

Approved WRJ

Date 5-6-91

MINUTES OF THE HOUSE COMMITTEE ON RULES AND JOURNAL

The meeting was called to order by REPRESENTATIVE WILLIAM R. ROY, JR. at
Chairperson

2:30 ~~xxx~~ p.m. on January 15, 1991 in room 527-S of the Capitol.

All members were present except:

Committee staff present:

Arden Ensley, Revisor of Statutes Office
Sharon Zobel, Committee Secretary

Conferees appearing before the committee:

Representative, Henry Helgerson

The Chairman called the meeting to order. The Committee has before it two matters: HR 6004 Permanent Rules of the House and SCR 1603 Permanent Joint Rules found in the Senate Journal of January 15

SCR 1603 Permanent Joint Rules on page 11 are identical to the rules under which the two Houses operated in the last biennium. HR 6004 Permanent Rules of the House have been drafted in language identical to that utilized the last biennium. The reason that particular language was requested is that if there were going to be any changes, changes could easily be identified as opposed to an original draft.

Representative Henry Helgerson presented 3 proposals he is going to present on the House floor.

1. Regarding the smoking policy, to limit smoking near the House chamber.
2. Use of cameras, recording devices, in the House Gallery.
3. Enacting a budget resolution as part of the House Rules.

There were no other persons who wished to speak. Representative Roy suggested that the committee look at HR 6004 Permanent House Rules.

Representative Roy indicated that an adjustment needed to be made of committee sizes. HR 6004 page 5 Article 11, COMMITTEES: COMPOSITION, Rule 1101. Standing Committees; Names and Members. The standing committee of the House shall be the following that have had the number of members indicated for each (Attachment 1). Representative George Gomez made a motion to change it to reflect the appointments of the Speaker. Seconded by Sheila Hochhauser. There were no opposing votes, motion carried.

HR 6004 to be amended: on page 5, in line 33, by striking "21" (members on) Economic Development and inserting "19". (Attachment 2)

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON RULES AND JOURNALS,

room 527-S, Statehouse, at 2:30 ~~xxx~~ p.m. on January 15, 1991

Representative Roy said he had discussed with various members of leadership of the legislature about the fact that we have always utilized Roberts Rules of Order. It is familiar to everyone. There is also a manual of legislature procedure entitled Mason's Manual of Legislature Procedure, exclusive to procedure of legislative bodies. He has discussed its use with a number of people, Marvin Harder, Arden Ensley, Janet Jones, Chief Clerk of the House and with members of both the Democratic and Republicans leadership. However we have a problem in that copies are not readily available. He was hoping to consider its use this particular year, but since copies are not easily accessible to others, it is not best to do that this particular year. Everyone as a rule has a copy of Roberts Rules or quick access to one.

Representative Snowbarger suggested that the chairman track down 5 copies of it so that members of the committee could take a look at it. He recommended this is a decision that ought to be made in consultation with the Senate since they also use the Roberts Rules. But he thinks it is worth considering. Mr. Ensley or someone else can go through and explain it. If Mr. Ensley could just go through and highlight it for us where it differs from Roberts and define the significant differences and report this by the interium.

Mason's is a publication of NCSL. It is utilized by the majority of State Legislature's where Robert's is utilized by but a few.

The Chair asked if there are any changes proposed at all to HR 6004. He observed that these are rules that when passed 2 years ago Speaker Barkis said that he would always be comfortable with and could live with if he were ever in the majority which happened much sooner than anyone thought. For that reason there are no changes being proposed by the Speaker's office. The chair recommended that Representative Helgerson bring to the floor questions that he proposed. There being no further discussion, a motion to report HR 6004 favorable as amended was made by Representative Snowbarger. Seconded by Representative Gomez. Motion carried.

The committee then considered SCR 1603 found in Senate Journal, page 11 of January 14, 1991. Representative Snowbarger asked why the dates are changed? Mr. Ensley stated that dates are adjusted to fit 1991 calendar dates. Motion to approve SCR 1603 favorably was made by Representative Snowbarger. Seconded by Representative Gomez. Motion carried.

Meeting was adjourned at 5:30 p.m.

1 mendations concerning such bills and resolutions shall accompany
2 the bills or resolutions to the committee on appropriations. The
3 report of the committee on appropriations on any bill or resolution
4 so referred shall be the report considered in the committee of the
5 whole.

6 **Rule 904. Separately Referred Bills and Resolutions.** (a) When
7 a bill or resolution has been referred separately to two or more
8 standing committees, each committee shall consider the bill or res-
9 olution separately in the order specified by the Speaker.

10 (b) If the first committee to which a bill or resolution has been
11 separately referred, reports the bill or resolution adversely, the bill
12 or resolution shall not be considered by the second committee, unless
13 returned to the second committee by the committee of the whole
14 House in accordance with Rule 1505.

15 (c) When a bill has been referred separately and the report of
16 the first committee was not adverse, the report of the second com-
17 mittee shall be the report considered by the committee of the whole
18 House.

19 **Rule 905. Jointly Referred Bills and Resolutions.** When a bill
20 or resolution is jointly referred, it shall be considered and acted
21 upon at a joint meeting of the two committees. The chairperson of
22 the first committee named in the joint referral shall be the chair-
23 person of the joint committee when considering such bill or
24 resolution.

25 **ARTICLE 11. COMMITTEES; COMPOSITION**

26 **Rule 1101. Standing Committees; Names and Members.** The
27 standing committees of the House shall be the following and have
28 the number of members indicated for each:

29	1. Agriculture and Small Business	21
30	2. Appropriations	23
31	3. Calendar and Printing	7
32	4. Commercial and Financial Institutions	17
33	5. Economic Development	21
34	6. Education	23
35	7. Elections	17
36	8. Energy and Natural Resources	21
37	9. Federal and State Affairs	23
38	10. Governmental Organization	15
39	11. Insurance	15
40	12. Interstate Cooperation	7
41	13. Judiciary	21
42	14. Labor and Industry	19
43	15. Legislative, Judicial and Congressional Apportionment	19

Rules + Journal
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1	16. Local Government.....	21
2	17. Pensions, Investments and Benefits.....	15
3	18. Public Health and Welfare	19
4	19. Rules and Journal	5
5	20. Taxation	23
6	21. Transportation.....	21

7 **Rule 1102. Committee Appointments.** (a) The Speaker shall ap-
 8 point the members of the standing committees. The Speaker may
 9 remove or replace any such committee member at any time.

10 (b) The Speaker shall appoint the chairperson and vice chair-
 11 person of each standing committee. The Speaker may remove or
 12 replace any such chairperson or vice chairperson at any time.

13 **Rule 1103. Select Committees.** The Speaker may appoint select
 14 committees and the chairpersons and vice chairpersons thereof. The
 15 Speaker may remove or replace any such chairpersons or vice chair-
 16 persons or members of such committees. Select committees shall
 17 meet on call of the chairperson or when directed by the Speaker.

18 **Rule 1104. Announce Appointments.** All committee appoint-
 19 ments shall be announced in open session.

20 **ARTICLE 13. COMMITTEES; PROCEDURE**

21 **Rule 1301. Committee Meetings; Time and Place.** (a) When the
 22 legislature is in session, standing committees shall meet at the times
 23 and place assigned by the Speaker on the call of the chairperson.

24 (b) Also, when the legislature is in session, a standing committee
 25 shall meet upon written request of three members of the committee.
 26 Such a request shall be submitted to the Speaker and the chairperson
 27 at least one legislative day before the requested time of meeting.
 28 The time and place of a meeting under this subsection (b) shall be
 29 set by the chairperson with the approval of the Speaker.

30 **Rule 1302. Notice and Agenda for Committee Meetings.** The
 31 chairperson shall provide notice of meetings and an agenda or agenda
 32 information to committee members, the chief clerk and the public.
 33 The chief clerk shall include in the calendar such information as is
 34 practical.

35 **Rule 1303. Duties of Committee Chairperson.** The principal du-
 36 ties of the chairperson of a standing committee are:

37 (a) To preside over meetings of the committee and to put all
 38 questions;

39 (b) to maintain order and decide all questions of order subject
 40 to appeal to the committee;

41 (c) to supervise and direct staff of the committee;

42 (d) to keep, or have the committee secretary keep, subject to
 43 the approval of the committee at a subsequent meeting, minutes of

REPORTS OF STANDING COMMITTEES

Committee on Rules and Journal recommends that HR 6004 be amended: on page 5, in line 33, by striking "21" and inserting "19"; and the resolution be adopted as amended.

Also recommends SCR 1603 be adopted.

COMMITTEE ASSIGNMENT CHANGES

The Chair announced Rep. Neufeld is withdrawn from Committee on Pensions, Investments and Benefits and named to Committee on Agriculture.

Also, Rep. Amos is withdrawn from Committee on Agriculture and named to Committee on Pensions, Investments and Benefits.

The Chief Clerk of the House of Representatives, Janet Jones, announces that she has taken custody of the court file and evidence of the proceeding (90cv87, District Court of Osage County, Kansas Fourth Judicial District) involving the contested House race in the 59th District of the House of Representatives. The House Select Committee, which will be appointed tomorrow, will determine the availability of viewing the court file and evidence.

REPORT ON ENROLLED RESOLUTIONS

HR 6006 reported correctly enrolled and properly signed on January 16, 1991.

READING AND CORRECTION OF THE JOURNAL

In the Journal, on page 36, the following should be inserted following INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS:

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and resolutions were referred to Committees as indicated:

Education: HB 2023; HCR 5001.

Rules and Journal: HR 6004; SCR 1603.

On motion of Rep. Whiteman, the House adjourned until 11:00 a.m., Thursday, January 17, 1991.

JANET E. JONES, Chief Clerk.

CHARLENE SWANSON, Journal Clerk.



Rules & Journal

1-15-91

(attachment 2)

SENATE

WE

INTRODUCTION

Reference

In compliance with Senate Governor, subject to Senate time and are ready for re

Banking Board, State: K.

* Jerry G. Patterson, term

* Howard T. Paul, term e

* Frank Ross, Jr., term e

Civil Rights, Commission

Ann Papay, term expires

* Andrew Ramirez, term e

* Alyce Hayes Brown, term

Civil Service Board, State:

* S. Burton DeBaun, term

Mary Lynn Holbrook, te

Ruth Hicklin, term expir

Credit Union Council: K.S.

* Larry L. Mowry, term ex

Cene Swan, term expires

Henry Buset, term expire

Credit Unions, State Depart

Wayne Warfel, Administra

Employment Security Board

Gary Roberts, term expire