

1                                   **RESOLUTION MODIFYING HOUSE RULES**

2   2017 GENERAL SESSION

3   STATE OF UTAH

4                                   **Chief Sponsor: James A. Dunnigan**

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6 **LONG TITLE**

7 **General Description:**

8           This rules resolution modifies House rules.

9 **Highlighted Provisions:**

10          This resolution:

- 11           ▶ simplifies language in the constitutional resolution related to the beginning of  
12 House sessions;
- 13           ▶ modifies duties of the chief clerk of the House;
- 14           ▶ removes a restriction on a representative's leaving the chamber during a vote;
- 15           ▶ consolidates and modifies definitions for clarity;
- 16           ▶ clarifies provisions that prohibit lobbying on the House floor;
- 17           ▶ requires, with certain exceptions, legislation to have a favorable recommendation  
18 from a committee before the House Rules Committee may place the legislation  
19 directly on the third reading calendar;
- 20           ▶ modifies rules on verbal amendments;
- 21           ▶ modifies rules on the release of held legislation;
- 22           ▶ modifies provisions relating to notifications relating to the consent calendar;
- 23           ▶ prohibits certain actions during voting; and
- 24           ▶ modifies procedures relating to approved activities.

25 **Special Clauses:**

26          None

27 **Legislative Rules Affected:**



28 AMENDS:

29 [HR1-1-102](#)

30 [HR1-4-102](#)

31 [HR2-2-105](#)

32 [HR2-4-101](#)

33 [HR2-4-101.2](#)

34 [HR2-4-101.3](#)

35 [HR2-4-101.4](#)

36 [HR2-4-102](#)

37 [HR2-4-103](#)

38 [HR3-1-102](#)

39 [HR3-2-406](#)

40 [HR4-3-301](#)

41 [HR4-4-202](#)

42 [HR4-4-301](#)

43 [HR4-7-103](#)

44 [HR5-4-101](#)

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

47 Section 1. **HR1-1-102** is amended to read:

48 **HR1-1-102. Constitutional motion.**

49 At the beginning of each session of the House, before the reading of any piece of  
50 legislation, the House Rules Committee chair shall make the following motion:

51 "Mr. (Madam) Speaker, as allowed by the Utah Constitution [~~and the Joint Rules of the~~  
52 ~~Legislature~~], I move that the House [~~continue its practice of reading~~] read only the short title of  
53 bills and resolutions as they are introduced or considered [~~on a House calendar and not read the~~  
54 ~~long title of the bills and resolutions~~] unless [~~a majority~~] two-thirds of the House directs the  
55 reading of the long title, short title, or both [~~of any House or Senate bill or resolution~~]."

56 Section 2. **HR1-4-102** is amended to read:

57 **HR1-4-102. Duties of the chief clerk.**

58 The general duties of the chief clerk are to:

- 59 (1) act as chief administrative officer of the House, subject to direction by the speaker  
60 of the House;
- 61 (2) certify and transmit legislation to the Senate and inform the Senate of all House  
62 action;
- 63 (3) assist in the preparation of the House Journal and certify it as an accurate reflection  
64 of House action;
- 65 (4) make the following technical corrections to legislation either before or following  
66 final passage:
- 67 (a) correct the spelling of words;
- 68 (b) correct the erroneous division and hyphenation of words;
- 69 (c) correct mistakes in numbering sections and their references;
- 70 (d) capitalize words or change capitalized words to lower case;
- 71 (e) change numbers from words to figures or from figures to words; and
- 72 (f) underscore or remove underscoring in legislation without a motion to amend;
- 73 (5) modify the long title of a piece of legislation to ensure that the long title accurately  
74 reflects any changes to the legislation made by amendment or substitute;
- 75 (6) supervise all House of Representatives' non-partisan personnel during a session and  
76 assign them duties and responsibilities;
- 77 (7) keep a record of the attendance of each in-session employee and ensure that each  
78 in-session employee is paid only for hours worked;
- 79 (8) be the custodian of all official documents;
- 80 (9) receive all numbered legislation from the Office of Legislative Research and  
81 General Counsel;
- 82 (10) record the number, title, sponsor, each action, and final disposition of each piece  
83 of legislation on the legislation;
- 84 (11) prepare and distribute the daily order of business each day;
- 85 (12) advise the speaker on parliamentary procedure, constitutional requirements, and  
86 Joint and House Rules;
- 87 (13) assist with amendments to legislation;
- 88 (14) record votes and, if requested, present the results to the speaker;
- 89 (15) transmit all enrolled House bills and House concurrent resolutions to the

90 governor;

91 (16) approve material for placement on the representatives' desks if a representative has  
92 authorized that distribution;

93 (17) maintain all calendars for the House floor; and

94 (18) record the votes of any member who is present in the House chamber who  
95 requests assistance of the chief clerk.

