

121 **JR6-7-101. Definitions.**122 As used in this chapter, "requestor" means:123 (1) the Executive Appropriations Committee;124 (2) the Legislative Management Committee;125 (3) an appropriations subcommittee;126 (4) an interim committee;127 (5) a standing committee;128 (6) the House of Representatives;129 (7) the Senate;130 (8) the House of Representatives majority caucus;131 (9) the House of Representatives minority caucus;132 (10) the Senate majority caucus; or133 (11) the Senate minority caucus.134 Section 5. **JR6-7-201** is enacted to read:135 **Part 2. Request for Advisory Opinion**136 **JR6-7-201. Submission of request for advisory opinion.**137 (1) A requestor may request that the Independent Legislative Ethics Commission issue
138 an advisory opinion.139 (2) The requestor shall file a signed written request for an advisory opinion with the
140 commission that includes:141 (a) the date of the request;142 (b) the facts and circumstances that serve as the basis for the request, except that the
143 facts and circumstances set forth in the request may not identify a specific legislator by name;144 (c) the particular rule or rules of conduct that the requestor believes applies to the facts
145 and circumstances; and146 (d) a question as to whether particular conduct described in the facts and circumstances
147 set forth in Subsection (2)(b) violates the Code of Official Conduct under JR6-1-102.148 (3) The request shall be signed by:149 ~~H~~→ [(a) the legislator if the requestor is an individual legislator;]150 [(b)] (a) ←H a chair of the subcommittee or committee if the requestor is a subcommittee or
151 committee;

152 Ĥ→ [(c)] (b) ←Ĥ the speaker of the House of Representatives if the requestor is the House of
153 Representatives;

154 Ĥ→ [(d)] (c) ←Ĥ the president of the Senate if the requestor is the Senate;

155 Ĥ→ [(e)] (d) ←Ĥ the majority leader of the caucus if the requestor is a majority caucus; or

156 Ĥ→ [(f)] (e) ←Ĥ the minority leader of the caucus if the requestor is a minority caucus.

157 Section 6. **JR6-7-202** is enacted to read:

158 **JR6-7-202. Acceptance or dismissal of request.**

159 (1) Except as provided in Subsection (2) or (3), after receipt of a request for an
160 advisory opinion, the Independent Legislative Ethics Commission shall accept the request.

161 (2) The commission may dismiss a request if the commission determines that the
162 particular conduct that is the subject of the request is substantially similar to conduct addressed
163 by the commission in a previous advisory opinion or ethics complaint.

164 (3) The commission shall dismiss a request:

165 (a) if the commission determines that the request does not meet the requirements of
166 JR6-7-201; or

167 (b) if an ethics complaint has been filed that encompasses the particular conduct that is
168 the subject of an advisory opinion that has not yet been issued.

169 (4) Within 14 days after the commission dismisses a request, the commission shall:

170 (a) provide notice of the dismissal to:

171 (i) the person who signed the request; and

172 (ii) each member of the House Ethics Committee and the Senate Ethics Committee;

173 and

174 (b) for a dismissal that is the result of a determination that the conduct is substantially
175 similar to conduct addressed by the commission in a previous advisory opinion or ethics

176 complaint:

177 (i) a reference to the previously issued advisory opinion that addresses the particular
178 conduct that is the subject of the request; and

179 (ii) if the previously issued advisory opinion finds that the conduct addressed by that
180 advisory opinion violates the Code of Official Conduct under JR6-1-102, a statement of the
181 specific provisions of the Code of Official Conduct that are violated.

182 Section 7. **JR6-7-301** is enacted to read: