

1 **HOUSE RULES RESOLUTION -- CHAMBER PROCEDURE**

2 2021 GENERAL SESSION

3 STATE OF UTAH

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

6 **LONG TITLE**

7 **General Description:**

8 This rules resolution amends house standing committee procedures.

9 **Highlighted Provisions:**

10 This resolution:

- 11 ▶ defines terms;
- 12 ▶ establishes the order in which a standing committee chair allows response to a
- 13 substitute motion; and
- 14 ▶ makes technical and conforming changes.

15 **Special Clauses:**

16 None

17 **Legislative Rules Affected:**

18 AMENDS:

19 **HR3-2-101**

20 **HR3-2-313**

21 **HR3-2-505**

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

24 Section 1. **HR3-2-101** is amended to read:

25 **HR3-2-101. Definitions.**

26 As used in this chapter:

27 (1) "Chair" means:



28 (a) the chair of a standing committee; or
29 (b) a standing committee member who is authorized to act as chair under [HR3-2-202](#).

30 (2) "Committee" means a standing committee created under [HR3-2-201](#).

31 (3) "Dispose of legislation" refers to a committee action that transfers ownership of
32 legislation to the House Rules Committee, to another standing committee, or to the House
33 floor.

34 (4) "Favorable recommendation" refers to a committee action that transfers ownership
35 of legislation to the House second reading calendar.

36 (5) "Legislation" means a Senate bill, House bill, Senate resolution, House resolution,
37 joint resolution, or concurrent resolution.

38 (6) "Majority vote" means a majority of a quorum as provided in [HR3-2-203](#).

39 (7) "Original motion" means a non-privileged motion that is accepted by the chair
40 when no other motion is pending.

41 (8) "Pending motion" refers to a motion starting when a chair accepts a motion and
42 ending when the motion is withdrawn or when the chair calls for a vote on the motion.

43 (9) (a) "Privileged motion" means a procedural motion to adjourn, set a time to
44 adjourn, recess, end debate, extend debate, or limit debate.

45 (b) Privileged motions are not substitute motions.

46 (10) "Substitute motion" means a non-privileged motion that is made when [~~a~~
47 ~~non-privileged~~] an original motion is pending.

48 (11) "Under consideration" means the time starting when a chair opens a discussion on
49 a subject or piece of legislation that is listed on a committee agenda and ending when the
50 committee disposes of the legislation, moves on to another item on the agenda, or adjourns.

51 Section 2. **HR3-2-313** is amended to read:

52 **HR3-2-313. Chair to allow response to motions before placing motions for a**
53 **vote.**

54 (1) After [~~a motion has been accepted~~] the chair accepts an original motion, and before
55 the chair places [~~a~~] the original motion for a vote, the chair shall permit:

56 [~~(1) members of the committee~~] (a) committee members to ask the committee member
57 who placed the original motion questions about the motion;

58 [~~(2) members of the committee~~] (b) committee members to debate the original motion;

59 ~~[(3)]~~ (c) the chief sponsor of the legislation that is affected by the original motion to
 60 respond to the original motion; and

61 ~~[(4)]~~ (d) the committee member who placed the original motion to have the final word
 62 on the motion.

63 (2) After a chair accepts a substitute motion, and before the chair places the substitute
 64 motion for a vote, the chair shall permit:

65 (a) the committee member who placed the original motion to respond to the substitute
 66 motion;

67 ~~Ĥ→ [(b) committee members to ask the committee member who placed the substitute~~
 68 ~~motion questions about the substitute motion;~~

69 ~~—— (e) (b) ←Ĥ~~ committee members to debate the substitute motion;

70 ~~Ĥ→ [(d)] (c) ←Ĥ~~ the chief sponsor of the legislation that is affected by the substitute motion
 70a to

71 respond to the substitute motion; and

72 ~~Ĥ→ [(e)] (d) ←Ĥ~~ the committee member who placed the substitute motion to have the final
 72a word on
 73 the motion.

74 Section 3. **HR3-2-505** is amended to read:

75 **HR3-2-505. Substitute motions in committee -- General requirements, procedure,**
 76 **and priority.**

77 (1) Substitute motions:

78 (a) are debatable; and

79 (b) take precedence over original motions.

80 (2) (a) A committee member may make a substitute motion if an original motion is
 81 pending.

82 (b) A committee member may not make a substitute motion if:

83 (i) a privileged motion is pending; or

84 (ii) another substitute motion is pending.

85 (c) If a substitute motion is adopted, a substitute motion disposes of the original
 86 motion.

87 (d) If a substitute motion is not adopted, the original motion is pending.

88 (3) After a chair accepts a substitute motion, and before the chair places the substitute
 89 motion for a vote, the chair shall allow response to the substitute motion in accordance with

90 HR3-2-313.