

30 **JR6-1-201. Declaring and Recording Conflicts of Interest -- Financial**
31 **Disclosure Form.**

32 ~~[(1) As used in this section:]~~

33 ~~[(a) (i) "Business in which the legislator is associated" means any business in which a~~
34 ~~legislator is a director, officer, owner, member, partner, employee, or is a holder of stocks or~~
35 ~~bonds in the company that have a fair market value of \$10,000 or more.]~~

36 ~~[(ii) "Business in which the legislator is associated" does not include business~~
37 ~~associations by members of the legislator's immediate family.]~~

38 ~~[(b) "Conflict of interest" means legislation or action by a legislator that the legislator~~
39 ~~reasonably believes may cause direct financial benefit or detriment to him , a member of the~~
40 ~~legislator's immediate family, or a business in which the legislator is associated, and that~~
41 ~~benefit or detriment is distinguishable from the effects of that action on the public or on the~~
42 ~~legislator's profession, occupation, or association generally.]~~

43 ~~[(c) "Immediate family" means the legislator's spouse and children living in the~~
44 ~~legislator's immediate household.]~~

45 ~~[(2) (a) (i) A legislator shall file a Declaration of Conflict of Interest form with the~~
46 ~~Secretary of the Senate if the legislator is a Senator, or with the Chief Clerk of the House of~~
47 ~~Representatives if the legislator is a Representative, to satisfy that legislator's disclosure of any~~
48 ~~conflicts of interest as required by Subsection (1) and Utah Code Section 76-8-109.]~~

49 ~~[(ii) The legislator shall file the form when:]~~

50 ~~[(A) the legislator takes the oath of office; and]~~

51 ~~[(B) the legislator changes employment.]~~

52 ~~[(b) This Declaration of Conflict of Interest form shall include:]~~

53 ~~[(i) the businesses in which the legislator is associated; and]~~

54 ~~[(ii) the general legislative subject areas in which the legislator may have a conflict of~~
55 ~~interest.]~~

56 (1) As used in this section, "conflict of interest" is as defined in Section 76-8-109.

57 (2) A legislator shall file a financial disclosure form in compliance with Section

58 76-8-109 and according to the requirements of this section:

59 (a) on the first day of each general session of the Legislature; and

60 (b) each time the legislator changes employment.

61 (3) The financial disclosure form shall include the disclosures required by Section

62 76-8-109.

63 (4) (a) The financial disclosure form shall be filed with:

64 (i) the Secretary of the Senate, for a legislator that is a Senator; or

65 (ii) the Chief Clerk of the House of Representatives, for a legislator that is a

66 Representative.

67 (b) The Secretary of the Senate and the Chief Clerk of the House of Representatives

68 shall ensure that:

69 (i) blank financial disclosure forms are made available on the Internet and at the

70 offices of the Senate and the House of Representatives; and

71 ~~[(c)]~~ (ii) [This Declaration of Conflict of Interest form is] financial disclosure forms

72 filed under this rule are made available to the public[-] on the Internet and at the offices of the

73 Senate or the House of Representatives.

74 ~~[(3)]~~ (5) (a) Before or during any vote on legislation or any legislative matter in which

75 a legislator has actual knowledge that [he] the legislator has a conflict of interest which is not

76 stated on the [conflict of interest] financial disclosure form, that legislator shall orally declare

77 to the committee or body before which the matter is pending:

78 (i) that the legislator may have a conflict of interest; and

79 (ii) what that conflict is.

80 (b) The Secretary of the Senate or the Chief Clerk of the House of Representatives

81 shall:

82 (i) direct committee secretaries to note the declaration of conflict of interest in the

83 minutes of any committee meeting; and

84 (ii) ensure that each declaration of conflict declared on the floor is noted in the Senate

85 Journal or House Journal.

86 [~~4~~] (6) This requirement of disclosure of any conflict of interest does not prohibit a
87 legislator from voting on any legislation or legislative matter.

88 Section 2. **Effective date.**

89 This resolution takes effect upon approval by a constitutional majority vote of all
90 members of the Senate and House of Representatives.