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SENATE CONCURRENT RESOLUTION NO.
             BY COMMITTEE ON RULES AND ADMINISTRATION
   3 A Concurrent Resolution relating to joint rules of
4 the Senate and House of Representatives for the
         Eighty=first Eighty-second General Assembly.
BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE
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   7 SENATE CONCURRING, That the joint rules of the Senate
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   8 and House of Representatives for the Eighty=first
   9 <u>Eighty-second</u> General Assembly shall be:
.0 JOINT RULES OF THE
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                           SENATE AND HOUSE
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                                 Rule 1
                       Suspension of Joint Rules
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         The joint rules of the general assembly may be
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1 15 suspended by concurrent resolution, duly adopted by a
1 16 constitutional majority of the senate and the house.
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                                 Rule 2
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                       Designation of Sessions
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        Each regular session of a general assembly shall be
1 20 designated by the year in which such regular session
1 21 commences.
                                 Rule 2A
          Equal Number of Elected Party Members in Senate
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        As long as Senate Resolution 1, as adopted during
1 25 the 2005 regular legislative session, is in effect,
1 26 the following shall apply:
1 27 1. All references in these rules to powers and
  28 duties of the senate president or majority or minority
  29 leaders shall be interpreted in accordance with Senate
  30 Resolution 1.
2 1 2. Notwithstanding joint rule 13, subsection 1, 2 2 the senate co-floor leaders shall jointly appoint six
  3 members to conference committees created pursuant to
  4 joint rule 13 in accordance with Senate Resolution 1.
                                Rule 3
         Sessions of a General Assembly
The election of officers, organization, hiring and
  8 compensation of employees, and standing committees in
   9 each house of the general assembly and action taken by
2 10 each house shall carry over from the first to the 2 11 second regular session and to any extraordinary
2 12 session of the same general assembly. The status of
  13 each bill and resolution shall be the same at the
2 14 beginning of each second session as it was immediately
2 15 before adjournment of the previous regular or
2 16 extraordinary session; however the rules of either
  17 house may provide for re=referral of some or all bills
2 18 and resolutions to standing committees upon
2 19 adjournment of each session or at the beginning of a
  20 subsequent regular or extraordinary session, except
  21 those which have been adopted by both houses in
  22 different forms.
         Upon final adoption of a concurrent resolution at
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2 24 any extraordinary session affecting that session, or 2 25 at a regular session affecting any extraordinary
  26 session which may be held before the next regular
  27 session, the creation of any calendar by either house 28 shall be suspended and the business of the session
  29 shall consist solely of those bills or subject matters
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  30 stated in the resolution adopted. Bills named in the
   1 resolution, or bills containing the subject matter
   2 provided for in the resolution, may, at any time, be
   3 called up for debate in either house by the majority
   4 leader of that house.
                                 Rule 3A
                  International Relations Protocol
         The senate and the house of representatives shall
   8 comply with the international relations protocol
   9 policy adopted by the international relations
3 10 committee of the legislative council.
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Rule 4

3 12 Presentation of Messages All messages between the two houses shall be sent 3 14 by the secretary of the senate or the chief clerk of 3 15 the house of representatives, and shall be 3 16 communicated to the presiding officer. 3 17 Rule 5 Printing and Form of Bills and Other Documents 3 18 3 19 Bills and joint resolutions shall be introduced, 21 numbered, prepared, and printed as provided by law, 3 22 in the absence of such law, in a manner determined by 3 23 the secretary of the senate and the chief clerk of the 24 house of representatives. Proposed bills and 25 resolutions which are not introduced but are referred 26 to committee shall be tracked in the legislative 3 27 computer system as are introduced bills and 28 resolutions. The referral of proposed bills and 29 resolutions to committee shall be entered in the 30 journal. 4 4

All bills and joint resolutions introduced shall be in a form and number approved by the secretary of the 3 senate and chief clerk of the house.

The legal counsel's office of each house shall 5 approve all bills before introduction.

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Rule 6

Companion Bills

Identical bills introduced in each house one or both houses shall be called companion bills. Each 4 10 house shall designate the sponsor in the usual way 4 11 followed in parentheses by the sponsor of the any 4 12 companion bill <u>or bills</u> in the other house. The house 4 13 where the <u>a companion</u> bill is first introduced shall 4 14 print the complete text.

Rule 7

Reprinting of Bills

Whenever any bill has been substantially amended by 4 18 either house, the secretary of the senate or the chief 4 19 clerk of the house shall order the bill reprinted on 4 20 paper of a different color. All adopted amendments 4 21 shall be distinguishable.

The secretary of the senate or the chief clerk of the house may order the printing of a reasonable 4 24 number of additional copies of any bill, resolution, 4 25 amendment, or journal.

Rule 8

Daily Clip Sheet

The secretary of the senate and the chief clerk of 29 the house shall prepare a daily clip sheet covering 30 all amendments filed.

Rule 9

Reintroduction of Bills and Other Measures A bill or resolution which has passed one house and 4 is rejected in the other shall not be introduced again 5 during that general assembly.

Rule 10

Certification of Bills and Other Enrollments When any bill or resolution which has passed one 9 house is rejected or adopted in the other, notice of 10 such action and the date thereof shall be given to the 11 house of origin in writing signed by the secretary of 12 the senate or the chief clerk of the house.

Rule 11

Code Editor's Correction Bills

5 15 A bill recommended by the Code editor which is 16 passed out of committee to the floor for debate by a 5 17 committee of the house or senate and which contains 5 18 Code corrections of a nonsubstantive nature shall not 19 be amended on the floor of either house except 20 pursuant to corrective or nonsubstantive amendments 21 filed by the judiciary committee of the senate or the 22 house. Such committee amendments, whether filed at 5 23 the time of initial committee passage of the bill to 5 24 the floor for debate or after rereferral to the 25 committee, shall not be incorporated into the bill in 26 the originating house but shall be filed separately. 27 Amendments filed from the floor to strike sections of 28 the bill or the committee amendments shall be in 29 order. Following amendment and passage by the second 30 house, only amendments filed from the floor which 1 strike sections of the amendment of the second house 2 shall be in order.

A bill recommended by the Code editor which is 4 passed out of committee to the floor for debate by a 5 committee of the house or senate and which contains 6 Code corrections beyond those of a nonsubstantive 7 nature shall not be amended on the floor of either 8 house except pursuant to amendments filed by the 6 9 judiciary committee of the senate or the house. 6 10 committee amendments, whether filed at the time of 6 11 initial committee passage of the bill to the floor for 12 debate or after rereferral to the committee, shall not 13 be incorporated into the bill in the originating house 6 14 but shall be filed separately. Such a bill shall be 6 15 limited to corrections which: Adjust language to 16 reflect current practices, insert earlier omissions, 6 17 delete redundancies and inaccuracies, delete temporary 6 18 language, resolve inconsistencies and conflicts, 6 19 update ongoing provisions, and remove ambiguities. 6 20 Amendments filed from the floor to strike sections of 6 21 the bill or the committee amendments shall be in 6 22 order. Following amendment and passage by the second 23 house, only amendments filed from the floor which 6 24 strike sections of the amendment of the second house 6 25 shall be in order. 6 26

It is the intent of the house and the senate that 27 such bills be passed out of committee to the floor for 28 debate within the first four weeks of convening of a 29 legislative session.

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Rule 12

Amendments by Other House

- 1. When a bill which originated in one house is amended in the other house, the house originating the 4 bill may amend the amendment, concur in full in the 5 amendment, or refuse to concur in full in the 6 amendment. Precedence of motions shall be in that 7 order. The amendment of the other house shall not be 8 ruled out of order based on a question of germaneness.
- a. If the house originating the bill concurs in 10 the amendment, the bill shall then be immediately 7 11 placed upon its final passage.
- b. If the house originating the bill refuses to 13 concur in the amendment, the bill shall be returned to 7 14 the amending house which shall either:
- (1) Recede, after which the bill shall be read for 7 16 the last time and immediately placed upon its final 7 17 passage; or
- (2) Insist, which will send the bill to a 7 19 conference committee.
- c. If the house originating the bill amends the 7 21 amendment, that house shall concur in the amendment as 22 amended and the bill shall be immediately placed on 23 final passage, and shall be returned to the other 24 house. The other house cannot further amend the bill.
 - (1) If the amending house which gave second 26 consideration to the bill concurs in the amendment to 27 the amendment, the bill shall then be immediately 28 placed upon its final passage.
 - (2) If the amending house refuses to concur in the 30 amendment to the amendment, the bill shall be returned to the house originating the bill which shall either:
 - (a) Recede, after which the bill shall be read for the last time as amended and immediately placed upon its final passage; or
 - (b) Insist, which will send the bill to a conference committee.
 - 2. A motion to recede has precedence over a motion to insist. Failure to recede means to insist; and failure to insist means to recede.
- 3. A motion to lay on the table or to indefinitely postpone shall be out of order with respect to motions 8 12 to recede from or insist upon and to amendments to 8 13 bills which have passed both houses.
- 4. A motion to concur, refuse to concur, recede, 8 15 insist, or adopt a conference committee report is in 8 16 order even though the subject matter has previously 17 been acted upon.

