

# HB0379S01 compared with HB0379

~~text~~ shows text that was in HB0379 but was deleted in HB0379S01.

text shows text that was not in HB0379 but was inserted into HB0379S01.

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Representative Keven J. Stratton proposes the following substitute bill:

## FEDERALISM COMMISSION AMENDMENTS

2024 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: {} Keven J. Stratton**

Senate Sponsor: {} \_\_\_\_\_

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### LONG TITLE

#### General Description:

This bill modifies provisions related to the Federalism Commission.

#### Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ increases the membership of the Federalism Commission;
- ▶ authorizes the Legislative Management Committee to appoint nonvoting members to the Federalism Commission;~~and~~
- ▶ authorizes the Federalism Commission to ~~open~~approve a certain number of priority requests each Legislative interim to be drafted in the same order of priority as committee bill files ~~that relate to the commission's duties~~; and
- ▶ makes technical changes.

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### 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

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

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

**63C-4a-302. Creation of Federalism Commission -- Membership -- Meetings -- Staff -- Expenses Approval of priority request to receive treatment as committee bill file.**

(1) (a) There is created the Federalism Commission, comprised of the following [~~nine~~] 11 voting members:

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

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

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

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

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

~~(f)~~ (vi) the minority leader of the House or the minority leader of the House's designee.

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

(ii) If the Legislative Management Committee chooses to not appoint an individual on

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the list described in Subsection (1)(b)(i), the Legislative Management Committee may ask the cochairs of the commission to submit an additional list of recommendations.

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

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

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

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

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

(3) The commission may meet up to nine times each year, unless additional meetings are approved by the Legislative Management Committee.

(4) The Office of Legislative Research and General Counsel shall provide staff support to the commission.

(5) Compensation and expenses of a member of the commission who is a legislator are governed by Section 36-2-2 and Legislative Joint Rules, Title 5, Legislative Compensation and Expenses.

(6) Nothing in this section prohibits the commission from closing a meeting under Title 52, Chapter 4, Open and Public Meetings Act, or prohibits the commission from complying with Title 63G, Chapter 2, Government Records Access and Management Act.

(7) The commission may, in the commission's discretion, elect to succeed to the position of any of the following under a contract that any of the following are party to, subject to applicable contractual provisions:

- (a) the Commission on Federalism;
- (b) the Commission for the Stewardship of Public Lands; and
- (c) the Federal Funds Commission.

(8) ~~The~~(a) As used in this Subsection (8):

(i) "Committee bill file" means the same as that term is defined in Legislative Joint

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### Rule JR7-1-101.

(i) "Priority request" means a request for legislation that is prioritized by a legislator under Legislative Joint Rule JR4-2-102.

(b) During each Legislative interim, the commission may ~~open one or more committee bill files that relate~~ approve up to three priority requests related to the commission's duties that the Office of Legislative Research and General Counsel drafts in the same order of priority as a committee bill file under Legislative Joint Rule JR4-2-102.

(c) The commission's approval of a priority request under Subsection (8)(b) shall:

(i) be made at the request of the legislator who filed the priority request; and

(ii) be approved, by motion, in a meeting of the commission.

(d) This Subsection (8) has no effect on the commission's authority to open a committee bill file under Section 63L-10-103.

Section 2. **Effective date.**

This bill takes effect on May 1, 2024.