

LDIR#258
UNIFORM
RULES
1981

PROPOSED AMENDMENTS
TO THE
-- UNIFORM RULES --

The Uniform Rules included herein have not been adopted by the Joint Rules Committee. The Rules are, therefore, outlined with the House version in one column and the Senate version in another.

MAY 29, 1981

Chenaweth
5-30

A M E N D M E N T

Offered to Proposed Uniform Rules

By Hayes

TO: Proposed Uniform Rule 41 [40]

Insert "(a)" after "HOUSE." and before "When" in the first line of the text of the rule as proposed.

After the proposed material, insert the following additional material:

"(b) When the other house presents certified amendments to a bill requesting the house of origin to concur in those amendments and the bill includes a provision changing a supreme court rule governing practice and procedure or a provision which has an effective date other than the date which is 90 days after the bill becomes law, in addition to the vote on concurrence on amendments made by the other house a separate vote shall be taken in the house of origin on the provision changing a supreme court rule or setting out the effective date. If the provision changing a supreme court rule governing practice and procedure or the provision which has an effective date other than the date which is 90 days after the bill becomes law fails to obtain a two-thirds vote when presented in the house of origin, the provision is deleted as provided in these rules and the other house advised of the failure of the house of origin to adopt the provision changing the supreme court rule or setting out an effective date."

HOUSE

SENATE

RULE 1. ORGANIZATION OF FIRST SESSION.

(a) At the time for convening of the first regular session of a legislature the lieutenant governor calls each house to order separately and calls the roll of members whose election has been certified. The lieutenant governor [HE] then administers the oath of office to the new members and, pending the election of temporary presiding officers, preserves order and decorum in the house.

(a) same as House.

(b) When the house by a majority vote of the full membership of the house [VOTE] selects a temporary presiding officer, the temporary presiding officer [HE] assumes the chair and the lieutenant governor withdraws. The temporary presiding officer [CHAIR] then calls for nominations for a permanent presiding officer and the nominee receiving a majority vote of [THE VOTES OF] the full membership of the house becomes the permanent presiding officer [ASSUMES THE CHAIR] for the two-year duration of the legislature. If a permanent presiding officer is not elected by the seventh legislative day, on the eighth legislative day the temporary presiding officer shall call for nominations for a permanent presiding officer from the floor. A roll call vote shall be taken on the persons nominated. If a permanent presiding officer is not elected, the temporary presiding officer shall call for nominations for a permanent presiding officer from the floor on each subsequent day until a permanent presiding officer is elected, and shall order a roll call vote. Election of a permanent presiding officer requires a majority vote of the full membership of the house.

(b) When the house by a majority vote of the full membership of the house [VOTE] selects a temporary presiding officer, the temporary presiding officer [HE] assumes the chair and the lieutenant governor withdraws. The temporary presiding officer [CHAIR] then calls for nominations for a permanent presiding officer and the nominee receiving a majority vote of [THE VOTES OF] the full membership of the house becomes the permanent presiding officer [ASSUMES THE CHAIR] for the two-year duration of the legislature. Election of a permanent presiding officer requires a majority vote of the full membership of the house.

RULE 24 [23]. COMMITTEE REFERRAL AND

ACTION. (a) A committee may act on any bill, resolution, or other legislative matter [ACTS ON ALL BILLS] referred to it. When the committee has acted, it shall report [AND REPORTS] its actions and recommendations to the house as soon as practicable. Committee reports must be in writing and the report must be signed by a majority of the full membership [MEMBERS] of the committee. The report shall [WILL] note the recommendation of each member signing the report. The report may recommend that the house adopt a letter of intent proposed by the committee. A letter of intent may be adopted only in third reading before adoption of the measure by a majority vote of the full membership of the house. The vote on adoption of a letter of intent shall be taken by the calling of the roll and the recording of the yeas and nays in the journal. A letter of intent may be amended at any time before it is adopted.

