

Series 432

Box 39
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LEGAL SERVICES COMMITTEE

Approved ht

Indexed ht

Proof Read ht

(CLOUD SEEDING TO INCREASE PRECIPITATION)

1973

GENERAL SESSION

H.B. No. 284

By S. Olani Durrant

Cary Peterson

1 AN ACT RELATING TO MODIFICATION OF WEATHER; LIMITING CLOUD SEEDING PROJECT
2 DEVELOPMENT TO THE DIVISION OF WATER RESOURCES; DEFINING METHOD OF
3 APPROPRIATING INCREASED WATER SUPPLY RESULTING FROM CLOUD SEEDING;
4 REQUIRING REPORTING AND RECORD KEEPING OF ALL CLOUD SEEDING ACTIVITY;
5 AND REPEALING SECTIONS 73-15-1 AND 73-15-2, UTAH CODE ANNOTATED 1953, (.
6 AS ENACTED BY CHAPTER 129, LAWS OF UTAH 1953.)

~~Be it enacted by the Legislature of the State of Utah:~~

1 Section 1. As used in this act:

2 (1) "Cloud seeding" means all acts undertaken to artificially
3 distribute nuclei to cloud masses for the purpose of altering precipitation
4 or cloud forms. Any other activity which has other primary goals, but
5 inadvertently artificially distributes nuclei to cloud masses shall not
6 be construed as cloud seeding.

7 (2) "A cloud seeding project" means a planned project to evaluate
8 meteorological conditions, perform cloud seeding and evaluate results;
9 or simply a planned series of seedings.

10 Section 2. The State of Utah through the division of water resources
11 shall be the only entity, private or public, that shall have authority to
12 sponsor and develop cloud seeding research or implementation projects to
13 alter precipitation or cloud forms within the State of Utah. The
14 division of water resources shall develop local or statewide cloud
15 seeding projects which conform to overall state water planning objectives
16 and which the division determines feasible. The division shall contract
17 with the Utah water research laboratory or any other technically competent
18 individual or organization, whenever necessary, for technical consultation

1 and assistance in deveoping cloud seeding projects or in furthering necessary
2 research of cloud seeding and its effects.

3 Section 3. All water derived or thought to have been derived as a
4 result of cloud seeding shall be considered part of Utah's basic water supply.
5 All Utah law applying to water from natural precipitation shall also apply
6 to water derived from cloud seeding. No differentiation in the law shall
7 be made between the water derived from these two sources, nor shall separate
8 classification of water rights be developed or granted with respect to water
9 thoughtto have been precipitated by cloud seeding.

10 Section 4. All records and data collected by the department of meteorology
11 of the state school of mines and mineral industries of the university of
12 Utah since the enactment of sections 73-13-1 and 73-15-2 shall be transferred
13 to the division of water resources. The division of water resources shall
14 establish forms and criteria for reporting data and forms for record keeping
15 and cause that a permanent record be kept of all pertinent data related to
16 cloud seeding projects, or research related to the effects of cloud seeding
17 activities.

18 Section 5. The division of water resources shall keep a register of
19 all individuals or organizations desiring to participate in cloud seeding
20 projects as contractors in the State of Utah. Private or other public
21 organizations may participate in cloud seeding projects by agreement with
22 the division of water resources defining responsibilites and cost sharing
23 allocation.

24 Section 6. Sections 73-15-1 and 73-15-2, Utah Code Annotated 1953,
25 as enacted by Chapter 129, Laws of Utah 1953, are repealed.

MANAGEMENT AND FISCAL ANALYSIS

2/20/73

HOUSE BILL NO. 284

The act establishes authority within the Division of Water Resources for organizational control of cloud seeding plans and development activities. Approximately \$10,000 would be required by this agency to work with local sponsors to establish rules of procedure and to formulate minimum standards of weather modification activities.

[Signature]
OFFICE OF THE LEGISLATIVE ANALYST

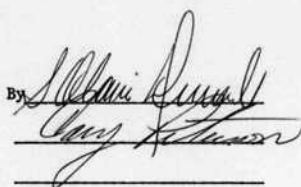
(CLOUD SEEDING TO INCREASE PRECIPITATION)

1973

GENERAL SESSION

HB No. 284

By



- 1 AN ACT ASSIGNING, AND LIMITING CLOUD SEEDING PROJECT DEVELOPMENT
- 2 TO THE DIVISION OF WATER RESOURCES; DEFINING METHOD OF
- 3 APPROPRIATING INCREASED WATER SUPPLY RESULTING FROM
- 4 CLOUD SEEDING; REQUIRING REPORTING AND RECORD KEEPING
- 5 OF ALL CLOUD SEEDING ACTIVITY; REPEALING UTAH CODE
- 6 73-15-1 AND 73-15-2.

