

SENATE RESOLUTION NO. 1  
INTRODUCED BY VAN VALKENBURG

IN THE SENATE

January 7, 1985	Introduced and referred to Committee on Rules.
January 16, 1985	Committee recommend resolution be adopted as amended. Report adopted.
January 17, 1985	Resolution printed and placed on members' desks.
January 18, 1985	Second reading, adopted.  Sent to enrolling.  Reported correctly enrolled.

1                   SENATE RESOLUTION NO.   1    
 2   INTRODUCED BY   VAN VALKENBURG    
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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   NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF  
 9   MONTANA:

10       That the following rules be adopted:

11                   CHAPTER 1

12                   Presiding Officer -- Decorum,

13                   Order, and Debate

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



1 their vote be recorded as such. If there was a unanimous  
2 voice vote, all those present will be recorded as having  
3 voted for 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, and  
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 CHAPTER 5

##### 23 Motions

24 S5-1. All proper motions on second reading are  
25 debatable. If a motion to reconsider third reading action

1 on a bill or resolution is carried, there shall be no  
2 further action on that bill or resolution until the  
3 succeeding legislative day.

#### 4 CHAPTER 7

##### 5 Committees

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

18 The standing committees of the senate are as follows:

- 19 1. Agriculture, Livestock and Irrigation
- 20 2. Bills and Journal
- 21 3. Business and Industry
- 22 4. Education and Cultural Resources
- 23 5. Finance and Claims
- 24 6. Highways and Transportation
- 25 7. Judiciary

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

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

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

19       S7-4. Pairs in standing committee and committee of the  
 20 whole are prohibited.

21       S7-5. There is a select committee on long-range  
 22 building. The select committee shall meet jointly with the  
 23 Long-Range Building Subcommittee of the House Committee on  
 24 Appropriations to make recommendations on issues assigned to  
 25 the joint subcommittee. The select committee shall consider

1       and make recommendations to the Committee on Finance and  
 2 Claims concerning issues assigned to it by the President.  
 3       Select committee members may participate and vote as members  
 4 of the Committee on Finance and Claims on issues considered  
 5 by them as members of the select committee.

## CHAPTER 8

## Rules and Journal

8       S8-1. (1) A motion to amend or adopt a rule of the  
 9 senate shall be referred to the committee on rules without  
 10 debate. A rule of the senate may be amended or adopted only  
 11 with the concurrence of a majority of the senate and after  
 12 one day's notice.

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

15       S8-2. Mason's Manual of Legislative Procedure governs  
 16 the proceedings of the senate in all cases not covered by  
 17 these rules.

## CHAPTER 10

## Nominations from the Governor

19       S10-1. The governor shall nominate and, by and with  
 20 the consent of the senate, appoint all officers whose  
 21 offices are established by the constitution or which may be  
 22 created by law, and whose appointment or election is not  
 23 otherwise provided for. If during a recess of the senate a  
 24 vacancy occurs in any such office, the governor shall  
 25

1 appoint some fit person to discharge the duties thereof  
2 until the next meeting of the senate, when he shall nominate  
3 some person to fill such office.

4 S10-2. When nominations are sent by the governor to  
5 the senate for confirmation, they shall not be acted on  
6 before the next succeeding legislative day, except  
7 nominations sent by the governor on the last legislative day  
8 of the session, which shall be acted upon that day.

-End-

25

APPROVED BY COMMITTEE  
ON RULES

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acting as presiding officer of the senate, shall vote as any  
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 21 A MAJORITY VOTE OF THE COMMITTEE AUTHORIZE MEMBERS TO VOTE  
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 23 AUTHORIZATION FOR SUCH VOTING SHALL BE REFLECTED IN THE  
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