## 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 recommendations
- 4 on topical issues.
- To establish uniform terms and a uniform method for appointing committee members. 5
- To provide for a periodic review of existing committees to assure that their activities are 6
- 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 for	ollowing standing committees of the Council are hereby
13		established:	
14		(1)(A)(i) Technology	<del>y Committee;</del>
15		(1)(A)(ii)(1)(A)(i)	Uniform Fine Committee;
16		<del>(1)(A)(iii)</del> (1)(A)(ii)	Ethics Advisory Committee;
17		(1)(A)(iv)(1)(A)(iii)	Judicial Branch Education Committee;
18		<del>(1)(A)(v)</del> (1)(A)(iv)	Court Facility Planning Committee;
19		(1)(A)(vi)(1)(A)(v)	Committee on Children and Family Law;
20		(1)(A)(vii)(1)(A)(vi)	Committee on Judicial Outreach;
21		(1)(A)(viii)(1)(A)(vii)	Committee on Resources for Self-represented Parties;
22		(1)(A)(ix)(1)(A)(viii)	Language Access Committee;
23		(1)(A)(x)(1)(A)(ix)	Guardian ad Litem Oversight Committee;
24		(1)(A)(xi)(1)(A)(x)	Committee on Model Utah Civil Jury Instructions;
25		(1)(A)(xii)(1)(A)(xi)	Committee on Model Utah Criminal Jury Instructions;
26		(1)(A)(xiii)(1)(A)(xii)	Committee on Pretrial Release and Supervision; and
27		(1)(A)(xiv)(1)(A)(xiii)	Committee on Court Forms; <del>and</del>
28		(1)(A)(xiv) Committee	on Judicial Fairness and Accountability <u>; and</u>
29		(1)(A)(xv) Working In	terdisciplinary Network of Guardianship Stakeholders
30		(WINGS)	
31	(1)(B)	Composition.	

32	(1)(B)(i) The <b>Technology Committee</b> shall consist of:
33	(1)(B)(i)(a) one judge from each court of record;
34	(1)(B)(i)(b) one justice court judge;
35	(1)(B)(i)(c) one lawyer recommended by the Board of Bar Commissioners;
36	(1)(B)(i)(d) two court executives;
37	(1)(B)(i)(e) two court clerks; and
38	(1)(B)(i)(f) two staff members from the Administrative Office.
39	(1)(B)(ii)(1)(B)(i) The <b>Uniform Fine Committee</b> performs the duties described
40	in rule 4-302 and shall consist of:
41	(1)(B)(ii)(a)(1)(B)(i)(a) one district court judge who has experience with a
42	felony docket;
43	(1)(B)(ii)(b)(1)(B)(i)(b) three district court judges who have experience with a
44	misdemeanor docket; and
45	(1)(B)(ii)(c)(1)(B)(i)(c) four justice court judges.
46	(1)(B)(iii)(1)(B)(ii) The <b>Ethics Advisory Committee</b> performs the duties
47	described in rule 3-109 and shall consist of:
48	(1)(B)(iii)(a)(1)(B)(ii)(a) one judge from the Court of Appeals;
49	(1)(B)(iii)(b)(1)(B)(ii)(b) one district court judge from Judicial Districts 2, 3, or
50	4;
51	(1)(B)(iii)(c)(1)(B)(ii)(c) one district court judge from Judicial Districts 1, 5, 6,
52	7, or 8;
53	(1)(B)(iii)(d)(1)(B)(ii)(d) one juvenile court judge;
54	(1)(B)(iii)(e)(1)(B)(ii)(e) one justice court judge; and
55	$\frac{(1)(B)(iii)(f)(1)(B)(ii)(f)}{(B)(iii)(f)}$ an attorney from either the Bar or a college of law.
