

1 **HOUSE RULES RESOLUTION - ORAL**
2 **DECLARATION OF CONFLICT OF INTEREST**

3 2005 GENERAL SESSION

4 STATE OF UTAH

5 **Sponsor: David Ure**

7 **LONG TITLE**

8 **General Description:**

9 This rules resolution requires House members to orally disclose conflicts of interest
10 when they speak for or against a bill or resolution in committee or on the House floor.

11 **Highlighted Provisions:**

12 This resolution:

13 ▶ requires oral disclosure of conflicts of interest in committee or on the House floor
14 when a legislator reasonably believes that the legislator may have a conflict of
15 interest;

16 ▶ requires that the legislator's conflict of interest be noted in the committee minutes or
17 in the House journal; and

18 ▶ makes technical corrections.

19 **Special Clauses:**

20 This resolution provides an effective date.

21 **Legislative Rules Affected:**

22 AMENDS:

23 **HR-26.02**

25 *Be it resolved by the House of Representatives of the state of Utah:*

26 Section 1. **HR-26.02** is amended to read:

27 **HR-26.02. Verbal Disclosure of Conflict of Interest in House Floor Debate.**



28 ~~[(1) (a) Before speaking on the floor of the House on any legislation or legislative~~
 29 ~~matter in which a House member reasonably believes that he may have a conflict of interest;~~
 30 ~~the House member should orally disclose to the House that he may have a conflict of interest~~
 31 ~~and what that conflict is.]~~

32 ~~[(b) The declaration of the conflict of interest shall be noted in the House Journal.]~~

33 (1) (a) Before speaking in support of or ~~H~~→ in ←~~H~~ opposition to any legislation in a
 33a committee or
 34 on the floor of the House, a House member who reasonably believes that ~~H~~→ [the member] he ←~~H~~
 34a may have
 35 a conflict of interest shall orally declare to the committee or the House that the legislator may
 36 have a conflict of interest.

37 (b) This oral declaration of conflict of interest shall be noted in the minutes of any
 38 committee meeting or in the House Journal.

39 (2) Nothing in this House rule requires a House member with a conflict of interest on
 40 legislation or a legislative matter pending before the House to orally disclose that conflict of
 41 interest if:

42 (a) the House member does not speak on the legislation or legislative matter; and

43 (b) the conflict has been disclosed on the legislator's conflict of interest form.

44 Section 2. **Effective date.**

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

Legislative Review Note
 as of 1-18-05 12:31 PM

Based on a limited legal review, this legislation has not been determined to have a high probability of being held unconstitutional.

Office of Legislative Research and General Counsel

Fiscal Note
Bill Number HR0005

House Rules Resolution-Oral Declaration of Conflict of Interest

19-Jan-05

4:10 PM

State Impact

Provisions of this resolution can be handled within existing budgets.

Individual and Business Impact

No fiscal impact.

Office of the Legislative Fiscal Analyst