96 enrollment for a student.

97 (5) [~~GO Utah office~~] "GOEO" means the Governor's Office of Economic  
98 Opportunity created in Section 63N-1a-301.

99 (6) "Job" means an occupation determined by the Department of Workforce Services.

100 (7) "Membership hour" means 60 minutes of scheduled instruction provided by a  
101 technical college to a student enrolled in the technical college.

102 (8) "New performance funding" means the difference between the total amount of  
103 money in the account and the amount of money appropriated from the account for performance  
104 funding in the current fiscal year.

105 (9) "Performance" means total performance across the metrics described in [~~Sections~~  
106 ~~53B-7-706 and 53B-7-707~~] Section 53B-7-706.

107 (10) "Research university" means the University of Utah or Utah State University.

108 (11) "Targeted job" means a job designated by the Department of Workforce Services  
109 or [~~the GO Utah office~~] GOEO in accordance with Section 53B-7-704.

110 (12) "Technical college" means:

111 (a) the same as that term is defined in Section 53B-1-101.5; [~~and~~] or

112 (b) a degree-granting institution acting in the degree-granting institution's technical  
113 education role described in Section 53B-2a-201.

114 (13) "Technical college graduate" means an individual who:

115 (a) has earned a certificate from an accredited program at a technical college; and

116 (b) is no longer enrolled in the technical college.

117 Section 2. Section 53B-7-704 is amended to read:

118 **53B-7-704. Designation of targeted jobs -- Determination of estimated revenue**

119 **growth from targeted jobs -- Reporting.**

120 (1) As used in this section, "baseline amount" means the average annual wages for  
121 targeted jobs over calendar years 2014, 2015, and 2016, as determined by the Department of  
122 Workforce Services using the best available information.

123 (2) (a) The Department of Workforce Services shall designate, as a targeted job, a job  
124 that:

125 (i) has a base employment level of at least 100 individuals;

126 (ii) ranks in the top 20% of jobs for outlook based on:

127 (A) projected number of openings; and

128 (B) projected rate of growth;

129 (iii) ranks in the top 20% of jobs for median annual wage; and

130 (iv) requires postsecondary training.

131 (b) The Department of Workforce Services shall designate targeted jobs every other  
132 year.

133 (c) [~~The GO Utah office~~] GOEO may, after consulting with the Department of  
134 Workforce Services and industry representatives, designate a job that has significant industry  
135 importance as a targeted job.

136 (d) Annually, the Department of Workforce Services and [~~the GO Utah office~~] GOEO  
137 shall report to the Higher Education Appropriations Subcommittee on targeted jobs, including:

138 (i) the method used to determine which jobs are targeted jobs;

139 (ii) changes to which jobs are targeted jobs; and

140 (iii) the reasons for each change described in Subsection (2)(d)(ii).

141 (3) Based on the targeted jobs described in Subsection (2), the Department of  
142 Workforce Services shall annually determine the estimated revenue growth from targeted jobs  
143 by:

144 (a) determining the total estimated wages for targeted jobs for the year:

145 (i) based on the average wages for targeted jobs, calculated using the most recently  
146 available wage data and data from each of the two years before the most recently available  
147 data; and

148 (ii) using the best available information;

149 (b) determining the change in estimated wages for targeted jobs by subtracting the

150 baseline amount from the total wages for targeted jobs described in Subsection (3)(a); and  
151 (c) multiplying the change in estimated wages for targeted jobs described in Subsection  
152 (3)(b) by 3.6%.

153 (4) Annually, at least 30 days before the first day of the legislative general session, the  
154 Department of Workforce Services shall report the estimated revenue growth from targeted  
155 jobs to:

- 156 (a) the Office of the Legislative Fiscal Analyst; and
- 157 (b) the Division of Finance.

158 Section 3. Section **53B-10-201** is amended to read:

159 **53B-10-201. Definitions.**

160 As used in this part:

161 (1) "Award" means a monetary grant awarded in accordance with Section [53B-10-202](#).

162 (2) "Full-time" means the number of credit hours the board determines is full-time  
163 enrollment for a student for purposes of the program.

164 (3) [~~the GO Utah office~~] "GOEO" means the Governor's Office of Economic  
165 Opportunity created in Section [63N-1a-301](#).

166 (4) "Institution" means an institution of higher education described in Subsection  
167 [53B-1-102\(1\)\(a\)](#).

168 (5) "Program" means the Talent Development Award Program created in Section  
169 [53B-10-202](#).

170 (6) "Qualifying degree" means an associate's or a bachelor's degree that qualifies an  
171 individual to work in a qualifying job, as determined by [~~the GO Utah office~~] GOEO under  
172 Section [53B-10-203](#).

173 (7) "Qualifying job" means a job:

174 (a) described in Section [53B-10-203](#) for which an individual may receive an award for  
175 the current two-year period; or

176 (b) (i) that was [~~selected~~] identified in accordance with Section [53B-10-203](#) at the time  
177 a recipient received an award; and

178 (ii) (A) for which the recipient is pursuing a qualifying degree;

179 (B) for which the recipient completed a qualifying degree; or

180 (C) in which the recipient is working.

181 (8) "Recipient" means an individual who receives an award.

182 Section 4. Section **53B-10-203** is amended to read:

183 **53B-10-203. Identification of qualifying jobs and qualifying degrees.**

184 (1) Every other year, [~~the GO Utah office~~] GOEO shall [~~select~~] identify:

185 (a) five qualifying jobs that:

186 (i) have the highest demand for new employees; and

187 (ii) offer high wages; and

188 (b) the qualifying degrees for each qualifying job.

189 (2) [~~The GO Utah office~~] GOEO shall:

190 (a) ensure that each qualifying job:

191 (i) ranks in the top 40% of jobs based on an employment index that considers the job's  
192 growth rate and total openings;

193 (ii) ranks in the top 40% of jobs for wages; and

194 (iii) requires an associate's degree or a bachelor's degree; and

195 (b) report the five qualifying jobs and qualifying degrees to the board.

196 Section 5. Section **59-1-403** is amended to read:

197 **59-1-403. Confidentiality -- Exceptions -- Penalty -- Application to property tax.**

198 (1) As used in this section:

199 (a) "Distributed tax, fee, or charge" means a tax, fee, or charge:

200 (i) the commission administers under:

201 (A) this title, other than a tax under Chapter 12, Part 2, Local Sales and Use Tax Act;

202 (B) Title 10, Chapter 1, Part 3, Municipal Energy Sales and Use Tax Act;

203 (C) Title 10, Chapter 1, Part 4, Municipal Telecommunications License Tax Act;

204 (D) Section [19-6-805](#);

205 (E) Section [63H-1-205](#); or

206 (F) Title 69, Chapter 2, Part 4, Prepaid Wireless Telecommunications Service Charges;

207 and

208 (ii) with respect to which the commission distributes the revenue collected from the  
209 tax, fee, or charge to a qualifying jurisdiction.

210 (b) "Qualifying jurisdiction" means:

211 (i) a county, city, town, or metro township;

212 (ii) the military installation development authority created in Section 63H-1-201; or  
213 (iii) the Utah Inland Port Authority created in Section 11-58-201.

214 (2) (a) Any of the following may not divulge or make known in any manner any  
215 information gained by that person from any return filed with the commission:

- 216 (i) a tax commissioner;
- 217 (ii) an agent, clerk, or other officer or employee of the commission; or
- 218 (iii) a representative, agent, clerk, or other officer or employee of any county, city, or  
219 town.

220 (b) An official charged with the custody of a return filed with the commission is not  
221 required to produce the return or evidence of anything contained in the return in any action or  
222 proceeding in any court, except:

- 223 (i) in accordance with judicial order;
- 224 (ii) on behalf of the commission in any action or proceeding under:
  - 225 (A) this title; or
  - 226 (B) other law under which persons are required to file returns with the commission;
- 227 (iii) on behalf of the commission in any action or proceeding to which the commission  
228 is a party; or
- 229 (iv) on behalf of any party to any action or proceeding under this title if the report or  
230 facts shown by the return are directly involved in the action or proceeding.

231 (c) Notwithstanding Subsection (2)(b), a court may require the production of, and may  
232 admit in evidence, any portion of a return or of the facts shown by the return, as are specifically  
233 pertinent to the action or proceeding.

234 (3) This section does not prohibit:

235 (a) a person or that person's duly authorized representative from receiving a copy of  
236 any return or report filed in connection with that person's own tax;

237 (b) the publication of statistics as long as the statistics are classified to prevent the  
238 identification of particular reports or returns; and

239 (c) the inspection by the attorney general or other legal representative of the state of the  
240 report or return of any taxpayer:

- 241 (i) who brings action to set aside or review a tax based on the report or return;
- 242 (ii) against whom an action or proceeding is contemplated or has been instituted under



243 this title; or

244 (iii) against whom the state has an unsatisfied money judgment.

245 (4) (a) Notwithstanding Subsection (2) and for purposes of administration, the  
246 commission may by rule, made in accordance with Title 63G, Chapter 3, Utah Administrative  
247 Rulemaking Act, provide for a reciprocal exchange of information with:

248 (i) the United States Internal Revenue Service; or

249 (ii) the revenue service of any other state.

250 (b) Notwithstanding Subsection (2) and for all taxes except individual income tax and  
251 corporate franchise tax, the commission may by rule, made in accordance with Title 63G,  
252 Chapter 3, Utah Administrative Rulemaking Act, share information gathered from returns and  
253 other written statements with the federal government, any other state, any of the political  
254 subdivisions of another state, or any political subdivision of this state, except as limited by  
255 Sections 59-12-209 and 59-12-210, if the political subdivision, other state, or the federal  
256 government grant substantially similar privileges to this state.

257 (c) Notwithstanding Subsection (2) and for all taxes except individual income tax and  
258 corporate franchise tax, the commission may by rule, in accordance with Title 63G, Chapter 3,  
259 Utah Administrative Rulemaking Act, provide for the issuance of information concerning the  
260 identity and other information of taxpayers who have failed to file tax returns or to pay any tax  
261 due.

262 (d) Notwithstanding Subsection (2), the commission shall provide to the director of the  
263 Division of Environmental Response and Remediation, as defined in Section 19-6-402, as  
264 requested by the director of the Division of Environmental Response and Remediation, any  
265 records, returns, or other information filed with the commission under Chapter 13, Motor and  
266 Special Fuel Tax Act, or Section 19-6-410.5 regarding the environmental assurance program  
267 participation fee.

268 (e) Notwithstanding Subsection (2), at the request of any person the commission shall  
269 provide that person sales and purchase volume data reported to the commission on a report,  
270 return, or other information filed with the commission under:

271 (i) Chapter 13, Part 2, Motor Fuel; or

272 (ii) Chapter 13, Part 4, Aviation Fuel.

273 (f) Notwithstanding Subsection (2), upon request from a tobacco product manufacturer,

274 as defined in Section 59-22-202, the commission shall report to the manufacturer:

275 (i) the quantity of cigarettes, as defined in Section 59-22-202, produced by the  
276 manufacturer and reported to the commission for the previous calendar year under Section  
277 59-14-407; and

278 (ii) the quantity of cigarettes, as defined in Section 59-22-202, produced by the  
279 manufacturer for which a tax refund was granted during the previous calendar year under  
280 Section 59-14-401 and reported to the commission under Subsection 59-14-401(1)(a)(v).

281 (g) Notwithstanding Subsection (2), the commission shall notify manufacturers,  
282 distributors, wholesalers, and retail dealers of a tobacco product manufacturer that is prohibited  
283 from selling cigarettes to consumers within the state under Subsection 59-14-210(2).

284 (h) Notwithstanding Subsection (2), the commission may:

285 (i) provide to the Division of Consumer Protection within the Department of  
286 Commerce and the attorney general data:

287 (A) reported to the commission under Section 59-14-212; or

288 (B) related to a violation under Section 59-14-211; and

289 (ii) upon request, provide to any person data reported to the commission under  
290 Subsections 59-14-212(1)(a) through (c) and Subsection 59-14-212(1)(g).

291 (i) Notwithstanding Subsection (2), the commission shall, at the request of a committee  
292 of the Legislature, the Office of the Legislative Fiscal Analyst, or the Governor's Office of  
293 Planning and Budget, provide to the committee or office the total amount of revenues collected  
294 by the commission under Chapter 24, Radioactive Waste Facility Tax Act, for the time period  
295 specified by the committee or office.

296 (j) Notwithstanding Subsection (2), the commission shall make the directory required  
297 by Section 59-14-603 available for public inspection.

298 (k) Notwithstanding Subsection (2), the commission may share information with  
299 federal, state, or local agencies as provided in Subsection 59-14-606(3).

300 (l) (i) Notwithstanding Subsection (2), the commission shall provide the Office of  
301 Recovery Services within the Department of Health and Human Services any relevant  
302 information obtained from a return filed under Chapter 10, Individual Income Tax Act,  
303 regarding a taxpayer who has become obligated to the Office of Recovery Services.

304 (ii) The information described in Subsection (4)(l)(i) may be provided by the Office of

305 Recovery Services to any other state's child support collection agency involved in enforcing  
306 that support obligation.

307 (m) (i) Notwithstanding Subsection (2), upon request from the state court  
308 administrator, the commission shall provide to the state court administrator, the name, address,  
309 telephone number, county of residence, and social security number on resident returns filed  
310 under Chapter 10, Individual Income Tax Act.

311 (ii) The state court administrator may use the information described in Subsection  
312 (4)(m)(i) only as a source list for the master jury list described in Section 78B-1-106.

313 (n) (i) As used in this Subsection (4)(n):

314 (A) [~~the GO Utah office~~] "GOEO" means the Governor's Office of Economic  
315 Opportunity created in Section 63N-1a-301.

316 (B) "Income tax information" means information gained by the commission that is  
317 required to be attached to or included in a return filed with the commission under Chapter 7,  
318 Corporate Franchise and Income Taxes, or Chapter 10, Individual Income Tax Act.

319 (C) "Other tax information" means information gained by the commission that is  
320 required to be attached to or included in a return filed with the commission except for a return  
321 filed under Chapter 7, Corporate Franchise and Income Taxes, or Chapter 10, Individual  
322 Income Tax Act.

323 (D) "Tax information" means income tax information or other tax information.

324 (ii) (A) Notwithstanding Subsection (2) and except as provided in Subsection  
325 (4)(n)(ii)(B) or (C), the commission shall at the request of [~~the GO Utah office~~] GOEO provide  
326 to [~~the GO Utah office~~] GOEO all income tax information.

327 (B) For purposes of a request for income tax information made under Subsection  
328 (4)(n)(ii)(A), [~~the GO Utah office~~] GOEO may not request and the commission may not  
329 provide to [~~the GO Utah office~~] GOEO a person's address, name, social security number, or  
330 taxpayer identification number.

331 (C) In providing income tax information to [~~the GO Utah office~~] GOEO, the  
332 commission shall in all instances protect the privacy of a person as required by Subsection  
333 (4)(n)(ii)(B).