56	(1)(B)(iv)(1)(B)(iii) The Judicial Branch Education Committee performs the
57	duties described in rule 3-403 shall consist of:
58	(1)(B)(iv)(a)(1)(B)(iii)(a) one judge from an appellate court;
59	(1)(B)(iv)(b)(1)(B)(iii)(b) one district court judge from Judicial Districts 2,
60	3, or 4;
61	(1)(B)(iv)(c)(1)(B)(iii)(c)one district court judge from Judicial Districts 1, 5, 6,
62	7, or 8;
63	(1)(B)(iv)(d)(1)(B)(iii)(d) one juvenile court judge;
64	(1)(B)(iv)(e)(1)(B)(iii)(e) the education liaison of the Board of Justice
65	Court Judges;

66	(1)(B)(iv)(f)(1)(B)(iii)(f) one state level administrator;
67	(1)(B)(iv)(g)(1)(B)(iii)(g) the Human Resource Management Director;
68	(1)(B)(iv)(h)(1)(B)(iii)(h) one court executive;
69	(1)(B)(iv)(i)(1)(B)(iii)(i) one juvenile court probation representative;
70	(1)(B)(iv)(j)(1)(B)(iii)(j) two court clerks from different levels of court and
71	different judicial districts;
72	(1)(B)(iv)(k)(1)(B)(iii)(k)one data processing manager; and
73	(1)(B)(iv)(l)(1)(B)(iii)(l) one adult educator from higher education.
74	(1)(B)(iv)(m)(1)(B)(iii)(m) The Human Resource Management Director
75	and the adult educator shall serve as non-voting members. The
76	state level administrator and the Human Resource Management
77	Director shall serve as permanent Committee members.
78	(1)(B)(v)(1)(B)(iv) The Court Facility Planning Committee performs the duties
79	described in rule 3-409 and shall consist of:
80	(1)(B)(v)(a)(1)(B)(iv)(a)one judge from each level of trial court;
81	<del>(1)(B)(v)(b)</del> (1)(B)(iv)(b) one appellate court judge;
82	(1)(B)(v)(c)(1)(B)(iv)(c) the state court administrator;
83	<del>(1)(B)(v)(d)</del> (1)(B)(iv)(d)a trial court executive;
84	(1)(B)(v)(e)(1)(B)(iv)(e) two business people with experience in the
85	construction or financing of facilities; and
86	(1)(B)(v)(f)(1)(B)(iv)(f) the court security director.
87	(1)(B)(vi)(1)(B)(v) The Committee on Children and Family Law performs the
88	duties described in rule 4-908 and shall consist of:
89	$\frac{(1)(B)(vi)(a)(1)(B)(v)(a)}{(1)(B)(vi)(a)}$ one Senator appointed by the President of the Senate;
90	(1)(B)(vi)(b)(1)(B)(v)(b) the Director of the Department of Human Services or
91	designee;
92	$\frac{(1)(B)(vi)(c)}{(1)(B)(v)(c)}$ one attorney of the Executive Committee of the Family
93	Law Section of the Utah State Bar;
94	$\frac{(1)(B)(vi)(d)(1)(B)(v)(d)}{(1)(B)(v)(d)}$ one attorney with experience in abuse, neglect and
95	dependency cases;
96	$\frac{(1)(B)(vi)(e)(1)(B)(v)(e)}{(1)(B)(v)(e)}$ one attorney with experience representing parents in
97	abuse, neglect and dependency cases;
98	(1)(B)(vi)(f)(1)(B)(v)(f) one representative of a child advocacy organization;
99	(1)(B)(vi)(g)(1)(B)(v)(g)the ADR Program Director or designee;
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100	$\frac{(1)(B)(vi)(h)(1)(B)(v)(h)}{(1)(B)(v)(h)}$ one professional in the area of child development;
101	(1)(B)(vi)(i)(1)(B)(v)(i) one mental health professional;
102	(1)(B)(vi)(j)(1)(B)(v)(j) one representative of the community;
103	$\frac{(1)(B)(vi)(k)}{(1)(B)(v)(k)}$ the Director of the Office of Guardian ad Litem or
104	designee;
105	(1)(B)(vi)(I)(B)(v)(I) one court commissioner;
106	(1)(B)(vi)(m)(1)(B)(v)(m) two district court judges; and
107	$\frac{(1)(B)(vi)(n)}{(1)(B)(v)(n)}$ two juvenile court judges.
