

1 **SENATE RULES RESOLUTION - AMENDMENTS TO**
2 **SENATE RULES**
3 2023 GENERAL SESSION
4 STATE OF UTAH

5 **Chief Sponsor: Lincoln Fillmore**

7 **LONG TITLE**

8 **General Description:**

9 This resolution modifies legislative rules governing the Senate.

10 **Highlighted Provisions:**

11 This resolution:

- 12 ▶ modifies references to members of Senate staff;
13 ▶ allows a standing committee member to make a motion to recess without a quorum

14 present; and

15 ▶ makes corrections to Senate rules, including eliminating obsolete language and
16 clarifying existing requirements.

17 **Legislative Rules Affected:**

18 AMENDS:

19 **SR1-1-101**

20 **SR1-4-201**

21 **SR1-4-202**

22 **SR1-5-103**

23 **SR1-5-201**

24 **SR1-7-102**

25 **SR1-7-103**

26 **SR1-7-104**

27 **SR2-4-106**



- 28 **SR2-5-101**
- 29 **SR3-1-101**
- 30 **SR3-1-102**
- 31 **SR3-2-306**
- 32 **SR3-2-310**
- 33 **SR3-2-318**
- 34 **SR3-2-319**
- 35 **SR3-2-401**
- 36 **SR3-2-405**
- 37 **SR3-2-406**
- 38 **SR3-2-408**
- 39 **SR3-2-509**
- 40 **SR4-2-104**
- 41 **SR4-2-201**
- 42 **SR4-2-202**
- 43 **SR4-3-101**
- 44 **SR4-3-104**
- 45 **SR4-3-301**
- 46 **SR4-4-101**
- 47 **SR4-4-201**
- 48 **SR4-4-202**
- 49 **SR4-4-301**
- 50 **SR4-4-401**
- 51 **SR4-4-501**
- 52 **SR4-7-101**
- 53 **SR4-7-102**
- 54 **SR4-7-104**
- 55 **SR4-8-104**
- 56 **SR4-9-101**
- 57 **SR4-9-102**
- 58 **SR4-9-103**

59 ENACTS:

60 [SR1-4-301](#)

61 [SR1-4-302](#)

62 REPEALS AND REENACTS:

63 [SR1-4-101](#)

64 [SR1-4-102](#)



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

67 Section 1. **SR1-1-101** is amended to read:

68 **SR1-1-101. Adoption, amendment, or suspension of Senate rules.**

69 (1) (a) The Senate shall adopt Senate rules, by a constitutional two-thirds vote, at the
70 beginning of each new Legislature convening in an odd-numbered year.

71 (b) If a motion to adopt the rules under Subsection (1)(a) meets or exceeds a majority
72 vote but fails to reach a constitutional two-thirds vote:

73 (i) rules adopted by the Senate during the immediately preceding annual general
74 session, as amended during that general session and any intervening session, apply to the
75 conduct of the Senate; and

76 (ii) the [~~secretary of the Senate~~] presiding officer shall announce to the Senate that the
77 previously adopted rules apply to the newly convened Legislature.

78 (2) (a) Except as provided in this rule:

79 (i) during an annual general session held in an even-numbered year, rules adopted by
80 the Senate during the immediately preceding general session, as amended during that general
81 session and any intervening session, apply to the conduct of the Senate; and

82 (ii) during any special session, Senate rules apply as provided in [JR2-1-101](#).

83 (b) For a session described in Subsection (2)(a), the [~~secretary of the Senate~~] presiding
84 officer shall announce to the Senate that the previously adopted rules apply to the newly
85 convened session.

86 (3) Except as provided in Subsection (4), additional rules may be adopted and existing
87 rules may be suspended, amended, or repealed by a majority vote, except for those rules that
88 require a two-thirds vote to adopt, suspend, amend, or repeal, including:

89 (a) rules governing motions for lifting tabled legislation from committee under

90 [SR4-3-104](#); and

91 (b) rules governing consideration of legislation during the last three days of a session.

92 (4) (a) A rule that includes a voting requirement of more than a constitutional majority
93 must be adopted and may only be amended, suspended, or repealed by a constitutional
94 two-thirds vote.

95 (b) If the suspension of any Senate Rule is governed by the Utah Constitution or Utah
96 statutes, the Senate may suspend that rule only as provided by that constitutional or statutory
97 provision.

98 Section 2. **SR1-4-101** is repealed and reenacted to read:

99 **Part 1. Senate Chief of Staff**

100 **SR1-4-101. Appointment of the Senate chief of staff.**

101 The president or president-elect of the Senate shall appoint an individual to serve as
102 chief of staff of the Senate.

103 Section 3. **SR1-4-102** is repealed and reenacted to read:

104 **SR1-4-102. Duties of the Senate chief of staff.**

105 The Senate chief of staff shall:

106 (1) appoint the Senate sergeant-at-arms and the secretary of the Senate; and

107 (2) perform other duties as directed by the president.

108 Section 4. **SR1-4-201** is amended to read:

109 **SR1-4-201. Appointment of sergeant-at-arms.**

110 [~~Before the annual general session of the Legislature is convened, the president or~~
111 ~~president-elect of the Senate]~~ The Senate chief of staff or the chief of staff's designee shall
112 appoint a person to serve as sergeant-at-arms of the Senate.

