

26 rules of procedure and evidence adopted by the Utah Supreme Court upon a two-thirds vote of
 27 all members of both houses of the Legislature:

28 Section 1. **Rule 63**, Utah Rules of Civil Procedure is amended to read:

29 **Rule 63. Disability or disqualification of a judge.**

30 **(a) Disqualification of a judge without cause.**

31 **(a) (1) Motion to disqualify without cause.**

32 (a) (1) (A) In a civil action pending in a court in a county with seven or more district
 33 court judges, each side may file a motion to disqualify one judge without cause.

34 (a) (1) (B) If the motion to disqualify a judge without cause is timely under paragraph
 35 (a)(2), the motion must be granted.

36 (a) (1) (C) Even if two or more parties on one side of a civil action have adverse or
 37 hostile interests, the action, whether single or consolidated, must be treated as only having two
 38 sides for purposes of a motion to disqualify a judge without cause.

39 (a) (1) (D) In a civil action, a side is not entitled to more than one disqualification of a
 40 judge without cause.

41 (a) (1) (E) Regardless of when a party joins a civil action, a party is not entitled to a
 42 motion to disqualify a judge without cause if the motion is untimely under paragraph (a)(2).

43 (a) (1) (F) Nothing in this paragraph (a) precludes the right of any party to file a motion
 44 to disqualify a judge for cause under paragraph (b).

45 **(a) (2) Filing a motion to disqualify a judge without cause.**

46 (a) (2) (A) In filing a motion to disqualify a judge without cause, a party is not required
 47 to state any reason for disqualifying the judge, but the party must attest in good faith that the
 48 motion is not being filed:

49 (a) (2) (A) (i) for the purpose to delay any action or proceeding; or

50 (a) (2) (A) (ii) to disqualify the judge on the grounds of race, gender, or religious
 51 affiliation.

52 (a) (2) (B) The motion must be filed:

53 (a) (2) (B) (i) on the side of a plaintiff or petitioner, within seven days after the day on
 54 which a judge is first assigned to the action or proceeding; or

55 (a) (2) (B) (ii) on the side of a defendant or respondent, ~~H~~→ [before or] within seven days
 55a after the day on which the defendant or respondent is served the complaint or petition, or ←~~H~~
 55b at the time of the first

56 filing by the defendant or respondent with the court ~~H~~→ , whichever occurs first ←~~H~~ .