

HOUSE RESOLUTION NO.1

Reps. Cole and Rabhi offered the following resolution:

A resolution prescribing the Standing Rules of the House of Representatives.

Resolved by the House of Representatives, That the following rules be adopted as the Standing Rules of the House of Representatives:

**STANDING RULES
OF THE
HOUSE OF REPRESENTATIVES
IN ACCORDANCE WITH THE MICHIGAN CONSTITUTION
ARTICLE IV, SECTION 16**

CHAPTER I
GENERAL PROVISIONS

Meetings, Officers and Quorum.

Rule 1. (1) The House shall meet in regular session at the seat of government on the second Wednesday in January of each year at twelve o'clock noon. In each odd-numbered year, it shall proceed with its organization, the election of a Speaker and a Clerk for the ensuing term of the Legislature. All elections shall be by roll call and shall require a majority of the Members voting to elect.

(2) A majority of the Members elected to and serving in the House shall constitute a quorum to do business, but a smaller number may adjourn from day to day and not less than 15 Members voting in favor thereof may compel the attendance of absent Members and prescribe penalties for non-attendance. (See Const 1963, Art 4 §§ 13 and 14)

Admission to Floor Defined.

Rule 2. (1) No person shall be admitted on the floor of the House for a period of 30 minutes immediately preceding the time set for any call to order during any session of the House through adjournment, except as follows:

- (a) Representatives and Senators;
- (b) Former Legislators, unless otherwise restricted;
- (c) Sergeants at arms, pages, Clerk's staff, and legislative staff who are specifically designated and approved by the Majority Floor Leader to be working on the House floor during session;
- (d) Directors of Michigan Departments and the Governor's

1 legislative liaisons may be admitted to the Thatcher or Document
2 room and may have floor access with the permission of the Majority
3 Floor Leader;

4 (e) Immediate family of Representatives who have obtained and
5 are wearing in plain sight appropriate identification passes,
6 issued under guidelines developed by the Majority Floor Leader;

7 (f) Media correspondents accredited by the Clerk of the House
8 who are wearing in plain sight appropriate identification passes,
9 issued under guidelines developed by the Clerk. Media

10 correspondents shall not use the center aisle or be at the Members'
11 desks without the permission of the Majority Floor Leader; and

12 (g) Such other persons as may be invited by the Speaker or
13 Majority Floor Leader.

14 (2) No group or individual shall be allowed access to the
15 floor when the House is not in session unless permission is granted
16 by the Majority Floor Leader or Clerk. The Majority Floor Leader
17 and Clerk shall issue guidelines to ensure that guests using the
18 floor are responsible for costs incurred by the House. If
19 permission is given to a Member to bring guests on the floor when
20 the House is not in session, the Member shall accompany the guests.

21 (3) Only Members shall sit in Members' chairs.

22 (4) Any person who is a lobbyist or employed by a lobbyist
23 shall not be admitted on the floor of the House at any time, except
24 immediate family of a Representative if admitted under rule 2(1)(e)
25 on the first session day of an odd-numbered year for a swearing-in
26 ceremony or under rule 2(1)(d). A former Legislator or immediate
27 family of Representatives shall not lobby on the floor, except if
28 they are admitted under rule 2(1)(d). The words "floor of the
29 House," when used in these rules, shall mean the space of the main

1 floor of Representative Hall, together with adjacent rooms on the
2 second floor of the Capitol under the jurisdiction of the Clerk,
3 including the Democrat and Republican caucus rooms and the corridor
4 behind the House rostrum.

5 (5) Guests may be introduced only by permission of the
6 Presiding Officer. Guests shall not be introduced during a roll
7 call vote. Guests are to use the center aisle only if being
8 escorted by a Member or House staff.

9 (6) Use of the center aisle should be kept at a minimum.

10 (7) The Majority Floor Leader must grant approval for the
11 distribution of items on the floor and items must pertain to that
12 day's agenda. All printed material intended for distribution on
13 the floor shall be clearly identified by the Member requesting the
14 distribution.

15
16 **Bar of the House.**

17 Rule 3. (1) Any Member, having answered attendance roll call
18 at the opening of any session, or who enters after attendance roll
19 call, shall be considered present until leave of absence is
20 obtained from the House. Any Member having entered upon the floor
21 of the House after the House has been called to order, shall be
22 considered present if within the bar of the House.

23 (2) The words "within the bar of the House," when used in
24 these rules, shall mean the space occupied and used by the House or
25 any legislative room or office under the jurisdiction of the Clerk.

26 (3) Cell phones on the floor shall not ring audibly.

27 (4) All persons within the bar of the House shall be in
28 acceptable business attire.

29

CHAPTER II**OFFICERS****SPEAKER****Definitions.**

Rule 4. Speaker is any Member elected as Speaker under Rule 1 of these rules.

Duties as Presiding Officer.

Rule 5. The Speaker, or the designee of the Speaker, shall take the Chair each day at the hour to which the House shall have adjourned or recessed. The Presiding Officer shall call the House to order and lead the Members in reciting the Pledge of Allegiance and, except in the absence of a quorum, shall proceed to business in the manner prescribed by these rules. In the absence of the Speaker, or the designee of the Speaker, the Clerk or Assistant Clerk may call the House to order.

Rule 6. (1) The Presiding Officer shall preserve order and decorum; may speak to points of order, rising for that purpose; and shall decide questions of order, subject to an appeal to the House. When two or more Members rise at once, the Presiding Officer shall name the Member

who is first to speak.

(2) Only the Presiding Officer shall lead the House in observing a moment of silence.

Duties of Speaker as Chief Administrator.

Rule 7. (1) Payment to all persons, authorized under

1 paragraphs (2), (3), and (4) to expend House funds for
2 transportation, lodging, meals, registration fees and related
3 items, shall be made in accordance with expenditure regulations as
4 predetermined and prepublished to Members by the Speaker. The
5 regulations shall set forth the guidelines for amounts, methods of
6 payment and time of payment for such items. The Speaker may revise
7 the regulations upon 15-day notice to all Members.

8 (2) The Speaker may authorize persons to make expenditures
9 from the general funds of the House for administrative purposes.
10 The Speaker may enter into contracts for the purchase and payment
11 of benefits affecting employees, Members of the House, retirees and
12 their successors in interest.

13 (3) Regular standing committees of the House shall be
14 allotted such funds as the Speaker may authorize. The Speaker may
15 restrict selected expenditures to a lesser number of Members,
16 alternates or substitute Members, than the number of Members of the
17 standing committee. The funds may be expended for items specified
18 in paragraph (1) and for contractual services, publications and
19 supplies. All expenditures under this paragraph shall be approved
20 by the committee Chair and the Speaker and for items specified in
21 paragraph (1) shall be in accordance with the regulations and
22 guidelines provided for by paragraph (1).

23 (4) Additional committees may be authorized by resolution.
24 The resolutions shall set the maximum budget of such committees.
25 Members, alternates and substitute Members of such additional
26 committees shall be appointed by the Speaker unless otherwise
27 specified in the resolution. The Speaker may restrict selected
28 expenditures to a lesser number of Members, alternates or
29 substitute Members than the number of Members specified in the

1 resolution. Budgeted funds may be expended for items specified in
2 paragraph (1), for contractual services, publications, supplies and
3 any other items specified in the resolution. Payments for
4 contractual services may be authorized by the committee Chair and
5 the Speaker. All expenditures under this paragraph for items
6 specified in paragraph (1) shall be in accordance with the
7 regulations and guidelines provided for by paragraph (1).

