

HJR002S02 compared with HJR002

{Omitted text} shows text that was in HJR002 but was omitted in HJR002S02
inserted text shows text that was not in HJR002 but was inserted into HJR002S02

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LONG TITLE

General Description:

This joint rules resolution modifies provisions related to resolutions.

Highlighted Provisions:

This resolution:

- defines terms;
 - requires a legislator to obtain a citation, rather than a resolution, for certain purposes;
 - prohibits a rules committee from referring a resolution that violates certain rules; and
 - makes technical and conforming changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

This resolution provides a special effective date.

Legislative Rules Affected:

AMENDS:

JR4-2-101

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19 **JR4-5-104**

20 ENACTS:

21 **JR4-1-204**

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

24 Section 1. **JR4-1-204** is enacted to read:

25 **JR4-1-204. Purpose of resolutions.**

29 **(1) As used in this rule:**

30 **(a) "Binding resolution"** means a resolution that:

31 **(i) enacts or amends Joint Rules, Senate Rules, or House Rules;**

32 **(ii) proposes a constitutional amendment; or**

33 **(iii) approves or authorizes an action, requires a substantive action to be taken, or results in a change in law or funding.**

35 **(b)**

36 **(i) "Nonbinding resolution"** means a resolution that:

37 **(A) requests, rather than compels, action or awareness; and**

38 **(B) communicates a policy position of the Senate, House of Representatives, or Legislature.**

39 **(ii) "Nonbinding resolution"** does not include a binding resolution.

40 **(c) "Resolution"** means a binding resolution or a nonbinding resolution.

41 **(2)**

42 **(a) A resolution may not recognize, honor, memorialize, or express support or appreciation for an individual, group, or event.**

43 **(b) A legislator wishing to recognize, honor, memorialize, or express support or appreciation for an individual, group, or event may obtain a citation in accordance with Senate Rules, Title 1, Chapter 7, Citations, or House Rules, Title 1, Chapter 7, Citations.**

44 **(3) If a resolution violates Subsection (2)(a), the Senate Rules Committee and House Rules Committee under SR3-1-102 and HR3-1-102, respectively, may not:**

45 **(a) refer the resolution to a standing committee; or**

46 **(b) recommend that the resolution be placed on a reading calendar.**

47 Section 2. **JR4-2-101** is amended to read:

48 **JR4-2-101. Requests for legislation -- Timing.**

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- 53 (1) As used in this rule, "appointed legislator" means:
- 54 (a) an incumbent legislator appointed to replace another legislator who resigns or is unable to serve; or
- 56 (b) an individual appointed to replace a legislator who resigns or is unable to serve.
- 57 (2)
- 60 (a) A legislator wishing to introduce a bill or resolution shall file a request for legislation with the Office of Legislative Research and General Counsel within the time limits established by this rule.
- 61 (b) The request for legislation shall:
- 63 (i) designate the chief sponsor, who is knowledgeable about and responsible for providing pertinent information as the legislation is drafted; and
- 64 (ii) include drafting instructions for the legislation.
- 66 (c) The chief sponsor of a resolution shall ensure that the drafting instructions provided under Subsection (2)(b)(ii) comply with JR4-1-204.
- 66 [({e})] (d)
- 68 (i)
- 70 (A) The chief sponsor may modify the drafting instructions provided [in accordance with] under Subsection (2)(b)(ii) only if the modified drafting instructions do not deviate from the core subject matter of the original drafting instructions.
- 72 (B) The Office of Legislative Research and General Counsel shall apply the standard described in Subsection [({2})(e)(i)(A)] (2)(d)(i)(A) in a manner that favors the chief sponsor.
- 73 (ii) If the chief sponsor wishes to modify the drafting instructions in a manner prohibited under Subsection [({2})(e)(i)] (2)(d)(i), the chief sponsor shall file a new, separate request for legislation in accordance with this rule.
- 76 (3)
- 78 (a) Any legislator may file a request for legislation beginning 60 days after the Legislature adjourns its annual general session sine die.
- 79 (b) A legislator-elect may file a request for legislation beginning on:
- 80 (i) the day after:
- 82 (A) for a single county race, the date on which the county election canvass is completed; or
- 84 (B) for a multi-county race, the date on which the statewide election canvass is completed; or
- 85 (ii) if the legislator-elect's election results have not been finalized as of the canvass date, the day after the date the election results for the legislator-elect's race are finalized.

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- 87 (c)
- 89 (i) An incumbent legislator may not file any requests for legislation as of the date that the legislator:
- 90 (A) fails to file to run for election to a seat in the Legislature;
- 92 (B) is ineligible to be included on the ballot for the election in which the legislator would have
sought an additional term; or
- 94 (C) fails to win reelection and the legislator's opponent is eligible to file a request for legislation
under Subsection (3)(b).
- 96 (ii) Subsection (3)(c)(i) does not apply to a request for legislation for:
- 98 (A) a general session that occurs while the legislator is in office; or
- 100 (B) a special session that occurs while the legislator is in office.
- 102 (d)
- 104 (i) Except as provided in Subsection (3)(e), if a legislator who filed a request for legislation is unable
to serve in the next annual general session for any reason, the former legislator may seek another
legislator to assume sponsorship of the former legislator's legislation.
- 106 (ii) If a former legislator is unable to find another legislator to assume sponsorship under Subsection (3)
(d)(i), the Office of Legislative Research and General Counsel shall abandon each request the earlier
of:
- 108 (A) 30 days after the day on which the former legislator is unable to serve; or
- 110 (B) noon on the 11th day of the annual general session.
- 112 (iii) The 30-day time period described in Subsection (3)(d)(ii)(A) begins the day on which a former
legislator no longer holds the former legislator's seat.
- 114 (e)
- 116 (i) If a legislator dies while in office and is the chief sponsor of one or more requests for legislation or
pieces of legislation, the individual appointed to the legislator's seat may assume sponsorship of
each request for legislation or piece of legislation.
- 118 (ii) If the individual appointed to the legislator's seat chooses not to assume sponsorship of one or more
of the legislator's requests for legislation or pieces of legislation, the following individual shall seek
another legislator to assume sponsorship of each request for legislation or piece of legislation:
- 120 (A) if the legislator was a member of the House majority caucus, the House majority leader;
- 122 (B) if the legislator was a member of the House minority caucus, the House minority leader;
- 124 (C) if the legislator was a member of the Senate majority caucus, the Senate majority leader; or

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- 122 (D) if the legislator was a member of the Senate minority caucus, the Senate minority leader.
- 124 (iii) If the individual described in Subsection (3)(e)(ii) does not find a new sponsor:
- 125 (A) for a request for legislation, the Office of Legislative Research and General Counsel shall abandon
the request for legislation; and
- 127 (B) for legislation, the legislation shall be returned to the originating chamber and filed.
- 129 (f)
- (i) A legislator-elect who is an incumbent legislator may retain any requests for legislation the
legislator-elect filed before the date described in Subsection (3)(b).
- 131 (ii) An appointed legislator who is an incumbent legislator may retain any requests for legislation the
appointed legislator filed before assuming the seat to which the legislator is appointed.
- 134 (4)
- (a) Except as provided in Subsection (4)(c), a legislator may not file a request for legislation with the
Office of Legislative Research and General Counsel after noon on the 11th day of the annual general
session.
- 137 (b) On the 11th day of the annual general session, the Office of Legislative Research and General
Counsel shall make public on the Legislature's website the short title and sponsor of each request for
legislation, unless the sponsor abandons the request for legislation before noon on the 11th day of
the annual general session.
- 141 (c)
- (i) After the 11th day of the annual general session, a legislator may file a request for legislation only if:
- 143 (A) for House legislation, the representative makes a motion to request legislation for drafting and
introduction and that motion is approved by a constitutional majority of the House; or
- 146 (B) for Senate legislation, the senator makes a motion to request legislation for drafting and
introduction and that motion is approved by a constitutional majority vote of the Senate.
- 149 (ii) The Office of Legislative Research and General Counsel shall make public on the Legislature's
website the short title and sponsor of each request for legislation described in this Subsection (4)(c).
- 152 (5) After a request for legislation is abandoned, a legislator may not revive the request for legislation.
- 154 (6) A legislator wishing 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 file a request for appropriation by following the procedures and requirements of
JR3-2-701.

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155 Section 3. **JR4-5-104** is amended to read:

156 **JR4-5-104. Converting certain joint and concurrent resolutions.**

160 (1) As used in this rule:

161 (a) "Nonbinding concurrent resolution" means a nonbinding resolution that is a concurrent resolution.

163 (b) "Nonbinding House joint resolution" means a nonbinding resolution that is a House joint resolution.

165 (c)

167 [(i)] "Nonbinding resolution" means [a resolution that:] the same as that term is defined in JR4-1-204.

169 [(A) ~~is primarily for the purpose of recognizing, honoring, or memorializing an individual, group, or event;~~]

171 [(B) ~~requests, rather than compels, action or awareness by an individual or group; or~~]

172 [(C) ~~is informational or promotional in nature.~~]

173 [(ii)] "Nonbinding resolution" does not include:

174 [(A) ~~a rules resolution;~~]

175 [(B) ~~a resolution for a constitutional amendment; or~~]

177 [(C) ~~any resolution that approves or authorizes any action, requires any substantive action be taken, or results in a change in law, policy, or funding.~~]

179 (d) "Nonbinding Senate joint resolution" means a nonbinding resolution that is a Senate joint resolution.

180 (2)

181 (a) A nonbinding concurrent resolution converts to a joint resolution if the governor does not approve the nonbinding concurrent resolution before the expiration of the time limit described in Utah Constitution, Article VII, Section 8, that would apply if the nonbinding concurrent resolution were a bill.

183 (b) A nonbinding Senate joint resolution converts to a Senate resolution if:

184 (i) the Senate passes the nonbinding Senate joint resolution; and

185 (ii) the House does not pass the same version of the nonbinding Senate joint resolution as the Senate.

187 (c) A nonbinding House joint resolution converts to a House resolution if:

188 (i) the House passes the nonbinding House joint resolution; and

189 (ii) the Senate does not pass the same version of the nonbinding House joint resolution as the House.

191 (3) The version of a nonbinding Senate joint resolution or a nonbinding House joint resolution that passes the originating chamber is the version that converts to a Senate resolution or a House resolution.

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- 194 (4)
- (a) The Office of Legislative Research and General Counsel shall convert a resolution in accordance with this rule when the office enrolls the resolution.
 - 196 (b) The legislative general counsel may make technical revisions to convert a resolution in accordance with this rule, including the revisions necessary to comply with JR4-1-301.
 - 199 (5) When the Office of Legislative Research and General Counsel converts a resolution in accordance with this rule, the Office of Legislative Research and General Counsel shall note the conversion in the Laws of Utah and on the enrolled resolution.

199 **Section 4. Effective date.**

Effective Date.

This resolution takes effect on {May 6, } March 7, 2026.

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