

A Resolution relating to the House Rules; amending Sections 3, 6, 8, 11 and 15 of House Rule 10 of the 47th Oklahoma Legislature, which relates to committees; modifying requirement for signing measures out of committee; modifying title and enacting clause requirement for measures reported by committees; adding certain author requirement; clarifying debate requirements for withdrawing a measure from committee; modifying requirement for requesting a constitutional amendment to be considered by a committee; modifying notice requirement for interim committee meetings; amending Section 4 of House Rule 12 of the 47th Oklahoma Legislature, which relates to consideration of retirement measures; adding procedure concerning consideration of floor amendments; amending Section 1 of House Rule 14 of the 47th Oklahoma Legislature, which relates to voting; deleting certain requirement when a member is present and refuses to vote; amending House Rule 20 of the 47th Oklahoma Legislature, which relates to reconsideration of measures; modifying procedure for reconsideration of measures during certain periods of time; amending House Rule 21 of the 47th Oklahoma Legislature, which relates to reconsideration of measures returned by executive veto; expanding debate time limitation; amending Section 4 of House Rule 22 of the 47th Oklahoma Legislature, which relates to conference committee reports; and modifying requirements for considering conference committee reports.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 1ST SESSION OF THE 47TH OKLAHOMA LEGISLATURE:

SECTION 1. AMENDATORY Section 3 of House Rule 10 of the 47th Oklahoma Legislature, is amended to read as follows:

Section 3: Open Meetings.

(a) All votes in standing or special committees on bills or resolutions, or amendments thereto, shall be conducted in open public meetings of said committee, except that ~~the chair and~~ two-thirds (2/3) of the ~~other~~ members of any standing or special committee, including ex officio members, may report a bill or resolution out of committee by signing a written report. If a written report is prepared by a member other than the chair of the committee, a written notice that a report is being prepared shall be

given to the chair prior to the circulation of the report for signatures.

(b) After a voice vote on any motion in a committee, any member of the committee shall be granted, upon request, a division, that would be by a rising vote or by counting hands.

(c) At the request of any member of a committee, the vote on a recommendation for final passage out of committee to the House of Representatives concerning a bill or a joint resolution shall be by roll call and shall require a majority vote of a quorum of the members of the committee for passage. The record of any roll call vote taken in a committee during a legislative session shall be maintained in the office of the chair of the committee through the last day of the legislative session in which the roll call vote was taken. As used in this paragraph, "recommendation for final passage out of committee" means a "do pass", "do pass as amended" or "do not pass" motion.

(d) No standing or special committee or a subcommittee of a standing or special committee shall sit during a floor session of the House without special leave from the Speaker.

SECTION 2. AMENDATORY Section 6 of House Rule 10 of the 47th Oklahoma Legislature, is amended to read as follows:

Section 6: Measures Recommended by Committees.

(a) All House bills and joint resolutions, except those assigned to the Committee on Appropriations and Budget, which are recommended by a committee to the House of Representatives shall contain a complete Title and an Enacting or Resolving Clause.

(b) All House bills and House joint and concurrent resolutions which are recommended by a committee to the House of Representatives shall contain both a House and a Senate author.

SECTION 3. AMENDATORY Section 8 of House Rule 10 of the 47th Oklahoma Legislature, is amended to read as follows:

Section 8: Reassignment or Withdrawal of Bill or Resolution from Committee.

(a) If the chair of any standing or special committee determines that the assignment of a bill or resolution to said chair's committee is inappropriate, the chair may, under proper Order of Business, move that such bill or resolution be reassigned to another committee, which motion shall be subject to debate.

(b) Under proper Order of Business, the principal author may move to withdraw a bill or resolution from a standing or special committee for consideration, or move to reassign such bill or resolution to another committee, which motion shall be subject to debate. The principal author of the bill or resolution may use not more than one (1) minute of debate time to explain the contents of the bill or resolution. For adoption, such motion must receive a two-thirds (2/3) majority of those elected to and constituting the House.

SECTION 4. AMENDATORY Section 11 of House Rule 10 of the 47th Oklahoma Legislature, is amended to read as follows:

Section 11: Consideration of House Bills and Joint Resolutions.

(a) Upon written request signed by one-half (1/2) of the members of the committee to which the measure was assigned including the principal author of the measure, if the principal author is a member of the committee, or one-half (1/2) of the members of the committee to which the measure was assigned and the principal author, if the principal author is not a member of the committee, the principal author of any House bill or joint resolution introduced on or prior to January 8 of the First Regular Session shall be entitled to have such bill or joint resolution considered by a vote of the committee to which it is assigned on or prior to February 18 of the First Regular Session.

(b) Upon written request signed by one-half (1/2) of the members of the committee to which the measure was assigned including the principal author of the measure, if the principal author is a member of the committee, or one-half (1/2) of the members of the committee to which the measure was assigned and the principal author, if the principal author is not a member of the committee, the principal author of any House bill or joint resolution introduced after January 8 of the First Regular Session and on or prior to January 14 of the Second Regular Session, shall be entitled to have such bill or joint resolution considered by a vote of the committee to which it is assigned on or prior to February 24 of the Second Regular Session.

~~(c) As to a joint resolution that proposes an amendment to the Oklahoma Constitution, the percentage as set forth in (a) and (b) above shall be one-third (1/3) in lieu of one-half (1/2).~~

~~(d)~~ The written requests provided for by this section shall be submitted to the Chief Clerk of the House. The Chief Clerk shall determine if the written request contains the necessary signatures. If the written request contains the necessary signatures, the Chief Clerk shall forward the written request to the appropriate committee chair.

