

Senator Ronald M. Winterton proposes the following substitute bill:

FEDERALISM COMMISSION AMENDMENTS

2024 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Keven J. Stratton

Senate Sponsor: Ronald M. Winterton

6	Cosponsors:	Kay J. Christofferson	Karianne Lisonbee
7	Carl R. Albrecht	Ken Ivory	Steven J. Lund
8	Stewart E. Barlow	Colin W. Jack	A. Cory Maloy
9	Kera Birkeland	Tim Jimenez	Rex P. Shipp
10	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:



25 None

26 **Utah Code Sections Affected:**

27 AMENDS:

28 **63C-4a-302**, as last amended by Laws of Utah 2019, Chapter 246



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

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

32 **63C-4a-302. Creation of Federalism Commission -- Membership -- Meetings --**
33 **Staff -- Expenses.**

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

76 (a) the Commission on Federalism;

77 (b) the Commission for the Stewardship of Public Lands; and

78 (c) the Federal Funds Commission.

79 (8) The commission may provide assistance to an interim committee regarding a
80 committee bill file opened by the interim committee that relates to the commission's duties.

81 Section 2. **Effective date.**

82 This bill takes effect on May 1, 2024.