

HCR

16

HOUSE COMMITTEE REPORT

(7)

Date Referred to Committee: April 4, 2003

FURTHER REFERRALS:

Date of Committee Action: 10 APR 2003

The RULES Committee considered:

HCR 16

HOUSE CONCURRENT RESOLUTION NO. 16

UNIFORM RULES; MASON'S MANUAL EDITION

Proposing amendments to the Uniform Rules of the Alaska State Legislature providing that the 2000 edition of "Mason's Manual of Legislative Procedure" shall implement the rules; and providing for an effective date for the amendments.

Recommends it be replaced with [] HCS or [] CS for HCR 16 (RLS) ()

For Senate Bills with new title: [] Technical Title [] New Title: HCR _____ [] Same Title [] New Title

[] attach amendments

[] add new referral to _____ Committee

[] Letter of Intent _____ Committee

List of Abbrev for Depts.:
ADM
CED
COR
CRT
EED
DEC
DFG
GOV
HSS
LEG
LAW
LWF
MVA
DNR
DPS
REV
DOT
UA

<u>NEW FISCAL NOTES</u>				
*Assigned by Chief Clerk's Office				
List by Dept(s):	*FN#	Fiscal	Indet.	Zero
LEG				<input checked="" type="checkbox"/>

<u>PREVIOUS FISCAL NOTES</u>				
List by Dept(s):	FN#	Fiscal	Indet.	Zero

<u>Signing with recommendations</u>	Printed Last Name	DP	DNP	NR	AM
<i>Pete Bost</i>	Kott	<input checked="" type="checkbox"/>			
<i>Dean McLean</i>	McBride	<input checked="" type="checkbox"/>			
<i>John Kerthule</i>	Kerthule			<input checked="" type="checkbox"/>	
<i>John Coghill</i>	Morgan Coghill			<input checked="" type="checkbox"/>	
Chair: <i>Nan Rokhsob</i>	Rokhsob	<input checked="" type="checkbox"/>			
Chair: <i>Nan Rokhsob</i>	Rokhsob	<input checked="" type="checkbox"/>			

FISCAL NOTE

STATE OF ALASKA
2003 LEGISLATIVE SESSION

Fiscal Note Number: _____
Bill Version: HCR 16
() Publish Date: _____

Revision Date/Time (Note if correction): _____ Dept. Affected: Legislature
Title: "Proposing amendments to the BRU Legislative Council
Uniform Rules of the Alaska State Legislature providing that..." Component Session Expenses
Sponsor: House Rules Committee
Requester: House Rules Committee Component No. 782

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2004	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009
Personal Services						
Travel						
Contractual	0.0	0.0	0.0	0.0	0.0	0.0
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ()	0.0	0.0	0.0	0.0	0.0	0.0
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FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	0.0	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type--Do not abbreviate)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2003) cost: 0.0
Check this box (X) if funding for this bill is included in the Governor's FY 2004 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)
HCR 16 amends Rule 4, Rule 26, and Rule 55(a) of the Uniform Rules of the Alaska State Legislature and provides that Mason's Manual of Legislative Procedures, 2000 edition, shall implement the Uniform Rules effective July 1, 2003.

This resolution has zero fiscal impact on the Legislative Affairs Agency as the Agency has sufficient copies of the 2000 edition on hand and available for distribution to Legislative offices.

Prepared by: Karla Schofield, Deputy Director Phone 465-3852
Division: Administrative Services Date/Time 4/7/03 10:24 AM
Approved by: Pamela Varni, Executive Director Date 4/7/2003
Agency: Legislative Affairs Agency

FISCAL NOTE

STATE OF ALASKA
2003 LEGISLATIVE SESSION

Fiscal Note Number: _____
Bill Version: HCR 16
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CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ()	0.0	0.0	0.0	0.0	0.0	0.0
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FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	0.0	0.0	0.0	0.0	0.0	0.0
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Other (Specify Type--Do not abbreviate)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

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Temporary						

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Division: Administrative Services Date/Time 4/7/03 10:24 AM
Approved by: Pamela Varni, Executive Director Date 4/7/2003
Agency: Legislative Affairs Agency

Alaska State Legislature

House of Representatives



Official Business

COMMITTEE ON RULES
Representative Norman Rokeberg, Chairman

State Capitol, Rm. 214
Juneau, Ak 99801-1182
(907) 465-3764

SPONSOR STATEMENT
CSHCR 16 (RULES)

Proposing amendments to the Uniform Rules of the Alaska State Legislature providing that the 2000 edition of "Mason's Manual of Legislative Procedure" shall implement the rules; relating to meetings of subcommittees and conference committees; and providing for an effective date.

By Representative Norman Rokeberg, Chairman
House Rules Committee

CSHCR 16 (RLS) amends the Legislature's current Uniform Rules (Rules 4, 26, and 55) in two ways:

1. **Adoption of the 2000 edition of *Mason's Manual of Legislative Procedure*:** Currently, the Alaska State Legislature is using the 1979 edition of *Mason's Manual of Legislative Procedure* and is the only Legislature in the nation still using the 1979 version. *Mason's* was revised in 1989 and again in 2000 and CSHCR 16 (Rules) proposes to adopt the latest version (2000 edition).

The 2000 edition of *Mason's* reflects today's procedures and practices of legislative bodies. Updated information on court cases and other matters are included in the 2000 version. Streamlining the process to promote efficiency and assist legislatures in coping with larger workloads are also goals of the latest edition.

Adoption of the 2000 edition would also make it easier for the Alaska Legislature to provide members copies. Currently, our Print Shop has to make and bind the 1979 edition (with permission of the copyright holder) in order to provide copies.

2. **Relating to Meetings of Subcommittees and Conference Committees:** Our current Rule 23 is silent on the duties of subcommittees and conference committees to provide notice of meetings. Our procedure has been to provide reasonable notice. The change in CSHCR 16 (Rules) sets forth that the "preceding Thursday" and other notice rules set for in 23(a) - (d) do not apply to subcommittees and conference committees. Subcommittee and conference committees are required to provide reasonable notice of meetings.

The effective date for the changes is July 1, 2003, in order for members to have time to learn the changes contained in the 2000 edition of *Mason's*, prior to the beginning of the second session of the 23rd Legislature.

I urge your support of this legislation.

ED 1:04/11/03

FISCAL NOTE

STATE OF ALASKA
2003 LEGISLATIVE SESSION

Fiscal Note Number: 1
 Bill Version: CSHCR 16(RLS)
 (H) Publish Date: 4/11/03

Revision Date/Time (Note if correction): _____ Dept. Affected: Legislature
 Title: "Proposing amendments to the BRU Legislative Council
Uniform Rules of the Alaska State Legislature providing that..." Component Session Expenses
 Sponsor: House Rules Committee
 Requester: House Rules Committee Component No. 782

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Personal Services						
Travel						
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Supplies						
Equipment						
Land & Structures						
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CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ()	0.0	0.0	0.0	0.0	0.0	0.0
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Other (Specify Type-Do not abbreviate)						
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Prepared by: Karla Schofield, Deputy Director
 Division: Administrative Services
 Approved by: Pamela Vami, Executive Director
 Agency: Legislative Affairs Agency

Phone 465-3852
 Date/Time 4/7/03 10:24 AM
 Date 4/7/2003

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MEMORANDUM

January 17, 2003

SUBJECT: Comparison of the powers exercisable by legislative presiding officers under the 1979 (currently used) and 2000 editions of Mason's Manual of Legislative Procedure

TO: Representative Norman Rokeberg
Attn: Heather Nobrega

FROM: Jack Chenoweth
Assistant Revisor of Statutes 

This outlines and discusses the powers that may be exercised by legislative presiding officers under the 1979 (currently used) and 2000 editions of Mason's Manual of Legislative Procedure.

Explicit duties of the presiding officer:

Section 575 in both editions explicitly enumerates the duties of the presiding officer. As between the two editions, the enumeration of the duties in part 1 of that section is verbatim, except that

-- in subparagraph 1(j), relating to receipt and handling of communications, the 2000 edition adds the phrase "when applicable," implying that the presiding officer enjoys a measure of discretion in determining when and whether or not a message or communication may be announced to the body; the 1979 edition omits "when applicable," thereby indicating that the presiding officer has a nondiscretionary duty to announce all messages and communications;¹

¹ This change in handling is arguably not material and appears to be consistent with the controlling treatment set out in the Uniform Rules of the Legislature. Under Uniform Rule 4:

Duties of the Presiding Officer. The presiding officer of each house has the duties set forth in Section 575, MASON'S MANUAL OF LEGISLATIVE PROCEDURE, 1979 edition, when not inconsistent with these Uniform Rules. . . .

