

As Amended by House Committee
As Amended by Senate on Final Action

Session of 2013

Senate Concurrent Resolution No. 1604

By Senators Wagle, Bruce and Hensley

1-14

1 A CONCURRENT RESOLUTION adopting joint rules for the Senate and
2 House of Representatives for the 2013-2014 biennium.

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4 *Be it resolved by the Senate of the State of Kansas, the House of*
5 *Representatives concurring therein: That the following joint rules shall be*
6 *the joint rules of the Senate and House of Representatives for the 2013-*
7 *2014 biennium.*

8 JOINT RULES OF THE SENATE AND
9 HOUSE OF REPRESENTATIVES
10 2013-2014
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12 **Joint rule 1. Joint rules; application and date of expiration;**
13 **adoption, amendment, suspension and revocation.** (a) *Joint rules;*
14 *expiration, adoption, amendment, suspension and revocation; vote*
15 *required.* Joint rules are adopted under the authority of section 8 of article
16 2 of the Constitution of the State of Kansas and shall govern matters made
17 subject thereto except when otherwise specifically provided by joint rule.
18 Joint rules shall expire at the conclusion of the terms of representatives.
19 Joint rules shall be adopted, amended, suspended and revoked by
20 concurrent resolution of the two houses of the legislature. Concurrent
21 resolutions adopting joint rules shall receive the affirmative vote of not
22 less than a majority of the members then elected (or appointed) and
23 qualified in each house.

24 (b) *Amendment, suspension or revocation of joint rules; previous*
25 *notice; vote required.* After one day's previous notice, joint rules may be
26 amended, suspended or revoked by the affirmative vote of not less than a
27 majority of the members then elected (or appointed) and qualified in each
28 house. Upon the filing of such notice in either house, a message shall be
29 sent to the other house advising of the filing of such notice and the reading
30 of the message shall constitute notice to the members of such house. If
31 such previous notice is not given, the affirmative vote of 2/3 of the
32 members then elected (or appointed) and qualified in each house shall be
33 required for the amendment, suspension or revocation of a joint rule.

34 (c) *Amendment, suspension or revocation of joint rules at*
35 *commencement of legislative session; vote required; conditions.*

1 Notwithstanding any provision of this rule to the contrary, no notice shall
2 be required for the adoption of a concurrent resolution amending,
3 suspending or revoking any one or more joint rules at the commencement
4 of a legislative session, and adoption of any such concurrent resolution
5 shall require only the affirmative vote of not less than a majority of the
6 members then elected (or appointed) and qualified in each house, subject
7 to the following conditions: (1) The concurrent resolution is sponsored by
8 the speaker or the president, and (2) either (a) a copy thereof is mailed to
9 each member of the legislature by deposit in the United States mails not
10 later than 11:00 p.m. on the Thursday preceding the Monday on which the
11 legislative session is to commence or (b) in lieu of mailing, copies of the
12 concurrent resolution are made available to members on the first day of the
13 legislative session and final action is taken on a subsequent legislative day.

14 **Joint rule 2. Joint sessions.** (a) *Joint session called by concurrent*
15 *resolution; vote required; time, place and subject matter.* A joint session of
16 the senate and house of representatives may be called by concurrent
17 resolution adopted by the affirmative vote of not less than a majority of the
18 members elected (or appointed) and qualified in each house of the
19 legislature or as may otherwise be prescribed by law. Any such resolution
20 shall fix the time and place of the joint session, and the subject matter to
21 be considered at the joint session. Joint sessions shall consider only such
22 matters as are prescribed by law or by the concurrent resolution calling
23 such joint session.

24 (b) *Presiding officer at joint sessions; record of joint session; rules*
25 *applicable.* The speaker of the house of representatives shall preside at all
26 joint sessions of the senate and house of representatives, and the clerk of
27 the house of representatives shall keep a record of the proceedings thereof
28 and shall enter the record of each such session in the journal of the house
29 of representatives. The rules of the house of representatives and the joint
30 rules of the two houses, insofar as the same may be applicable shall be the
31 rules for joint sessions of the two houses.

