

Lincoln Fillmore proposes the following substitute bill:

Senate Rules Resolution - Legislative Process Amendments

2025 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Lincoln Fillmore

LONG TITLE

General Description:

This rules resolution modifies Senate processes and procedures.

Highlighted Provisions:

This resolution:

- defines terms;
- clarifies the duties of the secretary of the Senate related to technical corrections to legislation;
- repeals outdated language related to the daily order of business;
- modifies procedures for obtaining a citation;
- clarifies that a senator may not impugn the motives of another senator or a senator's guest;
- addresses appropriate attire on the Senate floor;
- prohibits certain items and activities in the Senate gallery;
- requires that a senator obtain permission to cosponsor Senate legislation;
- clarifies that the Senate Rules Committee, after sifting, makes recommendations about which legislation should be assigned to the second reading calendar;
- clarifies which legislation the Senate may pass without receiving a favorable recommendation from a Senate standing committee;
- modifies the circumstances under which a standing committee may recommend legislation for the consent calendar;
- provides legislators the right to attend Senate committee meetings, subject to certain restrictions;
- provides an exception during a special session to the prohibition on legislation being read a third time until at least the day after it is placed on the third reading calendar;
- addresses procedures related to committee reports and Senate calendars;
- clarifies procedures for the disposition of legislation voted on third reading;
- clarifies procedures related to the consent calendar;

- 30 ▶ requires legislation to remain on the concurrence calendar at least overnight for the first
- 31 42 days of an annual general session;
- 32 ▶ clarifies the prohibition on senators speaking more than twice on the same legislation;
- 33 ▶ allows senators participating by electronic means to be considered present for the purpose
- 34 of voting;
- 35 ▶ removes obsolete language; and
- 36 ▶ makes technical and conforming changes.

37 **Money Appropriated in this Bill:**

38 None

39 **Other Special Clauses:**

40 None

41 **Legislative Rules Affected:**

42 AMENDS:

43 **SR1-4-302**

44 **SR1-5-103**

45 **SR1-7-101**

46 **SR1-7-102**

47 **SR1-7-103**

48 **SR1-7-104**

49 **SR2-2-204**

50 **SR2-4-101**

51 **SR2-5-101**

52 **SR3-1-101**

53 **SR3-2-401**

54 **SR3-2-405**

55 **SR4-3-102**

56 **SR4-6-105**

57 **SR4-6-109**

58 **SR4-7-101**

59 **SR4-7-103**

60 ENACTS:

61 **SR2-4-107**

62 **SR3-4-103**

63 **SR4-4-101**

64 RENUMBERS AND AMENDS:

65 **SR4-4-201**

66 **SR4-4-301**

67 **SR4-4-302**

68 **SR4-4-401**

69 **SR4-4-501**

70 **SR4-4-601**

71

72 *Be it resolved by the Senate of the state of Utah:*

73 Section 1. **SR1-4-302** is amended to read:

74 **SR1-4-302 . Duties of the secretary of the Senate.**

75 Subject to the chief of staff's direction, the secretary of the Senate shall perform the
76 following duties:

77 (1) certify and transmit legislation to the House and inform the House of all Senate action;

78 (2) assist in the preparation of the Senate journal and certify it as an accurate reflection of
79 Senate action;

80 (3) ~~[make the following-]~~ notify the Office of Legislative Research and General Counsel of
81 any necessary technical corrections to legislation either before or following final passage,
82 including:

83 (a) ~~[correct]~~ correcting the spelling of words;

84 (b) ~~[correct]~~ correcting the erroneous division and hyphenation of words;

85 (c) ~~[correct]~~ correcting mistakes in numbering sections and their references;

86 (d) ~~[capitalize]~~ capitalizing words or ~~[change]~~ changing capitalized words to lower case;

87 (e) ~~[change]~~ changing numbers from words to figures or from figures to words;

88 (f) ~~[underscore]~~ underscoring or ~~[remove]~~ removing underscoring in legislation without a
89 motion to amend; ~~[or]~~

90 (g) modifying the long title of legislation to ensure that the long title accurately reflects
91 any changes to the legislation made by amendment or substitute; or

92 (h) any combination of Subsections (3)(a) through ~~[(f)]~~ (g);

93 ~~[(4)]~~ modify the long title of a piece of legislation to ensure that the long title accurately
94 reflects any changes to the legislation made by amendment or substitute];