8
9 **Appointments by the Speaker.**

10 Rule 8. The Speaker shall appoint all committees, except
11 where the House shall otherwise order. If the Speaker makes
12 permanent or temporary additions to or removals from any standing
13 or special committee, the names and the appointments or removals
14 shall take effect when the Clerk and Minority Leader are notified
15 by letter and shall appear in the next House Journal.

16
17 **Appointment of Employees by Speaker.**

18 Rule 9. Except as otherwise provided in these rules, the
19 Speaker, or the Speaker's designee, shall appoint all employees of
20 the House. Unless otherwise provided by law, the compensation for
21 all employees and officers of the House shall be fixed by the
22 Speaker, or the Speaker's designee. All employees of the House
23 shall maintain a status as non tenured, at will employees. All
24 employees of the House work at the pleasure of the Speaker, or the
25 Speaker's designee, shall be subject to the Speaker's, or the
26 Speaker's designee's, orders, and may be transferred to a different
27 position, demoted, suspended, or summarily removed by the Speaker,
28 or the Speaker's designee.

1 Naming of Acting Speaker.

2 Rule 10. The Speaker, may, by filing a written notice with
3 the Clerk, appoint any Member to perform the duties of the
4 Presiding Officer, but not for a longer time than one day without
5 leave of the House. Such notice shall be spread upon the House
6 Journal.

8 Voting.

9 Rule 11. The Speaker and Presiding Officer may vote on all
10 elections and on all questions.

12 Putting the Question.

13 Rule 12. (1) The Presiding Officer shall pose all questions
14 to the Members. If in doubt the Presiding Officer may order a
15 division of the House. A division of the House may be had on the
16 demand of ten Members. A vote taken by division is not printed in
17 the House Journal. A roll call of the House may be demanded by
18 one-fifth of the Members present (see Const 1963, Art 4 § 18) on
19 any pending question and in such case the record of the votes and
20 names of the voting Members shall be entered in the House Journal.

21 (2) When a division of the House is ordered, the voting board
22 shall be used, and the Clerk shall announce the vote and the
23 Presiding Officer shall declare the result. On a tie vote the
24 question shall be deemed as lost. A majority of those voting shall
25 decide any question unless otherwise provided.

27 Recognition During Roll Call.

28 Rule 13. (1) After a question has been stated by the
29 Presiding Officer, and the calling of the roll has been started by

1 the Clerk, the Presiding Officer shall not recognize a Member for
2 any purpose, until after the announcement of the vote by the Clerk
3 except:

4 (a) To raise a point of order;

5 (b) To request an excuse for another Member;

6 (c) To announce intent not to vote for reason of potential
7 conflict of interest; and

8 (d) To request that the board be cleared.

9 (2) The Clerk shall enter upon the House Journal the names of
10 those voting "aye" and the names of those voting "nay". Roll calls
11 shall be consecutively numbered in the House Journal.

12 13 **SPEAKER PRO TEMPORE**

14 15 **Powers and Duties.**

16 Rule 14. (1) The Speaker, the Speaker Pro Tempore, or an
17 Associate Speaker Pro Tempore shall preside over the House, unless
18 the Speaker has designated another Member to preside.

19
20 (2) In the absence of a designated Presiding Officer, the
21 Clerk shall preside and if a quorum is present may designate a
22 temporary Presiding Officer of the same party as the Speaker.

23 24 **CLERK**

25 26 **Roll Call.**

27 Rule 15. The Clerk shall serve as parliamentarian of the
28 House. The Clerk shall take the roll at the opening of each
29 session of the House and announce whether or not a quorum is

1 present. The Clerk shall enter upon the House Journal the names of
2 the Members present for attendance roll call, the names of the
3 Members specifically excused from session, and the names of the
4 Members absent from session. The term "roll call" as used in these
5 rules shall mean a record roll call.

6 **Conduct of Religious Exercises.**

7 Rule 16. The Clerk shall arrange for a Member to offer an
8 invocation which will not exceed 2 minutes in length at the opening
9 of each session of the House. This invocation shall be general in
10 nature, may be delivered by the Member or a Member's guest, and
11 must be submitted to jclerk@house.mi.gov electronically 1 day in
12 advance. For special occasions, the Clerk may arrange for
13 religious services as needed.

14
15 **Publication and Correction of House Journal.**

16 Rule 17. (1) The Clerk shall make up and complete the House
17 Journal, supervise its daily publication, and make corrections.
18 The Clerk is authorized to correct totals that may have been
19 affected by amendments made to appropriations bills.

20 (2) The House Journal is the only official record of the
21 proceedings of the House.

22 (3) Written or verbal remarks made under the order of business
23 of Comments and Recommendations shall not be printed in the House
24 Journal except for remarks regarding departing Members. Departing
25 Members remarks must be submitted electronically to
26 jclerk@house.mi.gov in order to be printed in the House Journal.

27
28 **House Calendar.**

29 Rule 18. The Clerk shall prepare and make available to each

1 Member each session day a list of the business under each order of
2 business.

3
4 **Printing, Announcement of Printing and Enrollment of Bills.**

5 Rule 19. The Clerk shall ensure the printing or reproduction
6 of all bills, acts or documents ordered printed or reproduced by
7 the House. The Clerk shall announce each day the numbers of all
8 bills and letters of all joint resolutions which have been printed
9 or reproduced and placed upon the files of the Members, and the
10 numbers of House bills which have been enrolled and presented to
11 the Governor.

12
13 **Responsibility for Care of Bills; Presentation of Enrolled Bills to**
14 **Governor.**

15 Rule 20. The Clerk shall be responsible for the care and
16 preservation of each bill introduced into the House, and for each
17 bill received from the Senate up to the time of its return to that
18 body. This responsibility shall only be relieved by a receipt from
19 a person when the bill passes from his or her possession. The
20 Clerk shall enroll a House bill while the House is not in session
21 if that bill has passed both houses and no action is pending. The
22 Clerk shall notify the House of such action on the next House

23 legislative day. When a House bill has been finally passed by
24 the two houses, the Clerk shall present to the Governor an enrolled
25 copy thereof, taking a receipt showing the day, hour and minute at
26 which such copy was deposited in the executive office.

27
28 **Appointment of Assistants.**

29 Rule 21. The Clerk shall, with the consent of the Speaker,

1 appoint an Assistant Clerk and other assistants. All assistants of
2 the Clerk and employees of the House assigned to the Clerk's office
3 shall maintain a status as non-tenured, at-will employees. All
4 assistants and employees of the House assigned to the Clerk's
5 office work at the pleasure of the Clerk and Speaker, shall be
6 subject to the orders of the Clerk and Speaker, and may be
7 transferred to a different position, demoted, suspended, or
8 summarily removed by the Clerk or Speaker.

9
10 **Accreditation of News Media.**

11 Rule 22. (1) The Clerk shall receive the applications of all
12 members of the news media. Persons desiring to be accredited as
13 official media correspondents at the two-year session shall file a
14 written application with the Clerk. When issuing credentials, the
15 Clerk shall instruct the media person as to conduct on the House
16 floor.

17 (2) Members of the press corps shall comply with all House
18 rules and guidelines, including acceptable business attire, and
19 shall, while on the House floor during session, display credentials
20 at all times.

