



Utah State Legislature

Senate • Utah State Capitol Complex • 320 State Capitol
PO Box 145115 • Salt Lake City, Utah 84114-5115
(801) 538-1035 • fax (801) 538-1414

House of Representatives • Utah State Capitol Complex • 350 State

Legislative Management Committee

2016 Interim Reports

from Interim Committees

December 12, 2016

Natural Resources, Agriculture, and Environment Interim Committee
Conclusions Reached for Study Items
December 12, 2016

Study Item	Committee Conclusion	Selected Highlights of Recommended Legislation
Air Quality	<p>The Division of Air Quality discussed Utah's air quality, federal air quality standards, and current air quality issues, including:</p> <ul style="list-style-type: none"> • Tier 3 gasoline and sulfur standards, • Tier 3 vehicle emission standards, • Electric vehicle incentives, and • Storage tank emissions pilot project. <p>Action: The committee recommended draft legislation "Energy Efficient Tax Credit Amendments" by Rep. Handy.</p> <p>The committee determined that the other issues are significant, but more time is needed to develop solutions.</p>	<p>"Energy Efficient Vehicle Tax Credit Amendments" modifies the corporate and individual income tax credits related to energy efficient vehicles.</p>
Direct Food Sales	<p>Rep. Sandall discussed draft legislation "Direct Food Sales Amendments," which modifies the requirements for a cottage food production operation. The Department of Agriculture and Food discussed current requirements for cottage foods, national food standards, potentially hazardous foods, and the department's efforts to enforce state standards consistently. The committee determined that this issue is significant, but more time is needed to develop solutions.</p>	
Performance Review of the Division of Drinking Water's Minimum Source Sizing Requirements	<p>The Office of the Legislative Auditor General reviewed the Division of Drinking Water's Minimum Source Sizing Requirements, explaining that the indoor source sizing requirements are too high, while outdoor source sizing requirements appear too low. The Division of Drinking Water reported that, to date, the Division of Drinking Water had implemented four of the six audit recommendations. The committee determined that this issue is significant, but more time is needed to develop solutions.</p>	

Public Lands Initiative	The office of Utah Congressman Rob Bishop updated the committee on the public lands initiative proposed by Congressman Bishop. The committee determined that this issue is significant, but more time is needed to develop solutions.	
Recodification of Title 4, Agriculture Code	The committee did not discuss this legislation. However, legislation has been prepared and will be introduced in the 2017 General Session.	"Utah Agricultural Code Recodification" recodifies Title 4, Utah Agriculture Code.
Sage Grouse Compensatory Mitigation Program	The Department of Natural Resources explained the mitigation plan to support the sage grouse population in the state. The Committee discussed sage grouse habitat and sage grouse population growth. The committee determined that this issue is significant but more time is needed to develop solutions.	
Sales Tax Exemptions for Guides and Outfitters	Sen. Dayton discussed draft legislation "Sales Tax Exemption for Guides and Outfitters." Action: The committee recommended draft legislation "Sales Tax Exemption for Guides and Outfitters."	"Sales Tax Exemption for Guides and Outfitters" addresses sales and use tax exemptions for hunting guides or outfitting services.
Sunset Review – Mercury Switch Removal Act	The Division of Waste Management and Radiation Control discussed the purpose of the Mercury Switch Removal Act and explained that vehicles with mercury switches are still in use. Action: The committee recommended reauthorization of the act for 10 years and recommended draft legislation "Mercury Switch Removal Act Reauthorization."	"Mercury Switch Removal Act Reauthorization" extends the sunset date of the act for 10 years.
Uintah Basin Air Quality Research Project	The Utah State University Bingham Entrepreneurship and Energy Research Center reported on the Uintah Basin air quality research project, which is studying wintertime ozone formation in the Uintah Basin. The committee determined that this issue is significant, but more time is needed to develop solutions.	

Unmanned Aircraft Amendments	<p>Rep. Don L. Ipson reviewed 2016 Third Special Session H.B. 3003, "Unmanned Aircraft Amendments," and discussed the security threats unmanned aircraft pose to fire suppression aircraft. The committee discussed the cost of unmanned aircraft interference in fire suppression and the Division of Fire, Forestry, and State Lands' efforts to address the increasing risk of unmanned aircraft jeopardizing firefighters.</p> <p>Action: The committee recommended H.B. 3003 "Unmanned Aircraft Amendments" for consideration in the 2016 Third Special Session.</p>	<p>2016 Third Special Session H.B. 3003, "Unmanned Aircraft Amendments," raises the penalty classification and allows law enforcement to neutralize the unmanned aircraft and collect restitution.</p>
Water Development Commission Amendments	<p>Sen. Dayton discussed draft legislation "Water Development Commission Amendments," which modifies commission membership.</p> <p>Action: The committee recommended draft legislation "Water Development Commission Amendments."</p>	<p>"Water Development Commission Amendments" modifies the membership of the Water Development Commission.</p>
Water Infrastructure Funding	<p>Weber Basin Water Conservancy District, Washington County Water Conservancy District, Central Utah Water Conservancy District, and Jordan Valley Water Conservancy District discussed future water infrastructure funding and long-term planning efforts to maintain current water infrastructure. The committee discussed the cost of future water infrastructure projects. The committee determined that this issue is significant, but more time is needed to develop solutions.</p>	
Wildfires	<p>The State Forester discussed the philosophy, goals, and system components of the state's Comprehensive State Wildland Fire Prevention, Preparedness, and Suppression Policy. The committee determined that significant progress has been made and that this important issue warrants further review.</p>	

The committee also received the following statutorily required reports:

- Public Lands Policy Coordinating Office Activities and Expenditures
- R.S. 2477 plan
- Utah Wilderness Act
- State Agency Air Quality Best Practices
- Energy Producer States' Agreement
- Commission for the Stewardship of Public Lands
- Energy Advisor
- Review of Energy Policy

Government Operations Interim Committee
Conclusions Reached for Study Items Approved by Legislative Management Committee
 December 12, 2016

Study Item	Committee Conclusion	Selected Highlights of Recommended Legislation
Caucus and Primary Process	<p>Conclusion: Draft legislation was not ready for committee review, and independent efforts are being undertaken to address the issue in the 2017 legislative session.</p> <p>Explanation: The study of this item was contingent upon the results of litigation between the Utah Republican Party and the state. Offering to halt plans for further litigation, this summer the Utah Republican Party requested that the Legislature address the issue of an individual being nominated as a party candidate by a plurality rather than a majority vote. The committee discussed a concept proposal to institute a runoff election. The proposal is being pursued independently.</p>	
County Election Administration	<p>Conclusion: There is not sufficient support to study this item further.</p>	
Election Day Voter Registration Pilot Project	<p>Conclusion: Draft legislation was not ready for committee review, and independent efforts are being undertaken to address the issue in the 2017 legislative session.</p> <p>Explanation: The committee scheduled time for this item twice during the interim. In May, it received a report from the Office of the Lieutenant Governor and the counties participating in the pilot project. In November, it scheduled time to hear a bill that would make election day voter registration permanent; however, the sponsor later requested that the bill not be considered at the meeting.</p>	
Governmental Nonprofit Entity Compliance	<p>Conclusion: Draft legislation was not ready for committee review, and independent efforts are being undertaken to address the issue in the 2017 legislative session.</p>	

	<p>Explanation: The committee scheduled time for this item twice during the interim. In October, it discussed a concept proposal to address the issue. In November, it scheduled time to hear a bill that would implement the concept proposal; however, the sponsor later requested that the bill not be considered at the meeting.</p>	
<p>Redistricting Reform</p>	<p>Conclusion: The committee recommended draft legislation to address the issue.</p>	<p>"Joint Rules Resolution on Redistricting Standards" creates legislative rules containing principles for the Legislature to follow when redistricting, including consideration of contiguity, compactness, and following county and municipal boundaries.</p>
<p>Elections Revisions</p>	<p>Conclusions: The committee recommended draft legislation to address the issue.</p>	<p>"Amendments to Election Law" makes logistical and technical changes to the Election Code as suggested by the committee and the Office of the Lieutenant Governor.</p>
<p>Sale of State Land</p>	<p>Conclusion: After committee consideration, no additional action is needed at this time.</p>	<p>Not applicable</p>
<p>Voting Equipment</p>	<p>Conclusion: The committee recommended draft legislation to address the issue.</p>	<p>"Voting Revisions" creates a grant program to assist counties in the purchase of new voting equipment. It also changes the requirements by which voting equipment is certified in the state.</p>

Veterans' and Military Affairs Issues	Conclusion: After committee consideration, there is not sufficient support to study the item further.	
State Auditor Issues	Conclusion: After committee consideration, there is not sufficient support to study the item further.	
Attorney General Issues	Conclusion: After committee consideration, there is not sufficient support to study the item further.	
Public/Private Partnerships	Conclusion: After committee consideration, there is not sufficient support to study the item further.	

Additional Recommended Legislation

The committee recommends a total of seven pieces of legislation. In addition to the three mentioned above, it also recommends:

- Disposition of Ballots Amendments (Eliason)
- Political Activities of Public Entities Amendments (Daw)
- State Boards and Commissions Amendments (Thurston)
- Nomination Petition Amendments (Greene)

Health and Human Services Interim Committee
Conclusions Reached for Study Items Approved by Legislative Management Committee
 December 12, 2016

Study Item	Committee Conclusion	Selected Highlights of Recommended Legislation
Access to Health Care	<p>The committee received a report from the Utah Medical Education Council concerning the supply, distribution, and compensation of Utah's primary care providers, and the influence that the location of a medical residency has on a physician's decision about where to practice.</p> <p>The committee received a report from the Department of Health on three loan repayment programs used to encourage physicians to practice in underserved areas of the state.</p> <p>The committee considered a proposal to fund five additional family practice residencies in Utah.</p> <p>The committee reviewed the impacts of the federal Affordable Care Act and Utah's 2016 Medicaid eligibility expansion on rates of health insurance coverage. The state's request for waivers to implement the expansion is still under consideration. The U.S. Department of Health and Human Services has indicated it plans to respond to the request before President Obama leaves office. It has also indicated the request will likely have to be modified in order to be approved.</p> <p>Recommendations:</p> <ul style="list-style-type: none"> • The committee voted to approve "Utah Health Care Workforce Financial Assistance Program Reauthorization" as a committee bill. <p>The committee voted to open a committee bill file to explore options related to developing residency programs and to make recommendations, if appropriate, to the Social Services Appropriations Committee.</p>	<p>"Utah Health Care Workforce Financial Assistance Program Reauthorization" reauthorizes the granting of "professional education scholarships and loan repayment assistance to health care professionals who locate or continue to practice in underserved areas [of the state]...and loan repayment assistance to geriatric professionals who locate or continue to practice in underserved areas [of the state]."</p>
Hemp Extract Study	<p>The committee received a report from the Department of Health that it has granted \$40,000 to the University of Utah School of Medicine to study the</p>	