96 Section 3. **HR2-2-105** is amended to read:

97 **HR2-2-105. Movement within the House chamber.**

98 [~~(1) When the speaker or presiding officer is presenting a question, a representative  
99 may not leave the House chamber.~~]

100 [(2)] When a representative is speaking, no person may walk between the  
101 representative and the speaker or presiding officer.

102 Section 4. **HR2-4-101** is amended to read:

103 **HR2-4-101. Definitions.**

104 As used in this chapter:

105 (1) "Former legislator" means a person who is not a current member of the Legislature,  
106 but who served in the Utah House or Utah Senate at one time.

107 (2) "Governor's staff" means:

108 (a) a person employed directly by the Office of the Governor or the Office of the  
109 Lieutenant Governor; and

110 (b) the director of the Office of Planning and Budget.

111 (3) (a) "Guest" means an individual who ~~is~~ is afforded access to the House space  
112 under a provision of this chapter ~~and~~, who is not an individual described in Subsection (3)(b)  
113 or a special guest as described under [HR2-4-101.2\(5\)](#).

114 (b) ~~is not a~~ "Guest" does not mean a legislator, a ~~legislative employee~~ member of  
115 House or Senate staff, a member of professional legislative staff, a House intern, a lobbyist, the  
116 governor, the lieutenant governor, the state attorney general, the state treasurer, or the state  
117 auditor.

118 (4) "House conference rooms" means one of the conference rooms adjacent to the  
119 House lounge, speaker's office, or the majority caucus room.

120 (5) "House halls" means the passageways that allow access to:

- 121 (a) the House chamber;
- 122 (b) the House lounge;
- 123 (c) the House offices; or
- 124 (d) any other nonpublic areas adjoining the House chamber.
- 125 (6) "House intern" means an individual who is:
- 126 (a) an official participant in the student intern program sponsored by the Utah
- 127 Legislature and administered by the Office of Legislative Research and General Counsel; and
- 128 (b) is assigned to a representative.
- 129 (7) "House offices" means:
- 130 (a) Representatives' offices adjacent to the House chamber;
- 131 (b) Representatives' offices on the third and fourth floors of the capitol building;
- 132 (c) Representatives' offices in the House building; and
- 133 (d) kitchens, restrooms, elevators, and any auxiliary rooms in the nonpublic areas
- 134 connected with the offices listed above.
- 135 (8) "House or Senate staff" means an individual who is employed directly by the House
- 136 or Senate.
- 137 ~~[(8)]~~ (9) (a) "House space" means the House chamber, House lounge, House offices,
- 138 House halls, and House conference rooms.
- 139 (b) "House space" does not mean the common public space outside the House
- 140 chamber.
- 141 ~~[(9)]~~ (10) "Immediate family" means any parent, spouse, child, grandparent,
- 142 grandchild, great-grandparent, great-grandchild, sibling, aunt, uncle, niece, or nephew of a
- 143 member of the House, provided that the individual is not a lobbyist.
- 144 ~~[(10) "Legislative employee" means an individual who is employed directly by the~~
- 145 ~~House or Senate.]~~
- 146 (11) "Lobbying" means communicating with a legislator for the purpose of influencing
- 147 the passage, defeat, amendment, or postponement of legislative action.
- 148 ~~[(H)(a)]~~ (12) "Lobbyist" means ~~[either: (i)]~~ an individual who is required to register as
- 149 a lobbyist by Utah Code Section [36-11-103](#)~~[-or]~~.
- 150 ~~[(ii) an individual who is seeking to influence any legislator to vote for or vote against~~
- 151 ~~any legislation.]~~

152           ~~[(b) "Lobbyist" does not mean a legislator, the governor, the lieutenant governor, the~~  
153 ~~state attorney general, the state treasurer, or the state auditor.]~~

154           ~~[(12)]~~ (13) "Professional legislative staff" means an individual employed by one of the  
155 Legislature's profession-based staff offices, namely the Office of Legislative Research and  
156 General Counsel, the Office of the Legislative ~~[the]~~ Fiscal Analyst, the Office of the  
157 Legislative Auditor General, or the Office of Legislative Printing.

158           Section 5. **HR2-4-101.2** is amended to read:

159           **HR2-4-101.2. Admittance to House floor -- Prohibition against lobbying -- Rules**  
160 **for lobbyists on House floor.**

161           (1) While the House is convened in annual general session or special session, the  
162 following individuals are permitted on the House floor:

163           (a) a legislator;

164           ~~[(b) a legislative employee;]~~

165           **(b) a member of House or Senate staff;**

166           (c) a member of professional legislative staff;

167           (d) a House intern;

168           (e) a former legislator who is not a lobbyist; and

169           (f) the governor, lieutenant governor, state attorney general, state treasurer, and state  
170 auditor.

171           (2) (a) While the House is convened in annual general session or special session, a  
172 representative may invite one of the following individuals as a guest to accompany the  
173 representative on the House floor:

174           (i) a member of the representative's immediate family;

175           (ii) an administrative assistant other than a House intern; or

176           (iii) a constituent who resides in the member's district.

177           (b) A representative may have no more than one guest on the House floor at any one  
178 time.

179           (c) A representative who invites a guest onto the House floor shall:

180           (i) if the guest is not seated next to the representative as permitted under [HR2-4-102](#),  
181 ensure that the guest sits on a bench on the House floor, provided that seating is available; and

182           (ii) ensure that the guest stays only for a short visit not to exceed one hour.

183 (3) A lobbyist, a guest, or an individual described in Subsection (1)(e), Subsection  
184 (1)(f), or Subsection (2) is prohibited from lobbying on the House floor.

185 ~~[(3)]~~ (4) (a) Except as provided in this Subsection ~~[(3)]~~ (4), a lobbyist is not permitted  
186 on the ~~[floor of the]~~ House floor.

187 (b) A representative sponsoring a piece of legislation being debated by the House may  
188 invite one lobbyist with expertise on the legislation being considered to be present on the  
189 House floor during the presentation and debate on the legislation, if:

190 (i) the representative informs the sergeant-at-arms that the lobbyist is present on the  
191 House floor;

192 (ii) the representative ensures that the lobbyist is seated on a bench on the House floor  
193 during the presentation and debate on the legislation;

194 (iii) the representative ensures that the lobbyist does not ~~[lobby]~~ engage in lobbying on  
195 the House floor; and

196 (iv) the lobbyist leaves the House floor when the House moves to another item of  
197 business.

198 (c) If the representative sponsoring the legislation needs the assistance of the lobbyist  
199 during the course of debate on the legislation, the representative may request permission of the  
200 speaker to have the lobbyist approach the representative sponsoring the legislation to provide  
201 the needed information to the representative.

202 ~~[(4)]~~ (5) The speaker or the speaker's designee may authorize special guests to be  
203 present in the House chamber or on the House floor.

204 ~~[(5)]~~ (6) A representative who is visited by two or more guests shall arrange with the  
205 sergeant-at-arms for the guests to be seated in the House gallery.

206 Section 6. **HR2-4-101.3** is amended to read:

207 **HR2-4-101.3. Admittance to the House lounge.**

208 (1) While the House is convened in annual general session or special session only the  
209 following individuals are permitted in the House lounge:

210 (a) a legislator;

211 ~~[(b) a legislative employee;]~~

212 (b) a member of House or Senate staff;

213 (c) a member of professional legislative staff;

- 214 (d) a member of the representative's immediate family;
- 215 (e) a House intern;
- 216 (f) a former legislator who is not a lobbyist;
- 217 (g) the governor, the lieutenant governor, the state attorney general, the state treasurer,
- 218 and the state auditor;
- 219 (h) the governor's staff, or a staff member for the attorney general, the state treasurer,
- 220 or the state auditor; and
- 221 (i) a lobbyist or guest as provided in Subsection (2).

222 (2) (a) A representative may invite a small number of lobbyists or guests to meet with  
223 the representative in the House lounge for the purpose of educating the lobbyists or guests  
224 about the legislative process or to discuss specific legislative issues.