~~Be it enacted by the Legislature of the State of Utah:~~

- 1 Section 1. The State of Utah through the Division of
- 2 Water Resources shall be the only entity, private or public,
- 3 that shall have authority to sponsor and develop cloud
- 4 seeding research or implementation projects to alter
- 5 precipitation or cloud forms within the State of Utah. The
- 6 Division of Water Resources shall develop local or statewide
- 7 cloud seeding projects that conform to overall state water
- 8 planning objectives and are determined to be feasible by
- 9 the Division of Water Resources. The Division of Water
- 10 Resources, as they may deem necessary, shall contract with
- 11 the Utah Water Research Laboratory or any other technically
- 12 competent individual or organization for technical consultation
- 13 and assistance in developing cloud seeding projects or in
- 14 furthering necessary research of cloud seeding or other

1 factors that may be affected by cloud seeding activities.
2 Private or other public organizations may participate in
3 cloud seeding projects with the Division of Water Resources
4 by virtue of agreements with the State of Utah defining
5 responsibilities and cost sharing allocations. Cloud
6 seeding as defined by this act shall be construed to mean
7 all acts undertaken to artificially distribute nuclei to
8 cloud masses for the purpose of altering precipitation or
9 cloud forms. Any other activity which has other primary
10 goals, but inadvertently artificially distributes nuclei
11 to cloud masses shall not be construed as cloud seeding.
12 A cloud seeding project as defined by this act shall be
13 a planned project to evaluate meteorological conditions,
14 perform cloud seeding, and evaluate results; or simply
15 repeatedly seeding clouds.

16 Section 2. All water derived or thought to have been
17 derived as a result of cloud seeding shall be considered as
18 a part of Utah's basic water supply the same as all natural
19 precipitation water supplies have been heretofore, and all
20 parts of the Utah Code that apply to water from natural
21 precipitation shall also apply to water derived from cloud
22 seeding. Therefore, no respect or differentiation shall
23 be made whether part of a water supply was natural precipi-
24 tation and part was the result of cloud seeding. No
25 separate classification of water rights shall be developed
26 or granted with respect to water thought to have been
27 produced by cloud seeding.

1 Section 3. Utah Code 73-15-1 and 73-15-2 is hereby
2 repealed.

3 Section 4. All records and data collected by Depart-
4 ment of Meteorology of the State School of Mines and Mineral
5 Industries of the University of Utah since the enactment of
6 Utah Code 73-15-1 and 73-15-2 shall be transferred to the
7 Division of Water Resources, there to be a permanent
8 record. The Division of Water Resources shall establish
9 forms and/or criteria for reporting data and record keeping
10 and cause that a permanent record is kept of all pertinent
11 data related to cloud seeding projects, cloud seeding
12 research projects, or research related to other factors
13 that may be affected by cloud seeding activities. Any
14 individual or organization that would like to become a
15 cloud seeding contractor in the State of Utah shall register
16 with the Division of Water Resources.

HOUSE BILL

No. 284

By Messrs. Durrant & Cary

FEB 6 1973

Peterson

READ

First Time FEB 9 1973, 19.....

Second Time, 19.....

Third Time, 19.....

Ordered Printed and Referred to

Committee on, 19.....

REPORTED

....., 19.....

FURTHER ACTION

Mar 1 Sitting Committee

MAR 8 1973

Enacting Clause Stricken

FINAL VOTE

....., 19.....

Yeas Nays Absent

RECEIVED FROM SENATE

....., 19.....

Enrolled, 19.....

Sent to Governor....., 19.....

IN THE SENATE

RECEIVED FROM HOUSE

....., 19.....

READ

First Time, 19.....

Second Time, 19.....

Third Time, 19.....

REFERRED TO

Committee on, 19.....

....., 19.....

REPORTED

....., 19.....

FURTHER ACTION

....., 19.....

....., 19.....

FINAL VOTE

....., 19.....

Yeas Nays Absent

RETURNED TO HOUSE

....., 19.....

BLUE

LEGAL SERVICES COMMITTEE

Approved JCCIndexed JCCProof Read JCC

(VEHICLE INSPECTION)

1973

GENERAL SESSION

H. B. No. 285

By Charles M. Bullen

Milly O. Bernard

Cary Peterson

1 AN ACT AMENDING SECTION 41-6-158, UTAH CODE ANNOTATED 1953, AS AMENDED BY
2 CHAPTER 78, LAWS OF UTAH 1957, AS AMENDED BY CHAPTER 95, LAWS OF UTAH
3 1967; RELATING TO VEHICLE SAFETY INSPECTION; REQUIRING A MOTOR VEHICLE
4 TO BE INSPECTED EACH TIME IT IS SOLD OR THE TITLE IS CHANGED.

~~As it enacted by the Legislature of the State of Utah:~~

1 Section 1. Section 41-6-158, Utah Code Annotated 1953, as amended
2 by Chapter 78, Laws of Utah 1957, as amended by Chapter 95, Laws of Utah
3 1967, is amended to read:

4 41-6-158. (a) The department shall at least once each year, but not
5 more frequently than twice each year, require that every motor vehicle,
6 trailer, semitrailer and pole trailer registered in this state be inspected
7 and that an official certificate of inspection and approval be obtained
8 for each such vehicle; except that the department shall require a safety
9 inspection each time a vehicle required to be registered in this state is
10 sold or the title is transferred.

