

Representative James A. Dunnigan proposes the following substitute bill:

1 **JOINT RULES RESOLUTION -- PROCEDURE AMENDMENTS**

2 2018 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: James A. Dunnigan**

5 Senate Sponsor: _____

7 **LONG TITLE**

8 **General Description:**

9 This rules resolution modifies procedures provided for in the Joint Rules.

10 **Highlighted Provisions:**

11 This resolution:

- 12 ▶ modifies the quorum attendance requirements for joint appropriations
13 subcommittees and the Executive Appropriations Committee;
- 14 ▶ modifies minimum requirements for requesting legislation to be drafted;
- 15 ▶ requires the public posting of certain bill information; and
- 16 ▶ amends interim procedures for opening and prioritizing an Interim Committee bill.

17 **Special Clauses:**

18 None

19 **Legislative Rules Affected:**

20 AMENDS:

21 **JR3-2-403**

22 **JR3-2-404**

23 **JR4-2-101**

24 **JR4-2-102**



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

27 Section 1. **JR3-2-403** is amended to read:

28 **JR3-2-403. Quorum requirements.**

29 A quorum of a joint appropriations subcommittee and the Executive Appropriations
30 Committee is at least 50% in one house and more than 50% in the other, subject to the
31 requirements in JR3-2-404.

32 Section 2. **JR3-2-404** is amended to read:

33 **JR3-2-404. Voting requirements.**

34 (1) A majority vote of a joint appropriations subcommittee and the Executive
35 Appropriations Committee is at least 50% of those in attendance in one house and more than
36 50% of those in attendance in the other.

37 (2) For an appropriation subcommittee, and excluding the Executive Appropriations
38 Committee, in determining whether a quorum is present, a legislator who is the president, the
39 speaker, a majority leader, a majority whip, an assistant majority whip, the Senate Rules
40 Committee chair, the House Rules Committee chair, an Executive Appropriations Committee
41 chair, an Executive Appropriations Committee vice chair, a minority leader, a minority whip,
42 an assistant minority whip, or the fourth member of leadership from a minority party, is not
43 counted in determining a quorum for the committee, except during the time that the legislator is
44 present at the meeting.

45 Section 3. **JR4-2-101** is amended to read:

46 **JR4-2-101. Requests for legislation -- Contents -- Timing.**

47 (1) (a) A legislator wishing to introduce a bill or resolution shall file a Request for
48 Legislation with the Office of Legislative Research and General Counsel within the time limits
49 established by this rule.

50 (b) The request for legislation shall:

51 (i) designate the chief sponsor, who is knowledgeable about and responsible for
52 providing pertinent information as the legislation is drafted;

53 (ii) designate any supporting legislators from the same house as the chief sponsor who
54 wish to cosponsor the legislation; and

55 (iii) (A) provide specific [~~or conceptual~~] information concerning the change or addition
56 to law or policy that the legislator intends the proposed legislation to make; or

57 (B) identify the specific situation or concern that the legislator intends the legislation to
58 address[;or].

59 [~~(C) identify the general subject area within which the proposed legislation is likely to~~
60 ~~fall.~~]

61 (2) (a) Any legislator may file a request for legislation beginning 60 days after the
62 Legislature adjourns its annual general session sine die.

63 (b) A legislator-elect may file a request for legislation beginning on the November 15
64 after the annual general election at which the legislator was elected.

65 (c) (i) If an incumbent legislator does not file to run for reelection or is defeated in a
66 political party convention, primary election, or general election, that legislator may not file any
67 requests for legislation as of that date.

68 (ii) The Office of Legislative Research and General Counsel shall abandon each
69 request for legislation from the legislator that is pending on that date unless, within 30 days
70 after that date, another member of the Legislature qualified to file a request for legislation
71 assumes sponsorship of the legislation.

72 (d) (i) If, for any reason, a legislator who filed a request for legislation is unavailable to
73 serve in the next annual general session, the former legislator shall seek another legislator to
74 assume sponsorship of each request for legislation filed by the legislator who is unavailable to
75 serve.

76 (ii) If the former legislator is unable to find another legislator to sponsor the legislation
77 within 30 days, the Office of Legislative Research and General Counsel shall abandon each
78 pending request for legislation from the legislator who is unavailable to serve.

79 (3) (a) Except as provided in Subsection (3)(c), a legislator may not file a Request for
80 Legislation with the Office of Legislative Research and General Counsel after noon on the 11th
81 day of the annual general session.

82 (b) Except as provided in Subsection (3)(c), by noon on the 11th day of the annual
83 general session, each legislator shall, for each Request for Legislation on file with the Office of
84 Legislative Research and General Counsel, either approve the request for numbering or
85 abandon the request.

