

Representative Timothy D. Hawkes proposes the following substitute bill:

**JOINT RULES RESOLUTION - LEGISLATIVE
PROCEDURE REVISIONS**

2022 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Timothy D. Hawkes

Senate Sponsor: David G. Buxton

LONG TITLE

General Description:

This resolution modifies joint legislative rules related to legislative procedures.

Highlighted Provisions:

This resolution:

- ▶ addresses conference committee procedures;
- ▶ clarifies that the Office of Legislative Research and General Counsel may not place a committee note on a piece of legislation unless the legislation was drafted and distributed to committee members at the time the committee voted to favorably recommend the legislation;
 - ▶ requires a standing committee to consider only legislation from the opposite body during the last week of the annual general session;
 - ▶ repeals certain procedures related to legislation that affects executive branch workload;
 - ▶ allows the Legislative Expenses Oversight Committee to adopt policies related to rates for lodging and meal reimbursements;
 - ▶ addresses when news media may access the area behind the dais at a legislative committee meeting;



- 26 ▶ limits the legislative committees that have authority to open a committee bill file or
- 27 adopt legislation as a committee bill;
- 28 ▶ provides that any committee bill file that does not receive a favorable
- 29 recommendation at the committee's last scheduled meeting of the calendar year is
- 30 abandoned; and
- 31 ▶ makes technical corrections and conforming changes.

32 **Special Clauses:**

33 None

34 **Legislative Rules Affected:**

35 AMENDS:

- 36 **JR3-2-902**
- 37 **JR3-2-903**
- 38 **JR4-2-101**
- 39 **JR4-2-401**
- 40 **JR4-2-501**
- 41 **JR4-2-505**
- 42 **JR4-3-103**
- 43 **JR4-3-301**
- 44 **JR4-3-302**
- 45 **JR4-5-104**
- 46 **JR5-2-101**
- 47 **JR5-2-102**
- 48 **JR7-1-101**
- 49 **JR7-1-405**
- 50 **JR7-1-602.5**
- 51 **JR7-1-603**
- 52 **JR7-1-604**
- 53 **JR7-1-605**
- 54 **JR7-1-606**
- 55 **JR7-1-607**
- 56 **JR7-1-608**

57 JR7-1-609

58 JR7-1-610

59 JR7-1-611

60 ENACTS:

61 JR7-1-103

62 JR7-1-601.1

63 RENUMBERS AND AMENDS:

64 JR7-1-601.5, (Renumbered from JR7-1-601)



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

67 Section 1. **JR3-2-902** is amended to read:

68 **JR3-2-902. Conference committee procedures.**

69 (1) The chair from the house of origin of the bill shall chair meetings of the committee.

70 (2) Staff from the Office of Legislative Research and General Counsel may attend the
71 conference committee meeting to assist in the preparation of the committee report.

72 (3) (a) Subject to Subsection (3)(b), conference committee meetings are open to the
73 public.

74 (b) Public comment may not be received or made during a conference committee
75 meeting unless a majority of committee members from one house and at least 50% from the
76 other house vote to receive public comment.

77 (4) (a) A majority of committee members from each house must approve a conference
78 committee report in order for it to be presented to the Legislature.

79 (b) (i) If the conference committee cannot reach an agreement, the committee shall
80 report the failure to agree to both houses.

81 (ii) Upon notice that a conference committee has failed to agree[-];

82 (A) the presiding officer of each house may [~~either~~] appoint a new committee by
83 following the requirements of JR3-2-901 or reappoint the former committee and announce the
84 time and place of the committee's meeting[-]; or

85 (B) either house may vote to refuse further conferences.

86 (iii) If a house votes to refuse further conferences, the bill shall be returned to the
87 originating house and filed.

88 ~~[(5) Before a bill being considered by a conference committee is abandoned, not to be~~
89 ~~reviewed again by either house during the remainder of the session, each house shall vote to~~
90 ~~refuse further conferences by the same committee or a new committee.]~~

91 Section 2. **JR3-2-903** is amended to read:

92 **JR3-2-903. Conference committee report -- Contents -- Disposition.**

93 (1) The conference committee's report shall:

94 (a) be in writing; and

95 (b) list the vote of each member of the conference committee by name.

96 (2) (a) Subject to Subsection (2)(b), the committee may report any modifications or
97 amendments to the bill that ~~[it]~~ the committee thinks advisable.

98 (b) A conference committee may not consider or report on any matter except those at
99 issue between the two houses.

100 (3) (a) If the bill being discussed by the conference committee is a House bill, the
101 Senate conference committee members shall present the conference committee report first to
102 the Senate.

