

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21

FEDERALISM COMMISSION AMENDMENTS
2024 GENERAL SESSION
STATE OF UTAH

Chief Sponsor: Keven J. Stratton

Senate Sponsor: Ronald M. Winterton

Cosponsor:	Kay J. Christofferson	Karianne Lisonbee
Carl R. Albrecht	Ken Ivory	Steven J. Lund
Stewart E. Barlow	Colin W. Jack	A. Cory Maloy
Kera Birkeland	Tim Jimenez	Rex P. Shipp
Walt Brooks	Michael L. Kohler	

LONG TITLE

General Description:

This bill modifies provisions related to the Federalism Commission.

Highlighted Provisions:

This bill:

- ▶ authorizes the Legislative Management Committee to appoint nonvoting members to the Federalism Commission;
- ▶ authorizes the Federalism Commission to provide assistance on committee bill files that relate to the commission's duties; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

63C-4a-302, as last amended by Laws of Utah 2019, Chapter 246

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

22 Section 1. Section **63C-4a-302** is amended to read:

23 **63C-4a-302 . Creation of Federalism Commission -- Membership -- Meetings --**
 24 **Staff -- Expenses.**

25 (1) (a) There is created the Federalism Commission, comprised of the following nine
 26 voting members:

27 [~~(a)~~] (i) the president of the Senate or the president of the Senate's designee who shall
 28 serve as cochair of the commission;

29 [~~(b)~~] (ii) two other members of the Senate, appointed by the president of the Senate;

30 [~~(c)~~] (iii) the speaker of the House or the speaker of the House's designee who shall
 31 serve as cochair of the commission;

32 [~~(d)~~] (iv) three other members of the House, appointed by the speaker of the House;

33 [~~(e)~~] (v) the minority leader of the Senate or the minority leader of the Senate's
 34 designee; and

35 [~~(f)~~] (vi) the minority leader of the House or the minority leader of the House's
 36 designee.

37 (b) (i) Subject to the provisions of this Subsection (1)(b), the Legislative
 38 Management Committee may appoint nonvoting members to the commission
 39 from a list of individuals recommended by the cochairs of the commission.

40 (ii) If the Legislative Management Committee chooses to not appoint an individual
 41 on the list described in Subsection (1)(b)(i), the Legislative Management
 42 Committee may ask the cochairs of the commission to submit an additional list of
 43 recommendations.

44 (iii) The Legislative Management Committee may not appoint an individual who is
 45 not recommended by the cochairs of the commission.

46 (iv) The nonvoting members appointed by the Legislative Management Committee
 47 under this Subsection (1)(b) shall be appointed or reappointed for a two-year term.

48 (v) When a vacancy of a nonvoting member occurs for any reason, the Legislative
 49 Management Committee, in consultation with the cochairs of the commission,
 50 shall appoint a replacement for the unexpired term.

51 (2) (a) A majority of the voting members of the commission constitute a quorum of the
 52 commission.

53 (b) Action by a majority of the members of a quorum constitutes action by the
 54 commission.

55 (3) The commission may meet up to nine times each year, unless additional meetings are

- 56 approved by the Legislative Management Committee.
- 57 (4) The Office of Legislative Research and General Counsel shall provide staff support to
58 the commission.
- 59 (5) Compensation and expenses of a member of the commission who is a legislator are
60 governed by Section 36-2-2 and Legislative Joint Rules, Title 5, Legislative
61 Compensation and Expenses.
- 62 (6) Nothing in this section prohibits the commission from closing a meeting under Title 52,
63 Chapter 4, Open and Public Meetings Act, or prohibits the commission from complying
64 with Title 63G, Chapter 2, Government Records Access and Management Act.
- 65 (7) The commission may, in the commission's discretion, elect to succeed to the position of
66 any of the following under a contract that any of the following are party to, subject to
67 applicable contractual provisions:
- 68 (a) the Commission on Federalism;
- 69 (b) the Commission for the Stewardship of Public Lands; and
- 70 (c) the Federal Funds Commission.
- 71 (8) The commission may provide assistance to an interim committee regarding a committee
72 bill file opened by the interim committee that relates to the commission's duties.
- 73 Section 2. **Effective date.**
- 74 This bill takes effect on May 1, 2024.