108	$\frac{(1)(B)(vi)(o)}{(1)(B)(v)(o)}$ One of the district court judges and one of the juvenile
109	court judges shall serve as co-chairs to the committee. In its
110	discretion the committee may appoint non-members to serve on
111	its subcommittees.
112	(1)(B)(vii)(1)(B)(vi) The Committee on Judicial Outreach performs the duties
113	described in rule 3-114 and shall consist of:
114	(1)(B)(vii)(a)(1)(B)(vi)(a) one appellate court judge;
115	(1)(B)(vii)(b)(1)(B)(vi)(b) one district court judge;
116	(1)(B)(vii)(c)(1)(B)(vi)(c) one juvenile court judge;
117	(1)(B)(vii)(d)(1)(B)(vi)(d) one justice court judge; one state level
118	administrator;
119	(1)(B)(vii)(e)(1)(B)(vi)(e) a state level judicial education representative;
120	(1)(B)(vii)(f)(1)(B)(vi)(f) one court executive;
121	(1)(B)(vii)(g)(1)(B)(vi)(g) one Utah State Bar representative;
122	(1)(B)(vii)(h)(1)(B)(vi)(h) one communication representative;
123	(1)(B)(vii)(i)(1)(B)(vi)(i) one law library representative;
124	(1)(B)(vii)(j)(1)(B)(vi)(j) one civic community representative; and
125	(1)(B)(vii)(k)(1)(B)(vi)(k) one state education representative.
126	(1)(B)(vii)(I)(1)(B)(vi)(I) Chairs of the Judicial Outreach Committee's
127	subcommittees shall also serve as members of the committee.
128	(1)(B)(viii)(1)(B)(vii) The Committee on Resources for Self-represented Parties
129	performs the duties described in rule 3-115 and shall consist of:
130	(1)(B)(viii)(a)(1)(B)(vii)(a) two district court judges;
131	(1)(B)(viii)(b)(1)(B)(vii)(b) one juvenile court judge;
132	(1)(B)(viii)(c)(1)(B)(vii)(c) two justice court judges;

133	(1)(B)(viii)(d)(1)(B)(vii)(d) three clerks of court – one from an appellate
134	court, one from an urban district and one from a rural district;
135	(1)(B)(viii)(e)(1)(B)(vii)(e) one representative from a social services
136	organization providing direct services to underserved
137	communities;
138	(1)(B)(viii)(f)(1)(B)(vii)(f) one representative from the Utah State Bar;
139	(1)(B)(viii)(g)(1)(B)(vii)(g) two representatives from legal service
140	organizations that serve low-income clients;
141	(1)(B)(viii)(h)(1)(B)(vii)(h) one private attorney experienced in providing
142	services to self-represented parties;
143	(1)(B)(viii)(i)(1)(B)(vii)(i) two law school representatives;
144	(1)(B)(viii)(j)(1)(B)(vii)(j) the state law librarian; and
145	(1)(B)(viii)(k)(1)(B)(vii)(k) two community representatives.
146	(1)(B)(ix)(1)(B)(viii) The Language Access Committee performs the duties
147	described in rule 3-306.02 and shall consist of:
148	(1)(B)(ix)(a)(1)(B)(viii)(a) one district court judge;
149	(1)(B)(ix)(b)(1)(B)(viii)(b) one juvenile court judge;
150	(1)(B)(ix)(c)(1)(B)(viii)(c) one justice court judge;
151	(1)(B)(ix)(d)(1)(B)(viii)(d) one trial court executive;
152	(1)(B)(ix)(e)(1)(B)(viii)(e) one court clerk;
153	(1)(B)(ix)(f)(1)(B)(viii)(f)one interpreter coordinator;
154	(1)(B)(ix)(g)(1)(B)(viii)(g) one probation officer;
155	(1)(B)(ix)(h)(1)(B)(viii)(h) one prosecuting attorney;
156	(1)(B)(ix)(i)(1)(B)(viii)(i) one defense attorney;
157	(1)(B)(ix)(j)(1)(B)(viii)(j) two certified interpreters;
158	(1)(B)(ix)(k)(1)(B)(viii)(k) one approved interpreter;
159	(1)(B)(ix)(l)(1)(B)(viii)(l) one expert in the field of linguistics; and
160	(1)(B)(ix)(m)(1)(B)(viii)(m) one American Sign Language representative.
