

Additional Rule Proposals

(1) Provide for a bill introduction deadline.

40-50. Schedules for drafting requests and bill introduction. (1) The following schedule must be followed for submission of drafting requests.

| | Request Deadline 5:00 P.M. Legislative Day |
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| ! General Bills and Resolutions | 12 |
| ! Revenue Bills | 17 |
| ! Committee Bills and Resolutions | 36 |
| ! Committee Revenue Bills and Bills Proposing Referenda | 62 |
| ! Committee Bills implementing provisions of a general appropriation act | 67 |
| ! Interim study resolutions | 60 |
| ! Appropriation Bills | 45 |
| ! Resolutions to express confirmation of appointments | No Deadline |
| ! Bills repealing or directing the amendment or adoption of administrative rules and joint resolutions advising or requesting the repeal, amendment, or adoption of administrative rules | No Deadline |

(2) (a) Except for a session committee bill or resolution, or a bill repealing or directing the amendment or adoption of administrative rules or a joint resolution advising or requesting the repeal, amendment, or adoption of administrative rules, or a resolution expressing confirmation, a bill or resolution must be introduced 7 legislative days prior to the bill or resolution's applicable transmittal deadline as provided in 40-200.

(b) Bills and resolutions must be introduced within 2 legislative days after delivery. Failure to comply with the introduction deadline results in the bill draft being canceled.

(2) Streamline the confirmation process in the Senate to treat the nomination resolutions more like traditional resolutions.

S70-20. Introduction and first reading of Receiving nominations -- requesting bill drafts.

(1) Nominations received from the Governor must be:

- (a) received by the President;
- (b) delivered to the Secretary of the Senate; and
- (c) read under Order of Business No. 4, messages from the Governor; and
- (d) referred to committee. ~~The President of the Senate may refer any individual nomination contained in a list received from the Governor to any standing committee.~~

~~— (2) The procedure in subsection (1) constitutes introduction and first reading of the~~

nominations.

~~(3)~~(2) The Secretary shall distribute a copy of the list of nominations to each Senator.

(3) (a) The President of the Senate shall submit a bill draft request for a resolution for each group of nominees read under Order of Business No. 4. These bill draft requests will not count against any bill draft request limit imposed on the President of the Senate.

(b) Prior to introduction of the resolution, the President of the Senate shall designate the appropriate committee chair to introduce the simple resolution.

S70-30. Committee process -- preliminary reports -- separate consideration. (1) (a) The committee shall research each nominee and may request biographical information from the Governor for each nominee if none has been provided.

~~(b) The committee chair shall submit a bill draft request on behalf of the committee for a simple resolution to include the nominee submitted to the committee or a group of nominees, the group of nominees being specified by the committee chair. These bill draft requests will not count against any bill draft request limit imposed on members. When the resolution has been prepared and introduced, the committee shall hold a hearing on the resolution after appropriate public notice has been given.~~

(2) ~~(a) Following~~ Except as provided in subsection (2)(b), following the hearings for a group of nominees, the committee shall issue preliminary standing committee reports to be distributed to each Senator considered on second reading, stating the committee's recommendations concerning the nominees. A preliminary standing committee report is not required for a resolution for a single nominee pursuant to subsection (5).

(b) Following the hearings for the group of nominees, if a committee member wishes to have an individual nominee or group of nominees considered by the Senate separately from the group of nominees the committee member may prepare an amendment for executive action to strike or add a nominee or group of nominees. If a nominee or a group of nominees is stricken, the committee member that offered the amendment, shall make a motion to request a committee resolution for the nominee or nominees to be considered by a separate resolution. A simple majority of the committee is sufficient in order to request a separate committee resolution.

~~(3) (a) If~~ Within the committee of the whole, if a Senator wishes to have an individual nominee or group of nominees considered by the Senate separately from the group of nominees recommended by the committee, the Senator may prepare a floor amendment to strike or add a nominee or group of nominees. If a nominee or a group of nominees is stricken, a Senator may make a motion to request of the chair of the committee that the President of the Senate to submit a bill draft request for the nominee or nominees to be considered by a separate resolution.

