

1 (a) posting written notice at the building where the meeting is to be held; and

2 (b) providing notice to at least one newspaper of general circulation within Utah or to a
3 local media correspondent.

4 (3) "Public hearing" means a formal meeting by a legislative body where:

5 (a) the public is given at least 24-hour notice of the agenda, date, time, and place of the
6 meeting; and

7 (b) comments from the public will be accepted.

8 (4) "Special session" means an extraordinary session of the Legislature called by the
9 governor under the Utah Constitution, Article VII, Section 6.

10 (5) (a) "Special session legislation" means each bill or constitutional resolution that has
11 been approved for introduction in the special session by a legislative sponsor.

12 (b) "Special session legislation" does not mean substitute bills or amendments prepared
13 during the course of the special session.

14 Section 3. Section **36-23-201** is enacted to read:

15 **Part 2. Public Hearing for Special Session Legislation**

16 **36-23-201. Public hearing for Special Session legislation.**

17 (1) (a) Except as provided in Subsection (b), before formally debating or passing any
18 special session legislation, the Legislature shall ensure that a legislative body holds a public
19 hearing on that special session legislation.

20 (b) When the governor has declared a state of emergency according to the procedures and
21 requirements of Section 63-5a-5, the Legislature need not hold a public hearing on any special
22 session legislation drafted to respond to the state of emergency.

23 (2) (a) The Legislature shall ensure that written minutes are kept of the public hearing.

24 (b) Those minutes shall include:

25 (i) the date, time, and place of the public hearing;

26 (ii) the names of members of the legislative body who are present and absent;

27 (iii) the substance of all matters proposed, discussed, or decided, and a record, by
28 individual member, of votes taken, if any;

29 (iv) the names of all citizens who appeared and the substance in brief of their testimony;

30 (v) any other information that any member of the legislative body requests be entered in
31 the minutes.

1 (c) The minutes are public records and shall be available within a reasonable time after the
2 public hearing.

3 (d) All or any part of the public hearing may be recorded by any person in attendance if
4 the recording does not interfere with the conduct of the meeting.

Legislative Review Note
as of 11-20-97 9:53 AM

A limited legal review of this bill raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel