

*{As Amended by Senate on Final Action}*

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**{As Amended by House Committee of the Whole}**

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**(Corrected)**

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*Session of 2015*

## **House Concurrent Resolution No. 5002**

By Representatives Merrick and Burroughs

1-12

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1 A CONCURRENT RESOLUTION adopting joint rules for the  
2 Senate and House of Representatives for the 2015-2016  
3 biennium.

4 *Be it resolved by the House of Representatives of the State*  
5 *of Kansas, the Senate concurring therein:* That the following  
6 joint rules shall be the joint rules of the Senate and House of  
7 Representatives for the 2015-2016 biennium.

8 *JOINT RULES*  
9 *OF THE*  
10 *SENATE AND HOUSE OF REPRESENTATIVES*  
11 *2015-2016*

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  $\frac{2}{3}$  of the

1 members then elected (or appointed) and qualified in each house shall be  
2 required for the amendment, suspension or revocation of a joint rule.

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

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

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

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

1       **Joint rule 3. Conference committee procedure.** (a) *Action by house*  
2 *of origin of bill or concurrent resolution amended by other house.* When a  
3 bill or concurrent resolution is returned to the house of origin with  
4 amendments by the other house, the house of origin may: (1) Concur in  
5 such amendments; (2) refuse to concur in such amendments; or (3) refuse  
6 to concur in such amendments and request a conference on the bill or  
7 concurrent resolution.

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

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

38       (d) *House of origin refusal to concur or nonconcur; request for*  
39 *conference; procedure.* When a bill or concurrent resolution is returned by  
40 either house to the house of origin with amendments, and the house of  
41 origin refuses to concur or to nonconcur therein, a conference may be  
42 requested by a majority vote of the members present and voting. Such  
43 request shall be transmitted to the other house by message which shall

1 include the names of the conferees on the part of the requesting house.  
2 Upon receipt of any such message, the receiving house may, in like  
3 manner, approve such conference, and shall thereupon notify the  
4 requesting house by message stating the names of its conferees.

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

29 (f) *Conference committee reports; subject matters which may be*  
30 *included; report not subject to amendment; house which acts first on*  
31 *report; copies of reports; reports considered under any order of business.*

32 Only subject matters which are or have been included in the bill or  
33 concurrent resolution in conference or in bills or concurrent resolutions  
34 which have been passed or adopted in either one or both houses during the  
35 current biennium of the legislature may be included in the report of the  
36 conference committee on any bill or concurrent resolution except in any  
37 appropriations bill there may be included a proviso relating to any such  
38 item of appropriation. ~~Only one additional bill or concurrent~~  
39 ~~resolution or part of a bill or concurrent resolution in conference or in~~  
40 ~~a bill or concurrent resolution which has passed in either one or both~~  
41 ~~houses during the current biennium of the legislature may be included~~  
42 ~~in the report of the conference committee on any bill or concurrent~~  
43 ~~resolution.~~ A conference committee report shall not be subject to

1 amendment. The original signed conference committee report shall be  
2 submitted to and acted upon first by the house other than the house of  
3 origin of the bill or concurrent resolution. Except when a conference  
4 committee report is an agree to disagree coupled with a request that a new  
5 conference committee be appointed or is a recommendation to accede to or  
6 recede from all amendments of the second house, electronic and paper  
7 copies of the report shall be made available to all members of the house  
8 considering the report not later than 30 minutes before the time of its  
9 consideration, except that if the report is more than six pages in length no  
10 paper copies will be required to be distributed to individual members  
11 provided that at least 10 paper copies of the report are made available to  
12 members at the clerk's or secretary's desk at the front of the respective  
13 house. By written notice, the majority leader may direct the clerk or  
14 secretary to increase from six pages to some greater number of pages the  
15 size of conference committee reports that need not be distributed by paper  
16 copies to individual members pursuant to this rule. The affirmative vote of  
17  $\frac{2}{3}$  of the members present in the house at the time of consideration of the  
18 report shall be sufficient to dispense with distribution of copies of the  
19 conference committee report to all members of that house. Reports of  
20 conference committees may be received and considered under any order of  
21 business.