225 (b) The representative shall ensure that the lobbyists and guests leave the House space  
226 when the meeting is over.

227 Section 7. **HR2-4-101.4** is amended to read:

228 **HR2-4-101.4. Admittance to the House offices, conference rooms, and halls.**

229 (1) While the House is convened in annual general session or special session only the  
230 following individuals are permitted in the House offices:

- 231 (a) a legislator;
- 232 [~~(b) a legislative employee;~~]
- 233 (b) a member of House or Senate staff;
- 234 (c) a member of professional legislative staff;
- 235 (d) a House intern;
- 236 (e) a member of the representative's immediate family;
- 237 (f) a former legislator who is not a lobbyist; and
- 238 (g) a lobbyist or guest, as provided in Subsection (3).

239 (2) An administrative assistant who is not a House intern is permitted in:

- 240 (a) the office of the representative who is employing the administrative assistant;
- 241 (b) the common areas of the House offices;
- 242 (c) a conference room in the House space, when meeting to discuss legislative business  
243 with a representative; and
- 244 (d) the office of another representative with the consent of that representative.



245 (3) (a) A representative may invite a small number of lobbyists or guests to meet with  
246 the representative in the representative's House office or a House conference room to discuss  
247 specific legislative issues.

248 (b) The representative shall ensure that the lobbyists and guests leave the House space  
249 when the meeting is over.

250 (4) (a) While the House is convened as a body on the House floor, and except as  
251 provided in Subsection (4)(b), only the following individuals are allowed in the House halls:

252 (i) a legislator;

253 [~~(ii) a legislative employee;~~]

254 (ii) a member of House or Senate staff;

255 (iii) a member of professional legislative staff;

256 (iv) a House intern;

257 (v) an administrative assistant who is not a House intern;

258 (vi) a former legislator who is not a lobbyist; and

259 (vii) the governor, lieutenant governor, state attorney general, state treasurer, and state  
260 auditor.

261 (b) Immediate family of a representative, a lobbyist, a guest, an administrative assistant  
262 who is not a House intern, or any other authorized individual who is in transit to the House  
263 chamber, House lounge, or House offices may pass through the House halls when traveling to  
264 and from an authorized destination.

265 (5) An administrative assistant to a representative who is a not a House intern is not  
266 permitted to use or be issued an access badge that grants access to the House floor, House  
267 lounge, House offices, House conference rooms, or House hallways.

268 Section 8. **HR2-4-102** is amended to read:

269 **HR2-4-102. Representatives' chairs and seating on the House floor.**

270 (1) When the House is convened in session, no one other than the speaker or a  
271 representative may occupy the chair or use the desk of the speaker or any representative.

272 (2) A representative may invite one individual to sit next to the representative on the  
273 House floor, if the representative complies with the requirements of [HR2-4-101.2](#) and the  
274 invited individual is:

275 (a) another legislator;

- 276 ~~[(b) a legislative employee;]~~
- 277 (b) a member of House or Senate staff;
- 278 (c) a member of professional legislative staff;
- 279 (d) a House intern;
- 280 (e) a member of the representative's immediate family;
- 281 (f) a constituent who resides in the representative's district; or
- 282 (g) a special guest who is authorized to access the House floor under
- 283 [HR2-4-101.2](#)~~(4)~~(5).

284 Section 9. **HR3-1-102** is amended to read:

285 **HR3-1-102. House Rules Committee -- Assignment duties.**

286 (1) The presiding officer shall submit all legislation introduced in the House of  
287 Representatives to the House Rules Committee.

288 (2) For all legislation not specified in HR3-1-103 that is referred to the House Rules  
289 Committee, the committee shall:

290 (a) examine the legislation for proper form, including fiscal note and interim  
291 committee note, if any; and

292 (b) either:

293 (i) refer legislation to the House with a recommendation:

294 (A) that the legislation be referred to a standing committee for consideration; or

295 (B) that the legislation be read the second time and placed on the third reading  
296 calendar~~;~~ or if the legislation has received a favorable recommendation from:

297 (I) a House standing committee, except for those bills exempted from standing  
298 committee review requirements under HR3-2-401; or

299 (II) the House Rules Committee meeting as a standing committee as permitted under  
300 HR3-1-101; or

301 (ii) hold the legislation.

