

Senator Howard A. Stephenson proposes the following substitute bill:

LEGISLATURE'S COUNSEL TO

UNITED STATES SENATORS

2007 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Howard A. Stephenson

House Sponsor: _____

Cosponsors:

Curtis S. Bramble

D. Chris Butters

Dan R. Eastman

Scott K. Jenkins

Sheldon L. Killpack

Peter C. Knudson

Mark B. Madsen

Darin G. Peterson

John L. Valentine

Michael G. Waddoups

LONG TITLE

General Description:

This bill addresses issues related to the 17th Amendment to the United States Constitution and permits the Legislature to provide counsel to United States Senators representing Utah and to receive certain reports from them.

Highlighted Provisions:

This bill:

- ▶ allows the Legislature to provide counsel to a United States Senator elected from Utah;
- ▶ allows the Legislature to request that United States Senators elected from Utah report to the Legislature on certain issues determined by the Legislature;
- ▶ provides that any counsel or requests for reports be made by:
 - a joint resolution of the Legislature; or
 - a written statement, called "The Sense of the Legislature," that contains the signatures of a majority of the members of the House and a majority of the

S.B. 202



members of the Senate; and

▸ directs the Office of Legislative Research and General Counsel to maintain a record of all resolutions, statements, and responses issued under this section.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

36-27-101, Utah Code Annotated 1953

36-27-102, Utah Code Annotated 1953

36-27-103, Utah Code Annotated 1953

36-27-104, Utah Code Annotated 1953

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

Section 1. Section **36-27-101** is enacted to read:

CHAPTER 27. LEGISLATURE'S COUNSEL TO U.S. SENATORS

36-27-101. Title.

This chapter is known as "Legislature's Counsel to U.S. Senators."

Section 2. Section **36-27-102** is enacted to read:

36-27-102. Legislative counsel addressed to U.S. Senators.

(1) The Legislature may provide counsel to United States Senators representing Utah.

(2) The Legislature may request that United States Senators representing Utah provide a single response or periodic reports to the Legislature on:

(a) each senator's progress with or response to the counsel given under Subsection (1);

or

(b) other issues as determined by the Legislature.

Section 3. Section **36-27-103** is enacted to read:

36-27-103. Resolution of the Legislature -- Statement providing sense of the Legislature.

(1) The Legislature may provide any counsel or reporting requests under Section

36-27-102 by:

(a) passing a joint resolution of the Legislature; or

(b) issuing a written statement that contains the signatures of a majority of the members of the House and a majority of the members of the Senate.

(2) A written statement under Subsection (1)(b) shall be referred to as "The Sense of the Legislature."

Section 4. Section **36-27-104** is enacted to read:

36-27-104. Issuance of resolution or sense of the Legislature -- Reporting requirements.

(1) (a) Any resolution or sense of the Legislature that is issued under this chapter shall be sent to each United States Senator representing Utah.

(b) A copy of any resolution or sense of the Legislature that is issued under this chapter shall be sent to Utah's Representatives to the United States Congress.

(2) Each resolution or sense of the Legislature issued under this chapter shall specify that United States Senators representing Utah shall provide the following to the Office of Legislative Research and General Counsel when submitting a report in response to the resolution or sense of the Legislature:

(a) prior notice of any verbal response or report; or

(b) a copy of any written response or report.

(3) The Office of Legislative Research and General Counsel shall maintain a record of:

(a) all resolutions and senses of the Legislature issued under this chapter; and

(b) all responses and reports provided to the Legislature by a United States Senator in response to a resolution or sense of the Legislature issued under this chapter.

Fiscal Note

2007 General Session

State of Utah

State Impact

Enactment of this bill will not require additional appropriations.

Individual, Business and/or Local Impact

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for individuals, businesses, or local governments.