Rule 13

Conference Committee

1. Within one legislative day after either house 8 21 insists upon an amendment to a bill, the presiding 8 22 officer of the house, after consultation with the 8 23 majority leader, shall appoint three majority party

8 24 members and, after consultation with the minority 8 25 leader, shall appoint two minority party members to a 8 26 conference committee. The majority leader of the 8 27 senate, after consultation with the president, shall 8 28 appoint three majority party members and, after 29 consultation with and approval by the minority leader, 8 30 shall appoint two minority party members to a conference committee. The papers shall remain with 2 the house that originated the bill.

3 2. The conference committee shall meet before the 4 end of the next legislative day after their 5 appointment, shall select a chair and shall discuss

6 the controversy.

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- 3. The authority of the first conference committee 8 shall cover only issues related to provisions of the 9 bill and amendments to the bill which were adopted by 10 either the senate or the house of representatives and 11 on which the senate and house of representatives 9 12 differed. If a conference committee report is not 9 13 acted upon because such action would violate this 9 14 subsection of this rule, the inaction on the report 9 15 shall constitute refusal to adopt the conference 9 16 committee report and shall have the same effect as if 9 17 the conference committee had disagreed.
- 9 18 4. An agreement on recommendations must be 9 19 approved by a majority of the committee members from 20 each house. The committee shall submit two originals 21 of the report signed by a majority of the committee 9 22 members of each house with one signed original and 23 three copies to be submitted to each house. 24 report shall first be acted upon in the house Such action, including all 9 25 originating the bill. 26 papers, shall be immediately referred by the secretary 27 of the senate or the chief clerk of the house of 9 28 representatives to the other house.
 - 29 5. The report of agreement is debatable, but 30 cannot be amended. If the report contains recommended 1 amendments to the bill, adoption of the report shall 2 automatically adopt all amendments contained therein. 3 After the report is adopted, there shall be no more 4 debate, and the bill shall immediately be placed upon its final passage.
 - 6. Refusal of either house to adopt the conference committee report has the same effect as if the committee had disagreed.
- 7. If the conference committee fails to reach 10 10 agreement, a report of such failure signed by a 11 majority of the committee members of each house shall 10 12 be given promptly to each house. The bill shall be 10 13 returned to the house that originated the bill, the 10 14 members of the committee shall be immediately 10 15 discharged, and a new conference committee appointed 10 16 in the same manner as the first conference committee.
- 10 17 8. The authority of a second or subsequent 10 18 conference committee shall cover free conference 10 19 during which the committee has authority to propose 10 20 amendments to any portion of a bill provided the 10 21 amendment is within the subject matter content of the 10 22 bill as passed by the house of origin or as amended by 10 23 the second house.

Rule 14

Enrollment and Authentication of Bills A bill or resolution which has passed both houses 10 27 shall be enrolled in the house of origin under the 10 28 direction of either the secretary of the senate or the 10 29 chief clerk of the house and its house of origin shall 10 30 be certified by the endorsement of the secretary of

1 the senate or the chief clerk of the house.
2 After enrollment, each bill shall be signed by the president of the senate and by the speaker of the 4 house.

Rule 15

Concerning Other Enrollments

All resolutions and other matters which are to be 8 presented to the governor for approval shall be 9 enrolled, signed, and presented in the same manner as 11 10 bills.

