	EXECUTIVE BRANCH ETHICS COMMISSION AMENDMENTS
	2019 GENERAL SESSION
	STATE OF UTAH
	Chief Sponsor: Curtis S. Bramble
	House Sponsor:
Ι	LONG TITLE
(	General Description:
	This bill amends provisions relating to the Executive Branch Ethics Commission.
ŀ	Highlighted Provisions:
	This bill:
	<ul> <li>provides that, if the commission determines that all allegations made against an</li> </ul>
e	executive branch elected official are without merit, the executive branch elected
C	official is entitled to payment, by the state, of reasonable attorney fees and costs for
1	egal representation during the complaint review process.
N	Money Appropriated in this Bill:
	None
(	Other Special Clauses:
	None
Į	Utah Code Sections Affected:
P	AMENDS:
	63A-14-708, as enacted by Laws of Utah 2013, Chapter 426
E	Be it enacted by the Legislature of the state of Utah:
	Section 1. Section <b>63A-14-708</b> is amended to read:
	63A-14-708. Attorney fees and costs.
	(1) A complainant:



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28	(a) may, but is not required to, retain legal representation during the complaint review
29	process; and
30	(b) is responsible for payment of the complainant's attorney fees and costs incurred.
31	(2) A respondent:
32	(a) may, but is not required to, retain legal representation during the complaint review
33	process; and
34	(b) except as provided in Subsection (3), is responsible for payment of the respondent's
35	attorney fees and costs incurred.
36	(3) If the commission determines that all allegations in the complaint are without merit.
37	the respondent is entitled to payment, by the state, of reasonable attorney fees and costs for
38	legal representation during the complaint review process.
39	[(3)] (4) An attorney who participates in a hearing before the commission shall comply
40	with:
41	(a) the Rules of Professional Conduct established by the Utah Supreme Court;
42	(b) the procedures and requirements of this chapter; and
43	(c) the directions of the chair and the commission.
44	[(4)] (5) A violation of Subsection $[(3)]$ (4) may constitute:
45	(a) contempt of the commission under Section 63A-14-705; or
46	(b) a violation of the Rules of Professional Conduct, subject to enforcement by the
47	Utah State Bar.