

HB0262S02 compared with HB0262S01

~~text~~ shows text that was in HB0262S01 but was deleted in HB0262S02.

text shows text that was not in HB0262S01 but was inserted into HB0262S02.

DISCLAIMER: This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Representative Kraig Powell proposes the following substitute bill:

LOCAL GOVERNING BODY VOTING AMENDMENTS

2014 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Kraig Powell

Senate Sponsor: _____

LONG TITLE

General Description:

This bill enacts language related to the minimum vote requirements of a local governing body.

Highlighted Provisions:

This bill:

- ▶ requires a majority vote of the total number of voting members of a municipal council ~~for county legislative body~~ to pass an ordinance or resolution or take other action.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

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Utah Code Sections Affected:

AMENDS:

10-3-507, as last amended by Laws of Utah 2011, Chapter 176

~~{ **17-53-203**, as renumbered and amended by Laws of Utah 2000, Chapter 133~~

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **10-3-507** is amended to read:

10-3-507. Minimum vote required.

(1) The minimum number of yes votes required to pass any ordinance or resolution, or to take any action by the council, unless otherwise prescribed by law, is a majority of the total number of voting members of the council, regardless of the number of voting members of the council present at the meeting, and without considering any vacancy in the council.

(2) (a) Any ordinance, resolution, or motion of the council having fewer favorable votes than required in this section is defeated and invalid.

(b) Notwithstanding Subsection (2)(a), a council meeting may be adjourned to a specific time by a majority vote of the council even though the majority vote is less than that required in this section.

(3) A majority of the council members, regardless of number, may fill any vacancy in the council as provided under Section 20A-1-510.

~~{ Section 2. Section **17-53-203** is amended to read:~~

~~— **17-53-203. Chair -- Oaths -- Minimum vote required.**~~

~~— (1) Each county legislative body shall elect one of their number chair and may elect a vice chair.~~

~~— (2) (a) The chair shall preside at all meetings of the county legislative body, and in case of the chair's absence or inability to act, the vice chair, if there is one, shall preside.~~

~~— (b) If both the chair and vice chair, if there is one, are absent or unable to act, the members present shall, by an order entered in their minutes, select one of their number to act as chair temporarily.~~

~~— (3) Any member of the county legislative body may administer oaths to any person when necessary in the performance of official duties.~~

~~— (4) Not less than a majority of members shall constitute a quorum for the transaction of~~

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~~business[, and no act of the county legislative body shall be valid or binding unless a majority of members present when a quorum is present concurs therein].~~

~~—— (5) Unless otherwise prescribed by law, the minimum number of yes votes required to pass any ordinance or resolution, or to take any action by the county legislative body, is a majority of the total number of voting members of the legislative body, regardless of the number of voting members of the legislative body present at the meeting, and without considering any vacancy in the legislative body.~~

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