

RESOLUTION NO. 233

RESOLUTION REAFFIRMING RULE 27 OF THE LEGISLATIVE RULES OF ORDER

Introduced: 6/9/14

By Mr. Mendick, Mss. Benedict, Busch, Messrs. Clouse, Crouse, Hogan, Ms. Lockart and Mr. Stevens:

WHEREAS, “*The Legislative Rules of Order*” were adopted by this Body in order to delineate and maintain a methodical approach to legislative procedures with all members entitled to respect and equality, including the freedom to question the Chair of this Body, and

WHEREAS, Rule 27 states “Any decision or ruling by the Chair may be challenged by a member. On every challenge from a decision of the Chair, the Chairperson shall have the right to state his or her reasons for his or her decision. In case of such challenge, the Chairperson or member on motion shall put the question: ‘Shall the decision of the Chair be overruled?’ which question shall be decided by the majority of the members present.”, and

WHEREAS, Other Rules, such as No. 23, entitled “Referrals to Committees”, provide authority to the Chairperson to make decisions on matters relating to the Legislature, and such other Rules may be interpreted to supersede Rule 27 thereby thwarting this Honorable Body’s ability to challenge the Chair, now, therefore be it

RESOLVED, The Legislature reaffirms any member’s privilege, consistent with Rule 27 of the Legislative Rules of Order, to challenge any decision or ruling of the Chair as the Legislative Body is the final authority on all matters concerning the Legislature and no other Rules or Resolution may supersede this authority, and, be it further

RESOLVED, That the Clerk of the Legislature is hereby directed to forward certified copies of this resolution to the appropriate County Officials.

Referred to Law Committee. 6/9/14

Without Recommendation - Law Committee. 7/28/14

On roll call vote the following voted in favor: Ms. Benedict, Mr. Bullock, Ms. Busch, Mr. Carman, Ms. Chapman, Messrs. Clenahan, Clouse, Ms. Connolly, Messrs. Crouse, Dawson, Domalewicz, Ethier, Higgins, Hogan, Joyce, Mss. Kinsch, Lockart, Maffia-Tobler, Messrs. Mendick, Stevens and Tunny – 21.

Those opposed: Messrs. Beston, Clay, Commisso, Corcoran, Cotrofeld, Feeney, Jacobson, Mackey, Mayo, Mss. McKnight, McLean Lane, Messrs. Nichols, O’Brien, Rahm, Reilly, Simpson and Ward – 17.

Resolution was adopted. 8/11/14