

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  
6 members.

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

9       Applicability:

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

11      Statement of the Rule:

12      (1) Standing committees.

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

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

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

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

18      ~~(1)(A)(iv) Justice Court Standards Committee;~~

19      (1)(A)~~(v)~~(iv) Judicial Branch Education Committee;

20      (1)(A)~~(vi)~~(v) Court Facility Planning Committee;

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

22      (1)(A)~~(viii)~~(vii) Committee on Judicial Outreach;

23      (1)(A)~~(ix)~~(viii) Committee on Resources for Self-represented Parties;

24      (1)(A)~~(x)~~(ix) Language Access Committee; and

25      (1)(A)~~(xi)~~(x) Guardian ad Litem Oversight Committee.

26      (1)(B) Composition.

27      (1)(B)(i) The Technology Committee shall consist of one judge from each court of  
28 record, one justice court judge, one lawyer recommended by the Board of Bar  
29 Commissioners, two court executives, two court clerks and two staff members from the  
30 Administrative Office.

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

35 (1)(B)(iii) The Ethics Advisory Committee shall consist of one judge from the Court of  
36 Appeals, one district court judge from Judicial Districts 2, 3, or 4, one district court judge  
37 from Judicial Districts 1, 5, 6, 7, or 8, one juvenile court judge, one justice court judge,  
38 and an attorney from either the Bar or a college of law.

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

51 (1)(B)(v) The Judicial Branch Education Committee shall consist of one judge from  
52 an appellate court, one district court judge from Judicial Districts 2, 3, or 4, one district  
53 court judge from Judicial Districts 1, 5, 6, 7, or 8, one juvenile court judge, the education  
54 liaison of the Board of Justice Court Judges, one state level administrator, the Human  
55 Resource Management Director, one court executive, one juvenile court probation  
56 representative, two court clerks from different levels of court and different judicial  
57 districts, one data processing manager, and one adult educator from higher education.  
58 The Human Resource Management Director and the adult educator shall serve as

59 non-voting members. The state level administrator and the Human Resource  
60 Management Director shall serve as permanent Committee members.

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

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

77 (1)(B)(viii) The Committee on Judicial Outreach shall consist of one appellate court  
78 judge, one district court judge, one juvenile court judge, one justice court judge, one  
79 state level administrator, a state level judicial education representative, one court  
80 executive, one Utah State Bar representative, one communication representative, one  
81 law library representative, one civic community representative, and one state education  
82 representative. Chairs of the Judicial Outreach Committee's subcommittees shall also  
83 serve as members of the committee.

84 (1)(B)(ix) The Committee on Resources for Self-represented Parties shall consist of  
85 two district court judges, one juvenile court judge, one justice court judge, three clerks of  
86 court – one from an appellate court, one from an urban district and one from a rural  
87 district – one member of the Online Court Assistance Committee, one representative

88 from the Utah State Bar, two representatives from legal service organizations that serve  
89 low-income clients, one private attorney experienced in providing services to  
90 self-represented parties, two law school representatives, the state law librarian, and two  
91 community representatives.

92 (1)(B)(x) The Language Access Committee shall consist of one district court judge,  
93 one juvenile court judge, one justice court judge, one trial court executive, one court  
94 clerk, one interpreter coordinator, one probation officer, one prosecuting attorney, one  
95 defense attorney, two certified interpreters, one approved interpreter, one expert in the  
96 field of linguistics, and one American Sign Language representative.

97 (1)(B)(xi) The Guardian ad Litem Oversight Committee shall consist of seven  
98 members with experience in the administration of law and public services selected from  
99 public, private and non-profit organizations.