The rule related to the handling of communications, Uniform Rule 7, directs that communications from the other body or from the governor shall be read, and provides

-- in paragraph 1(k), relating to "guid[ing] and direct[ing] the proceedings of the body, subject to the control and will of the body," the modifier "generally" that appears in the 1979 edition is deleted in the 2000 edition; the change is arguably substantive though hardly material.

The further provisions of parts 2 - 4 of the rule are verbatim as between the two editions except that the 2000 edition replaces the personal pronouns "he" or "him" with reference to "the presiding officer."

Limitations on the duties of the presiding officer:

The companion provision, prescribing limitations on the powers of the presiding officer, may be found in section 579 of the 1979 edition (section 578 of the 2000 edition). Apart from the redesignation of section numbers, these provisions are verbatim of each other with this notable exception. Paragraph 4 of section 579 of the 1979 edition is repeated as paragraph 4 of the 2000 edition with the language shown below in caps and bracketed omitted:

The presiding officer may not prevent the making of any legitimate motions by hurrying through the proceedings or by other means. Members must be reasonably prompt in order to exercise their right to speak or to make motions[, BUT IF THE PRESIDING OFFICER HAS HURRIEDLY ANNOUNCED THE VOTE WHILE A MEMBER IS ARISING TO ADDRESS THE CHAIR, THE VOTE IS NULL AND VOID AND THE MEMBER MUST BE RECOGNIZED].

In the material deleted in the 2000 edition, I take "hurriedly announced the vote while a member is arising to address the chair" to be a reference to a call for a "snap" vote on the question that is put to the body for a decision (and not a reference to the outcome of a vote already held). The language deletion, then, has the effect of eliminating the stated

some measure of discretion as to whether or not other material communicated is spread on the journal, referred to committee, or filed:

Communications. Communications received by a house from the other house or the governor are read by the clerk or secretary and spread upon or paraphrased in the journal. All other official communications to a house are referred directly by the clerk or secretary to the presiding officer for referral by the presiding officer to a committee or to file. The presiding officer may direct that the receipt of a communication and the subject to which it relates be noted in the journal.

protection that attends a complete close to debate on a motion before the call for a vote on the question by invalidating the results of the "snap" vote.²

Other provisions relating to the powers and duties of the presiding officer:

Other provisions in chapter 53 (1979 edition, chapter 52 of the 2000 edition) pertaining to the presiding officer's powers and duties include the following topics:

Section 576 of both editions (refusal of presiding officer to perform duties) -- substitution of "the presiding officer" for personal pronouns, but otherwise no substantive changes.

Section 578 of 1979 edition / 577 of the 2000 edition (emergency power of the presiding officer) -- substitution of "the presiding officer" for personal pronouns, but otherwise no substantive changes.

Section 580 of 1979 edition / 579 of the 2000 edition (selection of the presiding officer) - - substitution of "the presiding officer" for personal pronouns and closely related word changes and a spelling correction, but otherwise no substantive amendments.

Section 581 of 1979 edition / 580 of the 2000 edition (motions affecting the presiding officer) -- substitution of "the presiding officer" for personal pronouns and closely related word changes and a spelling correction, but otherwise no substantive amendments.

Section 582 of 1979 edition / 581 of the 2000 edition (removal of a presiding officer) -- technical additions and deletion of paragraph 3 of the 1979 edition, but otherwise no substantive amendments.

² Generally, a roll call vote should not be interrupted. Members questioning a "snap" vote would have to rely on Mason's sec. 527 (the wording is virtually the same in both editions), by which:

If a mistake has been made or fraud has occurred in taking or announcing a vote and the vote is immediately questioned, it may be treated as irregular and void and the vote may be retaken or it may be corrected. A vote may not be retaken if there has been delay or other business has intervened.

In other words, in the event a presiding officer "hurries" the proceeding to a vote and, in that manner, so prevents a member from having the opportunity to make a proper motion related to the question, a member who wishes to raise objection may contend that the presiding officer has "[made] a mistake" in the "taking" of the vote and would have to promptly object. The relief provided is, under rule 527, discretionary.

Representative Norman Rokeberg

January 17, 2003

Page 4

Section 583 of 1979 edition / 582 of the 2000 edition (rights of a presiding officer to debate, vote, and introduce business) -- substitution of "the presiding officer" for personal pronouns and closely language changes, but otherwise no substantive amendments.

In my judgment, these provisions do not warrant closer examination, but we will provide a more extensive discussion if so directed.

JBC:med

03-035.med

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MEMORANDUM

January 18, 2003

SUBJECT: Differences in editions of Mason's Manual with respect to powers of committees

TO: Representative Norman Rokeberg
Attn: Heather Nobrega

FROM: Tamara Brandt Cook
Director *TBC*

You ask me to compare the 1979 and 2000 editions of Mason's Manual and identify significant substantive differences between the two that deal with the power of legislative committees. I have reviewed chapter 55 - 62 in the 2000 version, numbered chapters 54 - 67 in the 1979 version, and found few significant changes. Most of the changes in the 2000 version are editorial in nature, involving reorganization, rewording to make provisions gender neutral, simplifying language, and, to some extent, simplifying procedure. Most of the changes that are, arguably, substantive, seem minor and intended to reflect current practices. Below are the more substantive changes I noted:

Sec. 610 - 1979: Chairman may resign as chairman with the consent of the committee and still retain membership in the committee. 2000: Chair may resign as chair with the consent of the appointing authority and still retain membership on the committee.

Sec. 611 - 1979: Chairman may call the committee together at the regular time and place of meetings if a regular time and place are provided, or otherwise at reasonable times and places to properly perform its functions. 2000: Simply permits the chair to call the committee together to properly perform its functions. However, sec. 626(1) still includes the substance of what was in sec. 611 in the 1979 version.

Sec. 612(1) - 1979: Aside from the chairman, the committee may elect other committee officers. 2000: Grants the same authority to the committee but only if the other officers are not designated by the appointing authority.

Sec. 613 - 2000: Adds to the provision that requires a quorum to transact business an explicit exception authorizing the taking of testimony in public hearings with no quorum present.

Sec. 615 - 1979: Permits a committee to make a report concerning a bill in its possession. 2000: Appropriately substitutes broader language to permit a committee to

Representative Norman Rokeberg

January 18, 2003

Page 2

report on "matters" in its possession. 1979: Allows a committee to employ "outside help or counsel" if authorized by the legislative body but forbids expenditures unless this is also authorized. 2000: Simply notes a committee may employ staff if authorized by the legislative body.

Sec. 620(5) - 1979: This paragraph is deleted from the 2000 version. "A legislative body has no authority to commit a matter to a committee with instructions to report anything contrary to the facts."

Sec. 626(2) - 2000: This is a new provision obviously designed to address modern open meetings concerns. "When a meeting is called for a specific time but the meeting does not commence until a later time, the delay does not invalidate the meeting. However, when a meeting is called for a specific time and the meeting commences prior to that, business transacted before the scheduled time may be declared void and of no effect."

Sec. 628 - 1979: Paragraphs 2, 4, and 6 are omitted from the 2000 version, but these paragraphs do not change the power of committees.

Sec. 629(1) - 1979: Permits any member of the legislative body to be present at a committee meeting and to express an opinion. 2000: Permits the presence of other legislative members, but they have the right only to request to speak.

Sec. 633(1) - 1979: This is omitted from the 2000 version. "It is customary for a committee to take up business referred to it in the order in which it was referred unless a schedule of hearings has been prepared, but measures may, upon motion or upon general consent, be taken up out of order."

Sec. 634(1) - 1979: Omitted from 2000 version, but does not substantively change committee powers.

Sec. 640(3) - 1979: Omitted from the 2000 version, but does not substantively change committee powers.

Sec. 650(5) - 2000: This is added as an explicit requirement. "The rules governing meetings of committees also apply to subcommittees." Note that the provision might have the effect of requiring subcommittees to comply with meeting notice requirements, such as the "preceding Thursday" rule now normally applied only to full committee meetings. See also paragraph (9) added in the 2000 version, limiting the power of a committee to take up a matter referred to a subcommittee.

Sec. 664 - 1979: Notes that it is the custom for the chairman of the senate committee to act as chairman of a joint committee. Sec. 654 - 2000: Recognizes designation of the chair by the appointing authority.

Representative Norman Rokeberg
January 18, 2003
Page 3

Sec. 668 - 1979: In joint committees the members vote individually and not by house.
Sec. 658 - 2000: Recognizes as a more modern practice that members may vote by house and that the vote may carry only upon favorable vote of the member of each of the houses.