21
22 **Responsibility for Care of House and Televising House Session.**

23 Rule 23. (1) The Clerk shall exercise supervisory care and
24 control of the Hall of the House of Representatives and all House
25 rooms and equipment assigned to the office of the Clerk. The Clerk
26 shall, upon prior written authorization by the Speaker, provide for
27 repairs and alterations in the House Chambers and the connected
28 rooms and corridors and their furniture and equipment.

29 (2) The Clerk shall be responsible for televised coverage of

1 House session and committee meetings.

2 (3) As directed by the Speaker, the Clerk shall enter into
3 contractual agreements for rental of House facilities.

4
5 **Incapacity of Clerk.**

6 Rule 24. In case of the inability of the Clerk to perform the
7 duties of that office, the Assistant Clerk shall be charged with
8 the responsibility of the Clerk and shall perform the Clerk's
9 duties. In case a vacancy exists in the office of the Clerk, the
10 Assistant Clerk shall assume the Clerkship and perform the duties
11 of Clerk until a successor has been elected.

12
13 **Notices in Cases of Extra Sessions.**

14 Rule 25. Whenever the Legislature shall be called to meet in
15 extraordinary session or in case of emergency, the Clerk shall
16 notify Members and staff of the date and time of convening.

17
18
19 **SERGEANT AT ARMS**

20
21 **Definitions.**

22 Rule 26. The Sergeant at Arms shall be the chief police
23 officer of the House and shall be appointed by the Speaker. Under
24 the direction of the Speaker, the Clerk shall supervise and direct
25 the work of the Sergeant at Arms and Assistant Sergeants at Arms,
26 and may commission the Sergeant at Arms and Assistant Sergeants at
27 Arms, who meet the certification requirements of this state, as law
28 enforcement officers with the powers provided under the Legislative
29 Sergeant at Arms Police Powers Act. (See MCL 4.381 - 4.382)

1

2 Powers and Duties.

3 Rule 27. The Sergeant at Arms shall have charge, under the
4 direction of the Clerk, of the Assistant Sergeants at Arms, pages,
5 and session interns, and control of all police, safety and security
6 regulations. The Sergeant at Arms shall have authority to serve
7 subpoenas and warrants issued by the House or any duly authorized
8 officer or committee, or cause the same to be done by one of the
9 Assistant Sergeants at Arms, or a duly authorized agent. The
10 Sergeant at Arms shall see that all visitors are seated and at no
11 time are standing on the floor or balconies of the House. The
12 Sergeant at Arms shall ensure that reasonable decorum is maintained
13 in the lobby immediately in front of the entrance to Representative
14 Hall to ensure access for Representatives and to ensure equal
15 treatment for all citizens.

16

CHAPTER III

18

MEMBERS

19

20 Conduct in Debate.

21 Rule 28. When any Member is about to speak in debate or
22 present any matter to the House, the Member shall rise and
23 respectfully address the Presiding Officer, confine remarks to the
24 question under debate, and avoid personalities.

25

26 Members Called to Order.

27 Rule 29. If any Member in speaking transgresses the rules of
28 the House, the Presiding Officer shall, or any Member may, call the
29 transgressor to order, in which case the Member so called to order

1 shall immediately sit down and shall not rise unless to explain or
2 proceed in order.

3
4 **VOTING**

5
6 **Voting by the Electronic Roll Call System.**

7 Rule 30. (1) When taking the roll call on any question, the
8 electronic roll call system may be used, and shall have the same
9 force and effect as a roll call taken as otherwise provided in
10 these rules. The electronic roll call system shall only be used for
11 legislative business officially before the House.

12 (2) When the House is ready to vote upon any question
13 requiring a roll call, and the vote is to be taken by the
14 electronic roll call system, the Presiding Officer shall state the
15 question to the Members. The Presiding Officer shall inform
16 Members that the board is open to record their votes. When
17 sufficient time has been allowed the Members to vote, the Presiding
18 Officer shall direct the Clerk to close the board. Any Member can
19 vote or change his or her vote after the board has been closed by
20 rising and, when recognized by the Presiding Officer, announcing
21 his or her vote before the result of the vote has been announced by
22 the Clerk. After a sufficient time has passed to allow late
23 voting, the Presiding Officer shall direct the Clerk to tally,
24 display and announce the vote. The Clerk shall record the vote in
25 the House Journal.

26 (3) No Member shall vote for another Member, nor shall any
27 person not a Member cast a vote for a Member. In addition to such
28 penalties as may be prescribed by law, any Member who shall vote or
29 attempt to vote for another Member may be punished in such manner

1 as the House may determine. A person who votes or attempts to vote
2 for a Member shall be barred from the floor of the House for the
3 remainder of the session and may be further punished in such manner
4 as the House may deem proper.

5 (4) Any vote shall be taken by the ayes and nays and entered
6 upon the House Journal on request of one fifth of the Members
7 present. (See Const 1963, Art 4 § 18)

8
9 **Vote Explanations.**

10 Rule 31. (1) A Member may dissent from and protest against
11 any act, proceeding or resolution which the Member deems injurious
12 to any person or the public, and have the reason for dissent,
13 referred to as a "no vote explanation", printed in the House
14 Journal. (See Const 1963, Art 4 § 18)

15 (2) If a Member desires to abstain from voting because of a
16 potential conflict of interest, the Member may rise, announce his
17 or her intent not to vote, and reserve the right to explain the
18 abstention. The Member shall be granted the right to have the
19 explanatory statement printed in the House Journal. To be printed
20 in the House Journal, the abstention from voting explanation shall
21 be submitted to the Clerk.

22 (3) No vote explanations or explanations of abstention from
23 voting shall be in compliance with House Rules and shall not be
24 substantively edited by the Clerk before publication in the House
25 Journal. When the Clerk invokes this rule, the Member with the
26 rejected no vote explanation will be told by the Clerk or Clerk's
27 staff of the specific rule violation and given the opportunity to
28 resubmit the no vote explanation.

29

1 **Conduct.**

2 Rule 32. (1) No person shall pass between the Presiding
3 Officer and a Member who has the floor.

4 (2) When so ordered by the Presiding Officer, the Members
5 shall keep their seats until the Majority Floor Leader announces
6 that no further voting will occur or the Presiding Officer
7 announces that the House is adjourned. During such time, the
8 Speaker or the Speaker's designees may give a Member permission to
9 temporarily leave his or her seat upon request.

10

11

12

CHAPTER IV

13

COMMITTEES

14

STANDING COMMITTEES

15

16 **Names and Number of Members.**

17 Rule 33. (1) All standing committees shall be appointed by the
18 Speaker, except where

19 the House shall otherwise order.

20 (2) The standing committees of the House and the number of
21 Members shall be as

22 follows:

23 (a) Agriculture (11)

24 (b) Appropriations (29)

25 (c) Commerce and Tourism (11)

26 (d) Communications and Technology (5)

27 (e) Education (15)

28 (f) Elections and Ethics (7)

29 (g) Energy (17)

1 (h) Families, Children and Seniors (9)
 2 (i) Financial Services (11)
 3 (j) Government Operations (5)
 4 (k) Health Policy (19)
 5 (l) Insurance (17)
 6 (m) Judiciary (13)
 7 (n) Local Government and Municipal Finance (13)
 8 (o) Military, Veterans and Homeland Security (9)
 9 (p) Natural Resources and Outdoor Recreation (9)
 10 (q) Oversight (9)
 11 (r) Regulatory Reform (15)
 12 (s) Tax Policy (15)
 13 (t) Transportation (13)
 14 (u) Ways and Means (11)
 15 (3) Statutory Standing Committees:
 16 (a) Joint Committee on Administrative Rules (5)
 17 (b) House Fiscal Agency Governing Committee (6)
 18 (c) Legislative Council (6)
 19 (4) The House Journal shall report the roll call on all
 20 motions to report bills,
 21 resolutions and reorganization orders. (See Const 1963, Art 4
 22 § 17)
 23 (5) Committees shall adopt a meeting schedule at the
 24 commencement of each term
 25 which shall be printed in the House Journal. Additional
 26 meetings may be called by the Chair or
 27 by a majority of the Members in writing to the Clerk. The
 28 Chair may cancel any scheduled
 29 meeting, except one called by a majority of the Members, by

1 notice to the Members.