113 Section 5. **SR1-4-202** is amended to read:

114 **SR1-4-202. Duties of the sergeant-at-arms.**

115 [~~The]~~ Subject to the chief of staff's or the chief of staff's designee's direction, the
116 sergeant-at-arms and the employees under the sergeant's direction shall:

117 (1) maintain security;

118 (2) enforce the Senate Rules and other legislative rules [~~at the direction of the presiding~~
119 ~~officer or the Senate~~]; and

120 (3) provide other service as requested by the [~~secretary of the Senate]~~ chief of staff or

121 the president.

122 Section 6. **SR1-4-301** is enacted to read:

123 **Part 3. Secretary of the Senate**

124 **SR1-4-301. Appointment of the secretary of the Senate.**

125 The chief of staff shall appoint an individual to serve as secretary of the Senate.

126 Section 7. **SR1-4-302** is enacted to read:

127 **SR1-4-302. Duties of the secretary of the Senate.**

128 The secretary of the Senate shall perform duties as assigned by the chief of staff.

129 Section 8. **SR1-5-103** is amended to read:

130 **SR1-5-103. Daily order of business.**

131 (1) The daily order of business is:

132 (a) call to order by the president or the president's designee;

133 (b) prayer and pledge of allegiance;

134 (c) roll call;

135 (d) announcement of excused absences and whether or not a quorum is present;

136 (e) communications from the governor;

137 (f) communications from the House:

138 (i) bills for signature of the president;

139 (ii) bills for consideration; and

140 (iii) bills for reconsideration of House amendments;

141 (g) reference of bills from the president:

142 (i) bills assigned to standing committees; and

143 (ii) bills placed on second reading calendar;

144 (h) reports from standing committees:

145 (i) bills placed on the second reading calendar;

146 (ii) bills placed on the consent calendar; and

147 (iii) bills sent back to [~~the secretary of~~] the Senate;

148 (i) reports of special committees, including conference committees;

149 (j) introduction of legislation given to [~~the secretary of~~] the Senate:

150 (i) bills referred by the Senate Rules Committee for assignment by the president; and

151 (ii) bills placed on second reading calendar;

- 152 (k) unfinished business;
- 153 (l) consideration of legislation on consent calendar;
- 154 (m) special orders of business;
- 155 (n) consideration of legislation on the third reading calendar;
- 156 (o) consideration of bills on second reading calendar; and
- 157 (p) miscellaneous business.

158 (2) With the approval of a constitutional majority of senators, the Senate may, at any
159 time, proceed out of order to any business.

160 (3) The presiding officer shall decide all questions of priority of Senate business
161 without debate.

162 Section 9. **SR1-5-201** is amended to read:

163 **SR1-5-201. Special order of business -- Time certain.**

164 (1) (a) A senator, on the senator's own initiative or upon recommendation from the
165 president, may make a motion that a piece of legislation become a special order of business on
166 the time certain calendar.

167 (b) If the motion is approved by a majority of the members present, the [~~secretary of~~
168 ~~the Senate~~] presiding officer shall place the legislation on the time certain calendar.

169 (2) At the time set for consideration of the legislation, the presiding officer shall place
170 the legislation before the Senate.

171 Section 10. **SR1-7-102** is amended to read:

172 **SR1-7-102. Obtaining a legislator citation.**

173 (1) With the approval of the presiding officer, a senator may request [~~that the secretary~~
174 ~~of the Senate prepare~~] a citation for the senator's own signature.

175 (2) A legislator citation does not require any floor action by the Senate.

176 Section 11. **SR1-7-103** is amended to read:

177 **SR1-7-103. Obtaining a Senate citation.**

178 (1) During any legislative session, a senator may:

179 (a) request [~~that the secretary of the Senate prepare~~] a citation for the senator's
180 signature; and

181 (b) after making and receiving permission for personal privilege, make a motion on the
182 floor of the Senate to:

- 183 (i) approve the citation; and
- 184 (ii) authorize the president to sign the citation on behalf of the Senate.
- 185 (2) When the Legislature is not in session, a senator may request a citation for the
- 186 sponsor's and the president's signature.

187 Section 12. **SR1-7-104** is amended to read:

188 **SR1-7-104. Obtaining a Utah Legislature citation.**

- 189 (1) During any legislative session, a senator may:
 - 190 (a) request [~~that the secretary of the Senate prepare~~] a citation for the senator's
 - 191 signature; and
 - 192 (b) after making and receiving permission for personal privilege, make a motion of the
 - 193 floor of the Senate to:
 - 194 (i) approve the citation;
 - 195 (ii) authorize the president to sign the citation on behalf of the Senate; and
 - 196 (iii) present the proposed citation to the House for its approval.
- 197 (2) When the Legislature is not in session, a senator may request a citation for the
- 198 sponsor's, the president's, and the speaker's signature.

199 Section 13. **SR2-4-106** is amended to read:

200 **SR2-4-106. Executive sessions.**

- 201 (1) A senator may make a motion to convene the Senate in executive session.
- 202 (2) When a motion for executive session is adopted, the presiding officer shall direct
- 203 the sergeant-at-arms to close the Senate chamber doors.
- 204 (3) The president may require all [~~persons, except the senators, secretary, reading clerk,~~
- 205 ~~docket clerk, and sergeant-at-arms~~] individuals, except the senators and specified staff, to leave
- 206 the Senate chamber.
- 207 (4) During the discussion, every person present shall remain within the Senate
- 208 chamber.
- 209 (5) During and after conclusion of the executive session, each person who was present
- 210 in the executive session shall keep all matters discussed in executive session confidential.