(a) Same as House

(b) When a bill is reported back by a committee without at least one "Do Pass", unless the bill has a subsequent referral or referrals of record, the presiding officer shall put the question "Shall the bill be referred to the Rules Committee for placement on the calendar for second reading notwithstanding the report of the committee(s)?" If the bill has a subsequent referral or referrals of record, the question shall not be put until the last committee has reported and unless all reports are without at least one "Do Pass". The question is debatable and if a majority of the full membership of

(b) Same as House

HOUSE

SENATE

RULE 16. CALL OF THE HOUSE. (a) A call of the house is used to compel attendance of absent members who have not been previously excused from a call by a majority vote of the full membership of the house. The journal shall reflect the names of all members excused from attendance and such members shall be excused from all roll calls during such absence. A call of the house may be ordered by one member. When no quorum is present, the presiding officer of the house may compel the attendance of individual absent members.

(b) If a quorum is present when a call has been ordered, the house may continue to conduct business other than the measure under consideration at the time the call was ordered. However, any member may also order a call of the house as to any other measure placed before the house for consideration after the original call has been ordered.

(c) A call is satisfied by arrival of the absent members not previously excused from the call.

(d) A call is terminated

(1) [BY ARRIVAL OF THE ABSENT MEMBERS NOT PREVIOUSLY EXCUSED FROM A CALL, AND] when the issue upon which the call has been placed has been voted upon or otherwise resolved; [,]

(2) by withdrawal of the call by the member placing the call; [,] or

(3) by a majority vote of the members present to adjourn.

(a) same as House.

(b) same as House.

(c) same as House.

(d) A call is terminated

(1) [BY ARRIVAL OF THE ABSENT MEMBERS NOT PREVIOUSLY EXCUSED FROM A CALL, AND] when the issue upon which the call has been placed has been voted upon or otherwise resolved; [,]

(2) by withdrawal of the call by the member placing the call; [,] or

(3) by a majority vote of the full membership of the house to adjourn.

HOUSE

SENATE

RULE 41 [40]. AMENDMENTS IN OTHER HOUSE. When a bill, resolution, or citation passed in one house is amended in the other house, the bill, resolution, or citation with certified amendments is returned to the house of origin requesting concurrence. The vote on concurrence in amendments is taken by the calling of the roll and the recording of the yeas and nays in the journal. Adoption requires a majority vote of the full membership in each house. If concurrence is had the clerk or secretary notes the concurrence in the journal, informs the other house of the concurrence, and proceeds to have the bill, resolution, or citation enrolled for certification and transmittal to the governor.

Senate concurs in House changes but would designate the Rule as subsection (a) and add a subsection (b):

(b) An amendment to a bill introduced in the other house is not in order if the amendment requires a change of the bill title, other than a clerical or technical change. The title of a bill may not be changed, other than by a clerical or technical change, except by an affirmative vote of two-thirds of the full membership of the house of origin.

HOUSE

RULE 42 [41]. CONFERENCE COMMITTEE.

(a) If one house refuses to concur in the amendments of the other it so notifies the amending house and requests that it recede from its amendments. The vote on receding from amendments is taken by the calling of the roll and the recording of the yeas and nays in the journal. A house recedes from its amendments only by a majority vote of the full membership of the house. If the house refuses to recede, the presiding officer of each house appoints three members to sit as a Conference Committee [ON CONFERENCE]. The committee meets when mutually agreeable to its members. If the committee reaches [AND WHEN] agreement on previously adopted amendments to a bill adopted by either house [IS REACHED], the committee then submits an identical report to each house. The report is not subject to amendment in either house. If the report is adopted by each house [BOTH HOUSES] the bill is enrolled, signed, and transmitted to the governor. If the members of the Conference Committee cannot agree on amendments, or if one or both houses refuses to adopt the committee report, the Conference Committee submits an identical written report to each house listing the specific points of disagreement for which the committee requests powers of free conference. The presiding officer of each house may then give limited powers of free conference only on the specific points listed. [IT IS IN ORDER AT ANY TIME TO GRANT POWERS OF FREE CONFERENCE TO THE COMMITTEE ON CONFERENCE.] If the members of a Conference [THE] Committee with limited powers of free conference [ON CONFERENCE]