	<p>effects of hemp extract (cannabidiol), authorized by the Legislature in 2014 for use in the treatment of intractable epilepsy. The study was required by 2016 legislation and is in process. Since July 2014, the department has certified 166 patients as eligible to use hemp extract.</p>	
Intergenerational Poverty	<p>The committee received policy recommendations on how to promote child development and reduce intergenerational poverty from:</p> <ul style="list-style-type: none"> • a child advocacy organization; • a pediatrician; • a sociology professor; and • a think tank scholar. <p>The recommendations included:</p> <ul style="list-style-type: none"> • expanding access to public health insurance; • enacting a state earned income tax credit; and • investing early in children's cognitive and noncognitive development. <p>Recommendation: By vote, the committee concluded that the issue of intergenerational poverty is significant, but that more time is needed to develop solutions and consensus.</p>	
Medicaid: Home and Community Based Services	<p>The committee received feedback from an advocate for persons with disabilities regarding a Department of Health evaluation provided to the committee earlier this year on the costs and benefits of several Medicaid long-term services and support options. The advocate recommended further evaluation, including expanding the time horizon for cost-benefit analyses.</p> <p>Recommendation: No recommendation.</p>	
Medical Aid in Dying	<p>The committee received presentations from interested parties on legislation introduced during the past two general sessions of the Legislature that would enable terminally ill individuals to end their lives at will with the indirect involvement of medical professionals prescribing and dispensing life-ending pharmaceuticals under specified conditions.</p> <p>Recommendation: By vote, the committee concluded that there is insufficient support to study medical aid in dying further.</p>	
Medical Marijuana	<p>The committee considered proposals by four legislators addressing the regulation, research, and use of marijuana for medical purposes. The proposals would authorize research; authorize state funding for research; create a regulatory structure for</p>	

	<p>research, production, distribution, and use; and authorize use for certain medical purposes. The committee also received public comment on the proposals.</p> <p>Recommendation: By vote, the committee concluded that the issue of medical marijuana is significant, but that more time is needed to develop solutions and consensus.</p>	
<p>Opioid Misuse and Abuse</p>	<p>The committee received a report on 89 actions taken by the Legislature since 2007 to address prescription drug misuse and further actions that could be taken by pharmaceutical manufacturers, prescribers, dispensers, insurers, patients, the treatment community, the state, and others to address misuse.</p> <p>The committee determined the extent to which major public and commercial health insurers in Utah pay for substance abuse assessments and ongoing monitoring of patients prescribed opioids.</p> <p>The committee was briefed on the outcomes of a local initiative to reduce opioid addiction and asked to take specific steps to support broader use of medication assisted treatment.</p> <p>The committee reviewed an in-depth analysis of opioid prescribing practices in Utah and considered how Utah medical practitioners and health insurers are responding to the U.S. Centers for Disease Control and Prevention's March 2016 opioid prescribing guideline. The guideline provides specific steps for achieving large reductions in the use of opioids to manage pain.</p> <p>The committee considered steps taken by other states to regulate opioid prescribing and reviewed draft legislation that would prohibit a health insurer from paying for an opioid prescription not made in accordance with established prescribing guidelines unless the prescriber obtained prior authorization for payment from the insurer. The committee also reviewed draft legislation that would limit opioid prescriptions to a seven-day supply for certain patients and require a prescriber to check the controlled substance database for first-time opioid prescriptions.</p> <p>The Department of Health reported that since the 2016 General Session, it has provided funds to 17 law enforcement agencies, 6 local health departments, and 9 other entities for the purchase of nearly 4,000 opiate overdose rescue kits (naloxone). Utah Naloxone reported that over the past 16 months, it has distributed an additional 4,000 free kits.</p>	<p>2016 Third Special Session S.B. 3001, "Controlled Substance Database Modifications," addressed access to the state's controlled substance database by a probation or parole officer. The bill passed and was signed by the governor.</p>

	<p>Recommendation:</p> <ul style="list-style-type: none"> • The committee voted to recommend 2016 Third Special Session S.B. 3001, "Controlled Substance Database Modifications." <p>By vote, the committee concluded that the issue of opioid misuse and abuse is significant, but that more time is needed to develop solutions and consensus.</p>	
Statutorily Required Reports	<p>The committee considered draft legislation that would modify or repeal certain statutorily required reports on health and human services issues.</p> <p>Recommendation: The committee voted to approve "Repeal of Health and Human Services Reports" as a committee bill.</p>	"Repeal of Health and Human Services Reports" repeals or amends eight statutorily required reports to the Health and Human Services Interim Committee.
Sunset Review: Utah Commission on Aging	<p>The committee conducted a sunset review of Title 63M, Chapter 11, Utah Commission on Aging, which is scheduled for repeal July 1, 2017. The committee received a report from the commission on its accomplishments and letters from <i>HealthInsight</i> and other interested parties supporting its reauthorization. The committee considered draft legislation "Utah Commission on Aging Sunset Amendments," which would remove the commission from the Legislative Oversight and Sunset Act.</p> <p>Recommendation: The committee voted to recommend reauthorization of the Utah Commission on Aging through June 20, 2027.</p>	"Utah Commission On Aging Sunset Amendments" reauthorizes the commission through June 30, 2017.
Sunset Review: E-Cigarette Exemption	<p>The committee conducted a sunset review of Utah Code Section 26-38-2.6, an exemption from the Indoor Clean Air Act that was enacted in 2012 and authorizes an e-cigarette retailer to demonstrate the use of an e-cigarette and a customer to sample liquids used in e-cigarettes. The committee received information from the Department of Health, local health departments, and the Utah Smoke Free Association.</p> <p>Recommendation: No recommendation was made to reauthorize the exemption.</p>	
Sunset Review: Hookah Exemption	<p>Conclusion: After committee consideration, there is not sufficient support to study the item further.</p>	

Public Utilities, Energy, and Technology Interim Committee
Conclusions Reached for Study Items Approved by Legislative Management Committee
December 12, 2016

Background: The Legislative Management Committee (LMC) assigned five study items to the committee. LMC asked that the committee reach, by motion and vote, a conclusion for each study item. The committee chairs are scheduled to report to LMC, stating the conclusion reached by the committee and summarizing the reasons for reaching the conclusion. Also, the Legislative Audit Subcommittee assigned an audit to the committee.