103 (b) If the bill being discussed by the conference committee is a Senate bill, the House
104 conference committee members shall present the conference committee report first to the
105 House.

106 ~~[(4) (a) After a motion to adopt the conference committee report is approved, the bill~~
107 ~~shall be put at the top of the third reading calendar in the first house for consideration.]~~

108 ~~[(b) When the first house has acted on the bill, it shall transmit the bill and the report to~~
109 ~~the other house, along with a letter explaining its action.]~~

110 ~~[(c) Before a house's vote is taken on the conference committee report, the report shall~~
111 ~~be read.]~~

112 (4) Before a house votes on a motion to adopt a conference committee report, the
113 report shall be read.

114 (5) (a) If a house approves a motion to adopt a conference committee report, the bill
115 shall be put at the top of the house's third reading calendar for consideration.

116 (b) If the house is the first house to consider the conference committee report, after the
117 house acts on the bill, the house shall transmit the bill and the conference committee report to
118 the other house along with a letter explaining the house's action.

119 (6) (a) If a motion to adopt a conference committee report fails, either house may
120 request that the other house:

121 (i) appoint a new committee by following the requirements of JR3-2-901; or

122 (ii) reappoint the former committee and announce the time and place of the
123 committee's meeting.

124 (b) If a house refuses a request under Subsection (6)(a), the bill shall be returned to the
125 originating house and filed.

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

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

128 (1) (a) A legislator wishing to introduce a bill or resolution shall file a request for
129 legislation with the Office of Legislative Research and General Counsel within the time limits
130 established by this rule.

131 (b) The request for legislation shall:

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

134 (ii) if the request is for a general session, designate any supporting legislators from the
135 same house as the chief sponsor who wish to cosponsor the legislation; and

136 (iii) (A) provide specific information concerning the change or addition to law or
137 policy that the legislator intends the proposed legislation to make; or

138 (B) identify the specific situation or concern that the legislator intends the legislation to
139 address.

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

142 (b) A legislator-elect may file a request for legislation beginning on:

143 (i) the day after the date the election canvass is completed; or

144 (ii) if the legislator-elect's election results have not been finalized as of the canvass
145 date, the day after the date the election results for the legislator-elect's race are finalized.

146 (c) (i) An incumbent legislator may not file any requests for legislation as of the date
147 that the legislator:

148 (A) fails to file to run for election to a seat in the Legislature;

149 (B) resigns or is removed from office; or

150 (C) is ineligible to be included on the ballot for the election in which the legislator
151 would have sought an additional term.

152 (ii) Subsection (2)(c)(i) does not apply to a request for legislation for a special session
153 that occurs before the legislator leaves office.

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

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

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

165 (e) (i) If a legislator dies while in office and is the chief sponsor of one or more
166 requests for legislation or pieces of legislation, the individual appointed to the legislator's seat
167 may assume sponsorship of each request for legislation or piece of legislation.

168 (ii) If the individual appointed to the legislator's seat chooses not to assume
169 sponsorship of one or more of the legislator's requests for legislation or pieces of legislation,
170 the following individual shall seek another legislator to assume sponsorship of each request for
171 legislation or piece of legislation:

172 (A) if the legislator was a member of the House majority caucus, the House majority
173 leader;

174 (B) if the legislator was a member of the House minority caucus, the House minority
175 leader;

176 (C) if the legislator was a member of the Senate majority caucus, the Senate majority
177 leader; or

178 (D) if the legislator was a member of the Senate minority caucus, the Senate minority
179 leader.

180 (iii) If the individual described in Subsection (2)(e)~~(i)~~(ii) does not find a new sponsor

181 for a request for legislation, the Office of Legislative Research and General Counsel shall
182 abandon the request for legislation.

183 (3) (a) Except as provided in Subsection (3)(c), a legislator may not file a request for
184 legislation with the Office of Legislative Research and General Counsel after noon on the 11th
185 day of the annual general session.

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

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

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

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

198 (4) After a request for legislation is abandoned, a legislator may not revive the request
199 for legislation.

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

204 Section 4. **JR4-2-401** is amended to read:

205 **JR4-2-401. Committee notes -- Notations on bill.**

206 [~~(1) As used in this rule:~~]

207 [~~(a) "Legislative committee" means a committee, commission, task force, or other
208 policy or advisory body that is created by statute, legislation, or by the Legislative Management
209 Committee and that is composed exclusively of legislators.]~~]

210 [~~(b) (i) "Legislative committee" does not mean a standing committee or an
211 appropriations subcommittee.]~~]

212 ~~[(ii) Notwithstanding Subsection (1)(b)(i), "legislative committee" includes each Rules~~
 213 ~~Committee.]~~

214 ~~[(c) "Mixed committee" means a committee, commission, task force, or other policy or~~
 215 ~~advisory body that is:]~~

216 ~~[(i) created by statute, legislation, or by the Legislative Management Committee;]~~

217 ~~[(ii) composed of legislator members and nonlegislative members; and]~~

218 ~~[(iii) staffed by the Office of Legislative Research and General Counsel or the Office of~~
 219 ~~the Legislative Fiscal Analyst.]~~

220 (1) As used in this rule, "authorized legislative committee" means the same as that term
 221 is defined in [JR7-1-101](#).

