



PUBLIC-PRIVATE PARTNERSHIPS

UTAH'S FASCISM?

INNOVATION

GOVERNATIONS



The background of the image is a dense, overlapping field of US one hundred dollar bills. The bills are slightly out of focus, creating a sense of depth and abundance. The text is overlaid on this background in various colors and sizes.

DEALS, DEALS, DEALS...

LEGISLATURE-SANCTIONED DEALS...

DO THEY EXIST FOR ANYONE WITH ENOUGH MONEY

AND POWER TO PLAY THE GAME?

WHAT ARE THESE DEALS CALLED?

PUBLIC-PRIVATE PARTNERSHIPS

***ALSO CALLED PPP OR P3**

WHAT IS A PUBLIC-PRIVATE PARTNERSHIP?

BASIC DEFINITION:

Government service or private business venture which is funded and operated through a partnership of government and one or more private sector companies.

Public-private partnership

Government service or private business venture which is funded and operated through a partnership of government and one or more private sector companies



Public-private partnerships are often represented by a handshake, symbolizing the private and public partners coming to an agreement. A public-private partnership (PPP, 3P, or P3) is a long-term arrangement between a government and private sector institutions. [Wikipedia](#)

AND WHO ADVOCATES FOR PPPS?



United Nations

Department of Economic and Social Affairs

Home | About Us » | What We Do » | Key Topics » | Stories | Products » | UN DESA Voice | Highlights Report » | Calendar

Public-Private Partnerships and the 2030 Agenda for Sustainable Development: Fit for purpose?



BRICS
2022 CHINA

**Technical Report on Public-Private Partnerships
for Sustainable Development**

BRICS Technical Report on Public-Private Partnerships for Sustainable Development



财政部政府和社会资本合作中心
CHINA PUBLIC PRIVATE PARTNERSHIPS CENTER

**THE UNITED NATIONS, BRICS, AND CHINA ADVOCATE FOR
PUBLIC-PRIVATE PARTNERSHIPS AND ALSO...**

**THE WORLD ECONOMIC FORUM PROMOTED AND TALKED ABOUT PPPS
AT DAVOS IN 2022**

WORLD
ECONOMIC
FORUM

DAVOS AGENDA 2022

**How to harness the transformative
potential of public-private partnerships**

Jan 10, 2022

FOLLOWING ARE SOME OF THE **MANY QUESTIONS**
THAT SHOULD BE ASKED ABOUT
PUBLIC-PRIVATE PARTNERSHIPS...

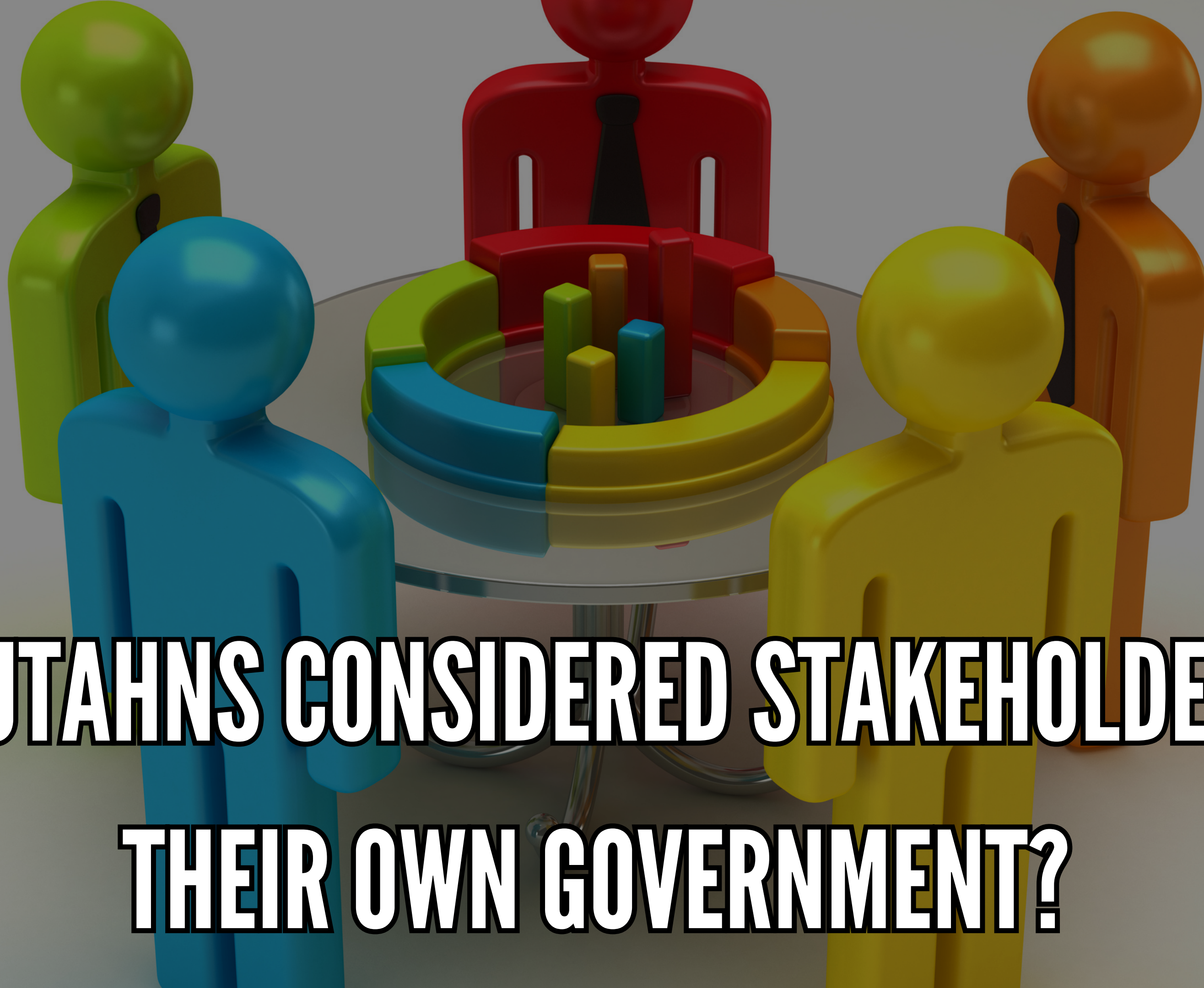
**DOES THE GOP “LIMIT GOVERNMENT”
THROUGH
PUBLIC-PRIVATE PARTNERSHIPS?**



IS THAT REPRESENTATIVE GOVERNMENT?

WHOSE INTERESTS DOES THE

UTAH LEGISLATURE REPRESENT?



**ARE UTAHNS CONSIDERED STAKEHOLDERS IN
THEIR OWN GOVERNMENT?**



**ARE INDIVIDUALS AT THE TOP OF THE
MOST IMPORTANT LIST... OR IS IT
CORPORATIONS AND NGOS?**

THE GOVERNOR'S ECONOMIC COMMITTEES:

ARE CORPORATIONS AT THE TOP OF THEIR

LIST?

**ARE WE CENTRALLY PLANNING UTAH'S
ECONOMY?**

**WHAT DOES THE GOVERNOR'S OFFICE OF
ECONOMIC OPPORTUNITY SAY ABOUT
PUBLIC-PRIVATE PARTNERSHIPS?**



Governor's Office of Economic Opportunity

High Quality of Life

Learn more about P3 opportunities by reading below
Summit.

For more about Utah, visit:

- [Utah Business Incentives](#)
- [EDCUtah – Targeted Industries](#)
- [World Trade Center Utah](#)
- [Visit Utah](#)
- [Why Utah Video](#)





Opportunities for Public-Private Partnerships (P3)

Utah has a strong track record in public-private partnerships and continues to seek opportunities for mutually-beneficial partnerships. Some of Utah's top P3 projects include large-scale infrastructure, environmental initiatives, and affordable housing.

