

JOINT RULES: AMENDMENT (F)

Section 1. That JR 5-1.1 be REPEALED:

~~**5-1.1. Amendments proposing penalties.** Any attempt to offer an amendment, whether in committee or on the floor, that requires a prison or jail population cost estimate shall be ruled out of order unless offered with a preexisting prison or jail population cost estimate.~~

Section 2. That JR 6C-1 be AMENDED:

6C-1. Bills and resolutions that require fiscal notes. A bill, amendment, or resolution that has an effect on the revenues, expenditures, or fiscal liability of the state or any political subdivision of the state may include a fiscal note incorporating an estimate of the effect. This rule does not apply to the cost of legislative processing, or any appropriation bill with specific dollar amounts. A fiscal note is an estimate of the fiscal implications relating to revenues, expenditures or debt, and the probable cost of the bill, amendment, or resolution. In preparing the fiscal note, the Director of the Legislative Research Council may use information or data supplied by any person, agency, organization, or governmental unit that the director deems reliable. The director shall state the sources of the information or data used and may state the extent to which the director relied on the information or data in preparing the fiscal note. If the director is unable to acquire or develop sufficient information or data to prepare a fiscal note, the director may prepare the fiscal note stating that fact, and the fiscal note shall be deemed to comply with this rule. If the director determines that the fiscal impact of a bill, amendment, or resolution cannot be determined, the director may prepare the fiscal note stating that fact, and the fiscal note shall be deemed to comply with this rule.

~~This rule does not apply to prison or jail population cost estimates required by §§ 2-9-33 and 2-9-34. However, if the Legislature enacts legislation that would repeal the provisions of §§ 2-9-33 and 2-9-34 during the Ninety-eighth Session, then starting on the effective date of that legislation, this rule applies to fiscal notes pertaining to prison or jail cost estimates.~~

Section 3. That JR 6C-1.1 be AMENDED:

6C-1.1. Request for fiscal note~~or prison or jail population cost estimate by any member.~~ A fiscal note~~or prison or jail population cost estimate~~ may be requested by:

- (1) The presiding officer when a bill, amendment, or resolution is introduced;
- (2) The chair of the standing committee possessing the bill, amendment, or resolution;
- (3) A majority vote of the standing committee possessing the bill, amendment, or resolution; or
- (4) A legislator, if the legislator is supported by a vote of one-fifth of the body before the second reading of the bill or resolution.

Section 4. That JR 6C-1.3 be REPEALED:

~~**6C-1.3. Prison or jail population cost estimates.** A prison or jail population cost estimate may be requested pursuant to Joint Rule 6C-1.1 for any bill or amendment with a Class 1 misdemeanor penalty that may impact the state prison or county jail population. The cost estimate shall be prepared pursuant to §§ 2-9-33 and 2-9-34. However, if the Legislature enacts legislation that would repeal the provisions of~~

~~§§ 2-9-33 and 2-9-34 during the Ninety-eighth Session, then starting on the effective date of that legislation, the cost estimate shall be prepared pursuant to Joint Rule 6C-1.~~