

1 **JOINT RULES RESOLUTION - BASE**

2 **BUDGET PROCESS**

3 2006 GENERAL SESSION

4 STATE OF UTAH

5 **Chief Sponsor: Ron Bigelow**

6 Senate Sponsor: Lyle W. Hillyard

7

8 **LONG TITLE**

9 **General Description:**

10 This rules resolution defines "base budget" and establishes a process and deadlines for
11 preparing, reviewing, and adopting base budget bills.

12 **Highlighted Provisions:**

13 This resolution:

- 14 ▶ defines the term "base budget";
- 15 ▶ requires the Executive Appropriations Committee to adopt base budgets in its
16 presession December meeting; and
- 17 ▶ requires any base budget bills to be available for legislator review at the time the
18 Legislature convenes on the first day of the session and be passed by close of
19 business on the tenth day of the session.

20 **Special Clauses:**

21 None

22 **Legislative Rules Affected:**

23 AMENDS:

24 **JR-3.02**

25 ENACTS:

26 **JR-19.07**

27



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

29 Section 1. **JR-3.02** is amended to read:

30 **JR-3.02. Joint Appropriations Committee.**

31 (1) As used in this rule "base budget" means:

32 (a) amounts appropriated by the Legislature for each item of appropriation for the
33 current fiscal year that:

34 (i) are not designated as one-time in an appropriation, regardless of whether or not the
35 appropriation is covered by ongoing or one-time revenue sources; and

36 (ii) were not vetoed by the governor, unless the Legislature overrode the veto; and

37 (b) any changes to those amounts approved by the Executive Appropriations

38 Committee.

39 [~~(1)~~] (2) The Joint Appropriations Committee of the Legislature consists of all the
40 members of the Legislature.

41 [~~(2)~~] (3) (a) The members of the Joint Appropriations Committee shall be divided into
42 the following subcommittees:

43 (i) Capital Facilities and Administrative Services;

44 (ii) Commerce and Revenue;

45 (iii) Economic Development and Human Resources;

46 (iv) Executive Offices and Criminal Justice;

47 (v) Health and Human Services;

48 (vi) Higher Education;

49 (vii) Natural Resources;

50 (viii) Public Education;

51 (ix) Retirement and Independent Entities; and

52 (x) Transportation, Environmental Quality, and National Guard.

53 (b) The President of the Senate and Speaker of the House shall appoint their respective
54 members to each subcommittee.

55 (c) The Retirement and Independent Entities Subcommittee shall have the same
56 members as the Retirement and Independent Entities Committee created in Section 63E-1-201.

57 [~~(3)~~] (4) (a) A majority of any committee or subcommittee constitutes a quorum for the
58 transaction of business.

59 (b) In determining a committee or subcommittee quorum, a majority is at least 50% in
60 one house and more than 50% in the other.

61 (c) In all decisions of the subcommittees, a majority vote will prevail. A majority vote
62 is at least 50% of the members of one house and more than 50% in the other house in
63 attendance.

64 [~~4~~] 5 (a) There shall be an Executive Appropriations Committee consisting of 18
65 members composed of:

66 (i) three members of the majority leadership of the Senate and four members of the
67 majority leadership of the House;

68 (ii) two members of the minority leadership of the Senate and three members of the
69 minority leadership of the House;

70 (iii) the chair of the Senate Appropriations Committee and the chair of the House
71 Appropriations Committee; and

72 (iv) (A) one member from the majority party of the Senate as appointed by the
73 President of the Senate or as chosen by the Senate majority caucus;

74 (B) two members from the minority party of the Senate as appointed by the Senate
75 minority leader or as chosen by the Senate minority caucus; and

76 (C) one member from the minority party of the House as appointed by the House
77 minority leader or as chosen by the House minority caucus.

78 (b) A member of the Executive Appropriations Committee, whose membership is
79 determined under Subsection [~~4~~] 5(a)(i) or (ii), may appoint a designee to permanently serve
80 in that individual's place with the approval of the Speaker or the President for any majority
81 party member or with the approval of the House or Senate minority party leader for any
82 minority party member.

83 (c) In all decisions of the Executive Appropriations Committee, a majority vote
84 prevails. When a division is requested, that vote must include at least 50% of the members of
85 one house and more than 50% of the members of the other house in attendance.