222 (2) ~~[When a legislative committee or mixed committee has reviewed and voted to~~
 223 ~~recommend a piece of legislation]~~ After an authorized legislative committee approves a motion
 224 to favorably recommend draft legislation, the Office of Legislative Research and General
 225 Counsel shall note the following on the legislation when the legislation is numbered for
 226 introduction as a bill:

227 (a) that the authorized legislative committee recommended the legislation; and

228 (b) ~~[(i) for a legislative committee;]~~ the committee vote, listed by numbers of yeas,
 229 nays, and absent~~[; or]~~.

230 ~~[(ii) for a mixed committee:]~~

231 ~~[(A) the number of legislators and nonlegislators on the mixed committee;]~~

232 ~~[(B) the committee vote, listed by the number of yeas, nays, and absent; and]~~

233 ~~[(C) the votes cast by legislators on the committee, listed by the number of yeas, nays,~~
 234 ~~and absent.]~~

235 (3) The Office of Legislative Research and General Counsel may not place a note
 236 described in Subsection (2) on a piece of legislation if the motion to favorably recommend the
 237 draft legislation was made in violation of [JR7-1-512\(3\)](#).

238 Section 5. **JR4-2-501** is amended to read:

239 **JR4-2-501. Numbering and distributing bills and resolutions.**

240 After receiving approval from the sponsor under [JR4-2-301](#), the Office of Legislative
 241 Research and General Counsel shall:

242 (1) proofread the legislation and perform other quality control measures;

243 (2) indicate on the first page of the legislation that the drafting attorney has approved
244 the legislation for filing;

245 (3) place a committee [~~or task force~~] note on the legislation if required by JR4-2-401;

246 (4) assign a number to the legislation to appear after the designation required by

247 JR4-1-202 and JR4-1-301;

248 (5) electronically set the legislation's line numbers; and

249 (6) distribute an electronic copy of the legislation as required by JR4-2-503.

250 Section 6. **JR4-2-505** is amended to read:

251 **JR4-2-505. Bill information requirements on legislative website.**

252 The Office of Legislative Research and General Counsel shall publicly provide the
253 following information on the Legislature's website:

254 (1) a listing of each legislator's name and the number of [~~bill files~~] requests for
255 legislation that are currently open in the name of that legislator for the current legislative
256 session; and

257 (2) on the respective web page for each authorized legislative committee [~~or mixed~~
258 ~~committee, as those terms are~~] as defined in JR4-2-401:

259 (a) a listing of the short title of each [~~piece of~~] request for legislation that:

260 (i) is opened by the committee or the committee's chairs, as provided under JR7-1-602;

261 or

262 [~~(ii) is adopted as a committee bill by the committee; or~~]

263 [~~(iii) is reviewed by the committee and receives a vote for committee recommendation;~~

264 and]

265 [~~(b) if a vote to recommend a piece of legislation listed in Subsection (2)(a) was held:~~]

266 [~~(i) by a legislative committee:~~]

267 (ii) the authorized legislative committee voted to favorably recommend; and

268 (b) if the authorized legislative committee voted on a motion to favorably recommend

269 a request for legislation described in Subsection (2)(a):

270 [~~(A)~~] (i) a notation as to whether [~~the legislation was recommended by the committee~~

271 ~~or not~~] the authorized legislative committee approved the motion; and

272 [~~(B)~~] (ii) a listing of the votes cast by the members of the authorized legislative

273 committee, listed by name and vote[~~;~~ ~~or~~].

274 ~~[(ii) by a mixed committee:]~~

275 ~~[(A) a listing of votes cast by the members of the committee as a whole, listed by name~~
276 ~~and vote; and]~~

277 ~~[(B) a listing of only those votes cast by legislator members of the committee, listed by~~
278 ~~name and vote.]~~

279 Section 7. **JR4-3-103** is amended to read:

280 **JR4-3-103. Standing committee responsibilities -- Limitations.**

281 (1) Each standing committee shall:

282 (a) examine legislation referred to it;

283 (b) amend or substitute the legislation if necessary; and

284 (c) report the legislation back to the floor.