Study Item	Committee Conclusion	Selected Highlights of Recommended Legislation
<p>Single Sign-on Database To review its implementation and operation.</p>	<p>Significant issue, but more time is needed to develop solutions and consensus</p> <p>Received a walk-through of the web portal. Reviewed DTS’s report to the committee for the initial design and prototype of the business database and the single sign-on web portal, together with a minimum two-year plan, including projected cost, for the initial implementation phase of the project.</p> <p>As required by current statute, recommend that the committee receive the required report by November 30 of each year beginning in 2017 until the development of the business database and the single sign-on web portal is complete, regarding the progress the department has made in developing the database and web portal.</p>	
<p>Universal Service Fund Review its use in the state.</p>	<p>Draft legislation (in progress)</p> <p>Opened a committee bill file to address issues related to the Utah Universal Service Fund and created a workgroup with committee members and stakeholders to navigate problems with the fund.</p> <p>More time is needed to develop a policy solution that can be more broadly accepted by legislators.</p>	

<p>Utah Communications Authority Review of governance and network infrastructure.</p>	<p>Significant issue, but more time is needed to develop solutions and consensus. A potential bill sponsor outside of the committee may run legislation.</p> <p>The UCA is implementing recommendations from an LAG's performance audit that addressed financial management and transparency within the UCA. A recently released second audit, A Review of the Administration of 911 Surcharges, provides additional recommendations directed at the UCA.</p>	
<p>Telehealth Review of telehealth services and coverage.</p>	<p>Draft legislation (in progress)</p> <p>Created a workgroup with committee members and stakeholders to navigate problems with telehealth. Created a workgroup vision and are developing a Telehealth Pilot Program Evaluation Matrix with 13 key factors. Workgroup pilot programs proposals:</p> <ol style="list-style-type: none"> 1. Transitioning Care Pilot Program; 2. Community Health Pilot Program; and 3. Higher Education Student Mental Health Pilot Program. <p>More time is needed to develop a policy solution that can be more broadly accepted by legislators.</p>	
<p>Alternative Energy, Credits, Subsidies, and Exemptions</p> <p>To study the total value or amount of state and federal incentives, subsidies, credits, and exemptions and their impact on the potential for oversupply and market distortion.</p>	<p>Significant issue, but more time is needed to develop solutions and consensus</p> <p>Voted to request that the Legislative Audit Subcommittee order an audit of state energy incentive programs and provided a request letter.</p> <p>Discussed the total value or amount of state and federal incentives, subsidies, credits, and exemptions designed for alternative energy. Received comments from Utah State University about the impact on the potential for oversupply and market distortion due to excessive credits. Received a presentation and handout from the Governor's Office of Energy Development about incentive programs that it administers.</p>	

<p>Broadband Incentives</p> <p>To study and consider incentives that may be offered to promote broadband expansion and adoption throughout the state in support of economic development, education, and other identified objectives.</p>	<p>Insufficient support to study the issue further</p> <p>Received a presentation from the Utah Broadband Outreach Center about the 2007-2008 broadband incentive and potential funding mechanism options. Received a presentation from CenturyLink on expanding high speed internet throughout Utah.</p>	
<p>Net Metering</p> <p>To study issues related to net metering.</p>	<p>Insufficient support to study the issue further</p>	
<p>A Review of the Administration of 911 Surcharges</p> <p>This audit report was assigned to the Public Utilities, Energy, and Technology Interim Committee, as the Lead Committee, by the Audit Subcommittee on February 1, 2016.</p>	<p>Insufficient support to study the issue further</p> <p>Committee draft legislation (in progress). A potential bill sponsor outside of the committee may also run legislation.</p> <p>The LAG’s audit report, “A Review of the Administration of 911 Surcharges,” contained 13 recommendations. Six of the recommendations were directed towards the Legislature and two of those six have already been implemented. The committee voted to open a bill file to draft legislation to address the remaining four recommendations intended for the Legislature. The other seven recommendations were directed towards the Utah Communications Authority for implementation.</p>	
<p>Data Breach Notification</p> <p>To study data security breach notifications by public entities.</p>	<p>A potential bill sponsor outside of the committee may run legislation.</p> <p>The committee discussed data security breach notifications by public entities and requiring public agencies to notify the public about a data security breach within a certain period of time and to the method of notification.</p>	
<p>Longitudinal Data Management Governance</p> <p>To study how to develop a governance structure for the</p>	<p>Significant issue, but more time is needed to develop solutions and consensus</p>	

longitudinal data system and the Utah Data Alliance, including a governing board and a director.	Voted to provide committee support to a workgroup studying governance and management of the Statewide Longitudinal Data System and the Utah Data Alliance.	
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Political Subdivisions Interim Committee
Conclusions Reached for Study Items Approved by Legislative Management Committee
 December 12, 2016