SECTION 5. AMENDATORY Section 15 of House Rule 10 of the 47th Oklahoma Legislature, is amended to read as follows:

Section 15: Meeting Notices.

During a legislative interim, notice in writing of any interim committee meeting shall be given by mailing notice thereof at least ~~seven (7)~~ ten (10) days prior to the meeting. The staff of the Research, Legal and Fiscal Divisions of the House shall prepare and mail the meeting notices required by this section. The ~~seven-day~~ ten-day notice requirement of this section shall not apply to a committee or subcommittee meeting with a Senate committee or subcommittee on an interim study assigned for joint study.

SECTION 6. AMENDATORY Section 4 of House Rule 12 of the 47th Oklahoma Legislature, is amended to read as follows:

Section 4: Consideration of Retirement Measures.

No measure that affects any retirement system authorized by law, shall be placed on the agenda for consideration for Third or Fourth Reading unless an estimate of the cost of the measure has been prepared by the actuary of the Legislative Service Bureau and the estimate has been furnished to the members of the House at least twenty-four (24) hours prior to the vote. However, if the actuary cannot provide an estimate of the cost of a floor amendment within forty-eight (48) hours of a request for an estimate and the title of the measure in which the amendment is to be placed is stricken, the provisions of this section shall not apply to the floor amendment. The forty-eight-hour time period specified in this section concerning floor amendments shall start to run when the floor amendment is filed with the Chief Clerk.

SECTION 7. AMENDATORY Section 1 of House Rule 14 of the 47th Oklahoma Legislature, is amended to read as follows:

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

SECTION 8. AMENDATORY House Rule 20 of the 47th Oklahoma Legislature, is amended to read as follows:

RULE 20  
RECONSIDERATION

(a) The final vote on Third Reading or Fourth Reading on any bill or joint resolution, or on the Emergency Section thereof, or the final vote on adoption of a simple or concurrent resolution, may be reconsidered only if a member serves notice immediately after such final vote is taken, prior to the consideration of any other business, of said member's intention to present a motion to reconsider such action, and the Presiding Officer shall afford any member such opportunity prior to proceeding to consideration of any other business. The motion to reconsider a final vote shall not be presented or considered on the same day that such final vote was taken, except by suspension of this Rule, or as provided in subsection (d) or (e) of this Rule. Only one (1) reconsideration of the final vote on a bill, resolution, or Emergency Section shall be allowed.

(b) For adoption, a motion to reconsider the final vote on a bill, resolution, or Emergency Section must receive a majority of those elected to and constituting the House; provided, however, if such motion to reconsider is not presented and considered within three (3) legislative days after the day on which notice is served, the motion to reconsider shall be considered as having failed of adoption.

(c) ~~On the first and second days of the three (3) day~~ Except for the last day of the reconsideration period, the motion to reconsider may be presented only by the member who served notice, or by another member with said member's consent. On the ~~third~~ last day of the reconsideration period, any member may present such motion for consideration.

(d) ~~In the closing days~~ During the last three (3) days of consideration of bills or joint resolutions pursuant to the time period specified in Rule 17 of the Joint Rules for Third Reading and final passage for House and Senate measures, all motions to reconsider a vote on a bill or joint resolution shall be disposed of before the close of business on the last day of the time period specified in Rule 17 of the Joint Rules for Third Reading and final passage for House and Senate measures.

(e) During the two (2) days prior to the last day of a session, all motions to reconsider a vote on a bill, resolution, or emergency section shall be disposed of before the close of business on the same day that notice was served. On the last day of each session no notice of intention to move to reconsider the final vote on a bill, resolution, or Emergency Section shall be recognized, but any member may, immediately after a final vote is taken, prior to the consideration of any other business, move to reconsider such final vote, in which event, the motion shall be considered immediately.

~~(e)~~ (f) Except as otherwise specifically provided in these Rules, no question shall be subject to reconsideration in the House.

SECTION 9. AMENDATORY House Rule 21 of the 47th Oklahoma Legislature, is amended to read as follows:

RULE 21  
RECONSIDERATION OF MEASURES  
RETURNED BY EXECUTIVE VETO

(a) When a bill or joint resolution is returned to the House because of a veto by the Governor, a motion to vote to override the veto shall be in order at any time.

(b) A motion to vote to override a veto by the Governor is debatable. Such debate shall be limited to thirty (30) minutes, equally divided between the proponents and opponents of the question.

SECTION 10. AMENDATORY Section 4 of House Rule 22 of the 47th Oklahoma Legislature, is amended to read as follows:

Section 4: Conference Committee Reports.

(a) ~~All conference committee reports shall be reproduced for distribution before consideration, except where the title only is~~

~~altered and time will not permit the printing prior to the close of a legislative session.~~

~~(b)~~ A motion to adopt or reject a conference committee report shall be subject to debate. Such debate shall be limited to one (1) hour, equally divided between the proponents and the opponents of the motion.

~~(e)~~ (b) Prior to consideration, a conference committee report shall lie over twenty-four (24) hours after it is filed. This subsection shall not apply on the last two (2) days of any legislative session once the date of the sine die adjournment has been set.

(c) No measure for which a conference committee report has been adopted shall be considered unless each and every word of the measure has been recited orally from beginning to end before the House or the members of the House have been provided a printed copy or have individual floor access to the measure electronically.

Adopted by the House of Representatives the 29th day of April, 1999.

\_\_\_\_\_  
Speaker of the House of  
Representatives