95 ~~[(5)]~~ (4) act as custodian of all official documents related to legislation;

96 ~~[(6)]~~ (5) receive all numbered legislation from the Office of Legislative Research and
97 General Counsel;

- 98 ~~[(7)]~~ (6) record the number, title, sponsor, each action, and final disposition of each ~~[piece~~
 99 ~~of]~~ legislation on the back of the legislation;
- 100 ~~[(8)]~~ (7) prepare and distribute the daily order of business each day;
- 101 ~~[(9)]~~ (8) advise the president on parliamentary procedure, Joint Rules, and Senate Rules;
- 102 ~~[(10)]~~ (9) read, or cause to be read, the title of all bills and other materials as requested by
 103 the president;
- 104 ~~[(11)]~~ (10) receive committee reports and present them to the Senate;
- 105 ~~[(12)]~~ (11) assist with verbal amendments to legislation;
- 106 ~~[(13)]~~ (12) record votes and present the results to the president;
- 107 ~~[(14)]~~ (13) transmit all enrolled Senate bills and Senate concurrent resolutions to the
 108 governor;
- 109 ~~[(15)]~~ (14) maintain all calendars for the Senate floor; and
- 110 ~~[(16)]~~ (15) other duties as assigned by the chief of staff.

111 Section 2. **SR1-5-103** is amended to read:

112 **SR1-5-103 . Daily order of business.**

- 113 (1) The daily order of business is:
- 114 (a) call to order by the president or the president's designee;
- 115 (b) prayer and pledge of allegiance;
- 116 (c) roll call;
- 117 (d) announcement of excused absences and whether or not a quorum is present;
- 118 (e) communications from the governor;
- 119 (f) communications from the House:
- 120 (i) bills for signature of the president;
- 121 (ii) bills for consideration; and
- 122 (iii) bills for reconsideration of House amendments;
- 123 ~~[(g) reference of bills from the president:]~~
- 124 ~~[(i) bills assigned to standing committees; and]~~
- 125 ~~[(ii) bills placed on second reading calendar;]~~
- 126 ~~[(h)]~~ (g) reports from standing committees:
- 127 (i) bills placed on the second reading calendar;
- 128 (ii) bills placed on the consent calendar; and
- 129 (iii) bills sent back to the secretary of the Senate;
- 130 ~~[(i)]~~ (h) reports of special committees, including conference committees;
- 131 ~~[(j)]~~ (i) introduction of legislation given to the secretary of the Senate:

- 132 (i) bills referred by the Senate Rules Committee for assignment by the president; and
 133 (ii) bills placed on second reading calendar;
 134 ~~[(k)]~~ (j) unfinished business;
 135 ~~[(l)]~~ (k) consideration of legislation on consent calendar;
 136 ~~[(m)]~~ (l) special orders of business;
 137 ~~[(n)]~~ (m) consideration of legislation on the third reading calendar;
 138 ~~[(o)]~~ (n) consideration of bills on second reading calendar; and
 139 ~~[(p)]~~ (o) miscellaneous business.
- 140 (2) With the approval of a constitutional majority of senators, the Senate may, at any time,
 141 proceed out of order to any business.
- 142 (3) The presiding officer shall decide all questions of priority of Senate business without
 143 debate.

144 Section 3. **SR1-7-101** is amended to read:

145 **CHAPTER 7. CITATIONS**

146 **SR1-7-101 . Commendation or condolence citations -- Types of citations -- Use of**
 147 **citations.**

- 148 (1) As used in this chapter:
- 149 (a)(i) "Citation" means a certificate issued to honor or commend an individual or
 150 group, or to express condolences to the family of a deceased individual.
- 151 (ii) "Citation" includes a legislator citation, a Senate citation, and a Utah Legislature
 152 citation.
- 153 (b) "Legislator citation" means a citation issued on behalf of an individual senator.
- 154 (c) "Senate citation" means a citation issued on behalf of the Senate.
- 155 (d) "Utah Legislature citation" means a citation issued on behalf of both chambers of the
 156 Legislature.
- 157 (2) ~~[Senators shall use a citation.]~~ A senator wishing to express the commendation or
 158 condolence of a senator, the Senate, or the Legislature shall use a citation to make that
 159 expression.