285 (2) After the last Friday before the 45th day of the annual general session:

286 (a) a House standing committee may not consider a piece of legislation introduced by a
287 member of the House; and

288 (b) a Senate standing committee may not consider a piece of legislation introduced by a
289 member of the Senate.

290 ~~[(2)]~~ (3) If legislation is referred to an interim committee, the interim committee may
291 examine and recommend to the sponsor any changes to it that the committee considers
292 necessary.

293 Section 8. **JR4-3-301** is amended to read:

294 **JR4-3-301. Definitions.**

295 [As used in this part:]

296 [(1) (a) "Affects workload" means:]

297 ~~[(i) increases legislative workload; or]~~

298 ~~[(ii) requiring:]~~

299 ~~[(A) a state agency to staff a board, commission, task force, or other public body; or]~~

300 ~~[(B) a person to submit or present a report to a legislative committee, a mixed~~
301 ~~committee, the Executive Appropriations Committee, or an appropriations subcommittee.]~~

302 ~~[(b) "Affects workload" includes reauthorizing an existing requirement described in~~
303 ~~Subsection (1)(a)(ii).]~~

304 [(2)(a)] (1) [~~"Increases~~] As used in this part, "increase legislative workload" means:

305 [(i)] (a) placing a member of the Legislature on a board, commission, task force, or
 306 other public body;

307 [(ii)] (b) giving authority to a member of the Legislative Management Committee to
 308 appoint a member of a board, commission, task force, or other public body; or

309 [(iii)] (c) requiring a legislative staff office to staff a board, commission, task force, or
 310 other public body.

311 [(b)] (2) "Increases legislative workload" includes reauthorizing an existing provision
 312 described in Subsection [(2)(a)] (1).

313 ~~[(3) "Legislative committee" means the same as that term is defined in JR4-2-401.]~~

314 ~~[(4) "Mixed committee" means the same as that term is defined in JR4-2-401.]~~

315 ~~[(5) "State agency" means an office, department, agency, authority, commission, board,
 316 institution, hospital, college, university, or other instrumentality of the state.]~~

317 Section 9. **JR4-3-302** is amended to read:

318 **JR4-3-302. Considering legislation that increases legislative workload.**

319 (1) (a) The House shall refer any Senate legislation that [affects] increases legislative
 320 workload to the House Rules Committee before giving the legislation a third reading.

321 (b) The Senate shall table on third reading any House legislation that [affects] increases
 322 legislative workload.

323 (2) Before adjourning on the 45th day of the annual general session:

324 (a) each legislator shall prioritize legislation that [affects] increases legislative
 325 workload in accordance with the process established by legislative leadership; and

326 (b) the Legislature may pass or defeat any legislation prioritized under Subsection
 327 (2)(a).

328 Section 10. **JR4-5-104** is amended to read:

329 **JR4-5-104. Effect of governor's inaction on concurrent resolutions.**

330 (1) If the governor does not approve a concurrent resolution before the expiration of
 331 the time limit described in Utah Constitution, Article VII, Section 8 that would apply if the
 332 concurrent resolution were a bill, the concurrent resolution converts to a joint resolution.

333 (2) The legislative general counsel may make technical revisions to convert a
 334 resolution described in Subsection (1) from a concurrent resolution to a joint resolution,
 335 including the revisions necessary to comply with JR4-1-301.

336 (3) For a resolution that converts to a joint resolution in accordance with Subsection
337 (1), the Office of Legislative Research and General Counsel shall note in the Laws of Utah and
338 on the final version of the joint resolution that the resolution converted from a concurrent
339 resolution to a joint resolution in accordance with this rule.

340 [~~(4) This rule does not apply to a constitutional joint resolution.~~]

341 Section 11. **JR5-2-101** is amended to read:

342 **JR5-2-101. Reimbursement of lodging.**

343 (1) Subject to the other provisions of this ~~[section]~~ rule, if a legislator's official duties
344 necessitate overnight accommodations, the legislator may receive reimbursement for any actual
345 lodging expenses incurred by the legislator~~[, not to exceed the daily rates published in the~~
346 ~~administrative rules governing reimbursement of lodging expenses for state employees,]~~ for an:

347 (a) authorized legislative day; or

348 (b) authorized legislative training day.

349 (2) Except as provided in the policies and procedures established in accordance with
350 Subsection (3), reimbursement under Subsection (1) may not exceed the daily rates published
351 in the administrative rules governing reimbursement of lodging expenses for state employees.

