

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 58th Legislature (2021)

4 HOUSE CONCURRENT
5 RESOLUTION 1001

By: McCall of the House

and

Treat of the Senate

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9 AS INTRODUCED

10 A Concurrent Resolution relating to Joint Rules;
11 amending Joint Rules for the 58th Legislature.

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13 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 1ST SESSION OF
14 THE 58TH OKLAHOMA LEGISLATURE, THE SENATE CONCURRING THEREIN:

15 JOINT RULES

16 ~~57th~~ 58th OKLAHOMA LEGISLATURE

17 ~~2019-2020~~ 2021-2022

18 PREAMBLE

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

22 RULE ONE

23 JOINT SESSIONS

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

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

10 RULE TWO

11 COMMUNICATIONS BETWEEN SENATE AND HOUSE

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

18 RULE THREE

19 AVAILABILITY OF LEGISLATION

20 Neither chamber of the Oklahoma Legislature shall consider
21 legislation unless said legislation has been made available on a
22 previous legislative day to the members of the chamber then having
23 custody of the measure.

24 RULE FOUR

1 JOINT COMMITTEE ON APPROPRIATIONS AND BUDGET

2 4.1 - Composition and Title.

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

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

19 4.2 - Co-Chairs and Co-Vice Chairs.

20 (a) The Chairs and Vice Chairs of the Senate Committee on
21 Appropriations and the House Committee on Appropriations and Budget
22 shall serve as Co-Chairs and Co-Vice Chairs of the Joint Committee,
23 unless another Co-Chair or Co-Vice Chair is appointed by the
24

1 President Pro Tempore of the Senate or the Speaker of the House of
2 Representatives for his or her respective chamber.

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

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

10 4.3 - Timing of Meetings.

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

15 4.4 - Notice of Meetings.

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

21 4.5 - Open Meetings.

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

23 4.6 - Calendars of Business.

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

5 4.7 - Authority of the Co-Chairs or Co-Vice Chairs.

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

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

14 4.8 - Quorum.

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

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

23 4.9 - Amendments.
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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

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

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

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~~ 58th Oklahoma
15 Legislature shall adhere to the following procedure schedule:

16 1. ~~January 17, 2019~~ January 21, 2021, no later than 4:00 p.m.,
17 shall be the deadline for introduction of bills and joint
18 resolutions in the Senate and House of Representatives for
19 consideration on the floor of the House of Representatives or Senate
20 during the First Regular Session.

21 2. ~~March 14, 2019~~ March 11, 2021, shall be the final
22 legislative day for Third Reading and Final Passage of a bill or
23 joint resolution in the chamber of origin.

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1 3. ~~April 25, 2019~~ April 22, 2021, shall be the final
2 legislative day for Third Reading and Final Passage of a bill or
3 joint resolution in the chamber opposite the chamber of origin.

4 4. The First Regular Session of the ~~57th~~ 58th Oklahoma
5 Legislature shall adjourn sine die not later than 5:00 p.m. on ~~May~~
6 ~~31, 2019~~ May 28, 2021.

7 ~~4.~~ 5. Upon a two-thirds (2/3) vote of the membership of both
8 chambers, a bill or joint resolution may be exempted from all
9 deadline dates in both chambers; provided, each chamber may adopt
10 rules which supersede the provisions of this Rule.

11 (b) The Second Regular Session of the ~~57th~~ 58th Oklahoma
12 Legislature shall adhere to the following procedure schedule:

13 1. ~~December 13, 2019~~ December 10, 2021, shall be the final date
14 for requesting the drafting of bills and joint resolutions in the
15 House of Representatives and Senate for introduction for
16 consideration during the Second Regular Session.

17 2. ~~January 16, 2020~~ January 20, 2022, no later than 4:00 p.m.,
18 shall be the deadline for introduction of bills and joint
19 resolutions in the Senate and House of Representatives for
20 consideration on the floor of the House of Representatives or Senate
21 during the Second Regular Session.

22 3. The Second Regular Session of the ~~57th~~ 58th Oklahoma
23 Legislature shall convene at twelve noon on ~~February 3, 2020~~
24 February 7, 2022.

1 4. ~~March 12, 2020~~ March 17, 2022, shall be the final
2 legislative day for Third Reading and Final Passage of a bill or
3 joint resolution in the chamber of origin.

4 5. April 28, 2022, 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 6. The Second Regular Session of the ~~57th~~ 58th Oklahoma
8 Legislature shall adjourn sine die not later than 5:00 p.m. on ~~May~~
9 ~~29, 2020~~ May 27, 2022.

10 ~~6.~~ 7. Upon a two-thirds (2/3) vote of the membership of both
11 chambers, a bill or joint resolution can be exempted from all
12 deadline dates in both chambers; provided, each chamber may adopt
13 rules which supersede the provisions of this Rule.

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

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

23 (e) This schedule shall be inapplicable to any bills introduced
24 for the purposes of incorporating and merging different versions of

1 a statute amended in more than one measure at the same or different
2 sessions of the Legislature as set forth in Section 23.1 of Title 75
3 of the Oklahoma Statutes.

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

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

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

21 (i) This schedule shall be inapplicable to any bill or joint
22 resolution authored by the chairs and vice-chairs of the Senate
23 Appropriations Committee and the House Appropriations and Budget
24 Committee which affects the receipt, expenditure or budgeting of

1 state funds or funds under the control of an entity created by state
2 law.

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

8 (k) This schedule shall be inapplicable to any bill or joint
9 resolution authored by the President Pro Tempore of the Senate and
10 the Speaker of the House of Representatives which provides for
11 redistricting.

12 RULE EIGHT

13 ADOPTION, AMENDMENT OR SUSPENSION OF JOINT RULES

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

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

1 thirds (2/3) vote of the membership of a single chamber on a matter
2 affecting actions of that chamber only. In the event a joint rule
3 is suspended in one chamber pursuant to this provision, the chamber
4 adopting the suspension shall immediately notify the opposite
5 chamber by message.

6 RULE ~~TEN~~ NINE

7 OVERSIGHT COMMITTEE FOR THE LEGISLATIVE OFFICE FOR FISCAL
8 TRANSPARENCY

9 ~~10.1~~ 9.1 - Composition and Title.

10 There shall be constituted an oversight committee whose
11 membership is composed of members of the House of Representatives
12 and of the Senate. The oversight committee as set forth in Section
13 8013 of Title 62 of the Oklahoma Statutes shall be styled as the
14 Oversight Committee for the Legislative Office of Fiscal
15 Transparency and shall be hereinafter referenced in this Rule as the
16 "LOFT Oversight Committee".

17 ~~10.2~~ 9.2 - Timing of Meetings.

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

20 ~~10.3~~ 9.3 - Notice of Meetings.

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

~~10.4~~ 9.4 - Authority of the Co-Chairs.

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

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

~~10.5~~ 9.5 - Quorum.

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

~~10.6~~ 9.6 - Voting.

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

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

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

~~10.7~~ 9.7 - Requests for Action.

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

1 proposed work plan, LOFT shall be authorized to conduct any
2 necessary 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
6 law.

7 ~~10.8~~ 9.8 - Executive Director.

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

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

15 RULE ~~NINE~~ TEN

16 DURATION OF JOINT RULES

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

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22 DIRECT TO CALENDAR.
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