

1 **HOUSE RULES RESOLUTION -- PROCEDURES**
2 **AMENDMENTS**

3 2018 GENERAL SESSION
4 STATE OF UTAH

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

7 **LONG TITLE**

8 **General Description:**

9 This rules resolution modifies procedures provided for in the House Rules.

10 **Highlighted Provisions:**

11 This resolution:

- 12 ▶ clarifies second reading procedures;
- 13 ▶ modifies provisions related to citations;
- 14 ▶ clarifies that the chair and desk of legislators may only be used with permission;
- 15 ▶ clarifies that a quorum of the House of Representatives is 38 members;
- 16 ▶ modifies the times when members of the media have access to the House floor; and
- 17 ▶ modifies the quorum attendance requirements for House standing committees.

18 **Special Clauses:**

19 None

20 **Legislative Rules Affected:**

21 AMENDS:

22 **HR1-7-101**

23 **HR2-4-102**

24 **HR2-4-105**

25 **HR3-2-203**

26 **HR4-1-101**

27 **HR4-4-101**



28

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

30 Section 1. **HR1-7-101** is amended to read:

31 **HR1-7-101. Commendation or condolence citations -- Types of citations -- Use of**
32 **citations.**

33 (1) As used in this chapter:

34 (a) (i) "Citation" means a certificate issued to honor or commend an individual who is
35 a resident of Utah, or a group of individuals who are residents of Utah, or to express
36 condolences to the family of a deceased individual.

37 (ii) A citation to honor or commend the same Utah resident should not be issued more
38 than once every 10 years.

39 ~~[(ii)]~~ (iii) "Citation" includes a legislator citation, a House of Representatives citation,
40 and a Utah Legislature citation.

41 (b) "House of Representatives citation" means a citation issued on behalf of the Utah
42 House of Representatives.

43 (c) "Legislator citation" means a citation issued on behalf of an individual
44 representative.

45 (d) "Utah Legislature citation" means a citation issued on behalf of both houses of the
46 Utah Legislature.

47 (2) Representatives shall use a citation to express the commendation or condolence of a
48 representative, the Utah House of Representatives, or the Utah Legislature.

49 Section 2. **HR2-4-102** is amended to read:

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

51 (1) ~~[When the House is convened in session, no]~~ No one other than the speaker ~~[or a~~
52 ~~representative]~~ may occupy the chair or use the desk of the speaker ~~[or any representative],~~
53 without the speaker's authorization.

54 (2) When the House is convened in session, only the representative assigned to a desk
55 and chair may occupy the chair or use the desk.

56 ~~[(2) A]~~ (3) When the House is convened in session, a representative may invite one
57 individual to sit next to the representative on the House floor, if the representative complies
58 with the requirements of [HR2-4-101.2](#) and the invited individual is:

- 59 (a) another legislator;
60 (b) a member of House or Senate staff;
61 (c) a member of professional legislative staff;
62 (d) a House intern;
63 (e) a member of the representative's immediate family;
64 (f) a constituent who resides in the representative's district; or
65 (g) a special guest who is authorized to access the House floor under [HR2-4-101.2\(5\)](#).

66 Section 3. **HR2-4-105** is amended to read:

67 **HR2-4-105. News media.**

68 (1) (a) News media with House press credentials shall be admitted to the House
69 chamber, halls, and committee rooms.

70 (b) While the House is convened in House chambers, and for 45 minutes prior to
71 scheduled floor time, news media shall remain in the area designated for the news media and
72 may not enter the floor of the House, the circle, lounge, or the speaker's dais.

73 (2) With permission of the speaker or the speaker's designee, the news media may
74 conduct and record interviews in the House lounge, halls, available committee rooms, or in the
75 House chamber or gallery.

76 (3) A representative may not hold a press conference in the House chamber without the
77 permission of the speaker of the House.

78 (4) News media shall also comply with the other provisions in [HR2-4-102](#) and
79 [HR2-4-103](#).

80 (5) The sergeant-at-arms, under the direction of the speaker, shall enforce the
81 requirements of this rule.

82 Section 4. **HR3-2-203** is amended to read:

83 **HR3-2-203. Quorum requirements.**

84 (1) Except as provided in Subsection (2), a majority of a standing committee is a
85 quorum.

86 (2) In determining whether a quorum is present, the speaker, majority leader, majority
87 whip, assistant majority whip, House Rules Committee chair, Executive Appropriations
88 Committee chair, Executive Appropriations Committee vice chair, minority leader, minority
89 whip, assistant minority whip, and the fourth member of leadership from the minority party are

90 not counted in determining a quorum for a standing committee, except during the time that the
91 representative is present at the meeting.

92 Section 5. **HR4-1-101** is amended to read:

93 **HR4-1-101. Definitions.**

94 (1) "Appropriations bill" means a bill that appropriates money and makes no change to
95 statute.

96 (2) "Constitutional majority vote" means that the matter requires at least 38 votes to
97 pass on the House floor.

98 (3) "Constitutional two-thirds vote" means that the matter requires at least 50 votes to
99 pass on the House floor.

100 (4) "Majority vote" means that the matter requires the votes of at least a majority of
101 [~~those present~~] a quorum to pass on the House floor.

102 (5) "Two-thirds vote" means that the matter requires the vote of at least two-thirds of
103 [~~those present~~] a quorum to pass on the House floor.

104 (6) "Point of order" means a question raised by a representative about whether or not
105 there has been a breach of order, a breach of rules, or a breach of established parliamentary
106 practice.

107 (7) "Presiding officer" means the person presiding over the Utah House of
108 Representatives and includes:

109 (a) the speaker;

110 (b) the speaker pro tempore; and

111 (c) any representative presiding under [HR1-3-103](#).

112 (8) "Quorum" means that at least 38 members of the House of Representatives are
113 present.

114 Section 6. **HR4-4-101** is amended to read:

115 **HR4-4-101. Committee reports -- Second reading calendar.**

116 (1) The chief clerk of the House or the chief clerk's designee shall:

117 (a) read to the House each standing committee report submitted to the House; and

118 (b) read the legislation by title unless the House suspends this requirement by a
119 two-thirds vote.

120 [~~(2) The adoption of the House standing committee report is the second reading of each~~

121 ~~piece of legislation referred to in the report.]~~

122 ~~[(3)]~~ (2) (a) If the House passes a motion to adopt the committee report, the
123 amendments and substitutes adopted by the committee and identified on the committee report
124 become legally part of the legislation.

125 (b) If a motion to adopt the committee report fails, the chief clerk shall return the
126 legislation to the House Rules Committee.

127 ~~[(4)]~~ (3) A majority vote of the House is required to:

128 (a) approve a motion to adopt the committee report; and

129 (b) pass the legislation on second reading to the third reading or consent calendar.

130 (4) The placement of a piece of legislation on a House reading calendar is the second
131 reading of that legislation.

Legislative Review Note
Office of Legislative Research and General Counsel