Large-Scale Infrastructure

For the past two-plus decades, Utah being the #1 fastest-growing state in the U.S. has led to opportunities for progress and demands to accommodate the growth. Many of the large-scale infrastructure projects needed are well-suited for public-private partnerships and come with a substantial price tag, ranging from \$50 million to well over \$300 million in rural and metro areas.

Projects include:

- Water infrastructure
- Transit improvements, including train, light rail, parking, and for mountainous terrain
- Electric infrastructure to support various vehicle types now common to Utah roads



Utah continues to invest in and develop large-scale solar, wind, geothermal, and carbon capture facilities, increasing the need for private investment and public-private partnerships. The projects in this area range in size from \$30 million to \$100 million and are located across rural and metro areas of the state.

Affordable Workforce and Student Housing

Utah has made significant strides in affordable housing with increased funding, easing regulatory burdens, and partnering with the private sector. Affordable housing for the workforce and students is at an all-time high with Utah's spike in population growth. Significant projects being considered include 7,000 student housing units at several large state universities and another 3,000 across the state.

- **POTENTIAL BACK DOOR FOR PRIVATIZED**
- **ESG COMPLIANCE?**
- **NEW GREEN DEAL?**
- **GOVERNMENT IN-CHARGE OF HOUSING?**
- **GLOBAL WARMING?**
- **CARBON NEEDS CAPTURE? EVEN THOUGH IT'S DANGEROUSLY LOW FOR PLANTS TO GROW?**
- **WHAT IS GOING ON?**

SHOULD PEOPLE BE TREATED UNEQUAL?

SHOULD BUSINESSES BE TREATED

UNEQUAL?

A LOT OF QUESTIONS...

**LET'S LOOK AT PUBLIC-PRIVATE
PARTNERSHIPS, FREE MARKETS, AND
EQUALITY.**

We hold these truths to be self-evident, that all men are created equal, that they are endowed by their Creator with certain unalienable Rights, that among these are Life, Liberty and the pursuit of Happiness.--That to secure these rights, Governments are instituted among Men, deriving their just powers from the consent of the governed, --That whenever any Form of Government becomes destructive of these ends, it is the Right of the People to alter or to abolish it, and to

“...ALL MEN ARE CREATED EQUAL,...”

**GOOD GOVERNMENT IS SUPPOSED TO TREAT INDIVIDUALS
EQUALLY... WE KNOW THIS... WE BELIEVE IT'S A
FUNDAMENTAL PRINCIPLE IN A FAIR AND FREE SOCIETY.**



**IF GOVERNMENT ENTERS INTO CONTRACTS
WITH CERTAIN BUSINESSES AND NOT OTHERS,
ARE THEY TREATING ALL BUSINESSES EQUALLY
FOR A FAIR AND FREE ECONOMY?**

**LET'S TAKE A LOOK AT THE POSSIBLE
INFLUENCES THAT MAY MAKE THINGS
UNEQUAL...**

LEGISLATORS

CONTRIBUTIONS / DONATIONS / WAR CHESTS

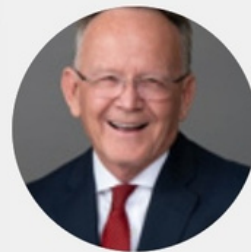
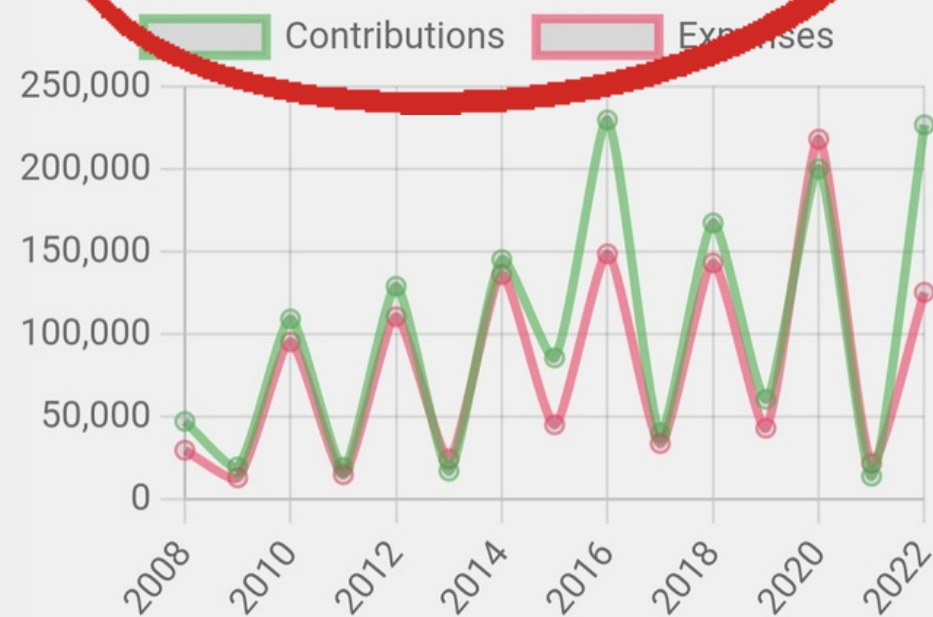
RANDOM SELECTION OF LEGISLATORS AND—WHAT IS OFTEN CALLED—THEIR “WAR CHESTS” - FUNDING (*FALL 2023 NUMBERS)



James A.

Dunnigan Contributions & Expenses

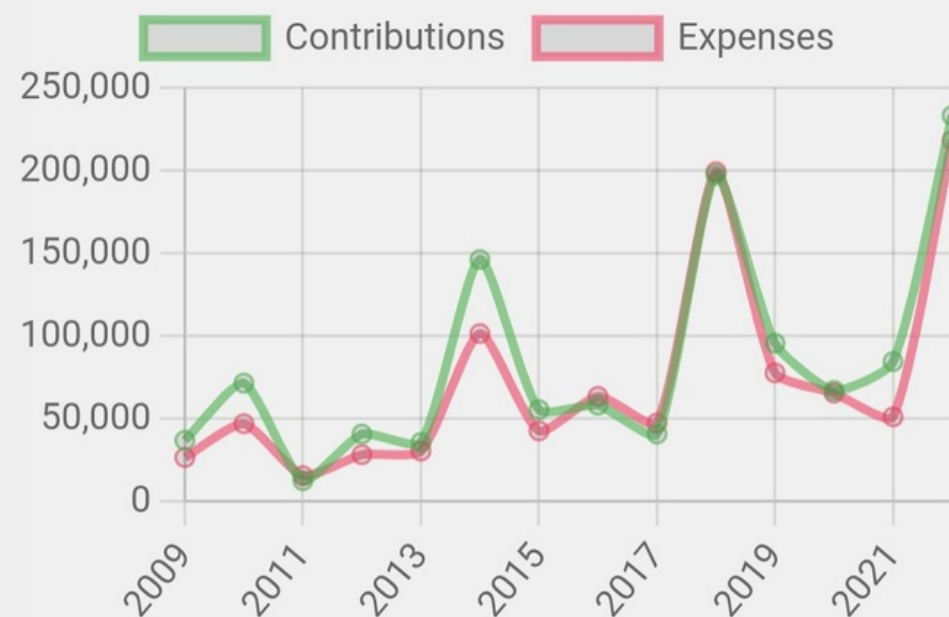
Total Contributions: \$1,507,345.07
Total Expenses: \$1,199,579.38