2

3 **Uniform Committee Rules.**

4 Rule 34. (1) The Clerk of the House shall assign committee
5 clerks with the approval of the respective committee Chairs.
6 Duties of committee clerks shall be prescribed by the Clerk.

7 (2) Special committees shall operate under the same rules as
8 standing committees insofar as practical. Conference committees on
9 House bills shall meet at a place assigned by the Clerk.

10 (3) All committees will operate under the following rules:

11 (a) A quorum of a committee shall consist of a majority of
12 the Members appointed and serving;

13 (b) Members of standing committees may not check in for a
14 committee meeting and leave their vote. Members of committees may
15 only cast a vote if they are present at the meeting during the
16 vote;

17 (c) It shall require an affirmative vote of a majority of the
18 Members appointed to and serving on a committee in order to:

19 (i) Report a bill or resolution out of committee

20 (ii) Recommend an amendment to a bill or resolution

21 (iii) Reconsider a vote to report a bill or resolution from
22 committee

23 (d) Provided a quorum of a committee is present, it shall
24 require an affirmative vote of a majority of the Members voting in
25 order to:

26 (i) Table a bill or resolution

27 (ii) Take a bill or resolution from the table

28 (iii) Reconsider a vote, other than in subdivision (c)(iii)

29 (e) It shall require an affirmative vote of a majority of the

1 Members voting in order to postpone action on a bill or resolution.

2 (f) The Chair of a standing committee shall determine the
3 agenda for a committee meeting; and

4 (g) The Chair of a standing committee may create
5 subcommittees and shall designate what is to be considered by each
6 subcommittee. The Chair of the standing committee shall designate
7 a Chair of the subcommittee and shall appoint Members to each
8 subcommittee.

9 (4) The Speaker may designate additional Members to serve on
10 any subcommittee of a standing committee as voting members who do
11 not serve on the full committee.

12 (5) Subcommittees shall follow the same rules as standing
13 committees.

14 (6) Meetings or public hearings of committees may be
15 scheduled outside of Lansing with prior written approval of the
16 Speaker. Subcommittees must have the prior written approval of the
17 Chair of the standing committee and the Speaker in order to conduct
18 a public hearing or meeting outside of Lansing.

19 (7) All meetings or public hearings of committees or
20 subcommittees shall comply with the following procedures in order
21 to assure public access (See Const 1963, Art 4 §§ 16 and 17):

22 (a) All meetings or public hearings shall be open to the
23 public and accessible;

24 (b) The right of any person to attend a meeting or public
25 hearing includes the right to tape record, videotape, and/or
26 broadcast live;

27 (c) The right of any person to attend a meeting or public
28 hearing may not be conditioned on prior approval of, or notice to,
29 the committee or subcommittee;

1 (d) All decisions of a committee or subcommittee shall be
2 made at a public meeting;

3 (e) The right of a person to attend a meeting or public
4 hearing shall not be limited by a requirement that she or he
5 register or otherwise provide her or his name or other identifying
6 information;

7 (f) A person shall not be excluded from a meeting or public
8 hearing of a committee or subcommittee except for a breach of the
9 peace or in order to protect the health and safety of persons in
10 attendance at the meeting;

11 (g) A conference committee shall give a 6-hour notice. A
12 second conference committee shall give a 1-hour notice. Notice of a
13 conference committee meeting shall include written notice to each
14 member of the conference committee and the Majority and Minority
15 Leaders of each House indicating the time and place of the meeting;
16 (See Act 267 of 1976, MCL 15.265)

17 (h) A rescheduled or a special meeting of a committee or
18 subcommittee shall be posted at least 18 hours before the scheduled
19 meeting time. No committee, subcommittee, or conference committee
20 shall remain in session or stand in recess beyond the hour of 12:00
21 midnight; and

22 (i) Notice of committee or subcommittee meetings or public
23 hearings shall include notice that individuals needing special
24 services to fully participate in the meeting or public hearing may
25 contact the committee or subcommittee Chair to request the
26 necessary assistance.

27 (8) Each committee shall have written minutes prepared of
28 each meeting. The minutes shall include the date, time, place,
29 Members present, Members absent, Members excused, and any decisions

1 which were made. The minutes shall also include all roll call
2 votes taken at the meeting. The proposed minutes of a meeting
3 shall be available for inspection by the public within 8 working
4 days of the meeting. Minutes shall be approved by the committee at
5 the next meeting. Approved minutes shall be available for public
6 inspection no later than 5 working days after approval.

7 (9) Committees may excuse a Member from attending a committee
8 meeting.

9 (10) Committees shall not meet after a session of the House
10 has been called to order without the consent of the House.

11 (11) To the extent practical, special committees shall follow
12 the same rules as standing committees of the House.

13 (12) With approval of a majority of the Members appointed and
14 serving on the committee, a committee may adopt additional rules
15 provided they do not conflict with the Uniform Standing Committee
16 Rules or with the Standing Rules of the House.

17 (13) A motion for previous question is not in order.
18

19 **Chair of Committee.**

20 Rule 35. The first named Member of any committee shall be the
21 Chair, and the second named Member shall be Vice-Chair. In the
22 absence of both the Chair and Vice-Chair the next named Member of
23 the Majority party in attendance shall act as Chair. The Chair or
24 any Member of the committee may place under oath or affirmation any
25 person who appears to testify before the committee.
26

27 **Committee and Auditor General Reports.**

28 Rule 36. Upon receipt of Auditor General reports, the
29 Oversight Committee shall review the reports and, if appropriate,

1 refer the reports to the appropriate standing committee for
2 consideration. Consideration by the standing committee shall not
3 impede or preclude any Member from initiating any action in
4 response to an Auditor General report.

5
6 **Subpoena Power.**

7 Rule 37. Except as provided by MCL 4.541, the right of a
8 special or standing committee to subpoena shall be granted by
9 resolution of the House in accordance with Mason's Manual of
10 Legislative Procedure - current edition. The vote on adoption of a
11 subpoena power resolution shall be by record roll call vote. The
12 votes of a majority of the Members elected and serving shall be
13 required for adoption. The right to subpoena shall not be granted
14 to subcommittees.

15
16 **Reports of Committees.**

17 Rule 38. (1) A committee may recommend amendments, a
18 substitute, or referral to another committee, with or without
19 recommendation as to passage or adoption. A substitute is an
20 amendment that replaces all of the language in a bill or
21 resolution.

22 (2) Substitutes reported by the committee shall include all
23 adopted amendments and shall be prepared by the Legislative Service
24 Bureau. A majority of the Members serving on a committee shall be
25 necessary to report a bill or resolution out of the committee. A
26 majority of the Members appointed to a committee and serving shall
27 constitute a quorum. Minority reports shall not be permitted or
28 received by the House. Bills or resolutions reported without
29 recommendation as to passage or adoption shall lie on the table.

