GUBERNATORIAL NOMINEE AMENDMENTS

2003 GENERAL SESSION

STATE OF UTAH

Sponsor: Lyle W. Hillyard

This act modifies provisions relating to the information the Senate receives regarding gubernatorial judicial appointees.

This act affects sections of Utah Code Annotated 1953 as follows:

AMENDS:

67-1-2, as last amended by Chapter 196, Laws of Utah 1992

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

Section 1. Section **67-1-2** is amended to read:

67-1-2.   Sending list of gubernatorial nominees to Senate and to Office of Legislative Research and General Counsel.

(1) Unless waived by a majority of the president of the Senate, the Senate majority leader, and the Senate minority leader, 15 days before any Senate session to confirm any gubernatorial [nominees] nominee, except a judicial appointment, the governor shall send to each member of the Senate and to the Office of Legislative Research and General Counsel:

(a) a list of each nominee for an office or position made by the governor in accordance with the Utah Constitution and state law; and

(b) any information that may support or provide biographical information about the nominee, including resumes and curriculum vitae.

(2) When the governor makes a judicial appointment, the governor shall immediately provide to the president of the Senate and the Office of Legislative Research and General Counsel:

(a) the name of the judicial appointee;

(b) the judicial appointee's resume, a complete file of all application materials, and any other related documents, including written reports about, or the results of any internal investigations into, the character, ability, health, fitness, temperament, or experience of the appointee, except for personal notes made by the governor or his staff; and

(c) the name, address, and telephone number of each person who gave information to the governor or his staff about the judicial appointee.

[(2)] (3) The Senate shall consent or refuse to give its consent to the nomination.

- 2 -