

SENATE RESOLUTION NO. 1  
INTRODUCED BY HAZELBAKER

IN THE SENATE

January 3, 1983	Introduced and referred to Committee on Rules.
January 10, 1983	Committee recommend bill do pass. Report adopted.
January 11, 1983	Bill printed and placed on members' desks.
January 12, 1983	Second reading, do pass.  Sent to enrolling.  Reported correctly enrolled.

SENATE RESOLUTION NO. 1INTRODUCED BY HAZELBAKER

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

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF MONTANA:

That the following rules are adopted:

## CHAPTER 1

## Presiding Officer -- Decorum,

## Order, and Debate

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

§1-2. The senate shall, at the beginning of each regular session, and at such other times as may be necessary, elect one of its members president pro tempore. The senate shall choose its other officers and shall be the judge of the elections, returns, and qualifications of its

members.

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

§1-4. The president may name a senator to perform the duties of the chair when the president pro tempore is not present in the senate chamber. The senator who is so named is vested during such time with all the powers of the president, but he does not lose the right to vote on any question while presiding.

§1-5. No senator shall speak more than twice on any one motion or question without unanimous consent of the senate, unless he has introduced or proposed the motion or question under debate, in which case he may speak twice and also close the debate. However, a senator who has spoken shall not speak again on the same motion or question to the exclusion of a senator who has not spoken.

§1-6. On order of business No. 8 (second reading of bills), in addition to other methods a recorded vote may be made in the following manner: the chair may call for a voice vote to accept or reject a question. If the vote is other than unanimous, the chair may ask that the lesser number on the question indicate their vote by standing. The secretary

INTRODUCED BILL

1 will then record the vote of those standing. The chair may  
2 then rule that unless excused those not standing and present  
3 have voted on the prevailing side of the question and that  
4 their vote be recorded as such. If there was a unanimous  
5 voice vote, all those present will be recorded as having  
6 voted for the question.

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

#### 14 CHAPTER 4

##### 15 Order of Business

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

#### 1 CHAPTER 5

##### 2 Motions

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

#### 8 CHAPTER 7

##### 9 Committees

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

22 The standing committees of the senate are as follows:

23 1. Agriculture, Livestock and Irrigation

1        2. Bills and Journal  
 2        3. Business and Industry  
 3        4. Education and Cultural Resources  
 4        5. Finance and Claims  
 5        6. Highways and Transportation  
 6        7. Judiciary  
 7        8. Labor and Employment Relations  
 8        9. Legislative Administration  
 9        10. Local Government  
 10       11. Natural Resources  
 11       12. Fish and Game  
 12       13. Public Health, Welfare and Safety  
 13       14. Rules  
 14       15. State Administration  
 15       16. Taxation  
 16       57-2. The majority floor leader shall be an ex officio  
 17 member of all committees in order to establish a quorum.

1        57-3. When a conference committee report is filed with  
 2 the secretary, the same shall be read under order of  
 3 business No. 3, select committees, and placed on the  
 4 calendar the succeeding legislative day for consideration on  
 5 second reading. If recommended favorably by the committee  
 6 of the whole, it may be considered on third reading the same  
 7 legislative day.

8        57-4. Pairs in standing committee and committee of the  
 9 whole are prohibited.

## CHAPTER 8

## Rules and Journal

12       58-1. (1) A motion to amend or adopt a rule of the  
 13 senate shall be referred to the committee on rules without  
 14 debate. A rule of the senate may be amended or adopted only  
 15 with the concurrence of a majority of the senate and after  
 16 one day's notice.

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

19       58-2. Mason's Manual of Legislative Procedure governs  
 20 the proceedings of the senate in all cases not covered by  
 21 these rules.

## CHAPTER 10

## Nominations from the Governor

1       S10-1. The governor shall nominate and, by and with  
2 the consent of the senate, appoint all officers whose  
3 offices are established by the constitution or which may be  
4 created by law, and whose appointment or election is not  
5 otherwise provided for. If during a recess of the senate a  
6 vacancy occurs in any such office, the governor shall  
7 appoint some fit person to discharge the duties thereof  
8 until the next meeting of the senate, when he shall nominate  
9 some person to fill such office.

10       S10-2. When nominations are sent by the governor to  
11 the senate for confirmation, they shall not be acted on  
12 before the next succeeding legislative day, except  
13 nominations sent by the governor on the last legislative day  
14 of the session, which shall be acted upon that day.

-End-

Approved by Comm.  
on Rules

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