

Representative Nelson T. Abbott proposes the following substitute bill:

GOVERNMENTAL ENTITY BUDGET TRANSPARENCY

2022 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Nelson T. Abbott

Senate Sponsor: _____

LONG TITLE

General Description:

This bill requires certain government entities to disclose certain information relating to the government entities' budget.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ requires certain state and local government entities to disclose certain information relating to the government entities' budget; and
- ▶ makes technical and conforming changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

This bill provides a special effective date.

Utah Code Sections Affected:

AMENDS:

10-5-107, as last amended by Laws of Utah 2017, Chapters 71 and 193

10-6-111, as last amended by Laws of Utah 2016, Chapter 353

17-36-10, as last amended by Laws of Utah 2012, Chapter 17



26 **63J-1-201**, as last amended by Laws of Utah 2021, Chapters 382 and 421

27 **78A-2-104**, as last amended by Laws of Utah 2021, Chapter 262

28 **78A-2-107**, as last amended by Laws of Utah 2018, Chapters 25 and 200

29

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

31 Section 1. Section **10-5-107** is amended to read:

32 **10-5-107. Tentative budgets required for public inspection -- Contents --**

33 **Adoption of tentative budget.**

34 (1) (a) On or before the first regularly scheduled town council meeting of May, the
35 mayor shall:

36 (i) in accordance with Subsection (1)(b), prepare for the ensuing year a tentative budget
37 for each fund for which a budget is required;

38 (ii) make the tentative budget available for public inspection; and

39 (iii) submit the tentative budget to the town council.

40 (b) The tentative budget for each fund shall [~~set forth~~] list in tabular form:

41 (i) actual revenues and expenditures in the last completed fiscal year;

42 (ii) estimated total revenues and expenditures for the current fiscal year; and

43 (iii) the mayor's estimates of revenues and expenditures for the budget year.

44 (c) The mayor shall include in the tentative budget the following information for each
45 fund for which a budget is required:

46 (i) the total budget amount for the current fiscal year, ending June 30;

47 (ii) the total tentative budget amount for the upcoming fiscal year, beginning July 1;

48 and

49 (iii) the percentage difference between the amount described in Subsection (1)(c)(i) and
50 the amount described in Subsection (1)(c)(ii).

51 (d) The mayor shall include in the tentative budget:

52 (i) the most recent 12-month average consumer price index percentage change; and

53 (ii) the percentage difference between:

54 (A) the most recent population estimate for the town published by the United States
55 Census Bureau; and

56 (B) the population estimate for the town, published by the United States Census

57 Bureau, applicable at the time that the final budget was adopted for the fiscal year immediately
 58 preceding the fiscal year to which the tentative budget relates.

59 (2) (a) The mayor shall:

60 (i) estimate the amount of revenue available to serve the needs of each fund;

61 (ii) estimate the portion to be derived from all sources other than general property
 62 taxes; and

63 (iii) estimate the portion that shall be derived from general property taxes.

64 (b) From the estimates required by Subsection (2)(a), the mayor shall compute and
 65 disclose in the budget the lowest rate of property tax levy that will raise the required amount of
 66 revenue, calculating the levy on the latest taxable value.

67 (3) (a) Before the public hearing required under Section 10-5-108, the town council:

68 (i) shall review, consider, and tentatively adopt the tentative budget in any regular
 69 meeting or special meeting called for that purpose; and

70 (ii) may amend or revise the tentative budget.

71 (b) At the meeting at which the town council adopts the tentative budget, the council
 72 shall establish the time and place of the public hearing required under Section 10-5-108.

73 Section 2. Section 10-6-111 is amended to read:

74 **10-6-111. Tentative budget to be prepared -- Contents -- Estimate of expenditures**
 75 **-- Budget message -- Review by governing body.**

76 (1) ~~[(a)]~~ On or before the first regularly scheduled meeting of the governing body in
 77 the last May of the current period, the budget officer shall, in accordance with Subsection
 78 ~~[(1)(b)]~~(2), prepare for the ensuing fiscal period, and file with the governing body, a tentative
 79 budget for each fund for which a budget is required.

