

Representative Jeremy A. Peterson proposes the following substitute bill:

JOINT RULES RESOLUTION -- PROCEDURE AMENDMENTS

2018 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: James A. Dunnigan

Senate Sponsor: Deidre M. Henderson

LONG TITLE

General Description:

This rules resolution modifies procedures provided for in the Joint Rules.

Highlighted Provisions:

This resolution:

- ▶ requires a member of the news media to, in order to obtain or maintain House or Senate media credentials, take annual training on unlawful harassment, and agree to abide by the Legislature's policy on unlawful harassment;
- ▶ prohibits a member of the news media from engaging in unlawful harassment of a member, employee, or volunteer of the Legislature;
- ▶ provides for remedial action if a member of the news media violates the Legislature's unlawful harassment policy;
- ▶ modifies the quorum attendance requirements for joint appropriations subcommittees and the Executive Appropriations Committee;
- ▶ modifies minimum requirements for requesting legislation to be drafted;
- ▶ requires the public posting of certain bill information; and
- ▶ amends interim procedures for opening and prioritizing an Interim Committee bill.

Special Clauses:

None



26 **Legislative Rules Affected:**

27 AMENDS:

28 **JR3-2-403**

29 **JR3-2-404**

30 **JR4-2-101**

31 **JR4-2-102**

32 ENACTS:

33 **JR1-4-301**



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

36 Section 1. **JR1-4-301** is enacted to read:

37 **Part 3. Unlawful Harassment**

38 **JR1-4-301. News media -- Unlawful harassment.**

39 (1) Beginning on January 1, 2019, in order to obtain or maintain House or Senate press
40 credentials, a member of the news media shall:

41 (a) on an annual basis, take online training provided by the Legislature on unlawful
42 harassment; and

43 (b) sign a document indicating that the member has received a copy of, and agrees to
44 abide by, the Legislature's policy on unlawful harassment.

45 (2) (a) A member of the news media is prohibited from engaging in unlawful
46 harassment of a member, employee, or volunteer of the Legislature.

47 (b) The Legislature may revoke a member of the media's press credentials, or take
48 other remedial action, if the member of the media violates Subsection (2)(a) or otherwise
49 violates the Legislature's harassment policy.

50 Section 2. **JR3-2-403** is amended to read:

51 **JR3-2-403. Quorum requirements.**

52 A quorum of a joint appropriations subcommittee and the Executive Appropriations
53 Committee is at least 50% in one house and more than 50% in the other, subject to the
54 requirements in JR3-2-404.

55 Section 3. **JR3-2-404** is amended to read:

56 **JR3-2-404. Voting requirements.**

57 (1) A majority vote of a joint appropriations subcommittee and the Executive
 58 Appropriations Committee is at least 50% of those in attendance in one house and more than
 59 50% of those in attendance in the other.

60 (2) For an appropriation subcommittee, and excluding the Executive Appropriations
 61 Committee, in determining whether a quorum is present, a legislator who is the president, the
 62 speaker, a majority leader, a majority whip, an assistant majority whip, the Senate Rules
 63 Committee chair, the House Rules Committee chair, an Executive Appropriations Committee
 64 chair, an Executive Appropriations Committee vice chair, a minority leader, a minority whip,
 65 an assistant minority whip, or the fourth member of leadership from a minority party, is not
 66 counted in determining a quorum for the committee, except during the time that the legislator is
 67 present at the meeting.

68 Section 4. **JR4-2-101** is amended to read:

69 **JR4-2-101. Requests for legislation -- Contents -- Timing.**

70 (1) (a) A legislator wishing to introduce a bill or resolution shall file a Request for
 71 Legislation with the Office of Legislative Research and General Counsel within the time limits
 72 established by this rule.

73 (b) The request for legislation shall:

74 (i) designate the chief sponsor, who is knowledgeable about and responsible for
 75 providing pertinent information as the legislation is drafted;

76 (ii) designate any supporting legislators from the same house as the chief sponsor who
 77 wish to cosponsor the legislation; and

78 (iii) (A) provide specific [~~or conceptual~~] information concerning the change or addition
 79 to law or policy that the legislator intends the proposed legislation to make; or

80 (B) identify the specific situation or concern that the legislator intends the legislation to
 81 address[~~;-or~~].

82 [~~(C) identify the general subject area within which the proposed legislation is likely to~~
 83 ~~fall.]~~

84 (2) (a) Any legislator may file a request for legislation beginning 60 days after the
 85 Legislature adjourns its annual general session sine die.

86 (b) A legislator-elect may file a request for legislation beginning on the November 15
 87 after the annual general election at which the legislator was elected.

88 (c) (i) If an incumbent legislator does not file to run for reelection or is defeated in a
89 political party convention, primary election, or general election, that legislator may not file any
90 requests for legislation as of that date.

91 (ii) The Office of Legislative Research and General Counsel shall abandon each
92 request for legislation from the legislator that is pending on that date unless, within 30 days
93 after that date, another member of the Legislature qualified to file a request for legislation
94 assumes sponsorship of the legislation.

95 (d) (i) If, for any reason, a legislator who filed a request for legislation is unavailable to
96 serve in the next annual general session, the former legislator shall seek another legislator to
97 assume sponsorship of each request for legislation filed by the legislator who is unavailable to
98 serve.

