



**2012 GENERAL LEGISLATIVE SESSION SUMMARY**

**February 4, 2012**

**Prepared by LeGrand W. Bitter**

**The following is a listing of legislation that UASD is following. It is recommended that you acquaint yourself with those bills that directly impact your district. If you have questions or comments on any bill, please contact LeGrand Bitter at 801-725-1312 or by email at uasdmail@yahoo.com. We stand ready to serve you and your district.**

<b><u>House Bills</u></b>	<b><u>Status</u></b>	<b><u>Sponsor</u></b>	<b><u>Position</u></b>
<b>HB 19 – State Issued Identification Numbers</b>  <a href="http://le.utah.gov/~2012/bills/hbillint/hb0019.pdf">http://le.utah.gov/~2012/bills/hbillint/hb0019.pdf</a> This bill: 1) enacts the "State Issued Identification Number Act"; 2) defines terms; exempts the State Tax Commission; and 3) prohibits the state and its political subdivisions from: A) using a Social Security number to identify an individual unless required to use a Social Security number by federal or state law; and B) creating and assigning to an individual a nine digit identification number except when required to use a Social Security number.	House Rules Committee	Wayne Harper	Tracking
<b>HB 20 – Election Law Amendments</b>  <a href="http://le.utah.gov/~2012/bills/hbillint/hb0020.pdf">http://le.utah.gov/~2012/bills/hbillint/hb0020.pdf</a> This bill: 1) amends definitions; 2) changes certain deadlines related to a municipal election; 3) requires a municipality to give notice of the declaration of candidacy filing period; 4) changes the time in which	Senate 3 <sup>rd</sup> Reading Calendar	Curt Webb	Tracking

a person's right to vote may be challenged; and 5) makes technical changes.

**HB 22 – Centralized New Hire Registry Act Amendments**

<http://le.utah.gov/~2012/bills/hbillint/hb0022.pdf>

This bill: 1) defines terms; 2) requires employers in the state to report the date of hire or rehire of each new employee to the Department of Workforce Services in compliance with recent additional reporting requirements of the Social Security Act; and 3) makes technical changes.

**Sent for Enrolling**

**Jeremy Peterson**

**Tracking**

**HB 34 – Sales and Use Tax Act Revisions**

<http://le.utah.gov/~2012/bills/hbillint/hb0034.pdf>

This bill: 1) addresses the effective date of a sales and use tax enactment or increase for purposes of a transaction for a billing period if the transaction is reported on a billing statement; 2) addresses the application of a tax rate repeal or decrease for purposes of a transaction for a billing period if the transaction is reported on a billing statement; and 3) makes technical and conforming changes.

**Enrolled bill prepared**

**Wayne Harper**

**Tracking**

**HB 36 – Sales and Use Tax-Computer Software and Other Tangible Personal Property Amendments**

<http://le.utah.gov/~2012/bills/hbillint/hb0036.pdf>

This bill: 1) defines terms; 2) addresses the detachment of certain tangible personal property, including prewritten computer software, from other tangible personal property; 3) addresses the sales and use taxation of certain optional computer software maintenance contracts; and 4) makes technical and conforming changes.

**Enrolled bill prepared**

**Wayne Harper**

**Tracking**

**HB 45 – State Fire Code Amendments**

<http://le.utah.gov/~2012/bills/hbillint/hb0045.pdf>

This bill: 1) enacts a definition of "premixed" with respect to an antifreeze and water solution; 2) deletes and replaces a provision relating to hazardous environmental conditions; and 3) modifies provisions relating to antifreeze used in automatic sprinkler systems.

**Senate to House for Concurrence**

**James Dunningan**

**Support**

**HB 46, 1<sup>st</sup> Substitute – Electronic Personal Medical Records**

<http://le.utah.gov/~2012/bills/hbillint/hb0046s01.pdf>

This bill: 1) amends the duties of the state Medicaid

**Senate 2<sup>nd</sup> Reading Calendar**

**Ronda Rudd Menlove**

**Tracking**

plan to enroll Medicaid beneficiaries in the electronic exchange of clinical health records unless the individual opts out; 2) amends the duties of the Children's Health Insurance Program to enroll the members of the Children's Health Insurance Program in the electronic exchange of clinical health records unless the individual opts out; and 3) amends the duties of the Public Employees Health Program to enroll members in the electronic exchange of clinical health records unless the individual opts out.

**HB 51, amended – Medical Speciality Practice Act Amendments**

**Senate Health and Human Services Committee**

**Evan Vickers**

**Tracking**

<http://le.utah.gov/~2012/bills/hbillamd/hb0051.pdf>

This bill: 1) amends the duties and functions of boards that govern certain medical professions; 2) requires a person who wants to amend certain medical practice acts to submit the proposed amendment to the board; and 3) permits the board to make a recommendation to the Legislature concerning the proposed amendment.

**HB 55 – Health Care Associated Infections**

**Senate Health and Human Services Committee**

**J. Draxler**

**Tracking**

<http://le.utah.gov/~2012/bills/hbillint/hb0055.pdf>

This bill: 1) defines terms; 2) requires an ambulatory surgical facility, a general acute hospital, and a specialty hospital to share with the Department of Health data on health care associated infections that the facility submits to the National Healthcare Safety Network in the Centers for Disease Control and Prevention pursuant to requirements of the Center for Medicare and Medicaid Services; 3) requires the Department of Health to prepare and publicly disclose a report on health care associated infection rates; 4) establishes a protocol for the creation of the report; 5) permits the report of health care associated infections to include data that compares and identifies facilities; 6) states that the report shall not be used as evidence in a criminal, civil, or administrative proceeding; and 7) makes technical changes.

**HB 64, 1<sup>st</sup> Substitute – Amendments to Public Employee Health Care**

**House Rules Committee–fiscal note**

**Brian Doughty**

**Tracking**

<http://le.utah.gov/~2012/bills/hbillint/hb0064s01.pdf>

This bill: 1) creates a definition for a dependent eligible for coverage under the Public Employees' Benefit and Insurance Program Act; and 2) defines

"directly dependent upon" or "interdependent with" for purposes of an unmarried employee's adult designee.

**HB 67, 1<sup>st</sup> Substitute – Stormwater Capture Amendments**

<http://le.utah.gov/~2012/bills/hbillint/hb0067s01.pdf>  
This bill provides for the collection and use of precipitation without obtaining a water right for certain commercial, mixed use, or multifamily projects.

**House Public Utilities and Technology Committee - Held**

**Fred Cox**

**Tracking**

**HB 70 – Air Quality Task Force**

<http://le.utah.gov/~2012/bills/hbillint/hb0070.pdf>  
This bill: 1) creates the Air Quality Task Force; 2) designates task force duties; and 3) designates task force membership.

**House 3<sup>rd</sup> Reading Calendar**

**Patrice Arent**

**Tracking**

**HB 71 – Vehicle Window Tint Amendments**

<http://le.utah.gov/~2012/bills/hbillint/hb0071.pdf>  
This bill decreases the minimum light transmittance for a front side window from 43% to 28%.