160 Section 4. **SR1-7-102** is amended to read:

161 **SR1-7-102 . Obtaining a legislator citation.**

- 162 ~~[(1) With the approval of the presiding officer, a senator may request that the secretary of~~
 163 ~~the Senate prepare a citation for the senator's own signature.]~~
- 164 ~~[(2)]~~ (1) A legislator citation does not require any floor action by the Senate.
- 165 (2)(a) During any legislative session and with the approval of the presiding officer, a

166 senator may request that the secretary of the Senate prepare a citation for the senator's
 167 own signature.

168 (b) When the Legislature is not in session, a senator may request that the secretary of the
 169 Senate prepare a citation for the senator's own signature and, at the president's
 170 discretion, the president's signature.

171 Section 5. **SR1-7-103** is amended to read:

172 **SR1-7-103 . Obtaining a Senate citation.**

173 (1) During any legislative session, a senator may:

174 (a) request that the secretary of the Senate prepare a citation for the senator's signature;
 175 and

176 (b) [~~after making and receiving permission for~~] request a personal privilege[~~, make a~~
 177 ~~motion~~] on the floor of the Senate to:

178 (i) [~~approve~~] present the citation; and

179 (ii) [~~authorize~~] request that the president [~~to sign~~] signs the citation on behalf of the
 180 Senate.

181 (2) [~~When the Legislature is not in session, a senator may request a citation for the~~
 182 ~~sponsor's and the president's signature~~] When the Legislature is not in session, a senator
 183 may request that the secretary of the Senate prepare a citation for the senator's own
 184 signature and, at the president's discretion, the president's signature.

185 Section 6. **SR1-7-104** is amended to read:

186 **SR1-7-104 . Obtaining a Utah Legislature citation.**

187 (1) During any legislative session, a senator may:

188 (a) request that the secretary of the Senate prepare a citation for the senator's signature;
 189 and

190 (b) [~~after making and receiving permission for~~] request a personal privilege[~~, make a~~
 191 ~~motion of~~] on the floor of the Senate to:

192 (i) [~~approve~~] present the citation;

193 (ii) [~~authorize~~] request that the president [~~to sign~~] signs the citation on behalf of the
 194 Senate; and

195 (iii) present the proposed citation to the House for [~~its approval~~] the House's
 196 consideration.

197 (2) When the Legislature is not in session, a senator may request that the secretary of the
 198 Senate prepare a citation for the [~~sponsor's~~] senator's own signature and, at the president's
 199 and speaker's discretion, the president's[~~;~~] and the speaker's [~~signature~~] signatures.

200 Section 7. **SR2-2-204** is amended to read:

201 **SR2-2-204 . Impugning motives of a senator or a senator's guest.**

202 (1) A senator may not impugn the motives of any other senator ~~[either]~~ or a senator's guest
203 on the floor of the Senate or in committee.

204 (2) A senator who believes that the motives of any senator or a senator's guest has been
205 impugned by another senator may raise a point of order.

206 Section 8. **SR2-4-101** is amended to read:

207 **SR2-4-101 . Admittance to the Senate chamber.**

208 (1)(a) While the Senate is convened in annual general session or special session and
209 except as specifically provided elsewhere in this rule, only legislators, legislative
210 officers and employees, professional staff, former legislators who are not registered
211 as lobbyists, legal spouses of legislators, legislative interns, and ~~[persons]~~ individuals
212 invited by senators are allowed in the Senate chamber, halls, and lounge.

213 (b) The president of the Senate may deny access to the Senate chamber, halls, and
214 lounge to any ~~[person]~~ individual, other than a legislator, if the ~~[person]~~ individual
215 uses that access to influence legislative decisions.

216 (2)(a) Appropriate attire on the Senate floor is:

217 (i) for men, a suit or jacket with a tie; and

218 (ii) for women, business professional attire.

219 (b) Hats are prohibited on the Senate floor or in the Senate gallery unless the hat is part
220 of a uniform or religious attire.

221 ~~[(2)]~~ (3)(a) A senator or the senator's legislative intern shall accompany each visitor in
222 the chamber, lounge, or hallways and is responsible for that visitor.

223 (b) After the visit, the senator or the senator's legislative intern shall ensure that the
224 visitor leaves the chamber, lounge, or hallway.

225 ~~[(3)]~~ (4)(a) A senator may invite a guest to accompany the senator on the Senate floor,
226 provided that:

227 (i) the senator ensures that the guest does not encroach on a neighboring senator's
228 desk space, impede staff work, or distract from the work of the Senate, and no
229 neighboring senator makes such an objection;

230 (ii) the guest complies with the requirements of SR2-4-102[;] and SR2-4-103~~[-and~~
231 ~~Senate Handbook policies on decorum and access]; and~~

232 (iii) if the guest is an adult, the guest complies with ~~[rules and Senate Handbook~~
233 ~~policies that relate to dress requirements]~~ Subsection (2).