352 ~~[(2)]~~ (3) Reimbursement for actual lodging expenses for a legislator for an authorized
353 legislative day or authorized legislative training day shall be as provided in policies and
354 procedures established by the Legislative Expenses Oversight Committee.

355 Section 12. **JR5-2-102** is amended to read:

356 **JR5-2-102. Reimbursement of meal expenses.**

357 (1) Subject to the other provisions of this ~~[section,]~~ rule, for each authorized legislative
358 day or authorized legislative training day a legislator may receive reimbursement for any actual
359 meal expenses incurred by the legislator in association with the legislator's official duties~~[, not~~
360 ~~to exceed the rates and subject to the time calculation requirements set in the administrative~~
361 ~~rules governing reimbursement of meal expenses for state employees for an:].~~

362 ~~[(a) authorized legislative day; or]~~

363 ~~[(b) authorized legislative training day.]~~

364 (2) Except as provided in the policies and procedures established in accordance with
365 Subsection (3), reimbursement under Subsection (1):

366 (a) may not exceed the rates set in administrative rules governing reimbursement and

367 meal expenses for state employees; and

368 (b) is subject to the time calculation requirements set in administrative rules governing
 369 reimbursement and meal expenses for state employees.

370 ~~[(2)]~~ (3) Reimbursement for actual meal expenses for a legislator for an authorized
 371 legislative day or authorized legislative training day shall be as provided in policies and
 372 procedures established by the Legislative Expenses Oversight Committee.

373 Section 13. **JR7-1-101** is amended to read:

374 **JR7-1-101. Definitions.**

375 As used in this chapter:

376 (1) "Anchor location" means the physical location from which:

- 377 (a) an electronic meeting originates; or
 378 (b) the participants are connected.

379 (2) "Authorized legislative committee" means:

380 (a) an interim committee;

381 (b) when functioning as an interim committee:

382 (i) the Senate Rules Committee created in SR3-1-101; or

383 (ii) the House Rules Committee created in HR3-1-101; or

384 (c) a special committee:

385 (i) that is not a mixed special committee; and

386 (ii) to the extent the special committee has statutory authority to open a committee bill

387 file or create a committee bill.

388 ~~[(2)]~~ (3) "Bill" means the same as that term is defined in JR4-1-101.

389 ~~[(3)]~~ (4) "Chair" except as otherwise expressly provided, means:

390 (a) the member of the Senate appointed as chair of an interim committee by the
 391 president of the Senate under JR7-1-202;

392 (b) the member of the House of Representatives appointed as chair of an interim
 393 committee by the speaker of the House of Representatives under JR7-1-202;

394 (c) a member of a special committee appointed as chair of the special committee; or

395 (d) a member of a legislative committee designated by the chair of the legislative
 396 committee under Subsection ~~[(3)]~~ (4)(a), (b), or (c) to act as chair under JR7-1-202.

397 ~~[(4)]~~ (5) "Committee bill" means draft legislation that receives a favorable

398 recommendation from an authorized legislative committee.

399 [~~5~~] (6) "Committee bill file" means a request for legislation made by:

400 (a) a majority vote of [~~a legislative~~] an authorized committee; or

401 (b) the chairs of an interim committee, if the interim committee authorizes the chairs to
402 open one or more committee bill files in accordance with JR7-1-602.

403 [~~6~~] (7) "Committee note" means a note that the Office of Legislative Research and
404 General Counsel places on legislation in accordance with JR4-2-401.

405 [~~7~~] (8) "Draft legislation" means a draft of a bill or resolution before it is numbered
406 by the Office of Legislative Research and General Counsel.

407 [~~8~~] (9) "Electronic meeting" means a public meeting of a legislative committee that is
408 partially convened or conducted by means of a voice telephone or computer web or video
409 conference.

410 [~~9~~] (10) "Electronic notice" means electronic mail or fax.

411 [~~10~~] (11) "Favorable recommendation" means an action of [~~a~~] an authorized
412 legislative committee by majority vote to favorably recommend legislation.

413 [~~11~~] (12) "Legislative committee" means:

414 (a) an interim committee; or

415 (b) a special committee.

416 [~~12~~] (13) "Interim committee" means a committee created under JR7-1-201.

417 [~~13~~] (14) "Legislative sponsor" means:

418 (a) for a committee bill file, the chairs of the authorized legislative committee that
419 opened the committee bill file or the chairs' designee; or

420 (b) for a request for legislation that is not a committee bill file, the legislator who
421 requested the request for legislation or the legislator's designee.

422 [~~14~~] (15) "Majority vote" means:

423 (a) with respect to an interim committee, an affirmative vote of at least 50% of a
424 quorum of members of the interim committee from one chamber and more than 50% of a
425 quorum of members of the interim committee from the other chamber; or

426 (b) with respect to a special committee, an affirmative vote of more than 50% of a
427 quorum.