161	(1)(B)(x)(1)(B)(ix) The Guardian ad Litem Oversight Committee performs the
162	duties described in rule 4-906 and shall consist of:
163	$\frac{(1)(B)(x)(a)(1)(B)(ix)(a)}{(a)}$ seven members with experience in the administration
164	of law and public services selected from public, private and non-
165	profit organizations.

166	(1)(B)(xi)(1)(B)(x) The Committee on Model Utah Civil Jury Instructions
167	performs the duties described in rule 3-418 and shall consist of:
168	(1)(B)(xi)(a)(1)(B)(x)(a) two district court judges;
169	(1)(B)(xi)(b)(1)(B)(x)(b) four lawyers who primarily represent plaintiffs;
170	$\frac{(1)(B)(xi)(c)(1)(B)(x)(c)}{(1)(B)(x)(c)}$ four lawyers who primarily represent defendants; and
171	$\frac{(1)(B)(xi)(d)(1)(B)(x)(d)}{(1)(B)(x)(d)}$ one person skilled in linguistics or communication.
172	(1)(B)(xii)(1)(B)(xi) The Committee on Model Utah Criminal Jury Instructions
173	performs the duties described in rule 3-418 and shall consist of:
174	(1)(B)(xii)(a)(1)(B)(xi)(a) two district court judges;
175	(1)(B)(xii)(b)(1)(B)(xi)(b)one justice court judge;
176	(1)(B)(xii)(c)(1)(B)(xi)(c) four prosecutors;
177	(1)(B)(xii)(d)(1)(B)(xi)(d) four defense counsel; and
178	(1)(B)(xii)(e)(1)(B)(xi)(e) one person skilled in linguistics or
179	communication.
180	(1)(B)(xiii)(1)(B)(xii) The Committee on Pretrial Release and Supervision
181	performs the duties described in rule 3-116 and shall consist of:
182	(1)(B)(xiii)(a)(1)(B)(xii)(a) two district court judges;
183	(1)(B)(xiii)(b)(1)(B)(xii)(b) two justice court judges;
184	(1)(B)(xiii)(c)(1)(B)(xii)(c) one prosecutor;
185	(1)(B)(xiii)(d)(1)(B)(xii)(d) one defense attorney;
186	(1)(B)(xiii)(e)(1)(B)(xii)(e) one county sheriff;
187	(1)(B)(xiii)(f)(1)(B)(xii)(f) one representative of counties;
188	(1)(B)(xiii)(g)(1)(B)(xii)(g) one representative of a county pretrial services
189	agency;
190	(1)(B)(xiii)(h)(1)(B)(xii)(h) one representative of the Utah Commission on
191	Criminal and Juvenile Justice;
192	(1)(B)(xiii)(i)(1)(B)(xii)(i) one commercial surety agent;
193	(1)(B)(xiii)(j)(1)(B)(xii)(j) one state senator;
194	(1)(B)(xiii)(k)(1)(B)(xii)(k) one state representative;
195	(1)(B)(xiii)(I)(1)(B)(xii)(I) the Director of the Indigent Defense
196	Commission or designee;
197	(1)(B)(xiii)(m)(1)(B)(xii)(m) one representative of the Utah Victims'
198	Council;

199	(1)(B)(xiii)(n)(1)(B)(xii)(n) one representative of a community
200	organization actively engaged in pretrial justice issues;
201	(1)(B)(xiii)(o)(1)(B)(xii)(o) one chief of police; and
202	(1)(B)(xiii)(p)(1)(B)(xii)(p) the court's general counsel or designee.
