

**JOINT RULES RESOLUTION -
ESTABLISHING A WAYS AND MEANS
COMMITTEE**

2002 GENERAL SESSION

STATE OF UTAH

Sponsor: David Ure

This joint resolution modifies joint rules by eliminating the Executive Appropriations Committee and its subcommittees and transferring the powers and duties of that committee and those subcommittees to the Ways and Means Committee. This joint resolution makes conforming changes to other joint rules. This resolution takes effect April 1, 2002.

This resolution affects legislative rules as follows:

AMENDS:

JR-4.22.1

REPEALS AND REENACTS:

JR-3.02

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

Section 1. **JR-3.02** is repealed and reenacted to read:

JR-3.02. Ways and Means Committee.

(1) There is created a Ways and Means Committee, which shall function as both a standing committee and an interim committee.

(a) The committee shall be composed of 18 legislators appointed as follows:

(i) nine senators, appointed by the president of the Senate, with three senators from the minority party, and at least one from each party a member of elected leadership; and

(ii) nine representatives, appointed by the speaker of the House of Representatives, with three representatives from the minority party, and at least one from each party a member of elected leadership.

(b) The president of the Senate shall designate one of the Senate appointees as one cochair



of the committee and the speaker of the House of Representatives shall designate one of the House of Representatives appointees as the other cochair.

(c) Committee members serve for two years, but may be reappointed by the speaker or president.

(d) Twelve members, at least six members from the senate and at least six members from the house, are a quorum.

(e) Except as provided in this rule, the committee shall comply with the rules of legislative interim committees in conducting its business.

(f) In all decisions of the committee, a majority vote will prevail. A majority vote is more than 50% of the members in attendance from one house and more than 50% of the members in attendance from the other house.

(g) The Committee shall meet:

(i) at least monthly from April to November; and

(ii) as scheduled by the chairs, after consultation with House of Representative's and Senate majority leadership, from December to March.

(h) The Office of Legislative Fiscal Analyst shall provide staff services to the committee.

(2) The Ways and Means Committee shall:

(a) conduct an in-depth review of all budgets upon a schedule established by the committee;

(b) perform the responsibilities required by JR-4.22.1;

(c) prepare, approve, and submit to the Legislature an annual appropriation act, any supplemental appropriation acts, any bonding or capital facility bills or authorizations, any school financing acts, and any other legislation necessary to approve a balanced budget;

(d) review and adopt revenue estimates;

(e) no later than the third Wednesday in December:

(i) direct its staff as to what revenue estimate to use in preparing budget recommendations;

(ii) decide whether or not to set aside special allocations for the end of the session;

(iii) set aside an appropriate amount for fiscal note bills;

(iv) establish a target amount for each major portion of the budget to aid the committee in establishing the overall budget; and

(v) set a budget figure;

(f) review and approve revised revenue estimates in February;

(g) include tax collections and revenue policy, tax administration, and analysis of revenue sources in its considerations;

(h) recommend or introduce legislation to address revenue, expenditure, accounting, and other budget issues in state government; and

(i) complete all decisions necessary to draft the final appropriations bill no later than the 38th day of the annual general session.

Section 2. **JR-4.22.1** is amended to read:

JR-4.22.1. Appropriations; Requests; Disposition.

(1) (a) A legislator desiring to obtain funding for a project, program, or entity that has not previously been funded, or to obtain additional or separate funding for a project, program, or entity, shall file a signed Request for Appropriation with the Office of Legislative Fiscal Analyst within the time limits established by JR-19.02.

(b) The request shall designate:

(i) the project, program, or entity to be funded;

(ii) the source for the funding;

(iii) the chief sponsor, who is knowledgeable about and responsible for providing pertinent information as the appropriation is processed; and

(iv) supporting legislators, if any, who wish to cosponsor the appropriation[~~;~~and].

~~[(v) the appropriation subcommittee to which the sponsor wishes the request to be assigned, if any.]~~

(2) (a) When a member files a Request for Appropriation, the Legislative Fiscal Analyst shall review the request.

(b) If the request requires that a statute be enacted, amended, or repealed, the Legislative Fiscal Analyst shall immediately transfer the request to the Office of Legislative Research and General Counsel as a Request for Legislation.

(c) If the request does not require that a statute be enacted, amended, or repealed, the Legislative Fiscal Analyst shall number and title the request and refer the request to[:] the Ways and Means Committee.

~~[(i) the House chair of the Executive Appropriations Committee, if the sponsor is a House member; or]~~

90 ~~[(ii) the Senate chair of the Executive Appropriations Committee, if the sponsor is a~~
91 ~~Senator.]~~

92 ~~[(d) The House or Senate chair of the Executive Appropriations Committee shall refer the~~
93 ~~request to the appropriate joint appropriations subcommittee.]~~

94 ~~[(3) Each joint appropriations subcommittee that receives a Request for Appropriation]~~

95 (3) The Ways and Means Committee shall:

96 (a) allow the sponsor to present and discuss the request with the ~~[subcommittee]~~
97 committee;

98 (b) discuss the request; and

99 (c) either:

100 (i) include all or part of the requested appropriation in the budget ~~[recommendation made~~
101 ~~to the Executive Appropriations Committee];~~

102 (ii) reject the request; or

103 (iii) ~~[recommend to the Executive Appropriations Committee that]~~ place all or part of the
104 requested appropriation ~~[be placed]~~ on a funding prioritization list as may be established by the
105 Executive Appropriations Committee.

106 Section 3. **Effective date.**

107 If approved by a constitutional majority of all members of the Senate and House of
108 Representatives, this resolution takes effect April 1, 2002.

Legislative Review Note

as of 3-6-02 9:19 AM

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

Office of Legislative Research and General Counsel