Sec. 664(3) - 2000: This is added. "It is not a prerogative of a committee chair to hold or delay the filing of a report."

Sec. 677(6) - 1979: Deleted from 2000 version. It notes that a minority report has to be substituted for the regular committee report as the only way the report can be brought before the body for consideration.

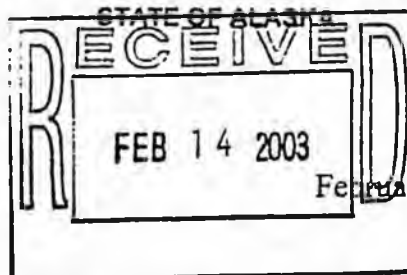
TBC:lmb
03-004.lmb

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MEMORANDUM

SUBJECT: Significant Mason's Manual Provisions (Work Order No. 23-LS0409)

TO: Representative John Coghill, House Majority Leader
Attn: Rynniva Moss

FROM: Tamara Brandt Cook
Director *TBC*

You have asked me to identify provisions of Mason's Manual that are especially significant in that they have come up in debate on the floor of the legislature and may have been the subject of point of order rulings by the presiding officers. I have discovered the following sections discussed in the House and Senate Journals. In some cases only the parliamentary principle is identified in the journal, and I have added an appropriate section from Mason's Manual for your reference. When the same section has come up often, I have cited only the more recent entries in the House and Senate Journals.

- (1) Secs. 65 - 67, 143, 179, 398, and 404: These sections deal with the general subject of finality of actions. While a procedural motion may be renewed after intervening business, a main motion may not be renewed, but must be revisited by again considering the original motion either by reconsideration or through a motion to rescind action. An amendment that places a question before the house identical to one previously decided is not in order. (SJ April, 19, 1996)
- (2) Secs. 82, 335: Motion to table is not debatable. Other motions that are not debatable are listed. (HJ May 7, 1991)
- (3) Sec. 90: Right to debate a question. (HJ May 7, 1991)
- (4) Sec. 100: Debate is permitted only if there is a question before the house. (HJ May 27, 1985)
- (5) Sec. 101: Debate is limited to the question before the house. (HJ May, 9, 1998, April 1, 1998, April 19, 1995, February 10, 1995, SJ March 29, 1988, April 17, 1985)
- (6) Sec. 102: A member has a right to speak once on a question. (HJ April 30, 2001; May 8, 1997; March 17, 1997; February 29, 1996; SJ May 28, 1998)

- (7) Sec. 103: A question sponsor closes debate. (HJ April 24, 1990)
- (8) Sec. 111: Reference to executive, to other house, or questions before the courts. (HJ February 29, 1996; February 26, 1992; February 19, 1988; April 6, 1984)
- (9) Sec. 112: Right to read papers is limited. (HJ February 29, 1996; February 10, 1993; March 6, 1992; March 21, 1989; SJ April 18, 1993)
- (10) Sec. 121: Breaches of order in debate. (HJ May, 11, 2002; April 3, 1997; March 17, 1993; March 12, 1993)
- (11) Sec. 124: Personalities not permitted in debate. (HJ May 11, 2002; May 2, 1995; April 6, 1995; February 9, 1990)
- (12) Sec. 127: Limitation on referring to other body. (HJ March 27, 2002; March 17, 1993; May 14, 1987)
- (13) Secs. 161 and 241: When a point of order may be raised. (HJ January 27, 1994)
- (14) Sec. 180: Dilatory motion not in order. (HJ April 6, 1995; May 10, 1993, May 2, 1991; April 27, 1988; SJ April 20, 1993)
- (15) Sec. 197: Terminating a call. (SJ April 16, 1993)
- (16) Secs. 200 - 204: A motion to adjourn takes precedence and may be made even after the previous question is before the body, but before a vote has commenced. (HJ January 11, 1990)
- (17) Sec. 241: When a point of order may be raised. (HJ January 24, 1994)
- (18) Sec. 275: A motion to withdraw is treated as a request and is not subject to debate, but is voted on by the members. (HJR March 9, 1988)
- (19) Sec. 293: Objection to consideration, a motion to discharge a bill from committee ruled out of order under Sec. 293. (HJR May 20, 1991; HJ May 17, 1987)
- (20) Sec. 298: Objection to consideration of a question may not be debated. (HJ March 4, 1988)
- (21) Sec. 331: Procedural motions may not be tabled. (HJR March 11, 1988)
- (22) Sec. 358: Motions to close, limit, or extend limits on debate. (SJ May 19, 1999; HJ February 15, 1995)

Representative John Coghill, House Majority Leader

February 6, 2003

Page 3

- (23) Sec. 369: Limited debate is allowed on a motion to postpone. (HJR March 21, 1989)
- (24) Sec. 388: Motion to refer debatable only as to the propriety of the referral and does not open the main question to debate. (HJ March 14, 1994)
- (25) Sec. 401: Improper amendments. (HJ April 10, 1991; April 5, 1989; April 27, 1988)
- (26) Sec. 402: Amendments must be germane. (HJ May 10, 2002; April 17, 1998; March 18, 1994; January 14, 1994)
- (27) Sec. 469: When a member brings up reconsideration, unless it is the same day notice was given, the item is automatically before the body. (HJ February 22, 1993)
- (28) Sec. 491: It is not in order to discuss the merits of a bill upon a motion to discharge. (HJ April 21, 1993)
- (29) Sec. 560: Each house is the judge of the election and qualification of its members. (HJ January 18, 1989)
- (30) Sec. 617: Committee substitute bills, this provision is superceded by the Uniform Rules. (HJ February 17, 1986)
- (31) Sec. 752: It is improper to refer to the executive in debate for the purpose of influencing votes of members. (HJ March 23, 1983)

TBC:med

03-113.med

The Thoroughly Modern Mason's Manual

The latest edition of the legislator's bible on procedures reflects today's pressures and practices.

include provisions for legislatures to call themselves into session.

Larry G.J. Shapiro and Edwin J. Maley Jr.

What can a legislator do if he makes a motion at a committee meeting and no one seconds it? Turn to section 62 of the 1989 edition of *Mason's Manual of Legislative Procedure* and find that seconds to motions are not required. Unlike a member of a private association, a legislator represents a constituency and is entitled to present a matter for consideration of the body without having the support of another legislator.

Since 1935, lawmakers have been turning to *Mason's* to solve procedural problems not addressed by their legislature's rules. Today *Mason's* is used in 63 of the 99 state legislative chambers.

Paul Mason, a parliamentarian and attorney who worked with the California Legislature, compiled the first edition of the manual in 1935, drawing on other procedure manuals and court decisions that affect the rules. He revised his book six times, the last time in 1979.

Mason died in 1985, after turning over the copyright to *Mason's Manual* to the National Conference of State Legislatures. A commission composed of 16 members of the American Society of Legislative Clerks and Secretaries from 14 states continue his work. Starting in the mid-'80s they took a fresh look at the manual and published a new edition in 1989.

How does the 1989 *Mason's* differ from the 1979 edition? Many of the changes reflect the challenges that legislatures have faced in recent years—an increasing workload, the shifting of responsibility for many federal programs to the states, the decline of party control and pressure for open government. Just as the unique nature of legislatures shaped the rule on seconds to motions, so

have the recent forces affecting state legislatures shaped changes in procedure.

For State Legislatures Only

Mason's early editions included rules for both state and local legislative bodies. In 1953, he added administrative bodies and private associations. This has often been confusing because the various bodies have different functions and frequently different rules.

Mason's is now clearly for the use of state legislatures only. The new edition deleted almost all provisions applicable to administrative and local legislative bodies and private associations. Several provisions were retained but adapted for legislatures. For example, a rule that "a vacancy on a city council when a member moves out of the city does not exist until ascertained and declared by the council" now applies instead to a legislator moving out of his district.

Further changes incorporated in the 1989 edition document the evolving relationship between the legislature and the executive branch of state government. Provisions are added that describe legislative authority to delegate rule-making power to administrative agencies, to review agency regulations and to oversee the operations of the executive branch. Moreover, the new manual recognizes that many legislatures have become more independent of the governor. The 1979 edition contained language that an interim committee could be created by statute, which would require the governor's signature, but not by concurrent resolution, which generally would not. The new edition provides that interim committees may be created by either method. Similarly, the 1979 edition referred to the governor's "exclusive authority" to call special sessions of the legislature; the new edition indicates that some constitutions or statutes in-

Role of Legislative Committees

In many states, legislative committees are used to handle the legislatures' expanded responsibilities and increased workload. The 1989 edition adds language clarifying the authority of committees to conduct public hearings, gather information and work on proposed legislation during the interim between sessions. It adds new provisions on the role of committees in overseeing the executive branch and reviewing regulations. The increasing importance of committees is shown in a new provision that "some states consider days on which committees meet as legislative days, as well as those days when both houses are in session." (*Mason's* does not define the term *legislative day*, but cites cases indicating that the term is used when counting days for scheduling purposes.) And a change in the prohibition on a committee meeting while a house is in session is symbolic of the independence of committees. The old rule required a committee to end its meeting when notified by the sergeant-at-arms; the new rule leaves it to the committee to terminate the meeting when a session is starting.