J. Stuart

Adams Contributions & Expenses

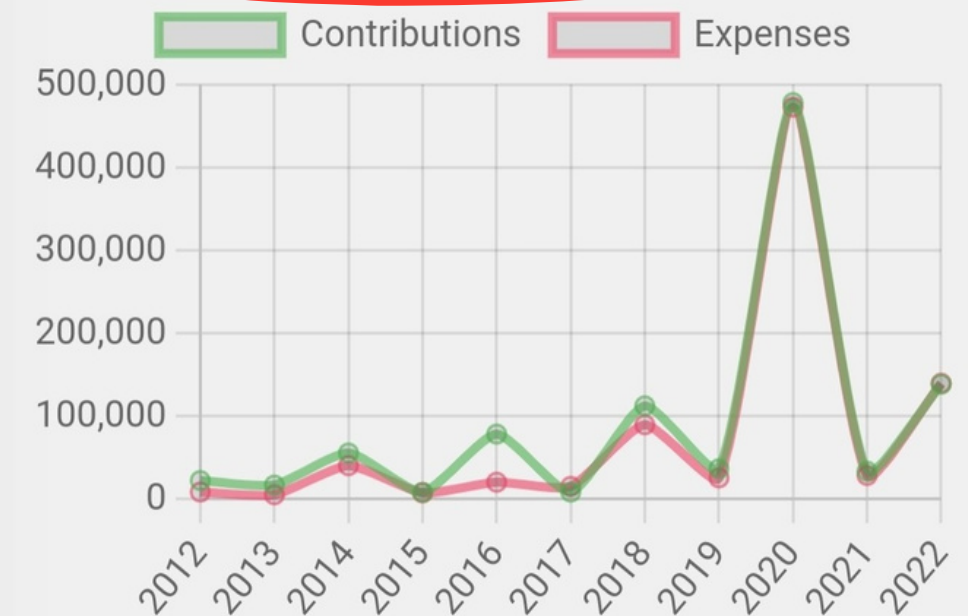
Total Contributions: \$1,171,929.31
Total Expenses: \$1,010,825.02



Daniel

McCay Contributions & Expenses

Total Contributions: \$982,883.67
Total Expenses: \$846,783.36



**UPCOMING SLIDES:
CONTRIBUTIONS GIVEN TO MANY
LEGISLATORS...**

(THESE CONTRIBUTIONS OFTEN OCCUR MULTIPLE TIMES A YEAR)


\$500.00

AT&T

1/14/2022

Address:

4393 S Riverboat Rd Floor 4
Salt Lake City, UT

 [Source File](#)

\$1,500.00

Phrma

7/20/2022

Address:

1675 Broadway, Suite 1250
Denver, CO

 [Source File](#)

\$1,000.00

Energy Solutions

1/14/2022

Address:

299 S Main Suite 1700
Salt Lake City , UT

 [Source File](#)

\$500.00

Moab Tour Company

10/11/2022

Address:

427 North Main
Moab, UT

 [Source File](#)

\$1,000.00

Entertainment Software
Association

1/14/2022

Address:

575 7th Street NW #300
Washington, DC

\$750.00

Novartis

8/3/2022

Address:

One Health Plaza
East Hanover, NJ

\$1,000.00

NAMIC Administrative Fund

3/15/2022

Address:

3601 Vincennes RD
Indianapolis, IN

\$500.00

Marathon Petroleum Corp
Employee PAC

10/11/2022

Address:

539 S Main
Findlay, OH

\$2,000.00

Utah Hospac

1/13/2022

Address:

2180 S 1300 E
Ste 440
Salt Lake City, UT

 [Source File](#)

\$500.00

Enterprise Holdings PAC

11/15/2022

Address:

600 Corporate Park Drive
St Louis, MO

 [Source File](#)

\$500.00

Pfizer, PAC

8/3/2022

Address:

235 East 42nd Street
New York, NY

 [Source File](#)

\$1,000.00

Comcast

9/13/2022

Address:

1701 JFK Blvd
Philadelphia, PA

 [Source File](#)

\$5,000.00

Education First Utah

1/13/2022

Address:

P.O. Box 912
Centerville, UT

\$1,000.00

Utah Ranked Choice Voting
Action

11/15/2022

Address:

104 E 600 S #113
Heber, UT

\$1,000.00

Selecthealth

8/3/2022

Address:

5381 Green St.
Murray, UT

\$1,000.00

Utah Optometric

9/23/2022

Address:

4001 S 700 E #544
Salt Lake City, UT

\$1,000.00

Johnson & Johnson

7/5/2022

Address:

1350 I Street NW Suite 1210
Washington, DC

 [Source File](#)

\$1,000.00

Home Builders Association
of Utah PAC

8/29/2022

Address:

38 West 13775 South
Draper, UT

 [Source File](#)

\$1,000.00

Provo Canyon School

4/11/2022

Address:

4501 North University Avenue
Provo, UT

 [Source File](#)

\$500.00

Dorsey National Fund

7/5/2022

Address:

50 S Sixth Street Suite 1500
Minneapolis, MN

\$500.00

T Mobile

8/29/2022

Address:

12920 SE 38th St
Bellevue, WA

\$2,000.00

Energy Solutions

7/5/2022

Address:

299 S Main Suite 1700
Salt Lake City , UT

***CONTRIBUTIONS AND EXPENSES ARE PUBLIC
RECORD—AS THEY SHOULD BE—AND YOU ARE
FREE TO LOOK ANY OF THEM UP.**

OVERALL, WOULD CORPORATIONS CONTINUE TO GIVE MONEY

TO LEGISLATORS IF IT DIDN'T SERVE THEIR INTERESTS?

DOES IT MEAN THAT ALL LEGISLATORS ARE SUSCEPTIBLE

TO THE FAVOR THAT MONEY BUYS? NO.

BUT DO CONTRIBUTIONS AND BILLS THAT PASS IN THE

CORPORATIONS FAVOR HAVE A CORRELATION?

HUMAN NATURE: IF SOMEONE DONATES

\$5,000

**DO YOU FEEL AN OBLIGATION IF THEY CALL
WANTING TO SCHEDULE A MEETING?**

AND, IF THE CAUCUS SYSTEM DIED AND **SB54** (OR A JUNGLE PRIMARY) BECAME THE PATH TO ELECTED OFFICE, WHO COULD AFFORD TO RUN FOR OFFICE AGAINST THOSE WITH WAR CHESTS IN THE AVERAGE OF **\$300,000**, AND UP TO A **MILLION** FROM DONORS?

A person in a blue suit is shown from the chest down, holding a magnifying glass over a document on a clipboard. The person's hands are visible, and the magnifying glass is held over the document. The background is dark and out of focus.

WE CAN SEE HOW CORPORATIONS/NGOS MAY

HAVE INFLUENCE FINANCIALLY.

LET'S TAKE A LOOK AT THE ORDER OF THINGS.

WHAT IS THE CORRECT ORDER OF AUTHORITY?

WHO SHOULD BE IN CHARGE?

