

**HOUSE RULES RESOLUTION - MINORITY  
REPORT**

2005 GENERAL SESSION

STATE OF UTAH

**Sponsor: David Ure**

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**LONG TITLE**

**General Description:**

This resolution details the process for filing a minority report on a committee report or being listed on a committee report as dissenting.

**Highlighted Provisions:**

This resolution:

- ▶ requires notice be given to the committee if a minority report is to be filed or dissenting members desire to be listed separately as dissenting;
- ▶ provides a time frame for filing a minority report;
- ▶ replaces the term "majority report" with "committee report";
- ▶ outlines the process for being listed as dissenting from a committee report; and
- ▶ details what is read in and listed on the journal from the minority report.

**Special Clauses:**

This resolution provides an immediate effective date.

**Legislative Rules Affected:**

AMENDS:

**HR-24.16**

**HR-25.05**

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

Section 1. **HR-24.16** is amended to read:



28           **HR-24.16. Voting -- Chair to Verbally Announce the Vote -- Dissenting Members**  
29 **to be Reported.**

30           (1) After the committee votes, the chair shall:

31           (a) determine whether the motion passed or failed;

32           (b) verbally announce that the motion passed or that the motion failed; and

33           (c) verbally identify by name either the committee members who voted "yes" or the  
34 committee members who voted "no."

35           (2) (a) Members dissenting from a committee report may file a minority report or may  
36 be listed on the [majority] committee report as dissenting.

37           (b) If any member of the committee desires to file a minority report or be listed on the  
38 committee report as dissenting, that committee member shall advise the committee during the  
39 meeting in which the committee report was adopted.

40           (c) If a minority report is requested by the members dissenting from the committee  
41 report, the minority report shall be prepared and submitted to the Chief Clerk of the House with  
42 the committee report, no later than the next legislative day, as required for the committee report  
43 in HR-24.19.

44           (d) If any member of the committee states the member's intent to simply be listed on  
45 the committee report as dissenting, staff for that committee shall prepare the committee report  
46 with any dissenting committee member listed separately by name.

47           Section 2. **HR-25.05** is amended to read:

48           **HR-25.05. Second Reading Calendar.**

49           (1) The Chief Clerk of the House or his designee shall read the committee report to the  
50 House and this constitutes the second reading of any bill referred to in the report. Each bill  
51 listed shall be read by title, unless the House suspends this requirement by a two-thirds vote.

52 (cf. HR-27.16)

53           (2) The Reading Clerk shall read the committee report.

54           (3) A motion to adopt a "favorable" committee report places the bill before the House  
55 with all committee amendments. If a motion to adopt a "favorable" committee report does not  
56 receive a majority vote, the bill shall be returned to the House Rules Committee.

57           (4) A majority vote of the members present is required to pass the bill on the second  
58 reading calendar.

59           (5) (a) If a minority report has been prepared and submitted with the committee report,  
60 after reading the committee report, the reading clerk shall acknowledge to the House that a  
61 minority report is attached to the backed copy of the bill.

62           (b) The House shall make a copy of the minority report available to the public.

63           Section 3. **Effective date.**

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

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**Legislative Review Note**

as of 1-27-05 4:40 PM

Based on a limited legal review, this legislation has not been determined to have a high probability of being held unconstitutional.

**Office of Legislative Research and General Counsel**

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**Fiscal Note**  
**Bill Number HR0007**

**House Rules Resolution-Minority Report**

*31-Jan-05*

*8:18 AM*

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**State Impact**

Provisions of this resolution can be handled within existing budgets.

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**Individual and Business Impact**

No fiscal impact.

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**Office of the Legislative Fiscal Analyst**