211 Section 14. **SR2-5-101** is amended to read:

212 **SR2-5-101. Senators may request and sponsor legislation -- Substituting a**

213 **sponsor -- Withdrawing as a cosponsor.**

214 (1) A senator may request and sponsor legislation as provided in Joint Rules Title 4,
215 Bills and Resolutions.

216 (2) (a) After a piece of legislation has been introduced, the chief Senate sponsor of the
217 legislation may withdraw from sponsoring the legislation by:

218 (i) finding another senator to act as chief sponsor of the legislation; and

219 (ii) filing a substitution of sponsorship form with [~~the secretary of~~] the Senate before
220 final passage of the legislation in the Senate.

221 (b) A senator seeking to withdraw as the chief sponsor need not obtain permission
222 from the Senate to withdraw.

223 (3) (a) During a general session, before final passage of a piece of legislation in the
224 Senate, a senator cosponsor of the legislation may withdraw as a cosponsor .

225 (b) A senator seeking to withdraw as a cosponsor need not:

226 (i) obtain permission from the Senate to withdraw; or

227 (ii) provide a substitute cosponsor for the legislation.

228 Section 15. **SR3-1-101** is amended to read:

229 **SR3-1-101. Senate Rules Committee -- Appointment -- General responsibilities.**

230 (1) The president shall appoint members of the Senate to serve on the Senate Rules
231 Committee.

232 (2) The Senate Rules Committee shall perform the following functions as further
233 elaborated in this part:

234 (a) when assigned by the president, receive introduced legislation from the Senate and
235 recommend that they be assigned to a Senate standing committee or to the Senate second or
236 third reading calendar;

237 (b) after the Senate has sifted -- sent legislation on the second and third reading
238 calendars back to the Senate Rules Committee -- make recommendations to the Senate about
239 which legislation should be assigned to the third reading calendar and the order in which it
240 should be heard; and

241 (c) function as a standing committee or interim committee when reviewing Joint
242 Rules[~~, Interim Rules,~~] or Senate Rules.

243 Section 16. **SR3-1-102** is amended to read:

244 **SR3-1-102. Senate Rules Committee -- Assignment duties.**

245 (1) (a) Subject to Subsection (1)(b), the presiding officer shall submit all legislation
 246 introduced in the Senate to the Senate Rules Committee.

247 (b) The president may direct legislation to be sent directly to a standing committee or
 248 to one of the Senate floor calendars.

249 (2) The Senate Rules Committee shall:

250 (a) examine the legislation referred to it for proper form, including fiscal note and
 251 committee note, if any; and

252 (b) (i) refer the legislation to the Senate with a recommendation that the legislation be:

253 (A) referred to a standing committee for consideration;

254 (B) subject to Subsection (3), placed directly onto the second reading calendar;

255 (C) subject to Subsection (3), read the second time and placed onto the consent
 256 calendar; or

257 (D) if during the last week of the legislative session, read the second time and placed
 258 on the third reading calendar; or

259 (ii) hold the legislation.

260 (3) During an annual general session, the Senate Rules Committee may not refer
 261 legislation to the Senate with a recommendation under Subsection (2)(b)(i)(B) or (2)(b)(i)(C)
 262 unless:

263 (a) ~~[(i)]~~ a Senate standing committee has given the legislation a favorable
 264 recommendation; or

265 ~~[(ii)]~~ (b) the legislation is described in [~~SR3-2-401(2);and~~] [SR3-2-401\(2\)](#).

266 ~~[(b) as applicable, the legislation satisfies the posting requirements of JR7-1-602.5:]~~

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

272 ~~[(a) the chair of the Senate Rules Committee shall ensure that the Senate Rules~~
 273 ~~Committee is informed of the summary report before the Senate Rules Committee takes action~~
 274 ~~on the legislation; and]~~

275 ~~[(b) if the Senate Rules Committee refers the legislation to the Senate as provided in~~

276 Subsection (2)(b)(i):]

277 [~~(i) the Office of Legislative Research and General Counsel shall make the summary~~
278 ~~report reasonably available to the public and to legislators; and]~~

279 [~~(ii) if the legislation is referred to a standing committee, the Senate Rules Committee~~
280 ~~shall forward the summary report to the standing committee.]~~

281 [(5)] (4) In carrying out its functions and responsibilities under this rule, the Senate
282 Rules Committee may not amend, substitute, or table legislation without the written consent of
283 the sponsor.

284 Section 17. **SR3-2-306** is amended to read:

285 **SR3-2-306. Sponsor presentation.**

286 (1) Except as provided in Subsection (2), during the presentation phase, a committee
287 member may not amend legislation, substitute legislation, or dispose of legislation. All other
288 motions are in order during the presentation phase.

289 (2) During the presentation phase of a committee meeting, the chair may accept a
290 [simple] motion to amend or substitute legislation if the chair permits:

291 (a) committee questions and debate;

292 (b) public comment as provided in [SR3-2-308](#);

293 (c) the sponsor of the legislation affected by the amendment to respond to the motion
294 to amend; and

295 (d) the committee member who made the motion to amend to have the final word on
296 the motion as required under [SR3-2-313](#).