Although legislative committees have generally grown more powerful and independent, leadership's primary means of reining them in—the appointment process—is strengthened. The 1989 edition provides that it is the usual practice for the appointing authority to designate the vice-chair. And a new provision is added on the removal of members: "It is a general rule of parliamentary procedure that the appointing authority has the right to remove a chair or a committee member."

Streamlining the Process

The 1989 edition of *Mason's* makes many changes to promote efficiency and help legislatures cope with a larger workload. In some cases, the legislative process can be speeded up, as in a new provision indicating that in some states

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a member may be interrupted by a motion to move the previous question. In other cases, the process is streamlined. For example, the procedure for friendly amendments is simplified by deleting a paragraph that allowed first the mover of the main motion to accept the amendment and then the body, if there was an objection. Now, under *Mason's*, there is only one step: It is up to the body to decide.

An important change imposes limits on the procedure concerning disagreements between the houses that may lead to a conference committee, a topic addressed for the first time in the 1989 edition. These new provisions indicate that if both houses have approved different versions of a bill they can amend only the amendments of the other house and not portions of the bill already agreed to by both houses; and they allow each chamber to amend the other's amendment only once before the house has to either concur, refuse to concur or request a conference.

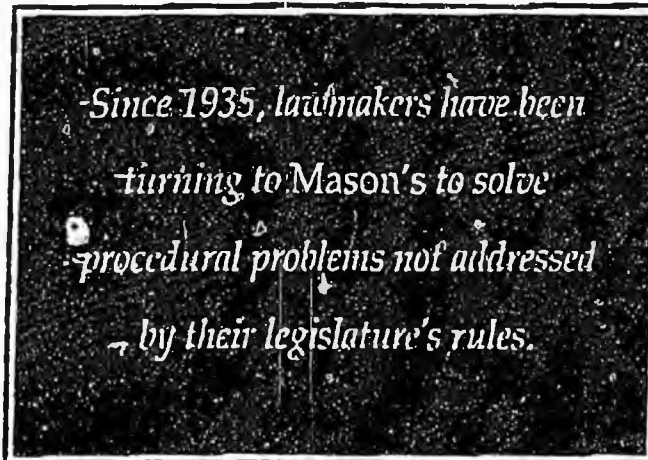
To avoid confusion in a faster-paced legislative process, the 1989 edition makes several procedures more formal. For example, amendments to bills "must be" instead of "usually are" submitted in writing; this provision applies for the first time to amendments to resolutions.

Role of Presiding Officer

The 1989 edition strengthens the position of the presiding officer. This may reflect an effort to counter diminishing party control of the proceedings and the growing independence of individual legislators. For example, the new edition deletes a provision that the question of germaneness of an amendment is to be decided by the body and not by the presiding officer. The general rule—that all questions of order are decided by the presiding officer, subject to appeal by any member—would apply in such cases. Several changes give the presiding officer additional discretion. For example, a provision suggesting that the presiding officer should put to a vote the question of whether a member called to order during a debate should be allowed to proceed was changed to suggest that the presiding officer may

put such a question to a vote.

A portion of the presiding officer's increased authority in the new *Mason's* comes at the expense of the individual members of the body. Thus, a provision is deleted that provided that when there is a question between two members as to which is entitled to the floor, one member may relinquish the claim in favor of the other member. The presiding officer will now make that decision. This is part of an overall trend in the



new edition that reduces the ability of individual members to control the proceedings. For example, the 1979 edition provided that it is the duty of a committee to meet on the call of any two of its members. The 1989 edition provides that a committee meeting may be held on the call of the majority of its members.

The legislative process has become more accessible to the public in recent years, in response to public pressure for open government. The new edition reflects this trend with several procedural changes. For example, the 1979 edition prohibited bills and other measures sent to the clerk's desk from being examined, even by the members, until they were formally presented to the body under the appropriate order of business. The 1989 edition changed the prohibition on examination to a prohibition on removal of the documents at any time.

Technological change has had only a small effect on legislative procedure in the new *Mason's*. The only significant change is in the provision prohibiting a member from reading aloud, or having the clerk read aloud, from any paper or book, without the permission of the body. This prohibition was extended to electronic recordings. This will likely

change in future editions of the manual, as more legislatures put computers on members' desks in the chambers.

The 1989 edition contains other changes made for a variety of reasons:

- A legislature's customs now take precedence over adopted parliamentary authority, e.g., *Mason's Manual*. This is an important change because under the 1979 edition *Mason's* would be applied to a procedural question before a customary practice.

- The duty of the chief legislative officer (formerly called the chief clerk) to supervise house clerical work and employees is no longer subject to the direction of the presiding officer.

- The new edition resolves a conflict about what constitutes a quorum of a joint session. The new rule is that only a majority of the membership of both houses is needed, even if there is less than a majority of one house present.

- It deletes a provision to nullify a vote if the presiding officer hurriedly announces the vote

while a member is rising to address the chair. Another section of *Mason's* prohibits the presiding officer from preventing debate by putting questions to vote prematurely, but there is no other provision for a sanction.

- Sections on privilege of members from arrest were substantially revised in accordance with judicial developments.

There are two revisions in the 1989 *Mason's* that may cause confusion and that should be revisited in the next edition:

- A section that previously stated that a member, when recognized, is entitled to the floor, now also provides "but [that member] may not yield the floor to any other member." However, a different section allows a member to yield to another in certain situations.

- A section was amended to provide that after a question has been put and voting has commenced, it is too late to claim the floor for debate. However, two other provisions of the manual continue to allow debate during a vote.

Overall, however, the commission that prepared the 1989 edition of *Mason's* did an excellent job of updating the manual, eliminating redundant provisions and rephrasing confusing language. The result is a manual that better serves state legislators.



NATIONAL CONFERENCE of STATE LEGISLATURES

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Changes to the 1989 Edition of *Mason's Manual*
 (as of 7/15/00)

Shown below are the changes to the 1989 edition that were made by the Mason's Manual Revision Commission during its revision work to write the 2000 edition. Not included in this chart are the corrections in grammar and language consistency that were made by NCSL during its editing process.

Chapter	Section	Paragraph	Changes	
1	1		None	
		2	Removed reference to statutes and charters	
	2	1	None	
		2	None	
		3	None	
		4	Removed reference to statutes	
		5	None	
		6	None	
		7	None	
	3	1	Grammatical change	
		2	None	
		3	None	
		4	None	
		5	None	
		6	None	
		7	None	
	4	new		Added a new paragraph 1 concerning the ability of rules of procedure or statutory provisions governing the legislative process passed by one legislature being binding on subsequent legislatures
			1	Becomes paragraph 2. Moved language from section 2 concerning order of precedence and revised listing of the principal sources of rules of legislative procedure.
			2	Becomes paragraph 3. Removed language concerning order of precedence.
			3	Becomes paragraph 4. Changed ordering of example list. Removed reference to parliamentary law control over local usage.
			4	Becomes paragraph 5
			5	Becomes paragraph 6

Chapter	Section	Paragraph	Changes
2			Change title reference from constitutional rules to constitutional provisions
	6		None
	7	1	Removed reference to mandatory provisions. Incorporated paragraphs 4 and 5 as clauses (a) and (b)
		2	None
		3	None
		4	Moved into paragraph 1 and renumbered as clause (a)
5	Moved into paragraph 1 and renumbered as clause (b)		
3			Renumbered to become chapter 4 to follow the order of precedence established in chapter 1 and changed title reference from statutory rules to statutory provisions
	10		Renumbered to become new section 20. Changed title reference from statutory rules to statutory provisions.
		1	Changed language so rules are addressed by statute but not controlled by statute
		2	Deleted
		3	Deleted
4	Becomes new paragraph 2		
4			Moved and renumbered to become chapter 3 to follow the order of precedence established in chapter 1
	19		Renumbered as new section 10.
		1	None
		2	Removed word special so the reference is to rules of procedure rather than special rules of procedure
		3	None
		4	None
		5	Removed reference to contravene the laws
		6	None
	7	None	
	20		Renumbered as new section 11.
			Added paragraph number so existing language becomes paragraph 1
		new	Added paragraph 2 about the expiration of joint rules
	21		Renumbered as new section 12.
		1	Deleted
		2	Becomes new paragraph 1
3		Becomes new paragraph 2	
	4	Becomes new paragraph 3. Changed wording concerning expiration of rules adopted by a body	