1 (3) All bills favorably reported back to the House shall be
2 referred to second reading together with amendments recommended by
3 the standing committee. All resolutions reported back to the House
4 shall be referred to reports of standing committees together with
5 amendments recommended by the standing committee. If more than one
6 standing committee has considered a bill, only the amendments
7 recommended by the last committee to consider the bill shall be
8 considered.

9 (4) Except as provided in subsection (7), a bill creating or
10 revising a criminal offense or a bill with a recommended amendment
11 that creates or revises a criminal offense may only be favorably
12 reported back to the House by the Judiciary Committee.

13 (5) Except as provided in subsection (7), a bill containing an
14 appropriation or a bill with a recommended amendment that contains
15 an appropriation may only be favorably reported back to the House
16 by the Appropriations Committee.

17 (6) Except as provided in subsection (7), a bill to which
18 subsections (4) and (5) do not apply may only be favorably reported
19 back to the House by the Ways and Means Committee. However, if such
20 a bill is tie barred to another bill to which subsections (4) or
21 (5) do apply, then the former may be reported back to the House by
22 the same committee as the latter.

23 (7) The following committees may favorably report any bill
24 back to the House:

- 25 (a) Appropriations
- 26 (b) Judiciary
- 27 (c) Government Operations
- 28 (d) Ways and Means
- 29 (e) Any special or select committee

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Public Hearings.

Rule 39. A committee may provide for a public hearing. Notice of such hearing, its subject, time and place, shall be given in writing to the Clerk of the House who shall announce the hearing, and publish it in the House Journal prior to the meeting. (See Const 1963, Art 4 § 17)

CHAPTER V
TRANSACTION OF BUSINESS

Order of Business.

Rule 40. (1) The order of business of the House shall be as follows, unless otherwise ordered by the House:

- (a) Motions and Resolutions;
- (b) Announcement by the Clerk of Printing and Enrollment;
- (c) Reports of Select Committees;
- (d) Reports of Standing Committees;
- (e) Messages from the Senate;
- (f) Third Reading;
- (g) Second Reading;
- (h) Notices;
- (i) Messages from the Governor;
- (j) Comments and Recommendations;
- (k) Explanation of "No" Votes;
- (l) Communications from State Officers;
- (m) Introduction of Bills;
- (n) Announcements by the Clerk; and

1 (o) Presentation of Petitions.

2 (2) Routine business on which no vote of the House is
3 required may be disposed of on any day, with or without a quorum
4 present. If a quorum is not present, any item of business becoming
5 the subject of a floor motion shall be postponed to the next
6 legislative day.

7 (3) The business of the House shall not be delayed or
8 interrupted by speeches by nonmembers, presentations, awards,
9 ceremonies or musical programs. Except for invocations and joint
10 sessions of the House and Senate, nonmembers are not permitted to
11 give speeches on the floor of the House or in the gallery.

12 **BILLS**

13 **Introduction.**

14
15 Rule 41. (1) All bills to be introduced shall be approved as
16 to form and numbering of sections by the Legislative Service Bureau
17 and be signed by the Member introducing them. Ten copies of each
18 shall be delivered to the office of the Clerk by the sponsoring or
19 co-sponsoring Member not later than 3 hours prior to calling the
20 House to order, unless permitted by a simple majority vote of those
21 voting. If the sponsoring or co-sponsoring Member is unable to
22 deliver the ten copies to the office of the Clerk due to a family
23 or medical exigency, then the leader of that Member's caucus may
24 deliver the copies on his or her behalf. The Clerk shall number
25 bills in the order of receiving, and present the same to the House
26 at the next session of the House. All bills shall be introduced in
27 printed form.
28

29 (2) Once a bill has been turned in to the Clerk's office for

1 introduction, up to 3 hours prior to calling the House to order, a
2 Member may add his or her signature as a co-sponsor only with the
3 permission of the sponsor.

4 (3) No person may add or remove any signature, other than his
5 or her own, from a bill being introduced.

6 (4) The Speaker shall refer all bills and joint resolutions
7 to a standing committee no later than one House legislative day
8 after being submitted to the Clerk.

9 (5) The Speaker may change the original referral of a bill or
10 resolution by written

11 communication submitted to the Clerk before the end of session
12 on the next House legislative

13 day following the day of the original referral. Notice of the
14 referral shall be announced by the Clerk and printed in the
15 Journal.

16

17 **Order of Consideration.**

18 Rule 42. (1) The order to be taken by bills introduced in
19 the House shall be as follows:

20 (a) Notice of introduction;

21 (b) Introduction, first reading of title, order printed or
22 reproduced and reference to a standing committee designated by the
23 Speaker;

24 (c) Report by the committee(s), pursuant to rule 38, and
25 placing on Second Reading;

26 (d) Consideration of Second Reading;

27 (e) Third Reading and vote on passage;

28 (f) Transmission to Senate if passed;

29 (g) Returned by the Senate, and, if not amended by the

Senate, reference to the Clerk for enrollment printing; if amended by the Senate, laying over one day, and consideration under the same order of business (Messages from the Senate); and (if amendments are concurred in) reference to the Clerk for enrollment printing;

(h) Returned by the Governor with a line-item or a full veto, and such bill shall be taken immediately unless a quorum is not present, in which case it will lay over one day; and

(i) Report by Clerk of enrollment printing and presentation to the Governor. Senate bills shall, as far as possible, take the same course as House bills.

(2) All joint resolutions shall take the same course as bills and shall be identified by letter, i.e., "A", "B", "C", etc.

(3) Nothing in these rules shall prevent a majority of the Members elected to and serving in the House from discharging a committee from further consideration of any measure. (See Const 1963, Art 4 § 16) A notice of one session day shall be given of a motion to discharge any such committee, the notice to be in writing and entered upon the House Journal. If a committee of the House is discharged from further consideration of a bill, the bill shall be placed on the order of Second Reading and if a committee of the House is discharged from further consideration of a resolution the resolution shall be placed on the order of Motions and Resolutions.

Reading.

Rule 43. (1) Every bill shall be read three times in the House before its final passage. (See Const 1963, Art 4 § 26) The first and second readings may be by its title only; the third reading may be by its title unless there is a motion to read the

1 bill in full supported by 1/3 of Members voting.

2 (2) No bill shall be passed or become a law at any regular
3 session until it has been printed or reproduced and in the
4 possession of the House for at least five days. (See Const 1963,
5 Art 4 § 26)

6 (3) The Speaker or his or her designee may direct that a bill
7 be printed or reproduced out of order.

8

9 **Commitment and Amendment.**

10 Rule 44. No bill shall be referred to a committee until it
11 has been read a first time. No bill shall be altered or amended on
12 its passage through the House so as to change its original purpose
13 as determined by its total content and not alone by its title.
14 (See Const 1963, Art 4 § 24)

15

16 **Referral to Second Reading.**

17 Rule 45. All bills reported favorably by a committee of the
18 House in accordance with Rule 38 shall be referred to the order of
19 Second Reading. Such bills shall be kept on file in the order of
20 referral for consideration, and the file shall be called "Second
21 Reading".

22

23 **Second Reading.**

24 Rule 46. When the House is under the order of "Second
25 Reading" it shall consider the bills in such order as may be
26 determined by a majority of those voting.

