

**JOINT RULES RESOLUTION - FISCAL NOTE PROCESS**

2024 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Jennifer Dailey-Provost**

Senate Sponsor: Michael K. McKell

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**LONG TITLE**

**General Description:**

This resolution modifies the fiscal note process.

**Highlighted Provisions:**

This resolution:

- ▶ modifies the process by which a sponsor consults with the legislative fiscal analyst regarding a fiscal note; and
- ▶ makes technical and conforming changes.

**Special Clauses:**

This resolution provides a special effective date.

**Legislative Rules Affected:**

AMENDS:

**JR4-2-403**

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

Section 1. **JR4-2-403** is amended to read:

**JR4-2-403. Fiscal notes.**

(1) (a) (i) When the legislative fiscal analyst receives the electronic copy of ~~[the]~~ approved legislation from the Office of Legislative Research and General Counsel, ~~[that office]~~ the legislative fiscal analyst shall, within three business days:

- (A) review and analyze the legislation to determine ~~[its]~~ the legislation's fiscal impact;



28 and

29 (B) provide a fiscal note to the sponsor of the legislation.

30 (ii) To the extent reasonably necessary, the three day deadline for the preparation of the  
31 fiscal note may be extended if:

32 (A) the legislative fiscal analyst requests ~~[it]~~ an extension, states the reasons for the  
33 delay, and informs the sponsor of the legislation of the delay ; or

34 (B) the legislation affects public retirement benefits, requires an actuarial analysis to  
35 prepare the fiscal note, and the legislative fiscal analyst informs the sponsor of the legislation  
36 of the delay.

37 (b) If the legislative fiscal analyst determines that the legislation has no fiscal impact,  
38 the legislative fiscal analyst may release the fiscal note immediately after providing the fiscal  
39 note to the sponsor ~~[has received a copy of the fiscal note]~~.

40 (c) ~~[The]~~ Within one business day after the day on which the legislative fiscal analyst  
41 provides a fiscal note to a sponsor, the sponsor may contact the legislative fiscal analyst:

42 (i) to approve the release of the fiscal note;

43 (ii) to direct that the fiscal note be held; or

44 (iii) ~~[if the sponsor disagrees with the fiscal note, contact the legislative fiscal analyst~~  
45 ~~to discuss that disagreement and provide evidence, data, or other information to support a~~  
46 ~~revised fiscal note]~~ to consult with the legislative fiscal analyst regarding:

47 (A) the factors that resulted in the legislative fiscal analyst's determination of the  
48 legislation's fiscal impact; and

49 (B) potential changes to those factors or the legislation that would affect the  
50 legislation's fiscal impact.

51 (d) If ~~[the]~~ a sponsor does not contact the legislative fiscal analyst ~~[with instructions~~  
52 ~~about the fiscal note within one 24 hour legislative day]~~ as provided in Subsection (2)(c), the  
53 legislative fiscal analyst shall release the fiscal note.

54 (e) The legislative fiscal analyst shall make the final determination on the fiscal note.

55 (f) The fiscal note shall be printed with the legislation.

56 (2) If an amendment or a substitute to legislation appears to substantively change the  
57 fiscal impact of the legislation, the legislative fiscal analyst shall prepare an amended fiscal  
58 note for the legislation.

59 (3) The fiscal note is not an official part of the legislation.

60 Section 2. **Effective date.**

61 This resolution takes effect upon a successful vote for final passage.