Study Item	Committee Conclusion	Selected Highlights of Recommended Legislation
Zoning for substance abuse recovery residences – study local zoning laws related to single-family residence and substance abuse residence recovery.	Found the item to be significant, and recommended more time be taken to develop solutions and consensus.	
Local districts and other limited government local entities – study the different limited purpose local government entities authorized in statute to understand how each is created, dissolved, and operated, and what level of oversight exists. Additionally, study whether additional statutory authority is needed to allow local districts to provide multiple services/facilities together in accordance with recent federal law.	Recommended that more time be taken to develop solutions and consensus on two pieces of draft legislation: "Dissolution of Local Districts," and "Local District Revisions."	
Short-term rentals – study land use issues and regulations related to short-term rentals and tax collection.	Found the item to be significant, and recommended more time be taken to develop solutions and consensus.	
Local historic districts – study the process used by municipalities to create local historic districts, including how historic landmark commissions approve/deny projects.	Approved as a committee bill, draft legislation "Historic Preservation Amendments."	Draft legislation would: <ul style="list-style-type: none"> • Authorize a local legislative body to designate a historic preservation commission to make administrative decisions on land use applications related to historically significant property; and

		<ul style="list-style-type: none"> • Provides that one or more elected officials shall hear and decide any appeal from a historic preservation commission.
<p>Mobile Home Helpline – the University of Utah S.J. Quinney College of Law, which staffs the mobile home helpline, is required to report on the status of the helpline.</p>	<p>In accordance with recommendations from the S.J. Quinney College of Law, the Committee took no action, allowing the program to sunset on July 1, 2017.</p>	
<p>3-1-1 Helpline – study the need for a dedicated, statewide crisis line that would connect a caller with the appropriate crisis intervention resources in the caller's area.</p>	<p>Approved as a committee bill, draft legislation "Statewide Crisis Line."</p>	<p>Draft legislation would create a commission for one year to develop a plan to coordinate mental health crisis services statewide.</p>

Economic Development Interim Committee
Conclusions Reached for Study Items Approved by Legislative Management Committee
December 12, 2016

Study Item	Committee Conclusion	Selected Highlights of Recommended Legislation
Long-Term Planning – to identify top priorities of agencies for which the committee has oversight responsibilities.	Agreed with agency priorities.	
Incentive Programs Deep Dive – to review goals, funding sources, financial outlays, award process, and assessment metrics of: <ul style="list-style-type: none"> • Economic Development Tax Increment Financing • Industrial Assistance Fund • Motion Picture Incentive Program • Tourism Performance Marketing Fund • Targeted Business Tax Credit • Permanent Community Impact Fund 	Recommended that legislation be drafted for the 2017 General Session to address issues identified with the Targeted Business Tax Credit.	Proposed legislation would: <ul style="list-style-type: none"> • Modify the targeted business tax credit to increase the number of small communities in which businesses are eligible for the credit; • Centralize the application process in the Governor's Office of Economic Development to remove potential conflicts of interest; and • Increase reporting requirements to monitor impact of the credit.
STEM Action Center – to review goals, funding sources, financial outlays, award process, and assessment metrics of the program.	Recommended legislation be drafted to address issues identified with the center's ability to award grants based on merit.	A subsequent report from the center indicated that its previous request for legislation had been unnecessary and the issues were being addressed.

<p>Affordable Housing – to hear proposals from the Affordable Housing Task Force regarding ways to increase the availability of affordable housing in the state.</p>	<p>Approved as a committee bill, draft legislation "Affordable Housing Amendments."</p>	<p>The draft legislation would:</p> <ul style="list-style-type: none"> • Create the Economic Revitalization and Investment Fund to give developers an incentive to create affordable housing units for individuals earning less than 30 percent of an area's median income; • Expand the Utah Low-Income Housing Tax Credit Program, including allowing the credit to be divided and assigned to multiple investors in a project; • Provide an appropriation to develop a pilot program that would reimburse landlords for property damages as an incentive for landlords to rent to individuals who have historically been difficult to house; and • Provide an appropriation to fund transit-oriented developments.
<p>Paid Family Leave – to hear proposals regarding paid family leave for state employees.</p>	<p>Recommended that the item was significant, but more time was needed to develop solutions.</p>	
<p>Enterprise Zone Legislation – to review the impact of legislation modifying the program adopted during the 2016 General Session.</p>	<p>Item was not considered because the impact cannot be measured until the completion of a taxable year.</p>	

<p>Overview of DWS Programs – to hear the progress of the department in achieving its stated priorities, including the transition of the Utah State Office of Rehabilitation to the department.</p>	<p>Approved of the progress the department had made.</p>	
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Revenue and Taxation Interim Committee
Conclusions Reached for Study Items Approved by Legislative Management Committee
December 12, 2016

