1	TOBACCO RETAILER AMENDMENTS
2	2020 SIXTH SPECIAL SESSION
3	STATE OF UTAH
4	Chief Sponsor: Evan J. Vickers
5	House Sponsor: Jon Hawkins
6 7	LONG TITLE
8	General Description:
9	This bill amends and clarifies provisions relating to tobacco retailers.
10	Highlighted Provisions:
11	This bill:
12	 amends and clarifies the requirements that a retail tobacco specialty business must
13	meet in order to receive an exemption from certain community location distancing
14	provisions; and
15	 makes technical and corresponding changes.
16	Money Appropriated in this Bill:
17	None
18	Other Special Clauses:
19	This bill provides a special effective date.
20	This bill provides retrospective operation.
21	Utah Code Sections Affected:
22	AMENDS:
23	10-8-41.6, as last amended by Laws of Utah 2020, Chapters 302, 347 and last amended
24	by Coordination Clause, Laws of Utah 2020, Chapter 302
25	17-50-333, as last amended by Laws of Utah 2020, Chapters 302, 347 and last amended
26	by Coordination Clause, Laws of Utah 2020, Chapter 302
27	26-62-202 , as last amended by Laws of Utah 2020, Chapter 347
28	63I-1-210, as last amended by Laws of Utah 2020, Chapter 302
29	631-1-217, as last amended by Laws of Utah 2020, Chapters 154 and 302

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31	Be it enacted by the Legislature of the state of Utah:
32	Section 1. Section 10-8-41.6 is amended to read:
33	10-8-41.6. Regulation of retail tobacco specialty business.
34	(1) As used in this section:
35	(a) "Community location" means:
36	(i) a public or private kindergarten, elementary, middle, junior high, or high school;
37	(ii) a licensed child-care facility or preschool;
38	(iii) a trade or technical school;
39	(iv) a church;
40	(v) a public library;
41	(vi) a public playground;
42	(vii) a public park;
43	(viii) a youth center or other space used primarily for youth oriented activities;
44	(ix) a public recreational facility;
45	(x) a public arcade; or
46	(xi) for a new license issued on or after July 1, 2018, a homeless shelter.
47	(b) "Department" means the Department of Health, created in Section 26-1-4.
48	(c) "Electronic cigarette product" means the same as that term is defined in Section
49	76-10-101.
50	(d) "Flavored electronic cigarette product" means the same as that term is defined in
51	Section 76-10-101.
52	(e) "Licensee" means a person licensed under this section to conduct business as a
53	retail tobacco specialty business.
54	(f) "Local health department" means the same as that term is defined in Section
55	26A-1-102.
56	(g) "Nicotine product" means the same as that term is defined in Section 76-10-101.
57	(h) "Retail tobacco specialty business" means a commercial establishment in which:

58	(i) sales of tobacco products, electronic cigarette products, and nicotine products
59	account for more than 35% of the total quarterly gross receipts for the establishment;
60	(ii) 20% or more of the public retail floor space is allocated to the offer, display, or
61	storage of tobacco products, electronic cigarette products, or nicotine products;
62	(iii) 20% or more of the total shelf space is allocated to the offer, display, or storage of
63	tobacco products, electronic cigarette products, or nicotine products;
64	(iv) the commercial establishment:
65	(A) holds itself out as a retail tobacco specialty business; and
66	(B) causes a reasonable person to believe the commercial establishment is a retail
67	tobacco specialty business;
68	(v) any flavored electronic cigarette product is sold; or
69	(vi) the retail space features a self-service display for tobacco products, electronic
70	cigarette products, or nicotine products.
71	(i) "Self-service display" means the same as that term is defined in Section
72	76-10-105.1.
73	(j) "Tobacco product" means:
74	(i) a tobacco product as defined in Section 76-10-101; or
75	(ii) tobacco paraphernalia as defined in Section 76-10-101.
76	(2) The regulation of a retail tobacco specialty business is an exercise of the police
77	powers of the state by the state or by delegation of the state's police powers to other
78	governmental entities.
79	(3) (a) A person may not operate a retail tobacco specialty business in a municipality
80	unless the person obtains a license from the municipality in which the retail tobacco specialty
81	business is located.
82	(b) A municipality may only issue a retail tobacco specialty business license to a
83	person if the person complies with the provisions of Subsections (4) and (5).
84	(4) (a) Except as provided in Subsection (7), a municipality may not issue a license for
85	a person to conduct business as a retail tobacco specialty business if the retail tobacco specialty