11 Such inspection shall be made and such certificates obtained with
12 respect to the mechanism, brakes and equipment of every such vehicle as shall
13 be designated by the department.

14 The department is hereby authorized to make necessary rules and
15 regulations for the administration and enforcement of this section and to
16 designate any period or periods of time during which owners of any vehicles,
17 subject to this section, shall display upon such vehicles certificates of
18 inspection and approval duly issued for such vehicle either upon the lower
19 right-hand corner of the windshield thereof when required or upon such
20 vehicle in such position as to be visible from the outside.

H. B. No. 285

- 1 (b) The department may authorize the acceptance in this state of
2 a certificate of inspection and approval issued in another state having an
3 inspection law similar to this act and may extend the time within which
4 a certificate shall be obtained by the resident owner of a vehicle which
5 was not in this state during the time an inspection was required.
6 (c) It shall be unlawful for any person to drive a vehicle registered
7 in this state upon any street or highway without displaying the safety
8 inspection sticker during the time designated by the department.

MANAGEMENT AND FISCAL ANALYSIS

HOUSE BILL NO. 285

It is anticipated that \$2,000 to \$5,000 of additional revenue could be generated and placed in the general fund.

OFFICE OF THE LEGISLATIVE ANALYST

GOALS AND PLANNING ANALYSIS

H.B. No. 285 - This proposed bill does not alter the organization of state government.

Legislative Council Staff

(VEHICLE INSPECTION)

1973

GENERAL SESSION

H. B. No. 235

By

Charles R. Butler
W. D. Beatty
Clay L. Johnson

1 AN ACT AMENDING SECTION 41-6-158, UTAH CODE ANNOTATED 1953, AS AMENDED BY
2 CHAPTER 78, LAWS OF UTAH 1957, AS AMENDED BY CHAPTER 95, LAWS OF UTAH
3 1967; RELATING TO VEHICLE SAFETY INSPECTION; REQUIRING A MOTOR VEHICLE
4 TO BE INSPECTED EACH TIME IT IS SOLD OR THE TITLE IS CHANGED.

Be it enacted by the Legislature of the State of Utah:

1 Section 1. Section 41-6-158, Utah Code Annotated 1953, as amended
2 by Chapter 78, Laws of Utah 1957, as amended by Chapter 95, Laws of Utah
3 1967, is amended to read:

4 41-6-158. (a) The department shall at least once each year, but not
5 more frequently than twice each year, require that every motor vehicle,
6 trailer, semitrailer and pole trailer registered in this state be inspected
7 and that an official certificate of inspection and approval be obtained
8 for each such vehicle; except that the department shall require a safety
9 inspection each time a vehicle required to be registered in this state is
10 sold or the title is transferred.

11 Such inspection shall be made and such certificates obtained with
12 respect to the mechanism, brakes and equipment of every such vehicle as shall
13 be designated by the department.

14 The department is hereby authorized to make necessary rules and
15 regulations for the administration and enforcement of this section and to
16 designate any period or periods of time during which owners of any vehicles,
17 subject to this section, shall display upon such vehicles certificates of
18 inspection and approval duly issued for such vehicle either upon the lower
19 right-hand corner of the windshield thereof when required or upon such
20 vehicle in such position as to be visible from the outside.

____ B. No. ____

1 (b) The department may authorize the acceptance in this state of
2 a certificate of inspection and approval issued in another state having an
3 inspection law similar to this act and may extend the time within which
4 a certificate shall be obtained by the resident owner of a vehicle which
5 was not in this state during the time an inspection was required.

6 (c) It shall be unlawful for any person to drive a vehicle registered
7 in this state upon any street or highway without displaying the safety
8 inspection sticker during the time designated by the department.

HOUSE BILL

No. 285

By Mr. Bullen, Mrs. Barnard et al

FEB 8 1973, 19.....
READ
First Time FEB 9 1973, 19.....
Second Time _____, 19.....
Third Time _____, 19.....

Ordered Printed and Referred to
Committee on PUBLIC SAFETY
FEB 22 1973, 19.....
FEB 22 1973 Del.
REPORTED

FURTHER ACTION
Sitting Committee MAR 5 1973
Enacting Clause Office MAR 8 1973

FINAL VOTE
_____, 19.....
Yeas _____ Nays _____ Absent _____

RECEIVED FROM SENATE
_____, 19.....
Enrolled _____, 19.....
Sent to Governor _____, 19.....

IN THE SENATE

RECEIVED FROM HOUSE

_____, 19.....
READ
First Time _____, 19.....
Second Time _____, 19.....
Third Time _____, 19.....

REFERRED TO
Committee on _____
_____, 19.....

REPORTED
_____, 19.....

FURTHER ACTION
_____, 19.....

FINAL VOTE
_____, 19.....
Yeas _____ Nays _____ Absent _____

RETURNED TO HOUSE
_____, 19.....

BLUE

(STOCK FRAUDS)

1973

GENERAL SESSION

Substitute H.B. 286

By David Nemelka

- 1 AN ACT RELATING TO STOCK FRAUDS; PROVIDING THAT PERSONS ISSUING STOCK WITH
2 INTENT TO DEFRAUD ~~OR WITHOUT CORPORATE AUTHORIZATION~~ ARE GUILTY OF
3 A FELONY.

~~Be it enacted by the Legislature of the State of Utah:~~

- 1 Section 1. Any person who issues certificates for shares of stock
2 in any corporation, organized under the laws of this state or doing business
✓ 3 in this state ~~without being duly authorized by the board of directors and~~
4 with intent to defraud is guilty of a felony.

(STOCK FRAUDS)

1973

GENERAL SESSION

Substitute H.B. 286

By David Nemelka

- 1 AN ACT RELATING TO STOCK FRAUDS; PROVIDING THAT PERSONS ISSUING STOCK WITH
2 INTENT TO DEFRAUD ~~[OR-WITHOUT-CORPORATE-AUTHORIZATION]~~ ARE GUILTY OF
3 A FELONY.

Be it enacted by the Legislature of the State of Utah:

- 1 Section 1. Any person who issues certificates for shares of stock
2 in any corporation, organized under the laws of this state or doing business
3 in this state ~~[without-being-duly-authorized-by-the-board-of-directors-and]~~
4 with intent to defraud is guilty of a felony.

(STOCK FRAUDS)

1973

GENERAL SESSION

Substitute H.B. 286

By David Nemelka

- 1 AN ACT RELATING TO STOCK FRAUDS; PROVIDING THAT PERSONS ISSUING STOCK WITH
2 INTENT TO DEFRAUD OR WITHOUT CORPORATE AUTHORIZATION ARE GUILTY OF
3 A FELONY.

Be it enacted by the Legislature of the State of Utah:

- 1 Section 1. Any person who issues certificates for shares of stock
2 in any corporation, organized under the laws of this state or doing business
3 in this state without being duly authorized by the board of directors and
4 with intent to defraud is guilty of a felony.

LEGAL SERVICES COMMITTEE

Approved BY

Indexed BY

Proof Read BY

(STOCK FRAUDS)

1973

GENERAL SESSION

H.B. No. 286

By David Hemelka

- 1 AN ACT RELATING TO STOCK FRAUDS; PROVIDING THAT PERSONS ISSUING STOCK
2 WITH INTENT TO DEFRAUD OR WITHOUT CORPORATE AUTHORIZATION ARE GUILTY
3 OF A FELONY.

Be it enacted by the Legislature of the State of Utah:

- 1 Section 1. Any person who issues certificates for shares of stock in
2 any corporation, organized under the laws of this state or doing business
3 in this state, having a book or market value in excess of \$300 ~~with intent~~
4 ~~to defraud or without being duly authorized by the board of directors to~~
5 ~~issue it is guilty of a felony, and shall be sentenced to not less than one~~
6 ~~year in the Utah state prison.~~ *see attached*

MANAGEMENT AND FISCAL ANALYSIS

HOUSE BILL NO. 286

NONE REQUIRED.

OFFICE OF THE LEGISLATIVE ANALYST

GOALS AND PLANNING ANALYSIS

H.B. No. 286 - This proposed bill does not alter the organization of state government.

Legislative Council Staff

(STOCK FRAUDS)

1973

GENERAL SESSION

H B. No. 286

BY David Nauwke

1 AN ACT RELATING TO STOCK FRAUDS; PROVIDING THAT PERSONS
2 ISSUING STOCK WITH INTENT TO DEFRAUD OR WITHOUT
3 CORPORATE AUTHORIZATION ARE GUILTY OF A FELONY.

Be it enacted by the Legislature of the State of Utah:

1 Section 1. Any person who issues certificates for shares of
2 stock in any corporation organized under the laws of this state or doing
3 business in this state having a book or market value in excess of
4 \$300 with intent to defraud or without being duly authorized by the board
5 of directors to issue the same is guilty of a felony.

HOUSE BILL

No. 286

By Mr. David Nemelka

FEB 6 1973, 19

READ

First Time FEB 9 1973, 19

Second Time FEB 23 1973, 19

Third Time MAR 2 1973, 19

Ordered Printed and Referred to

Committee on CONSUMER AFFAIRS
FEB 16 1973, 19

REPORTED

FEB 23 1973, 19 22

FURTHER ACTION

FINAL VOTE

AMENDED MAR 2 1973, 19

Yeas 55 Nays 15 Absent 5

RECEIVED FROM SENATE

MAR 8 1973, 19

Enrolled, 19

Sent to Governor, 19

IN THE SENATE

RECEIVED FROM HOUSE

MAR 3 1973, 19

READ

First Time MAR 3 1973, 19

Second Time, 19

Third Time, 19

REFERRED TO

Committee on SIFTING COMM.

