

**SENATE RESOLUTION NO. 1**

**INTRODUCED BY STEPHENS**

**IN THE SENATE**

**January 6, 1981**

**Introduced and referred  
to Committee on Rules.**

**January 12, 1981**

**Committee recommend bill  
do pass as amended. Report  
adopted.**

**January 13, 1981**

**Printed and placed on  
members' desks.**

**January 14, 1981**

**Second reading, do pass.**

1 SENATE RESOLUTION NO.  L   
2 INTRODUCED BY  STEPHENS

3  
4 A RESOLUTION OF THE SENATE OF THE STATE OF MONTANA TO ADOPT  
5 RULES TO GOVERN ITS PROCEEDINGS IN ADDITION TO THE JOINT  
6 RULES.

7  
8 BE IT RESOLVED BY THE SENATE OF THE STATE OF MONTANA:

9 That the following rules are adopted:

10 SENATE RULES

11 CHAPTER 1

12 Presiding Officer -- Decorum,

13 Order and Debate

14 S1-1. The senate shall choose a president from its  
15 membership who shall be the presiding officer. In case of  
16 the absence or disqualification of the president, the  
17 president pro tempore of the senate shall perform the duties  
18 of the president until the vacancy is filled or the  
19 disability removed.

20 S1-2. The senate shall, at the beginning of each  
21 regular session, and at such other times as may be  
22 necessary, elect one of its members president pro tempore.  
23 The senate shall choose its other officers, and shall be the  
24 judge of the elections, returns, and qualifications of its  
25 members.

1 S1-3. The president and president pro tempore, when  
2 acting as presiding officer of the senate, shall vote as any  
3 other member of the senate.

4 S1-4. The president may name a senator to perform the  
5 duties of the chair, when the president pro tempore is not  
6 present in the senate chamber. The senator who is so named  
7 is vested during such time with all the powers of the  
8 president; but he does not lose the right to vote on any  
9 question while presiding.

10 S1-5. No senator shall speak more than twice on any  
11 one motion or question without unanimous consent of the  
12 senate, unless he has introduced or proposed the motion or  
13 question under debate, in which case he may speak twice and  
14 also close the debate. However, a senator who has spoken  
15 shall not speak again on the same motion or question to the  
16 exclusion of a senator who has not spoken.

17 S1-6. On order of business No. 8 -- In addition to  
18 other methods a recorded vote may be made in the following  
19 manner: the chair may call for a voice vote to accept or  
20 reject a question. If the vote is other than unanimous, the  
21 chair may ask that the lesser number on the question  
22 indicate their vote by standing. The secretary will then  
23 record the vote of those standing. The chair may then rule  
24 that unless excused those not standing and present have  
25 voted on the prevailing side of the question and that their

1 vote be recorded as such. If there was a unanimous voice  
2 vote, all those present will be recorded as having voted for  
3 the question.

4 S1-7. Only the following persons may be admitted to  
5 the floor of the senate during sessions: legislators,  
6 legislative officers and employees whose presence is  
7 necessary for the conduct of the business of the session,  
8 accredited members of the press, radio and television,  
9 former legislators. The rules committee shall be allowed to  
10 make exceptions for visiting dignitaries.

#### 11 CHAPTER 4

##### 12 Order of Business

13 S4-1. On order of business No. 2 (reports of standing  
14 committees), no debate shall be had on any report unless a  
15 minority report or a report without recommendation has been  
16 submitted. Any member seeking a reconsideration of the  
17 senate's action on the adoption of a committee report shall  
18 do so on order of business No. 6 by motion to reconsider.  
19 Any member may make such motion and need not have voted on  
20 the prevailing side. This rule shall apply notwithstanding  
21 any joint rule to the contrary.

22 A bill reported from committee without recommendation  
23 shall be ordered printed and placed on second reading.

#### 24 CHAPTER 5

##### 25 Motions

1 S5-1. All proper motions on second reading are  
2 debatable. If a motion to reconsider third reading action  
3 on a bill or resolution is carried, there shall be no  
4 further action on that bill or resolution until the  
5 succeeding legislative day.

#### 6 CHAPTER 7

##### 7 Committees

8 S7-1. The senate shall elect a committee on committees  
9 consisting of 5 members, except when the senate is evenly  
10 divided between parties, when the committee on committees  
11 shall consist of 6 members, 3 from each party. The committee  
12 on committees, with the approval of the senate, shall  
13 appoint standing and select committees of the senate, and  
14 senate membership on joint committees except conference  
15 committees and special committees. The president shall  
16 appoint all conference committees and special committees  
17 with the advice of the majority and minority floor leaders.  
18 The senate may change the membership of any committee on one  
19 day's notice.

20 The standing committees of the senate are as follows:

- 21 1. Agriculture, Livestock and Irrigation
- 22 2. Bills and Journal
- 23 3. Business and Industry
- 24 4. Education
- 25 5. Finance and Claims

- 1 6. Highways and Transportation  
 2 7. Judiciary  
 3 8. Labor and Employment Relations  
 4 9. Legislative Administration  
 5 10. Local Government  
 6 11. Natural Resources  
 7 12. Fish and Game  
 8 13. Public Health, Welfare and Safety  
 9 14. Rules  
 10 15. State Administration  
 11 16. Taxation

12 S7-2. The majority floor leader shall be an ex officio  
 13 member of all committees in order to establish a quorum.

14 S7-3. When a conference committee report is filed with  
 15 the secretary, the same shall be read under order of  
 16 business No. 3, Select Committees, and placed on the  
 17 calendar the succeeding legislative day for consideration on  
 18 second reading. If recommended favorably by the committee  
 19 of the whole, it may be considered on third reading the same  
 20 legislative day.

21 S7-4. Pairs in committee are prohibited.

#### 22 CHAPTER 8

##### 23 Rules and Journal

24 S8-1. (1) A motion to amend or adopt a rule of the  
 25 senate shall be referred to the committee on rules without

1 debate. A rule of the senate may only be amended or adopted  
 2 with the concurrence of a majority of the senate and after  
 3 one day's notice.

4 (2) A rule may be suspended temporarily by a  
 5 two-thirds vote.

6 S8-2. Mason's Manual of Legislative Procedure governs  
 7 the proceedings of the senate in all cases not covered by  
 8 these rules.

#### 9 CHAPTER 10

##### 10 Nominations from the Governor

11 S10-1. The governor shall nominate, and by and with  
 12 the consent of the senate, appoint all officers whose  
 13 offices are established by the constitution or which may be  
 14 created by law, and whose appointment or election is not  
 15 otherwise provided for. If during a recess of the senate a  
 16 vacancy occurs in any such office, the governor shall  
 17 appoint some fit person to discharge the duties thereof  
 18 until the next meeting of the senate, when he shall nominate  
 19 some person to fill such office.

20 S10-2. When nominations are sent by the governor to  
 21 the senate for confirmation, they shall not be acted on  
 22 before the next succeeding legislative day, except  
 23 nominations sent by the governor on the last legislative day  
 24 of the session, which shall be acted upon that day.

-End-

Approved by Comm.  
on Rules

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 15    membership who shall be the presiding officer. In case of  
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 21    regular session, and at such other times as may be  
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 23    The senate shall choose its other officers, and shall be the  
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