

**LEGISLATIVE DIRECTION RELATING TO
UNITED STATES SENATORS**

2006 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Howard A. Stephenson

House Sponsor: _____

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11	Allen M. Christensen	Scott K. Jenkins	Michael G. Waddoups
12	Dan R. Eastman	Sheldon L. Killpack	Carlene M. Walker
13	Beverly Ann Evans	Peter C. Knudson	

LONG TITLE

General Description:

This bill addresses issues related to the 17th Amendment to the United States Constitution, modifies the Election Code to provide notice to political parties regarding optional procedures for nomination of candidates, and modifies the title on the Legislature to allow the Legislature to give direction to certain United States Senators and receive certain reports from them.

Highlighted Provisions:

This bill:

- ▶ notifies political parties that they may submit the names of candidates for review and selection by members of the Legislature in the same party;
- ▶ allows the Legislature to give direction to a United States Senator elected from Utah;
- ▶ allows the Legislature to require a United States Senator elected from Utah to report to the Legislature on certain issues determined by the Legislature; and



30 ▶ provides that any direction or reporting requirements shall be made by a joint
31 resolution of the Legislature.

32 **Monies Appropriated in this Bill:**

33 None

34 **Other Special Clauses:**

35 None

36 **Utah Code Sections Affected:**

37 ENACTS:

38 **20A-8-405**, Utah Code Annotated 1953

39 **36-26-101**, Utah Code Annotated 1953



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

42 Section 1. Section **20A-8-405** is enacted to read:

43 **20A-8-405. Option for submission of party candidates for the United States**
44 **Senate to the Legislature.**

45 (1) A political party may elect to include a provision in its bylaws that permits the
46 political party to submit the names of two recommended candidates for the office of United
47 States Senator to those members of the Legislature that are members of the political party.

48 (2) The provision in the political party's bylaws may permit those members of the
49 Legislature that are members of the political party to select, by a majority vote, one of the two
50 candidates submitted under Subsection (1) to be the party's candidate for the office of United
51 States Senator.

52 Section 2. Section **36-26-101** is enacted to read:

53 **36-26-101. Legislature's direction to U.S. Senators -- Reporting.**

54 (1) The Legislature may give direction to a United States Senator elected from Utah.

55 (2) The Legislature may require a United States Senator elected from Utah to provide a
56 single report or periodic reports to the Legislature on:

57 (a) the senator's progress with the direction given under Subsection (1); or

58 (b) other issues as determined by the Legislature.

59 (3) The Legislature shall provide any direction or reporting requirements under
60 Subsections (1) and (2) by passing a joint resolution of the Legislature.

- 61 (4) The Office of Legislative Research and General Counsel shall maintain a record of:
62 (a) all resolutions passed under this section; and
63 (b) all reports issued to the Legislature by a United States Senator in response to a
64 resolution passed under this section.

Legislative Review Note
as of 1-16-06 2:26 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 SB0156

Legislative Direction Relating to United States Senators

20-Jan-06

4:17 PM

State Impact

No fiscal impact.

Individual and Business Impact

No fiscal impact.

Office of the Legislative Fiscal Analyst