

HB0220S01 compared with HB0220

~~deleted text~~ shows text that was in HB0220 but was deleted in HB0220S01.

inserted text shows text that was not in HB0220 but was inserted into HB0220S01.

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Senator Curtis S. Bramble proposes the following substitute bill:

LEGISLATIVE ORGANIZATION AMENDMENTS

2016 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: LaVar Christensen

Senate Sponsor: ~~_____~~ Margaret Dayton

LONG TITLE

General Description:

This bill modifies provisions relating to committees of the Legislature.

Highlighted Provisions:

This bill:

- ▶ modifies membership of the Audit Subcommittee of the Legislative Management Committee; and ~~the Audit Subcommittee~~
- ▶ provides a method for breaking a tie vote of the Legislative Management Committee.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

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Utah Code Sections Affected:

AMENDS:

36-12-6, as last amended by Laws of Utah 1987, Chapter 18

36-12-8, as last amended by Laws of Utah 2012, Chapter 137

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

Section 1. Section **36-12-6** is amended to read:

36-12-6. Permanent committees -- House and Senate management -- Members -- Chair -- Legislative Management Committee -- Membership -- Chair and vice-chair -- Meetings -- Quorum.

(1) There are hereby established as permanent committees of the Legislature a House Management Committee and a Senate Management Committee. The House Management Committee shall consist of eight members of the House of Representatives, four from each major political party. The membership shall include the elected leadership of the House of Representatives and additional members chosen at the beginning of each annual general session by the minority party caucus as needed to complete the full membership. The ~~[chairman]~~ chair of the committee shall be the speaker of the House of Representatives or ~~[his]~~ the speaker's designee. The Senate Management Committee shall consist of eight members of the Senate, four from each major political party. The membership shall include the elected leadership of the Senate and additional members chosen at the beginning of each annual general session by the appropriate party caucus as needed to complete the full membership. The ~~[chairman]~~ chair of the committee shall be the president of the Senate or ~~[his]~~ the president's designee.

(2) (a) There is ~~[hereby]~~ established a permanent committee of the Legislature ~~[to be]~~ known as the Legislative Management Committee.

(b) The committee shall consist of:

(i) the ~~[membership]~~ members of the House Management Committee ~~{f};~~ and ~~{f};~~

~~{~~ (ii) the chair of the House Rules Committee;

~~};~~ ~~{iii}~~ (ii) the members of the Senate Management Committee ~~[meeting jointly]~~ ~~{; and}~~ ~~};~~

~~{~~ (iv) the chair of the Senate Rules Committee;

~~};~~ (c) (i) The president of the Senate or ~~[his]~~ the president's designee shall be ~~[chairman]~~

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chair during 1987, and the speaker of the House of Representatives or [his] the speaker's designee shall be [~~vice-chairman~~] vice-chair of the committee during that year.

(ii) The positions of [~~chairman~~] chair and [~~vice-chairman~~] vice-chair of the Legislative Management Committee shall rotate annually between these two officers in succeeding years.

(d) The committee shall meet as often as is necessary to perform its duties, but not less than once each quarter.

(e) If any vote of the committee results in a tie, the president of the Senate and speaker of the House of Representatives may together cast an additional vote to break the tie.

(3) If a legislator declines membership on the committees established by this section, or if a vacancy occurs, a replacement shall be chosen by the leadership of the appropriate party of the house in which the vacancy occurs.

(4) The committees established by this section shall meet not later than 60 days after the adjournment sine die of the annual general session held in even-numbered years and not later than 30 days after the adjournment sine die of the annual general session held in odd-numbered years for the purpose of effecting their organization and prescribing rules and policies pertaining to their respective powers and duties. A majority of the members of each committee constitutes a quorum, and a majority of a quorum has authority to act in any matter falling within the jurisdiction of the committee.

Section 2. Section **36-12-8** is amended to read:

36-12-8. Legislative Management Committee -- Research and General Counsel Subcommittee -- Budget Subcommittee -- Audit Subcommittee -- Duties -- Members -- Meetings.

(1) There [~~is~~] are created within the Legislative Management Committee [~~three~~ subcommittees having equal representation from each major political party. The subcommittees, their membership, and their functions are as follows:]:

(a) the Research and General Counsel Subcommittee;

(b) the Budget Subcommittee; and

(c) the Audit Subcommittee.

(2) (a) The Research and General Counsel Subcommittee, comprising six members, shall recommend to the Legislative Management Committee a person or persons to hold the positions of director of the Office of Legislative Research and General Counsel and legislative

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general counsel.

(b) The Budget Subcommittee, comprising six members, shall recommend to the Legislative Management Committee a person to hold the position of legislative fiscal analyst.

(c) The Audit Subcommittee~~[, comprising four members,]~~ shall comprise:

(i) the president, majority leader, and minority leader of the Senate; and

(ii) the speaker, majority leader, and minority leader of the House of Representatives.

(d) The Audit Subcommittee shall:

(i) recommend to the Legislative Management Committee a person to hold the position of legislative auditor general; and

(ii) (A) review all requests for audits;

(B) prioritize those requests;

(C) hear all audit reports and refer those reports to other legislative committees for their further review and action as appropriate; and

(D) when notified by the legislative auditor general or state auditor that a subsequent audit has found that an entity has not implemented a previous audit recommendation, refer the audit report to an appropriate legislative committee and also ensure that an appropriate legislative committee conducts a review of the entity that has not implemented the previous audit recommendation.

~~[(2)]~~ (3) The members of each subcommittee of the Legislative Management Committee, other than the Audit Subcommittee, shall have equal representation from each major political party and shall be appointed from the membership of the Legislative Management Committee by an appointments committee comprised of the speaker and the minority leader of the House of Representatives and the president and the minority leader of the Senate.

~~[(3)]~~ (4) Each subcommittee of the Legislative Management Committee:

(a) shall meet as often as necessary to perform its duties~~[- They];~~ and

(b) may meet during and between legislative sessions.

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Legislative Review Note

Office of Legislative Research and General Counsel