

# Executive Document

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## Governor, Administration: Calling the Sixty-Second Legislature Into the Second Special Session, Utah Proclamation No. 2018-2S

Issued: July 16, 2018

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### PROCLAMATION

WHEREAS, since the adjournment of the 2018 General Session of the Sixty-second Legislature of the State of Utah, certain matters have arisen which require immediate legislative attention; and

WHEREAS, Article VII, Section 6 of the Constitution of the State of Utah provides that the Governor may, by proclamation, convene the Legislature into Special Session;

NOW, THEREFORE, I, Gary R. Herbert, Governor of the State of Utah, by virtue of the authority vested in me by the Constitution and the laws of the State of Utah, do by this Proclamation call the Sixty-second Legislature of the State of Utah into a Second Special Session at the Utah State Capitol, in Salt Lake City, Utah, on the 18th day of July 2018, at 2:30 pm, to consider the following:

1. Amending provisions enacted by SB 234, Utah Inland Port Authority, 2018 General Session to address: the boundaries of the inland port, sharing of the property tax differential with other taxing entities, conflict of interest provisions, the Utah Inland Port Authority appeals process, and other provisions;
2. Amendments to the Utah Sales and Use Tax Act to address the decision of the Supreme Court of the United States in South Dakota vs. Wayfair, Inc., et al., decided June 21, 2018;
3. Clarifying the commencement provisions of the sales and use tax exemptions for manufacturing, mining, web search portals, and medical laboratories described in SB 233 (2018 General Session);
4. Amendments to corporate tax provisions to: clarify that corporate taxpayers are subject to state income tax on repatriated foreign income; clarify the effective date of Section 59-7-118 as enacted by S.B. 244 (2018 General Session); and consider sequestration of the revenue collected from corporate taxpayers on repatriated foreign income;
5. Amendments to corporate tax provisions regarding net loss carry backs and carry forwards and to consider sequestration of any savings from net loss changes;
6. Amendments to class B and class C road funds;

7. Legislation clarifying the formula for calculating periodic inflationary adjustments to the limits on damages for personal injury claims against governmental entities;
8. Reenactment of changes made in HB 303, Drinking Water Source Sizing Requirements (2018 General Session) to correct a mistake in the enrolled bill;
9. Amendments to the procurement code to clarify its application to the Utah Communications Authority;
10. Amendments creating a conditional license for off premise beer retailers; and
11. For the Senate to consent to appointments made by the Governor.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah. Done at the Utah State Capitol in Salt Lake City, Utah, this 16th day of July 2018.

(State Seal)

Gary R. Herbert  
Governor

ATTEST:

Spencer J. Cox  
Lieutenant Governor

2018/2/S

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