22 (g) *Signatures required on conference committee reports.* All initial  
23 conference committee reports other than an agreement to disagree coupled  
24 with a request that a new conference committee be appointed shall be  
25 signed by all of the conferees. All initial conference committee reports  
26 which are an agreement to disagree coupled with a request that a new  
27 conference committee be appointed shall be signed by a majority of the  
28 conferees appointed in each house. If a conference committee report which  
29 is an agreement to disagree coupled with a request that a new conference  
30 committee be appointed is not adopted, a subsequent conference  
31 committee report shall be signed by all conferees unless a subsequent  
32 conference committee report which is an agreement to disagree coupled  
33 with a request that a new conference committee be appointed is adopted, in  
34 which case a conference committee report subsequent to the adoption of  
35 such report shall be signed by a majority of the conferees appointed in  
36 each house. All other conference committee reports shall be signed by a  
37 majority of the conferees appointed in each house.

38 (h) *Vote to adopt conference committee report final action; effect of*  
39 *failure of motion to adopt conference committee report.* The vote to adopt  
40 the report of a conference committee, other than a report of failure to agree  
41 coupled with a recommendation for appointment of a new conference  
42 committee, shall be considered final action on the bill or concurrent  
43 resolution and the affirmative and negative votes thereon shall be entered

1 in the journal. If the motion fails, the bill or concurrent resolution shall be  
2 deemed to be killed. If the motion on a conference committee report which  
3 is an agreement to disagree coupled with a request that a new conference  
4 committee be appointed fails, the bill or concurrent resolution shall not be  
5 deemed to have been killed thereby and remains in conference.

6 (i) *Report of conference committee unable to agree; effect of failure*  
7 *to request new conference committee; effect of failure of motion to adopt*  
8 *report requesting new conference committee.* If a conference committee  
9 upon any bill or concurrent resolution is unable to agree, it shall report that  
10 fact to both houses. Such report may request that a new conference  
11 committee be appointed thereon. If the committee so reports but fails to  
12 request the appointment of a new conference committee thereon, the bill or  
13 concurrent resolution shall be deemed to have been killed upon the  
14 adoption by either house of such report. If the motion to adopt a report  
15 requesting the appointment of a new conference committee fails, the bill or  
16 concurrent resolution shall be deemed to be killed.

17 (j) *Bills or concurrent resolutions under consideration by conference*  
18 *committees and reports thereof; carryover from odd-numbered to even-*  
19 *numbered year.* Bills or concurrent resolutions under consideration by a  
20 conference committee, or a report of which has been filed but no action  
21 taken thereon in either house, at the time of adjournment of a regular  
22 session of the legislature held in an odd-numbered year shall remain alive  
23 during the interim and may be considered by the committee and legislature  
24 as the case may be at the regular session held in the following even-  
25 numbered year.

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

27 The senate and house of representatives shall observe the following  
28 schedule of deadlines in making requests for drafting and in the  
29 introduction and consideration of bills.

30 (a) *Bill request deadline for individual members.* Except for bills  
31 introduced pursuant to (i) of this rule, no request to draft bills, except those  
32 made by committees, through their respective chairpersons, shall be made  
33 to, or accepted by, the office of the revisor of statutes after the hour of 5:00  
34 p.m. on February 2, 2015, during the 2015 regular session and on February  
35 1, 2016, during the 2016 regular session.

36 (b) *Bill introduction deadline for individual members.* Except as  
37 provided in (i) of this rule, no bill sponsored by a member or members  
38 shall be introduced in either house of the legislature after the hour of  
39 adjournment on February 11, 2015, during the 2015 regular session and on  
40 February 10, 2016, during the 2016 regular session. Such deadline for the  
41 introduction of bills by individual members may be changed to an earlier  
42 date in either house at any time by resolution duly adopted by the  
43 affirmative vote of not less than a majority of the members then elected (or

1 appointed) and qualified in such house.

2 (c) *Bill request deadline for certain committees.* Except for bills to be  
3 introduced pursuant to (i) of this rule, no committee except the committee  
4 on ways and means of the senate, the committee on assessment and  
5 taxation of the senate, select committees of either house when so  
6 authorized, the committee on federal and state affairs of either house or the  
7 house committees on calendar and printing, appropriations and taxation  
8 shall make a request to the office of the revisor of statutes for any bill to be  
9 drafted for sponsorship by such committee after the hour of 5:00 p.m. on  
10 February 9, 2015, during the 2015 regular session and on February 8,  
11 2016, during the 2016 regular session.

