

STATE OF OKLAHOMA

2nd Session of the 57th Legislature (2020)

SENATE CONCURRENT
RESOLUTION 10

By: David of the Senate
and
Echols of the House

AS INTRODUCED

A Concurrent Resolution relating to Joint Rules;
amending Joint Rules for the 57th Legislature.

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

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

JOINT RULES

57th OKLAHOMA LEGISLATURE

2019-2020

PREAMBLE

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

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RULE ONE

JOINT SESSIONS

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

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

RULE TWO

COMMUNICATIONS BETWEEN SENATE AND HOUSE

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

RULE THREE

AVAILABILITY OF LEGISLATION

Neither chamber of the Oklahoma Legislature shall consider legislation unless said legislation has been made available on a

1 previous legislative day to the members of the chamber then having
2 custody of the measure.

3 RULE FOUR

4 JOINT COMMITTEE ON APPROPRIATIONS AND BUDGET

5 4.1 - Composition and Title.

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

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

22 4.2 - Co-Chairs and Co-Vice Chairs.

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

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

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

12 4.3 - Timing of Meetings.

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

17 4.4 - Notice of Meetings.

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

23 4.5 - Open Meetings.

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

1 4.6 - Calendars of Business.

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

6 4.7 - Authority of the Co-Chairs or Co-Vice Chairs.

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

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

15 4.8 - Quorum.

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

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

24 4.9 - Amendments.

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

4 4.10 - Voting.

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

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

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

15 4.11 - Recommendations.

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

18 (b) Upon adoption of a favorable recommendation by the Joint
19 Committee, the Co-Chairs shall cause a joint committee report to be
20 created recording the ayes and the nays. Said report shall be filed
21 with the chief legislative officer of the recommended legislation's
22 chamber of origin.
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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 4.12 - 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 of
20 Representatives and Senate and shall be made available to the public
21 on a legislative day prior to consideration in the chamber of
22 origin.

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

4 4.13 - Consideration in Chamber of Origin.

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

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

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

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

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

22 4.14 - Consideration in the Opposite Chamber.

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

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

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

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

12 4.15 - Deadlines.

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

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

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

24 4.16 - Security.

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

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

12 RULE FIVE

13 CONFERENCE COMMITTEES

14 5.1 - Procedures.

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

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

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

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

21 (e) It shall be within the exclusive jurisdiction of the
22 chamber of origin:
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1 1. to determine the germaneness of all amendments proposed by
2 the opposite chamber to the bills and joint resolutions of the
3 chamber of origin; and

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

8 5.2 - Joint Conference Calendar.

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

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

21 RULE SIX

22 RECALL OF MEASURES FROM GOVERNOR

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

12 RULE SEVEN

13 LEGISLATIVE SCHEDULE

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

16 1. January 17, 2019, no later than 4:00 p.m., shall be the
17 deadline for introduction of bills and joint resolutions in the
18 Senate and House of Representatives for consideration on the floor
19 of the House of Representatives or Senate during the First Regular
20 Session.

21 2. March 14, 2019, shall be the final legislative day for Third
22 Reading and Final Passage of a bill or joint resolution in the
23 chamber of origin.
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1 3. April 25, 2019, shall be the final legislative day for Third
2 Reading and Final Passage of a bill or joint resolution in the
3 chamber opposite the chamber of origin.

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

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

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

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

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

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

1 4. March 12, 2020, 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 5. The Second Regular Session of the 57th Oklahoma Legislature
5 shall adjourn sine die not later than 5:00 p.m. on May 29, 2020.

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

10 (c) This schedule may be amended or modified by the adoption of
11 a concurrent resolution by a majority vote of the membership of each
12 chamber.

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

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

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

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

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

18 (i) This schedule shall be inapplicable to any bill or joint
19 resolution authored by the chairs and vice-chairs of the Senate
20 Appropriations Committee and the House Appropriations and Budget
21 Committee which affects the receipt, expenditure or budgeting of
22 state funds or funds under the control of an entity created by state
23 law.

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

6 RULE EIGHT

7 ADOPTION, AMENDMENT OR SUSPENSION OF JOINT RULES

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

14 (b) Any Joint Rule or a portion thereof, except such joint
15 rules as are expressions of requirements contained within the
16 Oklahoma Constitution, may be suspended by a two-thirds (2/3) vote
17 of the membership of each chamber; provided, a joint rule that does
18 not express a constitutional requirement may be suspended by a two-
19 thirds (2/3) vote of the membership of a single chamber on a matter
20 affecting actions of that chamber only. In the event a joint rule
21 is suspended in one chamber pursuant to this provision, the chamber
22 adopting the suspension shall immediately notify the opposite
23 chamber by message.

24 RULE NINE

DURATION OF JOINT RULES

Joint Rules adopted in 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.

RULE TEN

OVERSIGHT COMMITTEE FOR THE LEGISLATIVE OFFICE FOR FISCAL
TRANSPARENCY

10.1 - Composition and Title.

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

10.2 - Timing of Meetings.

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

10.3 - Notice of Meetings.

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

1 10.4 - Authority of the Co-Chairs.

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

5 (b) Except as otherwise provided for by this Rule, Mason's
6 Manual of Legislative Procedure shall govern the conduct of meetings
7 of the LOFT Oversight Committee; provided, the Co-Chairs may
8 establish procedures for the conduct of meetings of the Committee.

9 10.5 - Quorum.

10 A quorum of the LOFT Oversight Committee shall consist of at
11 least eight (8) members; provided, any action by the Committee shall
12 require the vote of at least four (4) members from each house of the
13 Legislature.

14 10.6 - Voting.

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

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

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

21 10.7 - Requests for Action.

22 (a) The Legislative Office of Fiscal Transparency shall be
23 required to submit a proposed work plan to the LOFT Oversight
24 Committee for approval. If the LOFT Oversight Committee adopts the

1 proposed work plan, LOFT shall be authorized to conduct any necessary
2 action to complete the work plan.

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

6 10.8 - Executive Director.

7 (a) The LOFT Oversight Committee shall make an annual
8 recommendation to both the Speaker of the House of Representatives
9 and the President Pro Tempore of the Senate for retention or
10 termination of the Executive Director.

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

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