32 (c) *Votes in joint session; taking; requirements.* All votes in a joint
33 session shall be taken by yeas and nays, and in taking the same it shall be
34 the duty of the secretary of the senate first to call the names of the
35 members of the senate, and after which the clerk of the house of
36 representatives shall in like manner call the names of the members of the
37 house. Each member of the senate and the house of representatives present
38 shall be required to vote on all matters considered in joint session, unless
39 excused by a vote of a majority of the members of both houses present.

40 **Joint rule 3. Conference committee procedure.** (a) *Action by house*
41 *of origin of bill or concurrent resolution amended by other house.* When a
42 bill or concurrent resolution is returned to the house of origin with
43 amendments by the other house, the house of origin may: (1) Concur in

1 such amendments; (2) refuse to concur in such amendments; or (3) refuse
2 to concur in such amendments and request a conference on the bill or
3 concurrent resolution.

4 (b) *Concurrence by house of origin; concurrence prior to taking action*
5 *on conference committee report by other house; final action; effect of*
6 *failure of motion to concur.* The house of origin of any bill or concurrent
7 resolution may concur in any amendments made by the other house,
8 except that if the bill or concurrent resolution has been referred to a
9 conference committee such action may only be taken prior to the taking of
10 final action upon the conference committee report upon such bill or
11 concurrent resolution by the other house. A vote in the house of origin of
12 any bill or concurrent resolution on a motion to concur in amendments to
13 such bill or concurrent resolution by the other house shall be considered
14 action on the final passage of the bill or concurrent resolution and the
15 affirmative and negative votes thereon shall be entered in the journal. If
16 the motion to concur is upon amendments to a bill or concurrent resolution
17 for which a conference committee has been appointed and action has not
18 been taken upon the report of such committee by the other house and such
19 motion fails, the bill or concurrent resolution shall not be deemed to have
20 been killed thereby, ~~but if~~ **and the motion to concur may be renewed but**
21 **not on the same legislative day.** If the motion to concur is upon
22 amendments to a bill or concurrent resolution for which a conference
23 committee has not been appointed and such motion fails, the bill or
24 concurrent resolution shall be deemed to be killed.

25 (c) *Motion to nonconcur; when considered final action; effect of*
26 *adoption of motion.* A vote in the house of origin of any bill or concurrent
27 resolution on a motion to nonconcur or to refuse to concur in amendments
28 to such bill or concurrent resolution by the other house which is not
29 coupled with a request for the appointment of a conference committee
30 shall be considered action on final passage of the bill or concurrent
31 resolution and the affirmative and negative votes thereon shall be entered
32 in the journal, and the bill or concurrent resolution shall be deemed killed
33 on the adoption thereof.

34 (d) *House of origin refusal to concur or nonconcur; request for*
35 *conference; procedure.* When a bill or concurrent resolution is returned by
36 either house to the house of origin with amendments, and the house of
37 origin refuses to concur or to nonconcur therein, a conference may be
38 requested by a majority vote of the members present and voting. Such
39 request shall be transmitted to the other house by message which shall
40 include the names of the conferees on the part of the requesting house.
41 Upon receipt of any such message, the receiving house may, in like
42 manner, approve such conference, and shall thereupon notify the
43 requesting house by message stating the names of its conferees.