Chapter	Section	Paragraph	Changes	
4 (cont)	22		Renumbered as new section 13.	
		1	None	
		2	None	
		3	None	
		4	None	
		5	Added language concerning statutory provisions governing the legislative process. Deleted reference to operation within same jurisdiction. Deleted footnote, which was a local case.	
		6	Removed references to bylaws	
	7	None		
		23		Renumbered as new section 14
		24		Renumbered as new section 15
	25		Renumbered as new section 16	
5	30	1	Changed the location of reference to statutes	
		2	Deleted	
		3	Becomes new paragraph 2	
		31		None
	32	1	None	
		2	None	
		3	None	
		4	Deleted	
	5		Becomes new paragraph 4. Removed reference to manual and special	
6	35		None	
	36	1	None	
		2	None	
		3	Deleted last sentence concerning courts	
		4	None	
		5	Deleted	
	37	1	None	
		2	None	
		3	None	
		4	None	
		5	Removed reference to bylaws	
	38		None	
	39	1	None	
		2	None	
		3	None	
		4	None	
		5	Minor grammatical change	
6		None		

Chapter	Section	Paragraph	Changes
7	42		None
	43	1	None
		2	None
		3	None
		4	None
		5	None
		6	None
		7	None
		8	None
		9	None
		10	None
		new	
	44		None
	45		None
	46	1	None
		2	Deleted last sentence
		3	None
		4	None
		5	None
	47	1	None
		2	None
		3	Minor changes to clauses (d) and (e). Deleted clause (g). Clause (h) renumbered as new clause (g).
	48		None
	49	1	In last sentence, deleted phrase referring to earliest times
		2	None
	50		None
	51	1	In last sentence, clarified that presiding officer may or may not be a member of the body
		2	None
		3	None
		4	None
		5	None
		6	None
	52		None
	53		None
	54		None
	55		None
	56		None
	57		None
	58		None
	59		None
	60		None
	61		None
62	1	None	
	2	In last sentence, deleted reference to "by law" and a minor grammatical change	
	3	None	

Chapter	Section	Paragraph	Changes
7 (cont)	63		None
	64		None
	65		None
	66		None
	67		Added a reference to "See also"
8	71		None
	72		None
	73	1	Renumbered as new para 2. Reworded to clarify that courts may only look at legislative acts and actions that are restrained by constitution. Added court case cite to footnote.
		2	Renumbered as new para 1. Reworded to give stronger statement of legislative power.
		3	Renumbered as new para 4
		4	Renumbered as new para 5
		5	Renumbered as new para 6
		6	Renumbered as new para 7
		7	Renumbered as new para 8
		8	Renumbered as new para 3
9	None		
10	None		
9	80		None
	81		None
	82	1	None
		2	Clause (a) move period outside (unqualified)
		3	Deleted
	83	1	Deleted last sentence referring to congressional debate
		2	None
		3	None
84	1	None	
	2	Minor grammatical change	
85		None	
10	90	1	Added language about members having right to try to persuade the majority, some of which is from paragraph 5
		2	None
		3	Minor changes to streamline wording
		4	Changed reference from house to body
		5	Deleted; some language moved to paragraph 1
		6	Becomes new paragraph 5
	91	1	Removed reference to following section and inserted correct section number
		2	None
		3	Deleted existing clauses b and c, so existing clause d becomes new clause b
		4	None
		5	None

Chapter	Section	Paragraph	Changes	
10 (cont)	92	1	None	
		2	Deleted existing clauses b, j, k, l, m from this paragraph and moved their concepts to new paragraph 3	
		new	Created a new paragraph 3 incorporating language from clauses deleted from existing paragraph 2	
		3	Renumbered as new paragraph 4	
		93		Changed references to infirm or ill to under certain circumstances
		94	1	Minor grammatical changes
			2	Removed language concerning members right to floor when papers are being read
			3	None
			4	None
		95		None
		96		None
	11	100	1	None
			2	None
3			Language changed slightly to clarify meaning	
4			None	
5			None	
		101		None
		102		None
	103		None	
12	110	1	None	
		2	None	
		3	None	
		4	None	
		5	Deleted	
		111		None
		112	1	None
			2	None
			3	None
			4	None
			5	None
			6	None
			7	Minor grammatical change
		113		None
		114	1	None
			2	None
			3	Changed must to should
			4	None
			5	None
			6	None
	7		None	

Chapter	Section	Paragraph	Changes
13	120		None
	121		None
	122		None
	123		None
	124		None
	125		None
	126		None
14	130		None
	131	1	None
		2	None
		3	Deleted
		4	Becomes new paragraph 3
		5	Becomes new paragraph 4. Minor grammatical changes
	132		None
133		Changed existing language to cover roll call votes taken by voice. Added similar language to cover roll call votes taken by machine.	
15	140	1	Added reference to p. 122 of Sturgis in footnote
		2	None
	141		None
	142		None
	143		None
	144		None
	145	1	None
		2	None
		3	None
		4	None
		5	None
		6	None
		7	Removed reference to business
	146		None
	147	1	None
		2	In last sentence. added reference to a committee bill
		3	None
148		None	
149		None	
150		None	
16	155		None
	156		None
	157		None
	158		None
	159		None

Chapter	Section	Paragraph	Changes
16 (cont)	160		Under "See also" added reference to Sec. 436
		1	None
		2	None
		3	None
		4	None
		5	None
		6	None
		7	None
	8	Deleted paragraph; moved footnote reference to Sec. 161, #1	
	161		Under "See also" added reference to Sec. 436
		1	Added reference to p. 172 in Demeter to footnote
		2	None
		3	None
	162		None
		163	None
164		None	
165		None	
17	175		None
	176		None
	177		Deleted "See also"
	178		None
	179		None
	180		None
	181		None
	182		None
	183	1	Deleted last sentence
		2	Deleted first sentence. Minor grammatical change to second.
184		Deleted entire section	
185		Renumbered as new section 184	
18	187		None
19	190		None
	191		None
	192		None
	193		None
	194	1	Deleted last sentence about special rules
		2	None
		3	Deleted
		4	Becomes new paragraph 3
		5	Becomes new paragraph 4
		6	Becomes new paragraph 5
	195	1	To first sentence, added clarifying language about calling the roll of members. Deleted last sentence about the original use of the call
2		None	
3		None	
4		None	
5		None	

Chapter	Section	Paragraph	Changes	
19 (cont)	196		None	
	197		None	
20	200		None	
	201		None	
	202		None	
	203	1		None
		2		None
		3		Deleted last sentence about calling special sessions and incorporated idea into new paragraph 4
		new		Created a new paragraph 4 pertaining to statute or rule provisions for calling special session
	204	1		None
		2		None
		3		None
	205		None	
	206		None	
	207	1		None
		2		None
		3		Minor grammatical change
		4		None
		5		None
208		None		
209		None		
210		None		
21	214		None	
	215		None	
	216		None	
22	220	1	None	
		2	None	
		3	None	
		4	Deleted last sentence	
	221		None	
	222		None	
	223	1		Deleted reference to charge in the public newspaper; broadened to language to public accusation
		2		Deleted reference to charge in the public newspaper; broadened to language to accusation
		3		None
	224		None	
225		None		
226		None		

Chapter	Section	Paragraph	Changes	
23	230		None	
	231		None	
	232	1		None
		2		None
		3		None
		4		None
		5		None
		6		After "presiding officer" added "in most states"
	233		None	
	234		None	
235		None		
24	240		None	
	241	1		None
		2		Deleted first sentence.
		3		Rewrote language to clarify when a point of order can be raised upon another.
		4		None
		5		None
		6		None
	242		None	
	243		None	
	244		None	
	245		None	
246		None		
25	250		None	
	251		None	
	252		None	
	253		None	
	254		None	
	26	257		None
258			None	
259			None	
260		1		None
		2		Deleted last sentence about special rule vote requirements
		3		None
		4		Changed page reference in footnote
261			None	
262			Clarified language of second sentence	
263		1		None
	2		Added Sec. 270, para. 1 as the opening sentences to this paragraph. Also included Sec. 270, para. 1 footnote reference here	
	3		None	
	4		None	
	5		None	

