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ADMINISTRATIVE LAW JUDGE AMENDMENTS

2024 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Todd D. Weiler

House Sponsor: Nelson T. Abbott

LONG TITLE

General Description:

This bill requires a report for an agency that utilizes an administrative law judge.

Highlighted Provisions:

This bill:

▸ requires an agency that employs or utilizes an administrative law judge to submit a report to the Legislature.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

63A-17-711, Utah Code Annotated 1953

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

Section 1. Section **63A-17-711** is enacted to read:

63A-17-711 . Report.

(1) As used in this section, "agency" means a department, division, office, bureau, board, commission, or other administrative unit of the state.

(2) An agency that employs, pays for the services of, or otherwise uses the services of an administrative law judge shall provide a report described in this section to the Government Operations Interim Committee and to the Rules Review and General Oversight Committee on or before June 1, 2024.

(3) The report described in Subsection (2) shall provide:

(a) the number of full time administrative law judges currently employed by, paid for, or

- 29 utilized by the agency;
- 30 **(b)** the number of part-time administrative law judges currently employed by, paid for,
31 or utilized by the agency;
- 32 **(c)** for each individual referenced under Subsection (3)(a) or (b), the employment
33 arrangement for the administrative law judge, including whether the administrative
34 law judge is employed by the agency, employed by multiple agencies, temporarily
35 assigned to the agency, or another employment arrangement, which the agency shall
36 describe;
- 37 **(d)** the number of employees of the agency that act as support or administrative staff for
38 administrative law judge functions engaged in by the agency, and for each such
39 employee:
- 40 **(i)** a title or job description for each such employee; and
- 41 **(ii)** whether each such employee has full or part-time duties in relation to
42 administrative law judge functions;
- 43 **(e)** a listing and description of each rule, policy, or practice that the agency uses to
44 ensure the independence of an administrative law judge who is employed by,
45 assigned to, or working on behalf of the agency; and
- 46 **(f)** whether the agency requires an administrative law judge to comply with any rules,
47 policies, guidelines, or other agency requirements when making a decision, and if so,
48 a complete list of each of those requirements, and as applicable, a citation to or copy
49 of the rule, policy, guideline, or requirement.

50 Section 2. **Effective date.**

51 This bill takes effect on May 1, 2024.