1 (e) *Membership; appointment; chairperson; house of origin of*
2 *substitute or materially changed bill or concurrent resolution; meetings of*
3 *conference committee.* Each conference committee shall consist of three
4 members of the senate and three members of the house of representatives,
5 unless otherwise fixed by agreement of the president of the senate and
6 speaker of the house. Senate members shall be appointed by the president
7 of the senate and house members shall be appointed by the speaker of the
8 house of representatives. The president or the speaker may replace any
9 conferee previously appointed by such person. Not less than one member
10 appointed from each house shall be a member of the minority political
11 party of such house except when such representation for such house is
12 waived by the minority leader of such house. In all cases, the first-named
13 member of the house of origin of the bill or concurrent resolution assigned
14 to the committee shall be chairperson of the conference committee. The
15 house of origin of a substitute bill or substitute concurrent resolution shall
16 be the house in which the bill or concurrent resolution in its original form
17 was introduced. The chairperson of a conference committee on a bill or
18 concurrent resolution the subject matter of which has been ruled to be
19 materially changed shall be a member of the house which amended the bill
20 or concurrent resolution to materially change the subject matter. Each
21 conference committee shall meet on the call of its chairperson. All
22 meetings of conference committees shall be open to the public and no
23 meeting shall be adjourned to another time or place in order to subvert
24 such policy.

25 (f) *Conference committee reports; subject matters which may be*
26 *included; report not subject to amendment; house which acts first on*
27 *report; copies of reports; reports considered under any order of business.*
28 Only subject matters which are or have been included in the bill or
29 concurrent resolution in conference or in bills or concurrent resolutions
30 which have been passed or adopted in either one or both houses during the
31 current biennium of the legislature may be included in the report of the
32 conference committee on any bill or concurrent resolution except in any
33 appropriations bill there may be included a proviso relating to any such
34 item of appropriation. A conference committee report shall not be subject
35 to amendment. The original signed conference committee report shall be
36 submitted to and acted upon first by the house other than the house of
37 origin of the bill or concurrent resolution. Except when a conference
38 committee report is an agree to disagree coupled with a request that a new
39 conference committee be appointed or is a recommendation to accede to or
40 recede from all amendments of the second house, electronic and paper
41 copies of the report shall be made available to all members of the house
42 considering the report not later than 30 minutes before the time of its
43 consideration, except that if the report is more than six pages in length no

1 paper copies will be required to be distributed to individual members
2 provided that at least 10 paper copies of the report are made available to
3 members at the clerk's or secretary's desk at the front of the respective
4 house. By written notice, the majority leader may direct the clerk or
5 secretary to increase from six pages to some greater number of pages the
6 size of conference committee reports that need not be distributed by paper
7 copies to individual members pursuant to this rule. The affirmative vote of
8 2/3 of the members present in the house at the time of consideration of the
9 report shall be sufficient to dispense with distribution of copies of the
10 conference committee report to all members of that house. Reports of
11 conference committees may be received and considered under any order of
12 business.

13 (g) *Signatures required on conference committee reports.* All initial
14 conference committee reports other than an agreement to disagree coupled
15 with a request that a new conference committee be appointed shall be
16 signed by all of the conferees. All initial conference committee reports
17 which are an agreement to disagree coupled with a request that a new
18 conference committee be appointed shall be signed by a majority of the
19 conferees appointed in each house. If a conference committee report which
20 is an agreement to disagree coupled with a request that a new conference
21 committee be appointed is not adopted, a subsequent conference
22 committee report shall be signed by all conferees unless a subsequent
23 conference committee report which is an agreement to disagree coupled
24 with a request that a new conference committee be appointed is adopted, in
25 which case a conference committee report subsequent to the adoption of
26 such report shall be signed by a majority of the conferees appointed in
27 each house. All other conference committee reports shall be signed by a
28 majority of the conferees appointed in each house.

29 (h) *Vote to adopt conference committee report final action; effect of*
30 *failure of motion to adopt conference committee report.* The vote to adopt
31 the report of a conference committee, other than a report of failure to agree
32 coupled with a recommendation for appointment of a new conference
33 committee, shall be considered final action on the bill or concurrent
34 resolution and the affirmative and negative votes thereon shall be entered
35 in the journal. If the motion fails, the bill or concurrent resolution shall be
36 deemed to be killed. If the motion on a conference committee report which
37 is an agreement to disagree coupled with a request that a new conference
38 committee be appointed fails, the bill or concurrent resolution shall not be
39 deemed to have been killed thereby and remains in conference.

