

1                   **EXECUTIVE RESIDENCE COMMISSION AMENDMENTS**

2                                   2021 GENERAL SESSION

3                                   STATE OF UTAH

4                                   **Chief Sponsor: Chris H. Wilson**

5                                   House Sponsor: Calvin R. Musselman

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7 **LONG TITLE**

8 **General Description:**

9                   This bill amends provisions related to the Executive Residence Commission.

10 **Highlighted Provisions:**

11                   This bill:

12                   ▶ requires the Executive Residence Commission to make recommendations to the  
13 Division of Facilities Construction and Management instead of the state building  
14 board; and

15                   ▶ makes technical and conforming changes.

16 **Money Appropriated in this Bill:**

17                   None

18 **Other Special Clauses:**

19                   None

20 **Utah Code Sections Affected:**

21 AMENDS:

22                   **67-1-8.1**, as last amended by Laws of Utah 2017, Chapter 181

23                   **67-1-9**, as last amended by Laws of Utah 2001, Chapter 9

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

26                   Section 1. Section **67-1-8.1** is amended to read:

27                   **67-1-8.1. Executive Residence Commission -- Recommendations as to use,**  
28 **maintenance, and operation of executive residence.**

29                   (1) The Legislature finds and declares that:

30 (a) the state property known as the Thomas Kearns Mansion is a recognized state  
31 landmark possessing historical and architectural qualities that should be preserved; and

32 (b) the Thomas Kearns Mansion was the first building listed on the National Register  
33 of Historic Places in the state.

34 (2) As used in this section:

35 (a) "Executive residence" includes the:

36 (i) Thomas Kearns Mansion;

37 (ii) Carriage House building; and

38 (iii) grounds and landscaping surrounding the Thomas Kearns Mansion and the  
39 Carriage House building.

40 (b) "Commission" means the Executive Residence Commission established in this  
41 section.

42 (3) (a) An Executive Residence Commission is established to make recommendations  
43 to the [~~State Building Board~~] Division of Facilities Construction and Management for the use,  
44 operation, maintenance, repair, rehabilitation, alteration, restoration, placement of art and  
45 monuments, or adoptive use of the executive residence.

46 (b) The commission shall meet at least once a year and make any recommendations to  
47 the [~~State Building Board~~] Division of Facilities Construction and Management prior to August  
48 1 of each year.

49 (4) The commission shall consist of nine voting members and one ex officio,  
50 nonvoting member representing the Governor's Mansion Foundation. The membership shall  
51 consist of:

52 (a) three private citizens appointed by the governor, who have demonstrated an interest  
53 in historical preservation;

54 (b) three additional private citizens appointed by the governor with the following  
55 background:

56 (i) an interior design professional with a background in historic spaces;

57 (ii) an architect with a background in historic preservation and restoration

58 recommended by the Utah chapter of the American Institute of Architects; and  
59 (iii) a landscape architect with a background and knowledge of historic properties  
60 recommended by the Utah chapter of the American Society of Landscape Architects;  
61 (c) the director, or director's designee, of the Division of Art and Museums;  
62 (d) the director, or director's designee, of the Division of State History; and  
63 (e) the executive director, or executive director's designee, of the Department of  
64 Administrative Services.

65 (5) (a) Except as required by Subsection (5)(b), as terms of current commission  
66 members expire, the governor shall appoint each new member or reappointed member to a  
67 four-year term ending on March 1.

68 (b) Notwithstanding the requirements of Subsection (5)(a), the governor shall, at the  
69 time of appointment or reappointment, adjust the length of terms to ensure that the terms of  
70 commission members are staggered so that approximately half of the commission is appointed  
71 every two years.

72 (6) (a) The governor shall appoint a chair from among the membership of the  
73 commission.

74 (b) Six members of the commission shall constitute a quorum, and either the chair or  
75 two other members of the commission may call meetings of the commission.

76 (7) When a vacancy occurs in the membership for any reason, the replacement shall be  
77 appointed for the unexpired term.

78 (8) A member may not receive compensation or benefits for the member's service, but  
79 may receive per diem and travel expenses in accordance with:

80 (a) Section [63A-3-106](#);

81 (b) Section [63A-3-107](#); and

82 (c) rules made by the Division of Finance pursuant to Sections [63A-3-106](#) and  
83 [63A-3-107](#).

84 (9) The Division of Facilities Construction and Management shall provide the  
85 administrative support to the commission.

86 Section 2. Section **67-1-9** is amended to read:

87 **67-1-9. Governor's residence -- Sources of funds.**

88 (1) The Kearns' mansion shall be the official residence of the governor.

89 (2) The [~~building board~~] Division of Facilities Construction and Management may  
90 apply for, accept and expend funds from federal and other sources for carrying out the purposes  
91 of Section [67-1-8.1](#) and this section.