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**BILL REQUEST - CODE REVISER'S OFFICE**

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BILL REQ. #: S-2448.1/15

ATTY/TYPIST: ML:eab

BRIEF DESCRIPTION: Modifying rule 45 of the permanent rules of the  
Senate.

1           WHEREAS, The Senate adopted permanent rules for the 2015-2017  
2 biennium under Senate Resolution 8601; and

3           WHEREAS, The notice requirements set forth in Senate Rule 35 have  
4 been satisfied;

5           NOW, THEREFORE, BE IT RESOLVED, That Rule 45 is amended as  
6 follows:

7           "**Rule 45. 1. a.** At least five days' notice shall be given of all  
8 public hearings held by any committee other than the rules committee.  
9 Such notice shall contain the date, time and place of such hearing  
10 together with the title and number of each bill, or identification of  
11 the subject matter, to be considered at such hearing. By a majority  
12 vote of the committee members present at any committee meeting such  
13 notice may be dispensed with. The reason for such action shall be set  
14 forth in a written statement preserved in the records of the meeting.  
15 To the extent practicable, testimony in public hearings should be  
16 balanced between those in support of and in opposition to proposed  
17 legislation, with consideration given to providing an opportunity for  
18 members of the public to testify within available time. If a person  
19 indicates that he or she wishes to testify and is not able to do so  
20 within available time, the bill report must contain the person's name  
21 and position on the bill.

1        b. At least five days' notice must be given of all work sessions  
2 held by any committee other than the rules committee. The notice must  
3 contain the date, time, and place of the work session, together with  
4 the subject matter to be considered during the work session. A list  
5 of the organizations or individuals that have been invited to  
6 participate in a work session must be available for review upon  
7 request at least forty-eight hours prior to the work session. In a  
8 work session where the matter under consideration involves an issue  
9 with competing viewpoints, if presenters representing one viewpoint  
10 are given an opportunity to participate, an organization or  
11 individual representing the other viewpoint must also be invited to  
12 participate.

13        2. No committee may hold a public hearing during a regular or  
14 extraordinary session on a proposal identified as a draft unless the  
15 draft has been made available to the public at least twenty-four  
16 hours prior to the hearing. This rule does not apply during the five  
17 days prior to any cutoff established by concurrent resolution nor  
18 does it apply to any measure exempted from the resolution.

19        3. During its consideration of or vote on any bill, resolution or  
20 memorial, the deliberations of any committee or subcommittee of the  
21 senate shall be open to the public. In case of any disturbance or  
22 disorderly conduct at any such deliberations, the chair shall order  
23 the sergeant at arms to suppress the same and may order the meeting  
24 closed to any person or persons creating such disturbance.

25        4. No committee shall amend a measure, adopt a substitute bill,  
26 or vote upon any measure or appointment absent a quorum. A committee  
27 may conduct a hearing absent a quorum. A majority of any committee  
28 shall constitute a quorum and committees shall be considered to have  
29 a quorum present unless the question is raised. Any question as to  
30 quorum not raised at the time of the committee action is deemed  
31 waived.

32        5. Bills reported to the senate from a standing committee must  
33 have a majority report, which shall be prepared upon a printed  
34 standing committee report form; shall be adopted at a regularly or  
35 specially called meeting during a legislative session and shall be  
36 signed by a majority of the committee; and shall carry only one of  
37 the following recommendations:

38        a. Do pass;

1 b. Do pass as amended;

2 c. That a substitute bill be substituted therefor, and the  
3 substitute bill do pass; or

4 d. Without recommendation.

5 In addition to one of the above-listed recommendations, a report  
6 may also recommend that a bill be referred to another committee.

7 6. A majority report of a committee must carry the signatures of  
8 a majority of the members of the committee. In the event a committee  
9 has a quorum pursuant to subsection 4 of this rule, subject to the  
10 limitation of subsection 12 of this rule, a majority of the members  
11 present may act on a measure, subject to obtaining the signatures of  
12 a majority of the members of the committee on the majority report.

13 7. Any measure, appointment, substitute bill, or amendment still  
14 within a committee's possession before it has been reported out to  
15 the full senate may be reconsidered to correct an error, change  
16 language, or otherwise accurately reflect the will of the committee  
17 in its majority and minority reports to the full senate. Any such  
18 reconsideration may be made at any time, by any member of the  
19 committee, provided that the committee has not yet reported the  
20 measure, appointment, substitute bill, or amendment out to the full  
21 senate. Any such reconsideration made after a vote has been taken or  
22 signatures obtained will require a new vote and signature sheet. Any  
23 measure which does not receive a majority vote of the members present  
24 may be reconsidered at that meeting and may again be considered upon  
25 motion of any committee member if one day's notice of said motion is  
26 provided to all committee members. For purposes of this rule, a  
27 committee is deemed to have reported a measure, appointment,  
28 substitute bill, or amendment out when it has delivered its majority  
29 and minority reports to the senate workroom. After such delivery, the  
30 committee no longer has possession of the measure, appointment,  
31 substitute bill, or amendment and no further committee action,  
32 including reconsideration, may be taken.

33 8. Any member of the committee not concurring in the majority  
34 report may sign a minority report containing a recommendation of "do  
35 not pass" or "without recommendation," which shall be signed by those  
36 members of the committee subscribing thereto, and submitted with the  
37 majority report. Unless the signatory of a minority report expressly  
38 indicates a "do not pass" recommendation, the member's vote shall be

1 deemed to be "without recommendation." In every case where a majority  
2 report form is circulated for signature, a minority report form shall  
3 also be circulated.

4 9. When a committee reports a substitute for an original bill  
5 with the recommendation that the substitute bill do pass, it shall be  
6 in order to read the substitute bill the first time and have the same  
7 ordered printed.

8 A motion for the substitution of the substitute bill for the  
9 original bill shall not be in order until the committee on rules  
10 places the original bill on the second reading calendar.

11 10. No vote in any committee shall be taken by secret ballot nor  
12 shall any committee have a policy of secrecy as to any vote on action  
13 taken in such committee.

14 11. All reports of standing committees must be on the secretary's  
15 desk one hour prior to convening of the session in order to be read  
16 at said session. During any special session of the legislature, this  
17 rule may be suspended by a majority vote.

18 12. When a standing committee is operated by cochairs, the  
19 committee may not vote upon any measure or appointment without the  
20 consent of each cochair."

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