12 (d) *Bill introduction deadline for certain committees.* Except as  
13 provided in (i) of this rule, no bill sponsored by any committee of either  
14 house of the legislature, except the committee on ways and means of the  
15 senate, the committee on assessment and taxation of the senate, select  
16 committees of either house when so authorized, the committee on federal  
17 and state affairs of either house or the house committees on calendar and  
18 printing, appropriations and taxation shall be introduced in either house  
19 after the hour of adjournment on February 13, 2015, during the 2015  
20 regular session and on February 12, 2016, during the 2016 regular session.

21 (e) *House of origin 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 in the house in which such bill originated after the hour of  
28 adjournment on February 27, 2015, during the 2015 regular session and on  
29 February 26, 2016, during the 2016 regular session.

30 (f) *Second house bill consideration deadline.* No bill, except bills  
31 sponsored by, referred to or acted upon by the committee on ways and  
32 means of the senate, the committee on assessment and taxation of the  
33 senate, select committees of either house when so authorized, the  
34 committee on federal and state affairs of either house or the house  
35 committees on calendar and printing, appropriations and taxation shall be  
36 considered by either house, not the house of origin of such bill, after the  
37 hour of adjournment on March 25, 2015, during the 2015 regular session  
38 and March 23, 2016, during the 2016 regular session.

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

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

5 (i) *Bills introduced in odd-numbered years after deadlines; effect.*  
6 Bills may be introduced by members and committees in regular sessions  
7 occurring in an odd-numbered year after the times prescribed in (b) and (d)  
8 of this rule, but there shall be no final action thereon by either house  
9 during the session when introduced. Such bills shall be held over for  
10 consideration at the next succeeding regular session held in an even-  
11 numbered year.

12 (j) *Modification of schedule of deadlines for introduction and*  
13 *consideration of bills; procedure.* In any regular session a concurrent  
14 resolution may be adopted by the affirmative vote of not less than a  
15 majority of the members then elected (or appointed) and qualified in each  
16 house setting forth a different schedule of deadlines for introduction and  
17 consideration of bills for that session and the provisions of such concurrent  
18 resolution shall apply to such session notwithstanding provisions of this  
19 rule to the contrary.

20 (k) *Bill consideration deadline; exceptions.* No bills shall be  
21 considered by the Legislature after April 3, 2015, during the 2015 regular  
22 session and after April 1, 2016, during the 2016 regular session except  
23 bills vetoed by the Governor, the omnibus appropriation act and the  
24 omnibus reconciliation spending limit bill provided for under K.S.A. 75-  
25 6702, and amendments thereto. This subsection (k) may be suspended for  
26 the consideration of a specific bill or bills not otherwise exempt under this  
27 subsection by the affirmative vote of a majority of the members then  
28 elected (or appointed) and qualified in the house in which the bill is to be  
29 considered.

30 **Joint rule 5. Closure of meetings to consider matters relating to**  
31 **security.** Any standing committee of the House of Representatives, any  
32 standing committee of the Senate, the Legislative Coordinating Council,  
33 any joint committee of both houses of the legislature, any special or select  
34 committee of the House of Representatives or the Senate, the House of  
35 Representatives in session, the Senate in session or a joint session of the  
36 House of Representatives and the Senate may meet in closed, executive  
37 session for the purpose of receiving information and considering matters  
38 relating to the security of state officers or employees, or both, or the  
39 security of buildings and property under the ownership or control of the  
40 State of Kansas.

41 **Joint rule 6. Floor amendments to bills making appropriations.**  
42 Unless by majority consent to correct an error in drafting, no amendment  
43 from the floor in either house of the legislature to increase the amount of

1 expenditures that would be authorized in a provision of an appropriations  
2 bill shall be in order unless the amendment contains a provision reducing,  
3 by a like or greater amount, expenditures that would be authorized in  
4 another provision of such appropriations bill. Notwithstanding any rule in  
5 either house of the legislature, those portions of a motion to amend a bill  
6 as described in this rule shall be indivisible.