297 (3) During the presentation phase of a standing committee meeting, the chair shall:

298 (a) permit the chief sponsor or another legislator designated by the chief sponsor to
299 present the chief sponsor's legislation; and

300 (b) except as provided in Subsection (4), and at the election of the chief sponsor or the
301 chief sponsor's designee, permit persons who have expertise on the legislation to assist with the
302 presentation as provided in [SR3-2-304](#).

303 (4) The chair may not permit:

304 (a) legislation to be presented if the chief sponsor or another legislator designated by
305 the chief sponsor is not present; or

306 (b) legislative interns or legislative aides to present legislation.

307 Section 18. **SR3-2-310** is amended to read:

308 **SR3-2-310. Chair to preserve order -- Powers to preserve order.**

309 (1) The chair shall preserve order and decorum during standing committee meetings

310 by:

311 (a) controlling outbursts and demonstrations; and

312 (b) ensuring that committee members, presenters, witnesses, and visitors act in a
313 dignified and respectful manner.

314 (2) To preserve order, the chair may:

315 (a) clear the committee room of any person who engages in disorderly conduct;

316 (b) recess a standing committee meeting without a vote; or

317 (c) request assistance from:

318 (i) the sergeant-at-arms; or

319 (ii) the Utah Highway Patrol.

320 Section 19. **SR3-2-318** is amended to read:

321 **SR3-2-318. Chair to send standing committee reports to the Senate.**

322 (1) When a standing committee approves a motion to dispose of legislation under the
323 requirements of [SR3-2-408](#) or [SR3-2-403](#), the chair shall, no later than the next legislative day,
324 submit to [~~the secretary of~~] the Senate:

325 (a) the official version of the legislation; and

326 (b) a committee report, signed by the chair, describing the committee's action.

327 (2) If, for any reason, the chair does not submit a committee report [~~to the secretary of~~
328 ~~the Senate~~] as required in Subsection (1), [~~the secretary of the Senate~~] Senate staff shall ensure
329 that the official version of the legislation and the committee report are submitted before the end
330 of the second legislative day after the [~~legislation was acted on by a standing committee~~]
331 committee disposed of the legislation.

332 Section 20. **SR3-2-319** is amended to read:

333 **SR3-2-319. Chair to ensure integrity of minutes -- Retention of minutes.**

334 (1) The chair shall:

335 (a) ensure that a secretary takes minutes of standing committee meetings;

336 (b) present the minutes to the committee for approval; and

337 (c) send the approved minutes to [~~the office of the secretary of~~] the Senate.

338 ~~[(2) The secretary of the Senate shall retain committee minutes for three years.]~~
339 ~~[(3)]~~ (2) The chair shall ensure that committee minutes comply with the requirements
340 of Utah Code Title 52, Chapter 4, Open and Public Meetings Act.

341 ~~[(4) The chair shall ensure that committee minutes include:]~~
342 ~~[(a) the date, time, and place of each committee meeting;]~~
343 ~~[(b) a list of committee members present;]~~
344 ~~[(c) each motion made;]~~
345 ~~[(d) the vote on each motion;]~~
346 ~~[(e) points of order; and]~~
347 ~~[(f) the outcome of each appeal of the decision of the chair.]~~

348 Section 21. **SR3-2-401** is amended to read:

349 **SR3-2-401. Standing committee review required -- Exceptions.**

350 (1) Except as provided in Subsection (2), the Senate may not pass a bill, joint
351 resolution, or concurrent resolution during the annual general session unless a Senate standing
352 committee has given a favorable recommendation to the legislation.

353 (2) Subsection (1) does not apply to:

354 (a) a resolution regarding legislative rules or legislative personnel;

355 (b) legislation that ~~[has been approved by a unanimous vote of the members present at~~
356 ~~an interim committee meeting]~~ is a committee bill as defined in [JR7-1-101](#) that:

357 (i) received its favorable recommendation by a unanimous vote of the members present
358 at the authorized legislative committee; and

359 (ii) satisfied the posting requirements described in [JR7-1-602.5](#);

360 (c) the revisor's statute; or

361 (d) if the legislation was reviewed and approved by the Executive Appropriations
362 Committee, legislation that:

363 (i) exclusively appropriates money;

364 (ii) amends Utah Code Title 53F, Chapter 2, State Funding -- Minimum School
365 Program;

366 (iii) amends Utah Code Title 67, Chapter 22, State Officer Compensation; or

367 (iv) authorizes the issuance of general obligation or revenue bonds.

368 Section 22. **SR3-2-405** is amended to read:

369 **SR3-2-405. Consent calendar.**

370 (1) A standing committee may recommend that legislation in its possession be placed
371 on the consent calendar if:

372 (a) the committee approves a motion, by a unanimous vote, to send the legislation to
373 the second reading calendar;

374 (b) immediately subsequent to that action, the chief sponsor or the chief sponsor's
375 designee under [SR3-2-306\(3\)](#) requests that the legislation be placed on the consent calendar;
376 and

377 (c) in a separate motion and vote, the committee unanimously approves the sponsor's
378 request to place the legislation on the consent calendar instead of the second reading calendar.

379 (2) If, in accordance with [SR3-1-102](#), the Senate Rules Committee forwards a
380 summary report from the Occupational and Professional Licensure Review Committee in
381 conjunction with legislation referred to a standing committee, the chair shall ensure that the
382 summary report is read orally to the committee before action is taken by the committee on the
383 legislation that is related to the summary report.

