

1 SENATE JOINT RESOLUTION NO. 1

2

3 INTRODUCED BY S. FITZPATRICK

4 BY REQUEST OF THE JOINT RULES COMMITTEE

5

6 A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF
7 MONTANA ADOPTING THE JOINT LEGISLATIVE RULES.

8

9 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF
10 THE STATE OF MONTANA:

11 That the following Joint Rules be adopted:

12 **JOINT RULES OF THE MONTANA**

13 **SENATE AND HOUSE OF REPRESENTATIVES**

14 **CHAPTER 1**

15 **Legislator Remote Participation**

16 **1-05. Definitions.** As used in these joint rules, the following definitions apply:

17 (1) "Member" means a member of the Senate or the House of Representatives for the 68th Legislature.

18 (2) "Participating remotely", "remotely present", or "participate remotely" means participating by
19 telephone, teleconference, videoconference, or other means.

20 (3) "Present" means a member was either physically present and participating in the session or
21 remotely present and participating in the session.

22 **1-40. Members physically present or remotely present by electronic means.** (1) The Senate and
23 the House may assemble, convene, and conduct the session with members being either physically present or
24 participating remotely. A member is not permitted to participate remotely unless excluded from physical
25 participation based on a decision of the member's caucus leader pursuant to Joint Rule 1-50.

26 (2) Subject to subsection (3), members who are permitted to participate remotely in the session:

27 (a) may vote on any question or other matter before the Senate or the House, including committees of
28 the Senate or the House;

Amendment - 2nd Reading-yellow - Requested by: Mary Ann Dunwell - (S) Committee of Whole

68th Legislature

Drafter: Jaret Coles, 406-444-4022

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1 Chief Clerk of the House by the end of the next legislative day following receipt of the notice. The Senate or
2 House shall vote on whether or not to uphold the objection. If the objection is upheld, the Secretary of the
3 Senate or the Chief Clerk of the House shall notify the Executive Director of the Legislative Services Division,
4 and the engrossing staff shall change the bill to remove the correction or corrections to which the objection was
5 made.

6 (4) For the purposes of this rule, "engrossing" means placing amendments in a bill.

7 **10-130. Bills -- sponsorship -- style -- format.** (1) A bill must be sponsored by a member of the
8 Legislature.

9 (2) A bill must be formatted electronically with numbered lines and:

10 (a) printed on paper with numbered lines;

11 (b) numbered at the foot of each page (except page 1);

12 (c) backed with a page of substantial material that includes spaces for notations for tracking the
13 progress of the bill; and

14 (d) introduced. Introduction constitutes the first reading of the bill.

15 (3) In a section amending an existing statute, matter to be stricken out must be indicated with a line
16 through the words or part to be deleted, and new matter must be underlined.

17 (4) (a) Except as provided in subsection (4)(b), sections of the Montana Code Annotated repealed or
18 amended in a bill must be stated in the title.

19 (b) (i) Sections of the Montana Code Annotated repealed or amended in a legislative referendum must
20 be stated in the title unless the inclusion of those sections in the title would cause the title to cumulatively
21 exceed a 100-word limit.

22 (ii) If the inclusion of sections of the Montana Code Annotated repealed or amended in a legislative
23 referendum title would cause the title to cumulatively exceed 100 words, the title must include those sections
24 that do not exceed the 100-word limit and include a reference to the total number of additional sections listed in
25 the body of the bill that are excluded from the title due to the 100-word limit. Those additional sections excluded
26 from the title must be listed in a section within the body of the bill after the enacting clause.

27 (5) Introduced bills must be posted online and may be reproduced on white paper and distributed to
28 members.

Amendment - 2nd Reading-yellow - Requested by: Mary Ann Dunwell - (S) Committee of Whole

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1 (6) A legal review note or analysis produced by the Legislative Services Division Legal Services Office
2 ~~may not must~~ be attached to an introduced bill ~~of and~~ posted on the Legislative Branch website ~~unless~~
3 ~~requested by the sponsor of the bill.~~

4 (7) Prior to submitting legislation for introduction, the chief sponsor may add representatives and
5 senators as cosponsors. A legislator may be added as a cosponsor by an in-person request, an electronic
6 message, a phone communication, or a cosponsor form. If a printed cosponsor form is used, a legislator must
7 sign or initial a cosponsor form supplied upon request by the Secretary of the Senate or the Chief Clerk of the
8 House in order to be added as a cosponsor. A legislator may also sign on the front page of the legislation.

9 (8) (a) Prior to submitting legislation to the Secretary of the Senate or the Chief Clerk of the House for
10 introduction, the chief sponsor may add representatives and senators as cosponsors. A legislator shall sign the
11 cosponsor form attached to the legislation in order to be added as a cosponsor.

12 (b) After legislation is submitted for introduction but before the legislation returns from the first House or
13 Senate committee, the chief sponsor may add or remove cosponsors by filing a cosponsor form with the
14 Secretary of the Senate or the Chief Clerk of the House.

15 **10-140. Voting on bills -- constitutional amendments.** (1) A bill may not become a law except by
16 vote of the constitutionally required majority of all the members present and voting in each house (Montana
17 Constitution, Art. V, Sec. 11(1)). On final passage, the vote must be taken by ayes and noes and the names of
18 those voting entered on the journal (Montana Constitution, Art. V, Sec. 11(2)).

19 (2) Any vote in one house on a bill proposing an amendment to The Constitution of the State of
20 Montana under circumstances in which there exists the mathematical possibility of obtaining the necessary two-
21 thirds vote of the Legislature will cause the bill to progress as though it had received the majority vote.

22 (3) This rule does not prevent a committee from tabling a bill proposing an amendment to The
23 Constitution of the State of Montana.

24 **10-150. Recording and publication of voting.** (1) Every vote of each member on each substantive
25 question in the Legislature, in any committee, or in Committee of the Whole must be recorded and made
26 available to the public. On final passage of any bill or joint resolution, the vote must be taken by ayes and noes
27 and the names entered on the journal.

28 (2) (a) Roll call votes must be taken by ayes and noes and the names entered on the journal on