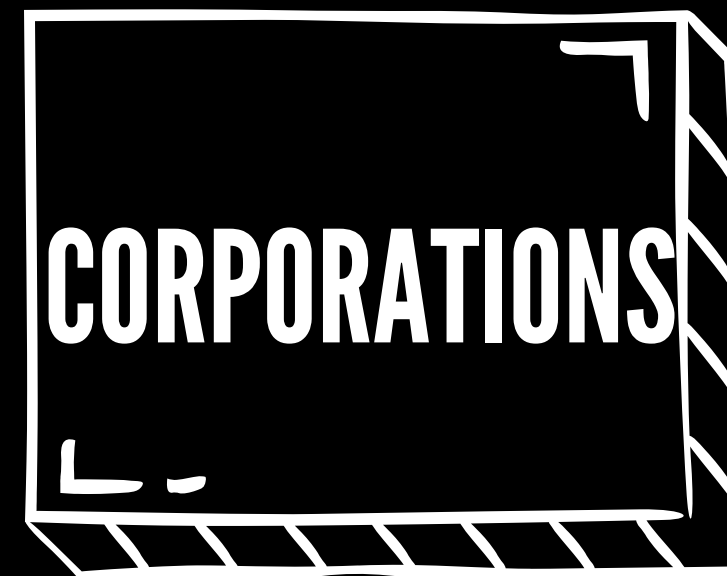
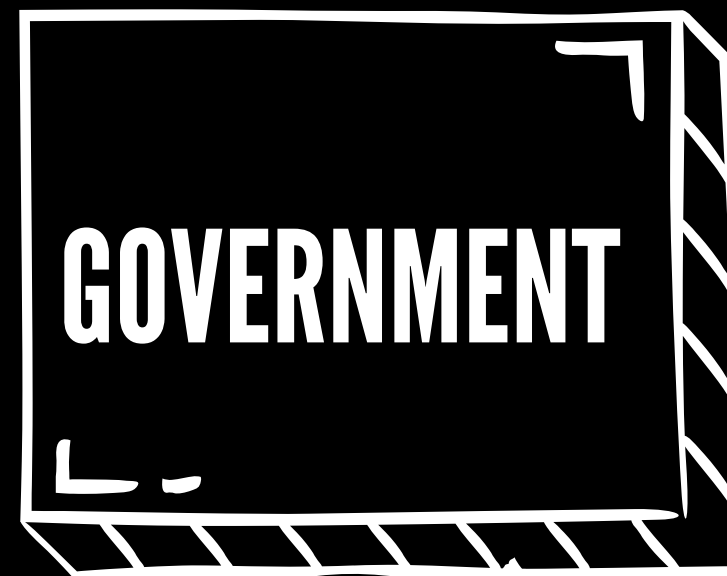
WHOSE VOICE SHOULD BE LOUDEST?

GOD/NATURAL BORN RIGHTS

THE PROPER ORDER



CREATED AND
INTERACT WITH



GOVERNMENT KEEPS CORPORATIONS IN-CHECK



GOD/NATURAL BORN RIGHTS OVER PEOPLE
(OR PEOPLE ACCOUNTABLE TO A HIGHER POWER)