~~(b) A Senator shall request separate consideration of a nominee within 3 days of receipt of the preliminary standing committee report. The committee chair shall honor this request.~~

~~(4) After waiting 3 days from the day of distribution of the preliminary standing committee report, the committee chair shall issue a final standing committee report and deliver the report to the Secretary of the Senate.~~

~~(a) If a nominee is to be separated from the resolution, the final standing committee report must include an amendment deleting that nominee.~~

~~(b)(4) When a nominee has been separated at the request of a Senator or when a single nomination has been submitted to a committee, the committee chair shall submit a bill draft request on behalf of the committee for a simple resolution to include only the single or separated~~

~~nominee~~. When the resolution for a individual or group nomination has been prepared and introduced, the committee shall take executive action on the resolution. When a hearing on the separated nomination was held prior to the committee's preliminary standing committee report, an additional hearing is not required to be held before the committee takes action on the separate resolution. After the committee's executive action, the committee chair shall issue a standing committee report.

~~(5) If a resolution contains only one nominee, the committee shall dispense with the preliminary standing committee report and shall issue a final standing committee report to be distributed to each Senator stating the committee's recommendation concerning the nominee.~~

~~(6)~~(5) The Secretary will read the reports under Order of Business No. 2, reports of standing committees.

~~(7)~~(6) After the report has been read, the resolution must be placed on Order of Business No. ~~11~~ 8 the next legislative day for consideration by the Senate. Motions to approve or disapprove of the resolution are in order and may be debated. Approval upon second reading constitutes confirmation of the Governor's nominee. A motion to reconsider the approval or disapproval of a nomination made on second reading must occur within one legislative day. A motion to reconsider may not be made if the resolution approving a confirmation is no longer in the possession of the Senate.

(3) **Revise Call Provisions of the Senate Rules**

2. **S50-220. Call of the Senate.** (1) In the absence of a quorum, a majority of Senators present may compel the attendance of absent Senators by ordering a call of the Senate.

~~(2) If a quorum is present, five Senators may order a call of the Senate.~~

~~(3)~~ (2) On a call of the Senate, a Senator who refuses to attend may be arrested by the Sergeant-at-Arms or any other person, as the majority of the Senators present direct. When the attendance of an absent Senator is secured and the Senate refuses to excuse the Senator's absence, the Senator may not be paid any expense payments while absent and is liable for the expenses incurred in procuring the Senator's attendance.

~~(4)~~ (3) During a call of the Senate, all business must be suspended. After a call has been ordered, no motion is in order except a motion to adjourn or remove the call. The call may be removed by a ~~two-thirds~~ majority vote of the members present.

3. **Appendix A.**

List of Questions Requiring Other Than a Majority Vote

The following questions require the vote specified:

~~(1) a call of the Senate with a quorum pursuant to S50-220(2) (five Senators);~~

~~(2) a motion to lift a call of the Senate pursuant to S50-220(4) (two-thirds of the members present);~~

~~(3)~~ (1) a motion to amend or suspend rules pursuant to S60-10 (two-thirds);

~~(4)~~ (2) a motion to override the Governor's veto pursuant to S50-250 and Article VI, section 10(3), of the Montana Constitution (two-thirds);

~~(5)~~ (3) a motion to approve a bill to appropriate the principal of the coal trust fund pursuant to Article IX, section 5, of the Montana Constitution (three-fourths of each house);

~~(6)~~ (4) a motion to approve a bill to appropriate highway revenue as described in Article VIII, section 6, of the Montana Constitution for purposes other than those described in that section (three-fifths of each house);

~~(7)~~ (5) a motion to approve a bill proposing to amend the Montana Constitution pursuant to Article XIV, section 8, of the Montana Constitution (two-thirds of the entire Legislature);

~~(8)~~ (6) an appeal of the ruling of the presiding officer pursuant to S20-10 (one Senator, seconded by two other Senators);

~~(9)~~ (7) a motion to approve a bill conferring immunity from suit as described in Article II, section 18, of the Montana Constitution (two-thirds);

~~(10)~~ (8) a motion to approve a bill to appropriate the principal of the tobacco settlement trust fund pursuant to Article XII, section 4, of the Montana Constitution (two-thirds); and

~~(11)~~ (9) a motion to appropriate the principal of the noxious weed management trust fund pursuant to Article IX, section 6, of the Montana Constitution (three-fourths).

(4) Provide for on-call ethics committee during the interim to hear ethics complaints.

This would necessitate a statutory change in-order to effectuate this proposal.

(5) Other rule proposals?