234 (b) A senator who believes that a guest is intruding on desk space, is impeding staff
 235 work, or is distracting from the work of the Senate may communicate the senator's
 236 objection to the senator who has invited the guest, or through the majority leader, the
 237 minority leader, or the president of the Senate.

238 Section 9. **SR2-4-107** is enacted to read:

239 **SR2-4-107 . Prohibited items and activity in Senate gallery.**

240 A member of the public attending Senate floor time may not:

241 (1) bring into the gallery or possess while in the gallery, any of the following:

242 (a) a sign, poster, banner, or placard;

243 (b) glitter or confetti;

244 (c) a laser pointer;

245 (d) paint;

246 (e) an open flame;

247 (f) an incendiary device;

248 (g) a noise maker;

249 (h) flammable liquid; or

250 (i) any harmful or hazardous substance; or

251 (2) engage in any of the following while in the Senate gallery:

252 (a) commercial solicitation;

253 (b) leafleting;

254 (c) throwing an item; or

255 (d) adhering any item to a furnishing, a wall, or other state property.

256 Section 10. **SR2-5-101** is amended to read:

257 **SR2-5-101 . Senators may request and sponsor legislation -- Substituting a**
 258 **sponsor -- Withdrawing as a cosponsor.**

259 (1) A senator may request and sponsor legislation as provided in Joint Rules Title 4, Bills
 260 and Resolutions.

261 (2)(a) After [~~a piece of~~]legislation has been introduced, the chief Senate sponsor of the
 262 legislation may withdraw from sponsoring the legislation by:

263 (i) finding another senator to act as chief sponsor of the legislation; and

264 (ii) filing a substitution of sponsorship form with the secretary of the Senate before
 265 final passage of the legislation in the Senate.

266 (b) A senator seeking to withdraw as the chief sponsor need not obtain permission from
 267 the Senate to withdraw.

268 (3)(a) A senator seeking to cosponsor Senate legislation shall obtain permission from the
 269 legislation's chief sponsor.

270 (b) During a general session, before final passage of [~~a piece of~~] legislation in the
 271 Senate, a senator cosponsor of the legislation may withdraw as a cosponsor[-].

272 [~~(b)~~] (c) A senator seeking to withdraw as a cosponsor need not:

273 (i) obtain permission from the Senate to withdraw; or

274 (ii) provide a substitute cosponsor for the legislation.

275 Section 11. **SR3-1-101** is amended to read:

276 **SR3-1-101 . Senate Rules Committee -- Appointment -- General responsibilities.**

277 (1) As used in this rule, "sift" means to remove legislation from the second and third
 278 reading calendars and assign the legislation to the Senate Rules Committee.

279 (2) The president shall appoint members of the Senate to serve on the Senate Rules
 280 Committee.

281 [~~(2)~~] (3) The Senate Rules Committee shall perform the following functions as [~~further~~
 282 ~~elaborated~~] provided in this part:

283 (a) when assigned by the president, receive introduced legislation from the Senate and
 284 recommend that [~~they~~] the legislation be assigned to a Senate standing committee or
 285 to the Senate second or third reading calendar;

286 (b) after the Senate [~~has sifted -- sent legislation on the second and third reading~~
 287 ~~calendars back to the Senate Rules Committee --~~] sifts legislation, make
 288 recommendations to the Senate about which legislation should be assigned to the [
 289 ~~third~~] second reading calendar and the order in which it should be heard; and

290 (c) function as a standing committee or interim committee when reviewing Joint Rules
 291 or Senate Rules.

292 Section 12. **SR3-2-401** is amended to read:

293 **SR3-2-401 . Standing committee review required -- Exceptions.**

294 (1) Except as provided in Subsection (2), the Senate may not pass a bill, joint resolution, or
 295 concurrent resolution during the annual general session unless a Senate standing
 296 committee has given a favorable recommendation to the legislation.

