

Executive Document

Governor's Executive Order Creating the Governor's Council on Driving Under the Influence.

Issued: September 17, 1999

EXECUTIVE ORDER

Governor's Council on Driving Under the Influence

Whereas, the primary role of government is to protect the health, safety, and welfare of citizens;

Whereas, driving under the influence of alcohol and other drugs is a major cause of violence on Utah's highways;

Whereas, driving under the influence of alcohol and other drugs is a cause of preventable deaths and injuries to Utah citizens;

Whereas, the cost of driving under the influence of alcohol and other drugs to Utah's taxpayers and to victims is in excess of \$413 million annually.

Whereas, more effective policies and programs to deal with DUI issues can be developed through ongoing study by a dedicated group; and

Whereas, Utah's citizens will benefit from a proactive approach to preventing deaths, injuries, and costs associated with driving under the influence of alcohol and other drugs.

Now, Therefore, I, Michael O. Leavitt, governor of the state of Utah, hereby order the following:

I. There is created the Governor's Council on Driving Under the Influence.

II. The council shall:

A. provide a forum for discussion, planning, and coordination of efforts with the Utah Substance Abuse and Anti-Violence Coordinating Council to reduce the incidence of driving under the influence of alcohol or other drugs on the highways in the state;

B. identify priority issues and problems relating to driving under the influence;

C. increase public awareness of and education relating to driving under the influence issues;

D. evaluate the effectiveness of current laws, existing programs, and countermeasures;

E. develop and recommend proposals to address priority issues and adequate funding of needs; and

F. report recommendations annually to the governor and the Utah Substance Abuse and Anti-Violence Coordinating Council.

III. The council shall consist of 19 members, including:

A. the following members representing Utah agencies and organizations:

1. a member of the Senate designated by the president of the Senate;
2. a member of the House of Representatives designated by the speaker of the House;
3. a representative designated by the Utah Chiefs of Police Association;
4. a representative designated by the Utah Sheriffs Association;
5. three representatives designated by the Commissioner of Public Safety, one each from the Highway Patrol, the Driver License Division, and the Highway Safety Office;
6. a representative designated by the Statewide Association of Public Attorneys;
7. the attorney general or designee;
8. a defense attorney designated by the Utah State Bar;
9. the director of the Division of Substance Abuse or designee;
10. the executive director of the Utah Sentencing Commission;
11. a court administrative officer designated by the Judicial Council; and
12. a representative of the Utah Behavioral Healthcare Network designated by its president.

B. the following members appointed by the governor:

1. two representatives of crime victims;
2. a representative of businesses that sell or distribute alcoholic beverages;
3. a representative of health care providers; and
4. the lieutenant governor.

IV. Council procedures, staffing, and duration shall be as follows:

A. The governor shall appoint two members as co-chairs of the council.

B. A majority of the members of the council constitutes a quorum for conducting the business of the council. If a quorum is present, a majority vote of those in attendance is required for the transaction of any business by the council. Each member present at any meeting of the council is entitled to one vote.

- C. The council shall meet as determined by the council co-chairs.
- D. Subcommittees may be created within the council to serve for a specified purpose and period of time.
- E. The Commission on Criminal and Juvenile Justice shall provide staff to the council.
- F. The council shall remain in existence through the 2001 Legislative Session, at which time a review shall be conducted to determine possible continuation.
- V. The conditions of service for council members shall be as follows:
- A. Members who are not government employees shall receive no compensation or benefits for their service, but may receive per diem and expenses incurred in the performance of the member's official duties at the rates established by the Division of Finance under Sections 63A-3-106 and 63A-3-107 of the Utah Code. Members may decline to receive per diem and expenses for their service.
- B. State government officer and employee members who do not receive salary, per diem, or expenses from their agency for their service may receive per diem and expenses incurred in the performance of their official duties at the rates established by the Division of Finance under Sections 63A-3-106 and 63A-3-107 of the Utah Code. State government officer and employee members may decline to receive per diem and expenses for their service.
- C. Legislators on the council shall receive compensation and expenses as provided by Section 36-2-2 of the Utah Code and Legislative Joint Rule 15.03.
- D. Local government members who do not receive salary, per diem, or expenses from the entity they represent for their service may receive per diem and expenses incurred in the performance of their official duties at the rates established by the Division of Finance under Sections 63A-3-106 and 63A-3-107 of the Utah Code. Local government members may decline to receive per diem and expenses for their service.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Utah this 17th day of September, 1999.

(State Seal)

MICHAEL O. LEAVITT
GOVERNOR

Attest:

OLENE S. WALKER
LIEUTENANT GOVERNOR

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