

Utah Division of Oil, Gas & Mining 2016 Legislative Session

Bill #	Bill Title	Bill Sponsor	Purpose of Bill	Status/Actions
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ENERGY/MINERAL BILLS

SB 17-S2	Revenue and Taxation Amendments	Sen. Van Tassell	Clarifies the oil and gas severance tax formula regarding deductions after a 1/2015 Supreme Court decision and subsequent Tax Comm. actions. UPA agreed with DOGM amendment on 11/2/15.	2/16: Senate passed. 3/8: House passed
SB 102-S5	High Cost Infrastructure Tax Credit Amendments	Sen. Okerlund	Amends the 2015 tax credit provisions, including modifying the Infrastructure Board composition and rulemaking for the tax credit by OED. Credit includes mining and manufacturing projects.	3/10 Senate passed 3/10: House passed
SB 118	Uintah Basin Air Quality Research Project	Sen. Van Tassell	Modifies the expenditure purposes of the Infrastructure & Econ. Diversification Investment Account (portion of severance tax monies) to include an appropriation for USU air quality research.	2/24: Senate passed 3/2: House passed
*SB 134	Oil & Gas Conservation Account Amendment	Sen. Okerlund	Increases the "cap" of \$750,000 on the O&G Conservation Account to 100% of annual conservation fee appropriation (now \$4.3 mil.).	2/24: Senate passed 3/2: House passed
SB 159	Severance Tax Exemption Extension	Sen. Van Tassell	Extends for 10 years the severance tax exemption for oil shale, oil sands, and coal-to-liquids in Title 59.	3/1: Senate passed 3/10: House passed
SB 200-S1	Compensatory Mitigation Program for Sage Grouse	Sen. Van Tassell	Creates the Sage Grouse Compensatory Mitigation Program in DNR. Bill allows "mitigation credit" generation, selling, and purchasing, and creates a system for tracking mitigation credits. A person may use a mitigation credit to permanently disturb sage-grouse habitat.	3/2: Senate passed 3/10: House passed
SB 246-S2	Funding for Infrastructure Revisions	Sen. Adams	Modifies provisions re funding for infrastructure projects, including a bulk commodities ocean terminal, liquid or gaseous hydrocarbon pipeline, electric transmission facilities, or short-line freight railroad.	3/7: Senate passed 3/10: House passed
HB 140	Public Utilities & Technology Committee Name Change	Rep. Handy	Adds "Energy" to the Interim Committee title, so new name will be the Public Utilities, Energy & Technology Interim Comm. Note: SR1 by Hinkins makes the same change for the standing committee.	2/11: House passed 2/23: Senate passed

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HB 180-S1	Sales & Use Tax Exemption Amends	Rep. Wilson	Repeals the “3-year economic life” requirement for machinery for the exemption, and amends the exemption on materials used in the process of production including certain mining materials. Substitute phases in at 33%, 66% & 100%, commencing a year later at 7/2017.	2/23: House passed 3/2: Senate Comm passed 3/10: Bill died
HB 219	Resource Management Planning	Rep. Stratton	Updates the 2015 bill requirement for counties to prepare Resource Management Plans, including application only to public lands, an extension of the due date from 7/1/16 to 5/1/17, and other items.	3/1: House passed 3/10: Senate passed
*HB 276-S1	Public Land Management Act	Rep. Noel	Creates the Division of Public Lands within DNR, subsequent to a minimum of 100,000 acres of public land transfer to the state, excluding SITLA exchanges. Substitute requires DOGM report to Commission for Stewardship of Public Lands by 10/16 on how state shall deal with oil, gas & mining issues in Public Land Transfer Act.	2/26: House passed 3/10: Senate passed
HCR 1	Concurrent Resolution on Waters of the United States	Rep. Noel	Expresses disapproval of the expansion of the term “waters of the United States” and supports AG to vacate this expansive rule.	2/3: House passed 2/18: Senate passed
HCR 8-S1	Concurrent Resolution on Bonneville Salt Flats International Speedway	Rep. Handy	Calls attention to the Bonneville Salt Flats Speedway deterioration and urges BLM to restore the flats to safe high-speed racing conditions, and develop a plan with participation of racers and Intrepid Potash Wendover.	2/22: House passed 3/3: Senate passed
HCR 13	Concurrent Resolution Urging Congress to Support Implementation of Utah's Sage-Grouse Conserv. Plan	Rep. Sandall	Urges Congress to support Utah's sage-grouse conservation plan. Requests Congress to provide mechanism for state sage-grouse plans to be implemented on BLM and FS lands, 10-year period of no funding for Interior sage-grouse petition finding, and other items.	3/2: House passed 3/7: Senate Comm passed 3/10: Bill died
HCR 16	Concurrent Resolution on Utah Public Lands	Rep. Stratton	Strongly encourages appropriate executive branch agencies to pursue all means of legislative and legal efforts to secure the transfer of federal public lands, and assert a cause of action with the U.S. Supreme Court by 12/1/2017.	2/26: Bill numbered/public. 3/7: House passed 3/10: Bill died