Study Item	Committee Conclusion	Selected Highlights of Recommended Legislation
International Tax Credits - to study double taxation on foreign income via pass-through entities.	Significant issue but more time is needed to develop solutions and consensus	
Property Assessments - to study property assessments when limited market data are available, including Use Value Adjustments for determining value for real property assessments vs. Market Value Adjustments.	Draft legislation	Property Assessment Amendments – addresses the property tax assessment of special purpose properties
Property Tax and Fair Market Value - to study the fair market valuation of static property.	Not recommended policy for the Legislature to address	
Public Building Materials - to study a sales tax exemption for public building materials.	Not recommended policy for the Legislature to address	
Solar Tax Credits - to study how to determine when the state of Utah should end solar energy tax credits.	Draft legislation	Income Tax Credit Modifications – phases out the individual income tax credit for certain residential renewable energy systems
Green Belt Assessment - to study issues related to green belt assessment, including S.B. 12, 2012 General Session.	Draft legislation	Property Tax Assessment Changes – prohibits certain land from qualifying for assessment under the Farmland Assessment Act and makes adjustments to the centrally assessed benchmark value
Voted and Board Leeway - to study amendments to school district property tax provisions regarding the voted and board leeway.	Defer to Education Interim Committee	
Special District Tax Revisions - to study the circumstances under which a local district may levy or collect a property tax that exceeds the certified rate (elected board / appointed board).	Significant issue but more time is needed to develop solutions and consensus	
H.B. 310, Tax Credit Review Amendments - to study tax credits according to the cycle set in H.B. 310.	Draft legislation	Natural Gas Heavy Duty Tax Credit Amendments – amends the corporate and individual natural gas heavy duty vehicle income tax credits Student Prosperity Savings Program - Tax Amendments – creates the Student Prosperity Savings Program, a program to fund a tax-advantaged college savings accounts for high school students who are economically disadvantaged, and a related corporate deduction and individual tax credit

Filing Dates - to study the circumstances under which a local district may levy or collect a property tax that exceeds the certified rate (elected board / appointed board).	Not recommended policy for the Legislature to address	
Revenue and Taxation Amendments	Draft legislation	Revenue and Taxation Modifications – amends one of the new growth definitions to exclude a change in assessed value that occurs to property being assessed under the Farmland Assessment Act or the Urban Farming Assessment Act Pass-Through Entity Tax Amendments – makes technical changes to provisions related to state taxable income for pass-through entities Sales and Use Tax Exemption Changes – Clarifies a sales and use tax exemption for the cleaning and washing of a vehicle Property Tax Assessment Appeal Amendments – establishes a 45-day period for filing an appeal under the Farmland Assessment Act and the Urban Farming Assessment Act Tax Incentive Review Amendments – addresses the sharing of tax information between the State Tax Commission and legislative staff offices and requires a study on determining revenue loss from sales and use tax exemptions Motor Vehicle Business Licensing Amendments – provides for the issuance of provisional licenses under the Motor Vehicle Business Regulation Act
Use Tax - clarify tax forms, assess ongoing viability of use tax and other options.	Significant issue but more time is needed to develop solutions and consensus	
Tax Commission - in general, administration of tax code/system, and policy rulings.	Draft legislation	Tax Commission Amendments – authorizes the State Tax Commission to hold a closed meeting for the purpose of providing guidance to its employees on the interpretation and application of the state tax laws following action by the commission in a public meeting or issuance of a commission or court decision
Truth in Taxation Process for Fees	Significant issue but more time is needed to develop solutions and consensus	
Service districts - accounting for districts that overlap multiple taxing entities.	Significant issue but more time is needed to develop solutions and consensus	

Other recommended legislation: 2016 Third Special Session [H.B. 3001](#), "Tax Credit Review Amendments" – requires the Revenue and Taxation Interim Committee to review certain credits related to individual income tax, corporate income tax, motor and special fuel tax, taxation of admitted insurers, and economic development.

Business and Labor Interim Committee
Conclusions Reached for Study Items Approved by Legislative Management Committee
December 12, 2016

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Study Item	Committee Conclusion	Selected Highlights of Recommended Legislation
Alcoholic Beverage Control Policy – to study policy issues related to alcoholic beverage control.	Two different bills proposed	
Occupational and Professional Licensing – to study whether to modify provisions regulating business corporations.	Still studying	
Motor Vehicle Insurance Minimum – to study issues related to the minimum level of insurance required to operate a motor vehicle.	No consensus	
Revised Business Corporate Act Amendments – to study whether to modify provisions regulating business corporations.	Adopted legislation	
Grand Boulevards Corridor Plan – to study issues related to the Grand Boulevards Corridor Plan, which is a master planning	No proposal ever received	

effort relative to creating a first-class entrance and exit to Salt Lake City.		
Payday Lending – to study issues from the audit.	Adopted legislation	

Retirement and Independent Entities Interim Committee
Conclusions Reached for Study Items Approved by Legislative Management Committee
 December 12, 2016

Study Item	Committee Conclusion	Selected Highlights of Recommended Legislation
TIER II Analysis	Conclusion: Significant issue, but more time is needed to develop solutions.	
Postretirement reemployment	Conclusion: Significant issue, but more time is needed to develop solutions.	
Analysis of Tier I UAAL	Conclusion: Not recommended policy for the Legislature to address.	
Update on URS certified contribution rates and actuarial assumed rate of return	Conclusion: Not recommended policy for the Legislature to address.	
Update from URS on implementation of Phased Retirement	Conclusion: Draft Legislation.	Modifies the application procedures for a phased retirement agreement and provisions regarding the beginning and termination periods for phased retirement employment.
URS technical review	Conclusion: Draft Legislation.	Makes minor technical changes

Transportation Interim Committee
Conclusions Reached for Study Items Approved by Legislative Management Committee
 December 12, 2016