SENATE

RULE 42 [41]. (a) Same as House

--- ALASKA STATE LEGISLATURE ---

--- HOUSE RULES COMMITTEE ---

Uniform Rules

Proposed Changes

me as House

RULE
ACTION. (;
bill, reso]
matter [ACT]
When the c
LAND REPORT

to the house
tee reports must be in writing and the report
must be signed by a majority of the full
membership [MEMBERS] of the committee. The
report shall [WILL] note the recommendation
of each member signing the report. The report
may recommend that the house adopt a letter
of intent proposed by the committee. A
letter of intent may be adopted only in third
reading before adoption of the measure by a
majority vote of the full membership of the
house. The vote on adoption of a letter of
intent shall be taken by the calling of the
roll and the recording of the yeas and nays
in the journal. A letter of intent may be
amended at any time before it is adopted.

(b) When a bill is reported back by a
committee without at least one "Do Pass",
unless the bill has a subsequent referral or
referrals of record, the presiding officer
shall put the question "Shall the bill be
referred to the Rules Committee for place-
ment on the calendar for second reading not-
withstanding the report of the committee(s)?"
If the bill has a subsequent referral or
referrals of record, the question shall not
be put until the last committee has reported
and unless all reports are without at least
one "Do Pass". The question is debatable
and if a majority of the full membership of

(b) Same as House

RULE 1. ORGANIZATION OF FIRST SESSION.

(a) At the time for convening of the first regular session of a legislature the lieutenant governor calls each house to order separately and calls the roll of members whose election has been certified. The lieutenant governor [HE] then administers the oath of office to the new members and, pending the election of temporary presiding officers, preserves order and decorum in the house.

(b) When the house by a majority vote of the full membership of the house [VOTE] selects a temporary presiding officer, the temporary presiding officer [HE] assumes the chair and the lieutenant governor withdraws. The temporary presiding officer [CHAIR] then calls for nominations for a permanent presiding officer and the nominee receiving a majority vote of [THE VOTES OF] the full membership of the house becomes the permanent presiding officer [ASSUMES THE CHAIR] for the two-year duration of the legislature. If a permanent presiding officer is not elected by the seventh legislative day, on the eighth legislative day the temporary presiding officer shall call for nominations for a permanent presiding officer from the floor. A roll call vote shall be taken on the persons nominated. If a permanent presiding officer is not elected, the temporary presiding officer shall call for nominations for a permanent presiding officer from the floor on each subsequent day until a permanent presiding officer is elected, and shall order a roll call vote. Election of a permanent presiding officer requires a majority vote of the full membership of the house.

(a) To remove from the rule a reference to a sexually explicit pronoun.

(b) To remove from the rule references to sexually explicit nouns and pronouns, and to establish procedures for and clarify the vote requirements applicable to election of temporary and permanent presiding officers.

RULE 21. SPECIAL AND JOINT COMMITTEES. (a) A special committee is a committee of one house and may be established only by the adoption of a simple resolution. The presiding officer of each house appoints the members of a [ALL] special committee[S] and designates the chair of the committee [THEIR CHAIRMEN] unless otherwise ordered by the house. The chairs [CHAIRMEN] of like committees of each house may arrange for the committees to meet jointly to receive testimony and deal with other matters which may be expedited by joint committee action.

(b) A joint committee is a committee of both houses, and may be established only by the adoption of a concurrent resolution.

One-half of the members of a joint committee, shall be appointed from each house by the presiding officer. The chair or co-chairs of a joint committee shall be chosen by the committee members.