27

28 **Second Reading Amendment.**

29 Rule 47. (1) Under the order of Second Reading, bills shall

1 be read a second time by their title. Committee recommendations,
2 including amendments and substitutes, shall be
3 considered first. Amendments to committee substitutes or
4 committee amendments shall not be considered until such committee
5 substitutes or amendments have been adopted by the House.
6 Amendments offered from the floor shall be submitted to the Clerk
7 and shall be approved as to form by the Clerk before consideration.

8 (2) When a substitute is offered, amendments to the proposed
9 substitute shall not be considered before the proposed substitute
10 is adopted.

11 (3) A bill may be advanced to the order of Third Reading by a
12 vote of a majority of the Members voting. Such motion shall take
13 precedence following the motion to amend.

14
15 **Amendment; Vote.**

16 Rule 48. No bill shall be amended prior to its Second
17 Reading. Bills which have been considered on Second Reading shall
18 be advanced to the order of Third Reading, either by motion and
19 concurrence of a majority of the Members voting or in the absence
20 of objection. Bills shall be subject to all subsidiary motions on
21 Third Reading. Amendments offered on Third Reading shall not be
22 considered, nor printed in the House Journal, unless seconded by a
23 majority of the Members voting. Amendments on Second or Third
24 Reading shall require a majority of the Members elected and serving
25 for adoption. This requirement shall apply to amendments in the
26 first and second degree and no further degree shall be permitted.

27
28 **Third Reading.**

29 Rule 49. (1) Bills may not be considered for final passage

1 without having been considered on Second Reading. Bills considered
2 on Second Reading may be placed on Third Reading for immediate
3 passage by motion and concurrence of a majority of the Members
4 elected and serving.

5 (2) Bills failing of passage are subject to reconsideration
6 and if reconsidered are subject to consideration on the order of
7 Third Reading.

8
9 **Amendment; Co-sponsors.**

10 Rule 50. After an amendment has been turned into the Clerk, a
11 Member may not add his or her name as a co-sponsor without the
12 approval of the sponsor.

13
14 **Majority Vote on Bills.**

15 Rule 51. (1) No bill shall become a law without the
16 concurrence of a majority of the Members elected to and serving in
17 the House. On the final passage of bills, the votes and names of
18 the Members voting thereon shall be entered in the House Journal.
19 (See Const 1963, Art 4 § 26)

20 (2) After a House bill has been passed, or upon final action
21 on a House bill returned from the Senate, a Member may add his or
22 her name as a co-sponsor to a bill with the approval of the
23 sponsor.

24
25 **Extraordinary Vote Requirements.**

26 Rule 52. (1) Action by the House on any of the following
27 matters shall require the vote of two-thirds of the Members elected
28 and serving:

29 (a) Expulsion of Member (See Const 1963, Art 4 § 16);

- 1 (b) Immediate Effect (See Const 1963, Art 4 § 27);
- 2 (c) Local or Special Act (See Const 1963, Art 4 § 29);
- 3 (d) Private or Local Purpose Appropriation (See Const 1963,
- 4 Art 4 § 30);
- 5 (e) Overriding Veto or Line Item Veto (See Const 1963, Art 4
- 6 § 33);
- 7 (f) Bank and Trust Company Laws (See Const 1963, Art 4 § 43);
- 8 (g) Create Courts of Limited Jurisdiction (See Const 1963,
- 9 Art 6 § 1);
- 10 (h) Removal of Judges (See Const 1963, Art 6 § 25);
- 11 (i) Long Term State Borrowing (See Const 1963, Art 9 § 15);
- 12 (j) State Land Reserve Designation (See Const 1963, Art 10 §
- 13 5);
- 14 (k) Rejection or Reduction of Civil Service Pay Increases
- 15 (See Const 1963, Art 11 § 5);
- 16 (l) Constitutional Amendment (See Const 1963, Art 12 § 1);
- 17 (m) Exceed Revenue Limits (See Const 1963, Art 9 § 27);
- 18 and
- 19 (n) Mackinac Bridge Bonds Refunding (See Const 1963, Schedule
- 20 § 14).
- 21 (2) Action by the House on any of the following matters shall
- 22 require the vote of three-fourths of the Members elected and
- 23 serving:
- 24 (a) Any law which increases the February 1, 1994, statutory
- 25 limits on the maximum amount of ad valorem property taxes that may
- 26 be levied for school district operating purposes (See Const 1963,
- 27 Art 9 § 3); and
- 28 (b) Amendment or Repeal of Initiated Law (See Const 1963, Art
- 29 2 § 9).

1
2 Title; Object; Reference to Compiler's Sections.

3 Rule 53. No bill shall embrace more than one object, which
4 shall be expressed in its title. No bill shall be altered or
5 amended on its passage through the House so as to change its
6 original purpose as determined by its total content and not alone
7 by its title. (See Const 1963, Art 4 § 24) If the bill proposes
8 any amendment to existing laws, the sections of which have been
9 assigned compiler's section numbers in the last general compilation
10 of public acts, the title shall contain also a reference to the
11 compiler's sections.
12
13

14 MOTIONS AND RESOLUTIONS

15 IN GENERAL

16

17 **Stating Motions.**

18 Rule 54. When a motion is made, and when necessary under the
19 rules, seconded, it shall be stated by the Presiding Officer. The
20 Presiding Officer may require that a motion be submitted in
21 writing. The motion shall be entered upon the House Journal,
22 together with the name of the Member making it, unless withdrawn
23 upon request of the Member making it and by a majority vote of
24 those voting, or ruled out of order by the Presiding Officer. If
25 in writing, the motion shall be read aloud by the Clerk before
26 being debated.
27

28 **Procedural Motions.**

29 Rule 55. Except as otherwise provided in the rules, all

1 procedural motions, including, for purposes of this rule, those for
2 immediate effect, record roll call, and division, shall be made
3 orally after recognition by the Presiding Officer.

4
5 **When in Possession; Withdrawal.**

6 Rule 56. After a motion has been stated by the Presiding
7 Officer, or read by the Clerk, it shall be deemed to be in the
8 possession of the House, but may be withdrawn at any time before
9 decision or amendment upon request of the Member making it and by a
10 majority vote of those voting.

11
12 **Precedence of Motions.**

13 Rule 57. (1) When a question is under debate, no motion shall
14 be received except:

- 15 (a) To adjourn;
16 (b) To take a recess;
17 (c) To reconsider;
18 (d) To lay on the table;
19 (e) For the previous question;
20 (f) To postpone to a day certain;
21 (g) To commit;
22 (h) To amend; and
23 (i) To postpone indefinitely.

24 (2) Such motions shall take precedence in that order, and
25 shall be decided by a majority vote of those Members voting, except
26 the motion to postpone indefinitely and the motion to amend shall
27 be decided by a majority vote of the Members elected and serving.
28 When a recess is taken with a question pending, the consideration
29 of the question shall be resumed upon reassembling unless otherwise

determined. No motion to postpone to a day certain, or to commit, being decided shall be again allowed on the same day and at the same stage of the question. A motion to postpone indefinitely having been decided shall not be subject to reconsideration. When a bill is up for consideration at any stage of procedure, and a motion is made to postpone indefinitely, or to strike out all after the style clause, amendments shall be in order before taking a vote on any such motion.

Always in Order; Not Debatable.

Rule 58. (1) The following motions are not debatable:

- (a) Adjourn;
- (b) Call of the House;
- (c) Recess;
- (d) Previous Question;
- (e) Table or take from the table; and
- (f) Decision of Presiding Officer unless an appeal is taken.