428 [~~15~~] (16) "Mixed special committee" means a special committee that is composed of

429 one or more members who are legislators and one or more members who are not legislators.

430 [~~(16)~~] (17) "Monitor" means to:

431 (a) hear live, by speaker, or by other equipment, all of the public statements of each
432 member of the legislative committee who is participating in a meeting; or

433 (b) see and hear, by computer screen or other visual medium, all of the public
434 statements of each member of the legislative committee who is participating in a meeting.

435 [~~(17)~~] (18) "Original motion" means a nonprivileged motion that is accepted by the
436 chair when no other motion is pending.

437 [~~(18)~~] (19) "Participate" means the ability to communicate with all of the members of a
438 legislative committee, either verbally or electronically, so that each member of the legislative
439 committee can hear or see the communication.

440 [~~(19)~~] (20) "Pending motion" means a motion described in JR7-1-307.

441 [~~(20)~~] (21) "Privileged motion" means a motion to adjourn, set a time to adjourn,
442 recess, end debate, extend debate, or limit debate.

443 [~~(21)~~] (22) "Public statement" means a statement made in the ordinary course of
444 business of a legislative committee with the intent that all other members of the legislative
445 committee receive it.

446 [~~(22)~~] (23) "Remote location" means a location other than the anchor location from
447 which a member of a legislative committee may participate in the meeting.

448 [~~(23)~~] (24) "Request for legislation" means the same as that term is defined in
449 JR4-1-101.

450 [~~(24)~~] (25) "Resolution" means the same as that term is defined in JR4-1-101.

451 [~~(25)~~] (26) (a) "Special committee" means a committee, commission, [~~or~~] task force, or
452 other similar body that is:

453 (i) created by legislation; and

454 (ii) staffed by:

455 (A) the Office of Legislative Research and General Counsel; or

456 (B) the Office of the Legislative Fiscal Analyst.

457 (b) "Special committee" does not include:

458 (i) an interim committee;

459 (ii) a standing committee created under SR3-2-201 or HR3-2-201; or

460 (iii) a Senate confirmation committee described in SR3-3-101 or SR3-3-201.

461 [~~26~~] (27) "Subcommittee" means a subsidiary unit of a legislative committee formed
462 in accordance with JR7-1-411.

463 [~~27~~] (28) "Substitute motion" means a nonprivileged motion that a member of a
464 legislative committee makes when there is a nonprivileged motion pending.

465 Section 14. **JR7-1-103** is enacted to read:

466 **JR7-1-103. News media.**

467 When present for a meeting of a legislative committee, news media may not enter the
468 area behind the dais without the permission of the chair.

469 Section 15. **JR7-1-405** is amended to read:

470 **JR7-1-405. Prohibited meeting times -- Exceptions.**

471 (1) Except as provided in this rule, a legislative committee may not meet:

472 (a) while the Senate or the House of Representatives is in session; or

473 (b) during the period that begins on the first Thursday in December and ends the day
474 after the day on which the Legislature adjourns [~~that~~] the following calendar year's general
475 session sine die.

476 (2) Subsection (1) does not apply to:

477 (a) the Legislative Management Committee and its subcommittees;

478 (b) the Senate or House Management Committee;

479 (c) the Senate or House Rules Committee;

480 (d) the Senate or House Legislative Expenses Oversight Committee;

481 (e) a senate confirmation committee;

482 (f) a meeting of the Administrative Rules Review Committee for the purpose of

483 considering draft legislation reauthorizing agency rules in accordance with Utah Code Section
484 [63G-3-502](#); or

485 (g) the Legislative Process Committee.

486 (3) A meeting otherwise prohibited by this rule may be held if approved by:

487 (a) the president of the Senate and the speaker of the House of Representatives; or

488 (b) a majority vote of the Senate and a majority vote of the House of Representatives.

489 (4) Any action of a legislative committee that occurs during a meeting that violates this
490 rule is invalid.

491 Section 16. **JR7-1-601.1** is enacted to read:

492 **JR7-1-601.1. Applicability of part -- Limitations on authority.**

493 (1) The provisions of Part 6, Draft Legislation, only apply to an authorized legislative
494 committee.

495 (2) Notwithstanding any rule to the contrary:

496 (a) a legislative committee other than an authorized legislative committee may not
497 open a committee bill file;

498 (b) a legislative committee's favorable recommendation creates a committee bill only if
499 the legislative committee is an authorized legislative committee; and

500 (c) an authorized legislative committee that is not an interim committee or a rules
501 committee acting as an interim committee may not open a committee bill file or create a
502 committee bill except to the extent authorized by statute.

503 Section 17. **JR7-1-601.5**, which is renumbered from Section JR7-1-601 is renumbered
504 and amended to read:

505 ~~[JR7-1-601].~~ **JR7-1-601.5. Opening committee bill files.**

506 (1) Except as provided in Subsection (3), a member of [a] an authorized legislative
507 committee may make a motion to open a committee bill file if:

508 (a) the member describes the general subject matter of the legislation;

509 (b) the subject matter is germane to the subject matter over which the authorized
510 legislative committee has jurisdiction; and

511 (c) the member intends that the authorized legislative committee take action on the
512 resulting draft legislation before the next general session in a meeting of the authorized
513 legislative committee.

514 (2) Except as provided in JR7-1-602, [a] an authorized legislative committee may not
515 authorize any individual or group of individuals to open a committee bill file.

516 (3) [A] An authorized legislative committee may not open a committee bill file during
517 the period that begins January 1 and ends the day after the day on which the Legislature
518 adjourns that year's general session sine die.

519 Section 18. **JR7-1-602.5** is amended to read:

520 **JR7-1-602.5. Draft legislation presented to authorized legislative committees**
521 **during the interim.**

522 (1) Draft legislation that is presented to [a] an authorized legislative committee for the
523 committee's review shall be:

524 (a) listed on the agenda of the committee's meeting in accordance with Utah Code Title
525 52, Chapter 4, Open and Public Meetings Act; and

526 (b) publicly posted on the Legislature's website at least 24 hours in advance of the time
527 of commencement of the committee meeting.

528 (2) (a) A legislator seeking to present draft legislation to [a] an authorized legislative
529 committee for review shall provide the drafting attorney with clear and final instructions for
530 completing the draft legislation no later than three full working days before the commencement
531 time of the committee meeting where the legislation will be reviewed, or at an earlier time if
532 significant drafting time is required.

533 (b) Draft legislation will be drafted in the priority and order set forth under JR4-2-102.

534 (3) (a) Draft legislation that is recommended by [a] an authorized legislative committee
535 but did not meet the posting requirements of Subsection (1)(b) may not be placed directly on
536 the reading calendar by a rules committee under SR3-1-102 or HR3-1-102.

537 (b) This Subsection (3) does not apply to draft legislation that met the requirements of
538 Subsection (1)(b) but was amended or substituted during the committee meeting.

539 Section 19. **JR7-1-603** is amended to read:

540 **JR7-1-603. Four phases when considering draft legislation -- Exception.**

541 (1) Subject to Subsection (2), [a] an authorized legislative committee shall consider
542 draft legislation in the following four phases:

543 (a) the presentation phase as described in JR7-1-604;

544 (b) the clarifying questions phase as described in JR7-1-605;

545 (c) the public comment phase as described in JR7-1-606; and

546 (d) the [~~legislative~~] committee action phase as described in JR7-1-607.

547 (2) The chair, or the authorized legislative committee by majority vote, may elect to
548 have the authorized legislative committee consider draft legislation in a manner different from
549 the four phases described in this part.

550 Section 20. **JR7-1-604** is amended to read:

551 **JR7-1-604. Presentation phase.**

552 (1) During the presentation phase:

553 (a) the chair shall permit the legislative sponsor of the draft legislation to present the
554 draft legislation to the authorized legislative committee; and

555 (b) a member of the authorized legislative committee may not make a motion to amend
556 the draft legislation or dispose of the draft legislation.

557 (2) At the election of the legislative sponsor, the chair shall allow another individual to
558 assist with the legislative sponsor's presentation if the individual has expertise related to the
559 draft legislation.

560 Section 21. **JR7-1-605** is amended to read:

561 **JR7-1-605. Clarifying questions phase.**

562 (1) During the clarifying questions phase:

563 (a) the chair shall allow members of the authorized legislative committee to ask the
564 legislative sponsor questions to help clarify:

565 (i) the intent or purpose of the draft legislation; or

566 (ii) the meaning of the language of the draft legislation; and

567 (b) a member of the authorized legislative committee may not make a motion to amend
568 the draft legislation or dispose of the draft legislation.

569 (2) The chair shall allow the legislative sponsor to respond to any clarifying question
570 from a member of the authorized legislative committee.

571 Section 22. **JR7-1-606** is amended to read:

572 **JR7-1-606. Public comment phase.**

573 (1) Except as otherwise provided in this rule, during the public comment phase:

574 (a) the chair shall take comment from one or more members of the public; and

575 (b) a member of the authorized legislative committee may not make a motion to amend
576 the draft legislation or dispose of the draft legislation.

