

2019 UBA LEGISLATIVE TRACKING

Bill	Short Title	Prime Sponsor	Position	Comments	Result
H.B. 24	Property Tax Exemptions, Deferrals, and Abatements Amendments	Eliason, Steve	M	This bill: defines terms; repeals outdated provisions related to property tax exemptions, deferrals, and abatements; reorganizes, redrafts, and updates existing provisions related to property tax exemptions, deferrals, and abatements; broadens the appeal right for a person who is dissatisfied with a tax relief decision; expands the armed forces property tax exemption; and makes technical and conforming changes.	✓
H.B. 52	Remote Notarization Standards	Hall, Craig	S	This bill: defines terms; establishes requirements for and a process by which the lieutenant governor may certify a notary as a remote notary; establishes requirements for the process by which a remote notary may perform a remote notarization, including standards for: determining and individual's identity; and the equipment, software, and hardware by which a remote notary may perform a remote notarization; grants rule making authority to the director of elections in the Office of the Lieutenant Governor; amends the fees a notary may charge for performing a notarization; requires a remote notary to keep an electronic journal, including an audio and video recording, of each notarization the remote notary performs; amends provisions related to the security, maintenance, and custody of a notary's journal; amends provisions related to the obtaining, use, surrendering, and destruction of a notary's official seal; and makes technical and conforming changes.	✓
H.B. 57	Electronic Information or Data Privacy	Hall, Craig	M	This bill: defines terms; requires issuance of a search warrant to obtain certain electronic information or data; addresses notification that electronic information or data was obtained; provides for transmission of electronic information or data to a remote computing service, including restrictions on government entities; provides that the individual who transmits electronic information or data is the presumed owner of the electronic	✓

				information or data; and makes technical and conforming amendments.	
H.B. 83	Statute of Limitations Modifications	Snow, V. Lowry	S	This bill: clarifies statute of limitations for credit agreements; and makes technical changes.	✓
H.B. 95	Bad Check Fee Amendments	Ivory, Ken	M	This bill: increases the amount of collection costs for which the issuer of a dishonored check is liable; and makes technical and conforming changes.	✓
H.B. 97	Uniform Commercial Code Amendments	Snow, V. Lowry		This bill: provides that the regulations governing a funds transfer apply to a remittance transfer under certain circumstances; and makes technical and conforming changes.	✓
H.B. 148	Vehicle Idling Revisions	Arent, Patrice M.	S	This bill: limits a local highway authority's ability to enact restrictions on vehicle idling.	✓
H.B. 212	Expungement Changes	Barlow, Stewart E.	M	This bill: defines terms; prohibits public employer inquiry into an applicant's expunged criminal history, except in certain circumstances; permits an applicant to answer a question related to an expunged criminal record as though the action underlying the expunged criminal record never occurred, except in certain circumstances; and makes technical and conforming changes.	✓
H.B. 230	Exemptions from Collection Amendments	Stratton, Keven J.	M	This bill: addresses the value of a homestead exemption; includes certain savings plans; and make technical changes.	✓
H.B. 240	Money Management Act Amendments	Ballard, Melissa G.	M	This bill: authorizes public funds to be invested in negotiable brokered certificates of deposit, subject to rules made by the State Money Management Council; and makes technical changes.	✓
H.B. 247	County Recorder Fees Amendments	Wilde, Logan	M	This bill: increases certain statutorily defined fees that a county recorder charges; modifies the recording fee structure to a per-recording rather than a per-page fee; removes certain distinctions between certain types of documents for purposes of determining fees; repeals authority for a county recorder to charge an additional fee for a document that fails to meet requirements the recorder imposes in addition to the statutory	✓

				requirements; modifies the list of documents that are exempt from certain recording requirements; and makes technical and conforming changes.	
H.B. 286	Financial and Economic Literacy Education Amendments	Moss, Jefferson	S	This bill: amends the definition of "financial and economic literacy concepts"; amends provisions related to standards related to financial literacy; repeals and reenacts provisions related to: a general financial literacy course; and professional development related to financial literacy education; repeals provisions related to a financial and economic literacy passport; amends provisions related to the convening of a task force; and makes technical and conforming changes.	✓
H.B. 329	Homeowner Association Provisions Amendments	Moss, Carol Spackman		This bill: defines terms; amends the enforcement of a reinvestment fee covenant; amends the enforcement of a lien during a period of noncompliance with registration requirements; amends and consolidates provisions regarding providing statements of unpaid assessments and payoff information; creates a statute of repose for certain claims; and makes technical and conforming changes.	✗
H.B. 378	Regulatory Sandbox	Roberts, Marc K.	M	This bill: defines terms; creates a regulatory sandbox program in GOED, which allows a participant to temporarily test innovative financial products or services, or innovative peer-to-peer services, on a limited basis without otherwise being licensed or authorized to act under the laws of the state; describes who may participate in the program; describes how GOED shall administer the program; and describes reporting requirements for participants in the program and GOED.	✓
H.B. 408	Notary Public Liability Amendments	Hall, Craig		This bill: amends provisions creating liability for an employer of a notary public for the notary public's misconduct if: the notary public was acting within the course and scope of employment; and the employer had knowledge of, consented to, or permitted the misconduct.	✓
H.B. 441	Tax Equalization and Reduction Act	Quinn, Tim		This bill: amends the corporate franchise and income tax rate and the individual income tax rate; amends the calculation of certain tax credits to match the applicable income tax rate; modifies the calculation of the Utah personal exemption for purposes of the taxpayer tax credit; enacts a tax credit for social security benefits that are	✗

