

Effective 5/4/2022

20A-20-203 Exemptions from and applicability of certain legal requirements -- Risk management -- Code of ethics.

- (1) The commission is exempt from:
 - (a) except as provided in Subsection (3), Title 63A, Utah Government Operations Code;
 - (b) Title 63G, Chapter 4, Administrative Procedures Act; and
 - (c) Title 63A, Chapter 17, Utah State Personnel Management Act.
- (2)
 - (a) The commission shall adopt budgetary procedures, accounting, and personnel and human resource policies substantially similar to those from which the commission is exempt under Subsection (1).
 - (b) The commission is subject to:
 - (i) Title 52, Chapter 4, Open and Public Meetings Act;
 - (ii) Section 67-3-12 relating to the Utah public finance website;
 - (iii) Title 63G, Chapter 2, Government Records Access and Management Act;
 - (iv) Title 63G, Chapter 6a, Utah Procurement Code; and
 - (v) Title 63J, Chapter 1, Budgetary Procedures Act.
- (3) Subject to the requirements of Subsection 63E-1-304(2), the commission may participate in coverage under the Risk Management Fund created by Section 63A-4-201.
- (4)
 - (a) The commission may, by majority vote, adopt a code of ethics.
 - (b) The commission, and the commission's members and employees, shall comply with a code of ethics adopted under Subsection (4)(a).
 - (c) The executive director of the commission shall report a commission member's violation of a code of ethics adopted under Subsection (4)(a) to the appointing authority of the commission member.
 - (d)
 - (i) A violation of a code of ethics adopted under Subsection (4)(a) constitutes cause to remove a member from the commission under Subsection 20A-20-201(3)(b).
 - (ii) An act or omission by a member of the commission need not constitute a violation of a code of ethics adopted under Subsection (4)(a) to be grounds to remove a member of the commission for cause.

Amended by Chapter 274, 2022 General Session