80 ~~[(b)]~~ (2) The tentative budget of each fund shall ~~[set forth]~~ list in tabular form:

81 ~~[(i)]~~ (a) the actual revenues and expenditures in the last completed fiscal period;

82 ~~[(ii)]~~ (b) the estimated total revenues and expenditures for the current fiscal period;

83 ~~[(iii)]~~ (c) the budget officer's estimates of revenues and expenditures for the budget
 84 period, computed as provided in Subsection ~~[(1)(c)]~~ (3)(a); and

85 ~~[(iv)]~~ (d) if the governing body elects, the actual performance experience to the extent
 86 established by Section 10-6-154 and available in work units, unit costs, man hours, or man
 87 years for each budgeted fund on an actual basis for the last completed fiscal period, and

88 estimated for the current fiscal period and for the ensuing budget period.

89 ~~[(e)(i)]~~ (3) (a) In making estimates of revenues and expenditures under Subsection
90 ~~[(1)(b)(iii)]~~ (2)(c), the budget officer shall estimate:

91 ~~[(A)]~~ (i) on the basis of demonstrated need, the expenditures for the budget period,
92 after:

93 ~~[(F)]~~ (A) hearing each department head; and

94 ~~[(H)]~~ (B) reviewing the budget requests and estimates of the department heads; and

95 ~~[(B)(F)]~~ (ii) (A) the amount of revenue available to serve the needs of each fund;

96 ~~[(H)]~~ (B) the portion of revenue to be derived from all sources other than general
97 property taxes; and

98 ~~[(H)]~~ (C) the portion of revenue that shall be derived from general property taxes.

99 ~~[(i)]~~ (b) The budget officer may revise any department's estimate under Subsection
100 ~~[(1)(e)(i)(A)(H)]~~ (3)(a)(i)(B) that the officer considers advisable for the purpose of presenting
101 the budget to the governing body.

102 ~~[(iii)]~~ (c) From the estimate made under Subsection ~~[(1)(e)(i)(B)(H)]~~ (3)(a)(ii)(C), the
103 budget officer shall compute and disclose in the budget the lowest rate of property tax levy that
104 will raise the required amount of revenue, calculating the levy upon the latest taxable value.

105 (4) The budget officer shall include in the tentative budget the following information
106 for each fund for which a budget is required:

107 (a) the total budget amount for the current fiscal period ending June 30;

108 (b) the total tentative budget amount for the upcoming fiscal period, beginning July 1;

109 and

110 (c) the percentage difference between the amount described in Subsection (4)(a) and
111 the amount described in Subsection (4)(b).

112 (5) The budget officer shall include in the tentative budget:

113 (a) the most recent 12-month average consumer price index percentage change; and

114 (b) the percentage difference between:

115 (i) the most recent population estimate for the city published by the United States
116 Census Bureau; and

117 (ii) the population estimate for the city, published by the United States Census Bureau,
118 applicable at the time that the final budget was adopted for the fiscal period immediately

119 preceding the fiscal period to which the tentative budget relates.

120 ~~[(2)]~~ (6) (a) (i) Each tentative budget, when filed by the budget officer with the
121 governing body, shall contain the estimates of expenditures submitted by department heads,
122 together with specific work programs and such other supporting data as this chapter requires or
123 the governing body may request.

124 (ii) Each city of the first or second class shall, and a city of the third, fourth, or fifth
125 class may, submit a supplementary estimate of all capital projects which each department head
126 believes should be undertaken within the next three succeeding years.

127 (b) Each tentative budget submitted by the budget officer to the governing body shall
128 be accompanied by a budget message that:

129 (i) explains the budget;

130 (ii) contains an outline of the proposed financial policies of the city for the budget
131 period;

132 (iii) describes the important features of the budgetary plan;

133 (iv) provides the reasons for salient changes from the previous fiscal period in
134 appropriation and revenue items; and

135 (v) explains any major changes in financial policy.

136 ~~[(3)]~~ (7) (a) Subject to Subsection ~~[(3)(b)]~~ (7)(b), a governing body in any regular
137 public hearing or special public hearing:

138 (i) shall review, consider, and tentatively adopt each tentative budget; and

139 (ii) may, before the public hearing described in Section 10-6-114, amend or revise each
140 tentative budget.

141 (b) A governing body may not reduce an appropriation required for debt retirement and
142 interest or reduction of any existing deficits in accordance with Section 10-6-117, or otherwise
143 required by law or ordinance, below the required minimums.