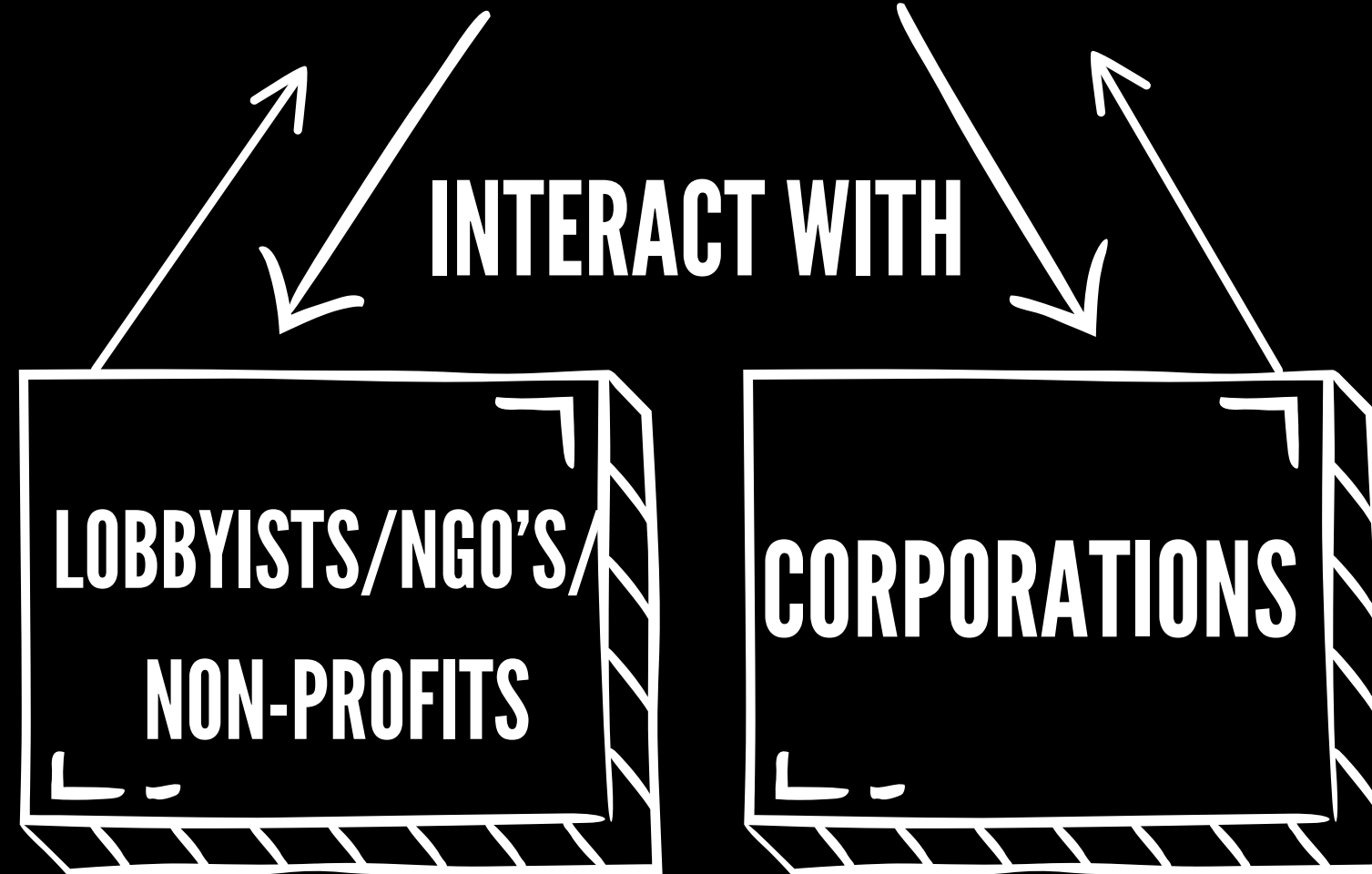
AND THEN

PEOPLE COME TOGETHER TO CREATE

GOVERNMENTS AND CORPORATIONS

GOD/NATURAL BORN RIGHTS

GOVERNMENT



PEOPLE/GRASSROOTS ORGANIZATIONS: IF THEY GET INVOLVED ENOUGH

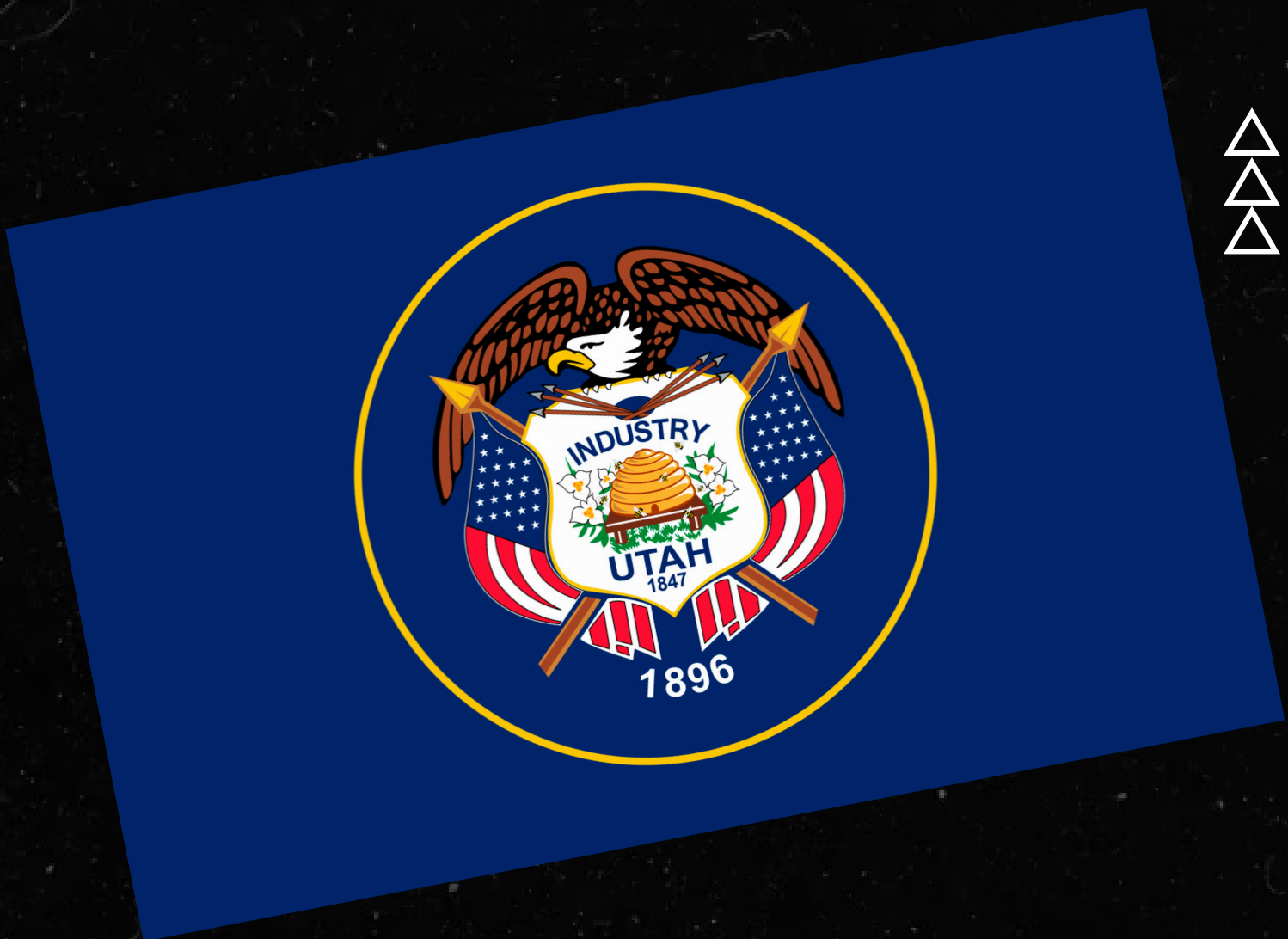
IS THIS THE UTAH ORDER?





**WHAT DOES
THE UTAH
STATE**

CONSTITUTION



SAY:

Utah Constitution

Constitution Article 00	Preamble
Constitution Article 01	Declaration of Rights
Constitution Article 02	State Boundaries
Constitution Article 03	Ordinance
Constitution Article 04	Elections and Right of Suffrage
Constitution Article 05	Distribution of Powers
Constitution Article 06	Legislative Department
Constitution Article 07	Executive Department
Constitution Article 08	Judicial Department
Constitution Article 09	Congressional and Legislative Apportionment
Constitution Article 10	Education
Constitution Article 11	Article XI. Local Governments
Constitution Article 12	Corporations
Constitution Article 13	Revenue and Taxation
Constitution Article 14	Public Debt
Constitution Article 15	Militia

**NEXT SLIDE: WHAT DOES
IT SAY ABOUT WHY
GOVERNMENT EXISTS???**



UTAH STATE CONSTITUTION

ARTICLE 1, SECTION 2

Article 1, Section 2 [All political power inherent in the people.]

All political power is inherent in the people; and all free governments are founded on their authority for their equal protection and benefit, and they have the right to alter or reform their government as the public welfare may require.

**“... ALL FREE GOVERNMENTS ARE FOUNDED ON THEIR AUTHORITY FOR
THEIR EQUAL PROTECTION AND BENEFIT...”**

**SO WE'RE BACK TO EQUALITY... BOTH THE
DECLARATION OF INDEPENDENCE AND THE UTAH
STATE CONSTITUTION AGREE ON EQUALITY:
IT'S FUNDAMENTAL TO A FREE SOCIETY.**

ONE THING IS CLEAR:

EQUALITY

IS ESSENTIAL

FOR

FREEDOM!

EQUAL PLAYING FIELD

FAIRNESS

SAME OPPORTUNITIES

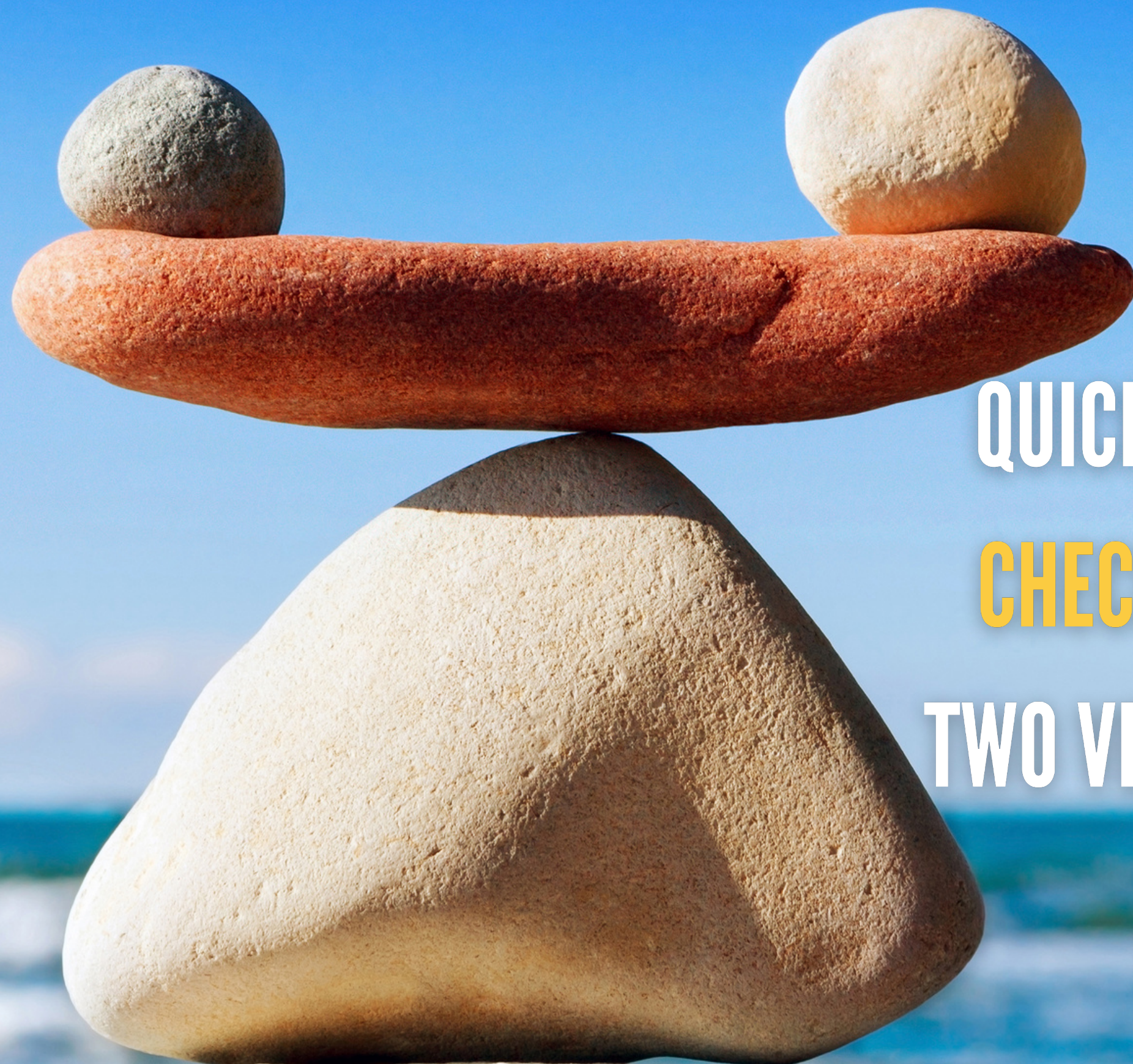
AVAILABLE TO ALL

**NO ONE IS
GIVEN FAVOR
OVER
ANOTHER**

EQUAL BENEFIT FOR ALL

**PUBLIC-PRIVATE PARTNERSHIPS GIVE FAVOR
TO CERTAIN CORPORATIONS OVER OTHERS
AND VIOLATES EQUALITY**

GOVERNMENT AND FREE MARKET



QUICK REVIEW OF THE VITAL
CHECKS AND BALANCES ON
TWO VERY DIFFERENT SYSTEMS

GOVERNMENT KEPT IN CHECK BY:

- **SEPARATION OF POWERS**
- **FAIR PROCESSES**
- **ELECTIONS**
- **OPEN RECORDS (GRAMA)**
- **THE PEOPLE WATCHING**
- **MEDIA (IF UNCORRUPTED)**



**GOVERNMENT'S GOAL IS SUPPOSED TO BE
MAINTAIN A FAIR AND FREE SOCIETY**

FREE MARKET KEPT IN CHECK BY:

- **PRODUCT QUALITY (TO KEEP/ATTRACT CUSTOMERS)**
- **SERVICE QUALITY (TO KEEP/ATTRACT CUSTOMERS)**
- **COMPETITIVE PRICING (TO KEEP/ATTRACT CUSTOMERS)**
- **GOVERNMENT REGULATION FOR FAIRNESS/NO MONOPOLIES**
- **PUBLIC CHOICE**

A close-up photograph of a person's hand holding a thick stack of US dollar bills. The hand is wearing a dark brown leather watch strap. The background is a light green surface with several other dollar bills scattered around. The text 'CORPORATION'S GOAL = MAKE A PROFIT \$\$\$' is overlaid in white, bold, sans-serif font across the center of the image.

CORPORATION'S GOAL = MAKE A PROFIT \$\$\$

WORLD'S NEWS

MERGER!



WHAT HAPPENS WHEN YOU **MERGE** THE SYSTEMS OF

GOVERNMENT AND THE **FREE MARKET** IN A

PUBLIC-PRIVATE PARTNERSHIP?

YOU GET:

CORPORATISM

ECONOMIC FASCISM

GOVER-ATIONS



BAD APPLES... YOU GET BAD APPLES



TO BE CLEAR:

PUBLIC-PRIVATE

PARTNERSHIPS/CORPORATISM/ECONOMIC FASCISM

ARE

NOT

THE FREE MARKET!

HISTORICALLY, THEY WERE CALLED

FASCISM

RUSSIA AND GERMANY TRIED

PUBLIC-PRIVATE PARTNERSHIPS.

A dirt road winding through a forest, leading towards a bright light at the end of the path. The text is overlaid on the image in a white, sans-serif font.

Fascism should more
appropriately be called
Corporatism because it is a merger
of state and corporate power.

Benito Mussolini

THE 2 BIG VIOLATIONS OF PUBLIC-PRIVATE

PARTNERSHIPS ARE:

- 1. VIOLATIONS OF THE PRINCIPLE OF EQUALITY**
 - 2. THE REMOVAL OF THE CHECKS AND BALANCES**
- ON BOTH GOVERNMENT AND THE FREE MARKET**

**THE TOTALITY OF THE STUDY OF ECONOMICS AND POLITICAL PHILOSOPHY,
WHICH INCLUDES: HOW TO CONSTRAIN POWER, HOW TO STAY FREE, MIDDLE-
CLASS PRESERVATION, HOW TO BALANCE THE NEEDS OF THE INDIVIDUAL AND
THE COLLECTIVE, THE DECENTRALIZATION OF POWER, FACTION CONSTRAINTS,
QUALITY SERVICE AND PRODUCTS, COMPETITIVE PRICING, THE NECESSITY OF
COMPETITION, THE INVISIBLE HAND, AND OTHER FREE MARKET ECONOMIC
PRINCIPLES... ALL DISREGARDED, GONE, OR SEVERELY DAMAGED WHEN
GOVERNMENT ENTERS INTO UNNECESSARY PUBLIC-PRIVATE PARTNERSHIPS.**



**WHAT PROTECTIONS ARE
THERE WHEN YOU **MERGE**
TWO SYSTEMS THAT HAVE
TOTALLY DIFFERENT
CHECKS TO KEEP THEM
FAIR AND FREE?**

ANSWER:

THE PROTECTIONS THE PEOPLE HAVE ARE CONTAINED

WITHIN THE

PUBLIC-PRIVATE PARTNERSHIP CONTRACT AND ANY

RULES THE LEGISLATURE HAS PUT ON PPPS.

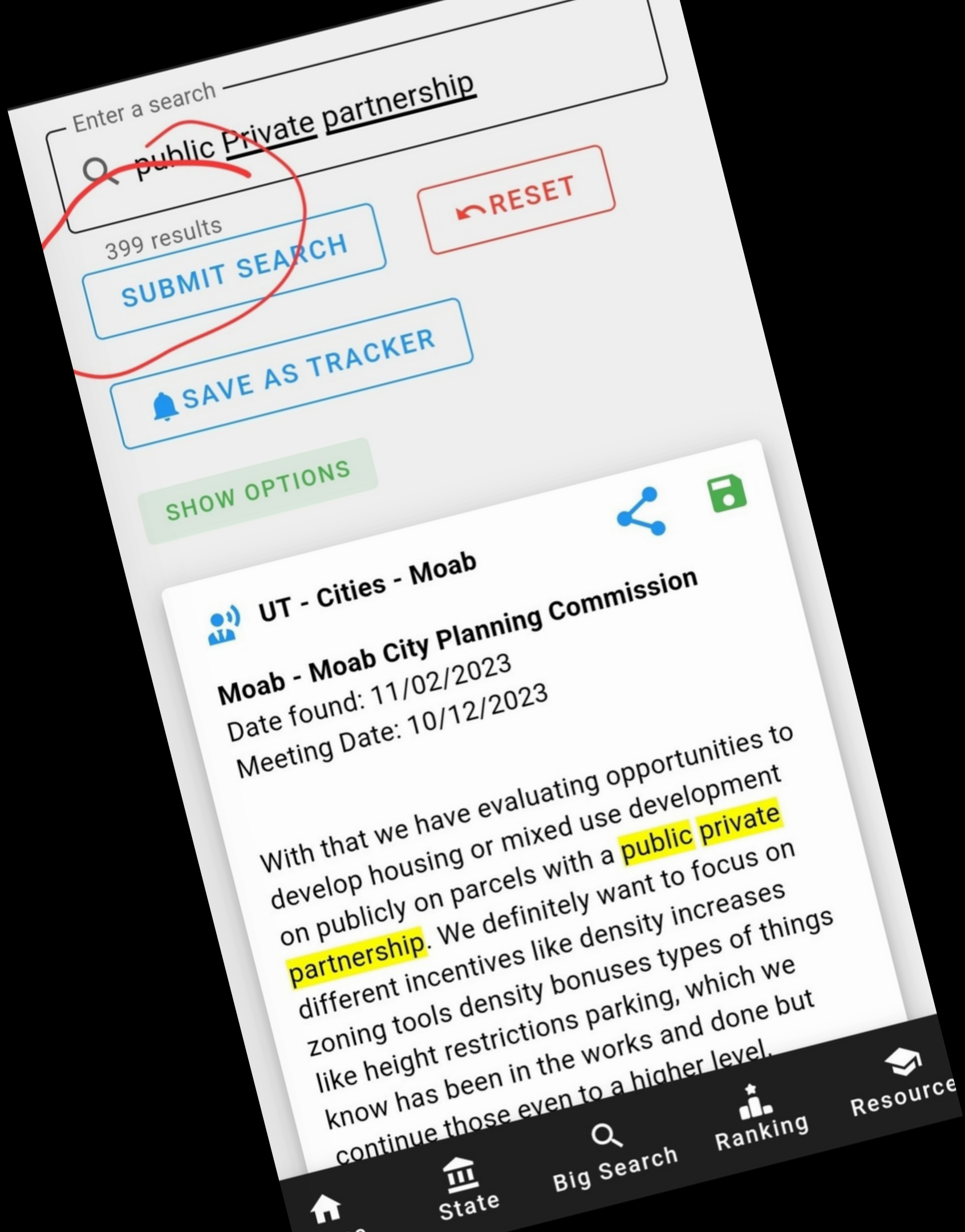
**MOVING ON TO THE LEGISLATURE AND HOW
THEY VIEW**

