

1 STATE OF OKLAHOMA

2 1st Session of the 53rd Legislature (2011)

3 SENATE CONCURRENT
4 RESOLUTION 4

By: Bingman of the Senate
and
Steele of the House

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9 AS INTRODUCED

10 A Concurrent Resolution relating to Joint Rules;
11 adopting Joint Rules for the 53rd Legislature.
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14 BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 53RD OKLAHOMA
15 LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

16 SECTION 1. The Joint Rules of the 53rd Oklahoma Legislature
17 read as follows:

18 JOINT RULES

19 53RD OKLAHOMA LEGISLATURE

20 2011-2012

21 PREAMBLE

22 The Oklahoma Legislature hereby adopts the following joint rules
23 to govern its operations and procedures pursuant to Article V,
24 Section 30 of the Oklahoma Constitution.

1 shall be passed during the last five (5) days of the session. (Art.
2 V, Section 33, Oklahoma Constitution)

3 RULE FOUR

4 SIGNING OF BILLS AND RESOLUTIONS

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

13 RULE FIVE

14 CONTENTS OF BILLS AND JOINT RESOLUTIONS

15 Every act of the Legislature shall embrace but one subject,
16 which shall be clearly expressed in its title, except general
17 appropriation bills, general revenue bills, and bills adopting a
18 code, digest, or revision of statutes; and no law shall be revised,
19 amended, or the provisions thereof extended or conferred, by
20 reference to its title only; but so much thereof as is revised,
21 amended, extended, or conferred shall be reenacted and published at
22 length; provided, that if any subject be embraced in any act
23 contrary to the provisions of this Rule, such act shall be void only

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1 as to so much of the law as may not be expressed in the title
2 thereof. (Art. V, Section 57, Oklahoma Constitution)

3 RULE SIX

4 AVAILABILITY OF LEGISLATION

5 Neither chamber of the Oklahoma Legislature shall consider
6 legislation unless said legislation has been made available on a
7 previous legislative day to the members of the chamber then having
8 custody of the measure.

9 RULE SEVEN

10 JOINT COMMITTEE ON APPROPRIATIONS AND BUDGET

11 7.1 - Composition and Title.

12 (a) There shall be constituted a joint committee whose
13 membership is composed of members of the House of Representatives
14 and of the Senate. The joint committee established by this Rule
15 shall be styled as the Joint Committee on Appropriations and Budget
16 and shall be hereinafter referenced in this Rule as the "Joint
17 Committee".

18 (b) The members of the Senate appointed to serve on the Joint
19 Committee shall be appointed by the President Pro Tempore of the
20 Senate. The members of the House of Representatives appointed to
21 serve on the Joint Committee shall be appointed by the Speaker of
22 the House of Representatives. Ex officio members of the committees
23 of each respective chamber shall be ex officio and voting members of
24 the Joint Committee.

1 7.2 - Co-Chairs and Co-Vice Chairs.

2 (a) The Speaker of the House and the President Pro Tempore of
3 the Senate shall each appoint one member to serve as Co-Chair of the
4 Joint Committee. The Speaker of the House and the President Pro
5 Tempore of the Senate shall each appoint one member to serve as Co-
6 Vice Chair of the Joint Committee.

7 (b) While considering a bill or resolution in a joint meeting,
8 the Joint Committee shall be presided over by the member appointed
9 as a Co-Chair by the proposed legislation's chamber of origin unless
10 otherwise determined by the Joint Committee.

11 (c) When meeting jointly or separately, the Co-Vice Chair shall
12 assume the duties of the Co-Chair from the same chamber during the
13 absence or request of the Co-Chair.

14 7.3 - Timing of Meetings.

15 The dates, times and locations of separate meetings shall be
16 determined by the Speaker of the House and the President Pro Tempore
17 of the Senate for their respective delegations.

18 7.4 - Notice of Meetings.

19 Unless otherwise established by agreement between the Speaker of
20 the House and the President Pro Tempore of the Senate, twenty-four
21 (24) hours of notice to the public shall be provided for meetings of
22 the Joint Committee whether such meetings shall be held jointly or
23 separately.

24 7.5 - Open Meetings.

1 Meetings of the Joint Committee shall be open to the public.

2 7.6 - Calendars of Business.

3 Unless otherwise established by agreement between the Speaker of
4 the House and the President Pro Tempore of the Senate, the Co-Chairs
5 of the Joint Committee shall establish the calendar of business for
6 the Joint Committee.

7 7.7 - Authority of the Co-Chairs or Co-Vice Chairs.

8 (a) The presiding Co-Chair or Co-Vice Chair of the Joint
9 Committee shall have all authority necessary to maintain order and
10 decorum and to ensure efficient operation of the Joint Committee.

