SHORT TITLE: Concurrent Resolution; adopting Joint Rules for 46th Legislature.

STATE OF OKLAHOMA

1st Session of the 46th Legislature (1997)

SENATE CONCURRENT
RESOLUTION NO. 1 By: Mickle of the Senate

and

Thomas of the House

AS INTRODUCED

A Concurrent Resolution relating to Joint Rules; adopting Joint Rules for the Forty-Sixth Legislature.

BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 46TH OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. The Joint Rules of the 46th Oklahoma Legislature read as follows:

JOINT RULES

FORTY-SIXTH OKLAHOMA LEGISLATURE

1997-1998

RULE 1

JOINT SESSION - HOW CONVENED

When any business shall require a Joint Session of the Senate and House of Representatives, the Senate, preceded by its officers, shall be conducted into the Chamber of the House and there be seated, the President of the Senate taking a seat by the right side of the Speaker of the House.

RULE 2

OFFICERS OF JOINT SESSION

The President of the Senate shall be the Presiding Officer of the Joint Session and the Secretary of the Senate shall call the roll of the Senate, to be announced by the President of the Senate.

The Clerk of the House shall call the roll of the House, which shall be announced by the Speaker of the House. Both the Secretary of the Senate and the Clerk of the House shall keep a report of the proceedings to be entered in the Journals of their respective houses.

RULE 3

MANNER OF PRESENTING BILLS AND OTHER MEASURES

All bills, resolutions, votes, and amendments by either house, to which the concurrence of both is necessary, as well as messages, shall be presented to the other by the Clerk or Secretary of the house from which they are sent, or by the Assistant Secretary or Assistant Clerk, or by messengers.

RULE 4

REVENUE BILLS ORIGINATE IN HOUSE

All bills for raising revenue shall originate in the House. The Senate may propose amendments to revenue bills. No revenue bill shall be passed during the last five (5) days of the session. (Art. V, Section 33, Oklahoma Constitution)

RULE 5

CONTENTS OF BILLS

Every act of the Legislature shall embrace but one subject, which shall be clearly expressed in its title, except general appropriation bills, general revenue bills, and bills adopting a code, digest, or revision of statutes; and no law shall be revised, amended, or the provisions thereof extended or conferred, by reference to its title only; but so much thereof as is revised, amended, extended, or conferred shall be reenacted and published at length; provided, that if any subject be embraced in any act contrary to the provisions of this Rule, such act shall be void only as to so much of the law as may not be expressed in the title thereof. (Art. V, Section 57, Oklahoma Constitution)

RULE 6

ENGROSSMENT OF BILLS AND RESOLUTIONS

All bills and resolutions ordered to be engrossed shall be engrossed by the house in which they same originated.

RULE 7

ENROLLMENT OF BILLS AND JOINT RESOLUTIONS

All bills and joint resolutions must be enrolled and reported to each house by the respective house within three (3) days after their final passage; provided, however, that if notice is served to reconsider the final passage of any bill or joint resolution in either house prior to its presentation to the Governor, the respective house shall hold the same until disposition of said reconsideration.

RULE 8

MANNER OF ENROLLMENT

No bill or joint resolution shall be sent to the Governor for approval unless the same shall have been clearly and fairly enrolled without obliteration or interlineation.

RULE 9

SIGNING OF BILLS AND JOINT RESOLUTIONS

The Presiding Officer of each house shall, in the presence of the house over which presiding, sign all bills and joint resolutions passed by the Legislature, immediately after the same shall have been publicly read at length, and the fact of the reading and signing shall be entered into the Journal, but the reading at length may be dispensed with by a two-thirds (2/3) vote of a quorum present, which vote, by yeas and nays, shall also be entered into the Journal. (Art. V, Section 35, Oklahoma Constitution)

RULE 10

CONFERENCE COMMITTEE

(a) When a bill or resolution is returned by either house to the other with amendments, and the house where the bill or resolution originated refuses to concur in said amendments, a

Conference, by a majority vote of those present and voting, may be requested. Such action shall be transmitted by Message in which shall be included the names of the conferees on the part of the requesting house. Upon receipt of such Message, the other house may, in like manner, grant such Conference, notifying the requesting house by Message and stating the names of its conferees.

(b) A Conference Committee shall consist of three (3) members of the Senate and three (3) members of the House, unless otherwise specified, to be appointed by the President Pro Tempore of the Senate and the Speaker of the House, respectively. In all cases, the first-named member of the house in which the bill or resolution originated shall be chair of the Conference Committee. The Committee shall meet at a convenient time, to be established by the chair.

(c) No Conference Committee shall proceed with its business until such time as a quorum of each committee is present and any member of said Committee may request a roll call at any time to determine the presence of a quorum. The roll call of the Conference Committee shall be from the printed Journals of the respective houses, or from an official list furnished by the Presiding Officer of the respective houses.

