

1 STATE OF OKLAHOMA

2 2nd Session of the 54th Legislature (2014)

3 HOUSE
4 RESOLUTION 1044

By: Hickman

5
6 AS INTRODUCED

7
8 A Resolution amending the Rules of the House of
9 Representatives of the 54th Oklahoma Legislature;
10 abolishing the Calendar Committee and Consent
11 Calendar and all references thereto; striking Rules
12 1.10, 7.21, 7.22, 7.24, 7.25 and 7.27, which relate
13 to the Calendar Committee; striking Rules 7.28 and
14 8.19, which relate to the House Consent Docket;
15 abolishing the Calendar Committee; amending Rules 2.1
16 and 2.2, which relate to the President Pro Tempore;
17 removing references to the Calendar Committee;
18 amending Rule 7.1, which relates to committees;
19 striking definition; amending Rule 7.12, which
20 relates to discharge of bills and resolutions from
21 committee; transferring duties from the Calendar
22 Committee to the Speaker of the House or the
23 Speaker's designee; amending Rule 7.19, which relates
24 to consideration of conference committee reports;
transferring duties from the Calendar Committee to
the Speaker of the House or the Speaker's designee;
amending and renumbering Rules 7.23, 7.26 and 7.29,
which relate to the Calendar Committee; transferring
certain duties to the Speaker of the House or the
Speaker's designee; transferring certain duties to
the Rules Committee; amending Rule 8.4, which relates
to Second Reading; removing reference to Consent
Calendar; amending Rule 10.1, which relates to
precedence of motions; and modifying motions.

1 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 2ND SESSION OF
2 THE 54TH OKLAHOMA LEGISLATURE:

3 THAT the Rules of the House of Representatives of the 54th
4 Oklahoma Legislature are hereby amended as follows:

5 ~~1.10 - House Calendar Committee~~

6 ~~(a) The Speaker shall appoint the chairperson, vice-chairperson~~
7 ~~and members of the House Calendar Committee as the Speaker~~
8 ~~determines to be necessary. Appointments made pursuant to this~~
9 ~~section shall comply with the requirements of Section 7.21 of these~~
10 ~~Rules.~~

11 ~~(b) The Speaker shall be an ex officio voting member of the~~
12 ~~House Calendar Committee.~~

13 2.1 - Convening

14 (a) In the absence of the Speaker, the Speaker Pro Tempore, as
15 presiding officer, shall convene the House of Representatives on the
16 day and at the hour to which the House was adjourned on the previous
17 legislative day.

18 (b) Upon taking the chair, the Speaker Pro Tempore shall call
19 the House to order and, except in the absence of a quorum, proceed
20 under the order of business ~~recommended by the House Calendar~~
21 ~~Committee~~ and adopted by the House.

22 (c) In the absence of the Speaker, the Speaker Pro Tempore may
23 designate any other member of the House to serve as the presiding
24

1 officer, but such designation shall not last beyond that day's
2 adjournment.

3 2.2 - Duties

4 (a) The Speaker Pro Tempore shall perform the duties of Speaker
5 in the absence of the Speaker.

6 (b) The Speaker Pro Tempore shall be an ex officio voting
7 member of all standing, special and joint committees.

8 (c) The Speaker Pro Tempore shall be an ex officio voting
9 member of all standing conference committees.

10 ~~(d) The Speaker Pro Tempore shall be an ex officio voting~~
11 ~~member of the House Calendar Committee.~~

12 7.1 - Definitions

13 (a) A standing committee is a committee appointed by the
14 Speaker of the House pursuant to Section 1.8 of these Rules which
15 continues as a distinct entity for the duration of the biennium
16 unless dissolved by the Speaker pursuant to the same authority.

17 (b) A standing subcommittee is a subcommittee appointed by the
18 Speaker of the House pursuant to Section 1.8 of these Rules which
19 exercises oversight or other specific authority assigned to it by
20 the Speaker and reports directly to a standing committee.

21 (c) A special committee is a committee appointed by the Speaker
22 of the House pursuant to Section 1.8 of these Rules which carries
23 out a particular task defined at the time of the committee's
24 creation and appointment. Upon completion of the task assigned to

1 the special committee, the special committee is immediately
2 dissolved.