384 Section 23. **SR3-2-406** is amended to read:

385 **SR3-2-406. Amending legislation -- Amendments must be germane.**

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

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

391 (ii) Unless an amendment contains 25 or fewer words, before proposing a motion to
392 amend, a committee member shall ensure that a copy of the proposed amendment is available
393 online.

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

396 (b) A committee member who believes that an amendment is not germane to the
397 subject of the legislation may make a point of order or appeal as described in [SR3-2-506](#).

398 Section 24. **SR3-2-408** is amended to read:

399 **SR3-2-408. Legislation tabled in a standing committee -- Requirements.**

400 (1) If legislation is tabled, the chair shall list the tabled legislation on the committee
401 agenda for the next committee meeting.

402 (2) At the next committee meeting, the committee may, by a two-thirds vote, lift the
403 tabled legislation from the table.

404 (3) If a motion to lift tabled legislation is successful, the standing committee may make
405 any motion on the legislation that is authorized under this chapter.

406 (4) (a) If legislation is tabled by a committee and the legislation is not lifted from the
407 table at the committee's next meeting, the committee chair shall submit a committee report to
408 [~~the secretary of the Senate informing~~] the Senate that the legislation was tabled.

409 (b) After reading the committee report on the tabled legislation, the [~~secretary of the~~
410 ~~Senate~~] presiding officer shall send the tabled legislation to the Senate Rules Committee.

411 Section 25. **SR3-2-509** is amended to read:

412 **SR3-2-509. Prohibited motions.**

413 (1) (a) Except for a motion to adjourn or a motion to recess, a committee member may
414 not make a motion unless a quorum of the standing committee is present.

415 (b) When a quorum is not present, a motion to adjourn or a motion to recess is passed
416 with a majority vote of those present.

417 (2) No motion is in order during a vote.

418 (3) A point of order is not in order during a vote.

419 (4) A committee member may not make a motion to:

420 (a) strike the enacting clause of legislation; or

421 (b) circle legislation.

422 Section 26. **SR4-2-104** is amended to read:

423 **SR4-2-104. Calling a senator to order for conduct in debate.**

424 (1) (a) If a senator raises a point of order for words spoken in debate, the senator
425 raising the point of order shall repeat the words to which exception is taken.

426 (b) The [~~secretary of the Senate~~] presiding officer shall ensure that the words to which
427 exception is taken are recorded in the journal.

428 (2) When a point of order for words spoken in debate is made, the senator who spoke
429 the words may not continue to speak until a ruling on the point of order is made, unless the
430 presiding officer grants that senator permission to explain the senator's words.

431 (3) A senator may not be called to order or censured for words spoken in debate if there
432 has been intervening business.

433 Section 27. **SR4-2-201** is amended to read:

434 **SR4-2-201. Point of order.**

435 (1) (a) If a senator believes that there has been a breach of order, a breach of rules, or a
436 breach of established parliamentary practice, the senator may rise and, without being
437 recognized, state: "point of order."

438 (b) When a senator raises a point of order:

439 (i) the presiding officer shall interrupt the proceedings;

440 (ii) the senator who has the floor shall yield the floor; and

441 (iii) the presiding officer shall ask the senator raising the point of order to "state your
442 point."

443 (c) When the presiding officer responds "state your point," the senator shall briefly
444 explain the alleged breach to the body, citing to appropriate authority if possible.

445 (2) (a) The presiding officer may speak to points of order in preference to other
446 senators rising for that purpose.

447 (b) The presiding officer may:

448 (i) rule on the point of order immediately;

449 (ii) consult with [~~the secretary of the Senate and then rule~~] Senate staff or another
450 senator before ruling on the point of order; or

451 (iii) defer the point of order until the presiding officer can research and rule on the
452 point of order.

453 (c) (i) Although points of order are generally decided without debate, the presiding
454 officer may submit the point of order to the Senate for decision in doubtful cases.

455 (ii) If submitted to the Senate for decision, a presiding officer shall allow debate or
456 discussion on the point of order by recognizing members of the Senate who wish to speak to
457 the point of order.

458 (iii) A decision by the Senate deciding a point of order is not subject to appeal.

459 (3) When the presiding officer rules on the point of order, any senator who disagrees
460 with the presiding officer's decision may appeal that decision to the Senate by following the
461 procedures and requirements of [SR4-2-202](#).

462 Section 28. **SR4-2-202** is amended to read:

463 **SR4-2-202. Appeals from the decision of the chair.**

464 (1) Although the tradition in the Senate is to give great weight to the rulings of the
465 presiding officer and to not make appeals lightly, a senator who disagrees with a ruling of the
466 presiding officer may appeal that decision to the Senate by rising and, without waiting to be
467 recognized, saying "I appeal the decision of the chair."

468 (2) When a senator appeals the decision of the chair, the presiding officer shall clearly
469 state the decision appealed from and may state the reasons for the decision.

470 (3) (a) An appeal is debatable.

471 (b) A senator may not speak more than once on the appeal without leave of the Senate.

472 (4) The question on appeal is: "Shall the decision of the chair stand as the judgment of
473 the Senate?"

474 (5) When a decision of the presiding officer is appealed, a majority vote of the senators
475 present is required to override that decision.

476 (6) The [~~secretary of the Senate~~] presiding officer shall ensure that the appeal and the
477 action of the Senate on the appeal are entered in the journal.