**PUBLIC-PRIVATE PARTNERSHIPS AND
PROTECTIONS FOR THE PEOPLE WITH PPPS?**

**PUBLIC-PRIVATE PARTNERSHIPS HAVE
INCREASED AT AN ALARMING RATE AND ARE
OFTEN SOLD AS GREAT SOLUTIONS FOR ALL THE
“STAKEHOLDERS”**

***REMEMBER “STAKEHOLDER” FOR ANOTHER
VIDEO WHERE WE’LL TALK ABOUT UTAH’S
CONNECTION TO CHINA’S MODEL OF
STAKEHOLDER CAPITALISM
AND THE WEF RECOMMENDATION FOR IT**

**AND HOW MANY TIMES WAS THE PHRASE
PUBLIC-PRIVATE PARTNERSHIPS RECENTLY
MENTIONED IN UTAH'S PUBLIC MEETINGS?**



399

**IS THE UTAH LEGISLATURE'S—AND
PARTICULARLY REPUBLICAN LEGISLATORS—
OBSESSION WITH PUBLIC-PRIVATE
PARTNERSHIPS IGNORANCE OR CORRUPTION...
OR IGNORANT CORRUPTION?**

...OR A SERIOUS MISUNDERSTANDING OF

WHAT THE FREE MARKET IS?!

OR WHAT PRO-BUSINESS IS SUPPOSED TO

MEAN?

FREE MARKET

A FREE MARKET IS AN ECONOMIC SYSTEM WHERE THE PRICES OF GOODS AND SERVICES ARE DETERMINED BY SUPPLY AND DEMAND EXPRESSED BY SELLERS AND BUYERS. IT OPERATES WITH AS LITTLE INTERVENTION OF GOVERNMENT AS POSSIBLE.

ECONOMIC FASCISM

FASCISM IS SOCIALISM WITH A CAPITALIST VENEER.

DERIVED FROM THE ROMAN WORD FASCES, THE ROMAN

SYMBOL OF COLLECTIVISM AND POWER. FASCISM SEEKS

CONTROL INDIRECTLY THROUGH DOMINATION OF PRIVATE

OWNERS.

**WITH SO MUCH AT STAKE, SURELY THE UTAH
LEGISLATURE PUTS EXTREMELY TIGHT CONTROLS
ON SUCH POTENTIALLY DETRIMENTAL
PARTNERSHIPS THAT IMPACT
FREE MARKETS AND FREEDOM???**

LET'S TAKE A LOOK

AT

SB22 (2023)

PUBLIC-PRIVATE PARTNERSHIP AMENDMENTS

S.B. 22 Public-private Partnership Amendments

Bill Text

Status

Hearings/Debate

Enrolled

S.B. 22

[Printer Friendly](#) 

1

PUBLIC-PRIVATE PARTNERSHIP AMENDMENTS

2

2022 GENERAL SESSION

3

STATE OF UTAH

4

Chief Sponsor: Ann Millner

5

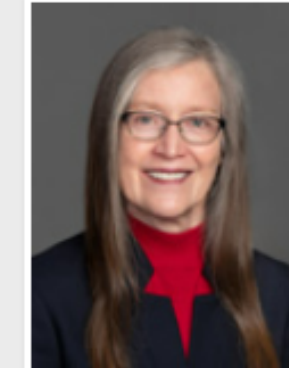
House Sponsor: Jefferson Moss

6

7 **LONG TITLE**

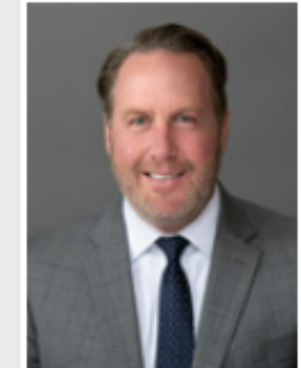
8 **General Description**

Bill Sponsor:



Sen. Millner, Ann

Floor Sponsor:



Rep. Moss, Jefferson

Drafting Attorney: Robert H. Rees

Fiscal Analyst: Timothy G. Dinehart

Bill Tracking

[Tracking Page](#)

Bill Text

SB22 (2023) PUBLIC-PRIVATE PARTNERSHIP AMENDMENTS

DOES TWO MAIN THINGS:

1. PPP CONTRACT LENGTH LIMITS ARE ELIMINATED

2. PROMOTES PPPS THROUGH THE GOVERNOR'S OFFICE OF ECONOMIC OPPORTUNITY

6

7 **LONG TITLE**

8 **General Description:**

9 This bill modifies provisions relating to public-private partnerships.

10 **Highlighted Provisions:**

11 This bill:

12 ▶ eliminates a repeal date for the Public-private Partnerships Act;

13 ▶ eliminates a provision limiting the length of term of a contract with a public-private

14 partnership facilitator;

15 ▶ modifies provisions relating to the functions and responsibilities of the facilitator;

16 ▶ allows the Governor's Office of Economic Opportunity to perform facilitator

17 functions and responsibilities itself or to contract with another person to perform

18 those functions and responsibilities;

19 ▶ requires the Governor's Office of Economic Opportunity to provide an annual report

20 to the Economic Development and Workforce Services Interim Committee on the

21 facilitator's work;

22 ▶ encourages government entities to use the services of the facilitator in considering

23 public-private partnerships; and

24 ▶ makes technical changes.

S.B. 22 ELIMINATES CONTRACT LENGTH

LIMITATIONS AND ACTUALLY ENCOURAGES

PPPS AND USES A STATE FACILITATOR TO

MATCH UP GOVERNMENT ENTITIES AND

CORPORATIONS WANTING TO ENTER INTO PPPS.

Bill Text

Status

Hearings/Debate

Enrolled

REQUIRES THE GOVERNOR'S ECONOMIC DEVELOPMENT TO ENGAGE

S.B. 133

Printer Friendly

A PERSON TO ACT AS A FACILITATOR FOR PPPS IN THE STATE

PUBLIC-PRIVATE PARTNERSHIPS AMENDMENTS

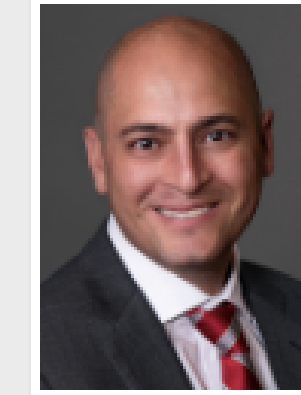
2020 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Daniel Hemmert

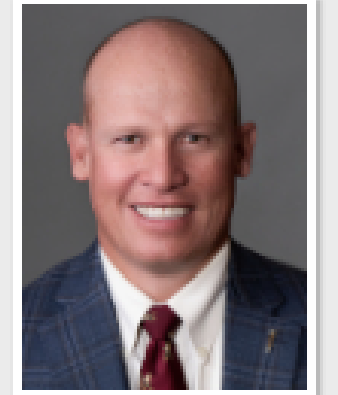
House Sponsor: Joel Ferry

Bill Sponsor:



Sen. Hemmert, Daniel

Floor Sponsor:



Rep. Ferry, Joel

Drafting Attorney: Robert H. Rees

Fiscal Analyst: Alexander R. Wilson

Bill Text

Introduced

Enrolled (Currently Displayed)

Other Versions

S.B. 133

S.B. 133 1st Substitute

LONG TITLE

General Description:

This bill enacts provisions relating to public-private partnerships.