Study Item	Committee Conclusion	Selected Highlights of Recommended Legislation
Unmanned Aircraft Systems	<p>A working group consisting of two committee members and several various interested parties was organized and met several times during the interim. Draft legislation was initiated, but was not finished in time for committee consideration.</p> <p>Conclusion: Significant issue, but more time is needed to develop solutions – legislation being drafted.</p>	
Mountain Accord	<p>Conclusion: Significant issue, but more time is needed to develop solutions.</p>	
C Decal	<p>Conclusion: Significant issue, but more time is needed to develop solutions.</p>	
Motor Carrier Size and Weight Restrictions	<p>A working group consisting of two committee members and several interested parties was organized and met once to formulate draft legislation.</p> <p>Conclusion: Draft Legislation.</p>	<p>Modifies length restrictions to reflect current federal standards, clarifies UDOT’s rule-making authority, and reduces the number of statutorily-required meetings of the Motor Carrier Advisory Board.</p>
UDOT Divisions Description Review and Cleanup	<p>Conclusion: Draft Legislation.</p>	<p>Modifies that statutory description of UDOT’s</p>

		division structure to better match actual practice.
DUI Fees	Conclusion: Draft Legislation.	Extends the time period, from 30 days to 6 months, for a person to request the Tax Commission to issue a refund of DUI impound fees.
Transportation Commission Update	Conclusion: Not recommended policy for the Legislature to address.	
Highway Signage Issues	The committee did not have time to address this issue.	
Salvage and Branded Title Vehicles	The committee did not have time to address this issue.	

Law Enforcement & Criminal Justice Interim Committee
Conclusions Reached for Study Items Approved by Legislative Management Committee
 December 12, 2016

Study Item	Committee Conclusion	Selected Highlights of Recommended Legislation
Death Penalty Costs and Appeals Process	<p>Discussed the cost and delays associated with the death penalty process in Utah and options to make the process more efficient. Studied best practices of other states regarding decreases to the length of stay on death row.</p> <p>Recommendation: The issue is significant and warrants further study.</p>	
Line-of-Duty Benefits for Volunteer Emergency Responders	<p>Discussed the issue of a state-provided line-of-duty death benefit for volunteer emergency responders.</p> <p>Recommendation: The issue is significant and warrants further study.</p>	
Private Security Amendments	<p>Discussed modifications to requirements regarding employment of off-duty police officers via private security companies. Issues would include determining liability when an off-duty officer is injured while wearing his or her uniform and working as a private security officer or performing private investigative work.</p> <p>Recommendation: The issue is significant and warrants further study.</p>	
Continued Implementation of HB 348 (Justice Reinvestment Initiative)	<p>Discussed how the full implementation of JRI has impacted the county's jails and sheriffs, and whether the promised impacts of JRI are materializing. Also discussed how the implementation of JRI has impacted sentencing for the Board of Pardons and Parole.</p> <p>Recommendation: The committee will continue to receive reports that are currently required by statute.</p>	

Sexualized Images	Discussed the effects of sexualized images on children and potential legislation to filter access to pornography. Recommendation: The issue is significant and warrants further study.	
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Judiciary Interim Committee
Conclusions Reached for Study Items Approved by Legislative Management Committee
December 12, 2016

Study Item	Committee Conclusion	Selected Highlights of Recommended Legislation
<p>Least Restrictive Means Test - to study and report on the current and ongoing status of the extent to which the Division of Child and Family Services system and the courts are meeting the constitutionally required "least restrictive means" test in parental rights enforcement and termination, and to study applicable audits.</p>	<p>In preparation for the 2016 3rd Special Session, the committee discussed H.B. 3005, "Grandparent Rights Amendments," by Rep. Christensen, in its July meeting. The bill provides that a grandparent may petition for visitation after a parent's rights have been terminated, unless the grandchild has been adopted by a nonrelative.</p> <p>Significant issue, but more time is needed to develop policy solutions and consensus.</p>	
<p>Indigent Defense - to study the provision of indigent defense services in the state, including funding issues and the ongoing efforts of the newly-created Indigent Defense Commission</p>	<p>The committee received an annual report from the Indigent Defense Commission in its October meeting. The commission was delayed in its implementation because of the length of time needed to hire an executive director.</p> <p>Significant issue, but more time is needed to develop policy solutions and consensus.</p>	
<p>Marijuana Impairment and Penalties - to study marijuana impairment standards and possession penalties</p>	<p>The committee discussed the issue briefly as part of a discussion of the Annual DUI report in its October meeting.</p> <p>Significant issue, but more time is needed to develop policy solutions and consensus.</p>	
<p>State Zoning Powers - to study federal and state constitutional issues related to state zoning powers for drug recovery centers in residential neighborhoods</p>	<p>The committee introduced the topic in its May meeting, but did not study the issue further.</p> <p>Significant issue, but more time is needed to develop policy solutions and consensus.</p>	
<p>Justice Courts - to study the impact on justice courts resulting from reform initiatives, including misdemeanor reclassification</p>	<p>The committee received a briefing from the Administrative Office of the Courts in its June meeting. The briefing indicating that the effect of recent criminal justice reforms is unlikely to have an impact on justice court case loads.</p> <p>No further action is required by the Legislature at this time.</p>	

Results for Other Items Considered by the Judiciary Interim Committee

<p>Sunset Review - Crime Victims Reparations and Assistance Board</p>	<p>The committee received presentations on the activities of the Crime Victims Reparations and Assistance Board in its June and September meetings.</p> <p>The committee also discussed issues related to the funding of the Crime Victims Reparations Fund, a restricted account fund which the board controls, during its September, October, and November meetings. These issues include:</p> <ul style="list-style-type: none"> • the 35/90 surcharge that funds the account, collected by Utah courts on criminal convictions; • the mechanics of the surcharge and rates of collection by the courts; • the use of such funds, including qualifying criteria for victims to receive funds; and • addressing fluctuations in court surcharges that have resulted in a decrease in monies to the fund annually since FY2010. <p>The committee voted to extend the sunset date of the Crime Victims Reparations and Assistance Board for 10 years.</p>	
<p>Uniform Law</p>	<p>The committee considered draft legislation regarding several uniform laws under consideration by other states in its October and November meetings. These include:</p> <ul style="list-style-type: none"> • "Uniform Real Property Transfer on Death Act," • "Uniform Fiduciary Access to Digital Assets Act," and • "Uniform Powers of Appointment Act." <p>The committee approved draft legislation "Uniform Real Property Transfer on Death Act," "Uniform Fiduciary Access to Digital Assets Act," and "Uniform Powers of Appointment Act," all sponsored by Rep. Snow.</p>	<p>"Uniform Real Property Transfer on Death Act" by Rep. Snow. The bill would create a revocable instrument allowing a grantor to transfer property to another upon the grantor's death.</p> <p>"Uniform Fiduciary Access to Digital Assets Act" by Rep. Snow. The bill would address access to an individual's digital assets when the individual is incapacitated or dies.</p> <p>"Uniform Powers of Appointment Act" by Rep. Snow. The bill provides for the creation, revocation, and amendment</p>