478 Section 29. **SR4-3-101** is amended to read:

479 **SR4-3-101. Bills placed on calendars.**

480 [~~(1) (a) The secretary of the Senate shall cause~~] The presiding officer shall ensure that:

481 (1) each bill reported to the Senate by a Senate standing committee or the Senate Rules
482 Committee [~~to be~~] is placed at the bottom of the second reading calendar or on the consent
483 calendar in the order that the bill is received[-];

484 [~~(b) (2) [The presiding officer shall ensure that]~~] each bill that is placed on the second
485 reading calendar without a fiscal note is circled until the fiscal note is received[-]; and

486 [~~(2) (3) [The secretary of the Senate shall ensure that]~~] each bill on the second reading
487 calendar that is passed by a constitutional majority vote is placed at the bottom of the third
488 reading calendar.

489 Section 30. **SR4-3-104** is amended to read:

490 **SR4-3-104. Action of bills tabled in committee.**

491 (1) (a) A senator may make a motion to lift [~~a bill tabled in the standing committee~~
492 ~~from the secretary of the Senate or from the standing committee that has possession of the bill]~~

493 legislation tabled in a standing committee.

494 (b) If the motion passes by a two-thirds vote of those senators present on the floor of
495 the Senate, the ~~[bill]~~ legislation is placed on the Senate second reading calendar.

496 (2) The president of the Senate ~~[can reassign a bill]~~ may reassign legislation tabled in a
497 standing committee to another standing committee.

498 Section 31. **SR4-3-301** is amended to read:

499 **SR4-3-301. Amendments in order on second or third reading -- 10 word rule --**
500 **Passage of amendments by a majority vote.**

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

502 (2) (a) Except as provided in Subsection (3) or (4), a senator may, if recognized by the
503 presiding officer while the Senate is debating a piece of legislation, make a motion to amend
504 the legislation.

505 (b) (i) A senator may verbally propose an amendment to a piece of legislation if the
506 amendment contains 10 or fewer words.

507 (ii) Unless the amendment contains 10 or fewer words, before a senator makes a
508 motion to amend, the senator shall ensure that a copy of the proposed amendment is available
509 online.

510 (3) (a) The senator making the motion to amend shall ensure that the amendment is
511 germane to the subject of the original legislation under consideration.

512 (b) If a senator believes that an amendment is not germane to the subject of the original
513 legislation, the senator may raise a point of order alleging that the amendment is not germane.

514 (c) The presiding officer shall rule on the point of order by determining whether or not
515 the amendment is germane to the subject of the original legislation.

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

518 (5) When ~~[legislation is amended by the Senate, the secretary of the Senate shall]~~ the
519 Senate amends legislation, the presiding officer shall ensure that:

520 (a) for each page of the legislation modified by a Senate amendment, ~~[cause a new~~
521 ~~page to be]~~ a new page is printed that clearly identifies each Senate amendment to that page;
522 and

523 (b) ~~[print that new page on]~~ the new page is printed on:

524 (i) tan paper on the second reading [~~and on~~]; and

525 (ii) goldenrod-colored paper on the third reading.

526 Section 32. **SR4-4-101** is amended to read:

527 **SR4-4-101. Second reading calendar.**

528 (1) (a) After the Senate considers all legislation on the third reading calendar that is not
529 circled or tabled, the Senate shall consider legislation on the second reading calendar as
530 follows:

531 (i) [~~the presiding officer shall cause each piece of legislation on the second reading~~
532 ~~calendar to be read~~] Senate staff shall read each piece of legislation on the second reading
533 calendar by title before debate begins, unless the Senate suspends this requirement by a
534 two-thirds vote;

535 (ii) [~~the secretary of the Senate or the secretary's designee~~] Senate staff shall read the
536 committee report, noting [~~for the Senate~~] those instances when the legislation did not receive a
537 Senate standing committee review or an interim committee review;

538 (iii) if the Senate passes a motion to adopt a "favorable" committee report, the
539 legislation, including any substitute or amendment adopted by the standing committee that is
540 identified in the committee report, is before the Senate; and

541 (iv) the presiding officer shall allow debate on the legislation.

542 (b) If the Senate fails to pass a motion to adopt a "favorable" committee report, the
543 legislation will be returned to the [~~secretary of the Senate~~] Senate Rules Committee.

544 (2) (a) The final question on second reading is: "Shall the bill (resolution) be read a
545 third time?"

546 (b) The presiding officer shall place the question as a roll call vote.

547 (c) If a constitutional majority of the Senate votes in favor of the motion, the legislation
548 is passed to the third reading calendar.

549 Section 33. **SR4-4-201** is amended to read:

550 **SR4-4-201. Third reading calendar -- Procedures.**

551 (1) [(a)] For the third reading on a piece of legislation, [~~the secretary of the Senate or~~
552 ~~the secretary's designee~~] Senate staff shall read the legislation by title, unless the Senate
553 suspends this requirement by a two-thirds vote.

554 (2) When [~~the secretary of the Senate or the secretary's designee~~] Senate staff has

555 completed the third reading of the legislation, the legislation is before the Senate for debate.

556 (3) When debate on the legislation is complete, the presiding officer shall:

557 (a) pose the final question: "This bill (resolution) has been read three times. The
558 question is: Shall the bill (resolution) pass?"; and

559 (b) place the question as a roll call vote.