3 (d) A conference committee is a committee tasked with resolving
4 differences between the House of Representatives and the Senate. A
5 conference committee consists of members from both chambers with the
6 House members of a conference committee being appointed by the
7 Speaker of the House pursuant to Section 1.9 of these Rules.

8 ~~(e) The House Calendar Committee is a scheduling committee~~
9 ~~established by adoption and operation of these Rules. The~~
10 ~~membership of the Calendar Committee must reflect the approximate~~
11 ~~partisan make-up of the House of Representatives.~~

12 7.12 - Discharge From Committee

13 (a) Any bill or resolution may be discharged from any standing
14 committee of the House upon a request electronically signed by two-
15 thirds (2/3) of the members of the House.

16 (b) The bill or resolution in question shall be identified on
17 the face of the petition and an electronic copy of the measure shall
18 be attached to the discharge petition.

19 (c) The request for discharge of a bill or resolution and the
20 attached measure shall be electronically submitted to the Clerk of
21 the House. No other person except the principal House author of the
22 measure in question shall submit a discharge petition to the Clerk.
23 The Clerk shall determine if the discharge petition contains the
24 necessary signatures as required by this section. If the discharge

1 petition contains the necessary signatures, the Clerk shall forward
2 the petition to the ~~House Calendar Committee~~ Speaker of the House or
3 the Speaker's designee.

4 (d) Upon receipt of the discharge petition from the Clerk of
5 the House, the ~~House Calendar Committee~~ Speaker of the House or the
6 Speaker's designee shall place the bill or resolution on the daily
7 House floor agenda ~~with an appropriate floor rule attached~~. The
8 Clerk of the House shall cause the discharge petition, along with
9 the attached measure, to be published upon the House website.

10 (e) The ~~House Calendar Committee~~ Speaker of the House or the
11 Speaker's designee shall not place a bill or resolution on the daily
12 House floor agenda if the discharge petition pertaining to the bill
13 or resolution was filed after 12:00 noon on the Tuesday immediately
14 prior to the final date for Third Reading in either regular session.

15 7.19 - Consideration Of Conference Committee Reports

16 (a) Motions to accept or reject Senate amendments or to adopt
17 or reject conference committee reports may be arranged on a calendar
18 or upon such calendars as may be directed by the ~~House Calendar~~
19 ~~Committee~~ Speaker of the House or the Speaker's designee.

20 (b) The House shall not consider adoption of a conference
21 committee report or a joint committee report until a majority of
22 both the House and Senate members constituting the conference
23 committee or joint committee have adopted or signed the report.

24

1 (c) The House shall not consider a House conference committee
2 report or a joint committee report unless it is limited to matters
3 germane to the bill or resolution.

4 (d) A motion to adopt or reject a conference committee report
5 or a joint committee report shall be subject to debate. Debate
6 shall be limited to one (1) hour, equally divided between the
7 proponents and the opponents of the motion, provided that no member
8 may speak for more than ten (10) minutes.

9 (e) If debate is requested and entertained on the question of
10 adoption of a conference committee report, no further debate shall
11 be permitted on Fourth Reading and final passage of the same
12 measure.

13 (f) If debate is requested and entertained on the question of
14 adoption of a joint committee report, no further debate shall be
15 permitted on Third Reading and final passage of the same measure.

16 CHAPTER C. ~~CALENDAR COMMITTEE~~ FLOOR ACTIVITY

17 7.21 - ~~House Calendar Committee~~

18 ~~There shall be constituted a House Calendar Committee appointed~~
19 ~~by the Speaker of the House pursuant to Section 1.10 of these Rules.~~
20 ~~The membership of the House Calendar Committee shall reflect the~~
21 ~~approximate partisan composition of the House of Representatives.~~

22 7.22 - ~~Authority To Schedule Legislation~~

1 ~~(a) Except as provided in Section 7.12 of this Rule, authority~~
2 ~~to schedule legislation on the Floor of the House of Representatives~~
3 ~~shall be delegated to the House Calendar Committee.~~