100 (1)(C) The Judicial Council shall designate the chair of standing committees.  
101 Standing committees shall meet as necessary to accomplish their work ~~but a minimum~~  
102 ~~of once every six months~~. Standing committees shall report to the Council as necessary  
103 but a minimum of once every ~~six months~~ year. Council members may not serve,  
104 participate or vote on standing committees. Standing committees may invite  
105 participation by others as they deem advisable, but only members designated by this  
106 rule may make motions and vote. All members designated by this rule may make  
107 motions and vote unless otherwise specified. Standing committees may form  
108 subcommittees as they deem advisable.

109 (1)(D) ~~Six months before the scheduled termination of a standing committee, At least~~  
110 once every six years, the Management Committee shall review the performance of ~~the~~  
111 each committee and ~~make recommendations to the Judicial Council regarding~~  
112 ~~reauthorization. Unless reauthorized by the Judicial Council, the committees shall~~  
113 ~~terminate on the date indicated and every six years thereafter. If the Management~~  
114 Committee determines that a committee continues to serve its purpose, the  
115 Management Committee shall recommend to the Judicial Council that the committee

116 continue. If the Management Committee determines that modification of a committee is  
117 warranted, it may so recommend to the Judicial Council.

118 ~~(1)(D)(i) The Technology Committee shall terminate on June 30, 2006.~~

119 ~~(1)(D)(ii) The Uniform Fine/Bail Schedule Committee shall terminate on June 30,~~  
120 ~~2007.~~

121 ~~(1)(D)(iii) The Ethics Advisory Committee shall terminate on June 30, 2008.~~

122 ~~(1)(D)(iv) The Justice Court Standards Committee shall terminate on June 30, 2008.~~

123 ~~(1)(D)(v) The Judicial Branch Education Committee shall terminate on June 30,~~  
124 ~~2008.~~

125 ~~(1)(D)(vi) The Court Facility Planning Committee shall terminate on June 30, 2009.~~

126 ~~(1)(D)(vii) The Committee on Children and Family Law shall terminate on June 30,~~  
127 ~~2009.~~

128 ~~(1)(D)(viii) The Committee on Judicial Outreach shall terminate on June 30, 2010.~~

129 ~~(1)(D)(ix) The Committee on Resources for Self-represented Parties shall terminate~~  
130 ~~on June 30, 2010.~~

131 ~~(1)(D)(x) The Language Access Committee shall terminate on June 30, 2017.~~

132 (1)(D)(xi)(i) Notwithstanding subsection (1)(D), the Guardian ad Litem Oversight  
133 Committee, recognized by Section 78A-6-901, shall not terminate.

134 (2) Ad hoc committees. The Council may form ad hoc committees or task forces to  
135 consider topical issues outside the scope of the standing committees and to  
136 recommend rules or resolutions concerning such issues. The Council may set and  
137 extend a date for the termination of any ad hoc committee. The Council may invite  
138 non-Council members to participate and vote on ad hoc committees. Ad hoc  
139 committees shall keep the Council informed of their activities. Ad hoc committees may  
140 form sub-committees as they deem advisable. Ad hoc committees shall disband upon  
141 issuing a final report or recommendations to the Council, upon expiration of the time set  
142 for termination, or upon the order of the Council.

143 (3) General provisions.

144 (3)(A) Appointment process.

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

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

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

153 (3)(A)(i)(c) for reappointments, obtain an indication of willingness to serve from the  
154 prospective reappointee, the length of the prospective reappointee's service on the  
155 committee, the attendance record of the prospective reappointee, the prospective  
156 reappointee's contributions to the committee, and the prospective reappointee's other  
157 present and past committee assignments; and

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

161 (3)(A)(ii) Council's responsibilities. The Council shall appoint the chair of each  
162 committee. Whenever practical, appointments shall reflect geographical, gender,  
163 cultural and ethnic diversity.

164 (3)(B) Terms. Except as otherwise provided in this rule, standing committee  
165 members shall serve staggered three year terms. Standing committee members shall  
166 not serve more than two consecutive terms on a committee unless the Council  
167 determines that exceptional circumstances exist which justify service of more than two  
168 consecutive terms.

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

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