**House Transportation Committee - Held**

**David Butterfield**

**Tracking**

**HB 74 – Eminent Domain Amendments**

<http://le.utah.gov/~2012/bills/hbillint/hb0074.pdf>  
This bill permits a person to bring an eminent domain action for roads necessary to provide access for exploration, development, or production of oil or gas, if the person first complies with the negotiation and notice requirements described in this bill, and makes technical changes.

**House Judiciary Committee – Not Considered**

**Mike Noel**

**Tracking**

**HB 75, 1<sup>st</sup> Substitute – Property Taxation of Low-Income Housing**

<http://le.utah.gov/~2012/bills/hbillint/hb0075s01.pdf>

This bill: 1) requires the owner of property subject to a low-income housing covenant to annually provide certain information to a county assessor; 2) provides for assessment when the required information is not provided; 3) provides for a penalty for failure to provide certain information to an assessor; and 4) makes technical and conforming changes.

**House 3<sup>rd</sup> Reading Calendar**

**Jack Draxler**

**Tracking**

**HB 77 – Construction Procurement Using Construction Manager/General Contractor**  
<http://le.utah.gov/~2012/bills/hbillint/hb0077.pdf>

This bill: 1) defines the term "construction manager/general contractor"; 2) provides that, when the Division of Facilities Construction and Management, or a local school board (when the total estimated accumulative cost exceeds \$80,000), contracts with a construction manager/general contractor, the procurement shall be made using a request for proposals process, in accordance with the sealed fee method or fixed fee method described in this bill; and 3) makes technical changes.

**House Rules  
Committee – Fiscal  
Note**

**Stephen  
Sandstrom**

**Tracking**

**HB 83 – Reimbursement of Legal Fees and Costs to Officers and Employees Act Amendments**

<http://le.utah.gov/~2012/bills/hbillint/hb0083.pdf>

This bill: 1) provides that an officer or employee is not entitled to recover attorney fees and court costs on an indictment or information if, in a court or in an administrative hearing to terminate the officer or employee, the public entity of the officer or employee proves that the officer or employee engaged in the misconduct that formed the basis of the indictment or information; 2) allows a public entity to dispute an officer's or employee's entitlement to attorney fees if the officer or employee engaged in the misconduct that formed the basis of the indictment or information; 3) provides, under certain circumstances, that the public entity has the burden of establishing the facts of a dispute related to an officer's or employee's entitlement to attorney fees by a preponderance of the evidence; and 4) makes technical changes.

**House Political  
Subdivisions – Not  
Considered**

**Jim Nielsen**

**Support**

**HB 85 – Forensic Phlebotomy**

<http://le.utah.gov/~2012/bills/hbillint/hb0085.pdf>

This bill: 1) amends the duties of the Department of Health; 2) amends who is authorized to draw blood to determine its alcohol or drug content; 3) amends related immunity from liability provisions; 4) amends who is authorized to draw a blood DNA specimen; and 5) amends related exemption from licensure provisions.

**Senate Rules  
Committee**

**Val Peterson**

**Tracking**

<p><b>HB 90 – Public Meetings During Party Caucuses</b></p> <p><a href="http://le.utah.gov/~2012/bills/hbillint/hb0090.pdf">http://le.utah.gov/~2012/bills/hbillint/hb0090.pdf</a>  This bill: 1) defines terms; 2) requires the party liaison to notify the lieutenant governor of the date and time of a party caucus; 3) requires the lieutenant governor to post notice of a party caucus on: A) the Statewide Electronic Voter Information Website; and B) the Utah Public Notice Website; and 4) prohibits a public body from holding a meeting during a caucus of certain registered political parties.</p>	<p><b>House Judiciary Committee - Passed</b></p>	<p><b>Kraig Powell</b></p>	<p><b>Tracking</b></p>
<p><b>HB 94 – Government Competition With Private Enterprise</b></p> <p><a href="http://le.utah.gov/~2012/bills/hbillint/hb0094.pdf">http://le.utah.gov/~2012/bills/hbillint/hb0094.pdf</a>  This bill: 1) defines terms; 2) requires a government entity to conduct a study and contact private enterprise before engaging in certain commercial activity; 3) requires the Privatization Policy Board to hold a public meeting and issue an advisory opinion about a government entity's proposed commercial activity; 4) grants a private enterprise a private right of action to compel compliance with requirements of the part; and 5) addresses attorney fees and court costs.</p>	<p><b>House Political Subdivisions Committee</b></p>	<p><b>Johnny Anderson</b></p>	<p><b>Oppose</b></p>
<p><b>HB 105 – Official Voter Registration Amendments</b></p> <p><a href="http://le.utah.gov/~2012/bills/hbillint/hb0105.pdf">http://le.utah.gov/~2012/bills/hbillint/hb0105.pdf</a>  This bill requires county clerks to remove a voter's name from the official register within three business days of receipt of confirmation from the Utah Department of Health's Bureau of Vital Records that the voter is deceased.</p>	<p><b>House Political Subdivisions</b></p>	<p><b>Merlynn Newbold</b></p>	<p><b>Tracking</b></p>
<p><b>HB 106 – Limitation on Collective Bargaining</b></p> <p><a href="http://le.utah.gov/~2012/bills/hbillint/hb0106.pdf">http://le.utah.gov/~2012/bills/hbillint/hb0106.pdf</a>  This bill prohibits state and local government entities from engaging in collective bargaining on subjects other than wages and health benefits.</p>	<p><b>House Rules Committee</b></p>	<p><b>Kieth Grover</b></p>	<p><b>Tracking</b></p>
<p><b>HB 111 – Amendments to Open and Public Meetings Act</b></p> <p><a href="http://le.utah.gov/~2012/bills/hbillint/hb0111.pdf">http://le.utah.gov/~2012/bills/hbillint/hb0111.pdf</a>  This bill 1) amends the definition of public body to include a subset of the public body; and 2) makes technical changes.</p>	<p><b>House Government Operations Committee</b></p>	<p><b>Craig Frank</b></p>	<p><b>Tracking</b></p>

**HB 118 – Storage of Electronic Records**

**House Rules  
Committee**

**Brad Daw**

**TBD**

<http://le.utah.gov/~2012/bills/hbillint/hb0118.pdf>

This bill: 1) eliminates the provision that allows access to electronic records on a server longer than 180 days; and 2) requires a search warrant in all cases for the contents of electronic records.

**HB 121 – Disabled Law Enforcement Officer Amendments**

**House Rules  
Committee**

**Lee Perry**

**TBD**

<http://le.utah.gov/~2012/bills/hbillint/hb0121.pdf>

This bill: 1) defines terms; 2) provides that a law enforcement officer or state correctional officer shall be given a leave of absence with 100% of the officer's salary and benefits until the officer retires or reaches the retirement age of 62 years if the officer sustains an injury: A) that results in 100% disability; B) while in the lawful discharge of the officer's duty; and C) that is the result of a motor vehicle accident and the officer was not negligent in causing the accident; 3) clarifies that an eligible officer's 100% salary benefit for a line-of-duty disability is offset by any benefit received under workers' compensation, long-term disability, and certain other payments; and 4) makes technical changes.