(d) Only matters germane to the bill or resolution shall be subject to consideration by the Conference Committee and a Conference Committee Report shall not be subject to amendment.

(e) Conference Committee Reports of bills or joint resolutions shall not be considered for final passage unless the Conference Committee Report is filed within twelve (12) legislative days following the date conference is granted, but not later than the date set by Rule 17 of the Joint Rules. After said twelve (12) legislative days but not later than the date set by Rule 17 of the Joint Rules, the conferees from the house of origin of the bill or resolution may request from the Rules Committee of the house of

origin an extension not to exceed four (4) legislative days. If any extension is granted by the house of origin, the opposite house shall be notified by Message. Upon receipt of notice of the extension, the opposite house shall grant the same extension.

(f) A Conference Committee Report for any bill or joint resolution returned to the Conference Committee for further consideration shall be filed no later than two (2) legislative days following the date further conference is granted.

(g) Bills or joint resolutions containing appropriation matters and which are referred to the General Conference Committee on Appropriations (GCCA) shall not be subject to the provisions of subsections (e) and (f) of this rule.

(h) In case of agreement by a majority of the members of each house, the Conference Committee Report shall first be made, with the papers referred accompanying it, to the house which refused to concur in amendments, and there acted upon, the action taken to be immediately reported, by Message, by the Secretary or the Clerk to the other house, the papers referred accompanying the Message. The Conference Committee Report shall be signed by all members of the Committee or by a majority of those of each house.

(i) In the event of the failure of either house to adopt the Conference Committee Report, the bill or resolution as reported by the Conference Committee shall remain with the house where the failure to adopt occurred and that house may, at any time thereafter, request further conference and the original or new conferees shall be appointed for the further consideration of amendments.

(j) In case the conferees of the two houses are unable to agree they shall report that fact to both houses, and the bill shall accompany the Conference Committee Report to the house in which it originated. The bill or joint resolution shall revert to the status it occupied before being sent to Conference Committee.

(k) Neither house shall consider in either session of the current Legislature any Conference Committee Report that has been altered in any manner after being signed by the members of the Conference Committee. Any such altered Report shall be immediately returned to the Conference Committee from which it came. It shall be the duty of the Presiding Officer of each house to enforce this Rule, regardless of whether or not a point of order is raised by a member.

RULE 11

ANNOUNCEMENT OF MESSAGE

Messages between the houses are to be sent only while the receiving house is sitting.

RULE 12

ADOPTION AND AMENDMENTS OF JOINT RULES; VIOLATIONS

(a) Joint Rules shall be adopted in Joint Session by a majority vote of the membership of each house, or such Rules may be adopted by a concurrent resolution by a majority vote of the membership of each house. Thereafter, said Rules may be amended, modified, or repealed only by the adoption of a concurrent resolution by a two-thirds (2/3) vote of the membership of each house.

(b) If either house violates a Joint Rule, a point of order may be raised in the other house, and decided in the same manner as in the case of violation of the Rules of such house. If it is decided that the Joint Rules have been violated, the bill or resolution involved in that violation shall be returned to the house wherein the alleged violation occurred without further action.

(c) Except for violation of a Joint Rule, any bill or resolution passed by one house and transmitted to the second house shall be deemed properly before said second house for consideration.

RULE 13

APPROPRIATION BILLS

PRIVILEGED

Appropriation bills shall be privileged bills advanced upon the Calendar of both houses and take precedence over all other bills.

RULE 14

AMENDMENT OF BILLS OR RESOLUTIONS

Bills or resolutions under consideration must not be interlined or defaced. All amendments offered must be in writing, upon a separate sheet of paper, showing whether House or Senate bill, the number, and the section, line and page, or word, where the amendment begins shall be particularly noted, also the part stricken, if any. A typewritten copy of all amendments which are adopted shall be attached to the original bill and transmitted to the other house.

RULE 15

COAUTHORS OF BILLS AND RESOLUTIONS

The addition of names, as coauthors, to any bill or resolution, by either house, shall not require the concurrence of the other; provided, however, if said name offered as a coauthor shall represent a member of the other house, then and in that event it shall require the request in writing by the member. The addition of coauthors shall not constitute an amendment to a bill or resolution.

RULE 16

DESIGNATION OF REGULAR SESSIONS

The regular session of the Legislature which convened in January, 1967, shall be designated as the "First Regular Session of the Thirty-first Oklahoma Legislature," and each Legislature subsequently convening in odd-numbered years shall be designated as the next consecutively-numbered Legislature. Beginning with the session convening in 1968, regular sessions convening in even-numbered years shall be designated as the "Second Regular Session of the . . . (same number as for the immediate prior regular session) Oklahoma Legislature".