297 (2) Subsection (1) does not apply to:

298 (a) a resolution regarding legislative rules or legislative personnel;

299 (b) Senate legislation that is a committee bill as defined in JR7-1-101 that:

300 (i) received its favorable recommendation by a unanimous vote of the members
 301 present at the authorized legislative committee meeting; and

- 302 (ii) satisfied the posting requirements described in JR7-1-602.5;
- 303 (c) legislation placed on a reading calendar in accordance with SR3-1-102(1)(b);
- 304 (d) the revisor's statute; or
- 305 (e) if the legislation was reviewed and approved by the Executive Appropriations
- 306 Committee, legislation that:
- 307 (i) exclusively appropriates money;
- 308 (ii) amends Utah Code Title 53F, Chapter 2, State Funding -- Minimum School
- 309 Program;
- 310 (iii) amends Utah Code Title 67, Chapter 22, State Officer Compensation; or
- 311 (iv) authorizes the issuance of general obligation or revenue bonds.

312 Section 13. **SR3-2-405** is amended to read:

313 **SR3-2-405 . Consent calendar.**

314 [A] On or before the 41st day of an annual general session, a standing committee may

315 recommend that legislation in the standing committee's possession be placed on the consent

316 calendar if:

- 317 (1) the committee approves a motion, by a unanimous vote, to send the legislation to the
- 318 second reading calendar;
- 319 (2) immediately subsequent to that action, the chief sponsor or the chief sponsor's designee
- 320 under SR3-2-306(3) requests that the legislation be placed on the consent calendar; [and]
- 321 (3) in a separate motion and vote, the committee unanimously approves the sponsor's
- 322 request to place the legislation on the consent calendar instead of the second reading
- 323 calendar[-] ; and
- 324 (4) for House legislation, the House legislation is not a fiscal note bill, as that term is
- 325 defined in JR4-4-101.

326 Section 14. **SR3-4-103** is enacted to read:

327 **SR3-4-103 . Right of legislators to attend Senate committee meetings.**

- 328 (1) Any member of the Legislature may:
- 329 (a) attend any meeting of a Senate committee or subcommittee, unless the meeting is
- 330 closed in accordance with Utah Code Title 52, Chapter 4, Open and Public Meetings
- 331 Act; and
- 332 (b) if recognized by the chair, present the legislator's views on the subject under
- 333 consideration.
- 334 (2) A legislator who attends a meeting of a Senate committee or subcommittee of which the
- 335 legislator is not a member may not:

336 (a) make a motion; or

337 (b) vote.

338 Section 15. **SR4-3-102** is amended to read:

339 **SR4-3-102 . Consideration of bills.**

340 (1) Except for the 1st, 43rd, 44th, and 45th day of the annual general session, or any day
341 during a special session, legislation may not be read for the third time until at least the
342 day after it is placed on the third reading calendar.

343 (2) Legislation on the third reading calendar shall be considered in the order that it appears
344 on the calendar unless a constitutional majority vote of the members of the Senate
345 directs other action.

346 Section 16. **SR4-4-101** is enacted to read:

347 **Part 1. Standing Committee Reports**

348 **SR4-4-101 . Standing committee reports.**

349 (1) As used in this rule, "favorable committee report" means a report produced by a Senate
350 standing committee for legislation that the committee voted to favorably recommend.

351 (2) The secretary of the Senate shall read each standing committee report.

352 (3) If the Senate adopts a favorable committee report, the secretary of the Senate or the
353 secretary's designee shall:

354 (a) place the legislation, including any substitute or amendment recommended by the
355 standing committee, on the second reading calendar; or

356 (b) if the favorable committee report recommends that the legislation be placed on the
357 consent calendar:

358 (i) read the legislation for the second time; and

359 (ii) place the legislation on the consent calendar.

360 (4) If the Senate adopts a standing committee report that is not a favorable committee
361 report, the legislation is placed in accordance with the standing committee report's
362 recommendation.

363 (5) If the Senate fails to adopt a standing committee report, the legislation is returned to the
364 Senate Rules Committee.