144 ~~[(4)]~~ (8) (a) If the municipality is acting in accordance with Section 10-2a-218, the
145 tentative budget shall:

146 (i) be submitted to the governing body-elect as soon as practicable; and

147 (ii) cover each fund for which a budget is required from the date of incorporation to the
148 end of the fiscal year.

149 (b) The governing body shall substantially comply with all other provisions of this

150 chapter, and the budget shall be passed upon incorporation.

151 Section 3. Section 17-36-10 is amended to read:

152 **17-36-10. Preparation of tentative budget.**

153 (1) On or before the first day of the next to last month of every fiscal period, the budget
154 officer shall prepare for the next budget period and file with the governing body a tentative
155 budget for each fund for which a budget is required.

156 (2) (a) A department for which county funds are appropriated shall file with the budget
157 officer not less than three months before the commencement of each fiscal year on forms
158 furnished by the budget officer a detailed estimate and statement of the revenue and necessary
159 expenditures of the department for the next budget year.

160 (b) The estimate and statement described in Subsection (2)(a) shall ~~set forth~~ list:

161 (i) the number of persons to be regularly employed;

162 (ii) the kinds of service the department will perform;

163 (iii) the salaries and wages the department expects to pay;

164 (iv) the kind of work the department will perform and the improvements the
165 department expects to make; and

166 (v) the estimated cost of the service, work, and improvements.

167 (c) The statement shall also record performance data expressed in work units, unit
168 costs, man hours, and man years sufficient in detail, content, and scope to permit the budget
169 officer to prepare and process the county budget.

170 (3) In the preparation of the budget, the budget officer and all other county officers are
171 subject to Sections 17-36-1 through 17-36-44 and to the uniform system of budgeting,
172 accounting, and reporting established therein.

173 (4) In the tentative budget, the budget officer shall ~~set forth~~ list in tabular form:

174 (a) actual revenues and expenditures in the last completed fiscal period;

175 (b) estimated total revenues and expenditures for the current fiscal period;

176 (c) the estimated available revenues and expenditures for the ensuing budget period
177 computed by determining:

178 (i) the estimated expenditure for each fund after review of each departmental budget
179 request;

180 (ii) (A) the total revenue requirements of the fund;

181 (B) the part of the total revenue that will be derived from revenue sources other than
182 property tax; and

183 (C) the part of the total revenue that shall be derived from property taxes; and

184 (d) if required by the governing body, actual performance experience to the extent
185 available in work units, unit costs, man hours, and man years for each budgeted fund that
186 includes an appropriation for salaries or wages for the last completed fiscal period and the first
187 eight months of the current fiscal period if the county is on an annual fiscal period, or the first
188 20 months of the current fiscal period if the county is on a biennial fiscal period, together with
189 the total estimated performance data of like character for the current fiscal period and for the
190 ensuing budget period.

191 (5) The budget officer may recommend modification of any departmental budget
192 request under Subsection (4)(c)(i) before it is filed with the governing body, if each department
193 head has been given an opportunity to be heard concerning the modification.

194 (6) (a) A tentative budget shall contain the estimates of expenditures submitted by any
195 department together with specific work programs and other supportive data as the governing
196 body requests.

197 (b) The budget officer shall include with the tentative budget by a supplementary
198 estimate of all capital projects or planned capital projects within the budget period and within
199 the next three succeeding years.

200 (7) The budget officer shall include in the tentative budget the following information
201 for each fund for which a budget is required:

202 (a) the total budget amount for the current fiscal period ending December 31;

203 (b) the total tentative budget amount for the upcoming fiscal period, beginning January
204 1; and

205 (c) the percentage difference between the amount described in Subsection (7)(a) and
206 the amount described in Subsection (7)(b).

207 (8) The budget officer shall include in the tentative budget:

208 (a) the most recent 12-month average consumer price index percentage change; and

209 (b) the percentage difference between:

210 (i) the most recent population estimate for the county published by the United States
211 Census Bureau; and

212 (ii) the population estimate for the county, published by the United States Census
213 Bureau, applicable at the time that the final budget was adopted for the fiscal period
214 immediately preceding the fiscal period to which the tentative budget relates.