203	(1)(B)(xiv)(1)(B)(xiii) The Committee on Court Forms performs the duties
204	described in rule 3-117 and shall consist of:
205	(1)(B)(xiv)(a)(1)(B)(xiii)(a) two district court judges;
206	(1)(B)(xiv)(b)(1)(B)(xiii)(b) one court commissioner;
207	(1)(B)(xiv)(c)(1)(B)(xiii)(c) one juvenile court judge;
208	(1)(B)(xiv)(d)(1)(B)(xiii)(d) one justice court judge;
209	(1)(B)(xiv)(e)(1)(B)(xiii)(e) one court clerk;
210	(1)(B)(xiv)(f)(1)(B)(xiii)(f) one appellate court staff attorney;
211	$\frac{(1)(B)(xiv)(g)(1)(B)(xiii)(g)}{}$ one representative from the Self-Help Center;
212	(1)(B)(xiv)(h)(1)(B)(xiii)(h) the State Law Librarian;
213	(1)(B)(xiv)(i)(1)(B)(xiii)(i) the district court administrator or designee;
214	(1)(B)(xiv)(j)(1)(B)(xiii)(j) one representative from a legal service
215	organization that serves low-income clients;
216	(1)(B)(xiv)(k)(1)(B)(xiii)(k) one paralegal;
217	(1)(B)(xiv)(l)(1)(B)(xiii)(l) one educator from a paralegal program or law
218	school;
219	(1)(B)(xiv)(m)(1)(B)(xiii)(m) one person skilled in linguistics or
220	communication;
221	(1)(B)(xiv)(n)(1)(B)(xiii)(n) one representative from the Utah State Bar;
222	and
223	(1)(B)(xiv)(o)(1)(B)(xiii)(o) the LPP administrator.
224	(1)(B)(xv)(1)(B)(xiv) The Committee on Fairness and Accountability performs
225	the duties described in rule 3-420. The committee shall include members who
226	demonstrate an interest in, or who have experience with, issues of diversity, equity,
227	and inclusion and shall consist of:
228	(1)(B)(xv)(a)(1)(B)(xiv)(a) one sitting judge;
229	(1)(B)(xv)(b)(1)(B)(xiv)(b) three current or former judicial officers;
230	(1)(B)(xv)(c)(1)(B)(xiv)(c) the General Counsel or designee; and
231	(1)(B)(xv)(d)(1)(B)(xiv)(d) the Director of the Office of Fairness and
232	Accountability.

233	(1)(B)(xv) The <b>Wo</b>	rking Interdisciplinary Network of Guardianship
234	Stakeholders (WIN	IGS) performs the duties described in rule 3-421, and shall
235	consist of:	
236	<u>(1)(B)(xv)(a)</u>	Judiciary representatives:
237		(i) two or more district court judges;
238		(ii) two or more district court judicial support staff with
239		experience in guardianship matters;
240		(iii) one representative from the Guardianship Reporting and
241		Monitoring Program (GRAMP)
242		(iv) one representative from the Court Visitor Program; and
243		(v) the General Counsel or designee.
244	<u>(1)(B)(xv)(b)</u>	Community stakeholder representatives:
245		(i) one representative from Adult Protective Services;
246		(ii) one representative from Disability Law Center;
247		(iii) one representative from Adult and Aging Services;
248		(iv) one representative from Office of Public Guardian;
249		(v) one representative from the Utah State Bar;
250		(vi) one representative from Office of the Attorney General;
251		(vii) one representative from the Utah legislature;
252		(viii) one representative from the Utah Commission on Aging;
253		(ix) one representative from Utah Legal Services; and
254		(x) the Long-Term Care Ombudsman or designee.