S.B. 6008 business is located within: (i) 1,000 feet of a community location; (ii) 600 feet of another retail tobacco specialty business; or (iii) 600 feet from property used or zoned for: (A) agriculture use; or (B) residential use. (b) For purposes of Subsection (4)(a), the proximity requirements shall be measured in a straight line from the nearest entrance of the retail tobacco specialty business to the nearest property boundary of a location described in Subsections (4)(a)(i) through (iii), without regard to intervening structures or zoning districts. (5) A municipality may not issue or renew a license for a person to conduct business as a retail tobacco specialty business until the person provides the municipality with proof that the retail tobacco specialty business has: (a) a valid permit for a retail tobacco specialty business issued under Title 26. Chapter 62, Tobacco, Electronic Cigarette, and Nicotine Product Retail Permit, by the local health department having jurisdiction over the area in which the retail tobacco specialty business is located; and (b) (i) for a retailer that sells a tobacco product, a valid license issued by the State Tax Commission in accordance with Section 59-14-201 or 59-14-301 to sell a tobacco product; and (ii) for a retailer that sells an electronic cigarette product or a nicotine product, a valid license issued by the State Tax Commission in accordance with Section 59-14-803 to sell an electronic cigarette product or a nicotine product. (6) (a) Nothing in this section: (i) requires a municipality to issue a retail tobacco specialty business license; or (ii) prohibits a municipality from adopting more restrictive requirements on a person seeking a license or renewal of a license to conduct business as a retail tobacco specialty business. (b) A municipality may suspend or revoke a retail tobacco specialty business license

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114	issued under this section:
115	(i) if a licensee engages in a pattern of unlawful activity under Title 76, Chapter 10,
116	Part 16, Pattern of Unlawful Activity Act;
117	(ii) if a licensee violates federal law or federal regulations restricting the sale and
118	distribution of tobacco products or electronic cigarette products to protect children and
119	adolescents;
120	(iii) upon the recommendation of the department or a local health department under
121	Title 26, Chapter 62, Tobacco, Electronic Cigarette, and Nicotine Product Retail Permit; or
122	(iv) under any other provision of state law or local ordinance.
123	(7) (a) [Except as provided in Subsection (8), a] A retail tobacco specialty business
124	[that has a] is exempt from Subsection (4) if:
125	(i) on or before December 31, 2018, the retail tobacco specialty business was issued a
126	license [and] to conduct business as a retail tobacco specialty business;
127	(ii) the retail tobacco specialty business is operating in a municipality in accordance
128	with all applicable laws except for the requirement in Subsection (4)[, on or before December
129	31, 2018, is exempt from Subsection (4).]; and
130	(iii) beginning July 1, 2021, the retail tobacco specialty business is not located within
131	1,000 feet of a public or private kindergarten, elementary, middle, junior high, or high school.
132	(b) A retail tobacco specialty business may maintain an exemption under Subsection
133	(7)(a) if:
134	(i) the [retail tobacco specialty business] license described in Subsection (7)(a)(i) is
135	renewed continuously without lapse or permanent revocation;
136	(ii) the retail tobacco specialty business does not close for business or otherwise
137	suspend the sale of tobacco products, electronic cigarette products, or nicotine products for
138	more than 60 consecutive days;
139	(iii) the retail tobacco specialty business does not substantially change the business
140	premises or business operation; and
141	(iv) the retail tobacco specialty business maintains the right to operate under the terms