MAR 3 1973, 19

REPORTED

, 19

FURTHER ACTION

ENACTING CLAUSE STRUCK MAR 8 1973

FINAL VOTE

, 19

Yeas, Nays, Absent

RETURNED TO HOUSE

MAR 8 1973, 19

BLUE

LEGAL SERVICES COMMITTEE
Approved RB
Indexed l.e.
Proof Read RB

(COUNTY SERVICE AREAS)

1973

GENERAL SESSION

H. B. No. 287

By Richard J. Carling

- 1 AN ACT AMENDING SECTION 17-29-20, UTAH CODE ANNOTATED 1953, AS ENACTED
2 BY CHAPTER 44, LAWS OF UTAH 1969; PROVIDING FOR COUNTY SUPERVISION
3 OF SPECIAL AND GENERAL IMPROVEMENT DISTRICT EXPENDITURES PENDING
4 AN ELECTION FOR DISSOLUTION AND EXPANDING PROCEDURE FOR DISSOLUTION
5 TO ALLOW COUNTY COMMISSION TO INITIATE DISSOLUTION ELECTION.

~~As amended by the Legislature of the State of Utah:~~

- 1 Section 1. Section 17-29-20, Utah Code Annotated 1953, as enacted
2 by Chapter 44, Laws of Utah 1969, is amended to read:
3 17-29-20. Any existing special or general improvement districts
4 in any unincorporated area of the county not under the direct supervision
5 and control of the county commission may dissolve in the same manner
6 as is provided for disincorporation of cities and towns, provided, that
7 the board of county commissioners may initiate an election for dissolution
8 by filing a petition for same with the district court in lieu of a
9 petition by the voters of the district, and the residents of the
10 unincorporated areas involved may be furnished extended services under
11 the provisions of this act. Upon the filing of a petition for dissolution,
12 the board of county commissioners may exercise general supervisory authority
13 over the expenditures and operation of the district pending the election
14 for dissolution.

MANAGEMENT AND FISCAL ANALYSIS

HOUSE BILL NO. 287

NONE REQUIRED.

OFFICE OF THE LEGISLATIVE ANALYST

GOALS AND PLANNING ANALYSIS

H.B. No. 287 - This proposed bill alters the organization of state government by
providing for the dissolution of special or general improvement
districts by local election.

Legislative Council Staff

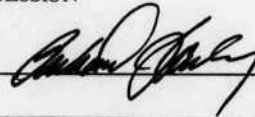
(COUNTY SERVICE AREAS)

1973

GENERAL SESSION

H B. No. 287

BY



1 AN ACT AMENDING SECTION 17-29-20, UTAH CODE ANNOTATED
2 1953, AS ENACTED BY CHAPTER 44, LAWS OF UTAH
3 1969; PROVIDING FOR COUNTY SUPERVISION OF SPECIAL
4 AND GENERAL IMPROVEMENT DISTRICT EXPENDITURES
5 PENDING AN ELECTION FOR DISSOLUTION; EXPANDING
6 PROCEDURE FOR DISSOLUTION TO ALLOW COUNTY
7 COMMISSION TO INITIATE DISSOLUTION ELECTION.

Be it enacted by the Legislature of the State of Utah:

1 Section 1. Section 17-29-20, Utah Code Annotated 1953, as enacted
2 by Chapter 44, Laws of Utah 1969, is amended to read:
3 17-29-20. Any existing special or general improvement districts
4 in an unincorporated area of the county not under the direct supervision and
5 control of the county commission may dissolve in the same manner as is
6 provided for disincorporation of cities and towns, provided, that the board
7 of county commissioners may initiate an election for dissolution by filing a
8 petition for same with the district court in lieu of a petition by the voters
9 of the district, and the residents of the unincorporated areas involved

_____ B. No. _____

- 1 may be furnished extended services under the provisions of this act.
- 2 Upon the filing of a petition for dissolution, the board of county commissioners
- 3 may exercise general supervisory authority over the expenditures and
- 4 operation of the district pending the election for dissolution.

HOUSE BILL

No. 287

By Mr. Carlting

FEB 5 1973

READ

First Time FEB 4 1973

Second Time _____, 19____

Third Time _____, 19____

Ordered Printed and Referred to
Committee on Political Subdivisions

FEB 22 1973

REPORTED

Tabled Feb 26 1973

FURTHER ACTION

MAR 2 1973 Sitting Committee

MAR 8 1973 Enacting Clause Stricken

FINAL VOTE

_____, 19____

Yeas _____ Nays _____ Absent _____

RECEIVED FROM SENATE

_____, 19____

Enrolled _____, 19____

Sent to Governor _____, 19____

IN THE SENATE

RECEIVED FROM HOUSE

_____, 19____

READ

First Time _____, 19____

Second Time _____, 19____

Third Time _____, 19____

REFERRED TO

Committee on _____

_____, 19____

REPORTED

_____, 19____

FURTHER ACTION

_____, 19____

FINAL VOTE

_____, 19____

Yeas _____ Nays _____ Absent _____

RETURNED TO HOUSE

_____, 19____

BLUE

LEGAL SERVICES COMMITTEE
Approved YH
Indexed YH
Proof Read YH

(MEDICAL PRACTICE EXAMINATION)

1973

GENERAL SESSION

H.B. No. 288

By David R. Irvine

1 AN ACT AMENDING SECTION 58-12-32, UTAH CODE ANNOTATED 1953, AS ENACTED BY
2 CHAPTER 167, LAWS OF UTAH 1969; RELATING TO THE LICENSING OF GRADUATES
3 OF FOREIGN MEDICAL SCHOOLS TO PRACTICE MEDICINE IN THE STATE OF UTAH; AND
4 PROVIDING AN ALTERNATIVE TO THE EXAMINATION REQUIREMENT.

