

Representative David Ure proposes the following substitute bill:

JOINT RULES RESOLUTION -
LEGISLATIVE REVIEW NOTES ON BILLS

2002 GENERAL SESSION

STATE OF UTAH

Sponsor: David Ure

This resolution modifies the Joint Rules by eliminating the requirement that legislative review notes be printed on bills and replacing it with an authorization for either house to compose and adopt a constitutional note and order it printed on the bill. This joint rules resolution takes effect immediately.

This resolution affects legislative rules as follows:

AMENDS:

JR-4.22

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

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

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

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

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obtain funding for a project, program, or entity, when that funding request does not require that a statute be enacted, repealed, or amended, may not file a Request for Legislation but instead shall comply with the procedures and requirements of JR-4.22.1.

(c) The request shall designate:

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



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

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

29 (i) review the request and any accompanying bill; and

30 (ii) with the approval of the sponsor, prepare the legislation for introduction by making
31 any changes necessary to:

32 (A) ensure that it is in proper legal form;

33 (B) remove any ambiguities;

34 (C) avoid constitutional or statutory conflicts;

35 (D) insure a uniform system of punctuation, capitalization, numbering, and wording;

36 (E) eliminate duplication and repeal of laws directly or by implication;

37 (F) correct defective or inconsistent section and paragraph structure in arrangement of the
38 subject matter of existing statutes;

39 (G) eliminate all obsolete and redundant words; and

40 (H) correct obvious errors and inconsistencies in punctuation, capitalization, numbering,
41 and wording.

42 (b) Legislative General Counsel shall indicate on the first page of the bill the drafting
43 attorney's approval of the bill.

44 (3) The Office of Legislative Research and General Counsel shall reproduce ten copies of
45 the approved bill and deliver:

46 (a) seven of them to the Chief Clerk or the Secretary; and

47 (b) three of them to the Legislative Fiscal Analyst for fiscal notes.

48 (4) (a) The Director of the Office of Legislative Research and General Counsel shall note
49 on any bill reviewed by an interim committee that the committee recommends the bill or has voted
50 the bill out without recommendation.

51 (b) This interim committee note shall be printed with the bill.

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

55 ~~[(b) A legislative review note shall be attached to the bill, together with any interim~~
56 ~~committee note.]~~

57 ~~[(e)]~~ (b) This three day deadline may be extended if the Director of the Office of
58 Legislative Research and General Counsel requests it and states the reasons for the delay.

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

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

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

65 (iv) If the Legislative Fiscal Analyst determines the bill has no fiscal impact, it may be
66 ordered printed immediately after the sponsor has received a copy of the fiscal note, without a
67 24-hour delay.

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

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

71 ~~[(7) (a) The reports of the Legislative Fiscal Analyst and the Office of Legislative Research
72 and General Counsel shall be attached to the original copy of the bill.]~~

73 ~~[(b) The report is not an official part of the bill.]~~

74 (7) Either the Senate or the House may, by majority vote:

75 (a) approve language identifying constitutional concerns with any bill; and

76 (b) direct that the language be printed on the bill.

77 Section 2. **Effective date.**

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