

1 Rule 1-205. Standing and ad hoc committees.

2 Intent:

3 To establish standing and ad hoc committees to assist the Council and provide  
4 recommendations on topical issues.

5 To establish uniform terms and a uniform method for appointing committee members.

6 To provide for a periodic review of existing committees to assure that their activities are  
7 appropriately related to the administration of the judiciary.

8 Applicability:

9 This rule shall apply to the internal operation of the Council.

10 Statement of the Rule:

11 (1) Standing committees.

12 (1)(A) Establishment. The following standing committees of the Council are hereby  
13 established:

14 (1)(A)(i) Technology Committee;

15 (1)(A)(ii) Uniform Fine/Bail Schedule Committee;

16 (1)(A)(iii) Performance Evaluation Committee;

17 (1)(A)(iv) Ethics Advisory Committee;

18 (1)(A)(v) Justice Court Standards Committee;

19 (1)(A)(vi) Judicial Branch Education Committee;

20 (1)(A)(vii) Court Facility Planning Committee; ~~and~~

21 (1)(A)(viii) Committee on Children and Family Law; ~~and~~

22 (1)(A)(ix) Committee on Judicial Outreach.

23 (1)(B) Composition.

24 (1)(B)(i) The Technology Committee shall ~~be comprised~~ consist of one judge from each  
25 court of record, one justice court judge, one lawyer recommended by the Board of Bar  
26 Commissioners, two court executives, two court clerks and two staff members from the  
27 Administrative Office, ~~all of whom shall be voting members. The Committee may add additional~~  
28 ~~non-voting, ad hoc members as needed.~~

29 (1)(B)(ii) The Uniform Fine/Bail Schedule Committee shall ~~be comprised~~ consist of one  
30 district court judge who has experience with a felony docket, three district court judges who have  
31 experience with a misdemeanor docket, one juvenile court judge and three justice court judges.

32 (1)(B)(iii) The Performance Evaluation Committee shall ~~be comprised~~ consist of one judge  
33 from each court of record, one justice court judge, one active senior judge, one court  
34 commissioner, one Bar Commissioner recommended by the president of the State Bar, two  
35 practicing attorneys who are members of the Bar in good standing, and three lay members. The  
36 terms of office of the two practicing attorneys shall be staggered. The Judicial Council shall  
37 appoint one of the two practicing attorneys to serve as chair.

38 (1)(B)(iv) The Ethics Advisory Committee shall ~~be comprised~~ consist of one judge from the  
39 Court of Appeals, one district court judge from Judicial Districts 2, 3, or 4, one district court  
40 judge from Judicial Districts 1, 5, 6, 7, or 8, one juvenile court judge, one justice court judge, and  
41 an attorney from either the Bar or a college of law.

42 (1)(B)(v) The Justice Court Standards Committee shall ~~be comprised~~ consist of one  
43 municipal justice court judge from a rural area, one municipal justice court judge from an urban  
44 area, one county justice court judge from a rural area, and one county justice court judge from an  
45 urban area, all appointed by the Board of Justice Court Judges; one mayor from either Utah,  
46 Davis, Weber or Salt Lake Counties, and one mayor from the remaining counties, both appointed  
47 by the Utah League of Cities and Towns; one county commissioner from either Utah, Davis,  
48 Weber or Salt Lake Counties, and one county commissioner from the remaining counties, both  
49 appointed by the Utah Association of Counties; a member of the Bar from Utah, Davis, Weber or  
50 Salt Lake Counties, and a member of the Bar from the remaining counties, both appointed by the  
51 Bar Commission; and a judge of a court of record appointed by the Presiding Officer of the  
52 Council. All Committee members shall be appointed for four year staggered terms.

53 (1)(B)(vi) The Judicial Branch Education Committee shall ~~be comprised~~ consist of one judge  
54 from an appellate court, one district court judge from Judicial Districts 2, 3, or 4, one district  
55 court judge from Judicial Districts 1, 5, 6, 7, or 8, one juvenile court judge, ~~one justice court~~  
56 ~~judge~~ the education liaison of the Board of Justice Court Judges, one state level administrator,  
57 the Human Resource Management Director, one court executive, one juvenile court probation  
58 representative, two court clerks from different levels of court and different judicial districts, one  
59 data processing manager, and one adult educator from higher education, ~~and such other members~~  
60 ~~as may be appointed by the Council~~. The Human Resource Management Director and the adult  
61 educator shall serve as non-voting members. The state level administrator and the Human  
62 Resource Management Director shall serve as permanent Committee members.