560 Section 34. **SR4-4-202** is amended to read:

561 **SR4-4-202. Disposition of legislation voted on third reading.**

562 (1) Except as provided in Subsection (2), [~~the secretary of the Senate or the secretary's~~
563 ~~designee~~] the presiding officer shall:

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

566 (b) for a piece of Senate legislation that fails to pass the Senate on third reading, file
567 the legislation;

568 (c) for a piece of Senate legislation that has passed both houses in the same form,

569 [~~follow~~] ensure the procedures and requirements of [JR4-5-101](#) are followed;

570 (d) for a piece of House legislation passed by the Senate on third reading and not
571 amended or substituted in the Senate, transmit the House legislation to the presiding officer of
572 the House for the presiding officer's signature;

573 (e) for a piece of House legislation passed by the Senate on third reading that was
574 amended or substituted in the Senate, transmit the legislation to the House with the amendment
575 or substitute for further action by the House; and

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

578 (2) When a senator gives notice of intention to move for reconsideration[~~, the secretary~~
579 ~~of the Senate shall~~]:

580 (a) Senate staff shall record the notice in the journal; and

581 (b) the Senate shall keep possession of the bill until:

582 (i) the time for reconsideration has expired as provided in Title 4, Chapter 9,

583 Reconsideration of Senate Action; or

584 (ii) the bill has been reconsidered.

585 Section 35. **SR4-4-301** is amended to read:

586 **SR4-4-301. Consent calendar.**

587 (1) If a standing committee report recommends that a piece of legislation be placed on
588 the consent calendar and the standing committee report is adopted by the Senate, the [secretary
589 of the Senate or the secretary's designee] presiding officer shall:

590 (a) read the legislation for the second time; and

591 (b) place the legislation on the consent calendar.

592 (2) (a) Whenever the consent calendar contains legislation, the presiding officer shall
593 inform the Senate each day that:

594 (i) there are items on the consent calendar; and

595 (ii) if any senator objects to [~~a piece of~~] any legislation on the consent calendar, three
596 or more senators may move the legislation to the second reading calendar by notifying the
597 [~~secretary of the Senate~~] presiding officer verbally or in writing.

598 (b) If the [~~secretary of the Senate~~] presiding officer receives requests to move [~~a piece~~
599 ~~of~~] legislation from the consent calendar to the second reading calendar from three or more
600 senators, the [secretary] presiding officer shall:

601 (i) remove the legislation from the consent calendar; and

602 (ii) place the legislation at the bottom of the second reading calendar.

603 (3) If, after three days during which the Senate has floor time, no more than two
604 members have registered objections to the legislation, the legislation shall be:

605 (a) read the third time;

606 (b) placed before the Senate; and

607 (c) considered for final passage.

608 (4) (a) The presiding officer shall pose the question on each consent calendar bill in the
609 following form:

610 "The presiding officer has determined that a quorum is present.

611 Those who favor the question say, 'aye.'

612 Does the chair hear a single dissenting nay to the question?"

613 (b) If the presiding officer hears no nays to the question, a unanimous vote of the
614 senators present shall be recorded in favor of the legislation.

615 (c) If the presiding officer hears any nays to the question, a roll call vote shall be taken
616 immediately.

617 (5) Notwithstanding the requirements of Subsection (4), any senator may, before the
618 roll call vote is taken, make a motion to remove the bill from the consent calendar and place it
619 on the bottom of the third reading calendar.

620 (6) Nothing in this rule prevents a senator from challenging the ruling of the chair or
621 asking for a vote on any question.

622 Section 36. **SR4-4-401** is amended to read:

623 **SR4-4-401. Concurrence calendar.**

624 (1) After [~~the secretary of the Senate or the secretary's designee~~] Senate staff reads the
625 transmittal letter from the House informing the Senate that the House has amended or
626 substituted a piece of Senate legislation, the presiding officer shall place the legislation on the
627 concurrence calendar.

628 (2) (a) During the first 43 days of the annual general session, the legislation shall
629 remain on the concurrence calendar over at least one night before the Senate may consider the
630 question of concurrence.

631 (b) During the last two days of the annual general session and during any special
632 session, the Senate may consider legislation for concurrence after the Senate has been given a
633 reasonable time to review the House changes.

634 (3) (a) When presenting legislation to the Senate for concurrence, the presiding officer
635 shall ask the sponsor of the legislation for a motion.

636 (b) The sponsor of the legislation may move to either:

637 (i) concur with the House amendments; or

638 (ii) refuse to concur with the House amendments and ask the House to recede from
639 their amendments.

640 (c) If a motion to concur with the House amendments passes by majority vote, the
641 presiding officer shall:

642 (i) pose the question: "This bill (resolution) has been read three times. The question is:
643 Shall this bill (resolution) pass?"; and

644 (ii) take the final roll call vote on the legislation.

645 (d) If a motion to refuse to concur with the House amendments and ask the House to
646 recede from their amendments passes by a majority vote, the [~~secretary of the Senate~~] presiding
647 officer shall return the legislation to the House for its further action.

648 (e) If the House refuses to recede, the Senate and House shall follow the procedures
649 and requirements of [JR3-2-601](#) relating to the appointment of a conference committee.

650 Section 37. **SR4-4-501** is amended to read:

651 **SR4-4-501. Time certain calendar.**

652 The [~~secretary of the Senate or the secretary's designee~~] presiding officer shall place on
653 the time certain calendar legislation or other matters approved by the Senate for a time certain
654 under:

655 (1) [SR1-5-201](#); or

656 (2) other rules allowing matters to be set for a time certain.