86 (c) After the date established by this Subsection (3), a legislator may file a Request for
87 Legislation and automatically approve the legislation for numbering if:

88 (i) for House legislation, the representative makes a motion to request a bill or
89 resolution for drafting and introduction and that motion is approved by a constitutional
90 majority of the House; or

91 (ii) for Senate legislation, the senator makes a motion to request a bill or resolution for
92 drafting and introduction and that motion is approved by a constitutional majority vote of the
93 Senate.

94 (4) A legislator wishing to obtain funding for a project, program, or entity, when that
95 funding request does not require that a statute be enacted, repealed, or amended, may not file a
96 Request for Legislation but instead shall file a request for appropriation by following the
97 procedures and requirements of [JR3-2-701](#).

98 (5) The Office of Legislative Research and General Counsel shall publicly provide, on
99 the Legislature's website:

100 (a) a listing of each legislator's name and the total number of bill files opened by that
101 legislator for the current legislative session; and

102 (b) a listing, on the respective committee page, of every interim committee bill:

103 (i) prioritized by the interim committee under [JR4-2-102](#); or

104 (ii) approved by the interim committee.

105 Section 4. **JR4-2-102** is amended to read:

106 **JR4-2-102. Drafting and prioritizing legislation.**

107 (1) As used in this section, "interim committee" means a committee established under
108 IR1-1-201.

109 ~~[(+)]~~ (2) (a) Requests for legislation shall be drafted on a first-in, first-out basis, except
110 for legislation that is prioritized under the provisions of this section.

111 ~~(b) [Notwithstanding Subsection (1)(a), the]~~ The following requests for legislation
112 shall be drafted before other requests for legislation when sufficient drafting information or
113 sponsor instruction is available:

114 (i) a request for legislation that is prioritized by a legislator under Subsection ~~[(2)]~~ (3);
115 and

116 (ii) a request for legislation that is ~~[requested by the majority vote of an interim~~
117 ~~committee.]~~ prioritized by an interim committee as follows:

118 (A) a member of the interim committee makes a motion to open and prioritize a new

119 request for legislation sponsored by the committee or to convert an existing request for
120 legislation to committee-sponsored legislation and prioritize its drafting;

121 (B) the interim committee adopts the motion by a majority vote after a description or
122 discussion of the general subject matter of the legislation being prioritized;

123 (C) the subject matter of the legislation is germane to the oversight assignment of the
124 interim committee; and

125 (D) the interim committee intends to take action on the legislation in a meeting of the
126 committee held before the next general session.

127 (c) (i) The committee may not delegate the authority to prioritize legislation on behalf
128 of an interim committee under Subsection (2)(b)(ii) to committee chairs or any other subset of
129 the membership of an interim committee.

130 (ii) From May through November, the drafting of bills that have been prioritized by an
131 interim committee under Subsection (2)(b)(ii), and for which sufficient drafting information is
132 available, shall take precedence in drafting priority over bills that have been prioritized by an
133 individual legislator under Subsection (2)(b)(i).

134 (2) (a) Beginning on the first day on which a request for legislation may be filed under
135 [JR4-2-101](#), a legislator may designate up to three requests for legislation as priority requests
136 subject to the following deadlines:

137 (i) priority request number one must be requested on or before the first Thursday in
138 December, or the following business day if the first Thursday falls on a holiday;

139 (ii) priority request number two must be requested on or before the first Thursday in
140 January, or the following business day if the first Thursday falls on a holiday; and

141 (iii) priority request number three must be requested on or before the first Thursday of
142 the annual general session.

143 (b) A legislator who fails to make a priority request on or before a deadline loses that
144 priority request. However, the legislator is not prohibited from using any remaining priority
145 requests that are associated with a later deadline, if available.

146 (c) A legislator who begins serving after a deadline has passed is entitled to use only
147 those priority requests that are available under an unexpired deadline.

148 (d) A legislator may not designate a request for legislation as a priority request unless
149 the request:

- 150 (i) provides specific or conceptual information concerning the change or addition to
151 law or policy that the legislator intends the proposed legislation to make; or
152 (ii) identifies the specific situation or concern that the legislator intends the legislation
153 to address.
- 154 (3) A legislator may not:
- 155 (a) revoke a priority designation once it has been requested;
156 (b) transfer a priority designation to a different request for legislation; or
157 (c) transfer a priority designation to another legislator.
- 158 (4) Except as provided under [JR4-2-502](#) or as otherwise provided in these rules, the
159 Office of Legislative Research and General Counsel shall:
- 160 (a) reserve as many bill numbers as necessary to number the bills recommended by an
161 interim committee; and
162 (b) number all other legislation in the order in which the legislation is approved by the
163 sponsor for numbering.