Handwritten notes:
 - *presiding officer of each house*
 - *shall jointly appoint*
 - *chair or co-chair*
 - *by members*

(c) The resolution establishing a special or joint committee shall specify the date or conditions of termination of the committee. A special or joint committee may meet during the session or during the interim between sessions or both, as specified in the resolution. A special or joint committee may expend money only in accordance with an appropriation made for the work of the committee.

(d) No committee may be established unless authorized by law or by the Uniform Rules.

Handwritten note in a circle:
 - *Special committee*
 - *or interim committee*
 - *done in open L. Committee report*
 - *special committee*

Chen with

Re: Proposed Uniform Rules Changes
Markup Session

The following list of Rules have been requested for discussion. Representative Phillips submitted the attached proposed Rules changes. The list following list includes the supplement Rules changes submitted by the Rules Chair and circulated last Thursday, May 7th.

| | |
|--|----------------------------|
| Rule: 1. <u>Organization of First Session.</u> | Phillips Rules |
| 3. <u>Legislative Session Staff.</u> | Hayes |
| 8. <u>Privilege of the Floor.</u> | Hayes |
| 10. <u>Drafting Manual.</u> | Rules |
| 12. <u>Use of Chambers & Offices.</u> | Hayes |
| 16. <u>Call of the House.</u> | Hayes |
| 17. <u>Daily Order of Business.</u> | Hayes Rules |
| 18. <u>Daily Calendar.</u> | Phillips |
| 20. <u>Standing Committees.</u> | Hayes Phillips |
| 21. <u>Interim Committees.</u> | Phillips |
| 23. <u>Committee Meetings.</u> | Hayes Rules |
| 24. <u>Committee Referral & Action.</u> | Hayes Phillips |
| 30. <u>Reconsideration.</u> | Hayes Phillips |
| 34. <u>Voting Procedure.</u> | Hayes |
| 35. <u>Amendment.</u> | Hayes Phillips |
| 37. <u>Introduction of Bills.</u> | Phillips |
| 38. <u>History of Bills.</u> | Phillips Rules |
| 39. <u>Action on Bills.</u> | Hayes |
| 41. <u>Amendments on other House.</u> | Phillips |
| 42. <u>Conference Committee</u> | Hayes Phillips Rules |
| 43. <u>Enrollment.</u> | Hayes Rules |
| 49. <u>Resolutions.</u> | Hayes |

Original sponsor: Rules Committee

Offered: 3/31/81
Referred: Rules

1 IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

2 CS FOR HOUSE CONCURRENT RESOLUTION NO. 3 (State Affairs)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 Proposing an amendment to the uniform
6 rules relating to conference commit-
7 tees and free conference committees.

8 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. Rule 41 of the Uniform Rules of the Alaska State Legisla-
10 ture is amended to read:

11 RULE 41. CONFERENCE COMMITTEE. (a) If one house refuses to
12 concur in the amendments of the other it so notifies the amending house
13 and requests that it recede from its amendments. If the house refuses
14 to recede, the presiding officer of each house appoints three members
15 to sit as a Committee on Conference. The committee meets when mutually
16 agreeable to its members and when agreement on previously adopted
17 amendments to a bill adopted by either house is reached, the committee
18 submits an identical report to each house. If the report is adopted by
19 both houses the bill is enrolled, signed, and transmitted to the gover-
20 nor. If the members of the Committee on Conference cannot agree on
21 amendments or if one or both houses refuses to adopt the report, the
22 Committee on Conference shall submit a written report to each house
23 listing the specific points of disagreement for which the committee
24 requests powers of free conference. The presiding officer of each
25 house may give limited powers of free conference only on the specific
26 points listed. [IT IS IN ORDER AT ANY TIME TO GRANT POWERS OF FREE
27 CONFERENCE TO THE COMMITTEE ON CONFERENCE.] If the members of the
28 Committee on Conference with limited powers of free conference cannot
29 agree on amendments or one or both houses refuses to adopt its report,

RULE 1. ORGANIZATION OF FIRST SESSION.

