

JUDICIAL ADMINISTRATION AMENDMENTS

2010 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Scott K. Jenkins

House Sponsor: Curtis Oda

LONG TITLE

General Description:

This bill creates a procedure to implement a judicial hiring freeze.

Highlighted Provisions:

This bill:

- ▶ allows a judicial hiring freeze to be implemented during a General Fund deficit for the juvenile court, district court, appellate court, or any combination of these courts; and

- ▶ specifies that a judicial hiring freeze shall be established for a specified period of time.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

78A-2-113, Utah Code Annotated 1953

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

Section 1. Section **78A-2-113** is enacted to read:

78A-2-113. Judicial hiring freeze authorized.

(1) As used in this section, "General Fund budget deficit" means a situation where General Fund appropriations made by the Legislature for a fiscal year exceed the estimated

30 revenues adopted by the Executive Appropriations Committee of the Legislature for the
31 General Fund in that fiscal year.

32 (2) During a General Fund budget deficit, the governor, president of the Senate,
33 speaker of the House, and chief justice of the Supreme Court, may, by unanimous vote,
34 implement a judicial hiring freeze for judicial vacancies for:

35 (a) a juvenile court district with three or more juvenile court judges;

36 (b) a district court district with three or more district court judges;

37 (c) all appellate court judges; or

38 (d) any combination of Subsections (2)(a) through (c).

39 (3) In implementing a judicial hiring freeze, the governor, president of the Senate,
40 speaker of the House, and chief justice of the Supreme Court shall:

41 (a) establish the length of that hiring freeze; and

42 (b) ensure that the hiring freeze lasts at least 90 days, but not longer than the last day
43 of the annual general session of the Legislature.