

James A. Dunnigan proposes the following substitute bill:

1 **Joint Rules Resolution - Amendments to Joint Rules**

2026 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: James A. Dunnigan**

Senate Sponsor: Lincoln Fillmore

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3 **LONG TITLE**

4 **General Description:**

5 This resolution modifies joint rules.

6 **Highlighted Provisions:**

7 This resolution:

- 8 ▶ defines "minority leader" and "minority party";
- 9 ▶ modifies the definition of "increase legislative workload";
- 10 ▶ modifies the publication of the Senate and House draft journals;
- 11 ▶ addresses rules and procedures that apply to an extraordinary session;
- 12 ▶ authorizes the Office of Legislative Research and General Counsel to request a bill on behalf of a legislator if the bill is necessary to implement a constitutional joint resolution;
- 13 ▶ allows a legislator to co-sponsor legislation that originates in the opposite chamber of which the legislator is a member;
- 14 ▶ defines "sunset bill" and requires:
  - 15 • the Senate to table a House sunset bill on third reading; and
  - 16 • the House to refer a Senate sunset bill to the House Rules Committee; and
- 17 ▶ makes technical and conforming changes.

21 **Money Appropriated in this Bill:**

22 None

23 **Other Special Clauses:**

24 None

25 **Legislative Rules Affected:**

26 AMENDS:

27 **JR1-3-102**

28 **JR1-3-201**

29           **JR1-4-701**  
30           **JR2-1-101**  
31           **JR2-2-201**  
32           **JR3-2-101**  
33           **JR3-2-401**  
34           **JR3-2-402**  
35           **JR4-1-101**  
36           **JR4-2-101**  
37           **JR4-2-103**  
38           **JR4-3-301**  
39           **JR5-1-102**  
40           **JR5-3-101**  
41           **JR6-2-101**  
42           **JR6-2-103**  
43           **JR6-4-306**  
44           **JR7-1-101**

45           ENACTS:

46           **JR4-3-110**

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

49           Section 1. **JR1-3-102** is amended to read:

50           **JR1-3-102 . Senate and House journals.**

51           (1) Each chamber shall:  
52            (a) keep a journal of the chamber's proceedings;  
53            (b) publish [the journal daily] a draft journal for each day of the legislative session;  
54            (c) ensure that the journal is continuous during the legislative session, with pages  
55              numbered in consecutive order;  
56            (d) ensure that the vote on final passage of each bill is by yeas and nays and is entered  
57              upon the journal;  
58            (e) ensure that the vote on any other question is by yeas and nays and is entered upon the  
59              journal at the request of five members of that chamber; and  
60            (f) base the journal upon the record of the proceedings taken by the reading or docket  
61              clerk and the electronic recording of those proceedings.  
62           (2) The secretary of the Senate and the chief clerk of the House of Representatives shall

63 provide a final certification of the journal for their respective chamber.

64 Section 2. **JR1-3-201** is amended to read:

65 **JR1-3-201 . Authorized use of legislative seal.**

66 (1) As used in this rule:

67 (a) "Legislative business" means activities performed by a legislator, during the  
68 legislator's term of office that are within the course and scope of the work of a  
69 legislator.

70 (b) "Legislative business" includes the use of the legislative seal on letterhead,  
71 memoranda, facsimile cover sheets, news releases, and other materials.

72 (c) "Legislative seal" means the emblem of the Utah State Senate or Utah House of  
73 Representatives designed and adopted by each body to authenticate official  
74 communications of the body or its members.

75 (2)(a) Each legislator shall ensure that, in using the legislative seal, the reputation and  
76 integrity of the legislative institution is preserved.

77 (b) A legislator may use the legislative seal for legislative business on personalized  
78 legislative [stationary] stationery, business cards, and on other documents.

79 (c) The legislative seal may not be used on any political campaign materials.

80 (d) A person may not use the seal for any purpose once the person ceases to be a  
81 legislator.

82 (3) The Senate and House shall provide to a member, upon request, an electronic or  
83 camera-ready copy of the legislative seal.

84 Section 3. **JR1-4-701** is amended to read:

85 **JR1-4-701 . Annual performance evaluation of professional staff directors and  
86 general counsel.**

87 (1) As used in this rule, "minority leader" means the same as that term is defined in  
88 JR3-2-101.

89 (2) Before July 1 each year the president and speaker shall:

90 [(1)] (a) in consultation with the Senate minority leader and the House minority leader,  
91 conduct a performance evaluation of the legislative auditor general, the legislative  
92 fiscal analyst, the director of the Office of Legislative Research and General Counsel,  
93 and the legislative general counsel; and

94 [(2)] (b) set compensation for the legislative auditor general, the legislative fiscal analyst,  
95 the director of the Office of Legislative Research and General Counsel, and the  
96 legislative general counsel for the upcoming fiscal year.

97       Section 4. **JR2-1-101** is amended to read:

98       **TITLE JR2. Special Session, Extraordinary Session, and Veto Override Session**

99       **CHAPTER 1. Special Session and Extraordinary Session**

100       **JR2-1-101 . Annual general session rules apply.**

101       Except as otherwise provided in this chapter, rules adopted or amended by each chamber  
102       of the Legislature during the immediately preceding annual general session, and any  
103       intervening session, apply to the conduct of that chamber during a special or an extraordinary  
104       session.

105       Section 5. **JR2-2-201** is amended to read:

106       **JR2-2-201 . Poll to convene and calling a veto override session.**

107       (1)(a) If the Legislature is prevented by adjournment sine die from reconsidering any  
108       vetoed bill or item of appropriation vetoed by the governor, the president of the  
109       Senate and the speaker of the House shall poll their respective members [~~by mail or~~  
110       ~~other means~~] to determine if the Legislature shall convene to reconsider vetoed  
111       legislation.