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

307 (i) the chair of the House Rules Committee shall ensure that the House Rules  
308 Committee is informed of the summary report before the House Rules Committee takes action  
309 on the legislation; and

310 (ii) if the House Rules Committee refers the legislation to the House as provided for in  
311 Subsection (2)(b)(i):

312 (A) the Office of Legislative Research and General Counsel shall make the summary  
313 report reasonably available to the public and to legislators; and

314 (B) if the legislation is referred to a standing committee, the House Rules Committee  
315 shall forward the summary report to the standing committee.

316 (3) In carrying out its functions and responsibilities under this rule, the House Rules  
317 Committee may not:

318 (a) table legislation without the written consent of the sponsor;

319 (b) report out any legislation that has been tabled by a standing committee;

320 (c) amend legislation without the written consent of the sponsor; or

321 (d) substitute legislation without the written consent of the sponsor.

322 (4) The House Rules Committee may recommend a time certain for floor consideration  
323 of any legislation when it is reported out of the House Rules Committee, or at any other time.

324 (5) When the committee is carrying out its functions and responsibilities under this  
325 rule, the committee shall:

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

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

328 or

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

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

332 (c) have as its agenda all legislation in its possession for assignment to committee or to  
333 the House calendars; and

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

335 (6) Anyone may attend a meeting of the rules committee, but comments and discussion  
336 are limited to members of the committee and the committee's staff.

337 Section 10. **HR3-2-406** is amended to read:

338           **HR3-2-406. Amending legislation -- Verbal Amendments -- Amendments must be**  
339 **germane.**

340           (1) (a) Except as provided in Subsection (2), and if recognized by the chair during the  
341 committee action phase, a committee member may make a motion to amend the legislation that  
342 is under consideration.

343           (b) (i) A committee member may propose a verbal amendment to the legislation under  
344 consideration if the amendment contains 25 or fewer words.

345           (ii) Before proposing a motion to amend, a committee member shall ensure that a  
346 proposed amendment that contains more than 25 words is printed and distributed to committee  
347 staff and to all committee members present.

348           (iii) Each word inserted shall count as one of the 15 words permitted under a verbal  
349 amendment, except that:

350           (A) numbering shall not be counted as a word;

351           (B) instructions to delete a word or words shall not count as a word; and

352           (C) a word or an exact phrase that is inserted in multiple locations shall only be  
353 counted for the first insertion.

354           (2) (a) A committee member may only make a motion to amend that is germane to the  
355 subject of the legislation under consideration.

356           (b) A committee member who believes that an amendment is not germane to the  
357 subject of the legislation may make a point of order or appeal as described in [HR3-2-506](#).

358           Section 11. **HR4-3-301** is amended to read:

359           **HR4-3-301. Amendments in order on third reading -- 15 word rule -- Passage of**  
360 **amendments by a majority vote.**

361           (1) A motion to amend a piece of legislation is in order on third reading.

362           (2) (a) A representative may verbally propose an amendment to legislation if the  
363 amendment contains 15 words or less.

364           (b) A representative shall ensure that a proposed amendment containing more than 15  
365 words is printed on pink paper and available to the chief clerk and each representative present  
366 before the motion to amend is made.

367           (c) Each word inserted shall count as one of the 15 words permitted under a verbal  
368 amendment, except that:

- 369            (i) numbering shall not be counted as a word;  
370            (ii) instructions to delete a word or words shall not count as a word; and  
371            (iii) a word or an exact phrase that is inserted in multiple locations shall only be  
372 counted for the first insertion.

373            (3) A constitutional amendment, resolution, or bill requiring a constitutional two-thirds  
374 vote for final passage, may be amended by a majority vote.

375            (4) When legislation is amended by the House, the chief clerk shall:

376            (a) for each page of the legislation modified by a House amendment, cause a new page  
377 to be printed that clearly identifies each House amendment to that page; and

378            (b) print that new page on lilac-colored paper.