(a) At the time for convening of the first regular session of a legislature the lieutenant governor calls each house to order separately and calls the roll of members whose election has been certified. The lieutenant governor [HE] then administers the oath of office to the new members and, pending the election of temporary presiding officers, preserves order and decorum in the house.

(b) When the house by a majority vote of the full membership of the house [VOTE] selects a temporary presiding officer, the temporary presiding officer [HE] assumes the chair and the lieutenant governor withdraws. The chair then calls for nominations for a permanent presiding officer and the nominee receiving a majority vote of the [VOTES OF] the full membership of the house assumes the chair for the two-year duration of the legislature.

(c) Pending the organization of the house a secretary assigned by the Legislative Council assists the lieutenant governor and the temporary and permanent presiding officers in the performance of their duties.

(d) The Uniform Rules of the Legislature of the previous regular session or any authorized revision of those rules are used as the temporary rules until the Rules Committee reports on and the legislature in joint session adopts permanent uniform rules.

(a) To remove from the rule a reference to a sexually explicit pronoun.

(b) To remove from the rule a reference to a sexually explicit pronoun, and to clarify the vote requirements applicable to election of temporary and permanent presiding officers.

Introduced: 2/5/81
Referred: Rules and
Judiciary

1 IN THE SENATE

BY THE RULES COMMITTEE

2 SENATE CONCURRENT RESOLUTION NO. 8

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 Proposing amendments to the uniform
6 rules.

7 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:

8 * Section 1. Rule 1(b) of the Uniform Rules of the Alaska State Legisla-
9 ture is amended to read:

10 (b) When the house by a majority vote of the full membership of
11 the house [VOTE] selects a temporary presiding officer, he assumes the
12 chair and the lieutenant governor withdraws. The chair then calls for
13 nominations for a permanent presiding officer and the nominee receiving
14 a majority vote [OF THE VOTES] of the full membership of the house
15 assumes the chair for the two-year duration of the legislature.

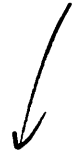
16 * Sec. 2. Rule 3(a) of the Uniform Rules of the Alaska State Legislature
17 is amended to read:

18 (a) Each house elects an internal administration officer (a Chief
19 Clerk in the House and a Secretary in the Senate) to serve for the
20 two-year duration of the legislature. The officer is nominated by the
21 Rules Committee and elected by a majority vote of the full membership
22 [MEMBERS] of the house. The Chief Clerk and Secretary are responsible
23 for the selection and supervision of the staff of their offices and are
24 subject to the direction of the presiding officer and Rules Committee
25 according to law and legislative rule.

26 * Sec. 3. Rule 9 of the Uniform Rules of the Alaska State Legislature is
27 amended to read:

28 RULE 9. The journal of each house reports only the essential
29 items of daily business: roll call votes, major motions, communications

12-1608
Chenoweth ✓
5-13



1 IN THE HOUSE

BY THE RULES COMMITTEE

2 HOUSE BILL NO.

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to attendance of legislators, estab-
7 lishing procedures under which the commissioner of
8 public safety may assist in securing the attendance of
9 a legislator, and establishing a sanction against a
10 legislator who does not attend a legislative session
11 under a call of the house; and providing for an
12 effective date."

13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

14 * Section 1. AS 24.05 is amended by adding a new section to read:

15 Sec. 24.05.145. COMPELLING ATTENDANCE. (a) If a member of a
16 house of the legislature orders a call of the house to compel the
17 attendance of an absent member or members and all members do not
18 promptly attend the session in response to the call, the presiding
19 officer of the house may direct the commissioner of public safety to
20 assist in securing the attendance of a missing member or members.

