

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 57th Legislature (2020)

4 HOUSE CONCURRENT
5 RESOLUTION 1018

By: Echols of the House

and

David of the Senate

10 AS INTRODUCED

11 A Concurrent Resolution relating to Joint Rules;
12 amending Joint Rules of the 57th Legislature.

15 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 2ND SESSION OF
16 THE 57TH OKLAHOMA LEGISLATURE, THE SENATE CONCURRING THEREIN:

17 SECTION 1. The Joint Rules of the 57th Oklahoma Legislature are
18 amended to read as follows:

19 JOINT RULES

20 57th OKLAHOMA LEGISLATURE

21 2019-2020

22 PREAMBLE

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

4 RULE ONE

5 JOINT SESSIONS

6 (a) The Officers of joint sessions of the Legislature shall be
7 the President of the Senate, the Speaker of the House of
8 Representatives, the President Pro Tempore of the Senate, the
9 Secretary of the Senate, and the Clerk of the House of
10 Representatives.

11 (b) Upon the convening of a joint session of the Legislature,
12 the Secretary of the Senate and the Clerk of the House of
13 Representatives shall keep a report of the proceedings to be
14 published in the journals of their respective chambers.

15 RULE TWO

16 COMMUNICATIONS BETWEEN SENATE AND HOUSE

17 All bills, resolutions, votes and amendments by either chamber,
18 to which the concurrence of both is necessary, as well as messages,
19 shall be presented to the other under the signature of the Clerk or
20 Secretary of the chamber from which they are transmitted. Messages
21 between the chambers shall be sent only while the receiving chamber
22 is sitting.

23 RULE THREE

24 AVAILABILITY OF LEGISLATION

1 Neither chamber of the Oklahoma Legislature shall consider
2 legislation unless said legislation has been made available on a
3 previous legislative day to the members of the chamber then having
4 custody of the measure.

5 RULE FOUR

6 JOINT COMMITTEE ON APPROPRIATIONS AND BUDGET

7 4.1 - Composition and Title.

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

14 (b) The members of the Senate appointed to serve on the Senate
15 Committee on Appropriations shall also be the members of the Joint
16 Committee, provided, such membership may be changed by the President
17 Pro Tempore of the Senate. The members of the House of
18 Representatives appointed to serve on House Committee on
19 Appropriations and Budget shall also be the members of the Joint
20 Committee; provided, such membership may be changed by the Speaker
21 of the House of Representatives. Ex officio members of the
22 committees of each respective chamber shall be ex officio and voting
23 members of the Joint Committee.

24 4.2 - Co-Chairs and Co-Vice Chairs.

1 (a) The Chairs and Vice Chairs of the Senate Committee on
2 Appropriations and the House Committee on Appropriations and Budget
3 shall serve as Co-Chairs and Co-Vice Chairs of the Joint Committee,
4 unless another Co-Chair or Co-Vice Chair is appointed by the
5 President Pro Tempore of the Senate or the Speaker of the House of
6 Representatives for his or her respective chamber.

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 of or at the request of the Co-Chair.

14 4.3 - Timing of Meetings.

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

19 4.4 - Notice of Meetings.

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

1 4.5 - Open Meetings.

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

3 4.6 - Calendars of Business.

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

8 4.7 - Authority of the Co-Chairs or Co-Vice Chairs.

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

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

17 4.8 - Quorum.

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

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

3 4.9 - Amendments.

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

7 4.10 - Voting.

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

10 (b) Only those committee members present may vote on any
11 matter.

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

18 4.11 - Recommendations.

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

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

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

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

11 4.12 - Joint Calendar for Appropriations and Budget.

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

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

1 (c) The distribution and public availability requirements of
2 Rule 4.12, paragraph (b) shall fulfill all internal and external
3 distribution and availability requirements for both chambers of the
4 Legislature for measures receiving a favorable recommendation by the
5 Joint Committee.

6 4.13 - Consideration in Chamber of Origin.

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

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

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

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

21 (e) Upon approval of the bill or resolution on Third Reading
22 and Final Passage, the measure shall be engrossed to the opposite
23 house in the same manner as other measures are engrossed.