40 (i) *Report of conference committee unable to agree; effect of failure to*
41 *request new conference committee; effect of failure of motion to adopt*
42 *report requesting new conference committee.* If a conference committee
43 upon any bill or concurrent resolution is unable to agree, it shall report that

1 fact to both houses. Such report may request that a new conference
2 committee be appointed thereon. If the committee so reports but fails to
3 request the appointment of a new conference committee thereon, the bill or
4 concurrent resolution shall be deemed to have been killed upon the
5 adoption by either house of such report. If the motion to adopt a report
6 requesting the appointment of a new conference committee fails, the bill or
7 concurrent resolution shall be deemed to be killed.

8 (j) *Bills or concurrent resolutions under consideration by conference*
9 *committees and reports thereof; carryover from odd-numbered to even-*
10 *numbered year.* Bills or concurrent resolutions under consideration by a
11 conference committee, or a report of which has been filed but no action
12 taken thereon in either house, at the time of adjournment of a regular
13 session of the legislature held in an odd-numbered year shall remain alive
14 during the interim and may be considered by the committee and legislature
15 as the case may be at the regular session held in the following even-
16 numbered year.

17 **Joint rule 4. Deadlines for introduction and consideration of bills.**

18 The senate and house of representatives shall observe the following
19 schedule of deadlines in making requests for drafting and in the
20 introduction and consideration of bills.

21 (a) *Bill request deadline for individual members.* Except for bills
22 introduced pursuant to (i) of this rule, no request to draft bills, except those
23 made by committees, through their respective chairpersons, shall be made
24 to, or accepted by, the office of the revisor of statutes after the hour of 5:00
25 p.m. on February 4, 2013, during the 2013 regular session and on February
26 3, 2014, during the 2014 regular session.

27 (b) *Bill introduction deadline for individual members.* Except as
28 provided in (i) of this rule, no bill sponsored by a member or members
29 shall be introduced in either house of the legislature after the hour of
30 adjournment on February 13, 2013, during the 2013 regular session and on
31 February 12, 2014, during the 2014 regular session. Such deadline for the
32 introduction of bills by individual members may be changed to an earlier
33 date in either house at any time by resolution duly adopted by the
34 affirmative vote of not less than a majority of the members then elected (or
35 appointed) and qualified in such house.

36 (c) *Bill request deadline for certain committees.* Except for bills to be
37 introduced pursuant to (i) of this rule, no committee except the committee
38 on ways and means of the senate, ***the committee on assessment and***
39 ***taxation of the senate***, select committees of either house when so
40 authorized, the committee on federal and state affairs of either house or the
41 house committees on calendar and printing, appropriations and taxation
42 shall make a request to the office of the revisor of statutes for any bill to be
43 drafted for sponsorship by such committee after the hour of 5:00 p.m. on

1 February 11, 2013, during the 2013 regular session and on February 10,
2 2014, during the 2014 regular session.

3 (d) *Bill introduction deadline for certain committees.* Except as
4 provided in (i) of this rule, no bill sponsored by any committee of either
5 house of the legislature, except the committee on ways and means of the
6 senate, ***the committee on assessment and taxation of the senate***, select
7 committees of either house when so authorized, the committee on federal
8 and state affairs of either house or the house committees on calendar and
9 printing, appropriations and taxation shall be introduced in either house
10 after the hour of adjournment on February 15, 2013, during the 2013
11 regular session and on February 14, 2014, during the 2014 regular session.

12 (e) *House of origin bill consideration deadline.* No bill, except bills
13 sponsored by, referred to or acted upon by the committee on ways and
14 means of the senate, ***the committee on assessment and taxation of the***
15 ***senate***, select committees of either house when so authorized, the
16 committee on federal and state affairs of either house or the house
17 committees on calendar and printing, appropriations and taxation shall be
18 considered in the house in which such bill originated after the hour of
19 adjournment on March 1, 2013, during the 2013 regular session and on
20 February 28, 2014, during the 2014 regular session.