215 [~~(7)~~] (9) (a) A budget officer that submits a tentative budget in a county with a
216 population in excess of 25,000 determined in accordance with Section 17-36-4 shall include
217 with the tentative budget a budget message in explanation of the budget.

218 (b) The budget message shall contain an outline of the proposed financial policies of
219 the county for the budget period and describe the important features of the budgetary plan. It
220 shall also state the reasons for changes from the previous fiscal period in appropriation and
221 revenue items and explain any major changes in financial policy.

222 (c) A budget message for counties with a population of less than 25,000 is
223 recommended but not incumbent upon the budget officer.

224 [~~(8)~~] (10) (a) The governing body shall review, consider, and adopt a tentative budget
225 in a regular or special meeting called for that purpose.

226 (b) (i) Subject to Subsection [~~(8)~~] (10)(b)(ii), the governing body may thereafter amend
227 or revise the tentative budget prior to public hearings on the tentative budget.

228 (ii) A governing body may not:

229 (A) reduce below the required minimum an appropriation required for debt retirement
230 and interest; or

231 (B) reduce, in accordance with Section 17-36-17, an existing deficit.

232 Section 4. Section 63J-1-201 is amended to read:

233 **63J-1-201. Governor's proposed budget to Legislature -- Contents -- Preparation**
234 **-- Appropriations based on current tax laws and not to exceed estimated revenues.**

235 (1) The governor shall deliver, not later than 30 days before the date the Legislature
236 convenes in the annual general session, a confidential draft copy of the governor's proposed
237 budget recommendations to the Office of the Legislative Fiscal Analyst according to the
238 requirements of this section.

239 (2) (a) When submitting a proposed budget, the governor shall, within the first three
240 days of the annual general session of the Legislature, submit to the presiding officer of each
241 house of the Legislature:

242 (i) a proposed budget for the ensuing fiscal year;

243 (ii) a schedule for all of the proposed changes to appropriations in the proposed budget,
244 with each change clearly itemized and classified; and

245 (iii) as applicable, a document showing proposed changes in estimated revenues that
246 are based on changes in state tax laws or rates.

247 (b) The proposed budget shall include:

248 (i) a projection of:

249 (A) estimated revenues by major tax type;

250 (B) 15-year trends for each major tax type;

251 (C) estimated receipts of federal funds;

252 (D) 15-year trends for federal fund receipts; and

253 (E) appropriations for the next fiscal year;

254 (ii) the source of changes to all direct, indirect, and in-kind matching funds for all
255 federal grants or assistance programs included in the budget;

256 (iii) changes to debt service;

257 (iv) a plan of proposed changes to appropriations and estimated revenues for the next
258 fiscal year that is based upon the current fiscal year state tax laws and rates and considers
259 projected changes in federal grants or assistance programs included in the budget;

260 (v) an itemized estimate of the proposed changes to appropriations for:

261 (A) the legislative department as certified to the governor by the president of the
262 Senate and the speaker of the House;

263 (B) the executive department;

264 (C) the judicial department as certified to the governor by the state court administrator;

265 (D) changes to salaries payable by the state under the Utah Constitution or under law
266 for lease agreements planned for the next fiscal year; and

267 (E) all other changes to ongoing or one-time appropriations, including dedicated
268 credits, restricted funds, nonlapsing balances, grants, and federal funds;

269 (vi) for each line item, the average annual dollar amount of staff funding associated
270 with all positions that were vacant during the last fiscal year;

271 (vii) deficits or anticipated deficits;

272 (viii) the recommendations for each state agency for new full-time employees for the
273 next fiscal year, which shall also be provided to the director of the Division of Facilities

