

Corrected
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
2 and 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*
6 *be the joint rules of the Senate and House of Representatives for the*
7 *2013-2014 biennium.*

8 JOINT RULES OF THE SENATE AND
9 HOUSE OF REPRESENTATIVES
10 2013-2014

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

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

33 (c) *Amendment, suspension or revocation of joint rules at*
34 *commencement of legislative session; vote required; conditions.*
35 Notwithstanding any provision of this rule to the contrary, no notice shall

1 be required for the adoption of a concurrent resolution amending,
2 suspending or revoking any one or more joint rules at the commencement
3 of a legislative session, and adoption of any such concurrent resolution
4 shall require only the affirmative vote of not less than a majority of the
5 members then elected (or appointed) and qualified in each house, subject
6 to the following conditions: (1) The concurrent resolution is sponsored by
7 the speaker or the president, and (2) either (a) a copy thereof is mailed to
8 each member of the legislature by deposit in the United States mails not
9 later than 11:00 p.m. on the Thursday preceding the Monday on which
10 the legislative session is to commence or (b) in lieu of mailing, copies of
11 the concurrent resolution are made available to members on the first day
12 of the legislative session and final action is taken on a subsequent
13 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
16 of 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
18 the 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
31 the 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
38 present shall be required to vote on all matters considered in joint session,
39 unless excused by a vote of a majority of the members of both houses
40 present.

41 **Joint rule 3. Conference committee procedure.** (a) *Action by house*
42 *of origin of bill or concurrent resolution amended by other house.* When a
43 bill or concurrent resolution is returned to the house of origin with

1 amendments by the other house, the house of origin may: (1) Concur in
2 such amendments; (2) refuse to concur in such amendments; or (3) refuse
3 to concur in such amendments and request a conference on the bill or
4 concurrent resolution.

5 (b) *Concurrence by house of origin; concurrence prior to taking*
6 *action on conference committee report by other house; final action; effect*
7 *of failure of motion to concur.* The house of origin of any bill or
8 concurrent resolution may concur in any amendments made by the other
9 house, except that if the bill or concurrent resolution has been referred to
10 a conference committee such action may only be taken prior to the taking
11 of final action upon the conference committee report upon such bill or
12 concurrent resolution by the other house. A vote in the house of origin of
13 any bill or concurrent resolution on a motion to concur in amendments to
14 such bill or concurrent resolution by the other house shall be considered
15 action on the final passage of the bill or concurrent resolution and the
16 affirmative and negative votes thereon shall be entered in the journal. If
17 the motion to concur is upon amendments to a bill or concurrent
18 resolution for which a conference committee has been appointed and
19 action has not been taken upon the report of such committee by the other
20 house and such motion fails, the bill or concurrent resolution shall not be
21 deemed to have been killed thereby, but 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
36 by 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*
3 *of conference committee.* Each conference committee shall consist of
4 three members of the senate and three members of the house of
5 representatives, unless otherwise fixed by agreement of the president of
6 the senate and speaker of the house. Senate members shall be appointed
7 by the president of the senate and house members shall be appointed by
8 the speaker of the house of representatives. The president or the speaker
9 may replace any conferee previously appointed by such person. Not less
10 than one member appointed from each house shall be a member of the
11 minority political party of such house except when such representation
12 for such house is waived by the minority leader of such house. In all
13 cases, the first-named member of the house of origin of the bill or
14 concurrent resolution assigned to the committee shall be chairperson of
15 the conference committee. The house of origin of a substitute bill or
16 substitute concurrent resolution shall be the house in which the bill or
17 concurrent resolution in its original form was introduced. The chairperson
18 of a conference committee on a bill or concurrent resolution the subject
19 matter of which has been ruled to be materially changed shall be a
20 member of the house which amended the bill or concurrent resolution to
21 materially change the subject matter. Each conference committee shall
22 meet on the call of its chairperson. All meetings of conference
23 committees shall be open to the public and no meeting shall be adjourned
24 to another time or place in order to subvert 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
31 the current biennium of the legislature may be included in the report of
32 the conference committee on any bill or concurrent resolution except in
33 any appropriations bill there may be included a proviso relating to any
34 such item of appropriation. A conference committee report shall not be
35 subject to amendment. The original signed conference committee report
36 shall be submitted to and acted upon first by the house other than the
37 house of origin of the bill or concurrent resolution. Except when a
38 conference committee report is an agree to disagree coupled with a
39 request that a new conference committee be appointed or is a
40 recommendation to accede to or recede from all amendments of the
41 second house, electronic and paper copies of the report shall be made
42 available to all members of the house considering the report not later than
43 30 minutes before the time of its consideration, except that if the report is

1 more than six pages in length no paper copies will be required to be
2 distributed to individual members provided that at least 10 paper copies
3 of the report are made available to members at the clerk's or secretary's
4 desk at the front of the respective house. By written notice, the majority
5 leader may direct the clerk or secretary to increase from six pages to
6 some greater number of pages the size of conference committee reports
7 that need not be distributed by paper copies to individual members
8 pursuant to this rule. The affirmative vote of 2/3 of the members present
9 in the house at the time of consideration of the report shall be sufficient to
10 dispense with distribution of copies of the conference committee report to
11 all members of that house. Reports of conference committees may be
12 received and considered under any order of business.

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

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

42 (i) *Report of conference committee unable to agree; effect of failure to*
43 *request new conference committee; effect of failure of motion to adopt*

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

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

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

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

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

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

38 (c) *Bill request deadline for certain committees.* Except for bills to be
39 introduced pursuant to (i) of this rule, no committee except the committee
40 on ways and means of the senate, ***the committee on assessment and***
41 ***taxation of the senate***, select committees of either house when so
42 authorized, the committee on federal and state affairs of either house or
43 the house committees on calendar and printing, appropriations and

1 taxation shall make a request to the office of the revisor of statutes for
2 any bill to be drafted for sponsorship by such committee after the hour of
3 5:00 p.m. on February 11, 2013, during the 2013 regular session and on
4 February 10, 2014, during the 2014 regular session.

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

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

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

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

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

42 (i) *Bills introduced in odd-numbered years after deadlines; effect.*
43 Bills may be introduced by members and committees in regular sessions

1 occurring in an odd-numbered year after the times prescribed in (b) and
2 (d) of this rule, but there shall be no final action thereon by either house
3 during the session when introduced. Such bills shall be held over for
4 consideration at the next succeeding regular session held in an even-
5 numbered year.

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

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

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

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