11 11 All resolutions and other matters which are not to 11 12 be presented to the governor or the secretary of state 11 13 shall be enrolled, signed, and retained permanently by 11 14 the secretary of the senate or chief clerk of the

11 15 house. 11 16 Rule 16

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Transmission of Bills to the Governor After a bill has been signed in each house, it 11 19 shall be presented by the house of origin to the 11 20 governor by either the secretary of the senate or the 11 21 chief clerk of the house. The secretary or the chief 11 22 clerk shall report the date of the presentation, which 11 23 shall be entered upon the journal of the house of 11 24 origin.

Rule 17 Fiscal Notes

A fiscal note shall be attached to any bill or 11 28 joint resolution which reasonably could have an annual 29 effect of at least one hundred thousand dollars or a 11 30 combined total effect within five years after 1 enactment of five hundred thousand dollars or more on the aggregate revenues, expenditures, or fiscal 3 liability of the state or its subdivisions. This rule 4 does not apply to appropriation and ways and means 5 measures where the total effect is stated in dollar 6 amounts.

Each fiscal note shall state in dollars the 8 estimated effect of the bill on the revenues, 9 expenditures, and fiscal liability of the state or its 12 10 subdivisions during the first five years after The information shall specifically note 12 11 enactment. 12 12 the fiscal impact for the first two years following 12 13 enactment and the anticipated impact for the 12 14 succeeding three years. The fiscal note shall specify 12 15 the source of the information. Sources of funds for 12 16 expenditures under the bill shall be stated, including 12 17 federal funds. If an accurate estimate cannot be 12 18 made, the fiscal note shall state the best available 12 19 estimate or shall state that no dollar estimate can be 12 20 made and state concisely the reason.

The preliminary determination of whether the bill 12 21 12 22 appears to require a fiscal note shall be made by the 12 23 legal services staff of the legislative services 12 24 agency. Unless the requestor specifies the request is 12 25 to be confidential, upon completion of the bill draft, 12 26 the legal services staff shall immediately send a copy 12 27 to the fiscal services director for review.

When a committee reports a bill to the floor, the 12 29 committee shall state in the report whether a fiscal 12 30 note is or is not required.

The fiscal services director or the director's 2 designee shall review all bills placed on the senate 3 or house calendars to determine whether the bills are 4 subject to this rule.

Additionally, a legislator may request the 6 preparation of a fiscal note by the fiscal services staff for any bill or joint resolution introduced 8 which reasonably could be subject to this rule.

The fiscal services director or the director's 13 10 designee shall cause to be prepared and shall approve 13 11 a fiscal note within a reasonable time after receiving 13 12 a request or determining that a bill is subject to 13 13 this rule. All fiscal notes approved by the fiscal 13 14 services director shall be transmitted immediately to 13 15 the secretary of the senate or the chief clerk of the 13 16 house, after notifying the sponsor of the bill that a 13 17 fiscal note has been prepared, for publication in the 13 18 daily clip sheet. The secretary of the senate or 13 19 chief clerk of the house shall attach the fiscal note 13 20 to the bill as soon as it is available.

The fiscal services director may request the 13 22 cooperation of any state department or agency in 13 23 preparing a fiscal note.

A revised fiscal note may be requested by a 13 25 legislator if the fiscal effect of the bill has been 13 26 changed by adoption of an amendment. However, a 13 27 request for a revised fiscal note shall not delay 13 28 action on a bill unless so ordered by the presiding 29 officer of the house in which the bill is under 13 30 consideration.

If a date for adjournment has been set, then a 2 constitutional majority of the house in which the bill 3 is under consideration may waive the fiscal note 4 requirement during the three days prior to the date 5 set for adjournment.

14 Rule 18 14 Legislative Interns

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Legislators may arrange student internships during 14 9 the legislative session with Iowa college, university, 14 10 or law school students, for which the students may 14 11 receive college credit at the discretion of their 14 12 schools. Each legislator is allowed only one intern 14 13 at a time per legislative session, and all interns 14 14 must be registered with the offices of the secretary 14 15 of the senate and the chief clerk of the house. 14 16 The purpose of the legislative intern program shall

14 17 be: to provide useful staff services to legislators 14 18 not otherwise provided by the general assembly; to 14 19 give interested college, graduate, and law school 14 20 students practical experience in the legislative 14 21 process as well as providing a meaningful educational 14 22 experience; and to enrich the curriculum of 14 23 participating colleges and universities.