577 (2) The chair, or the authorized legislative committee by majority vote, may preclude
578 or terminate the public comment phase.

579 Section 23. **JR7-1-607** is amended to read:

580 **JR7-1-607. Committee action phase.**

581 During the committee action phase, a member of the authorized legislative committee
582 may make a motion authorized by this chapter, including a motion to amend the draft
583 legislation or favorably recommend the draft legislation.

584 Section 24. **JR7-1-608** is amended to read:

585 **JR7-1-608. Motions related to draft legislation.**

586 [~~A~~] An authorized legislative committee may approve one or more of the following
587 motions with respect to draft legislation it considers:

588 (1) move to the next item on the agenda;

589 (2) amend the draft legislation, subject to the requirements of JR7-1-609; or

590 (3) favorably recommend the draft legislation as a committee bill.

591 Section 25. **JR7-1-609** is amended to read:

592 **JR7-1-609. Amending draft legislation -- Verbal amendments -- Amendments**
593 **must be germane and clear.**

594 (1) Subject to Subsection (2), when timely and when recognized by the chair, a
595 member of [~~a~~] an authorized legislative committee may make a motion to amend the draft
596 legislation under consideration.

597 (2) (a) A member of the authorized legislative committee may make a motion to amend
598 the draft legislation only if the subject of the proposed amendment is germane to the subject of
599 the draft legislation.

600 (b) If a member of the authorized legislative committee believes a proposed
601 amendment is not germane to the subject of the draft legislation, the member may make a point
602 of order in accordance with JR7-1-509.

603 (3) A member of the authorized legislative committee may make a motion for a verbal
604 amendment only if the verbal amendment is sufficiently clear to allow the members of the
605 authorized legislative committee to know how the draft legislation will read when the verbal
606 amendment is incorporated into the draft legislation.

607 Section 26. **JR7-1-610** is amended to read:

608 **JR7-1-610. Committee bill files -- Effect of favorable recommendation --**
609 **Committee bill files without recommendation abandoned.**

610 (1) After [~~a~~] an authorized legislative committee reviews draft legislation the
611 authorized legislative committee may give the draft legislation a favorable recommendation.

612 (2) If [~~a~~] an authorized legislative committee gives draft legislation a favorable
613 recommendation, the Office of Legislative Research and General Counsel shall:

614 (a) attach a committee note to the committee bill, as required under JR4-2-401; and

615 (b) assign the committee bill a bill number in accordance with JR4-2-501.

616 (3) (a) Except as provided in Subsection (3)(b), a committee bill file that does not
617 receive a favorable recommendation [~~before December 31 of the~~] at the committee's last
618 scheduled meeting of the calendar year in which the committee bill file was opened is
619 abandoned.

620 (b) Subsection (3)(a) does not apply to a committee bill file opened by:

621 (i) the Administrative Rules Review Committee for the purpose of reauthorizing
622 agency rules in accordance with Utah Code Section [63G-3-502](#); or

623 (ii) the Legislative Process Committee.

624 (4) (a) Nothing in this rule prohibits a legislator from making a request for legislation
625 in the legislator's name to sponsor legislation that was abandoned in accordance with
626 Subsection (3).

627 (b) A request for legislation described in Subsection (4)(a) is subject to the drafting
628 priority described in JR4-2-102.

629 Section 27. **JR7-1-611** is amended to read:

630 **JR7-1-611. Assignment of committee bills -- Report on committee bills and study**
631 **items.**

632 (1) The chairs of each authorized legislative committee shall:

633 (a) assign each of the authorized legislative committee's bills a chief sponsor and a
634 floor sponsor from the opposite chamber; and

635 (b) deliver to the Senate Rules Committee and the House Rules Committee a report
636 that includes, for each of the authorized legislative committee's committee bills:

637 (i) the short title;

638 (ii) the chief sponsor;

639 (iii) the floor sponsor; and

640 (iv) how each member of the authorized legislative committee voted when the
641 authorized legislative committee gave the committee bill a favorable recommendation,
642 including whether a member was absent at the time of the vote.

643 (2) In addition to the items described in Subsection (1), the chairs of each interim
644 committee shall deliver to the Legislative Management Committee:

645 (a) a copy of the report described in Subsection (1)(b); and

646 (b) the disposition of each issue assigned to or studied by the interim committee during
647 the preceding calendar year.

648 (3) (a) The chairs of an interim committee shall comply with this rule on or before
649 December 15.

650 (b) The chairs of [~~a special committee~~] an authorized legislative committee that is not
651 an interim committee shall comply with this rule as soon as practicable.