112       (b) Each member shall respond to the poll in writing, by telephone, or other available  
113       means.

114       (2)(a) The president and speaker shall notify the governor about the results of the poll.

115       (b) The sponsor of a bill being considered for the veto override shall be provided, upon  
116       request, [~~the itemized list of~~] how each legislator responded to the poll.

117       (3)(a) If two-thirds of the members of each chamber are in favor of convening a veto  
118       override session, the Legislature shall convene in a veto override session not to  
119       exceed five calendar days, at a time agreed upon by the president and speaker.

120       (b) A veto override session, if called, shall be convened prior to 60 days after the  
121       adjournment of the session at which the bill or appropriation item under  
122       consideration was passed.

123       (4)(a) The presiding officers shall issue the call of the veto override session of the  
124       Legislature to their members.

125       (b) The call shall contain a list of each bill and appropriation item vetoed by the  
126       governor and the date and time for convening the veto override session.

127       (5) The Legislature shall consider the vetoed bills and appropriation items according to the  
128       process outlined in JR2-2-101.

129       Section 6. **JR3-2-101** is amended to read:

130       **JR3-2-101 . Definitions.**

131       As used in this chapter:

132       (1) "Accountable process budget" means a budget that is created by starting from zero and  
133           adding line items and programs recommended through an accountable budget process.

134       (2) "Accountable budget process" means a review of a line item or program in a simple  
135           base budget to determine whether or the extent to which to recommend the line item or  
136           program be included in a budget for the upcoming fiscal year.

137       (3) "Base budget" means:

138           (a) an accountable process budget; or  
139           (b) for a line item or program that was not the subject of an accountable process budget  
140              analysis during the immediately preceding interim, a simple base budget.

141       (4) "Chair" means:

142           (a) the chair of an appropriations subcommittee or the Executive Appropriations  
143              Committee; or  
144           (b) a member of a joint appropriations subcommittee or the Executive Appropriations  
145              Committee member who is authorized to act as chair under JR3-2-303.

146       (5) "Committee" means a joint appropriations subcommittee or the Executive  
147              Appropriations Committee.

148       (6) "Fee agency" means the same as that term is defined in Utah Code Section 63J-1-504.

149       (7) "Fee schedule" means the same as that term is defined in Utah Code Section 63J-1-504.

150       (8) "Majority vote" means a majority of a quorum as provided in JR3-2-404.

151       (9) "Minority leader" means the highest ranking individual elected to lead the minority  
152              party.

153       (10) "Minority party" means the political party in the Legislature with the second most  
154              members.

155       [{9}] (11) "Original motion" means a non-privileged motion that is accepted by the chair  
156              when no other motion is pending.

157       [{10}] (12) "Pending motion" [refers to] means a motion starting when a chair accepts a  
158              motion and ending when the motion is withdrawn or when the chair calls for a vote on  
159              the motion.

160       [{11}] (13)(a) "Privileged motion" means a procedural motion to adjourn, set a time to  
161              adjourn, recess, end debate, extend debate, or limit debate.

162           (b) "Privileged motions" are not substitute motions.

163       [{12}] (14)(a) "Proposed budget item" means any funding item under consideration for

164 inclusion in an appropriations bill.

165 (b) "Proposed budget item" includes a request for appropriation.

166 [(13)] (15) "Request for appropriation" means a legislator request to:

167 (a) obtain funding for a project or program that has not previously been funded;

168 (b) significantly expand funding for an existing project or program; or

169 (c) obtain separate funding for a project or program.

170 [(14)] (16)(a) "Simple base budget" means amounts appropriated by the Legislature for  
171 each line item for the current fiscal year that:

172 (i) are not designated as one-time in an appropriation, regardless of whether the  
173 appropriation is covered by ongoing or one-time revenue sources; and

174 (ii) were not vetoed by the governor, unless the Legislature overrode the veto.

175 (b) "Simple base budget" includes:

176 (i) any changes to those amounts approved by the Executive Appropriations  
177 Committee; and

178 (ii) amounts appropriated for debt service.

179 [(15)] (17) "Substitute motion" means a non-privileged motion that is made when a  
180 non-privileged motion is pending.

181 [(16)] (18) "Under consideration" means the time starting when a chair opens a discussion  
182 on a subject or an appropriations request that is listed on a committee agenda and ending  
183 when the committee disposes of the subject or request, moves on to another item on the  
184 agenda, or adjourns.

185 Section 7. **JR3-2-401** is amended to read:

186 **JR3-2-401 . Executive appropriations -- Creation -- Membership -- Staffing.**

187 (1) As used in this rule, "minority leadership" means one or more individuals elected to lead  
188 the minority party.

189 (2) There is created an Executive Appropriations Committee consisting of 20 members  
190 composed of:

191 (a) three members of the majority leadership of the Senate and four members of the  
192 majority leadership of the House;

193 (b) two members of the minority leadership of the Senate and three members of the  
194 minority leadership of the House;

195 (c) the chair and vice chair of the Senate Appropriations Committee and the chair and  
196 vice chair of the House Appropriations Committee; and

197 (d)(i) one member from the majority party of the Senate as appointed by the president

198 of the Senate or as chosen by the Senate majority caucus;  
199 (ii) two members from the minority party of the Senate as appointed by the Senate  
200 minority leader or as chosen by the Senate minority caucus; and  
201 (iii) one member from the minority party of the House as appointed by the House  
202 minority leader or as chosen by the House minority caucus.