63 (1)(B)(vii) The Court Facility Planning Committee shall ~~be comprised~~ consist of one judge  
64 from each level of trial court, one appellate court judge, the state court administrator, a trial court  
65 executive, and two business people with experience in the construction or financing of facilities.

66 (1)(B)(viii) The Committee on Children and Family Law shall ~~be comprised~~ consist of one  
67 Senator appointed by the President of the Senate, one Representative appointed by the Speaker  
68 of the House, the Director of the Department of Human Services or designee, one attorney of the  
69 Executive Committee of the Family Law Section of the Utah State Bar, one attorney with  
70 experience in abuse, neglect and dependency cases, one representative of a child advocacy  
71 organization, one mediator, one professional in the area of child development, one representative  
72 of the community, the Director of the Office of Guardian ad Litem or designee, one court  
73 commissioner, two district court judges, and two juvenile court judges. One of the district court  
74 judges and one of the juvenile court judges shall serve as co-chairs to the committee. In its  
75 discretion the committee may appoint non-members to serve on its subcommittees.

76 (1)(B)(ix) The Committee on Judicial Outreach shall consist of one appellate court judge, one  
77 district court judge, one juvenile court judge, one justice court judge, one state level  
78 administrator, a state level judicial education representative, one court executive, one Utah State  
79 Bar representative, two communication representatives, one law library representative, one civic  
80 community representative, and one state education representative.

81 (1)(C) Standing committees shall meet as necessary to accomplish their work but a minimum  
82 of once every six months. Standing committees shall report to the Council as necessary but a  
83 minimum of once every six months. Council members may not serve, participate or vote on  
84 standing committees. Standing committees may invite participation by others as they deem  
85 advisable, but only members designated by this rule may make motions and vote. All members  
86 designated by this rule may make motions and vote unless otherwise specified. Standing  
87 committees may form subcommittees ~~from their own membership~~ as they deem advisable. The  
88 continued existence and composition of standing committees shall be reviewed annually.

89 (2) Ad hoc committees. The Council may form ad hoc committees or task forces to consider  
90 topical issues outside the scope of the standing committees and to recommend rules or  
91 resolutions concerning such issues. The Council may set and extend a date for the termination of  
92 any ad hoc committee. The Council may invite non-Council members to participate and vote on  
93 ad hoc committees. Ad hoc committees shall keep the Council informed of their activities. Ad

94 hoc committees may form sub-committees as they deem advisable. Ad hoc committees shall  
95 disband upon issuing a final report or recommendations to the Council, upon expiration of the  
96 time set for termination, or upon the order of the Council.

97 (3) General provisions.

98 (3)(A) Appointment process.

99 (3)(A)(i) Administrator's responsibilities. The state court administrator shall select a member  
100 of the administrative staff to serve as the administrator for committee appointments. Except as  
101 otherwise provided in this rule, the administrator shall:

102 (3)(A)(i)(a) announce expected vacancies on standing committees two months in advance  
103 and announce vacancies on ad hoc committees in a timely manner;

104 (3)(A)(i)(b) for new appointments, obtain an indication of willingness to serve from each  
105 prospective appointee and information regarding the prospective appointee's present and past  
106 committee service;

107 (3)(A)(i)(c) for reappointments, obtain an indication of willingness to serve from the  
108 prospective reappointee, the length of the prospective reappointee's service on the committee, the  
109 attendance record of the prospective reappointee, the prospective reappointee's contributions to  
110 the committee, and the prospective reappointee's other present and past committee assignments;  
111 and

112 (3)(A)(i)(d) present a list of prospective appointees and reappointees to the Council, and,  
113 report on recommendations received regarding the appointment of members and chairs.

114 (3)(A)(ii) Council's responsibilities. The Council shall appoint the chair of each committee  
115 ~~and all committee members not otherwise designated~~. Whenever practical, appointments shall  
116 reflect geographical, gender, cultural and ethnic diversity.

117 (3)(B) Terms. Except as otherwise provided in this rule, standing committee members shall  
118 serve staggered three year terms. Standing committee members shall not serve more than two  
119 consecutive terms on a committee unless the Council determines that exceptional circumstances  
120 exist which justify service of more than two consecutive terms. ~~Each standing committee may  
121 determine the annual date on which its members' terms expire. If a committee member does not  
122 complete the member's term, a substitute member shall be appointed to complete the balance of  
123 the unexpired term. Appointment shall be through the same process as described in subsection  
124 (A).~~

125           (3)(C) Members of standing and ad hoc committees may receive reimbursement for actual  
126 and necessary expenses incurred in the execution of their duties as committee members.

127           (3)(D) The Administrative Office shall serve as secretariat to the Council's committees.

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