**HB 127 – Navajo Water Rights Negotiation Account**

**House Rules  
Committee**

**Christine  
Watkins**

**TBD**

<http://le.utah.gov/~2012/bills/hbillint/hb0127.pdf>

This bill: 1) creates the Navajo Water Rights Negotiation Account; 2) provides for the use of account funds; and 3) establishes restrictions on how account funds may be used.

**HB 131 – Liens for Preconstruction Service and Construction Work**

**House Rules  
Committee**

**Michael  
Morley**

**TBD**

<http://le.utah.gov/~2012/bills/hbillint/hb0131.pdf>

This bill: 1) reorganizes and modifies provisions relating to liens for preconstruction service and construction work; 2) modifies provisions relating to contesting the validity of certain notices; 3) modifies some terminology relating to liens for preconstruction service and construction work; 4) modifies the time when a preconstruction lien takes effect; 5) repeals redundant and obsolete provisions; and 6) makes technical changes.

**HB 140 – Vehicle Checkpoint Amendments**

**House Rules  
Committee**

**David  
Butterfield**

**TBD**

<http://le.utah.gov/~2012/bills/hbillint/hb0140.pdf>

This bill: 1) repeals authorization for administrative traffic checkpoints; A) regarding drivers that may be under the influence of alcohol or drugs; and B) regarding license plates, registration certificates, insurance certificates, or driver licenses.

**HB 196 – Abusive Workplace Policies Act**

**House Rules  
Committee**

**Stephen  
Sandstrom**

**TBD**

<http://le.utah.gov/~2012/bills/hbillint/hb0196.pdf>

This bill: 1) enacts the Abusive Workplace Policies Act, including: A) defining terms; B) requiring a policy against certain conduct; C) imposing requirements for a policy; D) allowing for affirmative defenses; and E) providing for enforcement.

**HB 210, 1<sup>st</sup> Substitute – Severance Tax  
Amendments**

**House 3<sup>rd</sup> Reading  
Calendar, Circled**

**Jim Nielsen**

**Tracking**

<http://le.utah.gov/~2012/bills/hbillint/hb0210s01.pdf>

This bill provides that certain severance tax revenue be deposited into the permanent state trust fund, and makes technical and conforming changes.

**HB 215 – Labor Related Amendments**

**House 3<sup>rd</sup> Reading  
Calendar**

**Michael  
Morley**

**Support**

<http://le.utah.gov/~2012/bills/hbillint/hb0215.pdf>

This bill: 1) changes the burden of proof for rebutting the presumption of employee status to preponderance of the evidence for purposes of wages, workers' compensation, anti discrimination, and occupational safety; 2) removes incorrect language regarding insurers issuing workers' compensation coverage waivers; and 3) makes technical and conforming amendments.

**HB 223 – Retention of Evidence Amendments**

**House Law  
Enforcement  
Committee**

**Brad Wilson**

**Tracking**

<http://le.utah.gov/~2012/bills/hbillint/hb0223.pdf>

This bill requires a peace officer's employing agency to retain recordings of minor children interviewed during an investigation into sexual abuse cases for a specified period of time.

**HB 224 – Political Subdivisions – Report of Receipts of Federal Money**

<http://le.utah.gov/~2012/bills/hbillint/hb0224.pdf>

This bill: 1) defines terms; 2) requires a political subdivision to prepare and submit a report to the Division of Finance on federal receipts received by the political subdivision; 3) requires the report to contain a plan to operate the state agency in the event federal receipts are reduced by 5% and 25% or more; 4) requires the Division of Finance to report to the Executive Appropriations Committee on the reports the political subdivisions are required to make to the Division of Finance; provides procedures for requiring the Executive Appropriations Committee to review the Division of Finance report; and 5) provides that the Executive Appropriations Committee may make certain recommendations, including a reduction or elimination of appropriations to certain political subdivisions.

**House Rules Committee**

**Ken Ivory**

**Oppose**

**HB 226 – Closed Meeting Amendments**

<http://le.utah.gov/~2012/bills/hbillint/hb0226.pdf>

This bill: 1) authorizes a public body to close a meeting to discuss legislative action by the public body if conducting the discussion in a closed meeting is preferable to conducting the discussion in an open meeting; and 2) makes technical changes.

**House Rules Committee**

**Kraig Powell**

**Tracking**

**HB 228 – Criminal Gang Amendments**

<http://le.utah.gov/~2012/bills/hbillint/hb0228.pdf>

This bill amends the definition of a "criminal street gang."

**House Law Enforcement Committee**

**Curt Oda**

**Tracking**

**HB 243 – Municipal Election Revisions**

<http://le.utah.gov/~2012/bills/hbillint/hb0243.pdf>

This bill: 1) repeals provisions authorizing certain third, fourth, and fifth class municipalities and certain towns to adopt an ordinance that allows a candidate for municipal office to file a nominating petition in lieu of using the convention system; 2) repeals provisions related to signature requirements for a nominating petition in certain municipalities and towns; 3) repeals provisions related to the nominating petition requirements in certain municipalities and towns; and 4) makes technical corrections.

**Sent for Enrolling**

**John Dougall**

**Tracking**

**HB 246 – County Correctional Facilities Funding Amendments**

<http://le.utah.gov/~2012/bills/hbillint/hb0246.pdf>

This bill directs the state to calculate reimbursement for counties that house state inmates and parolees in county facilities based on the average number of days over the previous five years, instead of the actual number of incarceration days for the prior year.

**Senate Rules Committee**

**Michael Noel Tracking**

**HB 253, 1<sup>st</sup> Substitute – Voter Registration Amendments**

<http://le.utah.gov/~2012/bills/hbillint/hb0253s01.pdf>

This bill: 1) requires the removal of a voter from the official register: A) upon notification that a voter has subsequently registered to vote in another state; B) upon notification of a criminal conviction that prohibits a person from voting; C) after two consecutive regular general elections following a notice to which the voter fails to respond; 2) requires the county clerk to send a notice to a voter who fails to vote in two consecutive regular general elections; and 3) makes technical changes.