203 [§(2)] (3) A member of the Executive Appropriations Committee, whose membership is  
204 determined under Subsection [§(1)(a)] (2)(a) or (b), may appoint a designee to  
205 permanently serve in that individual's place if:  
206 (a) the individual is a member of the majority party and the designee is approved by the  
207 speaker or the president; or  
208 (b) the individual is a member of the minority party and the designee is approved by the  
209 House or Senate minority party leader.

210 [§(3)] (4) The Office of the Legislative Fiscal Analyst shall staff the Executive  
211 Appropriations Committee.

212 Section 8. **JR3-2-402** is amended to read:

213 **JR3-2-402 . Executive appropriations -- Duties -- Base budgets.**

214 (1)(a) The Executive Appropriations Committee shall meet no later than the third  
215 Wednesday in December to:

216 (i) direct staff as to what revenue estimate to use in preparing budget  
217 recommendations, to include a forecast for federal fund receipts;  
218 (ii) consider treating above-trend revenue growth as one-time revenue for major tax  
219 types and for federal funds;  
220 (iii) hear a report on the historical, current, and anticipated status of the following:  
221 (A) debt;  
222 (B) long term liabilities;  
223 (C) contingent liabilities;  
224 (D) General Fund borrowing;  
225 (E) reserves;  
226 (F) fund balances;  
227 (G) nonlapsing appropriation balances;  
228 (H) cash funded infrastructure investment; and  
229 (I) changes in federal funds paid to the state;  
230 (iv) hear a report on:  
231 (A) the next fiscal year base budget appropriation for Medicaid accountable care

organizations according to Utah Code Section 26B-3-203;

- (B) an explanation of program funding needs;
- (C) estimates of overall medical inflation in the state; and
- (D) mandated program changes and their estimated cost impact on Medicaid accountable care organizations;

(v) decide whether to set aside special allocations for the end of the session, including allocations:

- (A) to address any anticipated reduction in the amount of federal funds paid to the state; and
- (B) of one-time revenue to pay down debt and other liabilities;

(vi)(A) hear a report on construction inflation and the ongoing operation and maintenance costs of any capital development project requested by an institution under Utah Code Section 53B-2a-117 or 53B-22-204; and

(B) in response to the report described in Subsection (1)(a)(vi)(A), decide whether to adjust the next fiscal year base budget or set aside special allocations for the end of the session;

(vii) decide whether to set aside special allocations for legislation that will reduce taxes, including legislation that will reduce one or more tax rates;

(viii) subject to Subsection (1)(c), unless waived by majority vote, if the amortization rate as defined in Utah Code Section 49-11-102 for the new fiscal year is less than the amortization rate for the preceding fiscal year, set aside an amount equal to the value of the reduction in the amortization rate;

(ix) approve the appropriate amount for each subcommittee to use in preparing its budget;

(x) set a budget figure; and

(xi) adopt a base budget in accordance with Subsection (1)(b) and direct the legislative fiscal analyst to prepare one or more appropriations acts appropriating one or more base budgets for the next fiscal year.

(b) In a base budget adopted under Subsection (1)(a), the Executive Appropriations Committee shall set appropriations from the General Fund, the Income Tax Fund, and the Uniform School Fund as follows:

(i) if the next fiscal year ongoing revenue estimates set under Subsection (1)(a)(i) are equal to or greater than the current fiscal year ongoing appropriations, the new fiscal year base budget is not changed;

266 (ii) if the next fiscal year ongoing revenue estimates set under Subsection (1)(a)(i) are  
267 less than the current fiscal year ongoing appropriations, the new fiscal year base  
268 budget is reduced by the same percentage that projected next fiscal year ongoing  
269 revenue estimates are lower than the total of current fiscal year ongoing  
270 appropriations;

271 (iii) in making a reduction under Subsection (1)(b)(ii), appropriated debt service shall  
272 not be reduced, and other ongoing appropriations shall be reduced, in an amount  
273 sufficient to make the total ongoing appropriations, including the unadjusted debt  
274 service, equal to the percentage calculated under Subsection (1)(b)(ii); and

275 (iv) the new fiscal year base budget shall include an appropriation to the Department  
276 of Health and Human Services for Medicaid accountable care organizations in the  
277 amount required by Utah Code Section 26B-3-203.

278 (c)(i) The Executive Appropriations Committee shall:

279 (A) comply with the set aside requirement described in Subsection [(1)(a)(vii)]  
280 (1)(a)(viii) using money from the General Fund, Income Tax Fund, and  
281 Uniform School Fund;

282 (B) accumulate money set aside under Subsection [(1)(a)(vii)] (1)(a)(viii) across  
283 fiscal years; and

284 (C) when the total amount set aside under Subsection [(1)(a)(vii)] (1)(a)(viii),  
285 including any amount to be set aside in the new fiscal year, equals or exceeds  
286 the cost of a 0.50% increase in benefited state employee salaries for the new  
287 fiscal year, include in the base budget an increase in benefited state employee  
288 salaries equal to the total set aside amount.

289 (ii) The Executive Appropriations Committee may waive or modify a requirement  
290 described in Subsection (1)(c)(i) by majority vote.

291 (d) The chairs of each joint appropriations subcommittee are invited to attend the  
292 meeting described in this Subsection (1).

293 (2) All proposed budget items shall be submitted to one of the subcommittees named in  
294 JR3-2-302 for consideration and recommendation.

295 (3)(a) After receiving and reviewing subcommittee reports, the Executive  
296 Appropriations Committee may refer the report back to a joint appropriations  
297 subcommittee with any guidelines the Executive Appropriations Committee  
298 considers necessary to assist the subcommittee in producing a balanced budget.

299 (b) The subcommittee shall meet to review the new guidelines and report the

300                   adjustments to the chairs of the Executive Appropriations Committee as soon as  
301                   possible.