274 Construction and Management as required by Subsection 63A-5b-501(3);
275 (ix) a written description and itemized report submitted by a state agency to the
276 Governor's Office of Planning and Budget under Section 63J-1-220, including:
277 (A) a written description and an itemized report provided at least annually detailing the
278 expenditure of the state money, or the intended expenditure of any state money that has not
279 been spent; and
280 (B) a final written itemized report when all the state money is spent;
281 (x) any explanation that the governor may desire to make as to the important features
282 of the budget and any suggestion as to methods for the reduction of expenditures or increase of
283 the state's revenue; [~~and~~]
284 (xi) information detailing certain fee increases as required by Section 63J-1-504[-]; and
285 (xii) for each agency:
286 (A) the total budget amount for the current fiscal year ending June 30;
287 (B) the total proposed budget amount for the upcoming fiscal year, beginning July 1;
288 and
289 (C) the percentage difference between the amount described in Subsection
290 (2)(b)(xii)(A) and the amount described in Subsection (2)(b)(xii)(B).
291 (c) The governor shall include in the proposed budget:
292 (i) the most recent 12-month average consumer price index percentage change; and
293 (ii) the percentage difference between:
294 (A) the most recent population estimate for the state published by the Utah Population
295 Committee; and
296 (B) the population estimate for the state, published by the Utah Population Committee,
297 applicable at the time that the final budget was adopted for the fiscal year immediately
298 preceding the fiscal year to which the proposed budget relates.
299 (3) (a) Except as provided in Subsection (3)(b), for the purpose of preparing and
300 reporting the proposed budget, the governor:
301 (i) shall require the proper state officials, including all public and higher education
302 officials, all heads of executive and administrative departments and state institutions, bureaus,
303 boards, commissions, and agencies expending or supervising the expenditure of the state
304 money, and all institutions applying for state money and appropriations, to provide itemized

305 estimates of changes in revenues and appropriations;

306 (ii) may require the persons and entities subject to Subsection (3)(a)(i) to provide other
307 information under these guidelines and at times as the governor may direct, which may include
308 a requirement for program productivity and performance measures, where appropriate, with
309 emphasis on outcome indicators; and

310 (iii) may require representatives of public and higher education, state departments and
311 institutions, and other institutions or individuals applying for state appropriations to attend
312 budget meetings.

313 (b) Subsections (3)(a)(ii) and (iii) do not apply to the judicial department or the
314 legislative department.

315 (4) (a) The Governor's Office of Planning and Budget shall provide to the Office of the
316 Legislative Fiscal Analyst, as soon as practicable, but no later than 30 days before the day on
317 which the Legislature convenes in the annual general session, data, analysis, or requests used in
318 preparing the governor's budget recommendations, notwithstanding the restrictions imposed on
319 such recommendations by available revenue.

320 (b) The information under Subsection (4)(a) shall include:

321 (i) actual revenues and expenditures for the fiscal year ending the previous June 30;

322 (ii) estimated or authorized revenues and expenditures for the current fiscal year;

323 (iii) requested revenues and expenditures for the next fiscal year;

324 (iv) detailed explanations of any differences between the amounts appropriated by the
325 Legislature in the current fiscal year and the amounts reported under Subsections (4)(b)(ii) and
326 (iii); and

327 (v) other budgetary information required by the Legislature in statute.

328 (c) The budget information under Subsection (4)(a) shall cover:

329 (i) all items of appropriation, funds, and accounts included in appropriations acts for
330 the current and previous fiscal years; and

331 (ii) any new appropriation, fund, or account items requested for the next fiscal year.

332 (d) The information provided under Subsection (4)(a) may be provided as a shared
333 record under Section [63G-2-206](#) as considered necessary by the Governor's Office of Planning
334 and Budget.

335 (5) (a) In submitting the budget for the Department of Public Safety, the governor shall

336 include a separate recommendation in the governor's budget for maintaining a sufficient
337 number of alcohol-related law enforcement officers to maintain the enforcement ratio equal to
338 or below the number specified in Subsection 32B-1-201(2).

339 (b) If the governor does not include in the governor's budget an amount sufficient to
340 maintain the number of alcohol-related law enforcement officers described in Subsection
341 (5)(a), the governor shall include a message to the Legislature regarding the governor's reason
342 for not including that amount.

343 (6) (a) The governor may revise all estimates, except those relating to the legislative
344 department, the judicial department, and those providing for the payment of principal and
345 interest to the state debt and for the salaries and expenditures specified by the Utah
346 Constitution or under the laws of the state.

347 (b) The estimate for the judicial department, as certified by the state court
348 administrator, shall also be included in the budget without revision, but the governor may make
349 separate recommendations on the estimate.

350 (7) The total appropriations requested for expenditures authorized by the budget may
351 not exceed the estimated revenues from taxes, fees, and all other sources for the next ensuing
352 fiscal year.

353 (8) If any item of the budget as enacted is held invalid upon any ground, the invalidity
354 does not affect the budget itself or any other item in the budget.

