2013 -- H 5351

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2013

HOUSE RESOLUTION

AMENDING THE RULES OF THE HOUSE OF REPRESENTATIVES FOR THE YEARS 2011 - 2012

Introduced By: Representative Spencer E. Dickinson

Date Introduced: February 07, 2013

Referred To: House Rules

A committee on small business

1	RESOLVED, That Rules 11 and 14 of the rules for the House of Representatives
2	adopted by the House of Representatives at its January session, A.D. 2011, entitled "House
3	Resolution Adopting Rules of the House of Representatives for the Years 2011-2012," be and are
4	hereby amended to read as follows:
5	Rules Pertaining to Committees
6	(11)(a) The following standing primary and secondary committees shall be appointed
7	each year in the month of January or as soon as convenient after the adoption of the House Rules:
8	PRIMARY COMMITTEES:
9	A committee on corporations
10	A committee on environment and natural resources
11	A committee on finance
12	A committee on health, education and welfare
13	A committee on judiciary
14	A committee on labor
15	SECONDARY COMMITTEES:
16	A committee on municipal government
17	A committee on rules
18	A committee on oversight

A committee on veterans' affairs.

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(b) The Speaker shall appoint all standing committees and create such other subcommittees and committees as may be required from time to time and appoint thereto. Each committee shall have eleven (11) members, except for the finance committee which shall have seventeen (17) members. Each elected member of the house except for the speaker, the majority leader, and the minority leader, shall be a member of one primary committee. The speaker, the majority leader, and the minority leader shall be exofficio voting members of all committees. Membership of all committees shall be determined according to members' requests, with priority given first to members serving on the committee during the previous legislative session, and then by seniority. All subcommittees and committees shall have proportionate minority membership when feasible. The Speaker, in consultation with the Minority Leader, shall be the appointing authority for minority membership on standing committees and subcommittees thereof, joint committees, boards and commissions. All vacancies occurring in any committee and subcommittee after they have once been named shall be filled in like manner by the Speaker. The Speaker, Majority Leader and Minority Leader shall be ex officio members with voting rights of all House committees but shall not be counted for purposes of determining a quorum. The Speaker shall have the authority to appoint the chair from among the five (5) longest serving members of the committee. The speaker shall also have the authority to appoint the, vice chair, and the secretary of each committee, and any subcommittees that may be needed as set forth in subsection (g) herein. In the event that the chair of a committee is unable to serve due to incapacity for medical or other reasons, the Speaker may appoint an acting chair for the period of such incapacity, which acting chair shall have all of the powers and duties of the chair. The chair shall determine all questions of procedure before the committee in cases not provided for in these rules.

(c) A committee shall not consider any bill in the absence of a quorum, which shall consist of a majority of the committee's membership. at least the chair or vice chair, plus six (6) other members of the committee. All business of the committee, including, but not limited to, votes, deliberations, or taking testimony at hearings, shall be done in the presence of a quorum. In the event of the departure of a member from a meeting, such that a quorum is no longer present, the chair or acting chair shall declare a recess or adjournment of the committee.

(d) All committee meetings shall be open to the public, but public participation shall be limited to testimony on the matters before the committee. The chair of any committee shall have the authority to limit the length of a witness's testimony in order to afford all witnesses the opportunity to be heard, to limit repetitiveness and duplication, or to maintain order and decorum.

(e) It shall be the duty of the committee on finance to take into consideration all propositions relative to the revenue, to inquire into the state of the public debt and to report from time to time their opinion thereon and such propositions relative thereto as to them shall seem expedient.(f) Upon introduction of the annual state budget to the House on behalf of the Governor,

- (f) Upon introduction of the annual state budget to the House on behalf of the Governor, the budget shall be referred to the finance committee. Within two (2) weeks following receipt thereof, the finance committee's fiscal advisor shall provide to each member of the House a concise summary of budget issues. Within three (3) weeks following the receipt of the budget, the committee shall schedule such meetings as it deems necessary to receive comment on the budget as a whole from all House members who wish to appear before it for that purpose.
- (g) The Speaker may appoint from time to time subcommittees of a given standing committee, which shall consist only of members of the committee from which it was appointed. The chair of each standing committee shall be considered a member of each subcommittee of such committee. Each subcommittee may hear testimony on bills and resolutions falling within the subject matter of its charge and shall report to the committee from which it was appointed. Subcommittees will otherwise conduct themselves in conformity with these rules. The Speaker shall appoint the chair of each subcommittee.
 - (h) No member shall belong to more than one secondary committee.
- (i) Primary committee meetings and secondary committee meetings shall be scheduled at different times such that no member, with the exception of ex officio members, shall be scheduled for more than one meeting at any given time.