302 (4)(a) After receiving the reports, the Executive Appropriations Committee chairs will  
303                   report them to the Executive Appropriations Committee.

304 (b) The Executive Appropriations Committee shall:

305                   (i) make any further adjustments necessary to balance the budget; and  
306                   (ii) complete all decisions necessary to draft the final appropriations bills no later  
307                   than the last Friday before the 45th day of the annual general session.

308 (5) No later than December 1 of each calendar year, the Executive Appropriations  
309                   Committee shall:

310                   (a) review the budget for the Office of the Legislative Fiscal Analyst, the Office of  
311                   Legislative Research and General Counsel, the Office of the Legislative Auditor  
312                   General, and the Office of Legislative Services; and

313                   (b) certify the Legislature's budget to the governor in accordance with Utah Code  
314                   Section 63J-1-201.

315                   Section 9. **JR4-1-101** is amended to read:

316                   **JR4-1-101 . Definitions.**

317                   As used in this title:

318 (1) "Bill" means legislation introduced for consideration by the Legislature that does any,  
319                   some, or all of the following to Utah statutes:

320                   (a) amends;  
321                   (b) enacts;  
322                   (c) repeals;  
323                   (d) repeals and reenacts; or  
324                   (e) renames and amends.

325 (2) "Boldface" means the brief descriptive summary of the contents of a statutory section  
326                   prepared by the Office of Legislative Research and General Counsel that is printed for  
327                   each title, chapter, part, and section of the Utah Code.

328 (3) "Concurrent resolution" means a written proposal of the Legislature and governor,  
329                   which, to be approved, must be passed by both chambers of the Legislature and  
330                   concurred to by the governor.

331 (4) "Constitutional joint resolution" means a joint resolution proposing to amend, enact, or  
332                   repeal portions of the Utah Constitution which, to be approved for submission to the  
333                   voters, must be passed by a two-thirds vote of both chambers of the Legislature.

334 (5) "Drafting instructions" means:

335 (a) specific information concerning the change or addition to law or policy that a  
336 legislator intends to propose through legislation; or

337 (b) a specific situation or concern that a legislator intends to address through legislation.

338 (6) "House resolution" means a written proposal of the House of Representatives which, to  
339 be approved, must be passed by the House of Representatives.

340 (7) "Joint resolution" means a written proposal of the Legislature which, to be approved,  
341 must be passed by both chambers of the Legislature, including a constitutional joint  
342 resolution.

343 (8) "Laws of Utah" means all of the laws currently in effect in Utah.

344 (9) "Legislation" means a bill or resolution introduced for consideration by the Legislature.

345 (10) "Legislative sponsor" means:

346 (a) the chief sponsor under JR4-2-103; or

347 (b) the legislator designated by the chief sponsor to be the opposite chamber floor  
348 sponsor.

349 (11) "Minority leader" means the same as that term is defined in JR3-2-101.

350 (12) "Minority party" means the same as that term is defined in JR3-2-101.

351 [(11)] (13) "Request for legislation" means a formal request from a legislator or an  
352 authorized legislative committee that the Office of Legislative Research and General  
353 Counsel prepare a bill or resolution.

354 [(12)] (14) "Resolution" includes a joint resolution, concurrent resolution, House resolution,  
355 and Senate resolution.

356 [(13)] (15) "Senate resolution" means a written proposal of the Senate which, to be  
357 approved, must be passed by the Senate.

358 [(14)] (16) "Statute" means a law that has met the constitutional requirements for enactment.

359 [(15)] (17) "Statutory section" means the unique unit of the laws of Utah that is identified by  
360 a title, chapter, and section number.

361 Section 10. **JR4-2-101** is amended to read:

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

363 (1) As used in this rule, "appointed legislator" means:

364 (a) an incumbent legislator appointed to replace another legislator who resigns or is  
365 unable to serve; or

366 (b) an individual appointed to replace a legislator who resigns or is unable to serve.

367 (2)(a) A legislator wishing to introduce a bill or resolution shall file a request for

368 legislation with the Office of Legislative Research and General Counsel within the  
369 time limits established by this rule.

370 (b) The request for legislation shall:

371 (i) designate the chief sponsor, who is knowledgeable about and responsible for  
372 providing pertinent information as the legislation is drafted; and  
373 (ii) include drafting instructions for the legislation.

374 (c)(i)(A) The chief sponsor may modify the drafting instructions provided in  
375 accordance with Subsection (2)(b)(ii) only if the modified drafting instructions  
376 do not deviate from the core subject matter of the original drafting instructions.

377 (B) The Office of Legislative Research and General Counsel shall apply the  
378 standard described in Subsection (2)(c)(i)(A) in a manner that favors the chief  
379 sponsor.

380 (ii) If the chief sponsor wishes to modify the drafting instructions in a manner  
381 prohibited under Subsection (2)(c)(i), the chief sponsor shall file a new, separate  
382 request for legislation in accordance with this rule.

383 (d) If a legislator files a request for a constitutional joint resolution, the Office of  
384 Legislative Research and General Counsel may file, on the legislator's behalf, a  
385 separate request for a bill that addresses statutory changes necessary to implement the  
386 constitutional joint resolution, if applicable.

387 (3)(a) Any legislator may file a request for legislation beginning 60 days after the  
388 Legislature adjourns its annual general session sine die.

389 (b) A legislator-elect may file a request for legislation beginning on:

390 (i) the day after:

391 (A) for a single county race, the date on which the county election canvass is  
392 completed; or

393 (B) for a multi-county race, the date on which the statewide election canvass is  
394 completed; or

395 (ii) if the legislator-elect's election results have not been finalized as of the canvass  
396 date, the day after the date the election results for the legislator-elect's race are  
397 finalized.