21 (b) To secure the assistance of the commissioner of public
22 safety, the presiding officer of the house in which a call of the house
23 has been ordered shall

24 (1) announce to the house that he is directing the commis-
25 sioner of public safety to assist the sergeant-at-arms of the house to

12-1608
Chenoweth
4-23

Smith

BY THE RULES COMMITTEE

1 IN THE HOUSE

2 HOUSE BILL NO.

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to attendance of legislators and
7 establishing procedures under which the commissioner
8 of public safety may assist in securing the attendance
9 of a legislator; and providing for an effective date."

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

11 * Section 1. AS 24.05 is amended by adding a new section to read:

12 Sec. 24.05.145. COMPELLING ATTENDANCE. (a) If a member of a
13 house of the legislature orders a call of the house to compel the
14 attendance of an absent member or members and all members do not
15 promptly attend the session in response to the call, the presiding
16 officer of the house may direct the commissioner of public safety to
17 assist in securing the attendance of a missing member or members.

18 (b) To secure the assistance of the commissioner of public safety,
19 the presiding officer of the house in which a call of the house has
20 been ordered shall

21 (1) announce to the house that he is directing the commis-
22 sioner of public safety to assist the sergeant-at-arms of the house to
23 locate and secure the attendance of a missing member or members of the
24 house; and

25 (2) in writing, direct the commissioner of public safety to

RULE . COMMITTEE MEETINGS. (a) The time, place, and subject matter of all meetings of standing and special committees during a week shall be provided by the chairman of the committee to the chief clerk or secretary by 4:00 p.m. the preceding Friday. The chief clerk or secretary shall publish and distribute copies of the weekly schedule of committee meetings.

(b) The chairman of a standing or special committee shall provide the chief clerk or secretary written notice of a change in the time, place, or subject matter of a meeting for which the chairman previously provided information under (a) of this rule. Notice of the change shall be given not less than 24 hours before the meeting, and shall be announced by the chief clerk or secretary at the next daily legislative session and published as a notice in the journal of the house.

(c) A scheduled meeting of a standing or special committee may be cancelled at any time. If possible, notice of the cancellation of a meeting shall be given as provided in (b) of this rule.

- UNIFORM RULES -

ALASKA
STATE LEGISLATURE

THE 1977 RULES WILL SERVE AS THE TEMPORARY
RULES OF THE TWELFTH LEGISLATURE UNTIL THE
LEGISLATURE IN JOINT SESSION ADOPTS THEM,
OR A REVISED VERSION OF THEM, SOMETIME AFTER
JANUARY 12, 1981

ADOPTED BY THE
TENTH STATE LEGISLATURE --- FIRST SESSION
1977

As adopted, May 6, 1977 and as modified by
Legislative Resolve 44, Session Law of Alaska, 1980
LEGISLATIVE AFFAIRS AGENCY

Rule I. ORGANIZATION OF FIRST SESSION

(a) At the time for convening of the first regular session of a legislature the Lieutenant governor calls each house to order separately and calls the roll of members whose election has been certified. He then administers the oath of office to the new members and, pending the election of temporary presiding officers, preserves order and decorum in the House.

(b) When the house by a majority of the full membership vote selects a temporary presiding officer he assumes the chair and the Lieutenant governor withdraws. The chair then calls for nominations for a permanent presiding officer and the nominee receiving a majority of the votes of the full membership assumes the chair for the two-year duration of the legislature.

(c) Pending the organization of the house a secretary assigned by the Legislative Council assists the lieutenant governor and the temporary and permanent presiding officers in the performance of their duties.

(d) The Uniform Rules of the Legislature of the previous regular session or any authorized revision of those rules are used as the temporary rules until the Rules Committee reports on and the legislature in joint session adopts permanent uniform rules.

(e) The presiding officer shall announce not later than the day following his election the appointment of a Committee on Committees consisting of himself as chairman and four other members. The committee is responsible for nominating the chairmen and members of the standing committees as set forth

ALASKA STATE LEGISLATURE

PROPOSED AMENDMENTS
TO THE
-- UNIFORM RULES --

(As Adopted by the House & Senate Rules Committees
Meeting Jointly.)

MAY 29, 1981