Highlighted Provisions:

This bill:

- requires the Governor's Office of Economic Development to engage a person to act as a facilitator for public-private partnerships in the state;
- provides for requirements for a facilitator under a contract with the Governor's



WHAT APPEARS TO BE THE ORIGINAL PPP

S.B. 204 Public-private Partnerships

PROMOTION BILL

Bill Text

Status

Hearings/Debate

Enrolled

Printer Friendly 

1

PUBLIC-PRIVATE PARTNERSHIPS

2

2017 GENERAL SESSION

3

STATE OF UTAH

4

Chief Sponsor: Ralph Okerlund

5

House Sponsor: John Knotwell

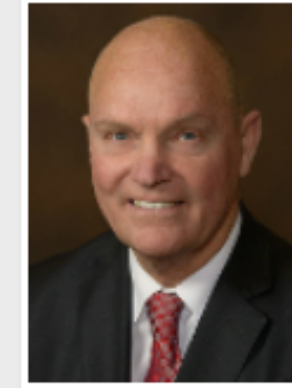
6

7 LONG TITLE



S.B. 204

Bill Sponsor:



Sen. Okerlund, Ralph

Floor Sponsor:



Rep. Knotwell, John

Drafting Attorney: Robert H. Rees

Fiscal Analyst: Sean C. Faherty

Bill Text


Introduced 

Amended 


Amended Pages Only

**WE SAW HOW THE GOVERNOR'S OFFICE OF
ECONOMIC OPPORTUNITY FEEL ABOUT PPPS,
BUT HOW DOES THE GOVERNOR REALLY FEEL
ABOUT PPPS AND P3S?**

Public-Private Partnerships in Utah



Utah's Legislature and Governor are aiming to make Utah a friendly state for public-private partnerships. In 2012, the Legislature enacted the "Public-Private Partnerships for Tollways Act" (Utah Code Title 72 Chapter 6 Part 2), which allowed the Utah Department of Transportation (UDOT) to enter into public-private partnerships for tollways and permitted both solicited and unsolicited proposals.



In 2020, the Legislature passed Senate Bill 90, which permitted unsolicited proposals for public-private partnerships for all infrastructure projects in the state (see Utah Code 63G-6a-712). It also enacted the "Facilitating Public-Private Partnerships Act" (Utah Code Title 63N Chapter 13 Part 3), which created a facilitator to match public entities' infrastructure needs to the private sector. Our organization, P3+, was ultimately chosen to serve as the facilitator.

NAVIGATION

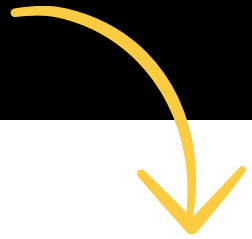
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Governor Spencer J. Cox has also championed public-private partnerships since taking office in 2021. Upon taking office, Governor Cox outlined his administration's strategic priorities in the "One Utah Roadmap." A key component of the administration's economic advancement plans was to "identify ways Utah can lead out on public-private partnerships focusing on clean energy (such as micro grids, battery storage, solar, hydrogen, etc.) in a fiscally prudent way" and to "expand Utah's P3 Facilitator's mandate to include promotion of sustainability, community living standards, inclusion, rural Utah development, and target industries."

The "One Utah Roadmap" is moving towards centralization. Leading to a loss of separation of powers and a way for the people to have a voice in their government. Cox's program is being executed via P3s.



**WE DIDN'T JUST LEAVE THE DOOR OPEN FOR CORPORATISM
(OLD-SCHOOL FASCISM), WE GAVE THEM THE KEYS**

ALSO, WHAT DO THESE **ALARMING** PIDS, TODS, TIFS, TRZS,
SPECIAL DISTRICT, FRANKENSTEIN-GOVERNMENT ENTITIES,
QUASI-GOVERNMENT-CORPORATIONS SUCH AS:

**UTAH CITY, THE POINT, THE IN-LAND PORT, UTAH LAKE
AUTHORITY, THE MILITARY INSTALLATION AUTHORITY**

ALL HAVE IN COMMON???

THEY ALL HAVE

PUBLIC-PRIVATE PARTNERSHIPS

... LOTS OF THEM!

HERE'S AN EXAMPLE OF THE **CITY OF LEHI** USING
PPPS FOR THEIR HTRZ DEVELOPMENT THAT WILL
MAKE THE **STREETS AND PARKS PRIVATELY-**
OWNED FOR THEIR NEW "WALKABLE" SMART
COMMUNITY FOR 1800 PEOPLE.

21 | Lehi Station HTRZ Application
IMPACT OF HTRZ ON
DEVELOPMENT

- If approved, HTRZ funding will be the sole incentive provided to this project, to date. Without HTRZ, densifying around the Lehi FrontRunner station is not financially feasible.

- All streets, open space, and park space will be privately owned but open to the public. The development will fund these projects and bear the costs of ongoing maintenance. Through keeping the streets private, the development will have more optionality to temporarily close streets for weekend farmer's markets, food trucks, and holiday events. Through keeping the park space private, the development will be able to attract more unique and upscale restaurants. Both of these decisions also ease the burden on Lehi City resources.



IF THE **STREETS, OPEN SPACE, AND ALL PARKS ARE PRIVATELY OWNED...**

- **WHAT HAPPENS IF **THE OWNER NO LONGER WANTS CARS THERE?****
- **DECIDES ESG AND UNITED NATION'S SDG RULES APPLY?**
- **OR **DOESN'T WANT ANYONE TO PROTEST?****
- **IT WOULDN'T BE A PUBLIC STREET WHICH ALLOWS PROTESTING.**
- **COULD A **CURFEW FOR WALKING ON THE STREETS LATE BE ENFORCED?****
- **DOES THE PPP CONTRACT PROTECT THE RIGHT TO TRAVEL AND PROTEST?**
- **DID THE LEGISLATURE OR LEHI ASK THESE QUESTIONS TO THE POTENTIAL PRIVATE OWNER?**

**AND ONCE INFRASTRUCTURE IS BUILT
TOGETHER, THEN DOES THE GOVERNMENT OR
THE CORPORATION HAVE OWNERSHIP?**



**AND IF THE CORPORATION DOES, THEN DO
CORPORATE PERSONHOOD RIGHTS PERTAIN?**

AND IF THE INFRASTRUCTURE INCLUDES A BUNCH OF SURVEILLANCE THAT COULD VIOLATE YOUR RIGHTS, WILL THE FACT THAT IT'S A GLOBAL CORPORATION THAT HAS OWNERSHIP IN THE INFRASTRUCTURE CHANGE YOUR ABILITY TO PROTECT YOUR RIGHTS?

**ARE WE SELLING UTAH OFF TO CORPORATIONS
ONE PUBLIC-PRIVATE PARTNERSHIPS AT-A-TIME?**

**PUBLIC-PRIVATE PARTNERSHIPS GIVE A MONOPOLY TO
A BUSINESS, ALLOW GOVERNMENT TO KEEP THE COST
OF THE PROJECT/SERVICES OFF THEIR BALANCE SHEET,
ARE THE FERTILE GROUND FOR CORRUPTION,
ENCOURAGE SPECIAL DEALS, GROWS SPECIAL INTEREST
GROUPS/NGO INFLUENCE AND TAKEOVER.**



CONTACT YOUR REPS AND ASK THEM TO



REVOKE/REPEAL BILLS THAT DIRECTLY

GO AGAINST KEEPING HARD LINES OF

SEPARATION BETWEEN GOVERNMENT



AND CORPORATIONS



NO MORE PUBLIC PRIVATE PARTNERSHIPS
TIME TO STOP PUBLIC PRIVATE PARTNERSHIPS
SAY NO TO FACISM

utahfreedomcoalition.org