		of a power of appointment and sets forth related rules and procedures.
Civil Asset Forfeiture	<p>The committee considered draft legislation amending civil asset forfeiture procedure. The committee discussed several issues, including:</p> <ul style="list-style-type: none"> • the purpose of civil asset forfeiture as a tool for law enforcement; • qualifications to make a claim to property seized by law enforcement; • the procedures for claimants to receive property to be returned following the civil forfeiture proceeding; • the timing of returning property to a claimant; and • the disposition of seized property if the defendant is acquitted of the criminal charge subsequent to the civil forfeiture proceeding. <p>The committee approved draft legislation “Civil Asset Forfeiture Reform Amendments” by Rep. Greene.</p>	<p>“Civil Asset Forfeiture Reform Amendments” by Rep. Greene. The bill modifies civil forfeiture procedure, including requiring a direct nexus of the property to a specific alleged criminal exchange or transaction in order for the property to be forfeited.</p>
Marriage and Divorce	<p>The committee considered draft legislation amending how a court considers lost workplace experience opportunities for a parent while caring for a child in making alimony judgements in its September meeting.</p> <p>The committee approved draft legislation “Alimony Amendments” by Rep. Stratton.</p> <p>The committee also considered draft legislation regarding marriage license fees and premarital counseling in its November meeting.</p> <p>The committee approved draft legislation “Utah Marriage Commission Amendments” by Sen. Christensen.</p>	<p>“Alimony Amendments” by Rep. Stratton. The bill provides that a court considers as part of alimony proceedings whether a parent has lost workplace experience opportunities while caring for a child.</p> <p>“Utah Marriage Commission Amendments” by Sen. Christensen. The bill raises the fee for marriage licenses by \$20, but also provides for a rebate of \$20 to couples who complete premarital counseling. The bill also sets standards for such counseling.</p>

Education Interim Committee
Conclusions Reached for Study Items Approved by Legislative Management Committee
December 12, 2016

Study Item	Summary of Committee Review and Conclusion	Selected Highlights of Recommended Legislation
Assessment and accountability	<p>Discussed assessment and accountability in two joint meetings with the State Board of Education.</p> <p>Opened a committee bill file related to assessment and accountability and discussed draft legislation “Education Assessment and Accountability Amendments” (no vote taken).</p>	
The teacher shortage – scope, causes, and potential solutions	<p>Received a briefing from the State Board of Education and the Utah Education Policy Center about the teacher shortage in Utah and discussed what additional data may be needed. Also discussed challenges in recruiting and retaining teachers, as well as solutions related to induction and mentoring, at the Joint Education Conference.</p>	
Teacher preparation programs	<p>Discussed a partnership between public education and higher education that is working to address teacher preparation in Utah. Study item was also discussed as part of the teacher shortage discussion during interim meetings and the Joint Education Conference.</p> <p>Discussed draft legislation “Teacher Pedagogical Assessment” (no vote taken).</p>	
New methods of instruction, including competency-based education and digital teaching and learning	<p>Received presentations from the State Superintendent of Public Instruction and schools regarding competency-based education.</p> <p>Created a working group to study competency-based education, including identifying barriers to expanding competency-based education and possible solutions.</p> <p>Approved draft legislation “Competency-Based Education Funding.”</p>	<p>“Competency-Based Education Funding” authorizes the State Board of Education to reimburse an eligible local education agency for a student who graduates early.</p>

<p>Property tax equalization</p>	<p>Received a presentation from committee staff about equalization and heard input from the State Board of Education and school districts.</p> <p>Created a working group to study equalization.</p> <p>Discussed draft legislation “School Funding Amendments” (no vote taken).</p>	
<p>Education and workforce alignment, including implementation of SB 103 Strategic Workforce Investments</p>	<p>Discussed at Joint Education Conference. Following the Joint Education Conference, discussed by a working group. The Higher Education Appropriations Subcommittee reviewed proposals submitted for funding under 2016 SB 103, Strategic Workforce Investments, and recommended five proposals to the Executive Appropriations Committee.</p>	
<p>Performance funding in higher education</p>	<p>Received a presentation from the Utah System of Higher Education about the implementation of performance funding. The Utah College of Applied Technology also presented a proposed model for expanding performance funding to the Utah College of Applied Technology.</p> <p>Discussed draft legislation “Higher Education Performance Funding” (no vote taken).</p>	
<p>School leadership, including following up on implementation of the School Leadership Development Program established in Section 53A-1-1209</p>	<p>Received an update on implementation of the School Turnaround and Leadership Development Act (Title 53A, Chapter 1, Part 12) from the State Board of Education, school administrators, and school turnaround experts.</p> <p>Planning to hold a full-day policy meeting to discuss school leadership on December 19.</p>	