

RULE 11-101

1 | **Rule 11-101. Creation and Composition of ~~Advisory~~ Supreme Court Committees.**

2 | **Intent:**

3 | To establish ~~advisory~~ Supreme Court committees and procedures to govern those
4 | committees.

5 | **Applicability:**

6 | This rule shall apply to the Supreme Court, the Administrative Office of the Courts,
7 | and the Supreme Court ~~advisory~~ committees.

8 | **Statement of the Rule:**

9 | (1) **Establishment of committees.** There is hereby established a Supreme Court
10 | advisory committee in each of the following areas: civil procedure, criminal procedure,
11 | juvenile court procedure, appellate procedure, evidence, and the rules of professional
12 | conduct. The Supreme Court may establish ad hoc or oversight committees. The
13 | Supreme Court shall designate a liaison to each ~~advisory~~ committee.

14 | (2) **Composition of committees.** The Supreme Court shall determine the size of each
15 | committee based upon the workload of the individual committees. The committees
16 | should be broadly representative of the legal community and should include practicing
17 | lawyers, academicians, and judges. Members should possess expertise within the
18 | committee's jurisdiction. A committee may also have up to two nonvoting emeritus
19 | members. An emeritus member has the same authority and duties as other committee
20 | members, except that such member shall have no authority to vote. An emeritus
21 | member may serve two terms in addition to the terms served as a member.

22 | (3) **Application and recruitment of committee members.** Vacancies on the ~~advisory~~
23 | committees shall be announced in a manner reasonably calculated to reach members of
24 | the Utah State Bar. The notice shall specify the name of the committee that has the
25 | vacancy, a brief description of the committee's responsibilities, the method for
26 | submitting an application or letter of interest, and the application deadline. Members of
27 | the committees or the Supreme Court may solicit applications for membership on the
28 | committees. Applications and letters of interest shall be submitted to the Supreme
29 | Court.

30 | (4) **Appointment of ~~advisory~~ committee members and chair.** Upon expiration of
31 | the application deadline, the Supreme Court shall review the applications and letters of
32 | interest and appoint those individuals who are best suited to serve on the committee.
33 | Members shall be appointed to serve staggered ~~four~~three-year terms. In the event of a
34 | mid-term vacancy the Supreme Court shall appoint a new member to serve for the
35 | remainder of the term. The Supreme Court shall select a chair from among the
36 | committee's members. The Supreme Court may select a vice-chair from among the
37 | committee's members. No member may serve more than two full consecutive terms on
38 | the committee unless appointed by the Supreme Court as the committee chair, vice-
39 | chair, or when justified by special circumstances, such as an academician or court staff
40 | attorney. Generally, members appointed as chair or vice-chair may serve only one term
41 | in each leadership position, not to exceed two additional terms. A member appointed as
42 | chair or vice-chair may serve up to four terms as a member, chair, or vice-chair. Judges
43 | who serve as members of the committees generally shall not be selected as chairs.

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44 Committee members shall serve as officers of the court and not as representatives of
45 any client, employer, or other organization or interest group. At the first meeting of a
46 committee in any calendar year, and at every meeting at which a new member of the
47 committee first attends, each committee member shall briefly disclose the general
48 nature of his or her legal practice.

49 (5) **Absences.** In the event that a committee member fails to attend three committee
50 meetings during a calendar year, the chair may notify the Supreme Court of those
51 absences and may request that the Supreme Court replace that committee member.

52 (6) **Administrative assistance.** The Administrative Office of the Courts shall
53 coordinate staff support to each committee, including the assistance of the Office of
54 General Counsel in research and drafting and the coordination of secretarial support
55 and publication activities.

56 (7) **Recording secretaries.** A committee chair may appoint a third-year law student,
57 a member of the Bar in good standing, or a legal secretary to serve as a recording
58 secretary for the committee. The recording secretary shall attend and take minutes at
59 committee meetings, provide research and drafting assistance to committee members
60 and perform other assignments as requested by the chair.

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62 | ~~Effective May 1, 2018~~

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