

HOUSE RULES RESOLUTION

1999 GENERAL SESSION

STATE OF UTAH

Sponsor: Susan J. Koehn

A RESOLUTION OF THE HOUSE OF REPRESENTATIVES MODIFYING COMMITTEE REPORT REQUIREMENTS; CLARIFYING RULES COMMITTEE POWERS; CLARIFYING THE SERGEANT-AT-ARMS'S ENFORCEMENT POWERS; CLARIFYING CONCURRENCE PROCEDURES; MAKING TECHNICAL CORRECTIONS; AND PROVIDING AN EFFECTIVE DATE.

This resolution affects legislative rules as follows:

AMENDS:

HR-20.07

HR-24.01

HR-24.19

ENACTS:

HR-24.27

HR-37.10

REPEALS AND REENACTS:

HR-25.15

REPEALS:

HR-37.01

HR-37.02

HR-37.03

HR-37.04

HR-37.05

HR-37.06

HR-37.07

HR-37.08

HR-37.09

Be it resolved by the House of Representatives of the state of Utah:

Section 1. **HR-20.07** is amended to read:

HR-20.07. Duties of the Sergeant-at-Arms.

(1) A Sergeant-at-Arms shall be appointed by the Speaker or the Speaker-elect prior to the convening of each session.

(2) The Sergeant-at-Arms ~~[is to]~~ shall:

(a) maintain security[;];

(b) enforce the House Rules at the direction of the presiding officer or the body; and

(c) provide other service as requested by the Chief Clerk or the Speaker.

Section 2. **HR-24.01** is amended to read:

HR-24.01. House Rules Committee.

(1) All legislation introduced shall be submitted to the House Rules Committee.

~~[(+)]~~ (2) (a) ~~[This committee]~~ The House Rules Committee has all the powers, functions, and duties of a standing committee when it:

(i) prepares the House Rules and Joint Rules and presents them to the House before adjournment on the second day of each annual general session; or

(ii) reviews all House Rules or Joint Rules resolutions.

(b) Rules resolutions reviewed by House Rules Committee shall be reported directly to the House for its approval, amendment, or disapproval.

(c) Notwithstanding Subsection (6), when meeting as a standing committee under this Subsection (2), persons other than committee members may make comments and recommendations at the discretion of the chair.

~~[(2)]~~ (3) For all legislation not specified in Subsection ~~[(+)]~~ (2) that is referred to the House Rules Committee, the committee shall:

(a) (i) examine each bill for proper form, including fiscal note and interim committee note, if any, and, when in proper form, order the bills printed; and

(ii) in extraordinary circumstances, recommend to the House that a bill be printed without a fiscal note; and

(b) refer ~~[each bill]~~ bills to the House with a recommendation:

~~[(i) that the legislation be held in the House Rules Committee;]~~

~~[(ii) (i) that the legislation be referred to a standing committee for consideration; or~~

~~[(iii) (ii) that the legislation be read the second time and placed on the third reading calendar.~~

~~[(c) (4) In carrying out ~~the~~ its functions and responsibilities under Subsection ~~[(2)] (3),~~~~
~~[this committee] the House Rules Committee may not:~~

~~[(i) (a) table a bill without the written consent of the sponsor;~~

~~[(ii) (b) report out any bill that has been tabled by a standing committee;~~

~~[(iii) (c) amend a bill without the written consent of the sponsor;~~

~~[(iv) (d) substitute a bill without the written consent of the sponsor; or~~

~~[(v) (e) sponsor a bill, except for the revisor's bill.~~

~~[(3) (5) When this committee is carrying out the functions and responsibilities of Subsection~~
~~[(2)] (3), this committee shall:~~

~~[(a) provide oral notice from the floor of the time and place of its next meeting or post~~
~~written notice of its next meeting during a legislative session when oral notice is impractical or~~
~~outside of a legislative session, 24 hour notice shall be given;]~~

~~(a) during a legislative session, give notice of its meetings by either:~~

~~(i) providing oral notice from the floor of the time and place of its next meeting; or~~

~~(ii) when oral notice is impractical, post written notice of its next meeting;~~

~~(b) when the Legislature is not in session, post a notice of meeting at least 24 hours before~~
~~the meeting convenes;~~

~~[(b) (c) have as its agenda all bills in its possession for assignment to committee; and~~

~~[(c) (d) prepare minutes that include a record, by individual legislator, of votes taken.~~

~~[(4) (6) Anyone may attend a meeting of the rules committee, but comments and discussion~~
~~are limited to members of the committee.~~

Section 3. **HR-24.19** is amended to read:

HR-24.19. Committee Reports.

(1) All business referred to a committee shall be considered in the order determined by the

committee chair.

(2) When a bill is acted upon by a committee, the bill and a committee report detailing committee action shall be ~~[returned immediately to the House]~~ submitted to the Chief Clerk of the House no later than the next legislative day.

(3) (a) If a bill is tabled, the House shall be notified.

(b) This notification requires no House action, ~~[as]~~ because the bill ~~[shall]~~ will be automatically sent to the House Rules Committee.

Section 4. **HR-24.27** is enacted to read:

HR-24.27. Reconsideration of Action.

(1) Except as provided in Subsection (2), a committee may, by majority vote of those present, reconsider any committee action at any time before the committee report is sent to the House.

(2) A committee may not reconsider a bill more than once.

Section 5. **HR-25.15** is repealed and reenacted to read:

HR-25.15. Concurrence Calendar.

(1) (a) After the communication from the Senate informing the House that the Senate has amended a House bill is read, the bill shall be placed on the concurrence calendar.

(b) During the first 43 days of the annual general session, the bill shall remain on the concurrence calendar for at least one legislative day before the House may consider the question of concurrence.

(c) During the last two days of the annual general session, and during any special sessions, the bill may be considered for concurrence after giving House members reasonable time to review the Senate amendments.

(2) When presented to the House, the question shall be: "This bill (resolution) has been read three times; the question is: Shall the House concur in the Senate amendments?"

Section 6. **HR-37.10** is enacted to read:

HR-37.10. Impeachment.

If any member submits a resolution to the House to begin impeachment proceedings, the

House shall adopt, by majority vote, policies establishing procedures for, and governing the conduct of, the impeachment process.

Section 7. Repealer.

This act repeals:

Rule HR-37.01, Origination of Resolution.

Rule HR-37.02, Causes for Impeachment.

Rule HR-37.03, Resolution of Investigation.

Rule HR-37.04, Impeachment Resolution Priority.

Rule HR-37.05, Evidence in Committee Meeting.

Rule HR-37.06, Committee on Articles of Impeachment.

Rule HR-37.07, Vote on Articles of Impeachment.

Rule HR-37.08, House Rules Govern.

Rule HR-37.09, Articles of Impeachment; Procedure.

Section 8. Effective date.

This resolution takes effect upon approval by a majority vote of all members of the House of Representatives.