379            Section 12. **HR4-4-202** is amended to read:

380            **HR4-4-202. Disposition of legislation voted on third reading.**

381            (1) Except as provided in Subsection (2), the chief clerk or the chief clerk's designee  
382 shall:

383            (a) for a piece of House legislation passed by the House on third reading but not yet  
384 acted upon by the Senate, transmit the House legislation to the Senate for its further action;

385            (b) for a piece of House legislation that fails to pass the House on third reading, file the  
386 legislation;

387            (c) for a piece of House legislation that has passed both houses, follow the procedures  
388 and requirements of [JR4-6-101\(1\)\(b\)](#);

389            (d) for a piece of Senate legislation passed by the House on third reading and not  
390 amended or substituted in the House, transmit the Senate legislation to the presiding officer of  
391 the House for the presiding officer's signature and return the legislation to the Senate for the  
392 signature of the president of the Senate;

393            (e) for a piece of Senate legislation passed by the House on third reading that was  
394 amended or substituted in the House, transmit the legislation to the Senate with the  
395 amendments or substitute for further action by the Senate; and

396            (f) for a piece of Senate legislation that fails to pass the House on third reading,  
397 transmit the legislation to the Senate with notice of the House's action.

398            (2) (a) The chief clerk shall ensure that the House retains possession of a piece of  
399 legislation for no more than one legislative day when:

400 (i) a representative gives notice of intention to move for reconsideration to the chief  
401 clerk;

402 (ii) a representative requests that the chief clerk hold the legislation; or

403 (iii) the House passes a motion to retain possession of the legislation.

404 (b) When a representative moves for reconsideration or requests a hold under  
405 Subsection (2)(a)(i) or (2)(a)(ii), the chief clerk shall give notice of the action to the speaker  
406 and to the sponsor of the legislation.

407 (c) Notwithstanding the requirements of Subsection (2)(a), a piece of legislation may  
408 be released earlier than 24 hours if the [~~House is given prior public notice of the release~~] hold  
409 is released.

410 Section 13. **HR2-4-103** is amended to read:

411 **HR2-4-103. Prohibitions on lobbying and fundraising.**

412 (1) As used in this section[~~:(a)~~], "fundraising" means:

413 [(i)] (a) the solicitation of a monetary contribution for any purpose; or

414 [(ii)] (b) the announcement or promotion of an event that has as one of its purposes the  
415 collection of funds by means of a monetary contribution.

416 [~~(b) "Lobbying" is as defined in Utah Code Section 36-11-102.~~]

417 (2) Lobbying is [~~not permitted in the House chamber~~] prohibited on the House floor as  
418 provided under HR2-4-101.2.

419 (3) (a) Distribution of literature or any other information that announces or promotes  
420 fundraising is [~~not permitted~~] prohibited on the House floor.

421 (b) Notwithstanding Subsection (3)(a), a verbal announcement that involves or relates  
422 to fundraising is permitted on the House floor if the announcement is:

423 (i) publicly made to all members on the House floor; and

424 (ii) an official announcement from the third house or authorized by the speaker of the  
425 House.

426 Section 14. **HR4-4-301** is amended to read:

427 **HR4-4-301. Consent calendar.**

428 (1) If a standing committee report recommends that a piece of legislation be placed on  
429 the consent calendar and the standing committee report is adopted by the House, the chief clerk  
430 or the chief clerk's designee shall place the legislation on the consent calendar.

431 ~~[(2) (a) Whenever the consent calendar contains legislation, the presiding officer shall~~  
432 ~~inform the House each day that:]~~

433 ~~[(i) there are items on the consent calendar; and]~~

434 ~~[(ii) if any representative objects to a piece of legislation on the consent calendar, that~~  
435 ~~representative should inform the chief clerk.]~~

436 ~~[(b)]~~ (2) If the chief clerk receives written objections to a piece of legislation from six  
437 or more representatives, the chief clerk shall:

438 ~~[(i)]~~ (a) remove the legislation from the consent calendar;

439 ~~[(ii)]~~ (b) inform the sponsor that the legislation has been removed from the consent  
440 calendar; and

441 ~~[(iii)]~~ (c) place the legislation at the bottom of the third reading calendar.

442 (3) ~~[The presiding officer shall announce that the legislation has been]~~ When  
443 legislation is removed from the consent calendar, the presiding officer shall inform the House  
444 of its removal.

445 (4) (a) If, after two calendar days, no more than five members have registered written  
446 objections to the legislation with the chief clerk:

447 (i) the legislation shall be read the third time;

448 (ii) the presiding officer shall grant the sponsor of the legislation two minutes to  
449 introduce and explain the legislation; and

450 (iii) the presiding officer shall pose the question and take the final vote on the  
451 legislation.

452 (b) The presiding officer may not allow debate on legislation on the consent calendar.

