

1 **GUBERNATORIAL NOMINEE AMENDMENTS**

2 2003 GENERAL SESSION

3 STATE OF UTAH

4 **Sponsor: Lyle W. Hillyard**

5 **This act modifies provisions relating to the information the Senate receives regarding**
6 **gubernatorial judicial appointees.**

7 This act affects sections of Utah Code Annotated 1953 as follows:

8 AMENDS:

9 **67-1-2**, as last amended by Chapter 196, Laws of Utah 1992

10 *Be it enacted by the Legislature of the state of Utah:*

11 Section 1. Section **67-1-2** is amended to read:

12 **67-1-2. Sending list of gubernatorial nominees to Senate and to Office of**
13 **Legislative Research and General Counsel.**

14 (1) Unless waived by a majority of the president of the Senate, the Senate majority
15 leader, and the Senate minority leader, 15 days before any Senate session to confirm any
16 gubernatorial [~~nominees~~] nominee, except a judicial appointment, the governor shall send to
17 each member of the Senate and to the Office of Legislative Research and General Counsel:

18 (a) a list of each nominee for an office or position made by the governor in accordance
19 with the Utah Constitution and state law; and

20 (b) any information that may support or provide biographical information about the
21 nominee, including resumes and curriculum vitae.

22 (2) When the governor makes a judicial appointment, the governor shall immediately
23 provide to the president of the Senate and the Office of Legislative Research and General
24 Counsel:

25 (a) the name of the judicial appointee;

26 (b) the judicial appointee's resume, a complete file of all application materials, and any
27 other related documents, including written reports about, or the results of any internal



28 investigations into, the character, ability, health, fitness, temperament, or experience of the
29 appointee, except for personal notes made by the governor or his staff; and

30 (c) the name, address, and telephone number of each person who gave **h WRITTEN h**
30a information to

31 the governor or his staff about the judicial appointee.

32 [~~2~~] (3) The Senate shall consent or refuse to give its consent to the nomination.

Legislative Review Note

as of 1-30-03 11:07 AM

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

Office of Legislative Research and General Counsel

State Impact

It is estimated that provisions of this bill can be implemented with existing budgets.

Individual and Business Impact

No fiscal impact.

Office of the Legislative Fiscal Analyst