398 (c)(i) An incumbent legislator may not file any requests for legislation as of the date  
399 that the legislator:

400 (A) fails to file to run for election to a seat in the Legislature;  
401 (B) is ineligible to be included on the ballot for the election in which the legislator

would have sought an additional term; or

(C) fails to win reelection and the legislator's opponent is eligible to file a request for legislation under Subsection (3)(b).

(ii) Subsection (3)(c)(i) does not apply to a request for legislation for:

- (A) a general session that occurs while the legislator is in office; or
- (B) a special session that occurs while the legislator is in office.

(d)(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.

(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:

- (A) 30 days after the day on which the former legislator is unable to serve; or
- (B) noon on the 11th day of the annual general session.

(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.

(e)(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.

(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

(A) if the legislator was a member of the House majority caucus, the House majority leader

(B) if the legislator was a member of the House minority caucus, the House minority leader;

(C) if the legislator was a member of the Senate majority caucus, the Senate majority leader; or

(D) if the legislator was a member of the Senate minority caucus, the Senate minority leader.

(iii) If the individual described in Subsection (3)(e)(ii) does not find a new sponsor:

436 (A) for a request for legislation, the Office of Legislative Research and General  
437 Counsel shall abandon the request for legislation; and  
438 (B) for legislation, the legislation shall be returned to the originating chamber and  
439 filed.

440 (f)(i) A legislator-elect who is an incumbent legislator may retain any requests for  
441 legislation the legislator-elect filed before the date described in Subsection (3)(b).  
442 (ii) An appointed legislator who is an incumbent legislator may retain any requests  
443 for legislation the appointed legislator filed before assuming the seat to which the  
444 legislator is appointed.

445 (4)(a) Except as provided in Subsection (4)(c), a legislator may not file a request for  
446 legislation with the Office of Legislative Research and General Counsel after noon  
447 on the 11th day of the annual general session.  
448 (b) On the 11th day of the annual general session, the Office of Legislative Research and  
449 General Counsel shall make public on the Legislature's website the short title and  
450 sponsor of each request for legislation, unless the sponsor abandons the request for  
451 legislation before noon on the 11th day of the annual general session.

452 (c)(i) After the 11th day of the annual general session, a legislator may file a request  
453 for legislation only if:  
454 (A) for House legislation, the representative makes a motion to request legislation  
455 for drafting and introduction and that motion is approved by a constitutional  
456 majority of the House; or  
457 (B) for Senate legislation, the senator makes a motion to request legislation for  
458 drafting and introduction and that motion is approved by a constitutional  
459 majority vote of the Senate.

460 (ii) The Office of Legislative Research and General Counsel shall make public on the  
461 Legislature's website the short title and sponsor of each request for legislation  
462 described in this Subsection (4)(c).

463 (5) After a request for legislation is abandoned, a legislator may not revive the request for  
464 legislation.  
465 (6) A legislator wishing to obtain funding for a project, program, or entity, when that  
466 funding request does not require that a statute be enacted, repealed, or amended, may not  
467 file a request for legislation but instead shall file a request for appropriation by following  
468 the procedures and requirements of JR3-2-701.

469 Section 11. **JR4-2-103** is amended to read:

470                   **JR4-2-103 . Legislation -- Sponsorship.**

471                   (1) As used in this rule, "former legislator" means a legislator who:

472                   (a) is unable to serve in the next annual general session; or

473                   (b) is an incumbent legislator appointed to replace another legislator who resigns or is

474                   unable to serve.

475                   (2)(a) The legislator who approves a request for legislation for numbering is the chief

476                   sponsor.

477                   (b) The chief sponsor may withdraw sponsorship of the legislation by following the

478                   procedures and requirements of Senate Rules or House Rules.

479                   (c) Subject to JR4-2-102(4), the chief sponsor of the legislation cannot change more than

480                   twice.

481                   (3)[(a)] Before or after [the] legislation is introduced, legislators [from the same

482                   chamber as the chief sponsor] may have their names added to or deleted from the

483                   legislation as co-sponsors by following the procedures and requirements of Senate

484                   Rules or House Rules.

485                   [(b) Except as provided in Subsection (3), only legislators who are members of the same

486                   chamber as the chief sponsor may co-sponsor legislation.]

487                   (4) Before the secretary of the Senate or the chief clerk of the House may transfer

488                   legislation to the opposite chamber, the chief sponsor shall:

489                   (a) designate a member of the opposite chamber as sponsor of the legislation for that

490                   chamber; and

491                   (b) provide the secretary or chief clerk with the name of that sponsor for designation on

492                   the legislation.

493                   (5)(a) Except as provided in JR4-2-101(3)(e):

494                   (i) a former legislator who is a senator and the chief sponsor of legislation may seek

495                   another senator to assume sponsorship of the former legislator's legislation; or

496                   (ii) a former legislator who is a representative and the chief sponsor of legislation

497                   may seek another representative to assume sponsorship of the former legislator's

498                   legislation.

499                   (b) If, within 30 days, a former legislator is unable to find another legislator to assume

500                   sponsorship of the former legislator's legislation, the legislation shall be returned to

501                   the originating chamber and filed.

502                   (c) The 30-day time period described in Subsection (5)(b) begins the day on which a

503                   former legislator no longer holds the former legislator's seat.

504       Section 12. **JR4-3-110** is enacted to read:

505       **JR4-3-110 . Consideration of sunset bills.**

506       (1) As used in this rule, "sunset bill" means legislation that amends Utah Code Title 63I,  
507       Chapter 1, Part 2, Repeal Dates Requiring Committee Review by Title.

508       (2)(a) The Senate shall table on third reading any House sunset bill.