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142	of other applicable laws, including:
143	(A) Title 26, Chapter 38, Utah Indoor Clean Air Act;
144	(B) zoning ordinances;
145	(C) building codes; and
146	[(D) the requirements of a retail tobacco specialty business license issued before
147	December 31, 2018.]
148	[(8) Beginning August 15, 2020, a retail tobacco specialty business that has a business
149	license and is operating in a municipality may not be located within 1,000 feet of any school.]
150	(D) the requirements of the license described in Subsection (7)(a)(i).
151	(c) A retail tobacco specialty business that does not qualify for an exemption under
152	Subsection (7)(a) is exempt from Subsection (4) if:
153	(i) on or before December 31, 2018, the retail tobacco specialty business was issued a
154	general tobacco retailer permit or a retail tobacco specialty business permit under Title 26,
155	Chapter 62, Tobacco, Electronic Cigarette, and Nicotine Product Retail Permit, by the local
156	health department having jurisdiction over the area in which the retail tobacco specialty
157	business is located;
158	(ii) the retail tobacco specialty business is operating in the municipality in accordance
159	with all applicable laws except for the requirement in Subsection (4); and
160	(iii) beginning July 1, 2022, the retail tobacco specialty business is not located within
161	1,000 feet of a public or private kindergarten, elementary, middle, junior high, or high school.
162	(d) A retail tobacco specialty business may maintain an exemption under Subsection
163	<u>(7)(c) if:</u>
164	(i) on or before December 31, 2020, the retail tobacco specialty business receives a
165	retail tobacco specialty business permit from the local health department having jurisdiction
166	over the area in which the retail tobacco specialty business is located;
167	(ii) the permit described in Subsection (7)(d)(i) is renewed continuously without lapse
168	or permanent revocation;
160	(iii) the retail tobacco specialty business does not close for business or otherwise

169 (iii) the retail tobacco specialty business does not close for business or otherwise

170	suspend the sale of tobacco products, electronic cigarette products, or nicotine products for
171	more than 60 consecutive days; and
172	(iv) the retail tobacco specialty business maintains the right to operate under the terms
173	of other applicable laws, including:
174	(A) Title 26, Chapter 38, Utah Indoor Clean Air Act;
175	(B) zoning ordinances;
176	(C) building codes; and
177	(D) the requirements of the retail tobacco permit described in Subsection (7)(d)(i).
178	Section 2. Section 17-50-333 is amended to read:
179	17-50-333. Regulation of retail tobacco specialty business.
180	(1) As used in this section:
181	(a) "Community location" means:
182	(i) a public or private kindergarten, elementary, middle, junior high, or high school;
183	(ii) a licensed child-care facility or preschool;
184	(iii) a trade or technical school;
185	(iv) a church;
186	(v) a public library;
187	(vi) a public playground;
188	(vii) a public park;
189	(viii) a youth center or other space used primarily for youth oriented activities;
190	(ix) a public recreational facility;
191	(x) a public arcade; or
192	(xi) for a new license issued on or after July 1, 2018, a homeless shelter.
193	(b) "Department" means the Department of Health, created in Section 26-1-4.
194	(c) "Electronic cigarette product" means the same as that term is defined in Section
195	76-10-101.
196	(d) "Flavored electronic cigarette product" means the same as that term is defined in
197	Section 76-10-101.

198	(e) "Licensee" means a person licensed under this section to conduct business as a
199	retail tobacco specialty business.
200	(f) "Local health department" means the same as that term is defined in Section
201	26A-1-102.
202	(g) "Nicotine product" means the same as that term is defined in Section 76-10-101.
203	(h) "Retail tobacco specialty business" means a commercial establishment in which:
204	(i) sales of tobacco products, electronic cigarette products, and nicotine products
205	account for more than 35% of the total quarterly gross receipts for the establishment;
206	(ii) 20% or more of the public retail floor space is allocated to the offer, display, or
207	storage of tobacco products, electronic cigarette products, or nicotine products;
208	(iii) 20% or more of the total shelf space is allocated to the offer, display, or storage of
209	tobacco products, electronic cigarette products, or nicotine products;
210	(iv) the commercial establishment:
211	(A) holds itself out as a retail tobacco specialty business; and
212	(B) causes a reasonable person to believe the commercial establishment is a retail
213	tobacco specialty business;
214	(v) any flavored electronic cigarette product is sold; or
215	(vi) the retail space features a self-service display for tobacco products, electronic
216	cigarette products, or nicotine products.
217	(i) "Self-service display" means the same as that term is defined in Section
218	76-10-105.1.
219	(j) "Tobacco product" means:
220	(i) the same as that term is defined in Section 76-10-101; or
221	(ii) tobacco paraphernalia as defined in Section 76-10-101.
222	(2) The regulation of a retail tobacco specialty business is an exercise of the police
223	powers of the state by the state or by the delegation of the state's police power to other
224	governmental entities.
225	(3) (a) A person may not operate a retail tobacco specialty business in a county unless

226 the person obtains a license from the county in which the retail tobacco specialty business is 227 located. (b) A county may only issue a retail tobacco specialty business license to a person if 228 229 the person complies with the provisions of Subsections (4) and (5). (4) (a) Except as provided in Subsection (7), a county may not issue a license for a 230 231 person to conduct business as a retail tobacco specialty business if the retail tobacco specialty 232 business is located within: 233 (i) 1,000 feet of a community location; 234 (ii) 600 feet of another retail tobacco specialty business; or 235 (iii) 600 feet from property used or zoned for: (A) agriculture use; or 236 237 (B) residential use. 238 (b) For purposes of Subsection (4)(a), the proximity requirements shall be measured in 239 a straight line from the nearest entrance of the retail tobacco specialty business to the nearest 240 property boundary of a location described in Subsections (4)(a)(i) through (iii), without regard 241 to intervening structures or zoning districts. (5) A county may not issue or renew a license for a person to conduct business as a 242 retail tobacco specialty business until the person provides the county with proof that the retail 243

tobacco specialty business has:

(a) a valid permit for a retail tobacco specialty business issued under Title 26, Chapter
62, Tobacco, Electronic Cigarette, and Nicotine Product Retail Permit, by the local health
department having jurisdiction over the area in which the retail tobacco specialty business is
located; and

(b) (i) for a retailer that sells a tobacco product, a valid license issued by the State Tax
Commission in accordance with Section 59-14-201 or 59-14-301 to sell a tobacco product; or

(ii) for a retailer that sells an electronic cigarette product or a nicotine product, a valid
license issued by the State Tax Commission in accordance with Section 59-14-803 to sell an
electronic cigarette product or a nicotine product.

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254	(6) (a) Nothing in this section:
255	(i) requires a county to issue a retail tobacco specialty business license; or
256	(ii) prohibits a county from adopting more restrictive requirements on a person seeking
257	a license or renewal of a license to conduct business as a retail tobacco specialty business.
258	(b) A county may suspend or revoke a retail tobacco specialty business license issued
259	under this section:
260	(i) if a licensee engages in a pattern of unlawful activity under Title 76, Chapter 10,
261	Part 16, Pattern of Unlawful Activity Act;
262	(ii) if a licensee violates federal law or federal regulations restricting the sale and
263	distribution of tobacco products or electronic cigarette products to protect children and
264	adolescents;
265	(iii) upon the recommendation of the department or a local health department under
266	Title 26, Chapter 62, Tobacco, Electronic Cigarette, and Nicotine Product Retail Permit; or
267	(iv) under any other provision of state law or local ordinance.
268	(7) (a) [Except as provided in Subsection (8), a] A retail tobacco specialty business
269	[that has a] is exempt from Subsection (4) if:
270	(i) on or before December 31, 2018, the retail tobacco specialty business was issued a
271	license [and] to conduct business as a retail tobacco specialty business;
272	(ii) the retail tobacco specialty business is operating in a county in accordance with all
273	applicable laws except for the requirement in Subsection (4)[, on or before December 31, 2018,
274	is exempt from Subsection (4).]; and
275	(iii) beginning July 1, 2021, the retail tobacco specialty business is not located within
276	1,000 feet of a public or private kindergarten, elementary, middle, junior high, or high school.
277	(b) A retail tobacco specialty business may maintain an exemption under Subsection
278	(7)(a) if:
279	(i) the [retail tobacco specialty business] license described in Subsection (7)(a)(i) is
280	renewed continuously without lapse or permanent revocation;
281	(ii) the retail tobacco specialty business does not close for business or otherwise