355 Section 5. Section 78A-2-104 is amended to read:

356 **78A-2-104. Judicial Council -- Creation -- Members -- Terms and election --**
357 **Responsibilities -- Reports -- Guardian Ad Litem Oversight Committee.**

358 (1) The Judicial Council, established by Article VIII, Section 12, Utah Constitution,
359 shall be composed of:

- 360 (a) the chief justice of the Supreme Court;
361 (b) one member elected by the justices of the Supreme Court;
362 (c) one member elected by the judges of the Court of Appeals;
363 (d) six members elected by the judges of the district courts;
364 (e) three members elected by the judges of the juvenile courts;
365 (f) three members elected by the justice court judges; and
366 (g) a member or ex officio member of the Board of Commissioners of the Utah State

367 Bar who is an active member of the Bar in good standing at the time of election by the Board of
368 Commissioners.

369 (2) The Judicial Council shall have a seal.

370 (3) (a) The chief justice of the Supreme Court shall act as presiding officer of the
371 council and chief administrative officer for the courts. The chief justice shall vote only in the
372 case of a tie.

373 (b) All members of the council shall serve for three-year terms.

374 (i) If a council member should die, resign, retire, or otherwise fail to complete a term
375 of office, the appropriate constituent group shall elect a member to complete the term of office.

376 (ii) In courts having more than one member, the members shall be elected to staggered
377 terms.

378 (iii) The person elected by the Board of Commissioners may complete a three-year
379 term of office on the Judicial Council even though the person ceases to be a member or ex
380 officio member of the Board of Commissioners. The person shall be an active member of the
381 Bar in good standing for the entire term of the Judicial Council.

382 (c) Elections shall be held under rules made by the Judicial Council.

383 (4) The council is responsible for the development of uniform administrative policy for
384 the courts throughout the state. The presiding officer of the Judicial Council is responsible for
385 the implementation of the policies developed by the council and for the general management of
386 the courts, with the aid of the state court administrator. The council has authority and
387 responsibility to:

388 (a) establish and assure compliance with policies for the operation of the courts,
389 including uniform rules and forms; and

390 (b) publish and submit to the governor, the chief justice of the Supreme Court, and the
391 Legislature an annual report of the operations of the courts, which shall include financial and
392 statistical data and may include suggestions and recommendations for legislation.

393 (5) The council shall establish standards for the operation of the courts of the state
394 including, but not limited to, facilities, court security, support services, and staff levels for
395 judicial and support personnel.

396 (6) The council shall by rule establish the time and manner for destroying court
397 records, including computer records, and shall establish retention periods for these records.

398 (7) (a) Consistent with the requirements of judicial office and security policies, the
399 council shall establish procedures to govern the assignment of state vehicles to public officers
400 of the judicial branch.

401 (b) The vehicles shall be marked in a manner consistent with Section [41-1a-407](#) and
402 may be assigned for unlimited use, within the state only.

403 (8) (a) The council shall advise judicial officers and employees concerning ethical
404 issues and shall establish procedures for issuing informal and formal advisory opinions on
405 these issues.

406 (b) Compliance with an informal opinion is evidence of good faith compliance with the
407 Code of Judicial Conduct.

408 (c) A formal opinion constitutes a binding interpretation of the Code of Judicial
409 Conduct.

410 (9) (a) The council shall establish written procedures authorizing the presiding officer
411 of the council to appoint judges of courts of record by special or general assignment to serve
412 temporarily in another level of court in a specific court or generally within that level. The
413 appointment shall be for a specific period and shall be reported to the council.

414 (b) These procedures shall be developed in accordance with Subsection
415 [~~78A-2-107(10)~~] [78A-2-107\(1\)\(j\)](#) regarding temporary appointment of judges.

416 (10) The Judicial Council may by rule designate municipalities in addition to those
417 designated by statute as a location of a trial court of record. There shall be at least one court
418 clerk's office open during regular court hours in each county. Any trial court of record may hold
419 court in any municipality designated as a location of a court of record.

420 (11) The Judicial Council shall by rule determine whether the administration of a court
421 shall be the obligation of the Administrative Office of the Courts or whether the Administrative
422 Office of the Courts should contract with local government for court support services.

423 (12) The Judicial Council may by rule direct that a district court location be
424 administered from another court location within the county.