365 Section 17. **SR4-4-201**, which is renumbered from Section SR4-4-101 is renumbered
366 and amended to read:

367 **Part 2. Second Reading Calendar**

368 **[SR4-4-101] SR4-4-201 . Second reading calendar.**

369 (1)[(a)] After the Senate considers all legislation on the third reading calendar that is not
 370 circled or tabled, the [~~Senate shall consider legislation on the second reading calendar~~
 371 ~~as follows:~~]

372 [(i) ~~the presiding officer shall cause each piece of legislation on the second reading~~
 373 ~~calendar to be read by title before debate begins, unless the Senate suspends this~~
 374 ~~requirement by a two-thirds vote;~~]

375 [(ii) ~~the secretary of the Senate or the secretary's designee shall read the committee~~
 376 ~~report, noting for the Senate those instances when the legislation did not receive a~~
 377 ~~Senate standing committee review or an interim committee review;~~]

378 [(iii) ~~if the Senate passes a motion to adopt a "favorable" committee report, the~~
 379 ~~legislation, including any substitute or amendment adopted by the standing~~
 380 ~~committee that is identified in the committee report, is before the Senate; and]~~

381 [(iv) ~~the presiding officer shall allow debate on the legislation.~~]

382 [(b) ~~If the Senate fails to pass a motion to adopt a "favorable" committee report, the~~
 383 ~~legislation will be returned to the Senate Rules Committee.] presiding officer shall:~~

384 (a) cause each legislation on the second reading calendar to be read by title before debate
 385 begins, unless the Senate suspends this requirement by a two-thirds vote; and

386 (b) allow debate on the legislation.

387 (2)(a) The final question on second reading is: "Shall the bill (resolution) be read a third
 388 time?"

389 (b) The presiding officer shall place the question as a roll call vote.

390 (c) If a constitutional majority of the Senate votes in favor of the motion, the legislation
 391 is [~~passed to~~] placed on the third reading calendar.

392 Section 18. **SR4-4-301**, which is renumbered from Section SR4-4-201 is renumbered
 393 and amended to read:

394 **Part 3. Third Reading Calendar**

395 **[~~SR4-4-201~~] SR4-4-301 . Third reading calendar -- Procedures.**

396 (1)(a) For the third reading on [~~a piece of~~] legislation, the secretary of the Senate or the
 397 secretary's designee shall read the legislation by title, unless the Senate suspends this
 398 requirement by a two-thirds vote.

399 (2) When the secretary of the Senate or the secretary's designee has completed the third
 400 reading of the legislation, the legislation is before the Senate for debate.

401 (3) When debate on the legislation is complete, the presiding officer shall:

402 (a) pose the final question: "This bill (resolution) has been read three times. The

403 question is: Shall the bill (resolution) pass?"; and

404 (b) place the question as a roll call vote.

405 Section 19. **SR4-4-302**, which is renumbered from Section SR4-4-202 is renumbered
406 and amended to read:

407 **[SR4-4-202] SR4-4-302 . Disposition of legislation voted on third reading.**

408 The secretary of the Senate or the secretary's designee shall:

409 (1) for Senate legislation passed by the Senate on third reading but not yet acted upon by
410 the House, transmit the Senate legislation to the House for its further action;

411 (2) for Senate legislation that fails to pass the Senate on third reading, file the legislation;

412 (3) for Senate legislation that has passed both chambers in the same form, follow the
413 procedures and requirements of JR4-5-101;

414 (4) for House legislation passed by the Senate on third reading and not amended or
415 substituted in the Senate, after the presiding officer of the Senate signs the House
416 legislation, transmit the House legislation to the presiding officer of the House for the
417 presiding officer's signature;

418 (5) for House legislation passed by the Senate on third reading that was amended or
419 substituted in the Senate, transmit the legislation to the House with the amendment or
420 substitute for further action by the House; and

421 (6) for House legislation that fails to pass the Senate on third reading, transmit the
422 legislation to the House with notice of the Senate's action.

423 Section 20. **SR4-4-401**, which is renumbered from Section SR4-4-301 is renumbered
424 and amended to read:

425 **Part 4. Consent Calendar**

426 **[SR4-4-301] SR4-4-401 . Consent calendar.**

427 [~~(1) If a standing committee report recommends that legislation be placed on the consent~~
428 ~~calendar and the standing committee report is adopted by the Senate, the secretary of the~~
429 ~~Senate or the secretary's designee shall:]~~

430 [~~(a) read the legislation for the second time; and]~~

431 [~~(b) place the legislation on the consent calendar.]~~

432 (1) As used in this rule, "legislative day" means the same as that term is defined in
433 SR4-9-101.

434 (2) Subject to Subsection (3)(b), legislation shall remain on the consent calendar for two
435 legislative days after the day on which the legislation is placed on the consent calendar
436 under SR4-4-201.

