

**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

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**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; ~~H→~~ **[and]**
- ▶ modifies provisions related to publicly numbering requests for legislation;
- ▶ requires the short title of all requests for legislation to be public information after a request for legislation is made; ~~←H~~
- ▶ 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 ~~H→ [(3)(e)]~~ **(3)(b)** ~~←H~~, a legislator may not  
 102a 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 ~~H→ [(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 ~~[(e)]~~ **(b)** ~~←H~~ After the date established by this Subsection (3), a legislator may file  
 109a 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.

127a **H→ (6) Notwithstanding Subsection 63G-2-305(20) of the Government Records Access and**  
127b **Management Act, after a request for legislation is received and processed, the short title of the**  
127c **request for legislation shall be public information.** ←H

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 ~~Ĥ~~→ ~~(2)~~ **(3)** ←~~Ĥ~~ (a) Beginning on the first day on which a request for legislation may  
157a 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 ~~Ĥ~~→ ~~(3)~~ **(4)** ←~~Ĥ~~ 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           ~~H~~→ [(4)] (5) ←~~H~~ Except as provided under [JR4-2-502](#) or as otherwise provided in  
181a 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.