~~As it enacted by the Legislature of the State of Utah:~~

1 Section 1. Section 58-12-32, Utah Code Annotated 1953, as enacted
2 by Chapter 167, Laws of Utah 1969, is amended to read:

3 58-12-32. To procure a regular license to practice medicine, an
4 applicant who is a graduate of a school of medicine located elsewhere
5 than in the United States, its territories, the District of Columbia or
6 Canada, shall submit proof satisfactory to the department that he meets
7 each of the following requirements:

8 (1) That he meets all of the requirements of section 58-12-31,
9 except for paragraph (5); and

10 (2) He has received the degree of doctor of medicine from a foreign
11 medical college determined by the department to be acceptable under
12 applicable standards of medical education; and

13 (3) He has passed satisfactorily the examination for foreign medical
14 graduates given by the educational council for foreign medical graduates
15 or has completed seven or more years of satisfactory medical practice
16 as a duly licensed physician in another state or the District of Columbia;
17 and has passed satisfactorily an examination which is determined by
18 the department to have been in accordance with standards substantially

H.B. No. 288

- 1 equivalent to those applicable to examinations given to United States and
- 2 *Canadian graduates in accordance with the provisions of section 56-12-31(10);*
- 3 and
- 4 (4) He has the working ability to read, write, speak, understand and
- 5 be understood in the English language.

MANAGEMENT AND FISCAL ANALYSIS

HOUSE BILL NO. 288

Enactment of this bill will enable the Department of Registration to license graduates of foreign medical schools if he has completed seven or more years of satisfactory medical practice as a duly licensed physician in another state or the District of Columbia.

The fiscal impact of this bill will not be appreciable.

OFFICE OF THE LEGISLATIVE ANALYST

GOALS AND PLANNING ANALYSIS

H.B. No. 288 - This proposed bill does not alter the organization of state government.

Legislative Council Staff

HB 288

Medical Practice Examination
An act amending Section 58-12-32(3) Utah Code Annotated,
David R. Irvine
David R. Irvine

as enacted by Chapter 167 Section 7, Laws of Utah 1969,
regarding licensing graduates of foreign medical schools
to practice medicine in the State of Utah.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF UTAH.

That Section 58-12-32(3) Utah Code Annotated, as enacted
by Chapter 167, Section 7, Laws of Utah 1969, regarding the
licensing of graduates of foreign medical schools to practice
medicine in the State of Utah, be amended to read as follows:

(3) He has passed satisfactorily the examination for
foreign medical graduates given by the educational council
for foreign medical graduates or has completed seven (7) or
more years of satisfactory medical practice as a duly licensed
physician in another state or the District of Columbia; and has
passed satisfactorily an examination which is determined by
the department to have been in accordance with standards sub-
stantially equivalent to those applicable to examinations given
to United States and Canadian graduates in accordance with the
provisions of Section 58-12-31(10); and

HOUSE
BILL

No. 288

By Mr. Irvine

FEB 6 1973, 19.....

READ

First Time FEB 9 1973, 19.....

Second Time, 19.....

Third Time, 19.....

Ordered Printed and Referred to

Committee on SOCIAL SERVICES

FEB 23 1973, 19.....

Called Feb 25, 1973

REPORTED

....., 19.....

FURTHER ACTION

Mar 1 Sitting Committee

....., 19.....

MAR 8 1973 amending Clause stricken

....., 19.....

FINAL VOTE

....., 19.....

Yeas Nays Absent

....., 19.....

RECEIVED FROM SENATE

....., 19.....

Enrolled, 19.....

Sent to Governor, 19.....

IN THE SENATE

RECEIVED FROM HOUSE

....., 19.....

READ

First Time, 19.....

Second Time, 19.....

Third Time, 19.....

REFERRED TO

Committee on

....., 19.....

REPORTED

....., 19.....

FURTHER ACTION

....., 19.....

FINAL VOTE

....., 19.....

Yeas Nays Absent

....., 19.....

RETURNED TO HOUSE

....., 19.....