509               (b) The House shall refer a Senate sunset bill to the House Rules Committee before  
510               giving the legislation a third reading.

511       (3) The Legislature may pass or defeat a sunset bill on or before the 45th day of the annual  
512       general session.

513       Section 13. **JR4-3-301** is amended to read:

514       **JR4-3-301 . Definitions.**

515       (1) As used in this part, ["increase] "increases legislative workload" means:

516               (a) placing a member of the Legislature on a board, commission, task force, or other  
517               public body; or

518               [(b) giving authority to a member of the Legislative Management Committee to appoint  
519               a member of a board, commission, task force, or other public body; or]

520               [(c)] (b) requiring a legislative staff office to staff a board, commission, task force, or  
521               other public body.

522       (2) "Increases legislative workload" includes reauthorizing an existing provision described  
523       in Subsection (1).

524       Section 14. **JR5-1-102** is amended to read:

525       **JR5-1-102 . Legislative Expenses Oversight Committee.**

526       [(1) The presiding officer and the majority leader and minority leader of each chamber are  
527       the Legislative Expenses Oversight Committee for that chamber.]

528       (1) The Legislative Expenses Oversight Committee for each chamber shall consist of that  
529       chamber's:

530               (a) presiding officer;

531               (b) majority leader; and

532               (c) minority leader, as defined in JR3-2-101.

533       (2) Each committee shall:

534               (a) establish procedures to implement the rules on legislative expenses, including  
535               establishing systems and procedures for the reimbursement of legislative expenses;

536               (b) ensure that procedures are established for the purpose of avoiding duplicate or  
537               improper payments or reimbursements; and

538 (c) meet at least annually, or at the request of a majority of the committee, to review  
539 legislative expenses and travel budgets.

540 (3) Each committee may, for a calendar year, authorize up to 10 authorized legislative  
541 training days for each legislator.

542 (4) The presiding officer may authorize temporary emergency legislative expenses.

543 Section 15. **JR5-3-101** is amended to read:

544 **JR5-3-101 . Legislator compensation -- Expense reimbursement.**

545 (1) Except as provided under Subsection (2), a legislator shall receive daily compensation  
546 established in accordance with Utah Code Sections 36-2-2 and 36-2-3 for an authorized  
547 legislative [days] day as defined in JR5-1-101.

548 (2) The Legislative Management Committee may authorize compensation and expense  
549 reimbursement, or expense reimbursement only, for a legislator who attends a meeting  
550 on an authorized legislative day as defined in JR5-1-101.

551 (3) A legislator may not receive compensation for a meeting that the legislator attends  
552 under:

553 (a) JR3-2-710;

554 (b) JR7-1-410;

555 (c) SR3-4-103; or

556 (d) HR3-3-103.

557 Section 16. **JR6-2-101** is amended to read:

558 **JR6-2-101 . Ethics committees -- Membership.**

559 (1) As used in this rule:

560 (a) "Minority leader" means the same as that term is defined in JR3-2-101.

561 (b) "Minority whip" means the second highest ranking leader of the minority party.

562 (2) There is established a Senate Ethics Committee and a House Ethics Committee.

563 [(2)] (3) The Senate Ethics Committee shall be composed of:

564 (a) the chair and three additional senators appointed by the president of the Senate; and

565 (b) the vice chair and three additional senators appointed by the Senate minority leader.

566 [(3)] (4) The House Ethics Committee shall be composed of:

567 (a) the chair and three additional representatives appointed by the speaker of the House  
568 of Representatives; and

569 (b) the vice chair and three additional representatives appointed by the House minority  
570 leader.

571 [(4)] (5) A committee member shall serve a two-year term.

572 [§5] (6)(a) If a member of an ethics committee is accused of wrongdoing in a complaint  
573 to be reviewed by the committee, or if a member of an ethics committee determines  
574 that [he or she] the member has a conflict of interest in relation to a complaint to be  
575 reviewed by the ethics committee, a member of the Senate or House shall be  
576 appointed to temporarily serve in that member's place while the complaint is under  
577 review as follows:

578 (i) except as provided in Subsection [(5)(a)(ii)] (6)(a)(ii), the member shall be  
579 appointed by the person who appointed the member who is being temporarily  
580 replaced, consistent with Subsection [(2)] (3), for a member of the Senate Ethics  
581 Committee, or Subsection [(3)] (4), for the House Ethics Committee; or  
582 (ii) if the person designated to make the appointment under Subsection [(5)(a)(i)]  
583 (6)(a)(i) is accused of wrongdoing in the complaint or determines that [he or she]  
584 the person has a conflict of interest in relation to the complaint, the appointment  
585 shall be made by:  
586 (A) the Senate majority leader, if the person designated is the president of the  
587 Senate;  
588 (B) the Senate minority whip, if the person designated is the Senate minority  
589 leader;  
590 (C) the House majority leader, if the person designated is the speaker of the  
591 House; or  
592 (D) the House minority whip, if the person designated is the House minority  
593 leader.

594 (b) The temporary committee member's term ends when the committee has concluded its  
595 review of the complaint.

596 Section 17. **JR6-2-103** is amended to read:

597 **JR6-2-103 . Independent Legislative Ethics Commission -- Membership.**

598 (1) As used in this rule, "minority leader" means the same as that term is defined in  
599 JR3-2-101.  
600 (2) There is established an Independent Legislative Ethics Commission.  
601 [(2)] (3) The commission is composed of five persons, each of whom is registered to vote in  
602 this state, appointed as follows:  
603 (a) two members, who have served as judges of a court of record in this state, each of  
604 whom shall be nominated by the mutual consent of the president of the Senate and  
605 the speaker of the House, and appointed by a majority vote of the president of the

Senate, speaker of the House, Senate minority leader, and House minority leader;

- (b) one member, who has served as a judge of a court of record in this state, nominated by the mutual consent of the Senate minority leader and the House minority leader, and appointed by a majority vote of the president of the Senate, speaker of the House, Senate minority leader, and House minority leader;
- (c) one member, who has served as a member of the Legislature in this state no more recently than four years before the date of appointment, appointed by the mutual consent of the president of the Senate and the speaker of the House of Representatives; and
- (d) one member, who has served as a member of the Legislature in this state no more recently than four years before the date of appointment, appointed by the mutual consent of the Senate minority leader and House minority leader.