255	(1)(B)(xv)(c)	Individual community representatives:
256		three or more community stakeholders representing:
257		(i) mental health community;
258		(ii) medical community;
259		(iii) private legal community that specializes in guardianship
260		matters;
261		(iv) aging-adult services community;
262		(v) educator from a legal program or law school;
263		(vi) organization serving low-income, minorities, or marginalized
264		communities;
265		(vii) citizens under or involved in guardianship; and
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266 (viii) other organizations with a focus including, but not limited to 267 guardianship, aging, legal services, or disability. 268 (1)(C)Standing committee chairs. The Judicial Council shall designate the chair of each 269 standing committee. Standing committees shall meet as necessary to accomplish 270 their work. Standing committees shall report to the Council as necessary but a 271 minimum of once every year. Except for the Committee on Judicial Fairness and 272 Accountability, council members may not serve, participate or vote on standing 273 committees. Standing committees may invite participation by others as they deem 274 advisable, but only members designated by this rule may make motions and vote. 275 All members designated by this rule may make motions and vote unless otherwise 276 specified. Standing committees may form subcommittees as they deem advisable. 277 (1)(D)Committee performance review. At least once every six years, the Management 278 Committee shall review the performance of each committee. If the Management 279 Committee determines that committee continues to serve its purpose, the 280 Management Committee shall recommend to the Judicial Council that the 281 committee continue. If the Management Committee determines that modification of 282 a committee is warranted, it may so recommend to the Judicial Council. 283 (1)(D)(i)Notwithstanding subsection (1)(D), the Guardian ad Litem Oversight 284 Committee, recognized by Section 78A-6-901, shall not terminate. 285 (2) Ad hoc committees. The Council may form ad hoc committees or task forces to consider 286 topical issues outside the scope of the standing committees and to recommend rules or 287 resolutions concerning such issues. The Council may set and extend a date for the 288 termination of any ad hoc committee. The Council may invite non-Council members to 289 participate and vote on ad hoc committees. Ad hoc committees shall keep the Council 290 informed of their activities. Ad hoc committees may form sub-committees as they deem 291 advisable. Ad hoc committees shall disband upon issuing a final report or recommendations 292 to the Council, upon expiration of the time set for termination, or upon the order of the 293 Council. 294 (3) General provisions. 295 (3)(A)Appointment process. 296 **Administrator's responsibilities.** The state court administrator shall (3)(A)(i)297 select a member of the administrative staff to serve as the administrator 298 for committee appointments. Except as otherwise provided in this rule, 299 the administrator shall:

300		(3)(A)(i)(a) announce expected vacancies on standing committees two
301		months in advance and announce vacancies on ad hoc
302		committees in a timely manner;
303		(3)(A)(i)(b) for new appointments, obtain an indication of willingness to serve
304		from each prospective appointee and information regarding the
305		prospective appointee's present and past committee service;
306		(3)(A)(i)(c) for reappointments, obtain an indication of willingness to serve
307		from the prospective reappointee, the length of the prospective
308		reappointee's service on the committee, the attendance record of
309		the prospective reappointee, the prospective reappointee's
310		contributions to the committee, and the prospective reappointee's
311		other present and past committee assignments; and
312		(3)(A)(i)(d) present a list of prospective appointees and reappointees to the
313		Council and report on recommendations received regarding the
314		appointment of members and chairs.
315		(3)(A)(ii) Council's responsibilities. The Council shall appoint the chair of each
316		committee. Whenever practical, appointments shall reflect geographical,
317		gender, cultural and ethnic diversity.
318	(3)(B)	Terms. Except as otherwise provided in this rule, standing committee members
319		shall serve staggered three year terms. Standing committee members shall not
320		serve more than two consecutive terms on a committee unless the Council
321		determines that exceptional circumstances exist which justify service of more than
322		two consecutive terms.
323	(3)(C)	Expenses. Members of standing and ad hoc committees may receive
324		reimbursement for actual and necessary expenses incurred in the execution of their
325		duties as committee members.
326	(3)(D)	Secretariat. The Administrative Office shall serve as secretariat to the Council's
327		committees.