453 (5) (a) If the representative sponsoring the legislation on the consent calendar is absent  
454 from the floor when the legislation is ready to be read for the third time and considered for  
455 passage, a representative may make a motion to circle the legislation.

456 (b) If the motion to circle is successful and the representative sponsoring the legislation  
457 has not moved to uncircle the legislation before floor time is recessed or adjourned, the bill  
458 shall be placed on the bottom of the third reading calendar.

459 Section 15. **HR4-7-103** is amended to read:

460 **HR4-7-103. Voting -- Representatives required to vote -- Representatives must be**  
461 **present to vote.**

462 (1) (a) A representative present within the House chamber when a vote is being taken  
463 shall vote.

464 (b) (i) The chief clerk may record the vote of any representative who is present in the  
465 House Chamber who requests assistance of the chief clerk.

466 (ii) The representative shall ensure that the electronic vote is recorded accurately.

467 (c) Each representative shall vote within the time limit fixed by the presiding officer.

468 (d) Immediately before an electronic vote or a roll call vote, a representative may, upon  
469 recognition by the presiding officer, make a brief statement explaining any conflict of interest.

470 (2) (a) A representative may not vote on a piece of legislation or motion unless the  
471 representative is present in the House chamber.

472 (b) No representative, or any other person, may vote on behalf of another  
473 representative. A representative is the only person authorized to use that representative's  
474 assigned voting device.

475 ~~[(b)]~~ (3) If the vote is by electronic vote or roll call vote, a representative entering the  
476 chamber after the question is posed, and before the presiding officer closes the vote or  
477 announces the result, may have the question stated and vote.

478 Section 16. **HR5-4-101** is amended to read:

479 **HR5-4-101. Approved activities.**

480 (1) This rule governs the ~~[approval of a meeting or]~~ designation of an approved activity  
481 as authorized by Utah Code Title 36, Chapter 11, Lobbyist Disclosure and Regulation Act;  
482 ~~which provides that travel to, lodging at, food or beverage served at, sponsorship of an official~~  
483 ~~event of, official entertainment at, and admission to an approved meeting or activity are not~~  
484 ~~expenditures regulated by the act].~~

485 (2) As provided by Utah Code Section 36-11-102, an "approved ~~[meeting or]~~ activity"  
486 means a ~~[meeting or an activity]~~ tour or meeting:

487 ~~[(a) to which a representative is invited;]~~

488 ~~[(b) the expenses for the representative's attendance at which are paid by a lobbyist,~~  
489 ~~principal, or state or federal government officer; and]~~

490 ~~[(c) the legislator's attendance at which]~~

491 (a) to which a representative is invited; and

492 (b) at which the representative's attendance is approved by the speaker of the House.



- 493 (3) The speaker of the House may only approve ~~[a meeting or]~~ an activity if:
- 494 (a) the primary purpose of the ~~[meeting or]~~ activity is to provide information on issues  
495 that the House may consider; and
- 496 (b) any sporting, recreational, or artistic event provided as ~~[an official event or~~  
497 ~~entertainment]~~ part of the ~~[meeting or]~~ activity is not the primary purpose of the ~~[meeting or]~~  
498 activity.
- 499 (4) ~~[(a)]~~ A representative shall ~~[submit a written request for approval of a meeting or~~  
500 ~~activity to the speaker of the House:]~~ request approval for an activity by submitting the  
501 following to the speaker of the House:
- 502 ~~[(b) A written request shall contain:]~~
- 503 ~~[(i)]~~ (a) the ~~[meeting's or]~~ activity's date and location;
- 504 ~~[(ii)]~~ (b) a description of the ~~[meeting's or]~~ activity's primary purpose;
- 505 ~~[(iii)]~~ (c) a list of any official event or entertainment provided as part of the ~~[meeting~~  
506 ~~or]~~ activity; and
- 507 ~~[(iv)]~~ (d) the name of a lobbyist, principal, or state or federal government officer  
508 paying for any ~~[item described in Subsection (1)]~~ portion of the activity and the estimated cost  
509 of the ~~[item]~~ payment.
- 510 ~~[(5) Within two business days of approving a meeting or activity, the written request~~  
511 ~~and approval shall be posted on the House's website.]~~

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**Legislative Review Note**  
**Office of Legislative Research and General Counsel**