**Senate Rules Committee**

**Kraig Powell Tracking**

**HB 256 – Retirement Modifications**

<http://le.utah.gov/~2012/bills/hbillint/hb0256.pdf>

This bill: 1) amends definitions; 2) provides that "initially entering" employment includes employees that move from a position not covered under a Utah Retirement System to a position that is covered; 3) clarifies post retirement employment provisions for a retiree who returns to work within one year or who elects to earn additional service credit; 4) provides that a domestic relations court order must be received within 12 months of the death of the member; 5) repeals language related to presentment by a policyholder; 6) amends the definition of regular full-time employee to provide that the minimum earnings required for an elective or appointive officer to be eligible for a retirement benefit under the Tier I Public Employees' Systems is based on a monthly rate, not just the first month in office; 7) clarifies that an employer must be a participating employer whether or not the employer has applied for admission to the system; 8) clarifies that only Tier II governors and legislators and their spouses, not all Tier II public employees, may be eligible for the governors' and legislative paid-up

**House 3<sup>rd</sup> Reading Calendar**

**Don Ipson Tracking**

group health coverage; 9) clarifies that Tier II firefighters, including volunteer firefighters, are covered under the URS long-term disability program; 10) provides that long-term disability claims must be made within six months, rather than one year, from the employee's date of disability; 11) requires an employee receiving monthly disability benefits to provide certain information and documentation requested by the office; 12) provides that monthly disability benefits are reduced for payments made for sick leave, annual leave, or similar payments; 13) clarifies participation requirements for employers in the Tier II systems; 14) allows certain at-will employees to be exempt from the vesting requirement for the defined contribution plan in the Tier II Public Employees' Retirement System; and 14) clarifies who a participating employer must cover under the Tier II Public Safety and Firefighters Systems.

**HB 263 - Unemployment Benefits For Military Spouse**

<http://le.utah.gov/~2012/bills/hbillint/hb0263.pdf>

This bill: 1) provides that the Unemployment Division will not charge benefit costs to an employer for an employee who receives unemployment benefits after voluntarily leaving employment to follow a spouse because of a spouse's military assignment; 2) authorizes unemployment benefits for a claimant who voluntarily leaves employment to follow a spouse to a new location if: A) the claimant's spouse is a member of the United States armed forces and the claimant's spouse has been relocated by a military assignment on active duty; B) it is impractical for the claimant to commute to the previous work from the new locality; and C) the claimant otherwise meets and follows the eligibility and reporting requirements of the Unemployment Division; and 3) makes technical changes.

**House 3<sup>rd</sup> Reading Calendar**

**Lynn Hemingway**

**Support**

**HB 265 - Public Employee's Long-term Disability Act Amendments**

<http://le.utah.gov/~2012/bills/hbillint/hb0265.pdf>

This bill clarifies the definition of long-term disability.

**House 3<sup>rd</sup> Reading Calendar**

**Brian King**

**Tracking**

**HB 288 - Impact Fee Amendments**

<http://le.utah.gov/~2012/bills/hbillint/hb0288.pdf>

This bill: 1) defines terms; 2) amends provisions relating to an impact fee facilities plan; 3) requires a

**House 3<sup>rd</sup> Reading Calendar**

**Michael Morley**

**Tracking**

political subdivision or private entity to identify in an impact fee analysis the cost of an impact fee facilities plan, analysis, independent review, or enactment; 4) amends provisions related to a private entity's: A) accounting of impact fees; B) expenditure of impact fees; C) challenge of an impact fee; and D) arbitration of an impact fee; 5) amends provisions related to an advisory opinion regarding a private entity and issued by the Office of the Property Rights Ombudsman; and 6) makes technical corrections.

**HB 291 – Funding for Burying Utility Lines**

**House Rules Committee**

**Joel Briscoe**

**Tracking**

<http://le.utah.gov/~2012/bills/hbillint/hb0291.pdf>

This bill: 1) allows a county, city, or town legislative body to impose a sales and use tax; 2) establishes a maximum tax rate for the tax; 3) requires collections from the sales and use tax be used only to bury certain utility lines; and 4) provides for the administration, collection, and enforcement of the tax.

**HB 297 – Highway Barricade Amendments**

**House Consent Calendar**

**Lee Perry**

**Support**

<http://le.utah.gov/~2012/bills/hbillint/hb0297.pdf>

This bill clarifies that a person who willfully fails to observe any temporary or permanent highway barricade, warning light, sign, cone, or other object, or to obey a flagman, is guilty of a class B misdemeanor.

**HB 299 – Tax Revisions**

**House Revenue and Taxation Committee**

**John Dougall**

**Tracking**

<http://le.utah.gov/~2012/bills/hbillint/hb0299.pdf>

This bill: 1) reduces the individual income tax rate; 2) reduces the state sales and use tax rate.

**HB 300 – Illegal Alien Related Amendments**

**House Rules Committee**

**Chris Herrod**

**Tracking**

<http://le.utah.gov/~2012/bills/hbillint/hb0300.pdf>

This bill: 1) changes the title of the relevant chapter; 2) modifies definitions; 3) addresses the Immigration Act Restricted Account; 4) requires changes to federal law before the program can be implemented; 5) requires the department, under the direction of the governor, to write a letter to Utah's congressional delegation regarding other changes in federal law; 6) provides types of permits that can be obtained within a set time frame; 7) addresses benefits and uses of permits; 8) provides that permits are not a form of identification; 9) modifies eligibility criteria to obtain and maintain a permit; 10) provides when an illegal alien family is

disqualified from obtaining a permit; 11) modifies provisions related to background checks of applicants; 12) imposes requirements related to sponsorships; 13) addresses the application and renewal process, including the payment of fines; 14) addresses conditions during a permit term; 15) repeals provisions related to verification of a permit for employment purposes; 16) modifies prohibited conduct and related penalties; 17) addresses state participation in enforcement of federal immigration law; 18) imposes requirements related to participation in the federal IMAGE program; 19) creates a private right of action related to employers who do not participate in the establishment of various federal visas; 20 ) modifies provisions related to the Identity Theft Victims Restricted Account; 21) repeals provisions related to e-verify; 22) and makes technical and conforming amendments.

**HB 304 – Access to Voter Date Of Birth Records**

**House Government  
Operations Committee**

**Rebecca  
Edwards**

**Support**

<http://le.utah.gov/~2012/bills/hbillint/hb0304.pdf>

This bill: 1) amends the requirement of the lieutenant governor and county clerks to make certain records available for public inspection; 2) classifies the month and day of a birth date on a voter registration record as a private record; 3) classifies the year of a birth date on a voter registration record as a public record; and 4) makes technical changes.

**HB 310 – State and Political Subdivision  
Employment Amendments**

**House Rules  
Committee**

**Daniel McCay    Tracking**

<http://le.utah.gov/~2012/bills/hbillint/hb0310.pdf>

This bill: 1) prohibits the following from considering or establishing a policy requiring consideration of seniority as a primary factor when determining whether to terminate an employee while conducting a reduction in force: A) a civil service commission; B) a municipality; C) a County Fire Civil Service System; D) a sheriff or merit system commission; E) a county personnel director or county legislative body; F) a local district or special service district; G) a president or board of trustees of an institution of higher education; H) a campus board of directors or the Utah College of Applied Technology Board of Trustees; or I) an office, agency, or department of the executive branch, judicial branch, or legislative branch; 2) amends state personnel management provisions; 3) amends employment provisions of the

Office of the Attorney General; and 4) makes technical corrections.