334 (iii) (A) Notwithstanding Subsection (2) and except as provided in Subsection  
335 (4)(n)(iii)(B), the commission shall at the request of [~~the GO Utah office~~] GOEO provide to

336 [~~the GO Utah office~~] GOEO other tax information.

337 (B) Before providing other tax information to [~~the GO Utah office~~] GOEO, the  
338 commission shall redact or remove any name, address, social security number, or taxpayer  
339 identification number.

340 (iv) [~~The GO Utah office~~] GOEO may provide tax information received from the  
341 commission in accordance with this Subsection (4)(n) only:

342 (A) as a fiscal estimate, fiscal note information, or statistical information; and

343 (B) if the tax information is classified to prevent the identification of a particular  
344 return.

345 (v) (A) A person may not request tax information from [~~the GO Utah office~~] GOEO  
346 under Title 63G, Chapter 2, Government Records Access and Management Act, or this section,  
347 if [~~the GO Utah office~~] GOEO received the tax information from the commission in  
348 accordance with this Subsection (4)(n).

349 (B) [~~The GO Utah office~~] GOEO may not provide to a person that requests tax  
350 information in accordance with Subsection (4)(n)(v)(A) any tax information other than the tax  
351 information [~~the GO Utah office~~] GOEO provides in accordance with Subsection (4)(n)(iv).

352 (o) Notwithstanding Subsection (2), the commission may provide to the governing  
353 board of the agreement or a taxing official of another state, the District of Columbia, the United  
354 States, or a territory of the United States:

355 (i) the following relating to an agreement sales and use tax:

356 (A) information contained in a return filed with the commission;

357 (B) information contained in a report filed with the commission;

358 (C) a schedule related to Subsection (4)(o)(i)(A) or (B); or

359 (D) a document filed with the commission; or

360 (ii) a report of an audit or investigation made with respect to an agreement sales and  
361 use tax.

362 (p) Notwithstanding Subsection (2), the commission may provide information  
363 concerning a taxpayer's state income tax return or state income tax withholding information to  
364 the Driver License Division if the Driver License Division:

365 (i) requests the information; and

366 (ii) provides the commission with a signed release form from the taxpayer allowing the

367 Driver License Division access to the information.

368 (q) Notwithstanding Subsection (2), the commission shall provide to the Utah  
369 Communications Authority, or a division of the Utah Communications Authority, the  
370 information requested by the authority under Sections 63H-7a-302, 63H-7a-402, and  
371 63H-7a-502.

372 (r) Notwithstanding Subsection (2), the commission shall provide to the Utah  
373 Educational Savings Plan information related to a resident or nonresident individual's  
374 contribution to a Utah Educational Savings Plan account as designated on the resident or  
375 nonresident's individual income tax return as provided under Section 59-10-1313.

376 (s) Notwithstanding Subsection (2), for the purpose of verifying eligibility under  
377 Sections 26B-3-106 and 26B-3-903, the commission shall provide an eligibility worker with  
378 the Department of Health and Human Services or its designee with the adjusted gross income  
379 of an individual if:

380 (i) an eligibility worker with the Department of Health and Human Services or its  
381 designee requests the information from the commission; and

382 (ii) the eligibility worker has complied with the identity verification and consent  
383 provisions of Sections 26B-3-106 and 26B-3-903.

384 (t) Notwithstanding Subsection (2), the commission may provide to a county, as  
385 determined by the commission, information declared on an individual income tax return in  
386 accordance with Section 59-10-103.1 that relates to eligibility to claim a residential exemption  
387 authorized under Section 59-2-103.

388 (u) Notwithstanding Subsection (2), the commission shall provide a report regarding  
389 any access line provider that is over 90 days delinquent in payment to the commission of  
390 amounts the access line provider owes under Title 69, Chapter 2, Part 4, Prepaid Wireless  
391 Telecommunications Service Charges, to the board of the Utah Communications Authority  
392 created in Section 63H-7a-201.

393 (v) Notwithstanding Subsection (2), the commission shall provide the Department of  
394 Environmental Quality a report on the amount of tax paid by a radioactive waste facility for the  
395 previous calendar year under Section 59-24-103.5.

396 (w) Notwithstanding Subsection (2), the commission may, upon request, provide to the  
397 Department of Workforce Services any information received under Chapter 10, Part 4,

398 Withholding of Tax, that is relevant to the duties of the Department of Workforce Services.

399 (x) Notwithstanding Subsection (2), the commission may provide the Public Service  
400 Commission or the Division of Public Utilities information related to a seller that collects and  
401 remits to the commission a charge described in Subsection 69-2-405(2), including the seller's  
402 identity and the number of charges described in Subsection 69-2-405(2) that the seller collects.

403 (y) (i) Notwithstanding Subsection (2), the commission shall provide to each qualifying  
404 jurisdiction the collection data necessary to verify the revenue collected by the commission for  
405 a distributed tax, fee, or charge collected within the qualifying jurisdiction.

406 (ii) In addition to the information provided under Subsection (4)(y)(i), the commission  
407 shall provide a qualifying jurisdiction with copies of returns and other information relating to a  
408 distributed tax, fee, or charge collected within the qualifying jurisdiction.

409 (iii) (A) To obtain the information described in Subsection (4)(y)(ii), the chief  
410 executive officer or the chief executive officer's designee of the qualifying jurisdiction shall  
411 submit a written request to the commission that states the specific information sought and how  
412 the qualifying jurisdiction intends to use the information.

413 (B) The information described in Subsection (4)(y)(ii) is available only in official  
414 matters of the qualifying jurisdiction.

415 (iv) Information that a qualifying jurisdiction receives in response to a request under  
416 this subsection is:

417 (A) classified as a private record under Title 63G, Chapter 2, Government Records  
418 Access and Management Act; and

419 (B) subject to the confidentiality requirements of this section.

420 (z) Notwithstanding Subsection (2), the commission shall provide the Alcoholic  
421 Beverage Services Commission, upon request, with taxpayer status information related to state  
422 tax obligations necessary to comply with the requirements described in Section 32B-1-203.

423 (aa) Notwithstanding Subsection (2), the commission shall inform the Department of  
424 Workforce Services, as soon as practicable, whether an individual claimed and is entitled to  
425 claim a federal earned income tax credit for the year requested by the Department of Workforce  
426 Services if:

427 (i) the Department of Workforce Services requests this information; and

428 (ii) the commission has received the information release described in Section

429 35A-9-604.

430 (bb) (i) As used in this Subsection (4)(bb), "unclaimed property administrator" means  
431 the administrator or the administrator's agent, as those terms are defined in Section 67-4a-102.

432 (ii) (A) Notwithstanding Subsection (2), upon request from the unclaimed property  
433 administrator and to the extent allowed under federal law, the commission shall provide the  
434 unclaimed property administrator the name, address, telephone number, county of residence,  
435 and social security number or federal employer identification number on any return filed under  
436 Chapter 7, Corporate Franchise and Income Taxes, or Chapter 10, Individual Income Tax Act.

437 (B) The unclaimed property administrator may use the information described in  
438 Subsection (4)(aa)(ii)(A) only for the purpose of returning unclaimed property to the property's  
439 owner in accordance with Title 67, Chapter 4a, Revised Uniform Unclaimed Property Act.

440 (iii) The unclaimed property administrator is subject to the confidentiality provisions of  
441 this section with respect to any information the unclaimed property administrator receives  
442 under this Subsection (4)(aa).

443 (5) (a) Each report and return shall be preserved for at least three years.

444 (b) After the three-year period provided in Subsection (5)(a) the commission may  
445 destroy a report or return.

446 (6) (a) Any individual who violates this section is guilty of a class A misdemeanor.

447 (b) If the individual described in Subsection (6)(a) is an officer or employee of the  
448 state, the individual shall be dismissed from office and be disqualified from holding public  
449 office in this state for a period of five years thereafter.

450 (c) Notwithstanding Subsection (6)(a) or (b), [~~the GO Utah office~~] GOEO, when  
451 requesting information in accordance with Subsection (4)(n)(iii), or an individual who requests  
452 information in accordance with Subsection (4)(n)(v):

453 (i) is not guilty of a class A misdemeanor; and

454 (ii) is not subject to:

455 (A) dismissal from office in accordance with Subsection (6)(b); or

456 (B) disqualification from holding public office in accordance with Subsection (6)(b).

457 (d) Notwithstanding Subsection (6)(a) or (b), for a disclosure of information to the  
458 Office of the Legislative Auditor General in accordance with Title 36, Chapter 12, Legislative  
459 Organization, an individual described in Subsection (2):

460 (i) is not guilty of a class A misdemeanor; and  
461 (ii) is not subject to:  
462 (A) dismissal from office in accordance with Subsection (6)(b); or  
463 (B) disqualification from holding public office in accordance with Subsection (6)(b).  
464 (7) Except as provided in Section 59-1-404, this part does not apply to the property tax.  
465 Section 6. Section 63G-6a-804 is amended to read:  
466 **63G-6a-804. Purchase of prison industry goods.**  
467 (1) As used in this section:  
468 (a) "Applicable procurement unit" means a procurement unit that is not:  
469 (i) a political subdivision of the state; [or]  
470 (ii) the Utah Schools for the Deaf and the Blind; or  
471 (iii) the Utah Office of Tourism.  
472 (b) "Correctional industries division" means the Division of Correctional Industries,  
473 created in Section 64-13a-4.  
474 (c) "Correctional industries director" means the director of the correctional industries  
475 division, appointed under Section 64-13a-4.  
476 (2) (a) An applicable procurement unit shall purchase goods and services produced by  
477 the correctional industries division as provided in this section.  
478 (b) A procurement unit that is not an applicable procurement unit may, and is  
479 encouraged to, purchase goods and services under this section.  
480 (c) A procurement unit is not required to use a standard procurement process to  
481 purchase goods or services under this section.  
482 (3) On or before July 1 of each year, the correctional industries director shall:  
483 (a) publish and distribute to all procurement units and other interested public entities a  
484 catalog of goods and services produced by the correctional industries division, including a  
485 description and price of each item offered for sale; and  
486 (b) update and revise the catalog described in Subsection (3)(a) during the year as the  
487 correctional industries director considers necessary.  
488 (4) (a) An applicable procurement unit may not purchase any goods or services  
489 provided by the correctional industries division from any other source unless the correctional  
490 industries director and the procurement official or, in the case of institutions of higher



491 education, the institutional procurement officer, determine in writing that purchase from the  
492 correctional industries division is not feasible due to one of the following circumstances:

493 (i) the good or service offered by the correctional industries division does not meet the  
494 reasonable requirements of the procurement unit;

495 (ii) the good or service cannot be supplied within a reasonable time by the correctional  
496 industries division; or

497 (iii) the cost of the good or service, including basic price, transportation costs, and  
498 other expenses of acquisition, is not competitive with the cost of procuring the item from  
499 another source.

500 (b) In cases of disagreement under Subsection (4)(a):

501 (i) the decision may be appealed to a board consisting of:

502 (A) the director of the Department of Corrections;

503 (B) the director of Administrative Services; and

504 (C) a neutral third party agreed upon by the other two members of the board;

505 (ii) in the case of an institution of higher education of the state, the president of the  
506 institution, or the president's designee, shall make the final decision; or

507 (iii) in the case of any of the following entities, a person designated by the rulemaking  
508 authority shall make the final decision:

509 (A) a legislative procurement unit;

510 (B) a judicial procurement unit; or

511 (C) a public transit district.

512 Section 7. Section **63I-1-263** is amended to read:

513 **63I-1-263. Repeal dates: Titles 63A to 63N.**

514 (1) Subsection **63A-5b-405(5)**, relating to prioritizing and allocating capital  
515 improvement funding, is repealed July 1, 2024.

516 (2) Section 63A-5b-1003, State Facility Energy Efficiency Fund, is repealed July 1,  
517 2023.

518 (3) Sections 63A-9-301 and 63A-9-302, related to the Motor Vehicle Review  
519 Committee, are repealed July 1, 2023.

520 (4) Title 63C, Chapter 4a, Constitutional and Federalism Defense Act, is repealed July  
521 1, 2028.

- 522 (5) Title 63C, Chapter 6, Utah Seismic Safety Commission, is repealed January 1,  
523 2025.
- 524 (6) Title 63C, Chapter 12, Snake Valley Aquifer Advisory Council, is repealed July 1,  
525 2024.
- 526 (7) Title 63C, Chapter 17, Point of the Mountain Development Commission Act, is  
527 repealed July 1, 2023.
- 528 (8) Title 63C, Chapter 18, Behavioral Health Crisis Response Commission, is repealed  
529 December 31, 2026.
- 530 (9) Title 63C, Chapter 23, Education and Mental Health Coordinating Council, is  
531 repealed July 1, 2026.
- 532 (10) Title 63C, Chapter 27, Cybersecurity Commission, is repealed July 1, 2032.
- 533 (11) Title 63C, Chapter 28, Ethnic Studies Commission, is repealed July 1, 2026.
- 534 (12) Title 63C, Chapter 29, Domestic Violence Data Task Force, is repealed December  
535 31, 2024.
- 536 (13) Title 63C, Chapter 31, State Employee Benefits Advisory Commission, is  
537 repealed on July 1, 2028.
- 538 (14) Section [63G-6a-805](#), which creates the Purchasing from Persons with Disabilities  
539 Advisory Board, is repealed July 1, 2026.
- 540 (15) Title 63G, Chapter 21, Agreements to Provide State Services, is repealed July 1,  
541 2028.
- 542 (16) Title 63H, Chapter 4, Heber Valley Historic Railroad Authority, is repealed July 1,  
543 2024.
- 544 (17) Title 63H, Chapter 8, Utah Housing Corporation Act, is repealed July 1, 2026.
- 545 (18) Subsection [63J-1-602.2\(25\)](#), related to the Utah Seismic Safety Commission, is  
546 repealed January 1, 2025.
- 547 (19) Section [63L-11-204](#), creating a canyon resource management plan to Provo  
548 Canyon, is repealed July 1, 2025.
- 549 (20) Title 63L, Chapter 11, Part 4, Resource Development Coordinating Committee, is  
550 repealed July 1, 2027.
- 551 (21) In relation to the Utah Substance Use and Mental Health Advisory Council, on  
552 January 1, 2033:

553 (a) Sections 63M-7-301, 63M-7-302, 63M-7-303, 63M-7-304, and 63M-7-306 are  
554 repealed;

555 (b) Section 63M-7-305, the language that states "council" is replaced with  
556 "commission";

557 (c) Subsection 63M-7-305(1)(a) is repealed and replaced with:

558 "(1) "Commission" means the Commission on Criminal and Juvenile Justice."; and

559 (d) Subsection 63M-7-305(2) is repealed and replaced with:

560 "(2) The commission shall:

561 (a) provide ongoing oversight of the implementation, functions, and evaluation of the  
562 Drug-Related Offenses Reform Act; and

563 (b) coordinate the implementation of Section 77-18-104 and related provisions in  
564 Subsections 77-18-103(2)(c) and (d).".

565 (22) The Crime Victim Reparations and Assistance Board, created in Section  
566 63M-7-504, is repealed July 1, 2027.

567 (23) Title 63M, Chapter 7, Part 8, Sex Offense Management Board, is repealed July 1,  
568 2026.

569 (24) Title 63M, Chapter 11, Utah Commission on Aging, is repealed July 1, 2026.

570 (25) Title 63N, Chapter 1b, Part 4, Women in the Economy Subcommittee, is repealed  
571 January 1, 2025.

572 (26) Title 63N, Chapter 2, Part 2, Enterprise Zone Act, is repealed July 1, 2028.

573 (27) Section 63N-2-512, related to the Hotel Impact Mitigation Fund, is repealed July  
574 1, 2028.

575 (28) Title 63N, Chapter 3, Part 9, Strategic Innovation Grant Pilot Program, is repealed  
576 July 1, 2027.

577 (29) Title 63N, Chapter 3, Part 11, Manufacturing Modernization Grant Program, is  
578 repealed July 1, 2025.

579 (30) In relation to the Rural Employment Expansion Program, on July 1, 2028:

580 (a) Title 63N, Chapter 4, Part 4, Rural Employment Expansion Program, is repealed;  
581 and

582 (b) Subsection 63N-4-805(5)(b), referring to the Rural Employment Expansion  
583 Program, is repealed.

- 584 (31) In relation to the Board of Tourism Development, on July 1, 2025:
- 585 (a) Subsection 63N-2-511(1)(b), which defines "tourism board," is repealed;
- 586 (b) Subsections 63N-2-511(3)(a) and (5), the language that states "tourism board" is  
587 repealed and replaced with "Utah Office of Tourism";
- 588 (c) Subsection 63N-7-101(1), which defines "board," is repealed;
- 589 (d) Subsection 63N-7-102(3)(c), which requires the Utah Office of Tourism to receive  
590 approval from the Board of Tourism Development, is repealed; and
- 591 (e) Title 63N, Chapter 7, Part 2, Board of Tourism Development, is repealed.

592 (32) Subsection [~~63N-8-103(3)(c)~~] 63N-8-103(3)(b), which allows the Governor's  
593 Office of Economic Opportunity to issue an amount of tax credit certificates only for rural  
594 productions, is repealed on July 1, 2024.

595 Section 8. Section 63N-1a-102 is amended to read:

596 **63N-1a-102. Definitions.**

597 As used in this title:

598 (1) "Baseline jobs" means the number of full-time employee positions that existed  
599 within a business entity in the state before the date on which a project related to the business  
600 entity is approved by the office or by the [~~GO Utah~~] GOEO board.

601 (2) "Baseline state revenue" means the amount of state tax revenue collected from a  
602 business entity or the employees of a business entity during the year before the date on which a  
603 project related to the business entity is approved by the office or by the [~~GO Utah~~] GOEO  
604 board.

605 (3) "Commission" means the Unified Economic Opportunity Commission created in  
606 Section 63N-1a-201.

607 (4) "Economic opportunity agency" includes:

- 608 (a) the Department of Workforce Services;
- 609 (b) the Department of Cultural and Community Engagement;
- 610 (c) the Department of Commerce;
- 611 (d) the Department of Natural Resources;
- 612 (e) the Office of Energy Development;
- 613 (f) the State Board of Education;
- 614 (g) institutions of higher education;

- 615 (h) the Utah Multicultural Commission;
  - 616 (i) the World Trade Center Utah;
  - 617 (j) local government entities;
  - 618 (k) associations of governments;
  - 619 (l) the Utah League of Cities and Towns;
  - 620 (m) the Utah Association of Counties;
  - 621 (n) the Economic Development Corporation of Utah;
  - 622 (o) the Small Business Administration;
  - 623 (p) chambers of commerce;
  - 624 (q) industry associations;
  - 625 (r) small business development centers; and
  - 626 (s) other entities identified by the commission or the executive director.
- 627 (5) "Executive director" means the executive director of the office.
- 628 (6) "Full-time employee" means an employment position that is filled by an employee  
629 who works at least 30 hours per week and:
- 630 (a) may include an employment position filled by more than one employee, if each  
631 employee who works less than 30 hours per week is provided benefits comparable to a  
632 full-time employee; and
  - 633 (b) may not include an employment position that is shifted from one jurisdiction in the  
634 state to another jurisdiction in the state.
- 635 (7) [~~"GO Utah board"~~] "GOEO board" means the Board of Economic Opportunity  
636 created in Section [63N-1a-401](#).
- 637 (8) "High paying job" means a newly created full-time employee position where the  
638 aggregate average annual gross wage of the employment position, not including health care or  
639 other paid or unpaid benefits, is:
- 640 (a) at least 110% of the average wage of the county in which the employment position  
641 exists; or
  - 642 (b) for an employment position related to a project described in Chapter 2, Part 1,  
643 Economic Development Tax Increment Financing, and that is located within the boundary of a  
644 county of the third, fourth, fifth, or sixth class, or located within a municipality in a county of  
645 the second class and where the municipality has a population of 10,000 or less:

646 (i) at least 100% of the average wage of the county in which the employment position  
647 exists; or

648 (ii) an amount determined by rule made by the office in accordance with Title 63G,  
649 Chapter 3, Utah Administrative Rulemaking Act, if the office determines the project is in a  
650 county experiencing economic distress.

651 (9) (a) "Incremental job" means a full-time employment position in the state that:

652 (i) did not exist within a business entity in the state before the beginning of a project  
653 related to the business entity; and

654 (ii) is created in addition to the number of baseline jobs that existed within a business  
655 entity.

656 (b) "Incremental job" includes a full-time employment position where the employee is  
657 hired:

658 (i) directly by a business entity; or

659 (ii) by a professional employer organization, as defined in Section [31A-40-102](#), on  
660 behalf of a business entity.

661 (10) "New state revenue" means the state revenue collected from a business entity or a  
662 business entity's employees during a calendar year minus the baseline state revenue calculation.

663 (11) "Office" or [~~"GO Utah office"~~] "GOEO" means the Governor's Office of  
664 Economic Opportunity.

665 (12) "State revenue" means state tax liability paid by a business entity or a business  
666 entity's employees under any combination of the following provisions:

667 (a) Title 59, Chapter 7, Corporate Franchise and Income Taxes;

668 (b) Title 59, Chapter 10, Part 1, Determination and Reporting of Tax Liability and  
669 Information;

670 (c) Title 59, Chapter 10, Part 2, Trusts and Estates;

671 (d) Title 59, Chapter 10, Part 4, Withholding of Tax; and

672 (e) Title 59, Chapter 12, Sales and Use Tax Act.

673 (13) "State strategic goals" means the strategic goals listed in Section [63N-1a-103](#).

674 (14) "Statewide economic development strategy" means the economic development  
675 strategy developed by the commission in accordance with Section [63N-1a-202](#).

676 (15) "Talent board" means the Talent, Education, and Industry Alignment Board

677 created in Section 53B-34-102.

678 (16) "Targeted industry" means an industry or group of industries targeted by the  
679 commission under Section 63N-1a-202, for economic development in the state.

680 Section 9. Section 63N-1a-103 is amended to read:

681 **63N-1a-103. Purpose.**

682 (1) The ~~[mission]~~ purpose of the Economic Opportunity Act and the entities  
683 established ~~[herein]~~ in the act is to catalyze strategic economic opportunities for all residents of  
684 the state with a vision of creating economically thriving communities, businesses, and families  
685 throughout the state.

686 (2) The ~~[mission and vision are]~~ purpose is realized through targeted efforts that  
687 demonstrably improve quality of life, measured by the extent to which the efforts accomplish  
688 the following strategic goals:

- 689 (a) catalyzing targeted industry growth;
- 690 (b) supporting economically thriving communities;
- 691 (c) empowering students and workers with market-relevant skills;
- 692 (d) stimulating economic growth in rural and multicultural communities through  
693 household level efforts; and
- 694 (e) securing healthy and resilient ecosystems for current and future generations.

695 Section 10. Section 63N-1a-201 is amended to read:

696 **63N-1a-201. Creation of commission.**

697 (1) There is created in the office the Unified Economic Opportunity Commission,  
698 established to carry out the ~~[mission]~~ purpose described in Section 63N-1a-103 and direct the  
699 office and other appropriate entities in fulfilling the state strategic goals.

700 (2) The commission consists of:

- 701 (a) the following voting members:
  - 702 (i) the governor, who shall serve as the chair of the commission;
  - 703 (ii) the executive director, who shall serve as the vice chair of the commission;
  - 704 (iii) the executive director of the Department of Workforce Services;
  - 705 (iv) the executive director of the Department of Transportation;
  - 706 (v) the executive director of the Department of Natural Resources;
  - 707 (vi) the executive director of the Department of Commerce;

- 708 (vii) the commissioner of the Department of Agriculture and Food;
- 709 (viii) the executive director of the Governor's Office of Planning and Budget;
- 710 (ix) the commissioner of higher education;
- 711 (x) the state superintendent of public instruction;
- 712 (xi) the president of the Senate [~~or the president's designee~~];
- 713 (xii) the speaker of the House of Representatives [~~or the speaker's designee~~];
- 714 (xiii) one individual who is knowledgeable about housing needs in the state, including
- 715 housing density and land use, appointed by the governor;
- 716 (xiv) one individual who represents the interests of urban cities, appointed by the Utah
- 717 League of Cities and Towns; and
- 718 (xv) one individual who represents the interests of rural counties, appointed by the
- 719 Utah Association of Counties; and
- 720 (b) the following non-voting members:
- 721 (i) the chief executive officer of World Trade Center Utah;
- 722 (ii) the chief executive officer of the Economic Development Corporation of Utah;
- 723 (iii) a senior advisor to the chair of the commission with expertise in rural affairs of the
- 724 state, appointed by the chair of the commission; and
- 725 (iv) the chief executive officer of one of the following entities, appointed by the chair
- 726 of the commission:
- 727 (A) the Utah Inland Port Authority created in Section [11-58-201](#);
- 728 (B) the Point of the Mountain State Land Authority created in Section [11-59-201](#); or
- 729 (C) the Military Installation Development Authority created in Section [63H-1-201](#).
- 730 (3) (a) A majority of commission members, not including a vacancy, constitutes a
- 731 quorum for the [~~purposes~~] purpose of conducting commission business [~~and the~~].
- 732 (b) The action of a majority of a quorum constitutes the action of the commission.
- 733 (4) The executive director of the office, or the executive director's designee, is the
- 734 executive director of the commission.
- 735 (5) The office shall provide:
- 736 (a) office space and administrative staff support for the commission; and
- 737 (b) the central leadership and coordination of the commission's efforts in the field of
- 738 economic development.



739 (6) (a) A member may not receive compensation or benefits for the member's service  
740 on the commission, but may receive per diem and travel expenses in accordance with:

741 (i) Sections 63A-3-106 and 63A-3-107; and

742 (ii) rules made by the Division of Finance in accordance with Sections 63A-3-106 and  
743 63A-3-107.

744 (b) Compensation and expenses of a commission member who is a legislator are  
745 governed by Section 36-2-2 and Legislative Joint Rules, Title 5, Legislative Compensation and  
746 Expenses.

747 Section 11. Section 63N-1a-202 is amended to read:

748 **63N-1a-202. Commission duties.**

749 (1) The commission shall:

750 (a) develop, coordinate, and lead a comprehensive statewide economic development  
751 strategy that:

752 (i) unifies and coordinates economic development efforts in the state;

753 (ii) includes key performance indicators for long-term progress toward the state  
754 strategic goals;

755 (iii) establishes reporting and accountability processes for the key performance  
756 indicators; and

757 (iv) ensures the success of the statewide economic development strategy is shared  
758 among the urban and rural areas of the state;

759 (b) receive feedback, input, and reports from economic opportunity agencies regarding  
760 programs related to the statewide economic development strategy;

761 (c) develop the statewide economic strategy in view of the state water policy described  
762 in Section 73-1-21, including the state's commitment to appropriate conservation, efficient and  
763 optimal use of water resources, infrastructure development and improvement, optimal  
764 agricultural use, water quality, reasonable access to recreational activities, effective wastewater  
765 treatment, and protecting and restoring healthy ecosystems;

766 (d) direct and facilitate changes to or recommend elimination of economic  
767 development programs to ensure alignment with the ~~[mission and vision]~~ purpose described in  
768 Section 63N-1a-103;

769 (e) at least once every five years, identify which industries or groups of industries shall

770 be targeted for economic development in the state;

771 (f) establish strategies for the recruitment and retention of targeted industries while  
772 respecting the different needs of rural and urban areas throughout the state;

773 (g) establish strategies for supporting entrepreneurship and small business development  
774 in the state;

775 (h) analyze the state's projected long-term population and economic growth and plan  
776 for the anticipated impacts of the projected growth in a manner that improves quality of life  
777 and is consistent with the statewide economic development strategy and state strategic goals;

778 (i) identify gaps and potential solutions related to improving infrastructure, especially  
779 as related to the state's projected long-term population growth;

780 (j) support the development of a prepared workforce that can support targeted  
781 industries identified by the commission;

782 (k) coordinate and develop strategies that assist education providers and industry to  
783 cooperate in supporting students in developing market relevant skills to meet industry needs;

784 (l) develop strategies and plans to ensure comprehensive economic development efforts  
785 are targeted to the unique needs of rural areas of the state;

786 (m) study the unique needs of multicultural communities throughout the state and  
787 develop household-level plans to ensure residents of the state can participate in economic  
788 opportunities in the state;

789 (n) ensure the commission's efforts are, to the extent practicable, data-driven and  
790 evidence-based;

791 (o) support an integrated international trade strategy for the state;

792 (p) facilitate coordination among public, private, and nonprofit economic opportunity  
793 agencies; and

794 (q) in performing the commission's duties, consider the recommendations of the  
795 subcommittees described in Chapter 1b, Commission Subcommittees, the ~~[GO Utah]~~ GOEO  
796 board, the talent board, and any working groups established under Subsection ~~[(2)]~~ ~~Ĥ~~ → ~~[(3)]~~ (2) ← ~~Ĥ~~.

797 (2) ~~Ĥ~~ → ~~[Meetings of the temporary working group established in Subsection (1)(a)(ii) are~~  
798 ~~not subject to Title 52, Chapter 4, Open and Public Meetings Act.~~

799 ——— ~~(3)~~ ← ~~Ĥ~~ The commission may establish working groups as is ~~[deemed]~~ appropriate to assist  
800 and advise the commission on specified topics or issues related to the commission's duties.

801            [~~(3)~~] ~~H~~→ [(4)] (3) ←~~H~~ The commission shall provide a report to the office for inclusion in  
801a the office's

802 annual written report described in Section 63N-1a-306[;] that includes:

803            (a) the activity to achieve the statewide economic development strategy;

804            (b) a description of how the commission fulfilled the commission's statutory purposes  
805 and duties during the year, including any relevant findings;

806            (c) the key performance indicators included in the statewide economic development  
807 strategy, including data showing the extent to which the indicators are being met; and

808            (d) any legislative recommendations.