657 Section 38. **SR4-7-101** is amended to read:

658 **SR4-7-101. Definitions.**

659 As used in this chapter:

660 (1) "Roll call vote" means a verbal voting process where:

661 (a) [~~the secretary of the Senate or the secretary's designee~~] Senate staff verbally calls
662 the name of each senator alphabetically, except the president, who is called last;

663 (b) each senator present votes "aye" or "nay" when the senator's name is called;

664 (c) [~~the secretary of the Senate or the secretary's designee~~] Senate staff:

665 (i) tallies the vote;

666 (ii) records those senators who are absent or not voting; and

667 (iii) gives a copy of the tally to the presiding officer; and

668 (d) the presiding officer announces the result of the vote.

669 (2) "Voice vote" means a verbal voting process where the presiding officer:

670 (a) poses the question to be voted upon in this form: "Those in favor (of the question)
671 say 'aye.'" and "Those opposed say 'nay.'"; and

672 (b) based upon the senator's responses, announces that the question either passed or
673 failed.

674 Section 39. **SR4-7-102** is amended to read:

675 **SR4-7-102. Number of votes required for passage.**

676 (1) Unless otherwise specified in these rules:

677 (a) each piece of legislation requires a constitutional majority vote -- 15 votes -- to
678 pass;

679 (b) amendments to the Utah Constitution, amendments to court rules, and certain
680 motions specified in these rules require a constitutional two-thirds vote -- 20 votes -- to pass;

681 (c) legislation described in Utah Constitution, Article VI, Section 25 that is intended to
682 take effect earlier than 60 days after adjournment of the session in which it passes requires a
683 constitutional two-thirds vote -- 20 votes -- to pass with that immediate effective date;

684 (d) certain motions require a two-thirds vote -- two-thirds of those present -- to pass;
685 and

686 (e) other motions require a majority vote -- a majority of those present -- to pass.

687 (2) The Senate may only suspend a rule requiring that a motion must receive a
688 two-thirds vote or a constitutional two-thirds vote to pass by a two-thirds vote.

689 Section 40. **SR4-7-104** is amended to read:

690 **SR4-7-104. Disturbing Senate staff during voting prohibited.**

691 While a roll call vote is being taken, a person may not disturb or remain by the desks of
692 [~~the secretary of the Senate, the docket clerk, the reading clerk, the voting machine operator, or~~
693 ~~the public address system operator~~] Senate staff conducting or helping to conduct the roll call
694 vote.

695 Section 41. **SR4-8-104** is amended to read:

696 **SR4-8-104. Process for conducting a call of the Senate.**

697 (1) During a call of the Senate:

698 (a) a senator present in the chamber may not leave the chamber; and

699 (b) the sergeant-at-arms or the sergeant's designees shall close the doors to the Senate
700 chamber.

701 (2) After ordering the call of the Senate, the presiding officer may:

702 (a) [~~in consultation with the secretary of the Senate,~~] identify any absent senators; and

703 (b) provide the sergeant-at-arms with the names of those senators who are absent but
704 who have not asked to be excused.

705 (3) The sergeant-at-arms or the sergeant's designees shall:

706 (a) search for the absent senators;

707 (b) if they are found, escort them to the Senate chamber; and

708 (c) make a report to the Senate about the sergeant's efforts.

709 Section 42. **SR4-9-101** is amended to read:

710 **SR4-9-101. Motion to reconsider.**

711 (1) As used in this rule, "legislative day" means a day when the Senate convenes in the
712 Senate chamber and conducts Senate business.

713 (2) (a) Except as provided in Subsection (3), when a question has been decided on the
714 floor of the Senate, a senator voting with the prevailing side may:

715 (i) move for reconsideration after intervening business; or

716 (ii) give notice that a motion for reconsideration will be made.

717 (b) If a motion for reconsideration is made on the floor of the Senate after a piece of
718 legislation has left the possession of the Senate, the [~~secretary of the Senate~~] presiding officer
719 shall request that the legislation be returned to the Senate.

720 (c) The presiding officer shall rule a motion for reconsideration out of order unless the
721 motion is made:

722 (i) before the 43rd legislative day;

723 (ii) before the Senate adjourns on the legislative day after the legislative day on which
724 the action sought to be reconsidered occurred; and

725 (iii) by a senator who previously served notice.

726 (3) A senator may not make a motion to reconsider after the 42nd day of the annual
727 general session of the Legislature.

728 Section 43. **SR4-9-102** is amended to read:

729 **SR4-9-102. Notice of motion to reconsider.**

730 When a senator gives notice that the senator intends to make a motion to reconsider, the
731 [~~secretary of the Senate or the secretary's designee~~] presiding officer shall:

732 (1) ensure that the notice is recorded in the journal; and

733 (2) retain the legislation in the possession of the Senate until the time for
734 reconsideration has expired or until the legislation has been reconsidered.

735 Section 44. **SR4-9-103** is amended to read:

736 **SR4-9-103. Rules governing motions to reconsider.**

737 (1) A motion to reconsider a vote on the final passage of a piece of legislation requires
738 approval by a constitutional majority of senators.

739 (2) Upon adoption of a motion to reconsider, the [~~secretary of the Senate~~] presiding
740 officer shall ensure that the legislation is placed at the top of the calendar on which it last

741 appeared.

742 (3) The Senate may not reconsider a piece of legislation more than once.