**HB 314 – Wage Reporting Amendments**

**House Rules  
Committee**

**Val Peterson      TBD**

<http://le.utah.gov/~2012/bills/hbillint/hb0314.pdf>

This bill: 1) requires an employer to include additional wage-related information on quarterly unemployment contribution reports filed with the Unemployment Insurance Division including occupation title and hours worked for each paid employee during the calendar quarter; and 2) makes technical changes.

**HB 320 – Utility Facility Siting**

**House Rules  
Committee**

**Doug Sagers      TBD**

<http://le.utah.gov/~2012/bills/hbillint/hb0320.pdf>

This bill: 1) removes a reference concerning the place men to f the Utility Facility Review Board within the Department of Commerce; 2) modifies the time period for hearings and decisions of the Utility Facility Review Board; 3) establishes a deadline for the board to hold a hearing on the merits; 4) modifies a provision regarding the board's written decision; 5) establishes a presumption that the utility has taken certain action under specified circumstances; and 6) makes technical changes.

**HB 323 – Sales and Use Tax Collection  
Amendments**

**House Rules  
Committee**

**David  
Butterfield      TBD**

<http://le.utah.gov/~2012/bills/hbillint/hb0323.pdf>

This bill: 1) changes the timing of sales and use tax collection and remittance for certain sales involving delivery or installation; 2) addresses a deduction for bad debt; and 3) makes technical and conforming changes.

**HJR 6 – Joint Resolution on Severance Tax**

**House 3<sup>rd</sup> Reading  
Calendar**

**Jim Nielson      Tracking**

<http://le.utah.gov/~2012/bills/hbillint/hjr006.pdf>

This resolution proposes to amend the Utah Constitution to require severance tax revenue, except revenue that by statute is used for purposes related to the Ute Indian Tribe and the Navajo Nation, to be deposited into the permanent state trust fund.

**HJR 12 – Joint Resolution on Property Tax  
Exemption For Certain Military Personnel**

**House Revenue and  
Taxation Committee**

**Stephen  
Sandstrom      Support**

<http://le.utah.gov/~2012/bills/hbillint/hjr012.pdf>

This resolution proposes to amend the Utah Constitution to: 1) provide a property tax exemption for: A) the primary residence of a person who, while serving in the National Guard or a military reserve unit, is ordered to federal active duty outside the

state; and B) the primary residence of the spouse of that person; and 3) provide the property tax exemption for each year during any portion of which the person is serving under the order to federal active duty.

<b><u>Senate Bills</u></b>	<b><u>Status</u></b>	<b><u>Sponsor</u></b>	<b><u>Position</u></b>
<p><b>SB 11 – Department of Environmental Quality Boards Adjudicative Proceedings</b>  <a href="http://le.utah.gov/~2012/bills/sbillint/sb0011.pdf">http://le.utah.gov/~2012/bills/sbillint/sb0011.pdf</a>            This bill: 1) defines terms; 2) distinguishes between adjudicative proceedings not related to permit orders and permit review adjudicative proceedings; 3) modifies requirements and procedures for adjudicative proceedings where a party challenges an agency order, other than a termination order, relating to a permit, plan, license, approval order, or other administrative authorization made by an executive secretary under Title 19, Environmental Quality Code; 4) provides that only properly preserved issues may be reviewed during a permit review adjudicative proceeding; 5) describes the requirements for intervention in a permit review adjudicative proceeding; 6) establishes that permit review adjudicative proceedings will be based on the administrative record and any permitted supplementation; 7) provides that stays may not be issued during a permit review adjudicative proceeding, unless certain conditions are met; 8) provides for judicial review of a permit review adjudicative proceeding; and 9) makes technical changes.</p>	<b>Enrolled bill prepared</b>	<b>Margaret Dayton</b>	<b>Support</b>
<p><b>SB 12 – Energy Amendments</b>  <a href="http://le.utah.gov/~2012/bills/sbillint/sb0012.pdf">http://le.utah.gov/~2012/bills/sbillint/sb0012.pdf</a>            This bill: 1) enacts provisions relating to renewable energy facilities; 2) authorizes an electric corporation to enter into a contract to supply electric service from a renewable energy facility, under certain circumstances; and 3) requires Public Service Commission approval of contracts for electric service from renewable energy facilities.</p>	<b>Senate Transportation Committee</b>	<b>Mark Madsen</b>	<b>Support</b>

**SB 16 – Ballot Proposition Amendments**

**House 3<sup>rd</sup> Reading  
Calendar**

**Scott Jenkins**

**Tracking**

<http://le.utah.gov/~2012/bills/sbillint/sb0016.pdf>

This bill: 1) defines terms; 2) repeals a provision restricting an initiative or referendum related to a land use ordinance; 3) provides an exception for the residency requirement for a person who verifies a signature on a petition in certain circumstances; 4) requires a verification on the final page of a local petition packet; 5) amends the signature requirements for a referendum on a local obligation law; and 6) makes technical changes.

**SB 17 – Candidate Vacancy Amendments**

**Enrolled bill prepared**

**Peter  
Knudson**

**Tracking**

<http://le.utah.gov/~2012/bills/sbillint/sb0017.pdf>

This bill: 1) authorizes a political party to replace a candidate who resigns because of a disability that prevents the candidate from continuing the candidacy; and 2) amends a requirement that the political party have a bylaw that establishes a procedure for replacing a candidate.

**SB 18 – Government Records Access and Management Act – Voter Registration Records**

**House 3<sup>rd</sup> Reading  
Calendar - Circled**

**Margaret  
Dayton**

**Support**

<http://le.utah.gov/~2012/bills/sbillint/sb0018.pdf>

This bill: 1) amends the requirement of the lieutenant governor and county clerks to make certain records available for public inspection; 2) classifies a voter's email address on a voter registration record as a private record; and 3) makes technical changes.

**SB 19 – Voter Information Pamphlets**

**House 3<sup>rd</sup> Reading  
Calendar - Circled**

**Peter  
Knudson**

**Support**

<http://le.utah.gov/~2012/bills/sbillint/sb0019.pdf>

This bill: 1) amends the dates by which information shall be submitted for the voter information pamphlet; 2) makes the mailing of a voter information pamphlet optional in certain circumstances; 3) authorizes a notice of: A) the website on which a voter information pamphlet is published; and B) the phone number to call to request a voter information pamphlet by mail; and 4) makes technical changes.

**SB 20 – Petitions by Candidates or Political Parties**

**Senate Concurrence  
Calendar**

**Peter  
Knudson**

**Tracking**

<http://le.utah.gov/~2012/bills/sbillint/sb0020.pdf>

This bill: 1) establishes the criminal penalty of a class A misdemeanor for certain actions related to signing

or verifying the signing of a certificate of nomination petition by an unaffiliated candidate and a political party registration petition; 2) establishes requirements for the form and content of a certificate of nomination petition by an unaffiliated candidate and a political party registration petition; 3) requires a person who is a resident of at least 18 years of age to verify the signing of a certificate of nomination petition by an unaffiliated candidate and a political party registration petition; and 4) makes technical and conforming amendments.

