

**LEGISLATIVE REPORTS AMENDMENTS**

2016 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Steve Eliason**

Senate Sponsor: \_\_\_\_\_

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**LONG TITLE**

**General Description:**

This bill modifies the Utah State Fair Corporation Act and the State Officers and Employees code by amending provisions relating to reports.

**Highlighted Provisions:**

This bill:

► modifies certain reporting requirements that the Utah State Fair Corporation and the attorney general are required to make to the Legislature.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**63H-6-106**, as renumbered and amended by Laws of Utah 2011, Chapter 370

**67-5-24**, as last amended by Laws of Utah 2013, Chapter 400

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

Section 1. Section **63H-6-106** is amended to read:

**63H-6-106. Financial reports -- Audit -- Surety bonds.**

(1) (a) The corporation shall, following the close of each fiscal year, submit an annual



28 report of its activities for the preceding year to the governor and the [Legislature] Natural  
29 Resources, Agriculture, and Environmental Quality Appropriations Subcommittee.

30 (b) The report shall contain:

31 (i) a complete operating report detailing the corporation's activities; and

32 (ii) financial statements of the corporation audited by a certified public accountant  
33 according to generally accepted auditing standards.

34 (2) (a) At least once a year, the state auditor shall:

35 (i) audit the books and accounts of the corporation; or

36 (ii) contract with a nationally recognized independent certified public accountant to  
37 conduct the audit and review the audit report when it is completed.

38 (b) The corporation shall reimburse the state auditor for the costs of the audit.

39 (c) If the audit is conducted by an independent auditor, the independent auditor shall  
40 submit a copy of the audit to the state auditor for review within 90 days after the end of the  
41 fiscal year covered by the audit.

42 (3) (a) The corporation shall maintain a surety bond in the penal sum of \$25,000 for  
43 each member of the board.

44 (b) The corporation shall maintain a surety bond in the penal sum of \$50,000 for the  
45 executive director.

46 (c) The corporation shall ensure that each surety bond is:

47 (i) conditioned upon the faithful performance of the duties of office to which it  
48 attaches;

49 (ii) issued by a surety company authorized to transact business in Utah as a surety; and

50 (iii) filed in the office of the State Treasurer.

51 (d) The corporation shall pay the cost of the surety bonds.

52 Section 2. Section **67-5-24** is amended to read:

53 **67-5-24. Attorney General Crime and Violence Prevention Fund -- Use of money**  
54 **-- Restrictions.**

55 (1) There is created an expendable special revenue fund known as the Attorney General  
56 Crime and Violence Prevention Fund.

57 (2) The fund shall consist of gifts, grants, devises, donations, and bequests of real  
58 property, personal property, or services, from any source, made to the fund.

59 (3) (a) If the donor designates a specific purpose or use for the gift, grant, devise,  
60 donation, or bequest, money from the fund shall be used solely for that purpose.

61 (b) Gifts, grants, devises, donations, and bequests not designated for a specific purpose  
62 under Subsection (3)(a) and that are not restricted to a specific use under federal law, shall be  
63 used in connection with the activities under Subsection (4).

64 (c) The attorney general or the attorney general's designee shall authorize the  
65 expenditure of fund money in accordance with this section.

66 (d) The money in the fund may not be used for administrative expenses of the Office of  
67 the Attorney General normally provided for by legislative appropriation.

68 (4) Except as provided under Subsection (3), the fund money shall be used for any of  
69 the following activities:

- 70 (a) the Amber Alert program;
- 71 (b) prevention of crime against seniors;
- 72 (c) prevention of domestic violence and dating violence;
- 73 (d) antidrug use programs;
- 74 (e) preventing gangs and gang violence;
- 75 (f) Internet safety programs;
- 76 (g) mentoring Utah partnerships;
- 77 (h) suicide prevention programs;
- 78 (i) underage drinking programs;
- 79 (j) antipornography programs;
- 80 (k) victims assistance programs;
- 81 (l) identity theft investigations and prosecutions; or
- 82 (m) identity theft reporting system database.

83 (5) The state treasurer shall invest the money in the fund under Title 51, Chapter 7,  
84 State Money Management Act, except that all interest or other earnings derived from the fund  
85 money shall be deposited in the fund.

86 (6) The attorney general shall make an annual report to the [~~Legislature~~] Executive  
87 Offices and Criminal Justice Appropriations Subcommittee regarding the status of the fund,  
88 including a report on the contributions received, expenditures made, and programs and services  
89 funded.

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**Legislative Review Note  
Office of Legislative Research and General Counsel**