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ADMINISTRATIVE BILLS

SB 3	Current Fiscal Year Supplemental Appropriations	Sen. Hillyard	Provides supplemental funding to some agencies for FY2016 (not OGM) and also provides for specified non-lapsing authority from FY16 into FY17 (OGM allowed up to \$400K, if funds available).	3/7: Senate passed 3/8: House passed
SB 8	State Agency & Higher Educ. Compensation Appropriation	Sen. J. Stevenson	Provides for a 2% general salary increase for state employees, plus monies for health insurance and the \$26/pay period 401K match.	3/7: Senate passed 3/8: House passed
SB 19	Phased Retirement	Sen. Weiler	Allows employee to retire in place under an agreement to work half-time and receive half the normal retirement allowance. No added service credit earned. Employer can approve/deny. Begins 1/1/17.	1/28: Senate passed. 2/10: House passed
SB 29	Retirement Systems Amends	Sen. Weiler	Annual administrative and technical amendments bill. No substantive benefit changes, per URS.	1/27: Senate passed. 2/10: House passed
SB 37	HR Management Rate Committee	Sen. Weiler	Changes the HR Rate Committee to a majority of customers, with 6 agencies vs. the prior 3. (DNR supports customer rate committees.)	1/29: Senate passed. 2/10: House passed
SB 48	Board Membership Restrictions	Sen. Escamilla	Governor may not appoint an individual to a state board if held the position of executive director of a department within previous year.	12/21: Bill numbered/public 3/10: Bill died
SB 52-S2	Rate Committee Modifications	Sen. Hinkins	Changes Dept. of Admin Services and IT Rate Committees to a majority of customers, with change from 3 to 7 executive agencies.	3/7: Senate passed 3/7: House passed
SB 184-S3	Procurement Code Modifications	Sen. Jenkins	Clarifies standard purchasing processes and exemptions, identifies the protest process, addresses when bid changes are immaterial, allows for trial use contracts, and other provisions in 123-page bill.	3/7: Senate passed 3/10: House passed
SB 210-S4	Unmanned Vehicle Revisions	Sen. Harper	Establishes several restrictions for use of drones. Amends law enforcement use and personal use.	3/7: Senate passed 3/8: Hse Comm subs/passed 3/10: Bill died