**SB 21 , 1<sup>st</sup> Substitute – Department of Environmental Quality Boards Revisions**  
<http://le.utah.gov/~2012/bills/sbillamd/sb0021s01.pdf>

This bill: 1) gives rulemaking authority to the Department of Environmental Quality to create attendance standards and conflicts of interest procedures for board members and to make procedural rules for adjudicative proceedings; 2) changes the composition of each board created under Title 19, Environmental Quality Code; 3) provides a transition to the new composition of each board created under Title 19, Environmental Quality Code; 4) establishes qualifications for board members; 5) requires board members to comply with attendance standards and conflict of interest procedures; 6) provides for the executive director of the Department of Environmental Quality to take final dispositive action on an adjudicative proceeding under Title 19, Environmental Quality Code; 7) transfers powers and duties from a board to a division director; 8) provides for certain division boards to approve enforcement settlements negotiated by a division director that exceed \$25,000; and 9) makes technical changes.

**Senate 3<sup>rd</sup> Reading Calendar**

**Margaret Dayton**

**TBD**

**SB 27 – Amendments to Revenue and Taxation Title**

<http://le.utah.gov/~2012/bills/sbillint/sb0027.pdf>

This bill: 1) amends definitions; 2) amends the circumstances under which a person who pays a tax, fee, or charge liability may receive a credit or refund; 3) addresses the construction of a statute involving a tax, fee, or charge by the State Tax Commission or a court; 4) addresses the taxability of a transaction consisting of taxable and nontaxable property, products, or services; 5) addresses sales and use tax refund procedures; and 6) makes technical and conforming changes.

**Senate Revenue and Taxation Committee**

**Howard Stephenson**

**Tracking**

**SB 38 – Wildland Fire Amendments**

**House 3<sup>rd</sup> Reading  
Calendar**

**Margaret  
Dayton**

**Tracking**

<http://le.utah.gov/~2012/bills/sbillint/sb0038.pdf>

This bill: 1) defines terms; 2) makes a person liable for the cost of suppressing a wildland fire that is negligently, recklessly, or intentionally caused or spread by that person; 3) allows a person who incurs costs to suppress a wildland fire to bring an action to recover those costs; and 4) makes technical changes.

**SB 45 – Open and Public Meetings – Political  
Caucuses**

**Senate Rules  
Committee**

**Ross Romero**

**Tracking**

<http://le.utah.gov/~2012/bills/sbillint/sb0045.pdf>

This bill: 1) defines terms; 2) requires legislative political party caucuses to be open in certain circumstances; and 3) permits legislative political party caucuses to be closed in certain circumstances.

**SB 46 – Agriculture Sustainability Act**

**Senate 2<sup>nd</sup> Reading  
Calendar**

**Scott Jenkins**

**Tracking**

<http://le.utah.gov/~2012/bills/sbillint/sb0046.pdf>

This bill: 1) defines terms; 2) requires first, second, and third class counties, and permits fourth, fifth, and sixth class counties, to each establish an Agriculture Sustainability Investment Fund (fund); 3) requires a county to deposit a rollback tax collected by the county into the fund; 4) authorizes the county to appropriate money in the fund as directed by an appropriation plan; 5) creates the Agricultural Preservation Selection and Funding Committee (committee); 7) authorizes the committee to: A) appoint nonvoting members; B) adopt an appropriation plan; C) adopt land evaluation and site assessment criteria; D) approve or reject an application for an agriculture conservation easement or contract; E) approve an instrument to be recorded to secure an agriculture conservation easement or contract; and F) adopt a map identifying land within the county with an agriculture conservation easement or contract, prime farmland, or critical farmland; 8) authorizes a county to hold an agriculture conservation easement or contract approved by the committee; 9) authorizes the county or department to annually review a property subject to an agriculture conservation easement or contract; 10) prohibits an owner of property subject to an agriculture conservation easement or contract from using the property for non-agriculture production; 11) establishes certain protections for certain

agricultural land, including prohibiting a political subdivision or state entity from condemning property subject to an agriculture conservation easement or contract, or identified as prime farmland or critical farmland, without complying with certain requirements; 12) authorizes a one-time increase in the calculation of a taxing entity's certified tax rate; 13) amends related tax provisions; and 14) makes technical corrections.

**SB 58 – Property Tax Valuation Amendments**

**Senate Rules  
Committee**

**Wayne  
Niederhauser**

**TBD**

**<http://le.utah.gov/~2012/bills/sbillint/sb0058.pdf>**

This bill: 1) defines terms; 2) requires certain reporting of property tax property valuation reductions on appeal; 3) requires an assessor to consider a valuation reduction in certain prior years in determining the fair market value of property; 4) requires an assessor to consider certain other factors in assessing the fair market value of property; and 5) makes technical and conforming changes.

**SB 60 – Traffic Accident Emergency Response Fees**

**LRGC Fiscal Note**

**Stuart Adams**

**TBD**

**<http://le.utah.gov/~2012/bills/sbillint/sb0060.pdf>**

This bill: 1) prohibits the Department of Transportation or the Utah Highway Patrol Division, or a person who contracts with the Department of Transportation or the Utah Highway Patrol Division to provide emergency services, from imposing a flat fee, or collecting a flat fee, from an individual involved in a motor vehicle accident; 2) provides that the Department of Transportation or the Utah Highway Patrol Division, or a person who contracts with the Department of Transportation or the Utah Highway Patrol Division to provide emergency services, may only charge the individual for certain costs of services provided; and 3) requires the Department of Transportation or the Utah Highway Patrol Division or a person contracting with the Department of Transportation or the Utah Highway Patrol Division, to apportion the charges so that it does not receive more for responding to the motor vehicle accident than the actual response cost if charges are imposed on more than one individual.