BLUE

(SEXUAL MATERIAL ON TELEVISION)

1973

GENERAL SESSION

Substitute
H. B. No. 289

By Dale H. Mitchell
Elgin S. Hokanson, Earl B. Child
A. Alton Hoffman, Calvin Black
Wilbur H. Berrett, Eldon Barlow
Mary Lorraine Johnson, Charles Benne
Harold T. Newman

1 AN ACT RELATING TO TELEVISION PROGRAMING; PROVIDING FOR THE CREATION OF
2 A TELEVISION PROGRAMING ADVISORY COMMISSION, WHICH IS TO RATE CERTAIN
3 MOVIES AND PROGRAMS TO BE SHOWN ON TELEVISION IN UTAH; PROVIDING FOR
4 A RESTRICTION ON SHOWING CERTAIN MOVIES OR PROGRAMS BEFORE 9 P.M.;
5 PROVIDING FOR A DIRECTOR TO BE SELECTED BY THE COMMISSION AND FOR HIS
6 COMPENSATION; PROVIDING FOR PUBLICATION OF THE RATINGS; PROVIDING A
7 PENALTY; AND PROVIDING AN EFFECTIVE DATE.

~~Be it enacted by the Legislature of the State of Utah:~~

1 Section 1. A television programing advisory commission is created,
2 consisting of five persons, one of whom shall be appointed by the governor
3 from each of the three commercial television stations operating within this
4 state, and two of whom shall be appointed by the governor from the public
5 at large. The members of this commission shall serve at the pleasure of
6 the governor without compensation.

7 Section 2. No movie rated X by the movie industry shall be shown at
8 any time by any television station within this state, and no movie, network
9 program or presentation ~~rated R by the movie industry or~~ determined by the
10 advisory commission ~~unsuitable for young children~~ ^{harmful to minors} because of excessive
11 violence, explicit sexual activity, or because the abnormal and bizarre are
12 presented as normal and desirable shall be shown by any television station
13 within this state before 9 p.m.

14 Section 3. The advisory commission shall meet not less than once
15 each month to review movies and programs scheduled to be shown before

1 9 p.m. on any television station within this state and shall rate them in
2 a manner consistent with the requirements of section 2. The commission's
3 ratings shall be published together with ratings published by the movie
4 industry, with the advertisement of each movie or program subject to
5 review.

6 Section 4. At its first meeting the commission shall select by unan-
7 imous vote a director, who shall be the executive officer of the commission
8 and who shall receive compensation as set by the board of examiners. The
9 director may present to the commission at each of its meetings an analysis
10 of the scenes from any movie or program subject to review having a bearing
11 on the ratings. The commission may establish its rating on the basis of
12 a visual review of those scenes and the recommendations of the director.

13 Section 5. Any television station violating section 2 of this act
14 or failing to cooperate with the advisory commission in publishing the
15 ratings required by section 3 shall be fined \$500 for each separate
16 violation.

17 Section 6. This act shall take effect July 1, 1973.

LEGAL SERVICES COMMITTEE

Approved Indexed Proof Read

(SEXUAL MATERIAL ON TELEVISION)

1973

GENERAL SESSION

H. B. No. 289

By Dale W. Mitchell
Elgin S. Hokanson, Earl P. Child
A. Alton Hoffman, Calvin Black
Wilbur H. Berrett, Eldon Barlow
Mary Lorraine Johnson, Charles Bennet
Harold T. Newman

- 1 AN ACT RELATING TO TELEVISION PROGRAMING; PROVIDING FOR THE CREATION OF
- 2 A TELEVISION PROGRAMING ADVISORY COMMISSION, WHICH IS TO RATE CERTAIN
- 3 MOVIES AND PROGRAMS TO BE SHOWN ON TELEVISION IN UTAH; PROVIDING FOR
- 4 A RESTRICTION ON SHOWING CERTAIN MOVIES OR PROGRAMS BEFORE 9 P.M.;
- 5 PROVIDING FOR A DIRECTOR TO BE SELECTED BY THE COMMISSION AND FOR HIS
- 6 COMPENSATION; PROVIDING FOR PUBLICATION OF THE RATINGS; PROVIDING A
- 7 PENALTY; AND PROVIDING AN EFFECTIVE DATE.

Be it enacted by the Legislature of the State of Utah:

- 1 Section 1. A television programing advisory commission is created,
- 2 consisting of five persons, one of whom shall be appointed by the governor
- 3 from each of the three commercial television stations operating within this
- 4 state, and two of whom shall be appointed by the governor from the public
- 5 at large. The members of this commission shall serve at the pleasure of
- 6 the governor without compensation.

- 7 Section 2. No movie rated X by the movie industry shall be shown at
- 8 any time by any television station within this state, and no movie, network
- 9 program or presentation rated R by the movie industry or determined by the
- 10 advisory commission unsuitable for young children because of excessive
- 11 violence, explicit sexual activity, or because the abnormal and bizarre are
- 12 presented as normal and desirable shall be shown by any television station
- 13 within this state before 9 p.m.

- 14 Section 3. The advisory commission shall meet not less than once
- 15 each month to review movies and programs scheduled to be shown before

H. B. No. 289

1 9 p.m. on any television station within this state and shall rate them in
2 a manner consistent with the requirements of section 2. The commission's
3 ratings shall be published together with ratings published by the movie
4 industry, with the advertisement of each movie or program subject to
5 review.