Chapter	Section	Paragraph	Changes	
26 (cont)	264		None	
	265	1	None	
		2	None	
		3	Deleted	
	266	1	Deleted last phrase about earlier hour	
		2	Incorporated main thought of second sentence into the first	
		3	In first sentence, broadened reference from extensions to changes. Ended second sentence after "debatable"	
	267	1	None	
		2	Deleted	
		3	Renumbered as new paragraph 2	
	268		Deleted	
	269		Renumbered as new Sec. 268	
		1	Deleted references to program; made some other minor grammatical changes	
		2	Changed reference from program to special calendar	
	270	1	Moved to become the opening sentences of Sec. 263, paragraph 2	
		2	Deleted	
		3	Deleted	
	271		Renumbered as new Sec. 269	
	27	272		Minor grammatical change
		273		None
274			None	
275		1	Changed language about who may make motion	
		2	None	
276			None	
28	279		None	
	280		None	
	281		None	
	282		None	
	283		None	
	284		None	
	285	1	None	
		2	Changed reference from specific two-thirds to general "extraordinary" vote	
		3	Changed reference from "rules" to "procedures" in constitutions and removed language about controlling statutes	
4		Changed reference from specific two-thirds to general "extraordinary" vote		
	5	Deleted		
286		None		

Chapter	Section	Paragraph	Changes
29	293		None
	294		None
	295		None
	296		None
	297		None
	298		None
	299		None
	300	1	Removed language about the session from first sentence
	2	None	
	3	None	
30	302		None
	303		None
	304		None
31	306		None
	307		None
	308		None
32	310		None
	311		None
	312		None
	313		None
	314		None
	315		None
	316	1	None
	2	None	
	3	Deleted last clause referring to previous question	
	4	None	
	5	None	
33	330		None
	331		None
	332		Removed clause relating to the previous question
	333		None
	334		None
	335	1	Moved last sentence to beginning of paragraph
		2	None
		3	None
	336		None
	337		None
	338	1	None
		2	Added sentence about what happens to a pending amendment when the main motion is taken from the table. Changed language of second sentence to state that a motion to amend can be tabled without carrying the main motion with it. Deleted last sentence
		3	Deleted
4		Renumbered as new Para 3	
5		Renumbered as new Para 4	
6		Renumbered as new Para 5	
7		Renumbered as new Para 6	
11	Renumbered as new Para 7		

Chapter	Section	Paragraph	Changes	
33 (cont)	339		None	
	340		None	
	341		None	
	342		None	
34	345	1	Deleted last sentence	
		2	None	
		3	Clarified language by inserting references to "main" motions and "a matter other than main motion"	
		4	Reversed order of Paras 4 and 5; becomes new Para 5	
		5	Reversed order of Paras 4 and 5; becomes new Para 4	
		6	None	
	346		None	
	347		None	
	348		None	
	349	1		In fourth sentence, removed clause referring to amendments to motions for previous question. Minor grammatical change in last sentence
			2	None
	350		None	
	351	1		Added language about main motion to first sentence.
			2	None
			3	None
	352		None	
35	355		None	
	356	1	None	
		2	Added reference to "confining" debate in last sentence	
		3	None	
		4	Deleted	
		5	Renumbered as new Para 4	
		6	Renumbered as new Para 5	
	357		None	
	358	1		None
			2	Deleted last sentence
			3	None
			4	None
			5	None
	359		None	
	360		None	
	361		None	
36	365		None	
	366		None	
	367		None	
	368		None	
	369		None	
	370		None	
	371		None	
	372		None	
373		None		
374		None		

Chapter	Section	Paragraph	Changes
37	378	1	Changed wording of clause (c)
		2	None
	379		None
	380		None
	38i		None
	382		None
	383		None
	384		None
	385		None
	386		None
	387		Deleted entire section
	388		Renumbered as new section 387; no other changes
	389		Renumbered as new section 388; no other changes
	390		Renumbered as new section 389
		1	Deleted clause referring to renewal of a motion to refer a bill to committee
		2	None
	391		Renumbered as new section 390; no other changes
38	395		None
	396		None
	397		None
	398		None
	399		None
	400		None
	401		None
	402	1	None
		2	Second reference to "question" changed to "amendment"
		3	None
		4	None
		5	None
	403	1	None
		2	Minor grammatical change
		3	Changed wording to clarify that the body has control of amendments after formal introduction
		4	None
	404		None
	405		Changed title to more clearly reflect content of section
	406		Deleted entire section
	407		Renumbered section as new section 406; deleted second sentence
408		Renumbered section as new section 407; no other changes	
409		Renumbered section as new section 408; no other changes	
410		Renumbered section as new section 409; no other changes	
411		Renumbered section as new section 410; no other changes	
412		Renumbered section as new section 411; no other changes	
413		Renumbered section as new section 412; no other changes	
414		Renumbered section as new section 413; no other changes	
415		Renumbered section as new section 414; no other changes	

Chapter	Section	Paragraph	Changes
38 (cont)	416		Renumbered section as new section 415; no other changes
	417		Renumbered section as new section 416; no other changes
	418		Renumbered section as new section 417; no other changes
	419		Renumbered section as new section 418; no other changes
	420		Renumbered section as new section 419; no other changes
	421		Renumbered section as new section 420; no other changes
39	430		None
	431		None
	432		None
	433		None
	434		None
	435		None
40	436		None
	440		None
	441		None
	442		None
	443		None
	444		None
41	450	1	None
		2	None
		3	Deleted local case cite in footnote
		4	None
		5	Minor grammatical change
	451		None
	452	1	Deleted last sentence
		2	None
		3	None
	453		Added a "See also" reference
		1	None
		2	None
		3	Minor grammatical change
		4	None
		5	Deleted entire paragraph
		6	Renumbered as new paragraph 5
		7	Renumbered as new paragraph 6
		8	Renumbered as new paragraph 7
		9	Renumbered as new paragraph 8
	10	Renumbered as new paragraph 9	
454		None	
455		None	
456		None	
457		None	
458		None	
459		None	

Chapter	Section	Paragraph	Changes	
41 (cont)	460	1	None	
		2	None	
		3	None	
		new	Added new paragraph 4 concerning disposition of motion for reconsideration	
	461		None	
	462		None	
	463	1	None	
		2	None	
		3	Minor grammatical change	
	464		None	
	465		None	
	466		None	
	467	1	Deleted first cite in footnote, which was a local case	
		2	Deleted	
		3	Deleted	
		4	Renumbered as new paragraph 2	
		5	Renumbered as new paragraph 3	
		6	Renumbered as new paragraph 4	
		7	Renumbered as new paragraph 5	
	468		Added a "See also" reference	
		1	None	
		2	Deleted; moved to become new paragraph 3 in Sec. 751	
		3	Renumbered as new paragraph 2. Also minor grammatical change	
	469	1	None	
		2	None	
		3	None	
		4	None	
		5	None	
		6	Changed wording from "usual practice" to "practice in some states"	
	470		Minor grammatical change	
	471	1	Deleted last sentence	
		2	None	
		3	None	
	472	1	Removed paragraph numbering	
		2	Deleted	
	473		None	
	474		Deleted entire section	
	42	480		None
		481		None
		482	1	None
			2	None
3			None	
4			Deleted footnote	
	5	None		
483		None		

Chapter	Section	Paragraph	Changes
43	488		None
	489		None
	490	1	None
		2	None
		3	Removed reference to "file" in clause c
		4	None
	491		None
	492		None
	493		None
	494		Removed reference to "file" in title
495		None	
44	500		None
	501	1	None
		2	None
		3	None
		4	Deleted paragraph; moved footnote to "But see also" reference in Sec. 501, Para 1
	502	1	None
		2	None
		3	None
		4	None
		5	None
		6	None
		7	Deleted school board case cite in footnote
	503		None
	504	1	None
		2	None
		3	None
		4	Deleted reference to governmental bodies from second sentence
		5	None
		6	None
		7	None
	505		None
506		None	
45	510	1	Minor grammatical change. Corrected footnote error in electronic version--inserted missing text of para 1 footnote and added paragraph spacing to separate para 2 from para 1 footnote
		2	None
		3	Deleted
		4	Renumbered as new para 3. Changed reference from "regulation" to "rule or constitutional provision"
		5	Renumbered as new para 4
	511	1	Minor grammatical change
		2	None
		3	None

