

## **Chapter 9**

### **Reconsideration of House Action**

#### **HR4-9-101 Motion to reconsider.**

- (1) As used in this section, "legislative day" means a day when the House of Representatives convenes in the House chamber and conducts House business.
- (2)
  - (a) Except as provided in Subsection (3), when a question has been decided on the floor of the House, a representative voting with the prevailing side may move for reconsideration after intervening business.
  - (b) If the motion to reconsider is to reconsider passage of a piece of legislation, the representative making the motion shall include the number and short title of the legislation as part of the motion.
  - (c) If a motion for reconsideration is made on the floor of the House after a piece of legislation has left the possession of the House, the chief clerk shall request that the legislation be returned to the House.
  - (d) The presiding officer shall rule a motion for reconsideration out of order unless the motion is made:
    - (i) before the 43rd legislative day;
    - (ii) before the House adjourns on the legislative day after the legislative day on which the action sought to be reconsidered occurred; and
    - (iii) by a representative who previously served notice.
- (3) A representative may not make a motion to reconsider after the 42nd day of the annual general session of the Legislature.

#### **HR4-9-102 Motion to reconsider -- Procedures.**

When a representative makes a motion to reconsider, the chief clerk or the chief clerk's designee shall:

- (1) ensure that the motion is recorded in the House Journal; and
- (2) retain the legislation in the possession of the House until the time for reconsideration has expired or until the legislation has been reconsidered.

#### **HR4-9-103 Rules governing motions to reconsider.**

- (1) A motion to reconsider takes precedence over all other motions and questions, except a motion to adjourn.
- (2)
  - (a) Except as provided in Subsection (2)(b), a motion to reconsider is debatable.
  - (b) A motion to reconsider is nondebatable only if the action it seeks to reconsider is nondebatable.
- (3) When a motion to reconsider is made, the presiding officer shall:
  - (a) allow the proponents a total of five minutes to address the issue;
  - (b) allow the opponents a total of five minutes to address the issue; and
  - (c) allow the proponents one minute to sum up.
- (4)

- (a) A motion to reconsider a vote on the final passage of a piece of legislation requires approval by a constitutional majority of representatives.
- (b) Upon adoption of a motion to reconsider and if the legislation is in possession of the House, the chief clerk shall ensure that the legislation is placed at the top of the third reading calendar.
- (c) The House may not reconsider a piece of legislation more than once.