

SENATE COMMITTEE ON RULES

January 29, 1993 Hearing Room 454 11:55 p.m. Tapes 1 - 2

MEMBERS PRESENT: Sen. Frank Roberts, Chair Sen. Dick Springer,  
Vice-Chair Sen. Jim Bunn Sen. Joan Dukes Sen. Gene Timms Sen. Cliff Trow

MEMBER EXCUSED: Sen. Lenn Hannon

STAFF PRESENT: Jayme Armstrong, Administrator Karen Edwards,  
Committee Assistant

MEASURES CONSIDERED: Organizational Meeting - Adoption of  
Committee Rules. - Discussion of proposed amendments to the temporary  
rules to the Senate.

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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. [--- Unable To Translate  
Graphic ---]

TAPE 1, SIDE A

003 CHAIR ROBERTS: Calls the meeting to order at 11:55 a.m.

Organizational Meeting - Adoption of Committee Rules.

CHAIR ROBERTS: Asks members to review Committee Rules from (EXHIBIT A).

019 MOTION: SEN. CLIFF TROW moves to adopt the Committee Rules.

CHAIR ROBERTS: Hearing no objection the MOTION is ADOPTED. Sen.

Hannon is excused.

Organizational Meeting - Discussion of proposed amendments to the  
temporary rules of the Senate.

021 CHAIR ROBERTS: Reviews proposed amendments to the temporary  
rules of the Senate and proposed rules of the Senate from (EXHIBIT B).  
It has

been suggested that an extensive amendment dealing with sexual  
harassment be included in the rules and recommends that those rules be  
adopted at a later date.

064 SEN. JIM BUNN: Submits proposed amendments for sections 4.01 and  
8.70 from (EXHIBIT C) to the proposed Senate Rules.

MOTION: CHAIR ROBERTS: Moves to adopt the proposed amendments for section 4.01 to the proposed Senate Rules.

CHAIR ROBERTS: Hearing no objection the Motion is Adopted.

083 SEN. GRATTAN KERANS, DISTRICT 20: Would like to delete section 6.30, subsection 6 from the Senate Rules.

095 CHAIR ROBERTS: Reads and discusses section 6.30, subsection 6. Is there any limitation on debate? Allowing for an unlimited amount of

time for questions to be asked and responses to be made?

118 SEN. KERANS: Yes. Any person can ask for the order of the day, the Chair can not submit the question and the member questioned can refuse

to answer.

126 SEN. GENE TIMMS: Feels that the decorum on the floor has been fair and cannot see any reason for this.

135 SEN. CLIFF TROW: Would like to know what the problem is?

141 SEN. KERANS: If you want to ask a question you give over your time to the person who is answering that question, possibly not leaving the

member time to respond.

174 CHAIR ROBERTS: The question is, should the person who controls the floor and has been recognized be able to grant to other members an

unlimited amount of time far beyond the time that the speaker has been given?

189 SEN. TIMMS: Opposes the motion.

MOTION: CHAIR ROBERTS: Moves to adopt the proposal to delete subsection 6 of section 6.30 from the proposed Senate Rules.

VOTE: In a roll call vote, SENS. DUKES, SPRINGER and TROW vote AYE.

SENS. BUNN, TIMMS AND CHAIR ROBERTS vote NO.

CHAIR ROBERTS: The motion FAILS.

208 CHAIR ROBERTS: Continues to discuss the proposed amendments to the proposed Senate Rules from (EXHIBIT B).

232 SEN. BUNN: Refers to section 8.43. Feels it is critical that a constitutional majority of the Senate have the ability to deal with an

issue, send it back to a committee with specific instructions and if necessary, recall it from that committee. Gives an example regarding the issue of veteran's repayment from the 1991 legislative session.

244 CHAIR ROBERTS: Can you instruct a committee to refer a bill back to the floor? 245 SEN. BUNN: No. But you can, by 16 votes, withdraw it from committee.

246 CHAIR ROBERTS: That is the procedure we already have in place.

252 SEN. BUNN: A constitutional majority should be able to specify what amendments will take place. This will protect the 16 individuals to

accomplish their goal.

264 CHAIR ROBERTS: How can you instruct a committee to do something to a bill?

286 SEN. BUNN: According to Senate Rules, as they are drafted currently, to amend a bill on the floor takes unanimous consent.

