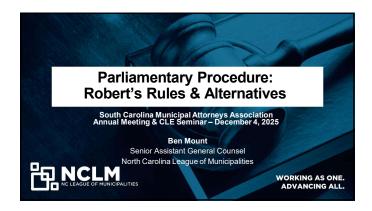
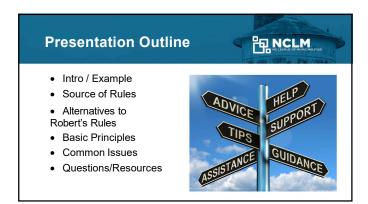
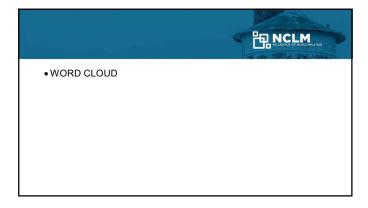
The information provided here is for informational and educational purposes and current as of the date of publication. The information is not a substitute for legal advice and does not necessarily reflect the opinion or policy position of the Municipal Association of South Carolina. Consult your attorney for advice concerning specific situations.









Rules of Procedure

With Rules

Without Rules





"Real World" Example



- Background
 - A Village Board of Trustees (a city council) is considering a resolution to censure one of its own members in relation to a criminal conviction.
 - The board member at issue is absent from the meeting. His criminal conviction relates to domestic matters, not public business.
 - \bullet The chairman introduces a motion to adopt a resolution to censure and awaits a second...

"Real World" Example	
https://www.youtube.com/watch?v=rFeA-pM0o8Y	
DISCUSSION	
What Is Parliamentary Procedure?	
Parliamentary Procedure Generally accepted rules, precedents, and practices used in the governance of deliberative assemblies. Originated in British Parliament. Procedures are intended to help bodies work out satisfactory solutions to the greatest number of questions in the least amount of	
time. • Rules can also help maintain decorum, ascertain the will of the majority, and facilitate orderly transaction of the business of a public body.	

Source of Rules

- Statutes. See Section 5-7-250.
- Local rules
- Robert's Rules of Order (Robert's Rules)
- Other Alternatives to Robert's Rules
 - Suggested Rules of Procedure for a City Council, UNC School of Gov't
 - Cannon's Concise Guide to Rules of Order, Hugh Cannon
 - Meeting Procedures, Parliamentary Law and Rules of Order for the 21st Century, James Lochrie
 Mason's Manual of Legislative Procedure, NCSL

Source of Rules (Section 5-7-250)



SECTION 5-7-250. Council meetings; rules and procedures for meetings; freedom of information; emergency ordinances.

- a. The council, after public notice shall meet regularly at least once in every month at such times and places as the council may prescribe by rule. Special meetings may be held on the call of the mayor or of a majority of the members.
- a. The council **shall determine its own rules and order of business** and shall provide for keeping minutes of its proceedings which shall be a public record.
- **b. Procedures for meetings** of a municipal governing body shall not conflict with the provisions of the general laws of the state with regard to freedom of information.

I.						
A Motion to:	You Say This	Second?	May it be Amended?	Debutable?	What Vote is sequired?	
L Adjourn the Meeting	"I move that we adjourn."	Yes No	No	No	Majority	NCLM ROLLEGOUS OF RUNICIPALITIES
Recess the Meeting Until Date Certain	"I move that we recess until"	Yes No	No	No	Majority	NO LEAGUE OF MUNICIPALITIES
3, Take a Brief Recess	"I races that we take a brief recess"	Yes No	No	No	Majority or Mayor	THE OWNER OF THE PERSON NAMED IN COLUMN TWO IS NOT THE OWNER OF THE OWNER OWNER OF THE OWNER OW
Suspend the Rules, Consider Matter out of Scheduled Order	"I move that we suspend the rules and counder"	Yes No	No	Yes	2/3 Note	
5. Divide a Complex Motion	"I move to divide the motion." (Must specify the wording of the divided metions)	Yes No	Yes	Yes	Majority	
6. Revive Consideration or Remove From Table	"I move to revive consideration of the matter" (March be made within 100 days of tabling.)		No	Yes	Majority	
7. Suspend Defer Counterstion or Table Question	"I move that we table it." (Motion will die within 190 days unless revived.) (All members have a right to speak first.)	Yes No	No	Yes	Majority	Local Rules of
8. End Debate or Call the Question	"I move that we vote on the previous question."	Yes No	No	No or Yes	2/3 Vote or Majority	Parliamentary
9. Postpone to a Certain Time	"I move that we postpone this matter until"	Yes No	Yes	Yes	Majority	•
10. Refer to Committee	"I move that we refer this matter to a committee."	Yes No	Yes	Yes	Majority	Procedure
11. Amesd a Motion	"I move that this motion be amended by" (Max 2 amendments pending.)	Yea No	Yes	Yes	Majority	
12. Introduce business (Main Motion)	"I move that"	Yes No	Yes	Yes	Majority	
*** Rescind Previous Action	(If legally permetted.)	Yes No	No	Yes	Majority	
*** Reconsider Something Already Adopted or Defeated	"I move that we reconsider our action relative to" (Same Meeting by member of	Yes No	No	Yes	Majority	

7 BASIC PRINCIPLES



- 1. The council's authority is defined by state law.
- 2. The council must act as a body.
- 3. A quorum is necessary for the council to act.
- 4. Every member has an equal right to participate. Credit: UNC SC
- 1. There must be an opportunity for debate.
- 2. The council must act by majority vote.
- 3. Meetings should be characterized by fairness and good faith.

THE AGENDA



- The council is ultimately responsible for its own meeting agendas
- Preparation of a preliminary agenda may be delegated
- How to add an item to the agenda?



