

LEGISLATIVE ORGANIZATION AMENDMENTS

2016 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: LaVar Christensen

Senate Sponsor: Margaret Dayton

LONG TITLE

General Description:

This bill modifies provisions relating to committees of the Legislature.

Highlighted Provisions:

This bill:

- ▶ modifies membership of the Legislative Management Committee and the Audit

Subcommittee of the Legislative Management Committee.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

36-12-6, as last amended by Laws of Utah 1987, Chapter 18

36-12-8, as last amended by Laws of Utah 2012, Chapter 137

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

Section 1. Section **36-12-6** is amended to read:

**36-12-6. Permanent committees -- House and Senate management -- Members --
Chair -- Legislative Management Committee -- Membership -- Chair and vice-chair --
Meetings -- Quorum.**



28 (1) There are hereby established as permanent committees of the Legislature a House
29 Management Committee and a Senate Management Committee. The House Management
30 Committee shall consist of eight members of the House of Representatives, four from each
31 major political party. The membership shall include the elected leadership of the House of
32 Representatives and additional members chosen at the beginning of each annual general
33 session by the minority party caucus as needed to complete the full membership. The
34 ~~chairman~~ chair of the committee shall be the speaker of the House of Representatives or ~~his~~
35 the speaker's designee. The Senate Management Committee shall consist of eight members of
36 the Senate, four from each major political party. The membership shall include the elected
37 leadership of the Senate and additional members chosen at the beginning of each annual
38 general session by the appropriate party caucus as needed to complete the full membership.
39 The ~~chairman~~ chair of the committee shall be the president of the Senate or ~~his~~ the
40 president's designee.

41 (2) (a) There is ~~hereby~~ established a permanent committee of the Legislature ~~to be~~
42 known as the Legislative Management Committee.

43 (b) The committee shall consist of:

44 (i) the ~~membership~~ members of the House Management Committee ~~and~~;

45 (ii) the chair of the House Rules Committee;

46 (iii) the members of the Senate Management Committee ~~meeting jointly~~; and

47 (iv) the chair of the Senate Rules Committee.

48 (c) (i) The president of the Senate or ~~his~~ the president's designee shall be ~~chairman~~
49 chair during 1987, and the speaker of the House of Representatives or ~~his~~ the speaker's
50 designee shall be ~~vice-chairman~~ vice-chair of the committee during that year.

51 (ii) The positions of ~~chairman~~ chair and ~~vice-chairman~~ vice-chair of the Legislative
52 Management Committee shall rotate annually between these two officers in succeeding years.

53 (d) The committee shall meet as often as is necessary to perform its duties, but not less
54 than once each quarter.

55 (3) If a legislator declines membership on the committees established by this section,
56 or if a vacancy occurs, a replacement shall be chosen by the leadership of the appropriate party
57 of the house in which the vacancy occurs.

58 (4) The committees established by this section shall meet not later than 60 days after

59 the adjournment sine die of the annual general session held in even-numbered years and not
 60 later than 30 days after the adjournment sine die of the annual general session held in
 61 odd-numbered years for the purpose of effecting their organization and prescribing rules and
 62 policies pertaining to their respective powers and duties. A majority of the members of each
 63 committee constitutes a quorum, and a majority of a quorum has authority to act in any matter
 64 falling within the jurisdiction of the committee.

65 Section 2. Section **36-12-8** is amended to read:

66 **36-12-8. Legislative Management Committee -- Research and General Counsel**
 67 **Subcommittee -- Budget Subcommittee -- Audit Subcommittee -- Duties -- Members --**
 68 **Meetings.**

69 (1) There ~~[is]~~ are created within the Legislative Management Committee [~~three~~
 70 ~~subcommittees having equal representation from each major political party. The~~
 71 ~~subcommittees, their membership, and their functions are as follows:]~~:

72 (a) the Research and General Counsel Subcommittee;

73 (b) the Budget Subcommittee; and

74 (c) the Audit Subcommittee.

75 (2) (a) The Research and General Counsel Subcommittee, comprising six members,
 76 shall recommend to the Legislative Management Committee a person or persons to hold the
 77 positions of director of the Office of Legislative Research and General Counsel and legislative
 78 general counsel.

79 (b) The Budget Subcommittee, comprising six members, shall recommend to the
 80 Legislative Management Committee a person to hold the position of legislative fiscal analyst.

81 (c) The Audit Subcommittee~~[, comprising four members,]~~ shall comprise:

82 (i) the president, majority leader, and minority leader of the Senate; and

83 (ii) the speaker, majority leader, and minority leader of the House of Representatives.

84 (d) The Audit Subcommittee shall:

85 (i) recommend to the Legislative Management Committee a person to hold the position
 86 of legislative auditor general; and

87 (ii) (A) review all requests for audits;

88 (B) prioritize those requests;

89 (C) hear all audit reports and refer those reports to other legislative committees for

90 their further review and action as appropriate; and

91 (D) when notified by the legislative auditor general or state auditor that a subsequent
92 audit has found that an entity has not implemented a previous audit recommendation, refer the
93 audit report to an appropriate legislative committee and also ensure that an appropriate
94 legislative committee conducts a review of the entity that has not implemented the previous
95 audit recommendation.

96 [~~2~~] (3) The members of each subcommittee of the Legislative Management
97 Committee, other than the Audit Subcommittee, shall be appointed from the membership of the
98 Legislative Management Committee by an appointments committee comprised of the speaker
99 and the minority leader of the House of Representatives and the president and the minority
100 leader of the Senate.

101 [~~3~~] (4) Each subcommittee of the Legislative Management Committee:

102 (a) shall meet as often as necessary to perform its duties[. ~~They~~]; and

103 (b) may meet during and between legislative sessions.

Legislative Review Note
Office of Legislative Research and General Counsel