99 (ii) If the former legislator is unable to find another legislator to sponsor the legislation
100 within 30 days, the Office of Legislative Research and General Counsel shall abandon each
101 pending request for legislation from the legislator who is unavailable to serve.

102 (3) (a) Except as provided in Subsection (3)(c), a legislator may not file a Request for
103 Legislation with the Office of Legislative Research and General Counsel after noon on the 11th
104 day of the annual general session.

105 (b) Except as provided in Subsection (3)(c), by noon on the 11th day of the annual
106 general session, each legislator shall, for each Request for Legislation on file with the Office of
107 Legislative Research and General Counsel, either approve the request for numbering or
108 abandon the request.

109 (c) After the date established by this Subsection (3), a legislator may file a Request for
110 Legislation and automatically approve the legislation for numbering if:

111 (i) for House legislation, the representative makes a motion to request a bill or
112 resolution for drafting and introduction and that motion is approved by a constitutional
113 majority of the House; or

114 (ii) for Senate legislation, the senator makes a motion to request a bill or resolution for
115 drafting and introduction and that motion is approved by a constitutional majority vote of the
116 Senate.

117 (4) A legislator wishing to obtain funding for a project, program, or entity, when that
118 funding request does not require that a statute be enacted, repealed, or amended, may not file a

119 Request for Legislation but instead shall file a request for appropriation by following the
120 procedures and requirements of [JR3-2-701](#).

121 (5) The Office of Legislative Research and General Counsel shall publicly provide, on
122 the Legislature's website:

123 (a) a listing of each legislator's name and the total number of bill files opened by that
124 legislator for the current legislative session; and

125 (b) a listing, on the respective committee page, of every interim committee bill:

126 (i) prioritized by the interim committee under [JR4-2-102](#); or

127 (ii) approved by the interim committee.

128 Section 5. **JR4-2-102** is amended to read:

129 **JR4-2-102. Drafting and prioritizing legislation.**

130 (1) As used in this section, "interim committee" means a committee established under
131 IR1-1-201.

132 ~~[(1)]~~ (2) (a) Requests for legislation shall be drafted on a first-in, first-out basis, except
133 for legislation that is prioritized under the provisions of this section.

134 ~~(b) [Notwithstanding Subsection (1)(a), the]~~ The following requests for legislation
135 shall be drafted before other requests for legislation when sufficient drafting information or
136 sponsor instruction is available:

137 (i) a request for legislation that is prioritized by a legislator under Subsection ~~[(2)]~~ (3);
138 and

139 (ii) a request for legislation that is ~~[requested by the majority vote of an interim~~
140 committee.] prioritized by an interim committee as follows:

141 (A) a member of the interim committee makes a motion to open and prioritize a new
142 request for legislation sponsored by the committee or to convert an existing request for
143 legislation to committee-sponsored legislation and prioritize its drafting;

144 (B) the interim committee adopts the motion by a majority vote after a description or
145 discussion of the general subject matter of the legislation being prioritized;

146 (C) the subject matter of the legislation is germane to the oversight assignment of the
147 interim committee; and

148 (D) the interim committee intends to take action on the legislation in a meeting of the
149 committee held before the next general session.

150 (c) (i) The committee may not delegate the authority to prioritize legislation on behalf
151 of an interim committee under Subsection (2)(b)(ii) to committee chairs or any other subset of
152 the membership of an interim committee.

153 (ii) From May through November, the drafting of bills that have been prioritized by an
154 interim committee under Subsection (2)(b)(ii), and for which sufficient drafting information is
155 available, shall take precedence in drafting priority over bills that have been prioritized by an
156 individual legislator under Subsection (2)(b)(i).

157 (2) (a) Beginning on the first day on which a request for legislation may be filed under
158 [JR4-2-101](#), a legislator may designate up to three requests for legislation as priority requests
159 subject to the following deadlines:

160 (i) priority request number one must be requested on or before the first Thursday in
161 December, or the following business day if the first Thursday falls on a holiday;

162 (ii) priority request number two must be requested on or before the first Thursday in
163 January, or the following business day if the first Thursday falls on a holiday; and

164 (iii) priority request number three must be requested on or before the first Thursday of
165 the annual general session.

166 (b) A legislator who fails to make a priority request on or before a deadline loses that
167 priority request. However, the legislator is not prohibited from using any remaining priority
168 requests that are associated with a later deadline, if available.

169 (c) A legislator who begins serving after a deadline has passed is entitled to use only
170 those priority requests that are available under an unexpired deadline.

171 (d) A legislator may not designate a request for legislation as a priority request unless
172 the request:

173 (i) provides specific or conceptual information concerning the change or addition to
174 law or policy that the legislator intends the proposed legislation to make; or

175 (ii) identifies the specific situation or concern that the legislator intends the legislation
176 to address.

177 (3) A legislator may not:

178 (a) revoke a priority designation once it has been requested;

179 (b) transfer a priority designation to a different request for legislation; or

180 (c) transfer a priority designation to another legislator.

181 (4) Except as provided under [JR4-2-502](#) or as otherwise provided in these rules, the
182 Office of Legislative Research and General Counsel shall:

183 (a) reserve as many bill numbers as necessary to number the bills recommended by an
184 interim committee; and

185 (b) number all other legislation in the order in which the legislation is approved by the
186 sponsor for numbering.