425 (13) (a) The Judicial Council shall:

426 (i) establish the Office of Guardian Ad Litem, in accordance with Title 78A, Chapter 2,
427 Part 8, Guardian Ad Litem; and

428 (ii) establish and supervise a Guardian Ad Litem Oversight Committee.

429 (b) The Guardian Ad Litem Oversight Committee described in Subsection (13)(a)(ii)
430 shall oversee the Office of Guardian Ad Litem, established under Subsection (13)(a)(i), and
431 assure that the Office of Guardian Ad Litem complies with state and federal law, regulation,
432 policy, and court rules.

433 (14) The Judicial Council shall establish and maintain, in cooperation with the Office
434 of Recovery Services within the Department of Human Services, the part of the state case
435 registry that contains records of each support order established or modified in the state on or
436 after October 1, 1998, as is necessary to comply with the Social Security Act, 42 U.S.C. Sec.
437 654a.

438 Section 6. Section **78A-2-107** is amended to read:

439 **78A-2-107. Court administrator -- Powers, duties, and responsibilities.**

440 (1) Under the general supervision of the presiding officer of the Judicial Council, and
441 within the policies established by the council, the state court administrator shall:

- 442 ~~[(1)]~~ (a) organize and administer all of the nonjudicial activities of the courts;
443 ~~[(2)]~~ (b) assign, supervise, and direct the work of the nonjudicial officers of the courts;
444 ~~[(3)]~~ (c) implement the standards, policies, and rules established by the council;
445 ~~[(4)]~~ (d) formulate and administer a system of personnel administration, including
446 in-service training programs;
447 ~~[(5)]~~ (e) prepare and administer the state judicial budget, fiscal, accounting, and
448 procurement activities for the operation of the courts of record, and assist justices' courts in
449 their budgetary, fiscal, and accounting procedures;
450 ~~[(6)]~~ (f) conduct studies of the business of the courts, including the preparation of
451 recommendations and reports relating to them;
452 ~~[(7)]~~ (g) develop uniform procedures for the management of court business, including
453 the management of court calendars;
454 ~~[(8)]~~ (h) maintain liaison with the governmental and other public and private groups
455 having an interest in the administration of the courts;
456 ~~[(9)]~~ (i) establish uniform policy concerning vacations and sick leave for judges and
457 nonjudicial officers of the courts;
458 ~~[(10)]~~ (j) establish uniform hours for court sessions throughout the state and may, with
459 the consent of the presiding officer of the Judicial Council, call and appoint justices or judges

460 of courts of record to serve temporarily as Court of Appeals, district court, or juvenile court
461 judges and set reasonable compensation for their services;

462 ~~[(11)]~~ (k) when necessary for administrative reasons, change the county for trial of any
463 case if no party to the litigation files timely objections to this change;

464 ~~[(12)-(a)]~~ (l) organize and administer a program of continuing education for judges and
465 support staff, including training for justice court judges; ~~[and]~~

466 ~~[(b)]~~ (m) ensure that any training or continuing education described in Subsection
467 ~~[(12)-(a)]~~ (1)(l) complies with Title 63G, Chapter 22, State Training and Certification
468 Requirements;

469 ~~[(13)]~~ (n) provide for an annual meeting for each level of the courts of record, and the
470 annual judicial conference; and

471 ~~[(14)]~~ (o) perform other duties as assigned by the presiding officer of the council.

472 (2) The court administrator shall include, in a proposed budget, the following
473 information for each line item:

474 (a) the total budget amount for the current fiscal year ending June 30;

475 (b) the total proposed budget amount for the upcoming fiscal year, beginning July 1;

476 and

477 (c) the percentage difference between the amount described in Subsection (2)(a) and
478 the amount described in Subsection (2)(b).

479 (3) The court administrator shall include in the proposed budget:

480 (a) the most recent 12-month average consumer price index percentage change; and

481 (b) the percentage difference between:

482 (i) the most recent population estimate for the state published by the Utah Population

483 Committee; and

484 (ii) the population estimate for the state, published by the Utah Population Committee,
485 applicable at the time that the final budget was adopted for the fiscal year immediately

486 preceding the fiscal year to which the proposed budget relates.

487 Section 7. **Effective date.**

488 This bill takes effect on January 1, 2023.