

## Part 2

### Substitute and Replacement Bills or Resolutions

#### **JR4-2-201 Definitions.**

As used in this part:

- (1) "Committee substitute" means a substitute bill or resolution that is prepared for introduction in a Senate or House standing committee.
- (2) "Floor substitute" means a substitute bill or resolution that is prepared for introduction on the Senate or House floor.
- (3)
  - (a) "Germane" means that the substitute is relevant, appropriate, and in a natural and logical sequence to the subject matter of the original legislation.
  - (b) "Germane" includes a substitute that changes the effect or is in conflict with the spirit of the original legislation if the substance of the substitute can be encompassed within the short title of the underlying bill.
- (4) "Replacement legislation" means a bill, resolution, or substitute that replaces the original because of a technical error.
- (5) "Substitute" means a new bill or resolution that:
  - (a) replaces the old bill or resolution in title and body; and
  - (b) is germane to the subject of the original bill or resolution.

Enacted by H.J.R. 11, 2007 General Session

#### **JR4-2-202 Substitute bills or resolutions.**

- (1)
  - (a) By following the procedures and requirements of Senate or House rule, a legislator may propose a committee substitute to any Senate or House legislation that is under consideration by a committee of which the legislator is a member.
  - (b) By following the procedures and requirements of Senate or House rule, a legislator may propose a floor substitute to any Senate or House legislation that is under consideration by the house of which the legislator is a member.
- (2) To initiate drafting of a substitute, a legislator shall give drafting instructions to the attorney who drafted the legislation.
- (3) After the substitute sponsor has approved the substitute, the Office of Legislative Research and General Counsel shall:
  - (a) electronically set the line numbers of the substitute;
  - (b) assign a version number to the substitute; and
  - (c) distribute the substitute according to the substitute sponsor's instructions.
- (4)
  - (a) Subject to the other provisions of this rule, after the original version of the legislation is introduced, a rules committee, standing committee, or the Senate or House of Representatives may adopt the original version of the legislation or any substitute version of the legislation, regardless of the version number.
  - (b)
    - (i) If the version of the legislation being adopted was previously adopted, but replaced with a different version, the version of the legislation being adopted shall be adopted as it

was previously introduced, without any amendments that may have been added to the introduced version.

- (ii) An amendment described in Subsection (4)(b)(i), or any other amendment otherwise in order, may be proposed by a motion separate from the motion to adopt that substitute or original version of the legislation.
- (c) A rules committee, a standing committee, the Senate, and the House of Representatives are prohibited from suspending the provisions of this Subsection (4).

Amended by H.J.R. 6, 2017 General Session

**JR4-2-203 Replacement bills or resolutions.**

- (1) If the legislative general counsel determines that a numbered bill or resolution contains a technical error, the Office of Legislative Research and General Counsel may prepare and submit a replacement bill or resolution that corrects the error.
- (2) A sponsor may not file, and legislative staff may not create, replacement legislation if:
  - (a) the original legislation has been approved by the sponsor;
  - (b) the legislation has been numbered; and
  - (c) copies of the legislation have been distributed.
- (3) Nothing in this rule prohibits a sponsor from preparing amendments to the original legislation or one or more substitutes of the original legislation and proposing their adoption by a committee or by either house of which the legislator is a member.

Enacted by H.J.R. 11, 2007 General Session

**JR4-2-204 Substitute bills and amendments to bills must be germane.**

A bill may not be amended or substituted unless the changes are germane to the purpose of the original bill.

Enacted by H.J.R. 11, 2007 General Session