809            Section 12. Section 63N-1a-301 is amended to read:

810            **63N-1a-301. Creation of office -- Responsibilities.**

811            (1) There is created the Governor's Office of Economic Opportunity.

812            (2) The office is:

813            (a) responsible for implementing the statewide economic development strategy  
814 developed by the commission; and

815            (b) the industrial and business promotion authority of the state.

816            (3) The office shall:

817            (a) consistent with the statewide economic development strategy, coordinate and align  
818 into a single effort the activities of the economic opportunity agencies in the field of economic  
819 development;

820            (b) provide support and direction to economic opportunity agencies in establishing  
821 goals, metrics, and activities that align with the statewide economic development strategy;

822            (c) administer and coordinate state and federal economic development grant programs;

823            (d) promote and encourage the economic, commercial, financial, industrial,  
824 agricultural, and civic welfare of the state;

825            (e) promote and encourage the employment of workers in the state and the purchase of  
826 goods and services produced in the state by local businesses;

827            (f) act to create, develop, attract, and retain business, industry, and commerce in the  
828 state[;];

829            (i) in accordance with the statewide economic development plan and commission  
830 directives; and

831            (ii) subject to the restrictions in Section 11-41-103;

- 832 (g) act to enhance the state's economy;
- 833 (h) act to assist strategic industries that are likely to drive future economic growth;
- 834 (i) assist communities in the state in developing economic development capacity and  
835 coordination with other communities;
- 836 (j) identify areas of education and workforce development in the state that can be  
837 improved to support economic and business development;
- 838 (k) consistent with direction from the commission, develop core strategic priorities for  
839 the office, which may include:
  - 840 (i) enhancing statewide access to entrepreneurship opportunities and small business  
841 support;
  - 842 (ii) focusing industry recruitment and expansion of targeted industries;
  - 843 (iii) ensuring that in awarding competitive economic development incentives the office  
844 accurately measures the benefits and costs of the incentives; and
  - 845 (iv) assisting communities with technical support to aid those communities in  
846 improving economic development opportunities;
- 847 (l) submit an annual written report as described in Section [63N-1a-306](#); and
- 848 (m) perform other duties as provided by the Legislature.
- 849 (4) [~~In order to perform its~~] To perform the office's duties under this title, the office  
850 may:
  - 851 (a) enter into a contract or agreement with, or make a grant to, a public or private  
852 entity, including a municipality, if the contract or agreement is not in violation of state statute  
853 or other applicable law;
  - 854 (b) except as provided in Subsection (4)(c), receive and expend funds from a public or  
855 private source for any lawful purpose that is in the state's best interest; and
  - 856 (c) solicit and accept a contribution of money, services, or facilities from a public or  
857 private donor, but may not use the contribution for publicizing the exclusive interest of the  
858 donor.
- 859 (5) Money received under Subsection (4)(c) shall be deposited into the General Fund as  
860 dedicated credits of the office.
- 861 (6) (a) The office shall:
  - 862 (i) obtain the advice of the [~~GO Utah~~] GOEO board before implementing a change to a

863 policy, priority, or objective under which the office operates; and

864 (ii) provide periodic updates to the commission regarding the office's efforts under  
865 Subsections (3)(a) and (b).

866 (b) Subsection (6)(a)(i) does not apply to the routine administration by the office of  
867 money or services related to the assistance, retention, or recruitment of business, industry, or  
868 commerce in the state.

869 Section 13. Section **63N-1a-401** is amended to read:

870 **63N-1a-401. Creation of Board of Economic Opportunity.**

871 (1) (a) There is created within the office the Board of Economic Opportunity,  
872 consisting of [~~15~~] nine members appointed by the chair of the commission, in consultation with  
873 the executive director, to four-year terms of office with the advice and consent of the Senate in  
874 accordance with Title 63G, Chapter 24, Part 2, Vacancies[;].

875 (b) The nine members described in Subsection (1)(a) shall include:

876 (i) one member associated with the state's rural communities;

877 (ii) one member associated with direct entrepreneurship in the state;

878 (iii) one member associated with higher education in the state;

879 (iv) [at least five of whom reside in a county of the third, fourth, fifth, or sixth class.]

880 five members, other than the members described in Subsections (1)(b)(i) through (iii), that are  
881 associated with a targeted industry; and

882 (v) one at-large member.

883 [~~(b)~~] (c) Notwithstanding the requirements of Subsection (1)(a), the chair of the  
884 commission shall, at the time of appointment or reappointment, adjust the length of terms to  
885 ensure that the terms of board members are staggered so that approximately half of the board is  
886 appointed every two years.

887 [~~(c)~~] (d) The members may not serve more than two full consecutive terms except  
888 [~~where~~] when the chair of the commission determines that an additional term is in the best  
889 interest of the state.

890 [~~(2) In appointing members of the board, the chair of the commission shall ensure~~  
891 ~~that:]~~

892 [~~(a) no more than eight members of the board are from one political party; and]~~

893 [~~(b) members represent a variety of geographic areas and economic interests of the~~

894 state:]

895 [~~(3)~~] (2) When a vacancy occurs in the membership for any reason, the replacement  
896 shall be appointed for the unexpired term in accordance with Title 63G, Chapter 24, Part 2,  
897 Vacancies[-]

898 [~~(4) Eight members of the board constitute~~]

899 (3) A majority of board members, not including a vacancy, constitutes a quorum for  
900 conducting board business and exercising board power.

901 [~~(5)~~] (4) The chair of the commission shall select one board member as the board's  
902 chair and one member as the board's vice chair.

903 [~~(6)~~] (5) A member may not receive compensation or benefits for the member's service,  
904 but may receive per diem and travel expenses in accordance with:

905 (a) Section 63A-3-106;

906 (b) Section 63A-3-107; and

907 (c) rules made by the Division of Finance under Sections 63A-3-106 and 63A-3-107.

908 [~~(7)~~] (6) A member shall comply with the conflict of interest provisions described in  
909 Title 63G, Chapter 24, Part 3, Conflicts of Interest.

910 Section 14. Section 63N-1a-402 is amended to read:

911 **63N-1a-402. Board of Economic Opportunity duties and powers.**

912 (1) The [~~GO Utah~~] GOEO board shall advise and assist the office to:

913 (a) promote and encourage the economic, commercial, financial, industrial,  
914 agricultural, and civic welfare of the state;

915 (b) promote and encourage the development, attraction, expansion, and retention of  
916 businesses, industries, and commerce in the state;

917 (c) support the efforts of local government and regional nonprofit economic  
918 development organizations to encourage expansion or retention of businesses, industries, and  
919 commerce in the state;

920 (d) act to enhance the state's economy;

921 (e) develop policies, priorities, and objectives regarding the assistance, retention, or  
922 recruitment of business, industries, and commerce in the state;

923 (f) administer programs for the assistance, retention, or recruitment of businesses,  
924 industries, and commerce in the state;

925 (g) ensure that economic development programs are available to all areas of the state in  
926 accordance with federal and state law;

927 (h) identify local, regional, and statewide rural economic development and planning  
928 priorities;

929 (i) understand, through study and input, issues relating to local, regional, and statewide  
930 rural economic development, including challenges, opportunities, best practices, policy,  
931 planning, and collaboration; and

932 [~~(j) make recommendations regarding loans, grants, or other assistance from the~~  
933 ~~Industrial Assistance Account as provided in Section 63N-3-105; and]~~

934 [~~(k)~~] (j) maintain ethical and conflict of interest standards consistent with those  
935 imposed on a public officer under Title 67, Chapter 16, Utah Public Officers' and Employees'  
936 Ethics Act.

937 (2) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the  
938 [~~GO Utah~~] GOEO board may, in consultation with the executive director, make rules for the  
939 conduct of the [~~GO Utah~~] GOEO board's business.

940 Section 15. Section **63N-1b-404** is amended to read:

941 **63N-1b-404. Annual report.**

942 (1) The subcommittee shall annually prepare a report for inclusion in the commission's  
943 report to the office under Subsection [~~63N-1a-202(3)~~] 63N-1a-202(4).

944 (2) The report described in Subsection (1) shall:

945 (a) describe how the subcommittee fulfilled the subcommittee's statutory purposes and  
946 duties during the year; and

947 (b) contain recommendations on how the state should act to address issues relating to  
948 women in the economy.

949 Section 16. Section **63N-2-104.2** is amended to read:

950 **63N-2-104.2. Written agreement -- Contents -- Grounds for amendment or**  
951 **termination.**

952 (1) If the office determines that a business entity is eligible for a tax credit under  
953 Section 63N-2-104.1, the office may enter into a written agreement with the business entity  
954 that:

955 (a) establishes performance benchmarks for the business entity to claim a tax credit,

956 including any minimum wage requirements;

957 (b) specifies the maximum amount of tax credit that the business entity may be  
958 authorized for a taxable year and over the life of the new commercial project, subject to the  
959 limitations in Section 63N-2-104.3;

960 (c) establishes the length of time the business entity may claim a tax credit;

961 (d) requires the business entity to retain records supporting a claim for a tax credit for  
962 at least four years after the business entity claims the tax credit;

963 (e) requires the business entity to submit to audits for verification of any tax credit  
964 claimed; and

965 (f) requires the business entity, in order to claim a tax credit, to meet the requirements  
966 of Section 63N-2-105.

967 (2) In establishing the terms of a written agreement, including the duration and amount  
968 of tax credit that the business entity may be authorized to receive, the office shall:

969 (a) authorize the tax credit in a manner that provides the most effective incentive for  
970 the new commercial project;

971 (b) consider the following factors:

972 (i) whether the new commercial project provides vital or specialized support to supply  
973 chains;

974 (ii) whether the new commercial project provides an innovative product, technology, or  
975 service;

976 (iii) the number and wages of new incremental jobs associated with the new  
977 commercial project;

978 (iv) the amount of financial support provided by local government entities for the new  
979 commercial project;

980 (v) the amount of capital expenditures associated with the new commercial project;

981 (vi) whether the new commercial project returns jobs transferred overseas;

982 (vii) the rate of unemployment in the county in which the new commercial project is  
983 located;

984 (viii) whether the new commercial project creates a remote work opportunity;

985 (ix) whether the new commercial project is located in a development zone created by a  
986 local government entity as described in Subsection 63N-2-104(2);



987 (x) whether the business entity commits to hiring Utah workers for the new  
988 commercial project;

989 (xi) whether the business entity adopts a corporate citizenry plan or supports initiatives  
990 in the state that advance education, gender equality, diversity and inclusion, work-life balance,  
991 environmental or social good, or other similar causes;

992 (xii) whether the business entity's headquarters are located within the state;

993 (xiii) the likelihood of other business entities relocating to another state as a result of  
994 the new commercial project;

995 (xiv) the necessity of the tax credit for the business entity's expansion in the state or  
996 relocation from another state; and

997 (xv) the location and impact of the new commercial project on existing and planned  
998 transportation facilities, existing and planned housing, including affordable housing, and public  
999 infrastructure; and

1000 (c) consult with the ~~[GO Utah]~~ GOEO board.

1001 (3) ~~[(a)]~~ In determining the amount of tax credit that a business entity may be  
1002 authorized to receive under a written agreement, the office may:

1003 ~~[(i)]~~ (a) authorize a higher or optimized amount of tax credit for a new commercial  
1004 project located within a development zone created by a local government entity as described in  
1005 Subsection [63N-2-104\(2\)](#); and

1006 ~~[(ii)]~~ (b) establish by rule made in accordance with Title 63G, Chapter 3, Utah  
1007 Administrative Rulemaking Act, a process by which the office closely approximates the  
1008 amount of taxes the business entity paid under Title 59, Chapter 12, Sales and Use Tax Act, for  
1009 a capital project.

1010 ~~[(b) The office may apply a process described in Subsection (3)(a)(ii) to a business  
1011 entity only with respect to a new or amended written agreement that takes effect on or after  
1012 January 1, 2022.]~~

1013 (4) If the office identifies any of the following events after entering into a written  
1014 agreement with a business entity, the office and the business entity shall amend, or the office  
1015 may terminate, the written agreement:

1016 (a) a change in the business entity's organization resulting from a merger with or  
1017 acquisition of another entity located in the state;

1018 (b) a material increase in the business entity's retail operations that results in new state  
1019 revenue not subject to the incentive; or

1020 (c) an increase in the business entity's operations that:

1021 (i) is outside the scope of the written agreement or outside the boundaries of a  
1022 development zone; and

1023 (ii) results in new state revenue not subject to the incentive.

1024 Section 17. Section **63N-2-107** is amended to read:

1025 **63N-2-107. Reports of new state revenue, partial rebates, and tax credits.**

1026 (1) Before October 1 of each year, the office shall submit a report to the Governor's  
1027 Office of Planning and Budget, the Office of the Legislative Fiscal Analyst, and the Division of  
1028 Finance identifying:

1029 (a) (i) the total estimated amount of new state [~~revenues~~] revenue created from new  
1030 commercial projects;

1031 (ii) the estimated amount of new state [~~revenues~~] revenue from new commercial  
1032 projects that will be generated from:

1033 (A) sales tax;

1034 (B) income tax; and

1035 (C) corporate franchise and income tax; and

1036 (iii) the minimum number of new incremental jobs and high paying jobs that will be  
1037 created before any tax credit is awarded; and

1038 (b) the total estimated amount of tax credits that the office projects that business  
1039 entities will qualify to claim under this part.

1040 (2) By the first business day of each month, the office shall submit a report to the  
1041 Governor's Office of Planning and Budget, the Office of the Legislative Fiscal Analyst, and the  
1042 Division of Finance identifying:

1043 (a) each new written agreement that the office entered into since the last report;

1044 (b) the estimated amount of new state [~~revenues~~] revenue that will be generated under  
1045 each written agreement described in Subsection (2)(a);

1046 (c) the estimated maximum amount of tax credits that a business entity could qualify  
1047 for under each written agreement described in Subsection (2)(a); and

1048 (d) the minimum number of new incremental jobs and high paying jobs that will be

1049 created before any tax credit is awarded.

1050 (3) At the reasonable request of the Governor's Office of Planning and Budget, the  
1051 Office of the Legislative Fiscal Analyst, or the Division of Finance, the office shall provide  
1052 additional information about the tax credit, new incremental jobs and high paying jobs, costs,  
1053 and economic benefits related to this part, if the information is part of a public record as  
1054 defined in Section [63G-2-103](#).

1055 (4) By [~~June 30~~] October 1, the office shall submit to the Economic Development and  
1056 Workforce Services Interim Committee, the Business, Economic Development, and Labor  
1057 Appropriations Subcommittee, and the governor, a written report that provides an overview of  
1058 the implementation and efficacy of the statewide economic development strategy, including an  
1059 analysis of the extent to which the office's programs are aligned with the prevailing economic  
1060 conditions expected in the next fiscal year.

