

1 **JOINT RULES RESOLUTION - AMENDMENTS**

2 **TO PROCESSES**

3 2001 GENERAL SESSION

4 STATE OF UTAH

5 **Sponsor: Chad E. Bennion**

6 **This joint resolution modifies the Legislature's Code of Official Conduct to allow legislators**
7 **to contract with the state using any method authorized by the Utah Procurement Code. This**
8 **resolution takes effect upon approval by both the House and Senate.**

9 This resolution affects legislative rules as follows:

10 AMENDS:

11 **JR-16.03**

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

13 Section 1. **JR-16.03** is amended to read:

14 **JR-16.03. Code of Official Conduct.**

15 In judging its members, the Senate and House Ethics Committees have the following
16 guidelines:

17 (1) (a) Members of the Senate and House shall not engage in any employment or other
18 activity that would destroy or impair their independence of judgment.

19 (b) Members of the Senate and House may not be paid by a person, as defined in Joint
20 Rule 16.06, to lobby, consult, or to further the interests of any legislation or legislative matter.

21 (2) Members of the Senate and House shall not exercise any undue influence on any
22 governmental entity.

23 (3) Members of the Senate and House shall not engage in any activity that would be an
24 abuse of official position or a violation of trust.

25 (4) Members of the Senate and House may engage in business or professional activity in
26 competition with others, but shall not use any information obtained by reason of their official
27 position to gain advantage over any competition for activities with the state and its political

28 subdivisions.

29 (5) Members of the Senate and House shall not engage in any business relationship or
30 activity that would require the disclosure of confidential information obtained because of their
31 official position.

32 (6) Members of the Senate and House shall not use their official position to secure
33 privileges for themselves or others.

34 (7) While in session, members of the Senate and House shall disclose any conflict of
35 interest on any legislation or legislative matter as provided in JR-16.05.

36 (8) Members of the Senate and House may accept small gifts, awards, or contributions if
37 these favors do not influence them in the discharge of official duties.

38 (9) Members of the Senate and the House may engage in business or professional activities
39 with the state or its political subdivisions if the activities are entered into under the same
40 conditions and in the same manner applicable to any private citizen or company engaged in similar
41 activities. Legislators may enter into transactions with the state by contract [~~after public notice and~~
42 ~~competitive bidding~~] by following the procedures and requirements of Title 63, Chapter 56, Utah
43 Procurement Code.

44 Section 2. **Effective date.**

45 This resolution takes effect upon approval by a constitutional majority vote of all members
46 of the Senate and House of Representatives.

Legislative Review Note
as of 1-10-01 3:42 PM

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

Office of Legislative Research and General Counsel