Quorum



- Number of members who must be present to conduct business.
- Defined as "majority of membership"; more than $^{1}/_{2}$ of total seats







•What if a member steps out of a meeting?

Majority Vote



- The number of votes needed for a motion to pass.
- Different types of majority:
 - Simple: a majority of those present at a meeting.
 - Positive: a majority of the total membership of the body, whether they are present or not.



Role of the Presiding Officer



- Presides and maintains order
- Recognizes speakers; rules on motions
- Directs discussion; enforces decorum
- Mayor Pro Tem can presides in absence
- Mayor may temporarily yield chair to join debate

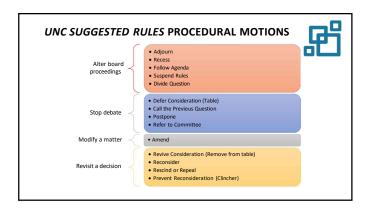


MOTIONS



- Everything Begins with a Motion
 - A motion = formal proposal for board action
 - Two types:
 - Main (Substantive) introduces new business
 - Procedural manages how business is handled
 - Multiple procedural motions may be pending (limited by priority)
 - Seconds & Discussion
 - Local Rules should specify when required
 - Discussion may occur without a pending motion, but members should request the floor first

Privileged Motions - Adjourn* - Recess* - Question of Privilege* - Call for the Orders of the Day* - Introduces a substantive question as a new subject. - Table* - Close Debate* - Close Debate* - Ulmit or Extend Debate* - Close Debate*



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Motion to Adjourn
 Motion to Continue Meeting to a Date Certain

•Motion to Take a Brief Recess •Motion to Divide a Complex Motion

Motion to Remove from the Table
 Motion to Table the Question

Motion to end debate (Call the question)

Motion to postpone consideration of a motion to a certain time

Motion to Refer to a Committee
 Motion to Reconsider
 Motion to Amend

Main Motion

Priority of Motions •Motion to Adjourn



Motion to Adjourn
 Motion to Continue Meeting to a Date Certain

Motion to Take a Brief Recess
 Motion to Divide a Complex Motion
 Motion to Remove from the Table

Motion to Table the Question
 Motion to end debate (Call the question)

Motion to postpone consideration of a motion to a certain time
Motion to Refer to a Committee

Motion to Reconsider

•Motion to Amend

Main Motion

Priority of Motions •Motion to Adjourn



Motion to Adjourn
 Motion to Continue Meeting to a Date Certain
 Motion to Take a Brief Recess

Motion to Divide a Complex MotionMotion to Remove from the Table

Motion to Table the QuestionMotion to end debate (Call the question)

Motion to end depate (Call the question)
 Motion to postpone consideration of a motion to a certain time

Motion to Refer to a Committee

Motion to Reconsider

•Motion to Amend

Main Motion

Priority of Motions • Motion to Adjourn

NCLM NC LEAGUE OF MUNICIPAL

•Motion to Continue Meeting to a Date Certain •Motion to Take a Brief Recess •Motion to Divide a Complex Motion •Motion to Remove from the Table

•Motion to Table the Question •Motion to end debate (Call the question)

•Motion to postpone consideration of a motion to a certain time •Motion to Refer to a Committee

•Motion to Reconsider

•Motion to Amend

•Main Motion

MAKING A MOTION





"You have the floor"

Considering Motions

Motion to



1st motion: Substantive (main) motion Motion to amend ordinance 2nd motion: Procedural to substantive motion

postpone to next meeting

3rd motion: Procedural to 2nd motion

question

Main Motion



- "Yes Councilperson you have the floor"
 - "I move to adopt the proposed motion..."
- "Does any one wish to be heard?"
 - "I support the motion because..."
- "I now call for a vote on the proposed motion."



Motion to Amend the Main Motion



"I move that this motion be amended by..."

"I move to amend the motion to

amend by..."

"I now call a vote on the motion to amend

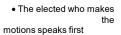
the proposed amendment"

"I now call a vote on the proposed and amended motion"

"I now call a vote on the main motion, as amended."



DEBAT E



- All members should have a similar opportunity to speak
- Extend courtesy to each other and the public in the debate





Motion Practice

"I move to reconsider the action just adopted by this Board..."

"I move to refer this item to the ... Committee"

"I move to postpone consideration of a motion to a certain time"...

"I move to call the question"

"I move to end debate"



Motion Practice



"I move to defer consideration..." (Table the Question)

"I move to revive consideration..." (Remove from the Table)

"I move to divide the question..."



Motion Practice



"I move to take a brief recess"

"I move to continue this meeting until next Tuesday at 6:30 pm."

"I move to adjourn"



Motion
Practice



Motion to Suspend the Rules

Motion to Rescind

Motion to Appeal a Procedural Ruling of the Mayor



Point of Order or Information



- Point of Order: A point of order is used when a member believes that the rules are being violated. The member raising a point of order may interrupt a speaker if the breach is urgent. The chair rules whether the point is "well taken" or "not well taken." It is not debatable and no second is required.
- Point of Information: A point of information is used to ask the chair or another member for factual clarification. It cannot be used to argue or debate. The member wishing to raise a point of information should wait until the current speaker yields the floor (unless urgent and allowed by chair). The chair will recognize the point of information and direct a response.

VOTIN G



- The chair should repeat the full motion after the conclusion of debate but before the vote.
- Recusals and abstentions should be properly observed and recorded in the minutes.
- A tie vote means the motion is defeated.
- Voting may occur by unanimous consent, voice vote, show of hands, or roll call.
 Remember that FOIA requires the minutes to contain "the substance of all matters proposed, discussed or decided and, at the request of any member, a record, by an individual member, of any votes taken."

	□ NCLM
Questions and Comments?	
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