The secretary of the senate and the chief clerk of 14 25 the house or their designees shall have the following 14 26 responsibilities as regards the legislative intern 14 27 program:

1. Identify a supervising faculty member at each 14 29 participating institution who shall be responsible for 14 30 authorizing students to participate in the intern 1 program.

2. Provide legislators with a list of 3 participating institutions and the names of 4 supervising professors to contact if interested in 5 arranging for an intern.

3. Provide interns with name badges which will allow them access to the floor of either house when 8 required to be present by the legislators for whom they work.

4. Provide orientation materials to interns prior to the convening of each session.

Rule 19

Administrative Rules Review Committee Bills and Rule Referrals

A bill which relates to departmental rules and 15 16 which is approved by the administrative rules review 15 17 committee \bar{by} a majority of the committee's members of 15 18 each house is eligible for introduction in either 15 19 house at any time and must be referred to a standing 15 20 committee, which must take action on the bill within 15 21 three weeks of referral, except bills referred to

15 22 appropriations and ways and means committees. 15 23 If, on or after July 1, 1999, the administrative 15 24 rules review committee delays the effective date of a 15 25 rule until the adjournment of the next regular session 15 26 of the general assembly and the speaker of the house 15 27 or the president of the senate refers the rule to a 15 28 standing committee, the standing committee shall 15 29 review the rule within twenty=one days of the referral 15 30 and shall take formal committee action by sponsoring a joint resolution to disapprove the rule, by proposing 2 legislation relating to the rule, or by refusing to 3 propose a joint resolution or legislation concerning 4 the rule. The standing committee shall inform the 5 administrative rules review committee of the committee 6 action taken concerning the rule. Rule 20

> Time of Committee Passage and Consideration of Bills 1. This rule does not apply to concurrent or

16 10 simple resolutions, joint resolutions nullifying 16 11 administrative rules, senate confirmations, or bills 16 12 passed by both houses in different forms. Subsection 16 13 2 of this rule does not apply to appropriations bills, 16 14 ways and means bills, government oversight bills,

16 15 legalizing acts, administrative rules review committee 16 16 bills, bills sponsored by standing committees in

16 17 response to a referral from the president of the 16 18 senate or the speaker of the house of representatives 16 19 relating to an administrative rule whose effective

16 20 date has been delayed until the adjournment of the 16 21 next regular session of the general assembly by the 16 22 administrative rules review committee, bills

16 23 cosponsored by majority and minority floor leaders of

16 24 one house, bills in conference committee, and 16 25 companion bills sponsored by the majority floor

16 26 leaders of both houses after consultation with the

16 27 respective minority floor leaders. For the purposes 16 28 of this rule, a joint resolution is considered as a 16 29 bill. To be considered an appropriations, ways and 16 30 means, or government oversight bill for the purposes 17 1 of this rule, the appropriations committee, the ways 17 2 and means committee, or the government oversight 17 3 committee must either be the sponsor of the bill or 17 the committee of first referral in the originating 17 5 house. 17

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To be placed on the calendar in the house of 2. origin, a bill must be first reported out of a 8 standing committee by Friday of the 9th week of the 9 first session and the 8th week of the second session. 10 To be placed on the calendar in the other house, a 17 11 bill must be first reported out of a standing 17 12 committee by Friday of the 13th week of the first 17 13 session and the 11th week of the second session. 17 14 3. During the 11th week of the first session

3. During the 11th week of the first session and 17 15 the 9th week of the second session, each house shall 17 16 consider only bills originating in that house and 17 17 unfinished business. During the 14th week of the 17 18 first session and the 12th week of the second session, 17 19 each house shall consider only bills originating in 17 20 the other house and unfinished business. Beginning 17 21 with the 15th week of the first session and the 13th 17 22 week of the second session, each house shall consider 17 23 only bills passed by both houses, bills exempt from 17 24 subsection 2, and unfinished business.

4. A motion to reconsider filed and not disposed 17 26 of on an action taken on a bill or resolution which is 17 27 subject to a deadline under this rule may be called up 17 28 at any time before or after the day of the deadline by 17 29 the person filing the motion or after the deadline by 17 30 the majority floor leader, notwithstanding any other 1 rule to the contrary.

