

SENATE COMMITTEE ON  
RULES AND ELECTIONS

Hearing Room H170  
Tapes 37 - 38

MEMBERS PRESENT:

Sen. Randy Miller, Chair  
Sen. Paul Phillips, Vice-Chair  
Sen. Brady Adams  
Sen. Shirley Gold  
Sen. Dick Springer

STAFF PRESENT:

Kristina McNitt, Committee Administrator  
Gretchen Haber, Committee Assistant

MEASURES HEARD:

Senate Rules: Public Hearing and Work Session

These minutes contain materials which paraphrase and/or summarize statements made during this session. Only text enclosed in quotation marks

report a speaker's exact words. For complete contents of the proceedings, please refer to the tapes.

TAPE 37A

003 CHAIR MILLER: Calls meeting to order at 10:05 a.m.

Public hearing on Senate Rules  
Witnesses: Senator Joan Dukes

019 SEN. JOAN DUKES: Explains proposed amendments: LC 2394-PA 1 (EXHIBIT A), LC 2394-PA 2 (EXHIBIT B) and LC 2394-PA 3 (EXHIBIT C).

> Reviews flow charts on formal procedure (EXHIBIT D) and informal procedure (EXHIBIT E) which outline the differences between the proposal and her amendments.

> Not sure why the committee chair and vice-chair would be involved at the beginning of the informal process. Explains that her amendments involve just Legislative Counsel and the President with the goal of making it less a political process.

> Amendments includes lobbyists and committee staff.

> Describes the LC 2394-PA 4 (EXHIBIT F), LC 2394-PA 5 (EXHIBIT G) and LC 2394-PA 6 (EXHIBIT H) proposed amendments.

> Notes that the intermediary should record the number of inquiries. Feels

this information would be helpful to monitor conduct without the filing of complaints.

106 CHAIR: Would the definition of lobbyist be those who are registered?

SEN. DUKES: Yes.

117 CHAIR recesses committee.

120 CHAIR reconvenes meeting

Work Session on Senate Rules

CHAIR: Notes the committee is working on the Proposed Senate Rules dated March 30, 1995 (EXH. I).

MOTION: CHAIR MILLER moves the adoption of the -PA2 amendment.

135 SEN. SPRINGER: Does not think it is necessary to include language concerning malicious or frivolous claims since legal action can be taken for that kind of conduct.

MOTION WITHDRAWN: CHAIR withdraws the motion.

149 CHAIR: Discusses including lobbyists in the rules.

MOTION: CHAIR MILLER moves to include lobbyists as subject to the rules of the Senate in Rule 18.01, (2) line 2 after the word "members".

MOTION ADOPTED: There are no objections.

CHAIR: Notes that in a past hearing, it was suggested that language on a "rape shield" be included. Reads language to be included (EXH. J).

MOTION: CHAIR MILLER moves to adopt the proposed language.

MOTION ADOPTED: There are no objections.

146 CHAIR: Read language that was sought to include immunity for intermediaries (see EXH. J).

MOTION: CHAIR MILLER moves to include the proposed language.

MOTION ADOPTED: There are no objections.

175 SEN. PHILLIPS: Talks about the malicious or frivolous claims issue discussed earlier.

MOTION: SEN. PHILLIPS moves to adopt the -PA2 amendments

and Springer MOTION PASSES: In a roll call vote, the motion carries with Senators Gold voting No.

CHAIR: Refers to LC 3826 amendment to the Senate Rules (EXH. K).

MOTION: SEN. PHILLIPS moves to adopt the LC 3826 amendment.

CHAIR: Talks about a resolution concerning an award in honor of the late Sen. Frank Roberts and refers to the -PA6 proposed amendment (see EXH. H).

SEN. PHILLIPS: Talks about an award for Victor Atiyeh and hopes awards are on a bipartisan approach.

MOTION PASSES: In a roll call vote, the motion carries with Senators Gold and Springer voting No.

248 CHAIR: Refers to LC 3826-1 concerning the process by which bills are introduced (EXH. L).

Suggests that the Senate follow the example of the House of Representatives allowing members to introduce two priority bills.

SEN. GOLD: Would members still have the opportunity to go to the Rules Committee?

McNITT: This would not preclude that opportunity.

SEN. SPRINGER: Don't see a reason to make a change now.

SEN. GOLD: Hopefully, this will cut down on the number of visits to the

Rules Committee.

MOTION: SEN. PHILLIPS moves to adopt the LC 3826-1 amendment.  
MOTION PASSES: In a roll call vote, the motion carries with Sen. Springer

voting no.

288 MOTION: SEN. SPRINGER moves to adopt the LC 2394-PA1 (see EXH. A).

SEN. PHILLIPS: Not sure it needs to specified in the Senate Rules.

MOTION FAILS: In a roll call vote, the motion fails with Senators Gold and

Springer voting AYE.

MOTION: SEN. SPRINGER moves to adopt the -PA6 amendment (see EXH. H).

MOTION FAILS: In a roll call vote, the motion fails with Senators Gold and

Springer voting AYE.

MOTION: SEN. PHILLIPS moves LC 2394 as amended.

MOTION: In a roll call vote, the motion carries with Senators Gold and

Springer voting No.

329 SEN. SPRINGER: Serves notice of possible minority report and is joined  
by Sen. Gold.

TAPE 38A

029 SEN. PHILLIPS: Thanks Sen. Dukes for her hard work and contribution to  
the Senate Rules.

CHAIR MILLER: Talks about the Senate Rules.

041 CHAIR: Adjourns meeting at 11:56 a.m.

Reviewed and completed by,

Carolynn Gillson

EXHIBIT SUMMARY

A	LC 2394-PA1	Sen. Dukes	1 page
B	LC 2394-PA2	Sen. Dukes	1 page
C	LC 2394-PA3	Sen. Dukes	2 pages
D	Senate Rules	Sen. Dukes	1 page
E	Proposed Senate Rules	Sen. Dukes	1 page
F	LC 2394-PA4	Sen. Dukes	3 pages
G	LC 2394-PA5	Sen. Dukes	3 pages
H	LC 2394-PA6	Sen. Dukes	3 pages
I	Proposed Senate Rules	Committee staff	3 pages
J	Proposed Senate Rules	Legislative Counsel	1 page
K	Proposed Senate Rules	Committee staff	3 pages
L	Proposed Senate Rules	Committee staff	2 pages