1061 Section 18. Section **63N-2-504** is amended to read:

1062 **63N-2-504. Independent review committee.**

1063 (1) In accordance with rules adopted by the office under Section [63N-2-509](#), the [~~GO~~  
1064 ~~Utah~~] GOEO board shall establish a separate, independent review committee to provide  
1065 recommendations to the office regarding the terms and conditions of an agreement and to  
1066 consult with the office as provided in this part or in rule.

1067 (2) The review committee shall consist of:

1068 (a) one member appointed by the executive director to represent the office;

1069 (b) two members appointed by the mayor or chief executive of the county in which the  
1070 qualified hotel is located or proposed to be located;

1071 (c) two members appointed by:

1072 (i) the mayor of the municipality in which the qualified hotel is located or proposed to  
1073 be located, if the qualified hotel is located or proposed to be located within the boundary of a  
1074 municipality; or

1075 (ii) the mayor or chief executive of the county in which the qualified hotel is located or  
1076 proposed to be located, in addition to the two members appointed under Subsection (2)(b), if  
1077 the qualified hotel is located or proposed to be located outside the boundary of a municipality;

1078 (d) an individual representing the hotel industry, appointed by the Utah Hotel and  
1079 Lodging Association;

1080 (e) an individual representing the commercial development and construction industry,  
1081 appointed by the president or chief executive officer of the local chamber of commerce;

1082 (f) an individual representing the convention and meeting planners industry, appointed  
1083 by the president or chief executive officer of the local convention and visitors bureau; and

1084 (g) one member appointed by the [~~GO Utah~~] GOEO board.

1085 (3) (a) A member serves an indeterminate term and may be removed from the review  
1086 committee by the appointing authority at any time.

1087 (b) A vacancy may be filled in the same manner as an appointment under Subsection  
1088 (2).

1089 (4) A member of the review committee may not be paid for serving on the review  
1090 committee and may not receive per diem or expense reimbursement.

1091 (5) The office shall provide any necessary staff support to the review committee.

1092 Section 19. Section **63N-2-512** is amended to read:

1093 **63N-2-512. Hotel Impact Mitigation Fund.**

1094 (1) As used in this section:

1095 (a) "Affected hotel" means a hotel built in the state before July 1, 2014.

1096 (b) "Direct losses" means affected hotels' losses of hotel guest business attributable to  
1097 the qualified hotel room supply being added to the market in the state.

1098 (c) "Mitigation fund" means the Hotel Impact Mitigation Fund, created in Subsection  
1099 (2).

1100 (2) There is created an expendable special revenue fund known as the Hotel Impact  
1101 Mitigation Fund.

1102 (3) The mitigation fund shall:

1103 (a) be administered by [~~the GO Utah board~~] GOEO;

1104 (b) earn interest; and

1105 (c) be funded by:

1106 (i) payments required to be deposited into the mitigation fund by the Division of  
1107 Finance under Subsection [59-12-103\(10\)](#);

1108 (ii) money required to be deposited into the mitigation fund under Subsection  
1109 [17-31-9\(2\)](#) by the county in which a qualified hotel is located; and

1110 (iii) any money deposited into the mitigation fund under Subsection (6).

1111 (4) Interest earned by the mitigation fund shall be deposited into the mitigation fund.

1112 (5) (a) In accordance with office rules, [~~the GO Utah board~~] GOEO shall annually pay  
1113 up to \$2,100,000 of money in the mitigation fund:

1114 (i) to affected hotels;

1115 (ii) for four consecutive years, beginning 12 months after the date of initial occupancy  
1116 of the qualified hotel occurs; and

1117 (iii) to mitigate direct losses.

1118 (b) (i) If the amount [~~the GO Utah board~~] GOEO pays under Subsection (5)(a) in any  
1119 year is less than \$2,100,000, [~~the GO Utah board~~] GOEO shall pay to the Stay Another Day  
1120 and Bounce Back Fund, created in Section [63N-2-511](#), the difference between \$2,100,000 and  
1121 the amount paid under Subsection (5)(a).

1122 (ii) [~~The GO Utah board~~] GOEO shall make any required payment under Subsection  
1123 (5)(b)(i) within 90 days after the end of the year for which a determination is made of how  
1124 much [~~the GO Utah board~~] GOEO is required to pay to affected hotels under Subsection (5)(a).

1125 (6) A host local government or qualified hotel owner may make payments to the  
1126 Division of Finance for deposit into the mitigation fund.

1127 (7) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the  
1128 office shall, in consultation with the Utah Hotel and Lodging Association and the county in  
1129 which the qualified hotel is located, make rules establishing procedures and criteria governing  
1130 payments under Subsection (5)(a) to affected hotels.

1131 Section 20. Section [63N-2-808](#) is amended to read:

1132 **[63N-2-808. Agreements between office and tax credit applicant and life science](#)**  
1133 **[establishment -- Tax credit certificate.](#)**

1134 (1) (a) The office, with advice from the [~~GO Utah~~] GOEO board, may enter into an  
1135 agreement to grant a tax credit certificate to a tax credit applicant selected in accordance with  
1136 this part, if the tax credit applicant meets the conditions established in the agreement and under  
1137 this part.

1138 (b) The agreement described in Subsection (1)(a) shall:

1139 (i) detail the requirements that the tax credit applicant shall meet prior to receiving a  
1140 tax credit certificate;

1141 (ii) require the tax credit certificate recipient to retain records supporting a claim for a

1142 tax credit for at least four years after the tax credit certificate recipient claims a tax credit under  
1143 this part; and

1144 (iii) require the tax credit certificate recipient to submit to audits for verification of the  
1145 tax credit claimed, including audits by the office and by the State Tax Commission.

1146 (2) (a) The office, with advice from the [~~GO Utah~~] GOEO board, shall enter into an  
1147 agreement with the life science establishment in which the tax credit applicant invested for  
1148 purposes of claiming a tax credit.

1149 (b) The agreement described in Subsection (2)(a):

1150 (i) shall provide the office with a document that expressly and directly authorizes the  
1151 State Tax Commission to disclose to the office the life science establishment's tax returns and  
1152 other information that would otherwise be subject to confidentiality under Section [59-1-403](#) or  
1153 Section 6103, Internal Revenue Code;

1154 (ii) shall authorize the Department of Workforce Services to disclose to the office the  
1155 employment data that the life science establishment submits to the Department of Workforce  
1156 Services;

1157 (iii) shall require the life science establishment to provide the office with the life  
1158 science establishment's current capitalization tables; and

1159 (iv) may require the life science establishment to provide the office with other data  
1160 that:

1161 (A) ensure compliance with the requirements of this chapter; and

1162 (B) demonstrate the economic impact of the tax credit applicant's investment in the life  
1163 science establishment.

1164 Section 21. Section **63N-3-102** is amended to read:

1165 **63N-3-102. Definitions.**

1166 As used in this part:

1167 (1) "Administrator" means the executive director or the executive director's designee.

1168 (2) "Applicant" means an individual, for profit business entity, nonprofit, corporation,  
1169 partnership, unincorporated association, government entity, executive branch department or  
1170 division of a department, a political subdivision, a state institution of higher education, or any  
1171 other administrative unit of the state.

1172 [~~(2)~~] (3) "Economic opportunities" means business situations or community

1173 circumstances which lend themselves to the furtherance of the economic interests of the state  
1174 by providing a catalyst or stimulus to the growth or retention, or both, of commerce and  
1175 industry in the state, including retention of companies whose relocation outside the state would  
1176 have a significant detrimental economic impact on the state as a whole, regions of the state, or  
1177 specific components of the state.

1178 ~~[(3)]~~ (4) "Restricted Account" means the restricted account known as the Industrial  
1179 Assistance Account created in Section [63N-3-103](#).

1180 ~~[(4)]~~ (5) "Talent development grant" means a grant awarded under Section [63N-3-112](#).

1181 Section 22. Section [63N-3-105](#) is amended to read:

1182 **63N-3-105. Qualification for assistance -- Application requirements.**

1183 (1) Subject to the requirements of this part, the administrator may provide loans,  
1184 grants, or other financial assistance from the restricted account to an entity offering an  
1185 economic opportunity if that entity:

1186 (a) applies to the administrator in a form approved by the administrator; and

1187 (b) meets the qualifications of Subsection (2).

1188 (2) As part of an application for receiving financial assistance under this part, an  
1189 applicant shall demonstrate the following to the satisfaction of the administrator:

1190 (a) the nature of the economic opportunity and the related benefit to the economic  
1191 well-being of the state by providing evidence documenting the expenditure of money  
1192 necessitated by the economic opportunity;

1193 (b) how the economic opportunity will act in concert with other state, federal, or local  
1194 agencies to achieve the economic benefit;

1195 (c) that the applicant will expend funds in the state with employees, vendors,  
1196 subcontractors, or other businesses in an amount proportional with money provided from the  
1197 restricted account at a minimum ratio of one to one per year or other more stringent  
1198 requirements as established on a per project basis by the administrator;

1199 (d) for an application for a loan, the applicant's ability to sustain economic activity in  
1200 the state sufficient to repay, by means of cash or appropriate credits, the loan provided by the  
1201 restricted account; and

1202 (e) any other criteria the administrator considers appropriate.

1203 (3) (a) The administrator may exempt an applicant from any of the requirements of

1204 Subsection (2) if:

1205 (i) the applicant is part of a targeted industry; or

1206 (ii) the applicant is a quasi-public corporation organized under Title 16, Chapter 6a,  
1207 Utah Revised Nonprofit Corporation Act, or Title 63E, Chapter 2, Independent Corporations  
1208 Act, and the applicant's operations, as demonstrated to the satisfaction of the administrator, will  
1209 provide significant economic stimulus to the growth of commerce and industry in the state[; ~~or~~]

1210 .

1211 [~~(iii) the GO Utah board recommends awarding a grant to the applicant.~~]

1212 (b) The administrator may not exempt the applicant from the requirement under  
1213 Subsection 63N-3-106(1)(b) that the loan be structured so that the repayment or return to the  
1214 state equals at least the amount of the assistance together with an annual interest charge.

1215 [~~(4) The GO Utah board shall make recommendations to the administrator regarding~~  
1216 ~~applications for loans, grants, or other financial assistance from the Industrial Assistance~~  
1217 ~~Account.~~]

1218 [~~(5)~~] (4) Before awarding any money under this part, the administrator shall:

1219 (a) make findings as to whether an applicant has satisfied the requirements of  
1220 Subsection (2);

1221 (b) establish benchmarks and timeframes in which progress toward the completion of  
1222 the agreed upon activity is to occur;

1223 (c) monitor compliance by an applicant with any contract or agreement entered into by  
1224 the applicant and the state as provided by Section 63N-3-107; and

1225 (d) make funding decisions based upon appropriate findings and compliance.

1226 Section 23. Section 63N-3-106 is amended to read:

1227 **63N-3-106. Structure of loans, grants, and assistance -- Repayment -- Earned**  
1228 **credits.**

1229 (1) (a) Subject to Subsection (1)(b), the administrator has authority to determine the  
1230 structure, amount, and nature of any loan, grant, or other financial assistance from the restricted  
1231 account.

1232 (b) Loans made under this part shall be structured so the intended repayment or return  
1233 to the state, including cash or credit, equals at least the amount of the assistance together with  
1234 an annual interest charge as negotiated by the administrator.



1235 (c) Payments resulting from grants awarded from the restricted account shall be made  
 1236 only after the administrator has determined that the company has satisfied the conditions upon  
 1237 which the payment or earned credit was based.

1238 (2) (a) The administrator may provide for a system of earned credits that may be used  
 1239 to support grant payments or in lieu of cash repayment of a restricted account loan obligation.

1240 (b) The value of the credits described in Subsection (2)(a) shall be based on factors  
 1241 determined by the administrator, including:

1242 (i) the number of Utah jobs created;

1243 (ii) the increased economic activity in Utah; or

1244 (iii) other events and activities that occur as a result of the restricted account assistance.

1245 (3) (a) A cash loan repayment or other cash recovery from a company receiving  
 1246 assistance under this section, including interest, shall be deposited into the restricted account.

1247 (b) The administrator and the Division of Finance shall determine the manner of  
 1248 recognizing and accounting for the earned credits used in lieu of loan repayments or to support  
 1249 grant payments as provided in Subsection (2).

1250 (4) (a) (i) At the end of each fiscal year, the Division of Finance shall [~~set aside~~]  
 1251 transfer the balance of the General Fund revenue surplus as defined in Section [63J-1-312](#) after  
 1252 the transfers of General Fund revenue surplus described in Subsection (4)(b) to the Industrial  
 1253 Assistance Account in an amount equal to any credit that has accrued under this part[.] ~~Ĥ→ [§] ; ←Ĥ~~

1254 (ii) [~~The set aside~~] ~~Ĥ→~~ [the] The ←Ĥ transfer under Subsection (4)(a)(i) [~~shall be~~] is  
 1254a capped at  
 1255 \$50,000,000[~~; at which time no subsequent contributions may be made and any interest accrued~~  
 1256 ~~above the \$50,000,000 cap shall be deposited~~] ~~Ĥ→ [§] ←Ĥ~~ and

1257 ~~Ĥ→ [(iii)] ←Ĥ~~ the Division of Finance shall deposit any interest accrued above the  
 1257a \$50,000,000  
 1258 cap into the General Fund.

1259 (b) The [~~set aside~~] Division of Finance shall make the transfer required by Subsection  
 1260 (4)(a) [~~shall be made~~] after the [~~transfer of surplus~~] Division of Finance transfers the General  
 1261 Fund revenue surplus [is made]:

1262 (i) to the Medicaid Growth Reduction and Budget Stabilization Restricted Account, as  
 1263 provided in Section [63J-1-315](#);

1264 (ii) to the General Fund Budget Reserve Account, as provided in Section [63J-1-312](#);

1265 and

1266 (iii) to the Wildland Fire Suppression Fund or State Disaster Recovery Restricted  
1267 Account, as provided in Section 63J-1-314.

1268 (c) These credit amounts may not be used for purposes of the restricted account as  
1269 provided in this part until appropriated by the Legislature.

1270 Section 24. Section 63N-3-107 is amended to read:

1271 **63N-3-107. Agreements.**

1272 The administrator shall enter into agreements with each successful applicant that have  
1273 specific terms and conditions for each loan, grant, or financial assistance under this part,  
1274 including:

1275 (1) for a loan:

1276 (a) repayment schedules;

1277 (b) interest rates;

1278 (c) specific economic activity required to qualify for the loan or for repayment credits;

1279 (d) collateral or security, if any; and

1280 (e) other terms and conditions considered appropriate by the administrator; and

1281 (2) for a grant or other financial assistance:

1282 (a) requirements for compliance monitoring~~[, for a period of five years];~~

1283 (b) repayment for nonperformance or departure from the state;

1284 (c) collateral or security, if any; and

1285 (d) other terms and conditions considered appropriate by the administrator.