11 (b) Except as otherwise provided for by this Rule, when meeting
12 separately each chamber's respective Rules governing the conduct of
13 committee meetings shall apply to meetings of the Joint Committee;
14 provided, the Co-Chairs of the Joint Committee may establish
15 procedures for the conduct of joint meetings of the Joint Committee.

16 7.8 - Quorum.

17 (a) In a joint meeting, a quorum shall be considered present
18 only when a majority of the members appointed by the House of
19 Representatives and a majority of the members appointed by the
20 Senate are present.

21 (b) In a separate meeting convened either by the Speaker of the
22 House or by the President Pro Tempore of the Senate, a quorum shall
23 be considered present when a majority of the members from the
24 convening chamber are present.

1 7.9 - Amendments.

2 Legislation referred to the Joint Committee shall not be amended
3 other than by adoption of a committee substitute authored by the Co-
4 Chairs of the Joint Committee.

5 7.10 - Voting.

6 (a) All votes cast in the Joint Committee shall be conducted in
7 open, public meetings.

8 (b) Only those committee members present may vote on any
9 matter.

10 (c) A proposed recommendation shall not be considered adopted
11 by the Joint Committee unless a majority of a quorum of the members
12 appointed by the House of Representatives and a majority of a quorum
13 of the members appointed by the Senate shall have both, at some time
14 in the course of the present biennium, voted in favor of the
15 question.

16 7.11 - Recommendations.

17 (a) A recommendation by the Joint Committee of "Do Pass" or "Do
18 Pass, As Amended" shall constitute a favorable recommendation.

19 (b) Upon adoption of a favorable recommendation by the Joint
20 Committee, the Co-Chairs shall cause a joint committee report to be
21 created recording the ayes and the nays. Said report shall be filed
22 with the chief legislative officer of the recommended legislation's
23 chamber of origin.

1 (c) All legislation receiving a favorable recommendation by the
2 Joint Committee to the chamber of origin shall contain a complete
3 Title and an Enacting or Resolving Clause.

4 (d) No measure shall be recommended by the Joint Committee to
5 the chamber of origin which does not have a fiscal impact. A fiscal
6 impact may arise from provisions affecting revenues or expenditures
7 or from provisions giving rise to a fiscal impact upon any
8 governmental subdivision of the State of Oklahoma.

9 7.12 - Joint Calendar for Appropriations and Budget.

10 (a) There shall be constituted a joint calendar upon which only
11 those measures receiving a favorable recommendation by the Joint
12 Committee shall be published. The joint calendar established by
13 this Rule shall be styled as the Joint Calendar on Appropriations
14 and Budget and shall be hereinafter referenced in this Rule as the
15 "Joint Calendar".

16 (b) Upon filing with the chief legislative officer of the
17 chamber of origin, the joint committee report shall be published to
18 the Joint Calendar. When published to the Joint Calendar, said
19 report shall be distributed to the members of the House and Senate
20 and shall be made available to the public on a legislative day prior
21 to consideration in the chamber of origin.

22 (c) The distribution and public availability requirements of
23 Rule 7.12, paragraph (b) shall fulfill all internal and external
24 distribution and availability requirements for both chambers of the

1 Legislature for measures receiving a favorable recommendation by the
2 Joint Committee.

3 7.13 - Consideration in Chamber of Origin.

4 (a) If a measure favorably reported by the Joint Committee is
5 scheduled for consideration, the joint committee report, prior to
6 advancement of the measure from General Order to Third Reading and
7 Final Passage, shall undergo consideration and shall either be
8 adopted or rejected.

9 (b) Upon adoption of the joint committee report, the bill or
10 resolution shall be considered advanced from General Order,
11 engrossed and on Third Reading and Final Passage.

12 (c) If a motion to reject the joint committee report is
13 adopted, the report and the measure shall be returned to the custody
14 of the Joint Committee.

15 (d) No bill or resolution receiving a recommendation from the
16 Joint Committee of "Do Pass" or "Do Pass, As Amended" shall be
17 subject to amendment.

18 7.14 - Consideration in the Opposite Chamber.

19 (a) Upon consideration in the opposite chamber, the joint
20 committee report, prior to advancement of the measure from General
21 Order to Third Reading and Final Passage, shall undergo
22 consideration and shall either be adopted or rejected.

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1 (b) Upon adoption of the joint committee report in the opposite
2 chamber, the bill or resolution shall be considered advanced from
3 General Order, engrossed and on Third Reading and Final Passage.

4 (c) If a motion to reject the joint committee report is
5 adopted, the report and the measure shall be returned to the custody
6 of the Joint Committee.

7 (d) No bill or resolution receiving a recommendation from the
8 Joint Committee of "Do Pass" or "Do Pass, As Amended" shall be
9 subject to amendment.

10 7.15 - Deadlines.

11 (a) Measures referred to the Joint Committee shall not be
12 subject to the legislative deadlines regularly adopted by the
13 Legislature.

14 (b) If the Joint Committee does not report a bill or resolution
15 with a recommendation prior to Sine Die Adjournment of the First
16 Regular Session of the biennium, the bill or resolution shall remain
17 in the custody of the Joint Committee and shall carry over to the
18 Second Regular Session of the biennium with the same status.

19 (c) The Speaker of the House and the President Pro Tempore of
20 the Senate may establish other deadlines applicable to the Joint
21 Committee.

22 7.16 - Security.

23 (a) Unless otherwise established by agreement between the
24 Speaker of the House and the President Pro Tempore of the Senate,

1 the Co-Chairs of the Joint Committee created pursuant to this Rule
2 shall jointly determine what security arrangements shall be
3 necessary for each Joint Committee meeting.

4 (b) Unless otherwise established by agreement between the
5 Speaker of the House and the President Pro Tempore of the Senate,
6 the Co-Chairs of the Joint Committee created pursuant to this Rule
7 shall individually determine what security arrangements shall be
8 necessary for separately convened committee meetings.

9 RULE EIGHT

10 CONFERENCE COMMITTEES

11 8.1 - Procedures.

12 (a) When a bill or resolution is returned by either chamber to
13 the other with amendments, and the chamber where the bill or
14 resolution originated refuses to concur in said amendments, a
15 conference, by a majority vote of those present and voting, may be
16 requested. Such action shall be transmitted by message which shall
17 include the names of the conferees on the part of the requesting
18 chamber. Upon receipt of such message, the other chamber may, in
19 like manner, grant such conference, notifying the requesting chamber
20 by message stating therein the names of its conferees.

21 (b) In case of agreement by a majority of the members of each
22 chamber, the conference committee report shall first be made to the
23 chamber of origin, and there acted upon, the action taken to be
24 immediately reported, by message, by the Secretary or the Clerk to

1 the other chamber. The conference committee report shall be signed
2 by a majority of the conferees appointed by each chamber.

3 (c) In the event of the failure of either chamber to adopt the
4 conference committee report, the bill or resolution as reported by
5 the conference committee shall remain with the chamber where the
6 failure to adopt occurred and that chamber may, at any time
7 thereafter, request further conference and the original or new
8 conferees shall be appointed for the further consideration of
9 amendments. In the event that the conference committee report is
10 rejected and further conference is requested, the bill or resolution
11 shall be in custody of the House of origin.

12 (d) In case the conferees of the two chambers are unable to
13 agree they shall report that fact to the House of origin by filing a
14 conference committee report stating "conferees are unable to agree".
15 The bill or joint resolution shall revert to the status it occupied
16 before being sent to conference committee.

17 (e) It shall be within the exclusive jurisdiction of the
18 chamber of origin:

19 1. to determine the germaneness of all amendments proposed by
20 the opposite chamber to the bills and joint resolutions of the
21 chamber of origin; and

22 2. to determine the germaneness of all conference committee
23 substitutes as well as any other changes made within a conference
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1 committee report to the bills and joint resolutions of the chamber
2 of origin.

3 8.2 - Joint Conference Calendar.

4 (a) The President Pro Tempore of the Senate and the Speaker of
5 the House may establish a joint calendar for publication of
6 conference committee reports.

7 (b) Unless otherwise established by agreement between the
8 Speaker of the House and the President Pro Tempore of the Senate, a
9 conference committee report, upon filing with the chief legislative
10 officer of the chamber of origin, may be published to the Joint
11 Conference Calendar. When published to the Joint Conference
12 Calendar, said report shall be distributed to the members of the
13 House and Senate and shall be made available to the public.

14 RULE NINE

15 RECALL OF MEASURES FROM GOVERNOR

16 Bills and joint resolutions presented to the Governor, and on
17 which action by the Governor is pending, may be recalled only by a
18 concurrent resolution introduced in the chamber of origin of said
19 bill or joint resolution and adopted by both chambers; provided,
20 however, bills and joint resolutions may be recalled from the
21 Governor upon a joint request of the presiding officers of both
22 chambers for the exclusive purpose of correcting typographical and
23 grammatical errors therein when such request for recall identifies
24 the errors to be corrected. The amendment of such bill or joint

1 resolution recalled on request of the presiding officers shall be
2 limited to the correction of errors as stated in the recall request.
3 The recall request shall be printed in full in the journal of each
4 chamber.