Rules Pertaining to Bills and Petitions

- (14)(a) No bill or resolution shall be considered or acted upon by the House if objection is made unless the same has been considered by, reported, or recalled from a committee thereof, from a joint committee, or by two-thirds (2/3) of members present. This rule shall not apply to a House Bill of which the Senate duplicate has passed the House, and provided further that the Speaker may at any time order a duplicate bill received from the Senate or a Senate bill after the budget bill shall have passed the House, onto the calendar.
- (b) When a bill or resolution is postponed indefinitely, the same shall not be acted upon again during the session.
- (c) No bill or resolution shall be passed or concurred in without two (2) readings. The first reading shall take place by acceptance of the bill or resolution and publication in the House Journal and the second after it has been placed upon the calendar. No bill or resolution upon the calendar shall be taken up for consideration unless copies thereof, in the form in which it was

reported from committee, shall have been made available in print or electronically to the members no later than the rise of the House on the legislative day before the day on which it shall be in order for consideration. No matter of business on the calendar shall be considered upon its merits prior to the legislative day after it shall have been placed on the calendar except by vote of the majority of the members present and voting. The provisions of this paragraph shall not apply to Senate bills received by the House which are duplicates of House bills.

- (d) No more than fifty (50) twenty-five (25) public bills shall be considered upon their merits during any one (1) legislative day and no bill shall be brought before the body after 11:30 p.m., provided, however, that House bills returned from the Senate, Senate bills which are duplicates of and identical to House bills, corporate charter revocation bills, and solemnization of marriage bills and bills removed from the consent calendar may be considered notwithstanding this limit 8:00 PM. The legislative day of the House shall normally begin at 4:00 PM. The legislative day of the house shall not extend beyond 10:00 PM, and in no case shall the legislature remain in session after 10:00 PM. This 10:00 PM limit shall not be waived by the body. This 10:00 PM limit shall not apply to the meetings of committees. Provided further, that Senate bills which are duplicates of and identical to House bills, and House bills returned from the Senate, may without objection be bundled and passed by one vote provided that they are provided to members electronically prior to consideration. In the case of bundled bills that contain identical and duplicate Senate bills, at the request of the Majority and Minority Leaders the House journal will reflect that the vote of the members on the bill is consistent with his or her vote on the duplicate House bill previously passed. Prior to the vote on a duplicate bill, it should be stated for the record and be made known to the body that the bill is identical.
- (e) The budget bill shall be prepared by Legislative Council. The budget bill shall not be considered by the House unless copies thereof as approved by the finance committee have been available to the members for seven (7) calendar days. For the purposes of calculating the seven (7) day requirement, the day of passage by the Finance Committee shall not be counted but the scheduled day for floor action shall be included in the calculation. No amendment which is intended to make a substantive change in the budget bill may be offered other than by the Chair of the finance committee, except with the agreement of two-thirds (2/3) of the members present, unless the text thereof shall have been submitted to the Legislative Council and made available to the members two (2) calendar days prior to the day on which the budget bill shall be in order for consideration.
- (f) An amendment which was germane when prepared, and which was offered in a timely fashion, but is no longer germane because of an intervening amendment, may, with the agreement

- of the majority leader and minority leader, be revised orally or in writing by the sponsor without renewed compliance with the requirements hereof.
- (g) After the 50th legislative day, bills or resolutions received back from the Senate with
 amendments requiring House concurrence shall, with the agreement of the House sponsor and the
- 5 Majority Leader, be placed on the calendar in order for the day upon which they are received.

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