(2) The following motions are debatable but do not open the main question to debate:

- (a) Commit;
- (b) Discharge a committee;
- (c) Postpone to a time certain; and
- (d) Suspension of the Rules.

Order of Putting Questions.

Rule 59. All questions shall be put in the order they were moved, except in the case of privileged questions which take precedence as follows:

- (a) Call of the House when quorum is not present;

- (b) Make or give notice of a motion to reconsider;
- (c) Adjourn;
- (d) Recess; and
- (e) Raise a question of privilege.

Amendments to be Germane.

Rule 60. No independent or new proposition or new question shall be introduced under color of an amendment. All amendments must be germane to the main question. When the question of germaneness is raised, the Presiding Officer shall rule on the question.

Division of Question.

Rule 61. Any Member may call for a division of the question, and if supported by a majority vote of the Members voting, the question shall be divided if its components are so distinct that if one is taken away a substantive proposition shall remain. A motion to strike out and insert shall be deemed indivisible.

MOTIONS FOR THE PREVIOUS QUESTION

Method of Ordering.

Rule 62. (1) The method of ordering the previous question shall be as follows: Any Member may move the previous question, and the motion shall apply to the pending question only. If the motion is seconded by at least ten Members, the Presiding Officer shall put the question of whether the main question shall be put. After the seconding of the motion for the previous question and

1 prior to ordering the same, a Call of the House may be moved and
2 ordered, but after ordering the previous question nothing shall be
3 in order prior to the decision of the pending question, except:

- 4 (a) Demands for the ayes and nays;
- 5 (b) Points of order;
- 6 (c) Appeals from the decision of the Presiding Officer; and
- 7 (d) A motion to adjourn or to take a recess, which shall be
8 decided without debate.

9 (2) The effect of the previous question shall be to put an
10 end to all debate and bring the House to a direct vote upon the
11 pending question. If the House shall refuse to order the
12 pending question, the consideration on the subject shall be
13 resumed.

14 15 **MOTION TO RECONSIDER**

16 17 **Motions for Reconsideration.**

18 Rule 63. Any Member may move for a reconsideration of any
19 question on the same or next succeeding legislative session day, if
20 the bill or resolution is still in the possession of the House.
21 Reconsideration of the vote by which a bill passed the House, or
22 any proposition requiring a vote in excess of a majority of Members
23 elected and serving, shall require a majority of the Members
24 elected and serving. The motion to reconsider shall not be renewed
25 the same day. A motion to reconsider any question shall not be
26 subject to any subsidiary motion except to postpone for the day.
27 The question of passing a bill the objections of the Governor
28 notwithstanding shall not be reconsidered more than twice.

1 Notice of Reconsideration.

2 Rule 64. A notice of intention to move for a reconsideration
3 of any bill that is still in the possession of the House may be
4 given by any Member from the floor or in writing to the Clerk, with
5 the support of 1/3 of the Members elected and serving, which shall
6 be immediately announced by the Clerk, spread upon the House
7 Journal, and the bill shall be retained by the Clerk of the House
8 until after the time expires during which under Rule 63 the motion
9 can be made, either by the Member serving such notice or by any
10 other Member. Notice of intention shall not be in order on the day
11 preceding a recess of one week or more or at a time which would
12 prevent passage of the bill. No other Members may move for
13 reconsideration on the same day that notice of intention to move
14 for a reconsideration is given.

15

16 MOTIONS FOR CALLS OF THE HOUSE

17

18 Ordering Calls of the House.

19 Rule 65. Calls of the House may be ordered upon motion by a
20 majority of the Members present but the total vote in favor of such
21 Call shall not be less than fifteen in number. A motion for a Call
22 of the House shall not be entertained after the previous question
23 is ordered.

24

25 Procedure.

26 Rule 66. After a Call of the House is ordered, the doors
27 shall be closed and the Members shall not be allowed to leave the
28 floor of the House without permission of the Speaker or the
29 Speaker's designees. The roll of the House shall be called by the

1 Clerk. The Sergeant at Arms may be dispatched after the absentees.
2 In such case a list of the absentees shall be furnished by the
3 Clerk to the Sergeant at Arms, who shall deliver such absentees at
4 the bar of the House with all possible speed. In case the Sergeant
5 at Arms shall require assistance in addition to the regularly
6 appointed Assistant Sergeants at Arms of the House, during an
7 authorized Call of the House, the Speaker or Presiding Officer may,
8 upon motion, deputize any person properly qualified, including any
9 member of the Michigan State Police, as a special assistant
10 Sergeant at Arms. The House may proceed to business under a Call
11 of the House pending the arrival of any absentees.

12 **APPEALS**

13 **Form of Question.**

14
15 Rule 67. On all appeals from the decisions of the Presiding
16 Officer, the question shall be decided by a majority vote of those
17 voting, by a roll call vote. A tie vote sustains the judgment of
18 the Presiding Officer.
19

20 **Tabling Appeals.**

21 Rule 68. An appeal may be laid on the table but shall not
22 carry with it the subject matter before the House at the time such
23 appeal is taken.
24

25 **Amendment or Suspension of Rules.**

26 Rule 69. (1) Any rule of the House may be amended by a
27 majority vote of the Members elected and serving. No rule shall be
28 amended unless the amendment is in writing and in possession of the
29

1 House five days prior to its consideration. A rule may be
2 suspended by a vote of three-fifths of the Members shown to be
3 present by the House Journal entries.

4 (2) Suspension of the rules as applied to matters pertaining
5 to order of business, schedule of legislative sessions and
6 adjournment may be by a majority vote of the Members elected and
7 serving.

8
9 **Practice.**

10 Rule 70. In all cases not provided by the Constitution, the
11 House Rules, or the Joint Rules of the Senate and House of
12 Representatives, the authority shall be Mason's Manual of
13 Legislative Procedure - most current edition.

14
15 **House and Concurrent Resolutions.**

16 Rule 71. (1) The order to be taken by resolutions introduced
17 in the House and received from the Senate shall be as follows:

18 (a) Every resolution, both House and Concurrent, shall be
19 read to the House and shall either be referred by the Speaker to a
20 committee or may be taken up immediately if agreed to by both the
21 Speaker and Minority Leader.

22 (b) Reported by the committee and placed on reports of
23 standing committees.

24 (c) Consideration on reports of standing committees unless
25 discharged from further consideration under Rule 42(3) and placed
26 on the order of Motions and Resolutions.

27 (d) Transmission to Senate if a concurrent resolution is
28 adopted.

29 (e) Concurrent resolutions returned with amendment, may be

1 taken up or remain on the order of Messages from the Senate.

2 (2) Commemorative resolutions must be received in the Clerk's
3 office at least 1 day in advance.

4 (3) Resolutions of sorrow may be considered immediately upon
5 presentation.

6 (4) The adoption of any concurrent resolution approving any
7 intertransfer or transfer of any appropriation shall be by record
8 roll call vote.

9 (5) Each Member shall be limited to introduction of two
10 commemorative resolutions per calendar year. By written agreement,
11 a Member may allow another Member to use that Member's yearly
12 commemorative resolution allotment.

13 14 **CHAPTER VI**

15 **PUBLIC ACCESS**

16 **FINANCIAL RECORDS**

17 18 **Access to Financial Records.**

19 Rule 72. (1) The financial records of the House of
20 Representatives shall be open for public inspection. Upon a
21 written request which describes the financial record sufficiently
22 to enable the House of Representatives to find the financial
23 record, a person has a right to inspect, copy, or receive copies of
24 that financial record of the House of Representatives. Documents
25 shall be available for inspection during normal business hours.