[3] (4) A member of the commission may not, during the member's term of office on the commission, act or serve as:

- (a) an officeholder as defined in Utah Code Section 20A-11-101;
- (b) an agency head as defined in Utah Code Section 67-16-3;
- (c) a lobbyist as defined in Utah Code Section 36-11-102; or
- (d) a principal as defined in Utah Code Section 36-11-102.

[~~(4)~~] ~~(5)~~(a)(i) Except as provided in Subsection [~~(4)~~(a)(ii)] ~~(5)~~(a)(ii), each member of the commission shall serve a four-year term.

(ii) When appointing the initial members upon formation of the commission, one member nominated by the president of the Senate and the speaker of the House of Representatives and one member nominated by the Senate minority leader and House minority leader shall be appointed to a two-year term so that approximately half of the commission is appointed every two years.

(b)(i) When a vacancy occurs in the commission's membership for any reason, a replacement member shall be appointed for the unexpired term of the vacating member using the procedures and requirements of Subsection [§2] (3).

(ii) For the purposes of this rule, an appointment for an unexpired term of a vacating member is not considered a full term.

(c) A member may not be appointed to serve for more than two full terms, whether those terms are two or four years.

(d) A member of the commission may resign from the commission by giving one month's written notice of the resignation to the president of the Senate, speaker of the

640 House, Senate minority leader, and House minority leader.

641 (e) The chair of the Legislative Management Committee shall remove a member from  
642 the commission if the member:  
643 (i) is convicted of, or enters a plea of guilty to, a crime involving moral turpitude;  
644 (ii) enters a plea of no contest or a plea in abeyance to a crime involving moral  
645 turpitude; or  
646 (iii) fails to meet the qualifications of office as provided in this rule.

647 (f) If a commission member is accused of wrongdoing in a complaint, or if a  
648 commission member is found, under JR6-2-103.5, to have a conflict of interest in  
649 relation to a complaint, a temporary commission member shall be appointed to serve  
650 in that member's place for the purposes of reviewing that complaint using the  
651 procedures and requirements of Subsection (2) (3).

652 (5) (6)(a) A member of the commission may not receive compensation or benefits for  
653 the member's service, but may receive per diem and expenses incurred in the  
654 performance of the member's official duties as allowed in:  
655 (i) Utah Code Section 63A-3-106;  
656 (ii) Utah Code Section 63A-3-107; and  
657 (iii) rules made by the Division of Finance according to Utah Code Sections  
658 63A-3-106 and 63A-3-107.

659 (b) A member may decline to receive per diem and expenses for the member's service.

660 (6) (7)(a) The commission members shall convene a meeting annually each January  
661 and elect, by a majority vote, a commission chair from among the commission  
662 members.

663 (b) A person may not serve as chair for more than two consecutive years.

664 Section 18. **JR6-4-306** is amended to read:

665 **JR6-4-306 . Finding and order.**

666 (1) As used in this rule, "minority leader" means the same as that term is defined in  
667 JR3-2-101.

668 (1) (2)(a) If the committee determines that no allegations in the complaint were proved,  
669 the committee shall prepare a finding and order that:  
670 (i) lists the name of each complainant;  
671 (ii) lists the name of the respondent;  
672 (iii) states the date of the finding and order;  
673 (iv) for each allegation contained in the complaint:

674 (A) provides a reference to the code of conduct or criminal provision alleged to  
675 have been violated; and

676 (B) states the number and names of committee members voting that the allegation  
677 was proved and the number and names of committee members voting that the  
678 allegation was not proved;

679 (v) order that the complaint is dismissed because no allegations in the complaint were  
680 found to have been proved;

681 (vi) provide any general statement that is adopted for inclusion in the  
682 recommendation by a majority of the committee members; and

683 (vii) states the name of each committee member.

684 (b) Each committee member shall sign the finding and order.

685 [({2})] (3)(a) If the committee determines that one or more allegations in the complaint  
686 were proved, the committee shall issue a finding and order that:

687 (i) lists the name of each complainant;

688 (ii) lists the name of the respondent;

689 (iii) states the date of the finding and order;

690 (iv) for each allegation contained in the complaint:

691 (A) provides a reference to the code of conduct or criminal provision alleged to  
692 have been violated;

693 (B) states the number and names of committee members voting that the allegation  
694 was proved and the number and names of committee members voting that the  
695 allegation was not proved;

696 (C) if the allegation was not found to have been proven, orders that the allegation  
697 be dismissed; and

698 (D) if the allegation was found to have been proven, contains:

699 (I) a description of any actions that the committee recommended be taken;

700 (II) the number and names of committee members voting in favor of each  
701 recommendation and the number and names of committee members voting  
702 against each recommendation;

703 (III) at the option of those members voting in favor of a recommendation, a  
704 statement by one or all of those members stating the reasons for making the  
705 recommendation; and

706 (IV) at the option of those members against a recommendation, a statement by  
707 one or all of those members stating the reasons for opposing the

708 recommendation;

709 (v) contains any general statement that is adopted for inclusion in the finding and  
710 order by a majority of the committee members;

711 (vi) contains a statement directing that the finding be delivered to:

712 (A) for the Senate Ethics Committee, to the president of the Senate, the Senate  
713 majority leader, and the Senate minority leader; or

714 (B) for the House Ethics Committee, to the speaker of the House of  
715 Representatives, the House majority leader, and the House minority leader; and

716 (vii) states the name of each committee member.