- 437 (3)(a) Whenever the consent calendar contains legislation, the presiding officer shall
 438 inform the Senate each day that:
- 439 (i) there are items on the consent calendar; and
 440 (ii) if any senator objects to any legislation on the consent calendar, three or more
 441 senators may move the legislation to the second reading calendar by notifying the
 442 presiding officer verbally or in writing.
- 443 (b) If the presiding officer receives requests to move legislation from the consent
 444 calendar to the second reading calendar from three or more senators, the secretary
 445 shall:
- 446 (i) remove the legislation from the consent calendar; and
 447 (ii) place the legislation at the bottom of the second reading calendar.
- 448 ~~[(3)]~~ (4) If ~~[, after three days during which the Senate has floor time,]~~ no more than two
 449 members have registered objections to the legislation during the time period described in
 450 Subsection (2), the legislation shall be:
- 451 (a) read the third time;
 452 (b) placed before the Senate; and
 453 (c) considered for final passage.
- 454 ~~[(4)]~~ (5)(a) The presiding officer shall pose the question on each consent calendar bill in the
 455 following form:
- 456 "The presiding officer has determined that a quorum is present.
 457 Those who favor the question say, 'aye.'
 458 Does the chair hear a single dissenting nay to the question?"
- 459 (b) If the presiding officer hears no nays to the question ~~[, a unanimous vote of the~~
 460 ~~senators present shall be recorded in favor of the legislation.]~~
- 461 ~~[(e) If the presiding officer hears any nays to the question,]~~ a roll call vote shall be taken
 462 immediately.
- 463 ~~[(5)]~~ (6) Notwithstanding the requirements of Subsection ~~[(4)]~~ (5), any senator may, before
 464 the roll call vote is taken, make a motion to remove the bill from the consent calendar
 465 and place it on the bottom of the third reading calendar.
- 466 ~~[(6)]~~ (7) Nothing in this rule prevents a senator from challenging the ruling of the chair or
 467 asking for a vote on any question.
- 468 Section 21. **SR4-4-501**, which is renumbered from Section SR4-4-401 is renumbered
 469 and amended to read:
- 470

Part 5. Concurrence Calendar

471 **[~~SR4-4-401~~] SR4-4-501 . Concurrence calendar.**

472 (1) After the secretary of the Senate or the secretary's designee reads the transmittal letter
 473 from the House informing the Senate that the House has amended or substituted [~~a piece~~
 474 ~~of~~]Senate legislation, the presiding officer shall place the legislation on the concurrence
 475 calendar.

476 (2)(a) During the first [~~43~~] 42 days of the annual general session, the legislation shall
 477 remain on the concurrence calendar over at least one night before the Senate may
 478 consider the question of concurrence.

479 (b) During the last [~~two~~] three days of the annual general session and during any special
 480 session, the Senate may consider legislation for concurrence after the Senate has been
 481 given a reasonable time to review the House changes.

482 (3)(a) When presenting legislation to the Senate for concurrence, the presiding officer
 483 shall ask the sponsor of the legislation for a motion.

484 (b) The sponsor of the legislation may move to either:

485 (i) concur with the House amendments; or

486 (ii) refuse to concur with the House amendments and ask the House to recede from
 487 their amendments.

488 (c) If a motion to concur with the House amendments passes by majority vote, the
 489 presiding officer shall:

490 (i) pose the question: "This bill (resolution) has been read three times. The question
 491 is: Shall this bill (resolution) pass?"; and

492 (ii) take the final roll call vote on the legislation.

493 (d) If a motion to refuse to concur with the House amendments and ask the House to
 494 recede from their amendments passes by a majority vote, the secretary of the Senate
 495 shall return the legislation to the House for its further action.

496 (e) If the House refuses to recede, the Senate and House shall follow the procedures and
 497 requirements of [~~JR3-2-601~~] JR3-2-901 relating to the appointment of a conference
 498 committee.

499 Section 22. **SR4-4-601**, which is renumbered from Section SR4-4-501 is renumbered
 500 and amended to read:

501 **Part 6. Time Certain Calendar**502 **[~~SR4-4-501~~] SR4-4-601 . Time certain calendar.**

503 The secretary of the Senate or the secretary's designee shall place on the time certain
 504 calendar legislation or other matters approved by the Senate for a time certain under:

505 (1) SR1-5-201; or

506 (2) other rules allowing matters to be set for a time certain.