26 (2) A copy of the House financial records shall be on file
27 with the House Business Office, which shall have overall authority
28 to administer the House financial records under the direction of
29 the Speaker of the House.

1 (3) As used in this section, "financial record" means a
2 budget, contract, purchase order, an expenditure authorization,
3 voucher, check, warrant, lease, audit report, balance sheet, travel
4 voucher, or allotment account.

5 (4) The following information contained in legislative
6 financial records is exempt from disclosure under this rule:

7 (a) Information of a personal nature contained in financial
8 records where the public disclosure of the information would
9 constitute a clearly unwarranted invasion of an individual's
10 privacy. Such information would include, but not be limited to,
11 the following:

12 (i) An employee's social security account number, financial
13 institution record, electronic transfer fund number, deferred
14 compensation, savings bonds, W-2 and W-4 forms, and any court-
15 enforced judgments.

16 (ii) An employee's health care benefit selection.

17 (iii) Telephone bill detail including the telephone number and
18 name of individual called.

19 (iv) Unemployment Compensation and Workers' Disability
20 Compensation records.

21 (b) Records and information specifically described and
22 exempted from disclosure under statute or subject to attorney-
23 client privilege;

24 (c) A bid or proposal by a person to enter into a contract or
25 agreement, until the time for the public opening of bids or
26 proposals, or if a public opening is not to be conducted, until the
27 time for the receipt of bids or proposals has expired;

28 (d) Commercial or financial information or trade secrets
29 voluntarily provided to the House of Representatives;

1 (e) Communications, notes, and electronic data within the
2 House of Representatives or between the Legislature and other
3 public bodies of an advisory nature;

4 (f) Internet - use records; and

5 (g) Any other document or record protected from public
6 disclosure by agreement, contract, House rule, or law.

7 (5) The House of Representatives may charge a reasonable fee
8 for providing a copy of a financial record. The fee shall be
9 limited to actual mailing costs and to the actual incremental cost
10 of duplication or publication including labor, the cost of search,
11 examination, review, and the deletion of exempt from nonexempt
12 information.

13 (6) The House of Representatives may also charge a reasonable
14 fee for providing for the inspection of financial records. This
15 fee may include the actual incremental cost of supervising the
16 inspection including labor, the cost of search, examination,
17 review, and the deletion of exempt from nonexempt information.

18
19 **Televising of House Session.**

20 Rule 73. (1) (a) Except as provided in subdivision (b),
21 nothing in these rules shall prohibit the televising of sessions or
22 committee meetings of the Michigan House of Representatives.

23 (b) During session, members, staff, and guests shall not tape-
24 record, videotape, video record, audio record, broadcast live, or
25 livestream on the house floor without having obtained prior consent
26 from either the Clerk or any member(s) depicted or heard in such
27 recording, broadcast, or livestream.

28 (2) The televised coverage of sessions and committee meetings
29 of the Michigan House of Representatives by House television shall

1 be made available for dissemination, pursuant to subsection (4).

2 (3) All televised coverage of House session and committee
3 meetings shall be unedited.

4 (4) No portion of any coverage (either live or taped),
5 recording, broadcast, or livestream authorized pursuant to
6 subsection (2) or subsection (1)(b) may be utilized in any fashion
7 for campaign or political purposes or to promote or oppose a ballot
8 issue or the candidacy of any person for any elective office. Only
9 accredited news organizations, educational institutions, and non-
10 profit public affairs documentary programs may utilize any portion
11 of the House television feed. No part of the House television feed
12 may be used in any paid commercial advertisements.

14 CHAPTER VII

16 **Personal Privilege and Conduct.**

17 Rule 74. (1) Matters involving personal privilege are limited
18 and include only the following:

19 (a) Anything tending to subject a Member to ridicule or
20 contempt;

21 (b) Charges in news media accounts relating to a Member in
22 his or her representative capacity only;

23 (c) News media accounts attributing to a Member's remarks he
24 or she has not made;

25 (d) Accusation by another Member in debate of intentional
26 misrepresentation;

27 (e) Assault on a Member for words spoken in debate; and

28 (f) Arrest of a Member except for treason, felony or breach
29 of the peace.

1 (2) Sexual harassment of Members or House employees is
2 prohibited and will not be tolerated by the House.

3 (3) A Member shall not use his or her position in any manner
4 to solicit or obtain anything of value for himself or herself,
5 House employees or any other Member which tends to influence the
6 manner in which the Member performs his or her official duties.

7 (4) A Member shall not convert for personal, business and/or
8 campaign use, unrelated to House business, any supplies, services,
9 facilities, or staff provided by the State of Michigan. This
10 includes, but is not limited to, telephones, telecopy machines,
11 computers, postage, and copy machines.

12 (5) A Member shall not solicit or accept any type of campaign
13 contribution in any House facility or building.

14 (6) A Member shall conduct himself or herself to justify the
15 confidence placed in him or her by the people and shall, by
16 personal example and admonition to colleagues, maintain the
17 integrity and responsibility of his or her office.

18 (7) A Member shall not engage in any conduct that materially
19 impairs the ability of the Member to perform the duties of his or
20 her office or substantially impair the public confidence in the
21 House.

22 (8) A Member shall adhere to these rules and all applicable
23 laws. Any violation of law or these rules by a Member is subject to
24 the House's plenary authority to reprimand, censure, or expel its
25 Members. A reprimand, censure, or expulsion is in addition to any
26 potential civil or criminal penalties otherwise provided by law.

27
28 **Expungement of Records and Petitions.**

29 Rule 75. (1) Any Member may dissent from and protest against

1 any act, proceeding or resolution which he or she deems injurious
 2 to any person or the public and have the reason for such dissent
 3 entered in the House Journal. Any matter may be expunged from the
 4 record as not being privileged by order of the House by a majority
 5 of the Members elected and serving. When any matter is ordered
 6 expunged from the record, as above provided, no mention shall be
 7 made of the same, nor of the action of the House in ordering such
 8 expungement.

9 (2) No memorial, remonstrance or petition, except recount
 10 petitions, shall be printed in the House Journal without having
 11 been read to the House and ordered printed in the House Journal by
 12 a majority vote.

14 **QUALIFICATIONS OF MEMBERS**

16 **Oath of Office.**

17 Rule 76. Upon objection by any Representative or
 18 Representative-elect, no Representative-elect shall be given the
 19 oath of office or be permitted to be seated as a Member if he or
 20 she fails to meet any of the qualifications for office. (See, e.g.,
 21 Const 1963, Art 4 § 7) Upon a finding by a majority vote of the
 22 Members elected and serving in the House that such Representative-
 23 elect fails to meet any of the qualifications for office, that
 24 person shall be declared to be not qualified for membership in the
 25 House, and the office shall be declared vacant. The question of a
 26 Member's qualifications shall be presented only by a Member.

28 **CHAPTER VIII**

1 Equally Divided House.

2 Rule 77. If at any time during the Hundredth legislative
3 session, there are 55 Members duly elected and serving as Democrats
4 as evidenced by the party he or she represented on the general or
5 special election ballot from which he or she was elected to the
6 Hundredth legislative session, and 55 Members duly elected and
7 serving as Republicans as evidenced by the party he or she
8 represented on the general or special election ballot from which he
9 or she was elected to the Hundredth legislative session, then the
10 House of Representatives shall proceed with the election of a
11 Speaker and other officers provided for in Rule 1 by at least 56
12 votes.