4 ~~(b) A measure previously scheduled for consideration by the~~
5 ~~Calendar Committee may be removed by the committee prior to the time~~
6 ~~the principal author or the designee of the principal author is~~
7 ~~initially recognized by the presiding officer to present the bill or~~
8 ~~resolution on the House Floor.~~

9 ~~(c) If, in the judgment of the Calendar Committee, a measure~~
10 ~~requires additional consideration, the Calendar Committee may return~~
11 ~~the measure in question to the standing or special committee from~~
12 ~~which the measure was reported.~~

13 ~~(d) Upon adoption by the House of a motion to recommit a~~
14 ~~measure to the House Calendar Committee, pending amendments to the~~
15 ~~bill or resolution in question shall not adhere to the measure upon~~
16 ~~its return to the Calendar Committee. A measure recommitted~~
17 ~~pursuant to this paragraph shall revert to the same form as said~~
18 ~~measure was reported from a standing or special committee except~~
19 ~~that any main floor amendments adopted prior to adoption of the~~
20 ~~motion to recommit shall be attached to the measure upon return to~~
21 ~~the Calendar Committee.~~

22 7.23 - Duties Management of Legislation and Committee Deadlines

23 (a) ~~At the beginning of each regular session of the biennium~~
24 ~~and at the beginning of any special session within the biennium or~~

1 ~~as needed at any other time, the Calendar Committee shall propose a~~
2 ~~regular order of business for the House of Representatives.~~

3 ~~(b) On the next legislative day following publication of the~~
4 ~~proposed order of business, the proposed order of business shall be~~
5 ~~presented for consideration before the House of Representatives.~~

6 ~~(c) The motion to adopt a proposed order of business shall be~~
7 ~~an incidental motion as delineated in Section 10.1 of these Rules.~~

8 ~~(d) The Calendar Committee Speaker of the House or the~~
9 ~~Speaker's designee shall publish a list of measures to be considered~~
10 ~~by the House of Representatives, and the ~~chairperson or a member~~~~
11 ~~~~designated by the chairperson Speaker of the House or the Speaker's~~~~
12 ~~~~designee shall determine the order of their consideration.~~~~

13 ~~(e) (b) No measure shall be scheduled by the Calendar Committee~~
14 ~~for consideration unless the measure has been reported from a~~
15 ~~standing or special committee or has been referred directly to the~~
16 ~~General Order category of the House Calendar pursuant to Section 1.4~~
17 ~~of these Rules. No measure shall be considered reported from a~~
18 ~~standing or special committee until the electronically signed~~
19 ~~committee report is filed with the Clerk of the House.~~

20 ~~(f) (c) The Calendar Committee Speaker of the House or the~~
21 ~~Speaker's designee shall determine the dates for committee deadlines~~
22 ~~within the General Order periods of the biennium.~~

23 ~~7.24 — Notice Of Meetings~~
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1 ~~(a) The Calendar Committee shall provide at least twenty four~~
2 ~~(24) hours notice of a meeting. Notice of the meeting shall be~~
3 ~~published through an appropriate, public medium such as the House~~
4 ~~website or electronic mail. In case of emergency, with the approval~~
5 ~~of the Speaker, a meeting may be held with notice appropriate to the~~
6 ~~circumstances. The Speaker shall announce and describe the~~
7 ~~emergency in the same manner as notice is given.~~

8 ~~(b) A notice shall state the date, time and place of a meeting.~~
9 ~~If the committee is scheduled for a regular meeting, but does not~~
10 ~~plan to meet, a notice stating that no meeting is to be held shall~~
11 ~~be posted.~~

12 ~~7.25 - Authority Of The Chair And Procedures~~

13 ~~(a) The chairperson shall exercise all authority necessary to~~
14 ~~maintain order and decorum, including the authority to request the~~
15 ~~Sergeant at Arms to clear the committee room of a person or persons~~
16 ~~causing disruption.~~

17 ~~(b) In case of a chairperson's absence, the vice chairperson~~
18 ~~shall assume all duties of the chairperson until the chairperson's~~
19 ~~return or replacement.~~

20 ~~(c) When conducting business the committee shall observe the~~
21 ~~following procedures:~~

22 ~~1. no person shall address the committee unless first~~
23 ~~recognized by the chairperson for that purpose;~~
24