<p><b>SB 61, Invasive Species Amendments</b></p> <p><a href="http://le.utah.gov/~2012/bills/sbillint/sb0061.pdf">http://le.utah.gov/~2012/bills/sbillint/sb0061.pdf</a>  This bill: 1) amends definitions; 2) authorizes the Department of Agriculture to spend money in the Invasive Species Mitigation Account on a project implemented by a political subdivision; 3) permits the Department of Agriculture to consider a project designed to prevent encroachment of an invasive species when awarding grant money.</p>	<p><b>LRGC Fiscal Note</b></p>	<p><b>Ralph Okerlund</b></p>	<p><b>TBD</b></p>
<p><b>SB 93, 1<sup>st</sup> Substitute, Retention Proceeds Revisions</b></p> <p><a href="http://le.utah.gov/~2012/bills/sbillamd/sb0093s01.pdf">http://le.utah.gov/~2012/bills/sbillamd/sb0093s01.pdf</a>  This bill: 1) clarifies the meaning of public agency; 2) modifies how retention money is held and accounted for; and 3) limits the amount a local school board may retain until a school construction project is completed and accepted by the board to 5% of the contract price.</p>	<p><b>House Rules Committee</b></p>	<p><b>Scott Jenkins</b></p>	<p><b>TBD</b></p>
<p><b>SB 94 – Electric Power Facilities Amendments</b></p> <p><a href="http://le.utah.gov/~2012/bills/sbillint/sb0094.pdf">http://le.utah.gov/~2012/bills/sbillint/sb0094.pdf</a>  This bill: 1) defines terms; 2) amends provisions in the Interlocal Cooperation Act that govern a project entity; 3) excludes certain facilities that provide replacement project capacity from the certificate of public convenience and necessity requirement; 4) describes the scope of the Electric Power Facilities Act; 5) describes a person's ownership or use of works or facilities.</p>	<p><b>Senate Revenue and Taxation Committee</b></p>	<p><b>Curtis Bramble</b></p>	<p><b>Tracking</b></p>
<p><b>SB 95 – Use of Payment in Lieu of Taxes Funds</b></p> <p><a href="http://le.utah.gov/~2012/bills/sbillint/sb0095.pdf">http://le.utah.gov/~2012/bills/sbillint/sb0095.pdf</a>  This bill: 1) requires a county to fund municipal-type services with funds received in payment in lieu of taxes; and 2) makes technical corrections.</p>	<p><b>Senate Rules Committee</b></p>	<p><b>Casey Anderson</b></p>	<p><b>Tracking</b></p>
<p><b>SB 107 – Possession of Graffiti Paraphernalia</b></p> <p><a href="http://le.utah.gov/~2012/bills/sbillamd/sb0107.pdf">http://le.utah.gov/~2012/bills/sbillamd/sb0107.pdf</a>  This bill: 1) modifies the damage amounts for the levels of graffiti offenses; 2) prohibits a person from possessing any instrument, tool, or device that is commonly used to make graffiti with the intent to deface the property of another; and 3) provides that the punishment for this offense is a class B misdemeanor.</p>	<p><b>FAILED on Senate 3<sup>rd</sup> Reading</b></p>	<p><b>Karen Mayne</b></p>	<p><b>Tracking</b></p>

**SB 109 – Assault Amendments**

**House Law  
Enforcement  
Committee**

**Aaron  
Osmond**

**Support**

<http://le.utah.gov/~2012/bills/sbillint/sb0109.pdf>

This bill: 1) creates the third degree offense of assaulting a peace officer or military service member in uniform if the offender causes substantial bodily injury; and 2) creates the second degree offense of assaulting a peace officer or a military service member in uniform while the offender is using a dangerous weapon or force likely to cause serious injury or death.

**SB 114 – Contesting Public Procurements**

**Senate Government  
Operations Committee  
- Held**

**Wayne  
Niederhauser**

**Tracking  
w/  
concern-  
amending**

<http://le.utah.gov/~2012/bills/sbillint/sb0114.pdf>

This bill: 1) increases the number of members on the Procurement Policy Board; 2) describes procedures and requirements for a protest before the chief procurement officer or the head of a purchasing agency and an appeal of a protest decision; 3) makes the procedures and requirements described in the preceding paragraph applicable to state agencies, state purchasing agencies, and local public procurement units; 4) grants rulemaking authority to the Procurement Policy Board; 5) requires a person who files an appeal of a protest decision to, subject to certain exceptions, pay a security deposit or post a bond; 6) describes the requirements and procedures relating to paying a security deposit or posting a bond; 7) provides for the forfeiture of a bond if an appeal or protest is frivolous or if its primary purpose is to harass or cause a delay; 8) requires a person who desires to protest a procurement to exhaust administrative remedies before appealing to district court; 9) establishes procedures and requirements relating to protests and appeals of state procurements, contracts, debarments, and suspensions; 10) dissolves the procurement appeals board; 11) provides for appeals to be made to the Procurement Policy Board and provides for appointment of procurement appeals panels from among the membership of the Procurement Policy Board; 12) provides for dismissal of appeals that are not filed in accordance with the requirements of this bill; 13) amends provisions relating to the statute of limitations and the jurisdiction of the district court in procurement matters; 14) prohibits the award of consequential

damages in relation to an action brought under this bill; 15) provides an uncodified transitions clause; and 16) makes technical changes.

**SB 116 – Armed Forces Property Tax Exemption**

**Senate 2<sup>nd</sup> Reading Calendar**

**Luz Robles**

**Support**

<http://le.utah.gov/~2012/bills/sbillint/sb0116.pdf>

This bill: 1) defines terms and modifies definitions; 2) expands a property tax exemption related to military members to include certain members of the armed forces who performed military service in a combat zone in the prior year; and 3) makes technical and conforming changes.

**SB 118 – Transferable Development Rights Amendments**

**Senate Concurrence Calendar**

**Wayne Niederhauser**

**Tracking**

<http://le.utah.gov/~2012/bills/sbillint/sb0118.pdf>

This bill: 1) defines terms; 2) authorizes a municipality or county to adopt an ordinance permitting the transfer of a transferable development right; 3) prohibits a municipality or county from allowing the use of a transferable development right unless the municipality or county has adopted the ordinance; and 4) makes technical corrections.

**SB 120 – Off-Duty Peace Officers’ Employment**

**Senate 2<sup>nd</sup> Reading Calendar**

**Margaret Dayton**

**Tracking**

<http://le.utah.gov/~2012/bills/sbillint/sb0120.pdf>

This bill requires the posting on the Internet of a law enforcement agency's policy regarding off-duty security work by agency peace officers.

**SB 122 – Urban Farmers Assessment Act**

**Senate Revenue and Taxation Committee - Passed**

**Wayne Niederhauser**

**Tracking**

<http://le.utah.gov/~2012/bills/sbillint/sb0122.pdf>

This bill: 1) provides that land in a county of the first class that is used for urban farming may be assessed based on its value for agricultural purposes; 2) provides for a 10-year rollback of taxes if the land ceases to be eligible for assessment under the urban farming provisions; and 3) enacts provisions relating to the assessment of land used for urban farming.

**SB 128 – Wireless Telephone Use Restriction for Minors in Vehicles**

**Senate 2<sup>nd</sup> Reading Calendar**

**Ross Romero**

**Tracking**

<http://le.utah.gov/~2012/bills/sbillint/sb0128.pdf>

This bill: 1) prohibits a person younger than 18 years of age from using a wireless telephone while operating a motor vehicle; 2) provides affirmative

defenses to the wireless telephone prohibition; 3) specifies a penalty for violating the wireless telephone prohibition; 4) provides that a violation of the wireless telephone prohibition is not a reportable violation; and 4) prohibits the Driver License Division from assessing points against a person's driving record for being convicted of violating the wireless telephone prohibition.