Rule 21 Resolutions

1. A "concurrent resolution" is a resolution to be 5 adopted by both houses of the general assembly which expresses the sentiment of the general assembly or 7 deals with temporary legislative matters. It may 8 authorize the expenditure, for any legislative 9 purpose, of funds appropriated to the general 18 10 assembly. A concurrent resolution is not limited to, 18 11 but may provide for a joint convention of the general 18 12 assembly, adjournment or recess of the general 18 13 assembly, or requests to a state agency or to the 18 14 general assembly or a committee. A concurrent 18 15 resolution requires the affirmative vote of a majority 18 16 of the senators or representatives present and voting 18 17 unless otherwise specified by statute. A concurrent 18 18 resolution does not require the governor's approval 18 19 unless otherwise specified by statute. A concurrent 18 20 resolution shall be filed with the secretary of the 18 21 senate or the chief clerk of the house. A concurrent 18 22 resolution shall be printed in the bound journal after 18 23 its adoption.

2. A "joint resolution" is a resolution which 18 25 requires for approval the affirmative vote of a 18 26 constitutional majority of each house of the general 18 27 assembly. A joint resolution which appropriates funds 18 28 or enacts temporary laws must contain the clause "Be 18 29 It Enacted by the General Assembly of the State of 30 Iowa:", is equivalent to a bill, and must be transmitted to the governor for his approval. 2 resolution which proposes amendments to the 3 Constitution of the State of Iowa, ratifies amendments 4 to the Constitution of the United States, proposes a 5 request to Congress or an agency of the government of 6 the United States of America, proposes to Congress an 7 amendment to the Constitution of the United States of 8 America, nullifies an administrative rule, or creates 9 a special commission or committee must contain the 19 10 clause "Be It Resolved by the General Assembly of the 19 11 State of Iowa:" and shall not be transmitted to the 19 12 governor. A joint resolution shall not amend a 19 13 statute in the Code of Iowa.

Rule 22

Nullification Resolutions

A "nullification resolution" is a joint resolution 19 17 which nullifies all of an administrative rule, or a

19 18 severable item of an administrative rule adopted 19 19 pursuant to chapter 17A of the Code. A nullification 19 20 resolution shall not amend an administrative rule by 19 21 adding language or by inserting new language in lieu 19 22 of existing language.

19 23 A nullification resolution is debatable, but cannot 19 24 be amended on the floor of the house or senate. The 19 25 effective date of a nullification resolution shall be 19 26 stated in the resolution. Any motions filed to 19 27 reconsider adoption of a nullification resolution must 19 28 be disposed of within one legislative day of the 19 29 filing.

Rule 23

Consideration of Vetoes

- 1. The senate and house calendar shall include a list known as the "Veto Calendar." The veto calendar shall consist of:
- Bills returned to that house by the governor in accordance with Article III, section 16 of the Constitution of the State of Iowa.
- b. Appropriations items returned to that house by the governor in accordance with Article III, section 20 10 16 of the Constitution of the State of Iowa.
- Bills and appropriations items received from c. the other house after that house has voted to override 20 13 a veto of them by the governor.
- 20 14 2. Vetoed bills and appropriations items shall 20 15 automatically be placed on the veto calendar upon 20 16 receipt. Vetoed bills and appropriations items shall 20 17 not be referred to committee.
- 3. Upon first publication in the veto calendar, 20 19 the senate majority leader or the house majority 20 20 leader may call up a vetoed bill or appropriations 20 21 item at any time.
- 4. The affirmative vote of two=thirds of the 20 23 members of the body by record roll call is required on 20 24 a motion to override an executive veto or item veto.
- 5. A motion to override an executive veto or item 20 26 veto is debatable. A vetoed bill or appropriation 20 27 item cannot be amended in this case.
- 6. The vote by which a motion to override an 29 executive veto or item veto passes or fails to pass 20 30 either house is not subject to reconsideration under senate rule 24 or house rule 73.
 7. The secretary of the senate or the chief clerk 1
 - 3 of the house shall immediately notify the other house 4 of the adoption or rejection of a motion to override an executive veto or item veto. 8. All bills and appropriations items on the veto
 - calendar shall be disposed of before adjournment sine die, unless the house having a bill or appropriation 8 item before it declines to do so by unanimous consent.
- 9. Bills and appropriations items on the veto 21 10 21 11 calendar are exempt from deadlines imposed by joint
- 21 12 rule 20.

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