Chapter	Section	Paragraph	Changes
45 (cont)	512	1	None
		2	None
		3	None
		4	None
		5	None
		6	None
		7	None
		8	Minor grammatical change
		9	None
		10	None
	513	1	None
		2	None
		3	None
		4	Changed reference from "organization" to "body"
		5	None
	514	1	None
		2	None
		3	None
		4	None
		5	None
6		Minor grammatical change	
515		None	
516		None	
517		None	
518	1	Changed reference from "do any act" to "take final action"	
	2	None	
	3	None	
46	520		None
	521	1	None
		2	Minor grammatical change
		3	None
	522		Changed wording of title slightly
		1	Minor grammatical change in first sentence. Removed reference to charges against a group from last sentence. Added Melland footnote cite from old Para 6 of Sec. 561. Added Robert's and Cushing's cites mentioned in the 1/14/85 journal of the Oregon House.
		2	Deleted
		3	Deleted
		4	Deleted
		5	Renumbered as new paragraph 2
	523	1	None
		2	Deleted second sentence; minor grammatical change to last sentence
		3	Deleted
		4	Renumbered as new paragraph 3
		5	Renumbered as new paragraph 4

Chapter	Section	Paragraph	Changes
46 (cont)	524		None
	525		None
	526		None
	527		None
	528		None
47	530		None
	531	1	None
		2	Removed reference to amending in to last sentence
		3	In first sentence, removed phrase about vote being taken first
		4	None
	532	1	None
		2	None
		3	None
		4	None
		5	Rewritten to clarify meaning
		6	None
		7	None
		8	None
	533	1	Changed first sentence to clarify; deleted second sentence
		2	None
		3	None
		4	Deleted phrase about obviously incorrect announcement
	534		None
	535	1	None
		2	None
		3	None
		4	None
		5	None
		6	None
		7	None
		8	None
		9	None
		10	Changed references from "minutes" to "journal of the body"
	536	1	None
		2	None
		3	Deleted second sentence
	537	1	None
		2	Deleted last sentence
3		None	
4		None	
5		None	
6		None	
538		Minor grammatical change to second sentence; deleted last sentence	

Chapter	Section	Paragraph	Changes
48	545		None
	546		None
	547		None
	548		None
	549		None
	550		None
49	552	1	None
		2	None
		3	Deleted reference to legislative bodies; other minor grammatical changes
		4	Deleted portion of para referring to election of more than one person
		5	None
		6	Deleted reference to "by law"
	553	1	None
		2	Added language "absent specific controlling provision"
		3	None
	554		None
	555		None
	556		None
50			Changed title of Part IV by removing reference to "administrative"
			Changed title of Chapter 50 to incorporate discipline and expulsion of members
			Due to its importance, added "See also" reference to Powell case after chapter title
	560	1	None
		2	None
		new	Inserted new para 3 specifying that a body may not impose or establish a qualification for office not specified in the constitution.
		3	Renumbered as new para 4; added language setting out circumstances under which courts may review legislative action; added footnote cite.
		4	Renumbered as new para 5. Deleted existing language, but added language allowing legislature to look at statutory qualifications enacted pursuant to constitutional authority. Deleted first footnote cite (local case) and added several other cites.
		5	Renumbered as new para 6. Deleted Watson cite in footnote (local case).
		new	Created new para.7 by inserting language from old para 5 of Sec. 563.
		6	Renumbered as new para 8.
		7	Renumbered as new para 9.
		8	Renumbered as new para 10.
	9	Renumbered as new para 11	
10	Renumbered as new para 12		

Chapter	Section	Paragraph	Changes
50 (cont)	560 (cont)	new	Inserted new para 13
		11	Moved some language to Sec. 562, new para 10. Deleted remainder of paragraph.
		12	Deleted paragraph.
	561	1	None
		New	Inserted new paragraph
		2	Renumbered as new para 3
		3	Added "See also" reference to Sec. 190; renumbered as new para 4
		4	Added "See also" reference to Secs. 190 and 191; renumbered as new para 5
		5	Renumbered as new para 6
		6	Deleted paragraph. Moved footnote cite to Sec. 522, para 1.
	562	1	None
		2	None
		3	None
		new	Added new para 4
		4	Renumbered as new para 5
		new	Added new para 6
		5	Renumbered as new para 7; grammatical change in first sentence
		6	Renumbered as new para 8
		7	Renumbered as new para 9
	563		Changed section title by deleted "No" and adding "Limited"
		1	None
		2	None
		3	Deleted last sentence
		4	None
		5	Deleted here; moved to Sec. 560 as new para 7
	564	1	None
		2	None
		3	None
		4	Added case cite to footnote
	51	568	
569			None
570			None

Chapter	Section	Paragraph	Changes	
52	575		None	
	576		None	
	577		None	
	578		None	
	579		None	
	580		None	
	581		1	None
			2	Changed reference from "organization" to "body"
582		None		
53	584	1	None	
		2	None	
		3	None	
		4	None	
		5	None	
		6	None	
		7	None	
		8	None	
		9	None	
		10	None	
		11	None	
		12	None	
		13	Minor grammatical changes	
		14	Added references to members in first and third sentence	
		15	Deleted second sentence. Changed reference to "under the direction" to "with" in third sentence	
		16	None	
	585		None	
586		None		
587		None		
54			Changed title of chapter by inserting "Creation and" before "Selection"	
	600		Changed title of section by inserting "Creating and" before "Selecting"	
		new	Inserted new Para 1; moved amended Para 4 to end of new para	
		1	Renumbered as new Para 2	
		2	Renumbered as new Para 3; other amendments	
		3	Deleted	
		4	Amended and moved to the end of new Para 1	
		5	Deleted	
		6	Renumbered as new Para 4; inserted "special" before "committees" in first line	
		New	Inserted new Para 5; language moved from Sec. 602, para 2; minor grammatical change	
		7	Renumbered as new Para 6; inserted "special" before "committee" in first line	
8	Deleted here; language moved to new Sec. 602			

Chapter	Section	Paragraph	Changes
54 (cont)	601		Entire section deleted
	602		Renumbered as new Sec. 601
		1	Deleted first sentence
		2	Deleted here; language moved to Sec. 600, new para 5:
		3	Renumbered as new Para 2; minor grammatical change
	new	Language from Sec. 600, Para 8 moved here; changed "rule" to "principle"	
55	608	1	Deleted. Similar language moved to end of new section.
		2	Deleted paragraph numbering and second sentence. Added language similar to that deleted from paragraph 1.
	609		Existing language was numbered as new paragraph 1
		new	Created new paragraph 2 describing who may preside when chair and vice chair are absent
	610		Amended to use generic term "appointing authority"
	611		Scope broadened from seemingly limited list of duties to list of examples
	612		None
	613	1	Deleted first part of third sentence. Added language stating testimony in public hearings may be taken when quorum is not present.
		2	None
		3	None
56	615	1	Deleted
		2	None
		3	Moved and renumbered as new paragraph 1. For consistency, moved "see also" note below section title
		4	Renumbered as new paragraph 3.
		5	Renumbered as new paragraph 4. Changed reference to matter in its possession.
		6	Renumbered as new paragraph 5. Changed reference to legislative body
	616	1	None
		2	None
		3	Minor grammatical changes
		4	None
		5	Minor grammatical change
	617		None
	618	1	Minor grammatical change
		2	None
	619	1	None
		2	None
		3	Minor grammatical change
	620	1	None
		2	None
		3	Minor grammatical change
		4	Minor grammatical change
	621		None
	622		None

Chapter	Section	Paragraph	Changes
57	625	1	None
		2	Minor grammatical change
		3	None
	626	1	Minor grammatical change
		2	None
		3	Added reference to changing the place of a meeting
		4	None
		5	None
		6	None
	627		None
	628	1	None
		2	None
		3	Added language to allow continuance of committees after adjournment
	629	1	Changed language relating to members' right to express opinion; permission may be requested. Moved last sentence to open Section 630
		2	None
new		Added new paragraph 3 stating only members may make motions	
630		Open section with last sentence from Sec. 629, para. 1	
58	632	1	Scope broadened from seemingly limited list of rules not vigorously enforced to list of examples
		2	None
	633	1	Deleted
		2	Renumbered as new paragraph 1
	634	1	Deleted
		2	Renumbered as new paragraph 2 of Sec. 633
	635		Renumbered as new Section 634
		1	Minor grammatical change
	636	2	None
			Renumbered as new Section 635
		1	Deleted first sentence. Some minor grammatical changes to remainder of section
	637	2	Deleted first sentence
		3	None
			Renumbered as new Section 636
	59		
640		1	Added opening sentence to define committee for action
		2	None
		3	Deleted
641			None
642			None
643		1	None
		2	Deleted last sentence
644		Minor grammatical change	