**SB 129 – Unemployment Insurance Modifications**

**House Consent Calendar**

**Curtis Bramble**

**Tracking**

<http://le.utah.gov/~2012/bills/sbillint/sb0129.pdf>

This bill: 1) reduces the maximum unemployment insurance contribution rate for an employer from 9% plus the social contribution rate to 7% plus the social contribution rate beginning in calendar year 2012; 2) caps the social unemployment insurance contribution rate for all employers at .4% for calendar year 2012 only; 3) provides that if the reserve fund is insolvent, the reserve factor is 2.0 until the reserve fund becomes solvent; 4) allows the Unemployment Insurance Division to accept an offer of compromise from an employer or claimant to reduce past due debt under certain circumstances; 5) requires the Unemployment Insurance Division to make rules allowing for an offer of compromise.

**SB 130 – Workers’ Compensation Coordination of Benefits Amendments**

**Senate Workforce Services Committee - Held**

**Karen Mayne**

**Support**

<http://le.utah.gov/~2012/bills/sbillint/sb0130.pdf>

This bill: 1) defines terms; 2) requires a group health insurance plan to pay for medical benefits otherwise covered by the group health plan in certain circumstances while a workers' compensation claim is pending; 3) preserves an employer's authority to require an employee to use employer sponsored managed care or office place wellness centers.

**SB 134, State Water Commission Amendments**

**Senate 2<sup>nd</sup> Reading Calendar**

**Margaret Dayton**

**Track until amended**

<http://le.utah.gov/~2012/htmldoc/sbillhtm/sb0134.htm>

This bill: 1) increases the number of legislators serving on the State Water Development Commission; 2) designates non-legislative members of the commission as non-voting members; 3) eliminates the requirement that legislative members on the commission represent certain river districts.

**SB 137, Financial Transparency Website**

**Senate 2<sup>nd</sup> Reading  
Calendar**

**Wayne  
Niederhauser**

**Tracking**

<http://le.utah.gov/~2012/bills/sbillint/sb0137.pdf>

This bill: 1) defines terms; 2) requires that an interlocal entity provide public financial information through the Utah Public Finance Website; and 3) makes technical corrections.

**SB 147, Emergency Vehicle Amendments**

**Senate Consent  
Calendar**

**Daniel  
Thatcher**

**Support**

<http://le.utah.gov/~2012/bills/sbillint/sb0147.pdf>

This bill: 1) provides that an operator of a vehicle may not follow closer than 500 feet any authorized emergency vehicle traveling in response to an emergency; and 2) makes technical changes.

**SB 150 – Local and Special Service District  
Amendments**

**Senate Government  
Operations Committee  
– Passed 6-0-0**

**Jerry  
Stevenson**

**Support**

**This bill is the  
UASD cleanup  
bill.**

<http://le.utah.gov/~2012/bills/sbillint/sb0150.pdf>

This bill: 1) defines terms; 2) amends language related to the appointment of a local district board member; 3) authorizes a local district to provide early voting for an election of a board member; 4) amends language related to a local district tax levy; 5) amends notice requirements for a budget hearing held by the board of trustees; 6) amends provisions related to an improvement district board of trustees; 7) amends language related to a use charge imposed by an irrigation district; 8) amends provisions related to a mosquito abatement district board of trustees; 9) amends language related to an administrative control board membership; 10) amends language related to the qualifications of an administrative control board member; and 11) makes technical corrections.

**SB 153 – Procurement Amendments**

**Senate Government  
Operations Committee**

**Wayne  
Niederhauser**

**TBD**

<http://le.utah.gov/~2012/bills/sbillint/sb0153.pdf>

This bill: 1) defines terms; 2) describes requirements and procedures relating to procurements and procurement processes by public entities; 3) describes the applicability of the Utah Procurement Code; 4) grants rulemaking authority; 5) describes the duties and powers of the Division of Purchasing and General Services; 6) provides for exemptions from certain provisions of the Utah Procurement Code; 7) describes the duties and powers of the Utah State Procurement Policy Board and the

procurement advisory councils; 8) describes the duties and powers of the chief procurement officer; 9) provides for exceptions to procurement process requirements; 10) addresses cancellations, rejections, and debarment; 11) addresses reciprocal preferences and purchase from community rehabilitation programs; 12) describes the duties and powers of the Purchasing from Persons with Disabilities Advisory Board; 13) describes bid security and bond requirements; 14) describes requirements relating to contracts and change orders; 15) describes requirements relating to construction procurement and contracts; 16) describes requirements relating to architect-engineer services; 17) describes procedures, requirements, and limitations relating to controversies, protests, appeals, and judicial action; 18) addresses the retention of records; 19) addresses interaction between public procurement units; 20) establishes ethical practice provisions relating to procurements; 21) amends existing, and enacts new, criminal provisions and penalties relating to procurements; and 22) makes technical changes.

**SB 163 – Local Government Real Property Amendments**

<http://le.utah.gov/~2012/bills/sbillint/sb0163.pdf>

This bill: 1) amends provisions authorizing a municipality to hold real property or hold an interest in real property; 2) requires a municipality to conduct an annual inventory of real property held by the municipality; 3) requires a municipality to dispose of real property that does not have an identified public use; 4) amends provisions related to a municipality's disposal of real property; 5) amends provisions authorizing a county to hold real property or hold an interest in real property; 6) requires a county to conduct an annual inventory of real property held by the municipality; 7) requires a county to dispose of real property that does not have an identified public use; 8) amends provisions related to a county's disposal of real property; and 9) makes technical corrections.

**Senate Rules Committee**

**Mark Madsen TBD**

**SB 165 – Redevelopment Agency Amendments**

**Senate Rules  
Committee**

**Todd Weiler      TBD**

<http://le.utah.gov/~2012/bills/sbillint/sb0165.pdf>

This bill: 1) defines terms; 2) amends language related to a notice of an impending boundary action required when an agency is created; 3) amends language related to a public entity's authority; 4) amends tax increment and sales tax provisions; 5) amends language related to the duties of a taxing entity committee; 6) amends the definition of "local public procurement unit"; and 7) makes technical corrections.

**SJR 6, Joint Resolution Amending State Taxing Authority**

**Senate Revenue and  
Taxation Committee –  
Not Considered**

**Casey  
Anderson**

**Tracking**

<http://le.utah.gov/~2012/bills/sbillint/sjr006.pdf>

This resolution proposes to amend the Utah Constitution to require a two-thirds vote of the Legislature when enacting any tax increase or any fee increase that exceeds the cost of providing a service.

**SJR 8, 2<sup>nd</sup> Substitute – Joint Resolution on Property Tax Exemption for Military Personnel**

**Senate Revenue and  
Taxation Committee -  
Held**

**Luz Robles**

**Support**

<http://le.utah.gov/~2012/bills/sbillint/sjr008.pdf>

This resolution proposes to amend the Utah Constitution to provide that the primary residence of a person who is ordered to federal active duty, and property owned by the person's spouse, may be exempt from property tax, as provided by statute.