507 Section 23. **SR4-6-105** is amended to read:

508 **SR4-6-105 . Senators not to speak more than twice.**

509 (1) Without permission from the Senate, a senator may not speak more than twice,
510 including the senator explaining the senator's vote, on the same~~[-piece-of]~~ legislation,
511 substitute legislation, or amendment in any one debate on the same day and on the same
512 reading of the legislation.

513 (2)(a) Except as provided in Subsection (2)(b), the presiding officer may not grant a
514 senator who has spoken once permission to speak again on the same ~~[piece-of]~~
515 legislation if any senator who has not spoken wishes to speak.

516 (b) The presiding officer may grant a senator who has spoken once permission to
517 respond to a question if the senator consents to a request that the senator yield to a
518 question under SR4-6-104.

519 Section 24. **SR4-6-109** is amended to read:

520 **SR4-6-109 . Motions in order during debate.**

521 (1)(a) When a motion or question is being debated, the presiding officer may not accept
522 any other motion except a motion:

523 (i) to adjourn, which is nondebatable;

524 (ii) to determine the time to adjourn, which is debatable;

525 (iii) to recess, with the senator having the floor retaining the floor when the Senate
526 reassembles, which is nondebatable;

527 (iv) to call the Senate;

528 (v) to refer to a committee, which is debatable;

529 (vi) to table, which is debatable;

530 (vii) to lift from the table, which is debatable;

531 (viii) to circle, which is debatable;

532 (ix) to postpone to a time certain, which is debatable;

533 (x) to strike the enacting clause, which is debatable;

534 (xi) to adopt a substitute, which is debatable; or

535 (xii) to amend, which is debatable.

536 (b) Points of order and appeals of the decision of the presiding officer are not motions
537 and are always in order.

538 (c) The presiding officer shall grant priority to the motions listed in Subsection (1)(a)

539 according to the order in which they are listed in that rule.

540 (2) A senator may not make, and the presiding officer may not accept, a motion for the
541 previous question, which is a call for an end to debate and a vote on the matter under
542 discussion.

543 (3) If a motion to postpone [~~a piece of~~]legislation to a [~~day~~] time certain or a motion to refer [
544 ~~a piece of~~]legislation to a committee is defeated, a senator may not make the same
545 motion on the same [~~piece of~~]legislation during the same reading of the legislation.

546 (4) When a motion to refer to committee, to postpone indefinitely, to postpone to a time
547 certain, or to table is made, the presiding officer may not allow consideration of
548 amendments or debate on the main question.

549 Section 25. **SR4-7-101** is amended to read:

550 **SR4-7-101 . Definitions.**

551 As used in this chapter:

552 (1) "Roll call vote" means a verbal voting process where:

553 (a) the secretary of the Senate or the secretary's designee verbally calls the name of each
554 senator alphabetically, except the president, who is called last;

555 (b) each senator present votes "aye" or "nay" when the senator's name is called;

556 (c) the secretary of the Senate or the secretary's designee:

557 (i) tallies the vote;

558 (ii) records those senators who are absent[~~or not voting~~]; and

559 (iii) gives a copy of the tally to the presiding officer; and

560 (d) the presiding officer announces the result of the vote.

561 (2) "Voice vote" means a verbal voting process where the presiding officer:

562 (a) poses the question to be voted upon in this form: "Those in favor (of the question)
563 say 'aye'." and "Those opposed say 'nay'."; and

564 (b) based upon the senator's responses, announces that the question either passed or
565 failed.

566 Section 26. **SR4-7-103** is amended to read:

567 **SR4-7-103 . Senators present required to vote.**

568 (1)(a) A senator present within the Senate chamber when a vote is being taken shall vote.

569 (b) A senator shall vote within the time limit fixed by the presiding officer.

570 (c) Immediately before a roll call vote or when casting a roll call vote, a senator may,
571 upon recognition by the presiding officer, make a brief statement explaining any
572 conflict of interest.

573 (d) With the permission of the presiding officer, a senator may briefly explain [a] the
574 senator's vote.

575 (2)(a) [~~A~~] Except as provided Joint Rules, Title 1, Chapter 4, Part 4, Electronic Meetings,
576 a senator may not vote on[~~a piece of~~] legislation or a motion unless the senator is
577 present in the Senate chamber.

578 (b) If the vote is a roll call vote or division, a senator entering the chamber after the
579 question is posed and before the presiding officer announces the result, may have the
580 question stated and vote.

581 Section 27. **Effective Date.**

582 This resolution takes effect upon a successful vote for final passage.