

**JOINT RESOLUTION ON APPOINTMENT OF LEGAL
COUNSEL FOR EXECUTIVE OFFICERS**

2014 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Mike K. McKell

Senate Sponsor: Todd Weiler

LONG TITLE

General Description:

This joint resolution of the Legislature proposes to amend the Utah Constitution to modify provisions relating to executive branch officers.

Highlighted Provisions:

This resolution proposes to amend the Utah Constitution to:

- ▶ authorize the Lieutenant Governor, State Auditor, and State Treasurer each to appoint legal counsel to advise them.

Special Clauses:

This resolution directs the Lieutenant Governor to submit this proposal to voters.

This resolution provides a contingent effective date of January 1, 2015, for this proposal.

Utah Constitution Sections Affected:

AMENDS:

ARTICLE VII, SECTION 14

ARTICLE VII, SECTION 15

Be it resolved by the Legislature of the state of Utah, two-thirds of all members elected to each of the two houses voting in favor thereof:

Section 1. It is proposed to amend Utah Constitution, Article VII, Section 14, to read:



28 **Article VII, Section 14. [Duties of Lieutenant Governor.]**

29 (1) The Lieutenant Governor shall:

30 [~~1~~] (a) serve on all boards and commissions in lieu of the Governor whenever so
31 designated by the Governor;

32 [~~2~~] (b) perform such duties as may be delegated by the Governor; and

33 [~~3~~] (c) perform other duties as may be provided by statute.

34 (2) The Lieutenant Governor may appoint legal counsel to advise the Lieutenant
35 Governor.

36 Section 2. It is proposed to amend Utah Constitution, Article VII, Section 15, to read:

37 **Article VII, Section 15. [Duties of State Auditor and State Treasurer.]**

38 (1) The State Auditor shall perform financial post audits of public accounts except as
39 otherwise provided by this Constitution.

40 (2) The State Treasurer shall be the custodian of public moneys.

41 (3) Each shall perform other duties as provided by statute.

42 (4) The State Auditor may appoint legal counsel to advise the State Auditor, and the
43 State Treasurer may appoint legal counsel to advise the State Treasurer.

44 Section 3. **Submittal to voters.**

45 The Lieutenant Governor is directed to submit this proposed amendment to the voters
46 of the state at the next regular general election in the manner provided by law.

47 Section 4. **Contingent effective date.**

48 If the amendment proposed by this joint resolution is approved by a majority of those
49 voting on it at the next regular general election, the amendment shall take effect on January 1,
50 2015.

Legislative Review Note
as of 2-6-14 6:04 AM

Office of Legislative Research and General Counsel