

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 52nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON RULES

Call to Order: By Chairman Jerry Driscoll, on January 17, 1991,
at 11:06 a.m.

ROLL CALL

Members Present:

Jerry Driscoll, Chair (D)
Hal Harper, Vice-Chair (D)
Dave Brown (D)
Paula Darko (D)
Larry Grinde (R)
Mike Kadas (D)
John Mercer (R)
Jim Rice (R)
Angela Russell (D)
Bill Strizich (D)
Chuck Swysgood (R)

Staff Present: Greg Petesch, Attorney for Legislative Council

Please Note: These are summary minutes. Testimony and
discussion are paraphrased and condensed.

Announcements/Discussion:

SENATE JOINT RESOLUTION 4.
(See Attachment 1)

Senator Fred Van Valkenburg, bill sponsor, spoke to the
committee to explain the following changes from the pre-session
January 3, 1991 Rules Meeting, concerning Senate Joint Resolution
No. 4.

Page 5 - Lines 23-24 - delete the word "triplicate" and insert
"duplicate, with an additional title page;"

Sen. Van Valkenburg: Purpose for this change; printed
third copy is for the press. The press keeps the title page and
throws the rest of the bill away. Legislative Council requests
that they only print two copies of the bill along with an
additional title page. The title page would be the press copy.
This will cut down on expensive printing.

Page 8 - Line 15 - delete "Rules" and insert "Rule". Delete "and
30-60".

Sen. Van Valkenburg: This is a technical change to conform with a previous change. Striking reference to a rule that is later amended.

Page 10 - Line 13 - Insert "Joint".

Sen. Van Valkenburg: This is to make clear that the resolution for the estimation of revenue would be a joint House/Senate responsibility.

Page 10 - Lines 20-21 - Delete "The reports must be issued on the 40th day and the 60th day."

Sen. Van Valkenburg: Purpose of this change is to allow the Revenue Oversight Committee the discretion to issue their reports with respect to current revenue estimates.

Currently the transmittal deadlines require that Joint Revenue Estimating Resolution be transmitted on the 60th day. It is not appropriate that the committee be required to issue their report the same day as the transmittal deadline. Any particular deadline would tie the hands of the Revenue Oversight Committee. The rule should refer to periodic reports rather than specific days.

Sen. Gage did attempt to amend SJR 4. This concerns study resolutions requiring interim studies to be only mandated by the legislature through the joint resolution process.

Sen. Van Valkenburg: Explained to the committee the following rule changes from the 51st Legislative Session.

1) Page 9 - Line 18 - Insert "(b) further amendment of the disputed amendment."

Sen. Van Valkenburg: We define a conference committee as one that not only has the power to except or reject a disputed amendment but one that can further amend a disputed amendment.

2) Page 23

The new rule eliminates the requirement that bills be red lined so that they conform to the enrolling process. This will streamline the production of session laws and guarantee that deleted matter is shown as stricken in the session laws.

3. Page 26

Transmittal deadlines - Amendments to general bills and resolutions changed from the 70th day to the 73rd day.

Amendments to revenue bills changed from the 83rd day to the 82nd day.

Rep. Driscoll: Rep. Thomas has a bill in this session, that allows for fax signature when we are out of session. (To vote on a veto override). The bill also addresses the final vote on a bill. If this bill passes and becomes law we need to interpret it, or tell the Secretary of State or have another Rules Committee.

Also, the bill addresses the Governor amending a bill, if we reject his amendment and it goes back to him, what is the final vote, if he vetoes it?

Rep. Van Valkenburg closes.

Executive Session:


MOTION by Rep. Harper: I move that we concur in Senate Joint Resolution 4.

Motion **CARRIED** by unanimous vote.

ADJOURNMENT

Adjournment: 11:35


JERRY DRISCOLL, Chair


PAT JACOBSON, Secretary

JLD/phj

RULES COMMITTEE

DATE 1-17-91

PRESENT ABSENT EXCUSED

[illegible]

CSRULES.MAN

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Mr. Speaker: We, the committee on Rules report that Senate Joint Resolution 4 (third reading copy -- blue) be concurred in.

Signed: 
Jerry Driscoll, Chairman

Carried by: Rep. Driscoll

ATTACHMENT 1

1 SENATE JOINT RESOLUTION NO. 4

2 INTRODUCED BY VAN VALKENBURG, DRISCOLL

3 BY REQUEST OF THE JOINT RULES COMMITTEE

4

5 A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF

6 REPRESENTATIVES OF THE STATE OF MONTANA TO ADOPT JOINT RULES

7 TO GOVERN THEIR PROCEEDINGS.

8

9 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE

10 OF REPRESENTATIVES OF THE STATE OF MONTANA:

11 That the following joint rules be adopted:

12 CHAPTER 10

13 ADMINISTRATION

14 10-10. Time of meeting. Each house may order its time
15 of meeting.

16 10-20. Legislative day -- duration. (1) If either house
17 is in session on a given day, that day constitutes a
18 legislative day.

19 (2) A legislative day for a house ends either 24 hours
20 after that house convenes for the day or at the time the
21 house convenes for the following legislative day, whichever
22 is earlier.

23 10-30. Schedules. The presiding officer of each house
24 shall coordinate its schedule to accommodate the workload of
25 the other house.

1 10-40. Adjournment -- recess -- meeting place. A house
2 may not, without the consent of the other, adjourn or recess
3 for more than 3 days or to any place other than that in
4 which the two houses are sitting (Montana Constitution, Art.
5 V, Sec. 10(5)).

6 10-50. Access of press. Subject to the presiding
7 officer's discretion on issues of decorum and order, an
8 accredited press representative may not be prohibited from
9 photographing, televising, or recording a legislative
10 meeting or hearing.

11 10-60. Conflict of interest. A member who has a
12 personal or private interest in any measure or bill proposed
13 or pending before the legislature shall disclose the fact to
14 the house of which he is a member.

15 10-70. Telephone calls. (1) Long distance telephone
16 calls made by a member while the legislature is in session
17 or the member is in travel status are considered official
18 legislative business. These include, but are not limited to,
19 calls made to constituencies, places of business, and family
20 members.

21 (2) Session staff, including aides and interns, may use
22 telephones for long distance calls only if specifically
23 authorized to do so by their legislative sponsor or
24 supervisor. Sponsoring members and supervisors are
25 accountable for use of state telephones by their staff.

THIRD READING