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SJR 11	Joint Resolution - Potential Interim Study Items	Sen. Okerlund	Provides potential interim study topics for 2016.	3/10: Bill numbered/public 3/10: Bill died
HB 2	New Fiscal Year Supplemental Appropriations	Rep. Sanpei	Provides supplemental funds for FY2017, including \$972,000 of ongoing General Funds to DOGM due to the rapid decrease in O&G Conservation Fee revenue.	3/7: House passed 3/8: Senate passed
HB 3	Appropriations Adjustments	Rep. Sanpei	Makes final appropriation adjustments by the Legislature, although none apply to DOGM this year.	3/10: House passed 3/10: Senate passed
HB 5	Natural Resources, Agric., & Envir. Quality Base Budget	Rep. McKell	Appropriates initial funds for state government for the fiscal year beginning July 1, 2016 and ending June 30, 2017.	2/8: House passed 2/9: Senate passed
HB 8-S1	State Agency Fees and Internal Service Fees	Rep. Dee	Authorizes state agency fees and internal service fund rates. (OGM = lines 605 and 5427)	3/7: House passed 3/8: Senate passed
HB 35	Retirement and Insurance Benefit Claims Amends	Rep. Powell	Modifies the Utah State Retirement and Insurance Benefit Act by amending provisions relating to limitations of retirement systems claims and actions. Sets time limits for a person to request a review of a claim for benefits, rights, obligations or employment rights.	1/27: House passed. 2/18: Senate passed
HB 50	Postretirement Reemployment Amendments	Rep. Cunningham	Amends earnings limitation from \$15K to \$20K during first year of postretirement.	12/16: Bill numbered/public 3/10: Bill died
HB 51	Recodification of Post-Retirement Reemployment	Rep. Powell	Reorganizes chapter into 8 sections, to become more readable. No substantive changes per drafter.	2/18: House passed 3/3: Senate passed
HB 63	Fees for Government Records Requests	Rep. Brian King	GRAMA: provides for de novo review of an appeal of a fee waiver request.	2/18: House passed 3/3: Senate passed

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HB 81	Government Employees Insurance Offerings Amends	Rep. Kennedy	PEHP High Deductible Insurance Plan: employee who desires HSA, who is not eligible for an employer contribution due to a spouse not having an HSA, may receive that employer contribution in a health reimbursement account.	2/10: House passed 2/23: Senate passed
HB 86-S3	Postretirement Employment Restrictions	Rep. Cunningham	Provides for only a 60-day separation requirement for <u>all</u> employee groups (state, school, public safety) for restarting employment, and employee must be reemployed by a different agency. 5-yr max.	2/26: House passed 3/10: Bill died
HB 96-S2	Single Sign-On Business Database	Rep. Cutler	Directs DTS to develop a business database and single sign-on web portal, wherein allows a person doing business in the state to access all relevant state-collected business data about the person, including registration, workers' comp, tax. Not DEQ/DNR yet.	2/18: House passed 3/9: Senate passed
HB 117	Modifications to Postretirement Reemployment	Rep. Cunningham	Allows certain retirees to be rehired after a period, if the retiree does not receive employer retirement benefits, reemployed by a different agency; and employer pays the contribution rate in certain cases.	2/16: House Comm held 3/10: Bill died
HB 188	Paid Family Leave	Rep. Romero	New leave type for 6 weeks granted at time of birth or adoption.	2/18: House Comm held 3/10: Bill died
HB 195	Living Wage Amends	Rep. Hemmingway	Increases public and private employee wage to \$12/hour.	1/25: Bill numbered/public 3/10: Bill died
HB 197-S2	Lobbying by State Agencies Amendments	Rep. Roberts	State agency may not take a public stance on a bill. Prevents state employee from any intent to influence a legislator on a bill.	2/10: House Comm held 3/10: Bill died
HB 205	Tier II Retirement Amends	Rep. Cunningham	Increases the employer rate from 10% to 11%, and increases the multiplier from 1.5% to 1.72% starting 7/2017 for 35 year max.	1/27: Bill numbered/public. 3/10: Bill died
HB 282	State Contractor Employee Health Coverage Amends	Rep. Dunnigan	Increases the state contract threshold for a state contractor to provide employee health insurance for a design and construction contract, and requires the Dept. of Health to post a benchmark plan.	2/16: House passed 3/3: Senate passed

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HB 388	State Job Applications Process	Rep. Hollins	Public employer may not require an applicant to disclose a past criminal conviction before an initial interview for employment.	3/7: House Comm passed 3/10: Bill died
HB 462-S1	Notaries Public Amends	Rep. Hutchings	Mainly amends notarization and authentication of documents.	3/4: House Comm passed 3/10: Bill died