

1 **SENATE RULES RESOLUTION -**
2 **OCCUPATIONAL AND PROFESSIONAL**
3 **LICENSURE REVIEW COMMITTEE SUMMARY**
4 **REPORT**

5 2007 GENERAL SESSION

6 STATE OF UTAH

7 **Chief Sponsor: Scott K. Jenkins**

8
9 **LONG TITLE**

10 **General Description:**

11 This resolution modifies the responsibilities of the Senate Rules Committee, Senate
12 standing committees, and the Office of Legislative Research and General Counsel
13 related to receipt of summary reports of the Occupational and Professional Licensure
14 Review Committee.

15 **Highlighted Provisions:**

16 This resolution:

17 ▶ requires certain actions regarding a summary report related to newly regulating an
18 occupation or profession, including requiring a chair of a standing committee that
19 receives a summary report from the Senate Rules Committee to ensure that the
20 report is read in a meeting before the standing committee takes action on the related
21 legislation; and

22 ▶ makes technical changes.

23 **Special Clauses:**

24 This resolution provides an effective date and is contingent on the passage of H.B. 54,
25 Occupational and Professional Licensure Review Committee.

26 **Legislative Rules Affected:**

27 AMENDS:

28 **SR-24.01**

29 **SR-24.12**

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

Section 1. **SR-24.01** is amended to read:

SR-24.01. Senate Rules Committee; Duties.

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

(2) The Senate Rules Committee shall:

(a) prepare the Senate Rules and Joint Rules and report them to the Senate for approval, amendment, or disapproval before adjournment on the second day of each annual general session;

(b) examine each bill for proper form and order the bills printed;

(c) refer each bill to the Senate with a recommendation that:

(i) the legislation be referred to a standing committee for consideration;

(ii) the legislation be placed directly onto the second reading calendar;

(iii) the legislation be read the second time and placed onto the consent calendar; or

(iv) during the last week of the legislative session, the legislation be read the second time and placed onto the third reading calendar.

(3) Before sending a bill to a standing committee, the Senate Rules Committee, in carrying out its responsibilities under Subsection (2), may amend or substitute a bill only if the committee has the written consent of the sponsor.

(4) If the chair of the Senate Rules Committee receives a summary report from the Occupational and Professional Licensure Review Committee related to newly regulating an occupation or profession within the two calendar years immediately preceding the session in which a piece of legislation is introduced related to the regulation by the Division of Occupational and Professional Licensing of that occupation or profession:

(a) the chair of the Senate Rules Committee shall ensure that the Senate Rules Committee is informed of the summary report before the Senate Rules Committee takes action on the legislation; and

(b) if the Senate Rules Committee refers the legislation to the Senate as provided for

58 in Subsection (2)(c):

59 (i) the Office of Legislative Research and General Counsel shall make the summary
60 report reasonably available to the public and to legislators; and

61 (ii) if the legislation is referred to a standing committee, the Senate Rules Committee
62 shall forward the summary report to the standing committee.

63 Section 2. **SR-24.12** is amended to read:

64 **SR-24.12. Committee Responsibilities.**

65 (1) Each committee shall send a report to the Senate on each bill referred to it. With a
66 majority vote, the committee may transmit bills with a favorable recommendation. Bills may
67 be amended, held, tabled, returned to the Senate Rules Committee, or substituted in committee.
68 Any bill tabled in committee shall be held until a motion is made to remove it from the table.
69 Any tabled bill not lifted at its second committee meeting after tabling shall be sent to the
70 Secretary of the Senate for filing. A tabled bill can be lifted from the Secretary of the Senate or
71 its assigned standing committee by a two-thirds vote of those Senators present on the floor of
72 the Senate, or the President of the Senate can reassign the bill to a standing committee.

73 (2) The committee may prepare a bill addressing the same subject matter to be
74 introduced under committee sponsorship. The chief sponsor or sponsors of a bill may request
75 in writing that committee members sponsor the measure. Upon agreement by the committee,
76 the chief sponsor may relinquish individual sponsorship of the bill. A majority vote of the
77 committee is required to amend, substitute, table, recommend, return a bill to the Secretary of
78 the Senate, hold, or substitute sponsorship of a bill.

79 (3) A secretary shall record attendance and take minutes of committee action. The
80 records shall be filed for three years in the office of the Secretary of the Senate.

81 (4) If the chair allows public comment or testimony on a bill or other matter before the
82 committee, the chair may, or a majority of the committee may, require that any or all person's
83 testimony be taken under oath.

84 (5) If in accordance with SR-24.01 the Senate Rules Committee forwards a summary
85 report from the Occupational and Professional Licensure Review Committee in conjunction

86 with legislation referred to a standing committee, the chair of the standing committee shall
87 ensure that the summary report is read orally to the standing committee before action is taken
88 by the standing committee on the legislation that is related to the summary report.

89 Section 3. **Effective date.**

90 This resolution takes effect on April 30, 2007 if:

91 (1) approved by a constitutional majority vote of all members of the Senate; and

92 (2) H.B. 54, Occupational and Professional Licensure Review Committee, takes effect.