1 ~~2. all motions offered in the committee shall require a second~~
2 ~~to receive further consideration;~~

3 ~~3. the chairperson shall cause to be created a report listing~~
4 ~~the measures to be considered on the House Floor. The report shall~~
5 ~~always include the "floor rule" as adopted by the committee for each~~
6 ~~measure or measures as provided in this section;~~

7 ~~4. the committee may only conduct business if a quorum of the~~
8 ~~committee is present. A quorum is a majority of the members of the~~
9 ~~committee; and~~

10 ~~5. the chairperson shall determine the amount of debate to be~~
11 ~~allowed on debatable questions.~~

12 ~~7.26 - Assignment Of Floor Rules~~

13 ~~(d) Upon adoption by the House of a motion to commit a measure~~
14 ~~to the House Rules Committee, pending amendments to the bill or~~
15 ~~resolution in question shall not adhere to the measure upon its~~
16 ~~commitment to the Rules Committee. A measure committed pursuant to~~
17 ~~this paragraph shall revert to the same form as said measure was~~
18 ~~reported from a standing or special committee except that any main~~
19 ~~floor amendments adopted prior to adoption of the motion to commit~~
20 ~~shall be attached to the measure upon commitment to the Rules~~
21 ~~Committee. A measure committed to the Rules Committee pursuant to~~
22 ~~this paragraph shall not be subject to House committee deadlines.~~

23 ~~7.22 - Special Rules~~

1 ~~Upon scheduling a measure for consideration on the House~~
2 ~~Floor, at the same time, the Calendar Committee shall~~ The House
3 Rules Committee may adopt a "floor special rule" for the scheduled a
4 measure scheduled or to be scheduled for consideration on the House
5 Floor.

6 (b) A floor special rule may be ~~adopted in the following~~
7 ~~general forms:~~

8 1. ~~Open Rule: the standard House Rules shall apply to the~~
9 ~~measure in question; or~~

10 2. ~~Special Rule: may~~ limit the offering of amendments, may
11 prescribe the time and conditions of debate, may govern floor
12 consideration on Third or Fourth Reading of the bill, or may contain
13 any other provisions deemed appropriate.

14 (c) A special rule shall not become operational unless first
15 presented to the full House in the form of a House resolution. A
16 House resolution reported by the ~~Calendar Committee~~ Rules Committee
17 for this purpose shall not be subject to amendment on the House
18 Floor.

19 ~~7.27~~ — Voting

20 ~~(a) All votes in the House Calendar Committee shall be~~
21 ~~conducted in open public meetings of the committee.~~

22 ~~(b) A motion to schedule a measure or to adopt a floor rule~~
23 ~~shall require a majority vote of a quorum of the members of the~~
24 ~~committee.~~

1 ~~(c) Only those committee members present may vote on any~~
2 ~~matter.~~

3 ~~7.28 Consensus Measures~~

4 ~~When a measure is reported from a standing or special committee~~
5 ~~as "Do Pass" or "Do Pass as Amended" and is reported with a~~
6 ~~unanimous vote of the committee members voting, the chairperson of~~
7 ~~the House Calendar Committee may publish such measures on the House~~
8 ~~Consent Docket.~~

9 ~~7.29~~ 7.23 - Special Orders

10 (a) After a measure is scheduled ~~by the Calendar Committee~~ for
11 consideration on the House Floor, a two-thirds (2/3) majority of the
12 House may vote to designate a measure as a "special order" to be
13 taken up on a specific date or at a specific time. Such a vote
14 shall be recorded in the House Journal.

15 (b) The provisions of this section shall not apply on the final
16 date for Third Reading in either regular session or on the date of
17 sine die adjournment.

18 8.4 - Second Reading

19 (a) After the First Reading of a bill or joint resolution, the
20 bill or joint resolution shall be placed on the House Calendar under
21 "Bills on Second Reading" or "Joint Resolutions on Second Reading",
22 as the case may be.

