

1 **HOUSE RULES RESOLUTION - PROCESS**

2 **REVISIONS**

3 2002 GENERAL SESSION

4 STATE OF UTAH

5 **Sponsor: Wayne A. Harper**

6 **This act modifies House Rules of the Fifty-fourth Legislature. This act modifies the powers**
7 **of the House Rules Committee, provides standards and requirements for the motion to lift**
8 **a bill from committee, and makes technical corrections. This act takes effect immediately.**

9 This resolution affects legislative rules as follows:

10 AMENDS:

11 **HR-24.01**

12 ENACTS:

13 **HR-27.17**

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

15 Section 1. **HR-24.01** is amended to read:

16 **HR-24.01. House Rules Committee.**

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

18 (2) (a) The House Rules Committee has all the powers, functions, and duties of a standing
19 committee when it:

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

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

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

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



28 (3) For all legislation not specified in Subsection (2) that is referred to the House Rules
 29 Committee, the committee shall:

30 (a) (i) examine each ~~h~~ [F] ~~bill~~ [F] ~~[piece of legislation]~~ ~~h~~ for proper form, including fiscal
 note

30a and

31 interim committee note, if any, and, when in proper form, order the ~~h~~ [F] ~~bills~~ [F]

31a ~~[legislation]~~ ~~h~~ printed; and

32 (ii) in extraordinary circumstances, recommend to the House that ~~h~~ [F] ~~a bill~~ [F] ~~[legislation]~~

~~h~~2a be

33 printed without a fiscal note; and

34 (b) either:

35 (i) refer ~~h~~ [F] ~~bills~~ [F] ~~[legislation]~~ ~~h~~ to the House with a recommendation:

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

37 [~~(i)~~] (B) that the legislation be read the second time and placed on the third reading

38 calendar; or

39 (ii) hold the ~~h~~ ~~[legislation]~~ ~~BILL~~ ~~h~~ .

40 (4) In carrying out its functions and responsibilities under Subsection (3), the House Rules

41 Committee may not:

42 ~~h~~ [F] (a) **table a bill without the written consent of the sponsor;** [F] ~~h~~

43 [~~(b)~~] (a) report out any ~~h~~ [F] ~~bill~~ [F] ~~[legislation]~~ ~~h~~ that has been tabled by a standing
 43a committee;

44 [~~(c)~~] (b) amend ~~h~~ [F] ~~a bill~~ [F] ~~[legislation]~~ ~~h~~ without the written consent of the sponsor;

45 [~~(d)~~] (c) substitute ~~h~~ [F] ~~a bill~~ [F] ~~[legislation]~~ ~~h~~ without the written consent of the sponsor;

45a or

46 [~~(e)~~] (d) sponsor ~~h~~ [F] ~~a bill~~ [F] ~~[legislation]~~ ~~h~~ , except for the revisor's bill.

47 (5) When this committee is carrying out the functions and responsibilities of Subsection

48 (3), this committee shall:

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

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

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

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

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

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

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

58 Section 2. **HR-27.17** is enacted to read:

59 **HR-27.17. Motion to Lift a Bill from Committee**

60 (1) Any member of the House may make a motion to lift a bill or resolution from a
61 standing committee or the House Rules Committee and place it on the third reading calendar.

62 (2) (a) Except as provided in Subsection (2)(b), if the motion is approved by a majority
63 of the members present, the bill or resolution shall be placed on the third reading calendar.

64 (b) During the 43, 44, and 45 day of the annual general session, and during any special
65 session, a motion to lift a bill from committee must be approved by a vote of two-thirds of the
66 members present.

67 **Section 3. Effective date.**

68 This resolution takes effect upon approval by a constitutional two-thirds vote of all
69 members of the House of Representatives.

Legislative Review Note
as of 1-9-02 3:43 PM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel