

January 19, 1971

The Committee on Rules and Journal met at 11:30 a.m., Tuesday, January 19, 1971, in Room 530.

The following were present:

Representative Nothorn, Chairman, presiding
Representative Bower, Vice Chairman
Representative Gaines, Member
Representative Tobias, Member

Absent was:

Representative Love, Member

Also present were:

Fred J. Carman, Revisor of Statutes
Representative Clyde Hill

The meeting was called to order by the Chairman.

The Chairman asked Representative Hill for his comments. He was concerned with the changing of the 2/3 vote pertaining to placing a bill on General Orders after it had been reported adversely by a committee. Representative Hill made comments and asked questions which were answered by members. He also made comments on Consent Calendar at the request of Representative Tobias.

The next item of discussion was House Resolution No. 1009.

The Chairman explained what has been done thus far and also comments were made by Mr. Carman. Discussed by members and it was recommended that on Line 13, Page 1, the words "if the standing committee has recommended that the bill be amended" be inserted before the word "the". This will make it clear that the standing committee report must be first adopted if there are amendments made by the committee.

If no amendments have been made by the committee, it will not be necessary, in the order of procedure, to move adoption of the report by the person carrying the bill, and proceed immediately to discussion of it, section by section. There was a good deal of discussion concerning the proposed amendment to House Rule 40 which relates to the germaneness of amendments to bills. Some members thought that this might change the procedure and if there was no intent to change the type of floor amendments which can be offered, there should be no reason to make this amendment. In order to save confusion, members of the committee felt that the change should not be made. Therefore, upon motion made by Representative Gaines and seconded by Representative Bower, the committee decided to strike the proposed change and insert original language of the bill, as provided in committee report attached hereto.

Adjourned at 12:30 p.m. for lunch. Meeting continued after lunch and was called to order at 12:45 p.m.

House Resolution No. 1009. The matter of germaneness was discussed at length.

House Rule 62 - Yeas and Nays. There was a discussion about recording of yeas and nays. It was thought that a change should be made in Rule 62 to make sure or intent of rule that the yeas and nays and names be recorded, both by name and number, in all instances when ayyea and nay vote comes up. This would be both on a vote in the committee as a whole and a vote on third reading. Also, it must be made clear that if a member be present but not voting, vote can be taken in both such instances. There was discussion as to

whether the wording should be rearranged so as to adequately accomplish this purpose. Mr. Carman was asked to attempt to work out something further on this and report to the committee at the next meeting.

There was further discussion on the new provisions of the bill relating to substitute bills and re-reading first, second and third time bills which have been substantially amended, either by the Senate or House.

After a thorough discussion, it was felt by the committee that the changes proposed by House Resolution 1009 were proper.

Thereafter discussion followed on the Consent Calendar, House Resolution 1015. Motion by Representative Bower, seconded by Representative Tobias that House Resolution 1015 be reported favorably. The motion carried.

Adjourned at 1:15 p.m. to meet at 2:30 p.m., Wednesday, January 20, 1971.



Representative Austin Nothman, Chairman

Dorothy Dreiling, Secretary

Except as otherwise noted, the individual remarks recorded herein have not been transcribed verbatim and this record has not been approved by the committee or by the individuals making such remarks