282	suspend the sale of tobacco products, electronic cigarette products, or nicotine products for
283	more than 60 consecutive days;
284	(iii) the retail tobacco specialty business does not substantially change the business
285	premises or business operation; and
286	(iv) the retail tobacco specialty business maintains the right to operate under the terms
287	of other applicable laws, including:
288	(A) Title 26, Chapter 38, Utah Indoor Clean Air Act;
289	(B) zoning ordinances;
290	(C) building codes; and
291	[(D) the requirements of a retail tobacco specialty business license issued before
292	December 31, 2018.]
293	[(8) Beginning August 15, 2020, a retail tobacco specialty business that has a business
294	license and is operating in a county may not be located within 1,000 feet of any school.]
295	(D) the requirements of the license described in Subsection (7)(a)(i).
296	(c) A retail tobacco specialty business that does not qualify for an exemption under
297	Subsection (7)(a) is exempt from Subsection (4) if:
298	(i) on or before December 31, 2018, the retail tobacco specialty business was issued a
299	general tobacco retailer permit or a retail tobacco specialty business permit under Title 26,
300	Chapter 62, Tobacco, Electronic Cigarette, and Nicotine Product Retail Permit, by the local
301	health department having jurisdiction over the area in which the retail tobacco specialty
302	business is located;
303	(ii) the retail tobacco specialty business is operating in the county in accordance with
304	all applicable laws except for the requirement in Subsection (4); and
305	(iii) beginning July 1, 2022, the retail tobacco specialty business is not located within
306	1,000 feet of a public or private kindergarten, elementary, middle, junior high, or high school.
307	(d) A retail tobacco specialty business may maintain an exemption under Subsection
308	<u>(7)(c) if:</u>
309	(i) on or before December 31, 2020, the retail tobacco specialty business receives a

310	retail tobacco specialty business permit from the local health department having jurisdiction
311	over the area in which the retail tobacco specialty business is located;
312	(ii) the permit described in Subsection (7)(d)(i) is renewed continuously without lapse
313	or permanent revocation;
314	(iii) the retail tobacco specialty business does not close for business or otherwise
315	suspend the sale of tobacco products, electronic cigarette products, or nicotine products for
316	more than 60 consecutive days; and
317	(iv) the retail tobacco specialty business maintains the right to operate under the terms
318	of other applicable laws, including:
319	(A) Title 26, Chapter 38, Utah Indoor Clean Air Act;
320	(B) zoning ordinances;
321	(C) building codes; and
322	(D) the requirements of the retail tobacco permit described in Subsection $(7)(d)(i)$.
323	Section 3. Section 26-62-202 is amended to read:
324	26-62-202. Permit application.
324 325	26-62-202. Permit application.(1) A local health department shall issue a permit under this chapter for a tobacco
325	(1) A local health department shall issue a permit under this chapter for a tobacco
325 326	(1) A local health department shall issue a permit under this chapter for a tobacco retailer if the local health department determines that the applicant:
325 326 327	 (1) A local health department shall issue a permit under this chapter for a tobacco retailer if the local health department determines that the applicant: (a) accurately provided all information required under Subsection (3) and, if applicable,
325 326 327 328	 (1) A local health department shall issue a permit under this chapter for a tobacco retailer if the local health department determines that the applicant: (a) accurately provided all information required under Subsection (3) and, if applicable, Subsection (4); and
 325 326 327 328 329 	 (1) A local health department shall issue a permit under this chapter for a tobacco retailer if the local health department determines that the applicant: (a) accurately provided all information required under Subsection (3) and, if applicable, Subsection (4); and (b) meets all requirements for a permit under this chapter.
 325 326 327 328 329 330 	 (1) A local health department shall issue a permit under this chapter for a tobacco retailer if the local health department determines that the applicant: (a) accurately provided all information required under Subsection (3) and, if applicable, Subsection (4); and (b) meets all requirements for a permit under this chapter. (2) An applicant for a permit shall:
 325 326 327 328 329 330 331 	 (1) A local health department shall issue a permit under this chapter for a tobacco retailer if the local health department determines that the applicant: (a) accurately provided all information required under Subsection (3) and, if applicable, Subsection (4); and (b) meets all requirements for a permit under this chapter. (2) An applicant for a permit shall: (a) submit an application described in Subsection (3) to the local health department
 325 326 327 328 329 330 331 332 	 (1) A local health department shall issue a permit under this chapter for a tobacco retailer if the local health department determines that the applicant: (a) accurately provided all information required under Subsection (3) and, if applicable, Subsection (4); and (b) meets all requirements for a permit under this chapter. (2) An applicant for a permit shall: (a) submit an application described in Subsection (3) to the local health department with jurisdiction over the area where the tobacco retailer is located; and
 325 326 327 328 329 330 331 332 333 	 (1) A local health department shall issue a permit under this chapter for a tobacco retailer if the local health department determines that the applicant: (a) accurately provided all information required under Subsection (3) and, if applicable, Subsection (4); and (b) meets all requirements for a permit under this chapter. (2) An applicant for a permit shall: (a) submit an application described in Subsection (3) to the local health department with jurisdiction over the area where the tobacco retailer is located; and (b) pay all applicable fees described in Section 26-62-203.
 325 326 327 328 329 330 331 332 333 334 	 (1) A local health department shall issue a permit under this chapter for a tobacco retailer if the local health department determines that the applicant: (a) accurately provided all information required under Subsection (3) and, if applicable, Subsection (4); and (b) meets all requirements for a permit under this chapter. (2) An applicant for a permit shall: (a) submit an application described in Subsection (3) to the local health department with jurisdiction over the area where the tobacco retailer is located; and (b) pay all applicable fees described in Section 26-62-203. (3) The application for a permit shall include:

338	(c) the business name, address, and telephone number of the single, fixed location for
339	which a permit is sought;
340	(d) evidence that the location for which a permit is sought has a valid tax commission
341	license;
342	(e) information regarding whether, in the past 24 months, any proprietor of the tobacco
343	retailer has been determined to have violated, or has been a proprietor at a location that has
344	been determined to have violated:
345	(i) a provision of this chapter;
346	(ii) Chapter 38, Utah Indoor Clean Air Act;
347	(iii) Title 76, Chapter 10, Part 1, Cigarettes and Tobacco and Psychotoxic Chemical
348	Solvents;
349	(iv) Title 76, Chapter 10, Part 16, Pattern of Unlawful Activity Act;
350	(v) regulations restricting the sale and distribution of cigarettes and smokeless tobacco
351	issued by the United States Food and Drug Administration, 21 C.F.R. Part 1140; or
352	(vi) any other provision of state law or local ordinance regarding the sale, marketing, or
353	distribution of a tobacco product, an electronic cigarette product, or a nicotine product; and
354	(f) the dates of all violations disclosed under this Subsection (3).
355	(4) (a) In addition to the information described in Subsection (3), an applicant for a
356	retail tobacco specialty business permit shall include evidence showing whether the business is
357	located within:
358	(i) 1,000 feet of a community location;
359	(ii) 600 feet of another retail tobacco specialty business; or
360	(iii) 600 feet of property used or zoned for agricultural or residential use.
361	(b) For purposes of Subsection (4)(a), the proximity requirements shall be measured in
362	a straight line from the nearest entrance of the retail tobacco specialty business to the nearest
363	property boundary of a location described in Subsections (4)(a)(i) through (iii), without regard
364	to intervening structures or zoning districts.
365	(5) The department or a local health department may not deny a permit to a retail

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366 tobacco specialty business under Subsection (4) if the retail tobacco specialty business 367 [obtained a license to operate the retail tobacco specialty business before December 31, 2015, 368 from:] meets the requirements described in Subsection 10-8-41.6(7) or 17-50-333(7). 369 [(a) a municipality under Section 10-8-41.6; or] [(b) a county under Section 17-50-333.] 370 371 (6) (a) The department shall establish by rule made in accordance with Title 63G, 372 Chapter 3, Utah Administrative Rulemaking Act, a permit process for local health departments 373 in accordance with this chapter. 374 (b) The permit process established by the department under Subsection (6)(a) may not 375 require any information in an application that is not required by this section. 376 Section 4. Section 63I-1-210 is amended to read: 377 63I-1-210. Repeal dates, Title 10. [(1) Subsection 10-8-41.6(7), the language that states "December 31, 2018" is repealed 378 379 July 1, 2022, and replaced with "December 31, 2015".] 380 $\left[\frac{2}{2}\right]$ Section 10-9a-526 is repealed December 31, 2020. 381 Section 5. Section 63I-1-217 is amended to read: 63I-1-217. Repeal dates, Title 17. 382 383 (1) Subsection 17-16-21(2)(d) is repealed July 1, 2023. (2) Title 17, Chapter 21a, Part 3, Administration and Standards, which creates the Utah 384 385 Electronic Recording Commission, is repealed July 1, 2022. [(3) Subsection 17-50-333(7), the language that states "December 31, 2018" is repealed 386 387 July 1, 2022, and replaced with "December 31, 2015".] 388 Section 6. Effective date -- Retrospective operation. 389 (1) If approved by two-thirds of all the members elected to each house, this bill takes 390 effect upon approval by the governor, or the day following the constitutional time limit of Utah 391 Constitution, Article VII, Section 8, without the governor's signature, or in the case of a veto, 392 the date of veto override. 393 (2) This bill has retrospective operation to August 15, 2020.

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