Chapter	Section	Paragraph	Changes
59 (cont)	645	1	Minor grammatical change
		2	Minor grammatical changes
		3	None
		4	For consistency, changed reference to chief legislative officer
	646		None
60	650	1	Inserted new third sentence about referring a question to subcommittee. Moved fourth sentence to first sentence in new Para 6. Moved fifth sentence (with minor grammatical changes) to new Para 4. Updated footnote reference.
		2	None
		3	None
		New	New paragraph 4. Language was formerly the fifth sentence of old Para 1.
		New	New Para. 5 concerning rules governing meetings.
		4	Becomes new Para 6. Incorporates language formerly found in fourth sentence of old Para 1.
		New	New Para 7 concerning subcommittee amendments
		New	New Para 8 concerning committee actions on subcommittee recommendations
		New	New Para 9 concerning requiring discharge of a subcommittee
61	653		None
	654		None
	655		Added language about no rule to contrary
	656		None
	657		None
	658		Added a sentence to updated language to reflect the modern practice whereby joint committees do vote by houses
	659		None
	62	663	1
2			Deleted paragraph numbering
664		1	Deleted the part of second sentence concerning permanent attachment
		2	None
		new	Inserted a new paragraph 3 stating that a committee chair may not hold or delay the filing of a report
		3	Renumbered as paragraph 4
		4	Renumbered as paragraph 5
		5	Renumbered as paragraph 6
		6	Renumbered as paragraph 7
		7	Renumbered as paragraph 8
8		Renumbered as paragraph 9	
665		1	None
		2	None
		3	Added language to clarify meaning
		4	Minor grammatical change

Chapter	Section	Paragraph	Changes	
62 (cont)	666	1	None	
		2	Moved last sentence to beginning of section. For consistency, changed reference to chief legislative officer	
		3	None	
		4	Clarified the types of committees that are allowed to report at any time	
		5	None	
		6	Deleted	
	667		None	
	668		None	
	669		None	
	670	1	None	
		2	None	
		3	None	
		4	None	
		5	None	
		6	None	
		7	None	
	671		None	
	672		For consistency, moved "see also" reference below section heading	
	673		None	
	674		None	
	675			Added a "see also" reference beneath section heading
		1		To clarify section, wording was changed to "properly called" committee meeting. Also, changed wording about what action the presiding officer takes
		2		None
		3		None
	676		None	
	677		Deleted entire section	
	678		Renumbered as Section 677. Broadened reference from resolution to measure	
63	683		None	
	684	1	None	
		2	None	
		3	None	
		4	For consistency, changed reference to chief legislative officer	
		5	None	
	685		None	
686		None		

Chapter	Section	Paragraph	Changes
63 (cont)	687	1	None
		2	None
		3	None
		4	Added language to clarify reconsideration in committee of the whole
		5	None
		6	None
		7	None
		8	None
	688		None
	689		None
690		None	
691		None	
64	694	1	None
		2	None
		3	None
		4	None
		5	For consistency, changed reference to chief legislative officer
	695	1	None
		2	None
		3	None
		4	Deleted language about publishing
		5	None
	696		None
	697	1	None
		2	Deleted references to deposit with secretary of state and journals
		3	Deleted
		4	Renumbered as paragraph 3
		5	Renumbered as paragraph 4
	698		None
	699		None
	700	1	None
		2	None
		3	For consistency, changed reference to chief legislative officer. Made some other minor grammatical changes.
		4	Deleted references to true and truth
		5	None
		6	None
		7	For consistency, changed reference to chief legislative officer.
		8	Minor grammatical change
	701		None

Chapter	Section	Paragraph	Changes
64 (cont)	702	1	For consistency, changed reference to chief legislative officer. Deleted last sentence
		2	Removed reference to secretary of the state and existing language to where courts cannot look
		3	Removed paragraph number, so this language becomes part of paragraph 2
		4	Renumbered as paragraph 3
	703	1	Deleted
		2	Deleted paragraph number and first & third sentences
65	705	1	None
		2	None
		3	None
		4	Changed reference to generic person
		5	None
		6	None
	706		None
66	710		None
	711		None
	712		None
	713		None
	714		None
67	720		None
	721	1	None
		2	Removed both references to resolution
	722		None
723		None	
68	726	1	None
		2	Minor grammatical change
		3	None
		4	None
		5	None
		6	None
		7	None
		8	None
		9	None
	727		None
	728		None
	729		None
	730		None
	731		None
	732		None
	733		None
	734	1	Replaced "several" with "separate"
		2	None
		3	None
4		None	
735	1	Changed the second "must" to "may"	
	2	None	

Chapter	Section	Paragraph	Changes	
68 (cor.)	736		None	
	737		None	
	738		None	
	739		None	
	740			Added Sec. 753 and Sec. 756 to the "See also" note
		1		None
		2		None
		3		None
		4		Added footnote referring to New York case
	5		None	
	741		None	
69	750		None	
	751	1	None	
		2		
		new		New Para 3 was created by moving Sec. 468, Para 2 here
	752		None	
	753			Added a see also note referencing Sec 740 and 756
		1		None
		2		None
	754	3		Added reference to New York court case in footnote
		1		Under clause b, deleted to reference "on the bill while both houses are in session" and inserted "in accordance with constitutional requirements"
		2		None
		3		Deleted remainder of sentence after the first reference to "secretary of state"
		4		None
		5		None
		6		None
		7		None
		8		None
		9		None
		10		None
		11		None
	12		None	
	755		None	
	756			Added "see also" reference to Sec. 740 and Sec. 753
1			None	
2			Added footnote referring to New York court case	
	3		None	
757		None		
758	1		Deleted last sentence	
	2		None	
	3		None	

Chapter	Section	Paragraph	Changes
70	760	1	None
		2	None
		3	None
		4	None
		5	None
		6	Changed wording to clarify that one house cannot question any "procedural action or ruling" of the other
	761		None
	762		None
	763		None
	764		None
765		None	
71	766	1	None
		2	None
		3	None
		4	None
		5	Minor grammatical change
		6	None
		7	None
		8	None
	767		None
	768		None
	769	1	None
		2	None
		3	None
		4	Deleted
		5	Renumbered as Para 4
		6	Renumbered as Para 5
		7	Renumbered as Para 6
	770	1	None
		2	Minor grammatical change
		3	None
	771	1	Changed language so the report must be affirmatively signed by a majority of the conferees from each chamber
		2	None
		3	None
		4	Changed to simplify and clarify language
		5	None
		6	Changed to simplify and clarify language
		7	None
		8	None
		9	Changed to simplify and clarify language

Chapter	Section	Paragraph	Changes
71 (cont)	772	1	None
		2	Changed reference from "other house" to "in form of a conference committee report"
	773	1	Changed to simplify and clarify language
		2	None
		3	None
		4	None
		5	None
774		Minor grammatical change to second sentence. Deleted sentence referring to process in Arkansas and Montana	
775		None	
72	780	1	None
		2	None
		3	None
		4	None
		5	None
		6	None
		7	Clarified that the special message must come "from the governor"
		8	None
		9	None
		10	None
		11	Moved and renumbered as Para 15
		12	Renumbered as Para 11
		13	Renumbered as Para 12
		14	Renumbered as Para 13
		15	Renumbered as Para 14
	781	1	None
		2	None
		3	None
		4	Changed language to clarify that "it is not acceptable" to lengthen session by stopping the clock
		5	None
		6	Changed to "session" ceases upon "sine die" adjournment
		7	None
		8	None
	782		None
	783		Changed title by removing reference to "three" and adding the more general language "specified number of"
		1	Removed reference to "three" and added the more general language "a specified number of"
		2	Removed reference to "three" and added the more general language "a specified number of"
3		None	
784		None	

Chapter	Section	Paragraph	Changes
73	795		None
	796	1	Minor grammatical change
		2	None
		3	None
		4	None
		5	None
	797	1	None
		2	None
		3	None
		4	None
		5	None
		6	Minor grammatical change
		7	None
	798	1	Second sentence changed by deleting "whether the power of inquiry is to be exercised by a state or federal legislative body, or"
		2	None
		3	None
	799		None
	800		None
	801	1	None
		2	Footnote was modified to include text and footnote references from old Para 7 and Para 8
		3	None
		4	None
		5	None
		6	None
		7	Converted to a narrative footnote for Para 2
		8	Converted to a narrative footnote for Para 2
		9	Deleted
	802	1	None
		2	None
		3	None
		4	Language made more general; removed reference to "chair of the committee"
		5	None
		6	None
7		None	
8		None	
9		None	
10		None	
11		None	
12		Removed reference to Congress in first sentence. Deleted second sentence. Deleted footnote.	
803		None	

Chapter	Section	Paragraph	Changes
74	805	1	None
		2	None
		3	None
		4	Reworded to clarify meaning
		5	None
	806		None
	807		None