RULE 17

LEGISLATIVE PROCEDURE SCHEDULE

(a) The First Regular Session of the 46th Oklahoma Legislature shall adhere to the following rules:

1. The First Regular Session of the 46th Oklahoma Legislature shall convene at twelve noon on January 7, 1997, for the purposes only of performing the duties set forth in Section 5 of Article VI of the Constitution and organizing pursuant to the provisions of Article V of the Constitution, and shall recess no later than five p.m. on that same day until February 3, 1997, beginning at twelve noon.

2. January 16, 1997, shall be the final date for requesting the drafting of bills and joint resolutions for introduction for consideration during the First Regular Session.

3. January 30, 1997, shall be the final date for introduction of bills and joint resolutions for consideration on the floor in the house of origin during the First Regular Session. Bills and joint resolutions subsequently introduced if reported from Committee, shall not be placed on the Calendar for consideration in said house until the first legislative day of the Second Regular Session.

4. February 20, 1997, shall be the final legislative day for reporting bills and joint resolutions from Committee in the house of origin, and the Committee Report must be properly filed in said house within one (1) legislative day thereafter, in order for the bill or joint resolution to be placed on the Calendar for consideration in said house during the First Regular Session. Bills and joint resolutions subsequently reported from Committee shall not be placed on the Calendar for consideration in said house until the first legislative day of the Second Regular Session.

5. March 13, 1997, shall be the final legislative day for third reading and final passage of a bill or joint resolution in the house of origin.

6. March 27, 1997, shall be the final legislative day for reporting bills and joint resolutions from Committee in the house

opposite the house of origin, and the Committee Report must be properly filed in said house within one (1) legislative day thereafter, in order for the bill or joint resolution to be placed on the Calendar for consideration in said house during the First Regular Session. Bills and joint resolutions subsequently reported from Committee shall not be placed on the Calendar for consideration in said house until the first legislative day of the Second Regular Session.

7. April 17, 1997, shall be the final legislative day for third reading and final passage of a bill or joint resolution in the house opposite the house of origin.

8. April 30, 1997, shall be the final legislative day for filing Conference Committee Reports. A Conference Committee Report for any bill or joint resolution returned to the Conference Committee for further consideration after April 30, 1997, shall be filed no later than two (2) legislative days following the date further conference is granted. Bills and joint resolutions containing appropriation matters and which are referred to the General Conference Committee on Appropriations (GCCA) shall not be subject to the provisions of this paragraph.

9. The First Regular Session shall adjourn sine die not later than five p.m. on May 30, 1997.

10. Upon a two-thirds (2/3) vote of the membership of both houses, a bill or joint resolution can be exempt from all cutoff dates in both houses.

(b) The Second Regular Session of the 45th Oklahoma Legislature shall adhere to the following rules:

1. January 15, 1998, shall be the final date for requesting the drafting of bills or joint resolutions for introduction for consideration during the Second Regular Session.

2. January 29, 1998, shall be the final date for introduction of bills and joint resolutions for consideration on the floor in the house of origin during the Second Regular Session.

3. The Second Regular Session of the 46th Oklahoma Legislature shall convene at twelve o'clock noon on February 2, 1998.

4. February 19, 1998, shall be the final legislative day for reporting bills and joint resolutions from Committee in the house of origin, and the Committee Report must be properly filed within one (1) legislative day, thereafter, in order for the bill or joint resolution to be placed on the calendar for consideration during the Second Regular Session.

5. March 12, 1998, shall be the final legislative day for third reading and final passage of a bill or joint resolution in the house of origin.

6. March 26, 1998, shall be the final legislative day for reporting a bill or joint resolution from Committee in the house opposite the house of origin, and the Committee Report must be properly filed in said house within one (1) legislative day thereafter, in order for the bill or joint resolution to be placed on the Calendar for consideration in said House during the Second Regular Session.

7. April 16, 1998, shall be the final legislative day for third reading and final passage of a bill or joint resolution in the house opposite the house of origin.

8. April 29, 1998, shall be the final legislative day for filing Conference Committee Reports. A Conference Committee Report for any bill or joint resolution returned to the Conference Committee for further consideration after April 29, 1998, shall be filed no later than two (2) legislative days following the date further conference is granted. Bills and joint resolutions containing appropriation matters and which are referred to the

General Conference Committee on Appropriations (GCCA) shall not be subject to the provisions of this paragraph.

9. The Second Regular Session shall adjourn sine die not later than five o'clock p.m. on May 29, 1998.

10. Upon a two-thirds (2/3) vote of the membership of both houses, a bill or joint resolution can be exempt from all cutoff dates in both houses.