24 4.14 - Consideration in the Opposite Chamber.

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

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

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

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

14 4.15 - Deadlines.

15 (a) Measures referred to the Joint Committee shall not be
16 subject to the legislative deadlines regularly adopted by the
17 Legislature.

18 (b) If the Joint Committee does not report a bill or resolution
19 with a recommendation prior to Sine Die Adjournment of the First
20 Regular Session of the biennium, the bill or resolution shall remain
21 in the custody of the Joint Committee and shall carry over to the
22 Second Regular Session of the biennium with the same status.
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1 (c) The Speaker of the House of Representatives and the
2 President Pro Tempore of the Senate may establish other deadlines
3 applicable to the Joint Committee.

4 4.16 - Security.

5 (a) Unless otherwise established by agreement between the
6 Speaker of the House of Representatives and the President Pro
7 Tempore of the Senate, the Co-Chairs of the Joint Committee created
8 pursuant to this Rule shall jointly determine what security
9 arrangements shall be necessary for each Joint Committee meeting.

10 (b) Unless otherwise established by agreement between the
11 Speaker of the House of Representatives and the President Pro
12 Tempore of the Senate, the Co-Chairs of the Joint Committee created
13 pursuant to this Rule shall individually determine what security
14 arrangements shall be necessary for separately convened committee
15 meetings.

16 RULE FIVE

17 CONFERENCE COMMITTEES

18 5.1 - Procedures.

19 (a) When a bill or resolution is returned by either chamber to
20 the other with amendments, and the chamber where the bill or
21 resolution originated refuses to concur in said amendments, a
22 conference, by a majority vote of those present and voting, may be
23 requested. Such action shall be transmitted by message which shall
24 include the names of the conferees on the part of the requesting

1 chamber. Upon receipt of such message, the other chamber may, in
2 like manner, grant such conference, notifying the requesting chamber
3 by message stating therein the names of its conferees.

4 (b) In case of agreement by a majority of the members of each
5 chamber, the conference committee report shall first be made to the
6 chamber of origin, and there acted upon, the action taken to be
7 immediately reported, by message, by the Secretary or the Clerk to
8 the other chamber. The conference committee report shall be signed
9 by a majority of the conferees appointed by each chamber.

10 (c) In the event of the failure of either chamber to adopt the
11 conference committee report, the bill or resolution as reported by
12 the conference committee shall remain with the chamber where the
13 failure to adopt occurred and that chamber may, at any time
14 thereafter, request further conference and the original or new
15 conferees shall be appointed for the further consideration of
16 amendments. In the event that the conference committee report is
17 rejected and further conference is requested, the bill or resolution
18 shall be in custody of the chamber of origin.

19 (d) In case the conferees of the two chambers are unable to
20 agree they shall report that fact to the chamber of origin by filing
21 a conference committee report stating "conferees are unable to
22 agree". The bill or joint resolution shall revert to the status it
23 occupied before being sent to conference committee.

1 (e) It shall be within the exclusive jurisdiction of the
2 chamber of origin:

3 1. to determine the germaneness of all amendments proposed by
4 the opposite chamber to the bills and joint resolutions of the
5 chamber of origin; and

6 2. to determine the germaneness of all conference committee
7 substitutes as well as any other changes made within a conference
8 committee report to the bills and joint resolutions of the chamber
9 of origin.

10 5.2 - Joint Conference Calendar.

11 (a) The President Pro Tempore of the Senate and the Speaker of
12 the House of Representatives may establish a joint calendar for
13 publication of conference committee reports.

14 (b) Unless otherwise established by agreement between the
15 Speaker of the House of Representatives and the President Pro
16 Tempore of the Senate, a conference committee report, upon filing
17 with the chief legislative officer of the chamber of origin, may be
18 published to the Joint Conference Calendar. When published to the
19 Joint Conference Calendar, said report shall be distributed to the
20 members of the House of Representatives and Senate and shall be made
21 available to the public on a legislative day prior to consideration
22 in the chamber of origin.

23 RULE SIX
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1 RECALL OF MEASURES FROM GOVERNOR

2 Bills and joint resolutions presented to the Governor, and on
3 which action by the Governor is pending, may be recalled only by a
4 concurrent resolution introduced in the chamber of origin of said
5 bill or joint resolution and adopted by both chambers; provided,
6 however, bills and joint resolutions may be recalled from the
7 Governor upon a joint request of the presiding officers of both
8 chambers for the exclusive purpose of correcting typographical and
9 grammatical errors therein when such request for recall identifies
10 the errors to be corrected. The amendment of such bill or joint
11 resolution recalled on request of the presiding officers shall be
12 limited to the correction of errors as stated in the recall request.
13 The recall request shall be printed in full in the journal of each
14 chamber.

15 RULE SEVEN

16 LEGISLATIVE SCHEDULE

17 (a) The First Regular Session of the 57th Oklahoma Legislature
18 shall adhere to the following procedure schedule:

19 1. January 17, 2019, no later than 4:00 p.m., shall be the
20 deadline for introduction of bills and joint resolutions in the
21 Senate and House of Representatives for consideration on the floor
22 of the House of Representatives or Senate during the First Regular
23 Session.
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1 2. March 14, 2019, shall be the final legislative day for Third
2 Reading and Final Passage of a bill or joint resolution in the
3 chamber of origin.

4 3. April 25, 2019, shall be the final legislative day for Third
5 Reading and Final Passage of a bill or joint resolution in the
6 chamber opposite the chamber of origin.

7 4. The First Regular Session of the 57th Oklahoma Legislature
8 shall adjourn sine die not later than 5:00 p.m. on May 31, 2019.

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

13 (b) The Second Regular Session of the 57th Oklahoma Legislature
14 shall adhere to the following procedure schedule:

15 1. December 13, 2019, shall be the final date for requesting
16 the drafting of bills and joint resolutions in the House of
17 Representatives and Senate for introduction for consideration during
18 the Second Regular Session.

19 2. January 16, 2020, no later than 4:00 p.m., shall be the
20 deadline for introduction of bills and joint resolutions in the
21 Senate and House of Representatives for consideration on the floor
22 of the House of Representatives or Senate during the Second Regular
23 Session.

1 3. The Second Regular Session of the 57th Oklahoma Legislature
2 shall convene at twelve noon on February 3, 2020.

3 4. March 12, 2020, shall be the final legislative day for Third
4 Reading and Final Passage of a bill or joint resolution in the
5 chamber of origin.

6 5. April 23, 2020, shall be the final legislative day for Third
7 Reading and Final Passage of a bill or joint resolution in the
8 chamber opposite the chamber of origin.

9 6. The Second Regular Session of the 57th Oklahoma Legislature
10 shall adjourn sine die not later than 5:00 p.m. on May 29, 2020.

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

15 (c) This schedule may be amended or modified by the adoption of
16 a concurrent resolution by a majority vote of the membership of each
17 chamber.

18 (d) This schedule shall be inapplicable to any joint resolution
19 introduced for the purpose of disapproving or approving agency rules
20 pursuant to the provisions of the Administrative Procedures Act, or
21 for the purpose of disapproving or approving standards adopted by
22 the State Board of Education as set forth in Section 11-103.6a-1 of
23 Title 70 of the Oklahoma Statutes.

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

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

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

16 (h) The dates specified in this Rule for introduction of bills
17 or joint resolutions shall be inapplicable to any bill or joint
18 resolution which contains an "RB" number pursuant to the provisions
19 of the Oklahoma Pension Legislation Actuarial Analysis Act. Such
20 measures shall be submitted to the legislative actuary not later
21 than such dates, and may be introduced not later than the first
22 Monday in February following such submission.

23 (i) This schedule shall be inapplicable to any bill or joint
24 resolution authored by the chairs and vice-chairs of the Senate

1 Appropriations Committee and the House Appropriations and Budget
2 Committee which affects the receipt, expenditure or budgeting of
3 state funds or funds under the control of an entity created by state
4 law.

5 (j) This schedule shall be inapplicable to any bill or joint
6 resolution authored by the President Pro Tempore of the Senate and
7 the Speaker of the House of Representatives which is deemed by them
8 to be necessary for the preservation of public peace, health or
9 safety.

10 RULE EIGHT

11 ADOPTION, AMENDMENT OR SUSPENSION OF JOINT RULES

12 (a) Joint Rules shall be adopted by a concurrent resolution by
13 a majority vote of the membership of each chamber. Thereafter,
14 except as provided in paragraph (c) of Rule Seven, said Rules may be
15 amended, modified or repealed only by the adoption of a concurrent
16 resolution by a two-thirds (2/3) vote of the membership of each
17 chamber.

18 (b) Any Joint Rule or a portion thereof, except such joint
19 rules as are expressions of requirements contained within the
20 Oklahoma Constitution, may be suspended by a two-thirds (2/3) vote
21 of the membership of each chamber; provided, a joint rule that does
22 not express a constitutional requirement may be suspended by a two-
23 thirds (2/3) vote of the membership of a single chamber on a matter
24 affecting actions of that chamber only. In the event a joint rule

1 is suspended in one chamber pursuant to this provision, the chamber
2 adopting the suspension shall immediately notify the opposite
3 chamber by message.

4 RULE NINE

5 DURATION OF JOINT RULES

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

10 RULE TEN

11 OVERSIGHT COMMITTEE FOR THE LEGISLATIVE OFFICE OF FISCAL

12 TRANSPARENCY

13 10.1 - Composition and Title.

14 There shall be constituted an oversight committee whose
15 membership is composed of members of the House of Representatives
16 and of the Senate. The oversight committee as set forth in Section
17 8013 of Title 62 of the Oklahoma Statutes shall be styled as the
18 Oversight Committee for the Legislative Office of Fiscal
19 Transparency and shall be hereinafter referenced in this Rule as the
20 "LOFT Oversight Committee".

21 10.2 - Timing of Meetings.

22 The dates, times, and locations of meetings shall be determined
23 by the Co-Chairs of the LOFT Oversight Committee.

24 10.3 - Notice of Meetings.

1 The notice and agenda for each meeting shall be determined by
2 the Co-Chairs and shall be made available to the public by posting
3 on the Senate and House websites at least twenty-four (24) hours
4 prior to the time of the meeting.

5 10.4 - Authority of the Co-Chairs.

6 (a) The Co-Chairs of the LOFT Oversight Committee shall have
7 all authority necessary to maintain order and decorum and to ensure
8 efficient operation of the LOFT Oversight Committee.

9 (b) Except as otherwise provided for by this Rule, *Mason's*
10 *Manual of Legislative Procedure* shall govern the conduct of meetings
11 of the LOFT Oversight Committee; provided, the Co-Chairs may
12 establish procedures for the conduct of meetings of the committee.

13 10.5 - Quorum.

14 A quorum of the LOFT Oversight Committee shall consist of at
15 least eight (8) members; provided, any action by the committee shall
16 require the vote of at least four (4) members from each house of the
17 Legislature.

18 10.6 - Voting.

19 (a) All votes cast in the LOFT Oversight Committee shall be
20 conducted in open, public meetings.

21 (b) Only those committee members present may vote on any
22 matter.

1 (c) Any action by the LOFT Oversight Committee shall require
2 the vote of at least four (4) members from each house of the
3 Legislature in favor of the question to be considered adopted.

4 10.7 - Requests for Action.

5 (a) The Legislative Office of Fiscal Transparency shall be
6 required to submit a proposed work plan to the LOFT Oversight
7 Committee for approval. If the LOFT Oversight Committee adopts the
8 proposed work plan, LOFT shall be authorized to conduct any
9 necessary action to complete the work plan.

10 (b) No member of the Legislature shall be authorized to use
11 LOFT resources to conduct investigations, evaluations, or audits
12 except as otherwise approved by the LOFT Oversight Committee or
13 allowed by law.

14 10.8 - Executive Director.

15 (a) The LOFT Oversight Committee shall make an annual
16 recommendation to both the Speaker of the House of Representatives
17 and the President Pro Tempore of the Senate for retention or
18 termination of the Executive Director.

19 (b) The LOFT Executive Director shall be evaluated annually and
20 must be retained by both the Speaker of the House of Representatives
21 and the President Pro Tempore of the Senate.

22
23 DIRECT TO CALENDAR.
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