

ANNUAL UTAH OPEN AND PUBLIC MEETINGS ACT TRAINING

Utah State Tax Commission
2019 Update

CHANGES SINCE 2018

- Proposition 4: Added Utah Independent Redistricting Commission as a public body
- HB387: Eliminated Economic Development Legislative Liaison Committee and removed it from a public body exception
- SB27: Added discussion of trade secrets by a Governmental Nonprofit Corporation governing board to closed meeting topics
- SB165: Removed an ambiguity from the quorum exception applicable to elected three member commissions

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IN A NUTSHELL

- A quorum of a public body gathered to discuss or act upon a subject over which it has jurisdiction or advisory power must do so in a public meeting for which proper notice, including a reasonably specific agenda, is given and an audio recording is made
- Following the public meeting, the public body must make the audio recording and a set of draft minutes available for public review
- A public body may close its meeting to discuss, but not act upon, seven statutorily specified topics

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PUBLIC BODY

- Administrative, advisory, executive, or legislative
- Created by the Utah Constitution, statute, rule, ordinance or resolution
- Consists of two or more persons
- Expends, disburses or is supported in whole or in part by tax revenue
- Vested with authority to make decisions regarding the public's business

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UTAH STATE TAX COMMISSION

- Creation
 - Number
 - Tax revenue
 - Authority
- Article XIII, Section 6
 - Four
 - Yes
 - Constitution and statute

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STATE FARMLAND EVALUATION ADVISORY COMMITTEE

- Creation
 - Number
 - Tax revenue
 - Authority
- Utah Code § 59-2-514(1)
 - Five
 - Yes
 - Utah Code § 59-2-514(2)
 - Review agricultural land classifications
 - Recommend a range of values based upon productive capabilities

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MOTOR VEHICLE BUSINESS REGULATION ADVISORY BOARD

- Creation
 - Number
 - Tax revenue
 - Authority
- Utah Code § 41-3-106(1)(a)
 - Five
 - Yes
 - Utah Code § 41-3-106
 - (1)(a) Assist and advise the administrator in the administration and enforcement of the chapter
 - (1)(f) Act upon and resolve in the name of the board any matter, thing, or question referred to it by the administrator, or that the board has power to determine
 - (2)(a) Annually elect officers

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