1286 Section 25. Section 63N-3-111 is amended to read:

1287 **63N-3-111. Annual policy considerations.**

1288 (1) (a) The office shall make recommendations to state and federal agencies, local  
1289 governments, the governor, and the Legislature regarding policies and initiatives that promote  
1290 the economic development of targeted industries.

1291 (b) The office may create one or more voluntary advisory committees that may include  
1292 public and private stakeholders to solicit input on policy guidance and best practices in  
1293 encouraging the economic development of targeted industries.

1294 ~~[(2) In evaluating the economic impact of applications for assistance, the GO Utah  
1295 board shall use an econometric cost-benefit model.]~~

1296 ~~[(3)]~~ (2) The ~~[GO Utah board]~~ administrator may establish:

1297 (a) minimum interest rates to be applied to loans granted that reflect a fair social rate of  
1298 return to the state comparable to prevailing market-based rates such as the prime rate, U.S.  
1299 Government T-bill rate, or bond coupon rate as paid by the state, adjusted by social indicators  
1300 such as the rate of unemployment; and

1301 (b) minimum applicant expense ratios, as long as they are at least equal to those  
1302 required under Subsection 63N-3-105(2).

1303 Section 26. Section 63N-3-112 is amended to read:

1304 **63N-3-112. Talent development grants.**

1305 (1) A for-profit business that is creating new incremental high paying jobs in the state,  
1306 may apply to receive a talent development grant from the restricted account.

1307 (2) In accordance with the provisions of this section and in consultation with the [GO  
1308 Utah] GOEO board, the administrator may award up to \$10,000 per new job created.

1309 (3) The administrator shall designate an application process for a business to apply for  
1310 the grant.

1311 (4) A business may apply to receive a grant only after each employee has been  
1312 employed at qualifying wage levels for at least 12 consecutive months.

1313 (5) [Money] The office shall deduct money granted for a talent development grant  
1314 under this section [~~shall be deducted~~] from any other money or incentive awarded by the office  
1315 to the business.

1316 (6) Grants awarded under this section are only to reimburse a business for the costs  
1317 incurred to recruit, hire, train, and otherwise employ an employee in a newly created job.

1318 (7) [A] As part of the application process, a business shall submit a hiring and training  
1319 plan detailing [what] how the grant money will be used [for as part of the application process].

1320 (8) The administrator may [only] grant an award only up to an amount that is no more  
1321 than 25% of the estimated costs to be incurred by the business for the costs in the hiring and  
1322 training plan.

1323 Section 27. Section 63N-3-1101 is amended to read:

1324 **63N-3-1101. Definitions.**

1325 As used in this part:

1326 (1) "Grant" means a grant awarded under Section 63N-3-1102.

1327 (2) "Program" means the Manufacturing Modernization Grant Program created in

1328 Section [63N-3-1102](#).

1329 (3) "Targeted industry" means an industry or group of industries targeted by the [~~GO~~  
1330 ~~Utah~~] GOEO board under Section [63N-3-111](#) for economic development in the state.

1331 Section 28. Section **63N-3-1102** is amended to read:

1332 **63N-3-1102. Manufacturing Modernization Grant Program -- Creation --**  
1333 **Purpose -- Requirements -- Rulemaking -- Report.**

1334 (1) (a) There is created the Manufacturing Modernization Grant Program to be  
1335 administered by the office.

1336 (b) The purpose of the program is to award grants to existing Utah businesses to  
1337 establish, relocate, retain, or develop manufacturing industry in the state and lessen dependence  
1338 on manufacturing overseas.

1339 (2) (a) An entity that submits a proposal for a grant to the office shall include details in  
1340 the proposal regarding:

1341 (i) [~~how the entity plans~~] the entity's plan to use the grant to fulfill the purpose  
1342 described in Subsection (1)(b);

1343 (ii) any plan to use funding sources in addition to a grant for the proposal; and

1344 (iii) any existing or planned partnerships between the entity and another individual or  
1345 entity to implement the proposal.

1346 (b) In evaluating a proposal for a grant, the office shall consider:

1347 (i) the likelihood the proposal will accomplish the purpose described in Subsection  
1348 (1)(b);

1349 (ii) the extent to which any additional funding sources or existing or planned  
1350 partnerships will benefit the proposal; and

1351 (iii) the viability and sustainability of the proposal.

1352 (c) In determining a grant award, the office:

1353 (i) [~~shall~~] may consult with the [~~GO~~~~Utah~~] GOEO board; and

1354 (ii) may prioritize a targeted industry or an entity with fewer than 250 employees.

1355 (3) Before receiving the grant, a grant recipient shall enter into a written agreement  
1356 with the office that specifies:

1357 (a) the grant amount;

1358 (b) the time period and structure for distribution of the grant, including any terms and

1359 conditions the recipient is required to meet to receive a distribution; and

1360 (c) the expenses for which the recipient may use the grant, including:

1361 (i) ~~[to acquire]~~ acquisition of manufacturing equipment;

1362 (ii) production, design, or engineering costs;

1363 (iii) specialized employee training;

1364 (iv) technology upgrades; or

1365 (v) ~~[to provide]~~ provision of a grant to another individual or entity for the expenses  
1366 described in Subsections (3)(c)(i) through (iv) or to otherwise fulfill the recipient's proposal.

1367 (4) Subject to Subsection (2), the office may, in accordance with Title 63G, Chapter 3,  
1368 Utah Administrative Rulemaking Act, make rules to establish:

1369 (a) the form and process for submitting a proposal to the office for a grant;

1370 (b) ~~[which]~~ the entities that are eligible to apply for a grant;

1371 (c) the method and formula for determining a grant amount; and

1372 (d) the reporting requirements for a grant recipient.

1373 (5) On or before ~~[November 30]~~ October 1 of each year, the office shall provide a  
1374 written report to the Economic Development and Workforce Services Interim Committee  
1375 regarding:

1376 (a) each grant awarded; and

1377 (b) the economic impact of each grant.

1378 Section 29. Section **63N-3-1301** is enacted to read:

1379 **Part 13. Innovation in Artificial Intelligence Grant Pilot Program**

1380 **63N-3-1301. Definitions.**

1381 As used in this part:

1382 (1) "Business entity" means a for-profit or nonprofit organization.

1383 (2) "Pilot program" means the Innovation in Artificial Intelligence Grant Pilot Program  
1384 created in Section [63N-3-1302](#).

1385 (3) "Student" means a child enrolled in a public or private school, grades kindergarten  
1386 through twelfth grade.

1387 Section 30. Section **63N-3-1302** is enacted to read:

1388 **63N-3-1302. Innovation in Artificial Intelligence Grant Pilot Program created --**

1389 **Purpose -- Requirements -- Report.**

1390 (1) There is created the Innovation in Artificial Intelligence Grant Pilot Program, to be  
1391 administered subject to the availability of funds by the office as described in this section.

1392 (2) (a) The purpose of the pilot program is to award a grant to a business entity to  
1393 develop a program, material, and curriculum to:

1394 (i) teach a course on artificial intelligence to students, with an emphasis on practical  
1395 training; and

1396 (ii) prepare students for career opportunities in technology.

1397 (b) A business entity that is awarded a grant under this section shall work in  
1398 partnership with a public or private school.

1399 (3) A business entity that submits an application for a grant to the office shall include  
1400 the following details in the application:

1401 (a) how the business entity proposes to fulfill the purpose described in Subsection  
1402 (2)(a);

1403 (b) how the business entity proposes to work with a public or private school, as  
1404 described in Subsection (2)(b); and

1405 (c) any existing or planned partnership between the business entity and another  
1406 individual or business entity to implement the proposal in the application.

1407 (4) In evaluating an application for a grant, the office shall consider:

1408 (a) the likelihood that the business entity's proposal will accomplish the purpose  
1409 described in Subsection (2)(a); and

1410 (b) the overall viability of the proposal.

1411 (5) Before a business entity that has an approved application for a grant may receive  
1412 grant funds, the business entity shall enter into a written agreement with the office that  
1413 specifies:

1414 (a) the grant amount; and

1415 (b) the time period and structure for distribution of grant funds, including any terms  
1416 and conditions the office requires.

1417 (6) The office may make rules in accordance with Title 63G, Chapter 3, Utah  
1418 Administrative Rulemaking Act, to administer the pilot program, including:

1419 (a) establishing criteria and procedures for applying for and awarding a grant under this  
1420 section; and

1421 (b) reporting requirements from a business entity after a grant is awarded.  
1422 (7) The office shall include an annual written update on the pilot program in the report  
1423 described in Section [63N-1a-306](#).

1424 Section 31. Section **63N-4-103** is amended to read:

1425 **63N-4-103. Purpose of the Center for Rural Development.**

1426 The Center for Rural Development is established to:

1427 (1) foster and support economic development programs and activities for the benefit of  
1428 rural counties and communities;

1429 (2) foster and support community, county, and resource management planning  
1430 programs and activities for the benefit of rural counties and communities;

1431 (3) foster and support leadership training programs and activities for the benefit of:

1432 (a) rural leaders in both the public and private sectors;

1433 (b) economic development and planning personnel; and

1434 (c) rural government officials;

1435 (4) foster and support efforts to coordinate and focus the technical and other resources  
1436 of appropriate institutions of higher education, local governments, private sector interests,  
1437 associations, nonprofit organizations, federal agencies, and others, in ways that address the  
1438 economic development, planning, and leadership challenges;

1439 (5) work to enhance the capacity of [~~the GO Utah office~~] GOEO to address rural  
1440 economic development, planning, and leadership training challenges and opportunities by  
1441 establishing partnerships and positive working relationships with appropriate public and private  
1442 sector entities, individuals, and institutions; and

1443 (6) foster government-to-government collaboration and good working relations  
1444 between state and rural government regarding economic development and planning issues.

1445 Section 32. Section **63N-4-104** is amended to read:

1446 **63N-4-104. Duties.**

1447 (1) The Center for Rural Development shall:

1448 (a) work to enhance the capacity of the office to address rural economic development,  
1449 planning, and leadership training challenges and opportunities by establishing partnerships and  
1450 positive working relationships with appropriate public and private sector entities, individuals,  
1451 and institutions;

1452 (b) work with the ~~[GO Utah]~~ GOEO board to coordinate and focus available resources  
1453 in ways that address the economic development, planning, and leadership training challenges  
1454 and priorities in rural Utah;

1455 (c) assist in administering the Rural Opportunity Program created in Section  
1456 63N-4-802; and

1457 (d) in accordance with economic development and planning policies set by state  
1458 government, coordinate relations between:

1459 (i) the state;

1460 (ii) rural governments;

1461 (iii) other public and private groups engaged in rural economic planning and  
1462 development; and

1463 (iv) federal agencies.

1464 (2) ~~[(a)]~~ The Center for Rural Development ~~may[?]~~, in accordance with Title 63G,  
1465 Chapter 3, Utah Administrative Rulemaking Act, make rules necessary to carry out its duties.

1466 ~~[(i) in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act,~~  
1467 ~~make rules necessary to carry out its duties;]~~

1468 ~~[(ii) accept gifts, grants, devises, and property, in cash or in kind, for the benefit of~~  
1469 ~~rural Utah citizens; and]~~

1470 ~~[(iii) use those gifts, grants, devises, and property received under Subsection (2)(a)(ii)~~  
1471 ~~for the use and benefit of rural citizens within the state.]~~

1472 ~~[(b) All resources received under Subsection (2)(a)(ii) shall be deposited in the General~~  
1473 ~~Fund as dedicated credits to be used as directed in Subsection (2)(a)(iii).]~~

1474 Section 33. Section **63N-4-105** is amended to read:

1475 **63N-4-105. Program manager.**

1476 (1) The executive director ~~[shall]~~ may appoint a director for the Center for Rural  
1477 Development with the approval of the governor.

1478 (2) The director of the Center for Rural Development shall be a person knowledgeable  
1479 in the field of rural economic development and planning and experienced in administration.

1480 (3) Upon change of the executive director, the director of the Center for Rural  
1481 Development may not be dismissed without cause for at least 180 days.

1482 Section 34. Section **63N-7-102** is amended to read:



1483           **63N-7-102. Utah Office of Tourism created -- Appointment of managing director**  
1484 **-- Responsibilities of tourism office.**

1485           (1) There is created within [~~the GO Utah office~~] GOEO the Utah Office of Tourism.

1486           (2) (a) The executive director shall appoint a managing director of the tourism office.

1487           (b) The managing director may, with the approval of the executive director, appoint  
1488 staff.

1489           (3) The tourism office shall:

1490           (a) be the tourism development authority of the state;

1491           (b) develop a tourism advertising, marketing, branding, destination development, and  
1492 destination management program for the state;

1493           (c) receive approval from the board under Subsection [63N-7-202\(1\)\(a\)](#) before  
1494 implementing the program described in Subsection (3)(b);

1495           (d) develop a plan to increase the economic contribution by tourists visiting the state;

1496           (e) plan and conduct a program of information, advertising, and publicity relating to the  
1497 recreational, scenic, historic, cultural, and culinary tourist attractions, amenities, and  
1498 advantages of the state at large;

1499           (f) encourage and assist in the coordination of the activities of persons, firms,  
1500 associations, corporations, travel regions, counties, and governmental agencies engaged in  
1501 publicizing, developing, and promoting the tourist attractions, amenities, and advantages of the  
1502 state;

1503           (g) conduct a regular and ongoing research program to identify statewide economic  
1504 trends and conditions in the tourism sector of the economy; and

1505           (h) ensure that any plan or program developed under this Subsection (3) addresses, but  
1506 not be limited to, the following policies:

1507           (i) enhancing the state's image;

1508           (ii) promoting the state as a year-round destination;

1509           (iii) encouraging expenditures by visitors to the state; and

1510           (iv) expanding the markets where the state is promoted.

1511           Section 35. Section **63N-8-102** is amended to read:

1512           **63N-8-102. Definitions.**

1513           As used in this chapter:

1514 (1) "Digital media company" means a company engaged in the production of a digital  
1515 media project.

1516 (2) "Digital media project" means all or part of a production of interactive  
1517 entertainment or animated production that is produced for distribution in commercial or  
1518 educational markets, which shall include projects intended for Internet or wireless distribution.

1519 (3) "Dollars left in the state" means expenditures made in the state for a state-approved  
1520 production, including:

1521 (a) an expenditure that is subject to:

1522 (i) a corporate franchise or income tax under Title 59, Chapter 7, Corporate Franchise  
1523 and Income Taxes;

1524 (ii) an individual income tax under Title 59, Chapter 10, Individual Income Tax Act;

1525 [~~and~~]

1526 (iii) a sales and use tax under Title 59, Chapter 12, Sales and Use Tax Act,  
1527 notwithstanding any sales and use tax exemption allowed by law; or

1528 (iv) a combination of Subsections (3)(a)(i), (ii), and (iii);

1529 (b) payments made to a nonresident only to the extent of the income tax paid to the  
1530 state on the payments, the amount of per diems paid in the state, and other direct  
1531 reimbursements transacted in the state; and

1532 (c) payments made to a payroll company or loan-out corporation that is registered to do  
1533 business in the state, only to the extent of the amount of withholding under Section [59-10-402](#).

