

JOINT RESOLUTION ON INTENT LANGUAGE

2012 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Francis D. Gibson

Senate Sponsor: Lyle W. Hillyard

LONG TITLE

General Description:

This bill enacts a joint rule concerning legislative intent language.

Highlighted Provisions:

This resolution:

- ▶ enacts a joint rule concerning intent language;
- ▶ requires that 24-hour notice be given before the Executive Appropriations Committee or an appropriations subcommittee adopts intent language;
- ▶ requires that proposed intent language include the name of the legislator proposing the language; and
- ▶ stipulates the purposes for which the Legislature may use intent language.

Special Clauses:

⚡→ [None] This resolution takes effect on July 1, 2012. ←⚡

Legislative Rules Affected:

ENACTS:

JR3-2-303

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

Section 1. **JR3-2-303** is enacted to read:

JR3-2-303. Intent language.

(1) As used in this part, "intent language" means language included in an



28 appropriations bill that expresses the legislative intent of an appropriation consistent with
29 Subsection (4).

30 (2) (a) Subject to the requirements of this part, the Legislature may include intent
31 language in an appropriations bill.

32 (b) Intent language included in an appropriations bill shall be listed in boldface type.

33 (3) (a) The Executive Appropriations Committee or an appropriations subcommittee
34 may not discuss intent language for inclusion in an appropriations bill unless that intent
35 language, including the name of the legislator proposing the intent language, has been made
36 public at least 24 hours before the meeting.

37 (b) Nothing in this Subsection (3) prohibits the Executive Appropriations Committee
38 or an appropriations subcommittee from further discussion or amendment of intent language
39 that has been made public as required in Subsection (3)(a).

40 (4) (a) The Legislature may include intent language in an appropriations bill to:

41 (i) specify the use of an appropriation for a specific program or purpose;

42 (ii) designate certain appropriated funds as nonlapsing;

43 (iii) restrict or dictate the use of appropriated funds within the scope of the
44 appropriation;

45 (iv) authorize or direct the expenditure of contingent revenues or internal service
46 funds;

47 (v) direct an agency or department of state government to conduct a study for the
48 purpose of reporting the results of that study to the Legislature;

49 (vi) as required by Section 64-13-105, set the daily incarceration rate; or

50 (vii) as required by Section 67-8-2, establish salaries of judges of courts of record.

51 (b) The Legislature may not include intent language in an appropriations bill:

52 (i) to enact, amend, or repeal state statute;

53 (ii) that violates or contradicts a state statute;

54 (iii) that violates separation of powers in Utah Constitution Article V Section 1;

55 (iv) to create a new program in state or local government;

56 (v) to issue or require the issuance of a request for proposal; or

57 (vi) to award a contract not otherwise referenced in or authorized by statute.

57a **H→ Section 2. Effective Date.**

57b **This resolution takes effect on July 1, 2012. ←H**