				<p>included in the claimant's federal adjusted gross income; provides that a claimant may claim either the retirement tax credit or the nonrefundable tax credit for social security benefits; enacts a refundable state earned income tax credit for certain individuals who are experiencing intergenerational poverty; requires the Department of Workforce Services to notify individuals who are experiencing intergenerational poverty of the state earned income tax credit and to provide certain information about those individuals to the State Tax Commission; specifies procedures for the administration of the earned income tax credit for certain individuals who are experiencing intergenerational poverty; provides, amends, and repeals sales and use tax definitions; imposes a tax on the total premiums received by admitted insurers writing health insurance in this state; decreases the general state sales and use tax rate; imposes a state sales and use tax on amounts paid or charged for services; repeals certain sales and use tax exemptions; provides that certain services are exempt from the sales and use tax; creates the Sales and Use Tax Base Expansion Restricted Account; requires certain state sales and use tax revenue and local option sales and use tax revenue to be deposited into the Sales and Use Tax Base Expansion Restricted Account; requires the State Tax Commission to make certain reports to the Revenue and Taxation Interim Committee; amends the local option sales and use tax distribution formula for the general county, city, town, or metro township sales and use tax and the county option sales and use tax; reduces certain local option sales and use tax rates; enacts a real estate transfer tax; specifies that the following written instruments are subject to the real estate transfer tax: written instruments for the sale or exchange of property or any interest in the property or any combination of sales or exchanges or any assignment or transfer of property or any interest in the property; and deeds or instruments of conveyance of property or any interest in property, for consideration; specifies</p>	
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				written instruments that are exempt from the real estate transfer tax; specifies procedures for the collection and enforcement of the real estate transfer tax; and makes technical and conforming changes.	
S.B. 12	FDIC Premium Deduction Amendments	Stevenson, Jerry W.	S	This bill: enacts a provision that authorizes a subtraction from unadjusted income of a corporate taxpayer, adjusted gross income of an individual income taxpayer, and unadjusted income of a resident or nonresident estate or trust for the amount of any FDIC premium paid or incurred by the taxpayer that is disallowed as a deduction for federal income tax purposes; and makes technical corrections.	✓
S.B. 34	Affordable Housing Modifications	Anderegg, Jacob L.		This bill: defines terms; modifies the requirements of certain municipalities and counties related to the moderate income housing plan element of their general plan; modifies the reporting requirements of certain municipalities related to the municipalities' moderate income housing plan element of their general plan; modifies provisions related to the use of Transportation Investment Fund money; modifies provisions related to the Olene Walker Housing Loan Fund Board; and makes technical changes.	✓
S.B. 42	Tangible Personal Property Amendments	McCay, Daniel		This bill: provides for the exemption of certain tangible personal property from property tax if the tangible personal property is eligible for sales and use taxation; repeals existing provisions relating to the exemption of certain tangible personal property from property tax; and makes technical and conforming changes.	✗
S.B. 86	Savings Promotion Programs	Fillmore, Lincoln		This bill: defines terms; permits a depository institution to conduct a savings promotion program under certain conditions; and permits the Commissioner of Financial Institutions to make rules related to savings promotion programs.	✓
S.B. 121	Controlled Business in Title Insurance Repeal	Hemmert, Daniel	M	This bill: repeals provisions of the Insurance Code that prohibit title business referrals from certain persons who have a financial interest in the title insurance entity to which the person refers the title business.	✓

S.B. 193	Attorney General Enforcement Amendments	Hillyard, Lyle W.	A	This bill: modifies the notification requirements following a breach of system security; amends the penalty for a violation of the Protection of Personal Information Act or the Consumer Credit Protection Act; establishes a statute of limitations for an enforcement action under the Protection of Personal Information Act or the Consumer Credit Protection Act; grants rulemaking authority to the attorney general; allows funds in the Attorney General Litigation Fund to be used for education and outreach on certain matters; modifies the available remedies in an action under the Utah Antitrust Act; and makes technical and conforming changes.	✓
S.C.R. 7	Concurrent Resolution Urging Legal Medical Cannabis Banking	Anderegg, Jacob L.	S	This resolution: acknowledges that, despite the enactment of the Utah Medical Cannabis Act, cannabis plant extracts remain classified as Schedule I controlled substances under federal law; recognizes that the illegality of cannabis under federal law restricts the medical cannabis industry's legal access to financial institutions' banking services; warns of the dangers associated with businesses that operate entirely in cash; and urges the President and Congress to remove the barriers that prohibit the medical cannabis industry from legally accessing banking services.	✓
S.J.R. 3	Proposal to Amend Utah Constitution - Tangible Personal Property Tax Exemption	McCay, Daniel		This resolution proposes to amend the Utah Constitution to: repeal a property tax exemption for tangible personal property that generates an inconsequential amount of revenue; and authorize the establishment of a property tax exemption for tangible personal property that is subject to sales and use tax.	✗

Tracking Key

✓ = Passed ✗ = Failed A = Amend M = Monitoring N = Neutral O = Oppose S = Support