289 CHAIR ROBERTS: No. It takes a resolving of the committee of the whole.

291 SEN. BUNN: If 16 can vote to go into a committee as a whole and if those same 16 can amend on the floor of the Senate.

294 CHAIR ROBERTS: And report back to the Senate, as a whole, accept the report of the committee of the whole and adopt the bill, as amended, in the committee of the whole.

303 SEN BUNN: Refers to section 5.40 of the proposed Rules of the Senate from (EXHIBIT B). Would like to add language that says, "This however

does not prevent the Senate from acting as a committee of the whole to amend with a vote of a constitutional majority."

332 CHAIR ROBERTS: The full powers of a committee of the whole are the same as of any other committee.

341 SEN. BUNN: But our rules preempt Mason. Would like to add in, "adopting amendments with a majority of the committee of the whole."

350 CHAIR ROBERTS: How about, "This does not prevent Senate acting as the committee of the whole and reporting an amended bill?"

354 SEN BUNN: By a majority vote.

355 CHAIR ROBERTS: The only way you can take any action is by a majority vote.

356 SEN. BUNN: Feels that it could be argued that it takes a unanimous consent.

369 SEN. JOAN DUKES: Suggests that the committee discuss sections

5.40 and 8.43 of the proposed Rules of the Senate (EXHIBIT B) at the same time

the sexual harassment amendments are discussed.

386 CHAIR ROBERTS: Continues to discuss proposed amendments to the temporary rules of the Senate from (EXHIBIT B).

TAPE 2, SIDE A NOTE: TESTIMONY CONTINUES AT TAPE COUNT #109.

126 SEN. BUNN: Refers to section 10.01. It does not change the way that we operate?

127 CHAIR ROBERTS: No.

MOTION: CHAIR ROBERTS: Moves the adoption of the proposed amendment to section 10.01 to the proposed Senate Rules.

CHAIR ROBERTS: Hearing no objection the MOTION is ADOPTED.

133 CHAIR ROBERTS: Continues to discuss proposed amendment to the temporary rules of the Senate from (EXHIBIT B).

138 SEN. TROW: Refers to section 12.01. Discusses concern regarding sponsorship of bills with CHAIR ROBERTS.

151 SEN. DICK SPRINGER: Is there any reason why House members may not be sponsors of Senate bills?

169 CHAIR ROBERTS: This amendment does not have to do with the sponsoring bills. It has to do with adding or subtracting your name when a measure has already been introduced.

188 DONNA MERRILL, SECRETARY OF THE SENATE: The House Rules state that no House member shall be listed as a sponsor on any Senate measure.

223 SEN. TIMMS: Is this amendment not to allow anyone to add their name after a bill has been engrossed?

225 CHAIR ROBERTS: The only thing that changes is reference to the House.

MOTION: CHAIR ROBERTS: Moves the adoption of the proposed amendment to section 12.01 of the proposed Senate Rules.

CHAIR ROBERTS: Hearing no objection the MOTION is ADOPTED.

MOTION: SEN. TIMMS: Moves to adopt that the Senate adopt a rule similar to the House which prohibits the printing of the sponsors of bills.

DISCUSSION TO THE MOTION:

237 SEN. DUKES: Is this to make our sponsorship similar to the House?

239 SEN TIMMS: Yes.

VOTE: In a roll call vote, SEN. TIMMS votes AYE. SENS. BUNN, DUKES, SPRINGER, TROW AND CHAIR ROBERTS vote NO. CHAIR ROBERTS: The motion FAILS.

244 CHAIR ROBERTS: Continues to summarize proposed amendments from (EXHIBIT B).

253 SEN BUNN: Refers to (EXHIBIT C). Section 8.70 should be changed to section 8.20.

269 MOTION: CHAIR ROBERTS: Moves the adoption of the proposed amendments to sections 13.05, 13.10, 14.01, 14.10 and 15.05 to the

proposed Rules of the Senate.

CHAIR ROBERTS: Hearing no objection the MOTION is ADOPTED.

329 CHAIR ROBERTS: Adjourns at 12:37 p.m.

Submitted by:

Reviewed by:

Karen Edwards  
Administrator

Jayne Armstrong Assistant

EXHIBIT LOG:

A - Proposed Committee Rules - Staff - 3 pages B - Proposed amendments and proposed Rules of the Senate - Staff - 14 pages C - Amendments to sections 4.01 and 8.70 of the proposed Senate Rules - Sen. Jim Bunn - 1 page