

**RESOLUTION AUTHORIZING THE
LEGISLATURE TO CALL ITSELF INTO
SPECIAL SESSION**

2002 GENERAL SESSION

STATE OF UTAH

Sponsor: Chad E. Bennion

This joint resolution of the Legislature proposes to amend the Utah Constitution to authorize the Legislature to call itself into special session. This joint resolution authorizes the Governor to add legislative business to a special session called by the Legislature and authorizes the Legislature to add legislative business to a special session called by the Governor. This joint resolution makes conforming changes and clarifying changes, directs the lieutenant governor to submit the proposal to the voters, makes technical changes, and provides an effective date.

This resolution proposes to change the Utah Constitution as follows:

AMENDS:

ARTICLE VI, SECTION 16

ARTICLE VII, SECTION 6

ENACTS:

ARTICLE VI, SECTION 34

Be it resolved by the Legislature of the state of Utah, two-thirds of all members elected to each of the two houses voting in favor thereof:

Section 1. It is proposed to amend Utah Constitution Article VI, Section 16, to read:

Article VI, Section 16. [Duration of sessions.]

(1) No annual general session of the Legislature [~~shall~~] may exceed 45 calendar days, except in cases of impeachment.

(2) No special session [~~shall~~] may exceed 30 calendar days, except in cases of impeachment.



28 (3) When any session of the Legislature trying cases of impeachment exceeds the number
29 of days it may remain in session as provided in this section, the members shall receive
30 compensation only for expenses and mileage for those days in excess of 45, for a general session,
31 or 30, for a special session.

32 Section 2. It is proposed to enact Utah Constitution Article VI, Section 34, to read:

33 **Article VI, Section 34. [Legislature may call special session.]**

34 In addition to the manner of convening the Legislature under Article VII, Section 6, and
35 the reconvening of the Legislature under Article VII, Section 8 to reconsider a bill or item returned
36 by the Governor, the Legislature may call itself into special session with the concurrence of a
37 majority of the members elected to each house, to conduct legislative business as specified by a
38 majority of the members elected to each house or as the Governor calls to the Legislature's
39 attention while the Legislature is in session.

40 Section 3. It is proposed to amend Utah Constitution Article VII, Section 6, to read:

41 **Article VII, Section 6. [Convening of extra sessions of Legislature.]**

42 On extraordinary occasions, the Governor may convene the Legislature by proclamation,
43 in which shall be stated the purpose for which the Legislature is to be convened, and it shall
44 transact no legislative business except that for which it was especially convened, or such other
45 legislative business as the Governor may call to its attention while in session or as a majority of
46 the members elected to each house may agree while in session to transact. The Legislature,
47 however, may provide for the expenses of the session and other matters incidental thereto. The
48 Governor may also by proclamation convene the Senate in extraordinary session for the transaction
49 of executive business.

50 Section 4. **Submittal to voters.**

51 The lieutenant governor is directed to submit this proposed amendment to the voters of the
52 state at the next regular general election in the manner provided by law.

53 Section 5. **Effective date.**

54 If the amendment proposed by this joint resolution is approved by a majority of those
55 voting on it at the next regular general election, the amendment shall take effect on January 1,
56 2003.

Legislative Review Note
as of 12-19-01 11:41 AM

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

Office of Legislative Research and General Counsel