717 (b) Each committee member shall sign the finding and order.

718 [(3)] (4) A copy of the finding and order shall be made publicly available.

719 [(4)] (5) A written copy of the finding and order shall be provided to:

720 (a) the respondent;

721 (b) the first complainant named on the complaint; and

722 (c) any individuals required to receive a copy as stated in the finding and order.

723 Section 19. **JR7-1-101** is amended to read:

724 **JR7-1-101 . Definitions.**

725 As used in this chapter:

726 (1) "Anchor location" means the physical location from which:

727 (a) an electronic meeting originates; or

728 (b) the participants are connected.

729 (2) "Authorized legislative committee" means:

730 (a) an interim committee;

731 (b) the Legislative Management Committee;

732 (c) the Legislative Process Committee;

733 (d) when functioning as an interim committee:

734 (i) the Senate Rules Committee created in SR3-1-101; or

735 (ii) the House Rules Committee created in HR3-1-101; or

736 (e) a special committee:

737 (i) that is not a mixed special committee; and

738 (ii) to the extent the special committee has statutory authority to open a committee

739 bill file or create a committee bill.

740 (3) "Bill" means the same as that term is defined in JR4-1-101.

741 (4) "Chair" except as otherwise expressly provided, means:

- (a) the member of the Senate appointed as chair of an interim committee by the president of the Senate under JR7-1-202;
- (b) the member of the House of Representatives appointed as chair of an interim committee by the speaker of the House of Representatives under JR7-1-202;
- (c) a member of a special committee appointed as chair of the special committee; or
- (d) a member of a legislative committee designated by the chair of the legislative committee under Subsection (4)(a), (b), or (c) to act as chair under JR7-1-202.

(5) "Committee bill" means draft legislation that receives a favorable recommendation from an authorized legislative committee.

(6) "Committee bill file" means a request for legislation made by:

- (a) a majority vote of an authorized legislative committee; or
- (b) the chairs of an authorized legislative committee, if the authorized legislative committee authorizes the chairs to open one or more committee bill files in accordance with JR7-1-602.

(7) "Committee note" means a note that the Office of Legislative Research and General Counsel places on legislation in accordance with JR4-2-401.

(8) "Draft legislation" means a draft of a bill or resolution before it is numbered by the Office of Legislative Research and General Counsel.

(9) "Electronic meeting" means the same as that term is defined in Utah Code Section 52-4-103.

(10) "Favorable recommendation" means an action of an authorized legislative committee by majority vote to favorably recommend legislation for consideration by the Legislature in an upcoming legislative session.

(11) "Legislative committee" means:

- (a) an interim committee; or
- (b) a special committee.

(12) "Interim committee" means a committee that:

- (a) is comprised of members from both chambers;
- (b) meets between annual general sessions of the Legislature to perform duties described in rule; and
- (c) is created under JR7-1-201.

(13) "Legislative sponsor" means:

- (a) for a committee bill file, the chairs of the authorized legislative committee that opened the committee bill file or the chairs' designee; or

776 (b) for a request for legislation that is not a committee bill file, the legislator who  
777 requested the request for legislation or the legislator's designee.

778 (14) "Majority vote" means:

779 (a) with respect to an interim committee, an affirmative vote of at least 50% of a quorum  
780 of members of the interim committee from one chamber and more than 50% of a  
781 quorum of members of the interim committee from the other chamber; or  
782 (b) with respect to a special committee, an affirmative vote of more than 50% of a  
783 quorum.

784 (15) "Minority leader" means the same as that term is defined in JR3-2-101.

785 (16) "Minority party" means the same as that term is defined in JR3-2-101.

786 [(15)] (17) "Mixed special committee" means a special committee that is composed of one  
787 or more voting members who are legislators and one or more voting members who are  
788 not legislators.

789 [(16)] (18) "Original motion" means a nonprivileged motion that is accepted by the chair  
790 when no other motion is pending.

791 [(17)] (19) "Pending motion" means a motion described in JR7-1-307.

792 [(18)] (20) "Privileged motion" means a motion to adjourn, set a time to adjourn, recess, end  
793 debate, extend debate, or limit debate.

794 [(19)] (21) "Public statement" means a statement made in the ordinary course of business of  
795 a legislative committee with the intent that all other members of the legislative  
796 committee receive it.

797 [(20)] (22) "Request for legislation" means the same as that term is defined in JR4-1-101.

798 [(21)] (23) "Resolution" means the same as that term is defined in JR4-1-101.

799 [(22)] (24)(a) "Special committee" means a committee, commission, task force, or other  
800 similar body that is:

801 (i) created by legislation; and

802 (ii) staffed by:

803 (A) the Office of Legislative Research and General Counsel; or

804 (B) the Office of the Legislative Fiscal Analyst.

805 (b) "Special committee" does not include:

806 (i) an interim committee;

807 (ii) a standing committee created under SR3-2-201 or HR3-2-201; or

808 (iii) a Senate confirmation committee described in SR3-3-101 or SR3-3-201.

809 [(23)] (25) "Subcommittee" means a subsidiary unit of a legislative committee formed in

810 accordance with JR7-1-411.

811 [24] (26) "Substitute motion" means a nonprivileged motion that a member of a legislative  
812 committee makes when there is a nonprivileged motion pending.

813 **Section 20. Effective Date.**

814 This resolution takes effect upon a successful vote for final passage.