1534 (4) "Loan-out corporation" means a corporation owned by one or more artists that  
1535 provides services of the artists to a third party production company.

1536 (5) "Motion picture company" means a company engaged in the production of:

1537 (a) motion pictures;

1538 (b) television series; or

1539 (c) made-for-television movies.

1540 (6) "Motion picture incentive" means either a cash rebate from the Motion Picture  
1541 Incentive Account or a refundable tax credit under Section [59-7-614.5](#) or [59-10-1108](#).

1542 (7) "New state [~~revenues~~] revenue" means:

1543 (a) incremental new state sales and use tax [~~revenues~~] revenue generated as a result of  
1544 a digital media project that a digital media company pays under Title 59, Chapter 12, Sales and

1545 Use Tax Act;

1546 (b) incremental new state tax [~~revenues~~] revenue that a digital media company pays as  
1547 a result of a digital media project under:

1548 (i) Title 59, Chapter 7, Corporate Franchise and Income Taxes;

1549 (ii) Title 59, Chapter 10, Part 1, Determination and Reporting of Tax Liability and  
1550 Information;

1551 (iii) Title 59, Chapter 10, Part 2, Trusts and Estates;

1552 (iv) Title 59, Chapter 10, Part 4, Withholding of Tax; or

1553 (v) a combination of Subsections (7)(b)(i), (ii), (iii), and (iv);

1554 (c) incremental new state [~~revenues~~] revenue generated as individual income taxes  
1555 under Title 59, Chapter 10, Part 1, Determination and Reporting of Tax Liability and  
1556 Information, paid by employees of the new digital media project as evidenced by payroll  
1557 records from the digital media company; or

1558 (d) a combination of Subsections (7)(a), (b), and (c).

1559 (8) "Payroll company" means a business entity that handles the payroll and becomes  
1560 the employer of record for the staff, cast, and crew of a motion picture production.

1561 (9) "Refundable tax credit" means a refundable motion picture tax credit authorized  
1562 under Section [63N-8-103](#) and claimed under Section [59-7-614.5](#) or [59-10-1108](#).

1563 (10) "Restricted account" means the Motion Picture Incentive Account created in  
1564 Section [63N-8-103](#).

1565 (11) "Rural production" means a state-approved production in which at least 75% of  
1566 the total number of production days occur within:

1567 (a) a county of the third, fourth, fifth, or sixth class; or

1568 (b) a county of the second class that has a national park within or partially within the  
1569 county's boundaries.

1570 (12) "State-approved production" means a production under Subsections (2) and (5)  
1571 that is:

1572 (a) approved by the office and ratified by the [~~GO Utah board~~] Board of Tourism  
1573 Development created in Section [63N-7-201](#); and

1574 (b) produced in the state by a motion picture company.

1575 (13) "Tax credit amount" means the amount the office lists as a tax credit on a tax

1576 credit certificate for a taxable year.

1577 (14) "Tax credit certificate" means a certificate issued by the office that:

1578 (a) lists the name of the applicant;

1579 (b) lists the applicant's taxpayer identification number;

1580 (c) lists the amount of tax credit that the office awards the applicant for the taxable  
1581 year; and

1582 (d) may include other information as determined by the office.

1583 Section 36. Section **63N-8-103** is amended to read:

1584 **63N-8-103. Motion Picture Incentive Account created -- Cash rebate incentives --**  
1585 **Refundable tax credit incentives.**

1586 (1) (a) There is created within the General Fund a restricted account known as the  
1587 Motion Picture Incentive Account, which the office shall use to provide cash rebate incentives  
1588 for state-approved productions by a motion picture company.

1589 (b) All interest generated from investment of money in the restricted account shall be  
1590 deposited in the restricted account.

1591 (c) The restricted account shall consist of an annual appropriation by the Legislature.

1592 (d) The office shall:

1593 (i) with the advice of the [~~GO Utah board~~] Board of Tourism Development created in  
1594 Section 63N-7-201, administer the restricted account; and

1595 (ii) make payments from the restricted account as required under this section.

1596 (e) The cost of administering the restricted account shall be paid from money in the  
1597 restricted account.

1598 (2) (a) A motion picture company or digital media company seeking disbursement of  
1599 an incentive allowed under an agreement with the office shall follow the procedures and  
1600 requirements of this Subsection (2).

1601 (b) The motion picture company or digital media company shall provide the office with  
1602 an incentive request form, provided by the office, identifying and documenting the dollars left  
1603 in the state and new state [~~revenues~~] revenue generated by the motion picture company or  
1604 digital media company for state-approved production, including any related tax returns by the  
1605 motion picture company, payroll company, digital media company, or loan-out corporation  
1606 under Subsection (2)(d).

1607 (c) For a motion picture company, an independent certified public accountant shall:  
1608 (i) review the incentive request form submitted by the motion picture company; and  
1609 (ii) provide a report on the accuracy and validity of the incentive request form,  
1610 including the amount of dollars left in the state, in accordance with the agreed upon procedures  
1611 established by the office by rule.

1612 (d) The motion picture company, digital media company, payroll company, or loan-out  
1613 corporation shall provide the office with a document that expressly directs and authorizes the  
1614 State Tax Commission to disclose the entity's tax returns and other information concerning the  
1615 entity that would otherwise be subject to confidentiality under Section 59-1-403 or Section  
1616 6103, Internal Revenue Code, to the office.

1617 (e) The office shall submit the document described in Subsection (2)(d) to the State  
1618 Tax Commission.

1619 (f) Upon receipt of the document described in Subsection (2)(d), the State Tax  
1620 Commission shall provide the office with the information requested by the office that the  
1621 motion picture company, digital media company, payroll company, or loan-out corporation  
1622 directed or authorized the State Tax Commission to provide to the office in the document  
1623 described in Subsection (2)(d).

1624 (g) Subject to Subsection (3), for a motion picture company the office shall:

1625 (i) review the incentive request form from the motion picture company described in  
1626 Subsection (2)(b) and verify that the incentive request form was reviewed by an independent  
1627 certified public accountant as described in Subsection (2)(c); and

1628 (ii) based upon the independent certified public accountant's report under Subsection  
1629 (2)(c), determine the amount of the incentive that the motion picture company is entitled to  
1630 under the motion picture company's agreement with the office.

1631 (h) Subject to Subsection (3), for a digital media company, the office shall:

1632 (i) ensure the digital media project results in new state ~~[revenues]~~ revenue; and

1633 (ii) based upon review of new state ~~[revenues]~~ revenue, determine the amount of the  
1634 incentive that a digital media company is entitled to under the digital media company's  
1635 agreement with the office.

1636 (i) Subject to Subsection (3), if the incentive is in the form of a cash rebate, the office  
1637 shall pay the incentive from the restricted account to the motion picture company,

1638 notwithstanding Subsections 51-5-3(23)(b) and 63J-1-105(6).

1639 (j) If the incentive is in the form of a refundable tax credit under Section 59-7-614.5 or  
1640 59-10-1108, the office shall:

1641 (i) issue a tax credit certificate to the motion picture company or digital media  
1642 company; and

1643 (ii) provide a digital record of the tax credit certificate to the State Tax Commission.

1644 (k) A motion picture company or digital media company may not claim a motion  
1645 picture tax credit under Section 59-7-614.5 or 59-10-1108 unless the motion picture company  
1646 or digital media company has received a tax credit certificate for the claim issued by the office  
1647 under Subsection (2)(j)(i).

1648 (l) A motion picture company or digital media company may claim a motion picture  
1649 tax credit on the motion picture company's or the digital media company's tax return for the  
1650 amount listed on the tax credit certificate issued by the office.

1651 (m) A motion picture company or digital media company that claims a tax credit under  
1652 Subsection (2)(l) shall retain the tax credit certificate and all supporting documentation in  
1653 accordance with Subsection 63N-8-104(6).

1654 (3) (a) Subject to this Subsection (3), the office may issue \$6,793,700 in tax credit  
1655 certificates under this part in each fiscal year.

1656 [~~(b) For the fiscal year ending June 30, 2022, the office may issue \$8,393,700 in tax  
1657 credit certificates under this part.~~]

1658 [~~(c)~~] (b) For fiscal years 2023 and 2024, in addition to the amount of tax credit  
1659 certificates authorized under Subsection (3)(a), the office may issue \$12,000,000 in tax credit  
1660 certificates under this part only for rural productions.

1661 [~~(d)~~] (c) If the office does not issue tax credit certificates in a fiscal year totaling the  
1662 amount authorized under this Subsection (3), the office may carry over that amount for  
1663 issuance in subsequent fiscal years.

1664 Section 37. Section 63N-8-104 is amended to read:

1665 **63N-8-104. Motion picture incentives -- Standards to qualify for an incentive --**  
1666 **Limitations -- Content of agreement between office and motion picture company or**  
1667 **digital media company.**

1668 (1) In addition to the requirements for receiving a motion picture incentive as set forth

1669 in this part, the office, in accordance with Title 63G, Chapter 3, Utah Administrative  
1670 Rulemaking Act, shall make rules establishing:

1671 (a) the standards that a motion picture company or digital media company must meet to  
1672 qualify for the motion picture incentive; and

1673 (b) criteria for determining the amount of the incentive.

1674 (2) The office shall ensure that those standards include the following:

1675 (a) an incentive may only be issued for a state-approved production by a motion picture  
1676 company or digital media company;

1677 (b) financing has been obtained and is in place for the production; and

1678 (c) the economic impact of the production on the state represents new incremental  
1679 economic activity in the state as opposed to existing economic activity.

1680 (3) With respect to a digital media project, the office shall consider economic  
1681 modeling, including the costs and benefits of the digital media project to state and local  
1682 governments in determining the motion picture incentive amount.

1683 (4) The office may also consider giving preference to a production that stimulates  
1684 economic activity in rural areas of the state or that has Utah content, such as recognizing that  
1685 the production was made in the state or uses Utah as Utah in the production.

1686 (5) (a) The office, with advice from the [~~GO Utah board~~] Board of Tourism  
1687 Development created in Section 63N-7-201, may enter into an agreement with a motion picture  
1688 company or digital media company that meets the standards established under this section and  
1689 satisfies the other qualification requirements under this part.

1690 (b) Subject to Subsection 63N-8-103(3), the office may commit or authorize a motion  
1691 picture incentive:

1692 (i) to a motion picture company of up to 20% of the dollars left in the state by the  
1693 motion picture company, and a motion picture company can receive an additional 5%, not to  
1694 exceed 25% of the dollars left in the state by the motion picture company if the company  
1695 fulfills certain requirements determined by the office including:

1696 (A) employing a significant percentage of cast and crew from Utah;

1697 (B) highlighting the state of Utah and the Utah Film Commission in the motion picture  
1698 credits; or

1699 (C) other promotion opportunities as agreed upon by the office and the motion picture

1700 company; and

1701 (ii) to a digital media company, if the incentive does not exceed 100% of the new state  
1702 revenue less the considerations under Subsection (3), but not to exceed 20% of the dollars left  
1703 in the state by the digital media company.

1704 (c) The office may not give a cash rebate incentive from the Motion Picture Incentive  
1705 Restricted Account for a digital media project.

1706 (6) The office shall ensure that the agreement entered into with a motion picture  
1707 company or digital media company under Subsection (5)(a):

1708 (a) details the requirements that the motion picture company or digital media company  
1709 must meet to qualify for an incentive under this part;

1710 (b) specifies:

1711 (i) the nature of the incentive; and

1712 (ii) the maximum amount of the motion picture incentive that the motion picture  
1713 company or digital media company may earn for a taxable year and over the life of the  
1714 production;

1715 (c) establishes the length of time over which the motion picture company or digital  
1716 media company may claim the motion picture incentive;

1717 (d) requires the motion picture company or digital media company to retain records  
1718 supporting its claim for a motion picture incentive for at least four years after the motion  
1719 picture company or digital media company claims the incentive under this part; and

1720 (e) requires the motion picture company or digital media company to submit to audits  
1721 for verification of the claimed motion picture incentive.

1722 Section 38. Section **63N-13-305** is amended to read:

1723 **63N-13-305. Office oversight over contract performance of facilitator -- Office**  
1724 **reports to Legislature.**

1725 (1) The office shall monitor and oversee a facilitator's performance under a contract  
1726 under Section **63N-13-303** to ensure that the facilitator is fulfilling the requirements of Section  
1727 **63N-13-304**.

1728 (2) Before [~~November 15~~] October 1 of each year, the office shall provide an annual  
1729 report to the Economic Development and Workforce Services Interim Committee of the  
1730 facilitator's activities under this part.



1731 Section 39. Section **63N-16-301** is amended to read:

1732 **63N-16-301. Regulatory relief web page.**

1733 (1) The regulatory relief office shall create and maintain on ~~[the GO Utah office's]~~  
1734 GOEO's website a web page that invites residents and businesses in the state to make  
1735 suggestions regarding laws and regulations that could be modified or eliminated to reduce the  
1736 regulatory burden of residents and businesses in the state.

1737 (2) On at least a quarterly basis, the regulatory relief office shall compile the results of  
1738 suggestions from the web page and provide a written report to the governor, the Business and  
1739 Labor Interim Committee, and the Economic Development and Workforce Services Interim  
1740 Committee that describes the most common suggestions.

1741 (3) In creating the report described in Subsection (2), the regulatory relief office and  
1742 the advisory committee:

1743 (a) shall ensure that private information of residents and businesses that make  
1744 suggestions on the web page is not made public; and

1745 (b) may evaluate the suggestions and provide analysis and suggestions regarding which  
1746 state laws and regulations could be modified or eliminated to reduce the regulatory burden of  
1747 residents and businesses in the state while still protecting consumers.

1748 Section 40. Section **63N-17-102** is amended to read:

1749 **63N-17-102. Definitions.**

1750 As used in this chapter:

1751 (1) "Broadband center" means the Utah Broadband Center created in Section  
1752 [63N-17-201](#).

1753 ~~[(2) "Eligible applicant" means:]~~

1754 ~~[(a) a telecommunications provider or an Internet service provider;]~~

1755 ~~[(b) a local government entity and one or more private entities, collectively, who are~~  
1756 ~~parties to a public-private partnership established for the purpose of expanding affordable~~  
1757 ~~broadband access in the state; or]~~

1758 ~~[(c) a tribal government.]~~

1759 (2) "Final proposal" means the submission provided by the state to the Assistant  
1760 Secretary of Commerce for Communications and Information as part of the state's BEAD  
1761 Application, as set forth in 47 U.S.C. Sec. 1702(e)(4).

1762           (3) "Initial proposal" means the submission provided by the state to the Assistant  
1763 Secretary of Commerce for Communications and Information as part of the state's BEAD  
1764 Application, as set forth in 47 U.S.C. Sec. 1702(e)(3).

1765           (4) "Letter of intent" means the submission provided by the state to the Assistant  
1766 Secretary of Commerce for Communications and Information as part of the state's BEAD  
1767 Application, as set forth in 47 U.S.C. Sec. 1702(e)(1)(B).

1768           ~~[(3)]~~ (5) "Public-private partnership" means an arrangement or agreement between a  
1769 government entity and one or more private persons to fund and provide for a public need  
1770 through the development or operation of a public project in which the private person or persons  
1771 share with the government entity the responsibility or risk of developing, owning, maintaining,  
1772 financing, or operating the project.

1773           (6) "Subgrantee" means an entity that receives funds from the state under:  
1774 (a) the Broadband Access Grant Program created in Section [63N-17-301](#); or  
1775 (b) the Broadband Equity Access and Deployment Grant Program created in Section  
1776 [63N-17-401](#).

1777           (7) "State BEAD application" means a submission by the state for a grant under the  
1778 federal Broadband Equity Access and Deployment Program established under 47 U.S.C. Sec.  
1779 1702(b), consisting of a letter of intent, initial proposal, and final proposal.

1780           ~~[(4) "Underserved area" means an area of the state that is underserved in terms of the~~  
1781 ~~area's access to broadband service, as further defined by rule made by the broadband center.]~~

1782           ~~[(5) "Unserved area" means an area of the state that is rural and unserved in terms of~~  
1783 ~~the area's access to broadband service, as further defined by rule made by the broadband~~  
1784 ~~center.]~~

1785           Section 41. Section **63N-17-201** is amended to read:

1786           **63N-17-201. Utah Broadband Center -- Creation -- Director -- Duties.**

1787           (1) There is created within the office the Utah Broadband Center.

1788           (2) The executive director shall appoint a director of the broadband center to oversee  
1789 the operations of the broadband center.

1790           (3) The broadband center shall:

1791           (a) ensure that publicly funded broadband projects continue to be publicly accessible  
1792 and provide a public benefit;

1793 (b) develop the statewide digital connectivity plan described in Section [63N-17-203](#);

1794 (c) carry out the duties described in Section [63N-17-202](#); [~~and~~]

1795 (d) administer the Broadband Access Grant Program in accordance with Part 3,

1796 Broadband Access Grant Program[~~;~~]; and

1797 (e) administer the Broadband Equity Access and Deployment Grant Program in

1798 accordance with Part 4, Broadband Equity Access and Deployment Program.

1799 [~~(e)~~] (f) The broadband center shall ensure efficiency with respect to:

1800 (i) expenditure of funds; and

1801 (ii) avoiding duplication of efforts.

1802 [~~(f)~~] (g) The broadband center shall consider administering broadband infrastructure

1803 funds in a manner that:

1804 (i) efficiently maximizes the leverage of federal funding;

1805 (ii) avoids the use of public funds for broadband facilities that duplicate existing

1806 broadband facilities that already meet or exceed federal standards; and

1807 (iii) accounts for the benefits and costs to the state of existing facilities, equipment, and

1808 services of public and private broadband providers.

1809 Section 42. Section [63N-17-202](#) is amended to read:

1810 **[63N-17-202. Infrastructure and broadband coordination.](#)**

1811 (1) The broadband center shall partner with the Utah Geospatial Resource Center

1812 created in Section [63A-16-505](#) to collect and maintain a database and interactive map that

1813 displays economic development data statewide, including:

1814 (a) voluntarily submitted broadband availability, speeds, and other broadband data;

1815 (b) voluntarily submitted public utility data;

1816 (c) workforce data, including information regarding:

1817 (i) enterprise zones designated under Section [63N-2-206](#);

1818 (ii) public institutions of higher education; and

1819 (iii) APEX accelerators;

1820 (d) transportation data, which may include information regarding railway routes,

1821 commuter rail routes, airport locations, and major highways;

1822 (e) lifestyle data, which may include information regarding state parks, national parks

1823 and monuments, United States Forest Service boundaries, ski areas, golf courses, and hospitals;

1824 and

1825 (f) other relevant economic development data as determined by the office, including  
1826 data provided by partner organizations.

1827 (2) The broadband center may:

1828 (a) make recommendations to state and federal agencies, local governments, the  
1829 governor, and the Legislature regarding policies and initiatives that promote the development  
1830 of broadband-related infrastructure in the state and help implement those policies and  
1831 initiatives;

1832 (b) facilitate coordination between broadband providers and public and private entities;

1833 (c) collect and analyze data on broadband availability and usage in the state, including  
1834 Internet speed, capacity, the number of unique visitors, and the availability of broadband  
1835 infrastructure throughout the state;

1836 (d) create a voluntary broadband ~~[advisory committee]~~ alliance, which shall include  
1837 broadband providers and other public and private stakeholders, to solicit input on  
1838 broadband-related policy guidance, best practices, and adoption strategies;

1839 (e) work with broadband providers, state and local governments, and other public and  
1840 private stakeholders to facilitate and encourage the expansion and maintenance of broadband  
1841 infrastructure throughout the state; and

1842 (f) in accordance with the requirements of Title 63J, Chapter 5, Federal Funds  
1843 Procedures Act, and in accordance with federal requirements:

1844 (i) apply for federal grants;

1845 (ii) participate in federal programs; and

1846 (iii) administer federally funded broadband-related programs.

1847 Section 43. Section **63N-17-203** is amended to read:

1848 **63N-17-203. Statewide digital connectivity plan.**

1849 ~~[(+)]~~ As used in this section:

1850 ~~[(a)]~~ (1) "Commission" means the Utah Broadband Center Advisory Commission  
1851 created in Section 36-29-109.

1852 ~~[(b)]~~ (2) "Strategic plan" means the statewide digital connectivity plan created in  
1853 ~~[Subsection (2)]~~ accordance with Subsections (2) and (3).

1854 ~~[(2)]~~ (3) The broadband center shall develop the ~~[statewide digital connectivity]~~

1855 strategic plan.

1856 [~~(3)~~] (4) The strategic plan shall include strategies to:

1857 (a) implement broadband connectivity statewide;

1858 (b) promote digital equity;

1859 (c) apply for federal infrastructure funds; and

1860 (d) apply for additional funds.

1861 [~~(4)~~] (5) In developing the strategic plan, the broadband center shall work with the  
1862 commission.

1863 [~~(5)~~] (6) The broadband center shall provide the commission with quarterly status  
1864 updates regarding:

1865 (a) implementation of the commission's recommendations;

1866 (b) [~~recommendations the center has received from the Transportation Commission,~~  
1867 ~~created in Section 72-1-301;~~] the grant programs created in Sections 63N-17-301 and  
1868 63N-17-401, including:

1869 (i) applications received for grant funding;

1870 (ii) grant awards about to be made by the broadband center;

1871 (iii) grant awards made by the broadband center; and

1872 (iv) projects implemented with grant funding;

1873 (c) strategic plan development;

1874 (d) strategic plan implementation;

1875 (e) grants received in addition to those described in Subsection (6)(b);

1876 (f) projects funded in addition to those described in Subsection (6)(b); and

1877 (g) recommendations for legislation.

1878 [~~(6)~~] (7) The broadband center shall submit the strategic plan to the commission for the  
1879 commission's recommendation before finalizing the strategic plan.

1880 [~~(7)~~] (8) On or before [~~November 30~~] October 1 of each year, the broadband center  
1881 shall report to the commission and the Public Utilities, Energy, and Technology Interim  
1882 Committee regarding [~~the~~] status updates [~~described in Subsection (5)~~].

1883 Section 44. Section **63N-17-301** is amended to read:

1884 **63N-17-301. Creation of Broadband Access Grant Program.**

1885 (1) As used in this part:

1886 (a) "Eligible applicant" means:  
1887 (i) a telecommunications provider or an Internet service provider;  
1888 (ii) a local government entity and one or more private entities, collectively, who are  
1889 parties to a public-private partnership established for the purpose of expanding affordable  
1890 broadband access in the state; or  
1891 (iii) a tribal government.

1892 (b) "Underserved area" means an area of the state that is underserved in terms of the  
1893 area's access to broadband service, as further defined by rule made by the broadband center.

1894 (c) "Unserved area" means an area of the state that is unserved in terms of the area's  
1895 access to broadband service, as further defined by rule made by the broadband center.

1896 (2) There is established a grant program known as the Broadband Access Grant  
1897 Program that is administered by the broadband center in accordance with this part.

1898 [~~2~~] (3) (a) The broadband center may award a grant under this part to an eligible  
1899 applicant ~~[who]~~ that submits to the broadband center an application that includes a proposed  
1900 project to extend broadband service to individuals and businesses in an unserved area or an  
1901 underserved area by providing last-mile connections to end users.

1902 (b) Subsection [~~2~~](a) (3)(a) does not prohibit the broadband center from awarding a  
1903 grant for a proposed project that also includes middle-mile elements that are necessary for the  
1904 last-mile connections.

1905 [~~3~~] (4) In awarding grants under this part, the broadband center shall:

1906 (a) based on the following criteria and in the order provided, prioritize proposed  
1907 projects:

1908 (i) located in unserved areas;  
1909 (ii) located in underserved areas;  
1910 (iii) (A) that the eligible applicant developed after meaningful engagement with the  
1911 impacted community to identify the community's needs and innovative means of providing a  
1912 public benefit that addresses the community's needs; and

1913 (B) that include, as a component of the proposed project, a long-term public benefit to  
1914 the impacted community developed in response to the eligible applicant's engagement with the  
1915 community;

1916 (iv) located in an economically distressed area of the state, as measured by indices of

1917 unemployment, poverty, or population loss;

1918 (v) that make the greatest investment in last-mile connections;

1919 (vi) that provide higher speed broadband access to end users; and

1920 (vii) for which the eligible applicant provides at least 25% of the money needed for the  
1921 proposed project, with higher priority to proposed projects for which the eligible applicant  
1922 provides a greater percentage of the money needed for the proposed project; and

1923 (b) consider the impact of available funding for the proposed project from other  
1924 sources, including money from matching federal grant programs.

1925 [~~(4) The broadband center may not award a grant under this part that exceeds~~  
1926 ~~\$7,500,000.]~~

1927 (5) For a project that the eligible applicant cannot complete in a single fiscal year, the  
1928 broadband center may distribute grant proceeds for the project over the course of the project's  
1929 construction.

1930 [~~(6) In awarding grants under this part, the broadband center shall ensure that grant~~  
1931 ~~funds are not used in a manner that causes competition among projects that are substantially~~  
1932 ~~supported by state funds, as determined in accordance with rule made by the broadband center.]~~

1933 [(7)] (6) In awarding a grant under this part, the broadband center shall ensure that  
1934 grant funds are not used by a subgrantee in a manner that causes competition among projects  
1935 that are substantially supported by state funds or federal funds subgranted by the state, as  
1936 determine in accordance with rules made by the broadband center in accordance with Title  
1937 63G, Chapter 3, Utah Administrative Rulemaking Act.

1938 (7) As provided in and subject to the requirements of Title 63G, Chapter 2,  
1939 Government Records Access and Management Act, a record submitted to the broadband center  
1940 that contains a trade secret or confidential commercial information described in Subsection  
1941 [63G-2-305\(2\)](#) is a protected record.

1942 Section 45. Section **63N-17-401** is enacted to read:

1943 **63N-17-401. Creation of Broadband Equity Access and Deployment Grant**  
1944 **Program.**

1945 (1) There is established a grant program known as the Broadband Equity Access and  
1946 Deployment Grant Program that is administered by the broadband center in accordance with:

1947 (a) this part; and

1948 (b) the requirements of the National Telecommunications and Information  
 1949 Administration's Broadband Equity Access and Deployment Program, 47 ~~Ĥ~~→ ~~[U.S. Code]~~ U.S.C.  
 1949a ~~←~~Ĥ Sec. 1702  
 1950 et seq.

1951 (2) The broadband center shall:

1952 (a) prepare and submit the state's Broadband Equity Access and Deployment  
 1953 application, including the letter of intent, initial proposal, and final proposal to the National  
 1954 Telecommunications and Information Administration;

1955 (b) administer the Broadband Equity Access and Deployment Grant Program in  
 1956 accordance with this section and as approved by the National Telecommunications and  
 1957 Information Administration;

1958 (c) accept and process an application for subgranted funds;

1959 (d) report to the broadband commission quarterly on:

1960 (i) the progress of the broadband center's submission described in Subsection (2)(a);  
 1961 (ii) the administration of the program;  
 1962 (iii) applications received for subgranted funding;  
 1963 (iv) approved applications for subgranted funds; and  
 1964 (v) projects supported by subgranted funds;

1965 (e) ensure that a subgrantee complies with the state's final proposal to the National  
 1966 Telecommunications and Information Administration; and

1967 (f) make rules, in accordance with Title 63G, Chapter 3, Utah Administrative  
 1968 Rulemaking Act, necessary to administer this section.

1969 (3) The broadband commission shall give the broadband center recommendations  
 1970 during the quarterly reports described in Subsection (2)(d).

1971 (4) The broadband center may approve an application for subgranted funds if:

1972 (a) the application meets the requirements of this section;  
 1973 (b) the application meets any rule made pursuant to this section;  
 1974 (c) the application meets the requirements of the National Telecommunications and  
 1975 Information Administration's Broadband Equity Access and Deployment Program, 47 ~~Ĥ~~→ ~~[U.S.~~  
 1976 ~~Code]~~ U.S.C. ~~←~~Ĥ Sec. 1702 et seq.; and

1977 (d) the broadband center has informed the broadband commission about the  
 1978 application, as described in Subsection (2)(d).



1979            ~~Ĥ→ [(5) The broadband commission may close a meeting to discuss with an application for~~  
1980 ~~subgranted funds with the broadband center if:~~

1981            ~~—— (a) a quorum of the broadband commission is present;~~

1982            ~~—— (b) the meeting is an open meeting for which notice has been given under Section~~  
1983 ~~52-4-202; and~~

1984            ~~—— (c) two-thirds of the members of the broadband commission present at the open~~  
1985 ~~meeting vote to close the meeting for the purpose of discussing the application.]~~

1985a           (5) After the broadband center completes a competitive application process for subgranted  
1985b funds but before the broadband center notifies the applicant of the award, the broadband  
1985c center shall present to the broadband commission on the subgrant award. ←Ĥ

1986            Section 46. **Repealer.**

1987            This bill repeals:

1988            Section **63N-1a-101**, Title.

1989            Section **63N-17-101**, Title.

1990            Section 47. **Effective date.**

1991            This bill takes effect on May 1, 2024.

1992            Section 48. **Revisor instructions.**

1993            The Legislature intends that, on May 1, 2024, all references to the term "GO Utah"  
1994 change to "GOEO" in any new language added to the Utah Code by legislation that passes in the  
1995 2024 General Session and becomes law.