23 (b) On the Second Reading of a bill, the bill shall be read by
24 Title only, unless otherwise ordered by the House, and shall be

1 referred by the Speaker to an appropriate committee or directly to
2 the House Calendar under the heading "Bills on General Order", or
3 "Joint Resolutions on General Order", ~~"Bills on Consent Calendar",~~
4 ~~or "Joint Resolutions on Consent Calendar",~~ as the case may be.

5 (c) No bill or joint resolution on First or Second Reading
6 shall be subject to amendment or debate.

7 ~~8.19 - Consent Docket~~

8 ~~(a) There shall be a Consent Docket upon which the chairperson~~
9 ~~of the House Calendar Committee may place such measures as have been~~
10 ~~favorably reported with a unanimous vote of the committee members~~
11 ~~voting.~~

12 ~~(b) Measures placed on the Consent Docket shall not be~~
13 ~~considered by the House of Representatives for forty eight (48)~~
14 ~~hours after the measure is placed on the Consent Docket. The~~
15 ~~measure may then be scheduled for final consideration on the third~~
16 ~~legislative day.~~

17 ~~(c) During the two (2) days established in paragraph (b) of~~
18 ~~this section, any member, in open session and with a minimum of~~
19 ~~fifteen (15) seconds, may request that a bill or resolution be~~
20 ~~removed from the Consent Docket and placed on General Order. Such~~
21 ~~request shall be recorded in the House Journal.~~

22 ~~(d) All bills and resolutions from the Consent Docket shall be~~
23 ~~considered for final action as provided by House Rules, except that~~
24 ~~there shall be no debate or amendments offered.~~

1 10.1 - Precedence Of Motions

2 When a question shall be under consideration, no motion shall be
3 received except as hereinafter specified, which motion shall have
4 precedence in the order stated, and shall be amendable or not
5 amendable, debatable or not debatable, as set forth below:

6 (a) Privileged Motions

7 To adjourn (not amendable - not debatable)

8 To adjourn to a time certain (amendable - not debatable)

9 Questions and motions of privilege (as governed by Section 9.5
10 of these Rules)

11 ~~To adjourn (not amendable - not debatable)~~

12 To recess (amendable - not debatable)

13 Call of the House (not amendable - not debatable; see Section
14 10.5 of this Rule)

15 To work under the Call of the House (not amendable - not
16 debatable; see Section 10.5 of this Rule)

17 Question of presence of quorum (not amendable - not debatable)

18 To table (not amendable - not debatable); the motion to table
19 shall not be applicable to a motion to suspend House Rules

20 (b) Incidental Motions

21 Appeals (not amendable - not debatable, except as governed by
22 Section 9.2 of these Rules)

23 ~~Adoption of order of business proposed by House Calendar
24 Committee (amendable - not debatable)~~

1 Requests for leave to withdraw a motion or question under
2 consideration (not amendable - not debatable; see Section 10.4 of
3 this Rule)

4 Suspension of the Rules (not amendable - not debatable)

5 Objection to consideration of a question (not amendable - not
6 debatable)

7 Method of consideration (amendable - not debatable)

8 Question of priority (not amendable - not debatable)

9 Reading of papers (not amendable - debatable)

10 (c) Subsidiary Motions

11 To advance from General Order (not amendable - not debatable)

12 To put the Previous Question (not amendable - not debatable)

13 To Advance the Question (not amendable - not debatable)

14 To postpone to a time certain (amendable - debatable)

15 To commit without instructions (not amendable - not debatable)

16 To amend (amendable - debatable)

17 To postpone indefinitely (not amendable - debatable)

18 (d) Main Motions

19 A main motion shall be defined as a substantive proposal such as
20 a bill, resolution or any other question which requires passage,
21 adoption, rejection, approval or disapproval by the House of
22 Representatives.

23 Main questions include but are not limited to the following and
24 shall rank in the following order:

1 To reconsider (not amendable - debatable)

2 To rescind (not amendable - debatable)

3 To adopt a conference committee report/joint committee report
4 (not amendable - debatable)

5 To reject a conference committee report/joint committee report
6 (not amendable - debatable)

7 To reject a conference committee report/joint committee report
8 with instructions (instructions amendable - debatable)

9 To commit with instructions (instructions amendable - debatable)

10 Any other main question not specifically listed shall be taken
11 up in the order offered.

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