5 RULE TEN

6 LEGISLATIVE SCHEDULE

7 (a) The First Regular Session of the 53rd Oklahoma Legislature
8 shall adhere to the following procedure schedule:

9 1. March 17, 2011, shall be the final legislative day for Third
10 Reading and Final Passage of a bill or joint resolution in the
11 chamber of origin.

12 2. April 28, 2011, shall be the final legislative day for Third
13 Reading and Final Passage of a bill or joint resolution in the
14 chamber opposite the chamber of origin.

15 3. The First Regular Session of the 53rd Oklahoma Legislature
16 shall adjourn sine die not later than 5:00 p.m. on May 27, 2011.

17 4. Upon a two-thirds (2/3) vote of the membership of both
18 chambers, a bill or joint resolution may be exempted from all
19 deadline dates in both chambers; provided, each chamber may adopt
20 rules which supersede the provisions of this Rule.

21 (b) The Second Regular Session of the 53rd Oklahoma Legislature
22 shall adhere to the following procedure schedule:

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1 1. December 9, 2011, shall be the final date for requesting the
2 drafting of bills and joint resolutions in the House and Senate for
3 introduction for consideration during the Second Regular Session.

4 2. January 19, 2012, no later than 4:00 p.m., shall be the
5 deadline for introduction of bills and joint resolutions in the
6 Senate and House of Representatives for consideration on the floor
7 of the House of Representatives or Senate during the Second Regular
8 Session.

9 3. The Second Regular Session of the 53rd Oklahoma Legislature
10 shall convene at twelve noon on February 6, 2012.

11 4. March 15, 2012, shall be the final legislative day for Third
12 Reading and Final Passage of a bill or joint resolution in the
13 chamber of origin.

14 5. April 26, 2012, shall be the final legislative day for Third
15 Reading and Final Passage of a bill or joint resolution in the
16 chamber opposite the chamber of origin.

17 6. The Second Regular Session of the 53rd Oklahoma Legislature
18 shall adjourn sine die not later than 5:00 p.m. on May 25, 2012.

19 7. Upon a two-thirds (2/3) vote of the membership of both
20 chambers, a bill or joint resolution can be exempted from all
21 deadline dates in both chambers; provided, each chamber may adopt
22 rules which supersede the provisions of this Rule.

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1 (c) This schedule may be amended or modified by the adoption of
2 a concurrent resolution by a majority vote of the membership of each
3 chamber.

4 (d) This schedule shall be inapplicable to any joint resolution
5 introduced for the purpose of disapproving or approving agency rules
6 pursuant to the provisions of the Administrative Procedures Act.

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

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

17 (g) This schedule shall be inapplicable to any bill or joint
18 resolution which proposes a special or local law and for which
19 notice of intended introduction is published in a newspaper for four
20 consecutive weeks pursuant to the provisions of Section 32 of
21 Article V of the Oklahoma Constitution.

22 (h) The dates specified in this Rule for introduction of bills
23 or joint resolutions shall be inapplicable to any bill or joint
24 resolution which contains an "RB" number pursuant to the provisions

1 of the Oklahoma Pension Legislation Actuarial Analysis Act. Such
2 measures shall be submitted to the legislative actuary not later
3 than such dates, and may be introduced not later than the first
4 Monday in February following such submission.

5 (i) This schedule shall be inapplicable to any bill or joint
6 resolution authored by the chairs and vice-chairs of the Senate
7 Appropriations Committee and the House Appropriations and Budget
8 Committee which affects the receipt, expenditure or budgeting of
9 state funds or funds under the control of an entity created by state
10 law.

11 (j) This schedule shall be inapplicable to any bill or joint
12 resolution authored by the President Pro Tempore of the Senate and
13 the Speaker of the House of Representatives which is deemed by them
14 to be necessary for the preservation of public peace, health or
15 safety.

16 (k) This schedule shall be inapplicable to any bill or joint
17 resolution authored by the Speaker of the House of Representatives
18 and the President Pro Tempore of the Senate which provides for
19 redistricting pursuant to the 2010 federal census.

20 RULE ELEVEN

21 ADOPTION, AMENDMENT OR SUSPENSION OF JOINT RULES

22 (a) Joint Rules shall be adopted by a concurrent resolution by
23 a majority vote of the membership of each chamber. Thereafter,
24 except as provided in paragraph (c) of Rule Ten, said Rules may be

1 amended, modified or repealed only by the adoption of a concurrent
2 resolution by a two-thirds (2/3) vote of the membership of each
3 chamber.

4 (b) Any Joint Rule or a portion thereof, except such joint
5 rules as are expressions of requirements contained within the
6 Oklahoma Constitution, may be suspended by a two-thirds (2/3) vote
7 of the membership of each chamber.

8 RULE TWELVE

9 DURATION OF JOINT RULES

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

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