21 (f) *Second house bill consideration deadline.* No bill, except bills
22 sponsored by, referred to or acted upon by the committee on ways and
23 means of the senate, ***the committee on assessment and taxation of the***
24 ***senate***, select committees of either house when so authorized, the
25 committee on federal and state affairs of either house or the house
26 committees on calendar and printing, appropriations and taxation shall be
27 considered by either house, not the house of origin of such bill, after the
28 hour of adjournment on March 27, 2013, during the 2013 regular session
29 and March 26, 2014, during the 2014 regular session.

30 (g) *Exceptions to limitation of (d), (e) and (f); procedure.* Specific
31 exceptions to the limitations prescribed in subsections (d), (e) and (f) may
32 be made in either house by resolution adopted by the affirmative vote of
33 not less than a majority of the members of such house then elected (or
34 appointed) and qualified.

35 (h) *Deadline which falls on day neither house in session; effect.* In the
36 event that any deadline prescribed in this rule falls on a day that neither
37 house of the legislature is in session, such deadline shall be observed on
38 the next following day that either house is in session.

39 (i) *Bills introduced in odd-numbered years after deadlines; effect.* Bills
40 may be introduced by members and committees in regular sessions
41 occurring in an odd-numbered year after the times prescribed in (b) and (d)
42 of this rule, but there shall be no final action thereon by either house
43 during the session when introduced. Such bills shall be held over for

1 consideration at the next succeeding regular session held in an even-
2 numbered year.

3 (j) *Modification of schedule of deadlines for introduction and*
4 *consideration of bills; procedure.* In any regular session a concurrent
5 resolution may be adopted by the affirmative vote of not less than a
6 majority of the members then elected (or appointed) and qualified in each
7 house setting forth a different schedule of deadlines for introduction and
8 consideration of bills for that session and the provisions of such concurrent
9 resolution shall apply to such session notwithstanding provisions of this
10 rule to the contrary.

11 (k) *Bill consideration deadline; exceptions.* No bills shall be considered
12 by the Legislature after April 5, 2013, during the 2013 regular session and
13 after April 4, 2014, during the 2014 regular session except bills vetoed by
14 the Governor, the omnibus appropriation act and the omnibus
15 reconciliation spending limit bill provided for under K.S.A. 75-6702, and
16 amendments thereto. This subsection (k) may be suspended for the
17 consideration of a specific bill or bills not otherwise exempt under this
18 subsection by the affirmative vote of a majority of the members then
19 elected (or appointed) and qualified in the house in which the bill is to be
20 considered.

21 **Joint rule 5. Closure of meetings to consider matters relating to**
22 **security.** Any standing committee of the House of Representatives, any
23 standing committee of the Senate, the Legislative Coordinating Council,
24 any joint committee of both houses of the legislature, any special or select
25 committee of the House of Representatives or the Senate, the House of
26 Representatives in session, the Senate in session or a joint session of the
27 House of Representatives and the Senate may meet in closed, executive
28 session for the purpose of receiving information and considering matters
29 relating to the security of state officers or employees, or both, or the
30 security of buildings and property under the ownership or control of the
31 State of Kansas.

32 **Joint rule 6. Floor Amendments to Bills Making Appropriations.**
33 *Unless by majority consent to correct an error in drafting, no*
34 *amendment from the floor in either house of the legislature to increase*
35 *the amount of expenditures that would be authorized in a provision of*
36 *an appropriations bill shall be in order unless the amendment contains a*
37 *provision reducing, by a like or greater amount, expenditures that would*
38 *be authorized in another provision of such appropriations bill.*
39 *Notwithstanding any rule in either house of the legislature, those*
40 *portions of a motion to amend a bill as described in this rule shall be*
41 *indivisible.*