86 [~~5~~] 6 (a) The Executive Appropriations Committee shall meet no later than the third
87 Wednesday in December to:

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

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

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

92 (iv) approve the appropriate amount for each subcommittee to use in preparing its
93 budget; ~~and~~

94 (v) set a budget figure~~[-]; and~~

95 (vi) adopt base budgets and direct the Legislative Fiscal Analyst to prepare one or more
96 appropriations acts appropriating base budgets for the next fiscal year.

97 (b) The chairs of each appropriation subcommittee are invited to attend this meeting.

98 ~~[(6)] (7)~~ The Office of Legislative Fiscal Analyst shall prepare revised revenue
99 estimates in February.

100 ~~[(7)] (8)~~ The Executive Appropriations Committee shall include in its consideration tax
101 collections and revenue policy, tax administration, and analysis of revenue sources.

102 ~~[(8)] (9)~~ (a) With the approval of the Executive Appropriations Committee, time
103 schedules for subcommittee meetings will be determined so that no conflict exists with the
104 annual general sessions or standing committee meetings of the Legislature.

105 (b) Appropriations subcommittees may not meet while the Senate or House is in
106 session without special leave from the Speaker of the House and the President of the Senate.

107 ~~[(9)] (10)~~ (a) (i) It is the duty of the appropriations chair of each house to receive the
108 reports of the subcommittees and to forward the reports to the Executive Appropriations
109 Committee.

110 (ii) The Executive Appropriations Committee shall combine the reports into a total
111 appropriations bill.

112 (b) The Executive Appropriations Committee shall establish a liaison between their
113 committee and each of the appropriations subcommittees.

114 ~~[(10)] (11)~~ All proposed items of expenditure to be included in the final appropriations
115 bill, including appropriations for the Legislature and its committees and staff, shall be
116 submitted to one of the subcommittees named in this rule for consideration and
117 recommendation.

118 ~~[(11)] (12)~~ (a) After receiving and reviewing subcommittee reports, the Executive
119 Appropriations Committee may refer the report back to an appropriations subcommittee with
120 any guidelines the Executive Appropriations Committee considers necessary to assist the

121 subcommittee in producing a balanced budget.

122 (b) The subcommittee shall meet to review the new guidelines and report the
123 adjustments to the chairs of the Executive Appropriations Committee as soon as possible.

124 [~~(12)~~] (13) (a) After receiving the reports, the appropriations chairs will report them to
125 the Executive Appropriations Committee.

126 (b) That committee shall:

127 (i) make any further adjustments necessary to balance the budget; and

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

130 [~~(13)~~] (14) (a) During the interim, the Executive Appropriations Committee shall meet
131 at least every other month on the day before interim meetings on alternating months between
132 Legislative Management Committee meetings.

133 (b) The first meeting of the Executive Appropriations Committee shall be in the month
134 following the first meeting of the Legislative Management Committee.

135 (c) The appropriations subcommittee chairs may attend these meetings and provide
136 input regarding their budget.

137 (d) (i) Each year, the Executive Appropriations Committee shall:

138 (A) select a state agency, institution, or program to be the subject of an in-depth budget
139 review; and

140 (B) direct an appropriation subcommittee to conduct the in-depth budget review of the
141 agency and report back to the Executive Appropriations Committee.

142 (ii) In conducting the in-depth budget review, the appropriations subcommittee shall:

143 (A) study, in detail, the budget of the agency, institution, or program;

144 (B) prepare a report making recommendations for reduction or additions to the budget
145 of that agency, institution, or program; and

146 (C) present its findings and recommendations to the Executive Appropriations
147 Committee.

148 Section 2. **JR-19.07** is enacted to read:

149 **JR-19.07. Base Budget Bills.**

150 (1) Each legislator shall receive a copy of each base budget bill for the next fiscal year
151 by calendared floor time on the first day of the annual general session.

152 (2) By noon on the tenth day of the annual general session, the Legislature shall either
153 pass or defeat each base budget bill.

Legislative Review Note
as of 12-12-05 10:13 AM

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

Interim Committee Note
as of 12-21-05 12:32 PM

The Executive Appropriations Committee recommended this bill.