

**Utah Code Ann. § 63C-24-201**

Current through May 1, 2024 of the 2024 General Session.

*Utah Code Annotated > Title 63C State Commissions and Councils Code (Chs. 1 — 31) > Chapter 24 Utah Privacy Commission (Pts. 1 — 2) > Part 2 Utah Privacy Commission (§§ 63C-24-201 — 63C-23-202)*

**63C-24-201. Utah Privacy Commission created.**

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- (1) There is created the Utah Privacy Commission.
- (2)
  - (a) The commission shall be composed of 12 members.
  - (b) The governor shall appoint:
    - (i) one member who, at the time of appointment provides internet technology services for a county or a municipality;
    - (ii) one member with experience in cybersecurity;
    - (iii) one member representing private industry in technology;
    - (iv) one member representing law enforcement; and
    - (v) one member with experience in data privacy law.
  - (c) The state auditor shall appoint:
    - (i) one member with experience in internet technology services;
    - (ii) one member with experience in cybersecurity;
    - (iii) one member representing private industry in technology;
    - (iv) one member with experience in data privacy law; and
    - (v) one member with experience in civil liberties law or policy and with specific experience in identifying the disparate impacts of the use of a technology or a policy on different populations.
  - (d) The attorney general shall appoint:
    - (i) one member with experience as a prosecutor or appellate attorney and with experience in data privacy or civil liberties law; and
    - (ii) one member representing law enforcement.
- (3)
  - (a) Except as provided in Subsection (3)(b), a member is appointed for a term of four years.

- (b) The initial appointments of members described in Subsections (2)(b)(i) through (b)(iii), (2)(c)(iv) through (c)(v), and (2)(d)(ii) shall be for two-year terms.
  - (c) When the term of a current member expires, a member shall be reappointed or a new member shall be appointed in accordance with Subsection (2).
- (4)
  - (a) When a vacancy occurs in the membership for any reason, a replacement shall be appointed in accordance with Subsection (2) for the unexpired term.
  - (b) A member whose term has expired may continue to serve until a replacement is appointed.
- (5) The commission shall select officers from the commission's members as the commission finds necessary.
- (6)
  - (a) A majority of the members of the commission is a quorum.
  - (b) The action of a majority of a quorum constitutes an action of the commission.
- (7) A member may not receive compensation or benefits for the member's service but may receive per diem and travel expenses incurred as a member of the commission at the rates established by the Division of Finance under:
  - (a) Sections 63A-3-106 and 63A-3-107; and
  - (b) rules made by the Division of Finance in accordance with Sections 63A-3-106 and 63A-3-107.
- (8) A member shall refrain from participating in a review of:
  - (a) an entity of which the member is an employee; or
  - (b) a technology in which the member has a financial interest.
- (9) The state auditor shall provide staff and support to the commission.
- (10) The commission shall meet up to 12 times a year to accomplish the duties described in Section 63C-24-202.

## History

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2021 ch. 155, § 3, effective May 5, 2021; recompiled from § 63C-23-201, effective May 5, 2021; 2024 ch. 417, § 18, effective May 1, 2024.