(c) This Rule shall be inapplicable to any bill or joint resolution dealing with reapportionment of legislative or congressional districts.

(d) This Rule shall be inapplicable to any joint resolution introduced for the purpose of disapproving or approving agency rules pursuant to the provisions of the Administrative Procedures Act as set forth in Section 250 et seq. of Title 75 of the Oklahoma Statutes.

(e) This Rule shall be inapplicable to any bills introduced for the purposes of incorporation and merging different versions of a statute amended in more than one measure at the same or different sessions of the Legislature as set forth in Section 23.1 of Title 75 of the Oklahoma Statutes.

(f) This Rule shall be inapplicable to any bill or joint resolution introduced for the purpose of approving, disapproving, repealing or modifying rules of the Ethics Commission pursuant to the provisions of Article XXIX, Section 3 of the Oklahoma Constitution.

RULE 18

PENDING LEGISLATION AT ADJOURNMENT OF FIRST REGULAR SESSION

(a) Any bill or joint resolution pending in the Legislature at the final adjournment of the First Regular Session of a Legislature shall carry over to the Second Regular Session with the same status as if there had been no adjournment. Bills and joint resolutions

pending in a Conference Committee shall not carry over to the Second Regular Session of a Legislature.

(b) Simple and concurrent resolutions pending in the Legislature at the final adjournment of the First Regular Session of a Legislature shall not carry over for consideration during the Second Regular Session.

RULE 19

RECONSIDERATION OF BILLS AND JOINT RESOLUTIONS DURING SECOND REGULAR SESSION

It shall not be in order for either house, by suspension of the Rules or by any other means, to reconsider in the Second Regular Session the vote by which any bill or joint resolution was defeated in the First Regular Session.

RULE 20

NUMBERING OF BILLS IN SECOND REGULAR SESSION

Bills and resolutions introduced in the Second Regular Session of a Legislature shall be numbered consecutively with the last bill and resolution, respectively, introduced in the First Regular Session of the same Legislature.

RULE 21

RECALL OF BILLS AND JOINT RESOLUTIONS FROM THE GOVERNOR

Bills and joint resolutions presented to the Governor, and on which final action by the Governor is pending, may be recalled only by a concurrent resolution introduced in the house of origin of said bill or joint resolution and adopted by both houses; provided, however, bills and joint resolutions may be recalled from the Governor upon a joint request of the Presiding Officers of both houses for the exclusive purpose of correcting typographical and grammatical errors therein when such request for recall identifies the errors to be corrected. The amendment of such bill or joint

resolution recalled on request of the Presiding Officers shall be limited to the correction of errors as stated in the recall request. The recall request shall be printed in full in the Journal of each house.

RULE 22

FORM OF BILLS AND JOINT RESOLUTIONS TO

AMEND EXISTING LAW

(a) All bills and joint resolutions calling for legislative action to amend any provisions of existing law shall indicate such amendments when typewritten by underlining all new matter, and when printed by the use of capital letter type, and shall show matter stricken or eliminated from existing law when typewritten by striking through such language to be repealed, and when printed by the use of boldface type enclosed in brackets.

(b) Any bill or joint resolution seeking to change existing statutes shall set forth in the title thereof a citation to all statutes to be repealed or amended and a brief summary of the subject matter dealt with in the existing statute.

RULE 23

NUMERALS IN BILLS AND JOINT RESOLUTIONS

(a) In all bills and joint resolutions numerals designating the total number only of members on boards and commissions, units of time, measurements, and populations shall be written out in words followed by the corresponding figures enclosed in parentheses.

(b) In all bills and joint resolutions specifying sums of money, such sums shall be written out in words followed in parentheses by the corresponding figures preceded by the dollar sign.

RULE 24

JOINT HEARINGS

With the concurrence of the Speaker and the President Pro Tempore, joint hearings before corresponding subject-matter

committees of the two houses may be held upon agreement of the chairs of said committees, when in their judgment the interests of legislation or the expedition of business will be better served thereby.

RULE 25

USE OF CHAMBERS, OFFICES, AND MEETING ROOMS

The chambers, offices, and meeting rooms under the jurisdiction and control of the Legislature shall be used only for the official business of the legislature during legislative sessions. No private organization, nonlegislative state agency or department, or the employees thereof, shall be permitted to use said chambers, offices or meeting rooms during the interim between sessions without the consent of the Presiding Officer of the house having jurisdiction and control thereof. Committee meeting rooms under the jurisdiction and control of one house of the Legislature may, with the consent of the Presiding Officer thereof, be used for committee meetings of the other house.

RULE 26

DURATION OF JOINT RULES

Joint Rules adopted by the First Regular Session of a Legislature shall be in full force and effect during both regular sessions of the same Legislature, unless amended, modified, or repealed as provided herein.

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