

STATE OF OKLAHOMA

2nd Session of the 46th Legislature (1998)

COMMITTEE SUBSTITUTE
FOR HOUSE
RESOLUTION NO. 1038

By: Steidley

COMMITTEE SUBSTITUTE

A Resolution relating to the House Rules; amending Section 2 of House Rule 8 of the 46th Oklahoma Legislature, which relates to introduction of bills and joint resolutions; limiting the number of measures on which a member may be the principal author; providing exceptions; defining term; amending Section 1 of House Rule 14 of the 46th Oklahoma Legislature, which relates to voting and quorum; and modifying certain voting procedure.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 2ND SESSION OF THE 46TH OKLAHOMA LEGISLATURE:

SECTION 1. AMENDATORY Section 2 of House Rule 8 of the 46th Oklahoma Legislature, is amended to read as follows:

RULE 8

BILLS AND

JOINT RESOLUTIONS

Section 2: Introduction.

(a) All bills and joint resolutions shall be accompanied by the name or names of the member or members introducing the same, shall have a title stating the subject matter contained therein, and contain the request number assigned to the bill or joint resolution by the staff of the Research, Legal and Fiscal Divisions of the House.

(b) 1. Beginning with the First Session of the 47th Oklahoma Legislature, except as provided in paragraph 2 of this subsection, no member of the House of Representatives shall be the principal author of more than eight (8) measures during a session of the Legislature.

2. The provisions of paragraph 1 of this subsection shall not apply to:

- A. measures containing appropriation matters of which the principal author is the chair of the Appropriations and Budget Committee of the House,
- B. reapportionment measures,
- C. measures introduced for the purpose specified in Section 23.1 of Title 75 of the Oklahoma Statutes,
- D. measures introduced for the purpose of disapproving or approving agency rules pursuant to the Administrative Procedures Act,
- E. measures introduced for the purpose of implementing the Oklahoma Sunset Law, and
- F. any other measures authorized by the Speaker.

3. As used in this subsection, "measure" means a House bill or joint resolution.

SECTION 2. AMENDATORY Section 1 of House Rule 14 of the 46th Oklahoma Legislature, is amended to read as follows:

RULE 14

VOTING AND QUORUM

Section 1: Voting and Division.

(a) The electronic voting machine shall be used to record the vote whenever the ayes and nays are required or ordered. The machine shall also be used to determine the presence of a quorum, or to determine the numerical count where a division is requested. In the event the machine is not operating properly, all votes and determinations of quorums may be taken by calling the roll. If a member's voting device is out of order, the member shall rise and so announce to the Presiding Officer and cast said member's vote orally prior to the declaration of the result of the vote. Every member shall vote providing the member is in the Chamber at the time the vote is in progress.

(b) The electronic voting machine shall be under the control of the Presiding Officer and shall be operated by such Clerk as the Presiding Officer so designates. At a reasonable time prior to any vote being taken, the Presiding Officer shall announce that

a vote is about to be taken. When any member other than the Speaker is presiding, the member shall direct another member to activate the roll call switch at said member's desk in the manner requested by that member. When the Speaker is not presiding, the Speaker may direct another member to activate the Speaker's roll call switch in the manner requested by the Speaker. Any member who is present in the Chamber or is within the view of the Presiding Officer while a vote is in progress may direct another member to activate said member's roll call switch in the manner requested by that member.

(c) Each recorded vote for final passage will be held open for at least two (2) minutes or a shorter time if the Presiding Officer determines that all members recorded as being present have voted.

(d) When sufficient time has elapsed for each member to vote, the Presiding Officer shall ask if any members present desire to vote or change their vote. Following such inquiry and before the electronic voting machine is locked, any member may be excused from voting, pursuant to the provisions of Article V, Section 24, of the Oklahoma Constitution.

(e) The Presiding Officer shall then lock the machine and instruct the Clerk to record the vote. The Clerk shall immediately activate the recording equipment and when the vote is completely recorded, shall advise the Presiding Officer of the result, and the Presiding Officer shall announce the result to the House. No vote may be changed after it has been recorded.

(f) No member may vote for another member, nor may any person cast a vote for a member, except as otherwise provided in this rule. A member who votes for another member, except as herein provided, may be punished in a manner the House determines. A person voting for a member, when not authorized by this Rule, shall be barred from the Chamber and may be further punished as the House considers proper.

(g) Any member who is present and refuses to vote, except when the member exercises said member's constitutional right not

to vote (Article V, Section 24, of the Oklahoma Constitution), shall be recorded as voting in the negative.

(h) When a division is requested and ordered, those in the affirmative or the negative, as the case may be, shall cast their votes accordingly and the Clerk shall activate the electronic voting machine so as to reflect the individual ayes and nays and the numerical count, but no permanent record thereof shall be made. When the vote is completed, the Clerk shall advise the Presiding Officer of the result, and the Presiding Officer shall announce the result to the House. In the event the machine is not operating properly, those in the affirmative shall arise from their seats and stand until they are counted aloud by the Clerk, then those voting in the negative shall arise and stand until they are counted, and the Presiding Officer shall announce the result.

(i) One-fifteenth (1/15) of the members present, a quorum being present, may demand a recorded vote on any proposition, or the Presiding Officer may order a recorded vote upon the Presiding Officer's own initiative. All such recorded votes shall be printed in the House Journal.

(j) After the question has been put, but before the vote commences, any member may call for a statement of the question.

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