6 Section 4. At its first meeting the commission shall select by unan-
7 imous vote a director, who shall be the executive officer of the commission
8 and who shall receive compensation as set by the board of examiners. The
9 director may present to the commission at each of its meetings an analysis
10 of the scenes from any movie or program subject to review having a bearing
11 on the ratings. The commission may establish its rating on the basis of
12 a visual review of those scenes and the recommendations of the director.

13 Section 5. Any television station violating section 2 of this act
14 or failing to cooperate with the advisory commission in publishing the
15 ratings required by section 3 shall be fined \$500 for each separate
16 violation.

17 Section 6. This act shall take effect July 1, 1973.

MANAGEMENT AND FISCAL ANALYSIS
HOUSE BILL NO. 289

The director of this commission would receive \$25/day. If the commission
meets monthly, this would increase State costs by \$300/year.

OFFICE OF THE LEGISLATIVE ANALYST

GOALS AND PLANNING ANALYSIS

H.B. No. 289 - This proposed bill alters the organization of state government by
creating an advisory commission and appointing a director to rate
television programs and regulate showings prior to 9 p.m.

Legislative Council Staff

(SEXUAL MATERIAL ON TELEVISION)

1973

GENERAL SESSION

H.B. No. 289

By *Delbert W. Mitchell*
Mary Garrison Johnson
Charles *Earl B. Childs*
John S. Bakkanian
John E. Bennett
Harold J. Peterson
William D. Smith
Robert L. Taylor
John L. Carter
Robert L. Carter
A. Allen Peterson

- 1 AN ACT RELATING TO TELEVISION PROGRAMING; PROVIDING FOR THE CREATION OF AN
2 ADVISORY COMMISSION WHICH IS TO RATE MOVIES AND PROGRAMS TO BE SHOWN
3 ON TELEVISION IN UTAH; PROVIDING FOR A RESTRICTION ON SHOWING CERTAIN
4 MOVIES OR PROGRAMS BEFORE 9 P.M.; PROVIDING FOR A DIRECTOR TO BE
5 SELECTED BY THE COMMISSION AND FOR HIS COMPENSATIONS; PROVIDING FOR
6 THE PUBLICATION OF THE RATINGS; PROVIDING A PENALTY; AND PROVIDING
7 AN EFFECTIVE DATE.

Be it enacted by the Legislature of the State of Utah:

- 1 Section 1. No movie, network program or presentation rated R or X
2 by the movie industry or determined by the advisory commission, created
3 by section 2, unsuitable for young children because of excessive violence,
4 explicit sexual activity, or because the abnormal and bizarre are presented
5 as normal and desireable, shall be shown by any television station within
6 this state before 9 p.m.
7 Section 2. An advisory commission consisting of five persons, one
8 of whom shall be appointed by the governor, from each of the five television
9 stations within this state, shall be established. The members of this
10 commission shall serve at the pleasure of the governor without compensation.
11 Section 3. The advisory commission shall meet monthly to review
12 movies and programs and shall rate them in a manner consistent with the
13 requirements of section 1. The commission shall devise standards and
14 definitions of the terms used in section 1 for use in rating. The commis-
15 sion's ratings shall be published in newspapers together with those made
16 by the movie industry with each movie to be shown on television in Utah.
- 5

B. No. _____

1 Section 4. At its first meeting the commission shall select by unan-
2 imous vote a director, who shall be the executive officer of the commission
3 and who shall receive compensation as set by the board of examiners. The
4 director may present to the commission at each of its meetings an analysis
5 of the scenes (from any movie or program to be shown on television) which
6 may have a bearing on the ratings. The commission may establish its rating
7 on the basis of a visual review of those scenes.

8 Section 5. Any television station violating section 1 of this act
9 or failing to cooperate with the advisory commission in publishing the
10 ratings required by section 3 shall be fined \$500 for each separate
11 violation.

12 Section 6. This act shall take effect July 1, 1973.

**HOUSE
BILL**

No. 289

By Messrs. Mitchell, Holmanson et al

FEB 6 1973

READ

First Time FEB 9 1973, 19.....

Second Time March 1, 1973, 19.....

Third Time, 19.....

Ordered Printed and Referred to
Committee on Education

FEB 20 1973

REPORTED
MAR 1 1973

FURTHER ACTION

MAR 1 1973 Senate Committee

1973 Enacting Clause SFP:Kan

FINAL VOTE

Yeas Nays Absent
19.....

RECEIVED FROM SENATE

Enrolled, 19.....

Sent to Governor, 19.....

IN THE SENATE

RECEIVED FROM HOUSE

READ

First Time, 19.....

Second Time, 19.....

Third Time, 19.....

REFERRED TO

Committee on, 19.....

REPORTED

, 19.....

FURTHER ACTION

FINAL VOTE

, 19.....

Yeas Nays Absent
19.....

RETURNED TO HOUSE

, 19.....

BLUE