

1 **RULES RESOLUTION - COMMITTEE NOTES**

2 **ON BILLS**

3 2002 GENERAL SESSION

4 STATE OF UTAH

5 **Sponsor: Ron Bigelow**

6 **This joint resolution of the Legislature revises joint rules by more precisely defining which**
7 **committees qualify to have their recommendations printed on bills as committee notes. This**
8 **resolution takes effect upon passage by both the House and Senate.**

9 This resolution affects legislative rules as follows:

10 AMENDS:

11 **JR-4.22**

12 *Be it resolved by the Legislature of the state of Utah:*

13 Section 1. **JR-4.22** is amended to read:

14 **JR-4.22. Bills; Requests; Drafting; Copies; Notes.**

15 (1) (a) A legislator desiring to introduce a bill that enacts, amends, or repeals statutes shall
16 file a Request for Legislation with the Office of Legislative Research and General Counsel within
17 the time limits established by JR-19.02.

18 (b) A legislator desiring to obtain funding for a project, program, or entity, when that
19 funding request does not require that a statute be enacted, repealed, or amended, may not file a
20 Request for Legislation but instead shall comply with the procedures and requirements of
21 JR-4.22.1.

22 (c) The request shall designate:

23 (i) the chief sponsor, who is knowledgeable about and responsible for providing pertinent
24 information as the bill is processed; and

25 (ii) any supporting legislators who wish to cosponsor the bill.

26 (2) (a) When a member files a Request for Legislation, the Office of Legislative Research
27 and General Counsel shall:



- 28 (i) review the request and any accompanying bill; and
- 29 (ii) with the approval of the sponsor, prepare the legislation for introduction by making
- 30 any changes necessary to:
- 31 (A) ensure that it is in proper legal form;
- 32 (B) remove any ambiguities;
- 33 (C) avoid constitutional or statutory conflicts;
- 34 (D) insure a uniform system of punctuation, capitalization, numbering, and wording;
- 35 (E) eliminate duplication and repeal of laws directly or by implication;
- 36 (F) correct defective or inconsistent section and paragraph structure in arrangement of the
- 37 subject matter of existing statutes;
- 38 (G) eliminate all obsolete and redundant words; and
- 39 (H) correct obvious errors and inconsistencies in punctuation, capitalization, numbering,
- 40 and wording.
- 41 (b) Legislative General Counsel shall indicate on the first page of the bill the drafting
- 42 attorney's approval of the bill.
- 43 (3) The Office of Legislative Research and General Counsel shall reproduce ten copies of
- 44 the approved bill and deliver:
- 45 (a) seven of them to the Chief Clerk or the Secretary; and
- 46 (b) three of them to the Legislative Fiscal Analyst for fiscal notes.
- 47 (4) (a) As used in this Subsection (4):
- 48 (i) (A) "Legislative committee" means a committee, commission, task force, or other
- 49 policy or advisory body that is created by statute, legislation, or by the Legislative Management
- 50 Committee and that is composed exclusively of legislators.
- 51 (B) "Legislative committee" does not mean a standing committee.
- 52 (C) Notwithstanding Subsection (4)(a)(i)(B), "Legislative committee" includes the Rules
- 53 Committee.
- 54 (ii) "Mixed committee" means a committee, commission, task force, or other policy or
- 55 advisory body that is created by statute, legislation, or by the Legislative Management Committee
- 56 and that is composed of legislator members and nonlegislative members.
- 57 (b) The Director of the Office of Legislative Research and General Counsel shall:
- 58 (i) note on any bill reviewed by ~~[an interim]~~ a legislative committee that the committee

59 recommends the bill or has voted the bill out without recommendation[~~-(b) This interim~~
 60 committee];

61 (ii) note on any bill reviewed by a mixed committee:

62 (A) the number of legislators and nonlegislators on the mixed committee:

63 (B) the number of legislators who voted for ~~h~~ [or] AND ~~h~~ against recommending the bill;

63a and

64 (C) that the committee recommends the bill or has voted the bill out without

65 recommendation; and

66 (iii) ensure that the note [shall be] is printed with the bill.

67 (5) (a) Any Request for Legislation filed directly with the Office of Legislative Research
 68 and General Counsel, with an accompanying bill, shall be reviewed and approved by it within three
 69 legislative days.

70 (b) A legislative review note shall be attached to the bill, together with any interim
 71 committee note.

72 (c) This three day deadline may be extended if the Director of the Office of Legislative
 73 Research and General Counsel requests it and states the reasons for the delay.

74 (6) (a) (i) When the Legislative Fiscal Analyst receives the approved bill, that office has
 75 three legislative days to review the bill and provide a fiscal note to the sponsor of the legislation.

76 (ii) The fiscal note may be printed 24 hours after the sponsor receives it unless the sponsor
 77 receives the fiscal note on a Friday, in which case the 24-hour period does not expire until the
 78 following Monday.

79 (iii) The sponsor may direct an earlier release of the fiscal note for printing.

80 (iv) If the Legislative Fiscal Analyst determines the bill has no fiscal impact, it may be
 81 ordered printed immediately after the sponsor has received a copy of the fiscal note, without a
 82 24-hour delay.

83 (b) The three day deadline for the preparation of the fiscal note may be extended if the
 84 Legislative Fiscal Analyst requests it and states the reasons for the delay.

85 (c) The fiscal note shall be printed with the bill.

86 (7) (a) The reports of the Legislative Fiscal Analyst and the Office of Legislative Research
 87 and General Counsel shall be attached to the original copy of the bill.

88 (b) The report is not an official part of the bill.

89 Section 2. **Effective date.**

90 This resolution takes effect upon approval by a constitutional majority vote of all members
91 of the Senate and House of Representatives.

Legislative Review Note
as of 12-4-01 12:16 PM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel