

LEGISLATIVE RULES CHANGES APPROVED BY THE
LEGISLATIVE MANAGEMENT COMMITTEE

1 The Legislative Management Committee has approved the following changes to the
2 Senate Rules:

3 **SECTION 1. AMENDMENT.** Senate Rule 205 is amended as follows:

4 **205. DUTIES OF SERGEANT-AT-ARMS.**

- 5 1. The Sergeant-at-Arms of the Senate, under the direction of the presiding officer, is
- 6 the executive officer of the body for the enforcement of all rules adopted by the
- 7 Senate for the regulation of the Senate.
- 8 2. The Senate floor is under the immediate supervision of the Sergeant-at-Arms. The
- 9 Sergeant-at-Arms shall see that the Deputy Sergeant-at-Arms and the Assistant
- 10 Sergeants-at-Arms perform the duties to which they are especially assigned. The
- 11 Sergeant-at-Arms shall perform all other services and duties pertaining to the
- 12 office and as directed by the President.
- 13 3. The Sergeant-at-Arms shall clear the floor of the Senate chamber in front of the
- 14 railing of all persons, except legislators, legislative employees, legislative guests,
- 15 and properly identified representatives of the media, during the time period
- 16 commencing sixty minutes before the Senate convenes on any legislative day and
- 17 ending when the Senate recesses for that calendar day. ~~During this period, a~~
- 18 ~~legislator may have only one guest on the floor during a morning session and one~~
- 19 ~~guest on the floor during an afternoon session.~~
- 20 4. The Sergeant-at-Arms also shall act as the supply clerk for the Senate, and is
- 21 responsible for ordering and distributing supplies and stationery needed by Senate
- 22 members and Senate employees. The Sergeant-at-Arms may maintain a supply
- 23 room, if space is available, and has sole control over the supply room, provided
- 24 that the supply room may be operated jointly in cooperation with the House
- 25 Sergeant-at-Arms.

26 **SECTION 2. AMENDMENT.** Senate Rule 312 is amended as follows:

- 1 c. Adoption of amendments, as provided in Senate Rule 601.
- 2 d. Reconsideration of the adoption of an amendment, as provided in Senate
- 3 Rule 347.
- 4 e. Adoption of propositions of a divided question if the division would require a
- 5 majority vote of the members present, as provided in Senate Rule 319.
- 6 f. Adoption of conference committee reports, as provided in Senate Rule 605.
- 7 g. Previous question, as provided in Senate Rule 314.
- 8 h. To close, limit, or extend debate.
- 9 i. To return a measure requested by the House before action, as provided in
- 10 Joint Rule 204.
- 11 ~~h.~~ j. To have the President refuse to sign any bill the House refuses to return, as
- 12 provided in Senate Rule 349.
- 13 ~~i.~~ k. To request preparation of a fiscal note, as provided in Joint Rule 501.
- 14 l. Suspension of the rules, as provided in Senate Rule 324.
- 15 ~~j.~~ m. Any question for which another vote is not required by the Constitution or
- 16 another rule.
- 17 2. The following questions require a majority vote of the members-elect of the
- 18 Senate:
- 19 a. Passage of bills, as provided in Section 13, Article IV, of the Constitution and
- 20 Senate Rule 339.
- 21 b. Passage of proposed amendments to the Constitution of North Dakota, as
- 22 provided in Section 16, Article IV, of the Constitution.
- 23 c. Ratification of amendments to the Constitution of the United States, as
- 24 provided in Senate Rule 339.
- 25 d. To recede before a conference in a case where a majority governs, as
- 26 provided in Joint Rule 202.
- 27 e. To constitute a quorum, as provided in Senate Rule 103.
- 28 f. Election of certain Senate employees, as provided in Senate Rule 206.
- 29 g. Suspension of further proceedings under a call of the Senate, as provided in
- 30 Senate Rule 303.
- 31 h. Adoption of propositions of a divided question if the division would require a
- 32 majority vote of the members-elect, as provided in Senate Rule 319.

- 1 i. Reconsideration of questions other than adoption of amendments if before
2 the end of the next legislative day, as provided in Senate Rule 347.
- 3 3. The following questions require a two-thirds vote of the members of the Senate
4 present and voting, which two-thirds may, in no event, constitute fewer than a
5 majority of the members-elect of the Senate:
- 6 a. Introduction of measures after deadline, as provided in Senate Rule 402.
7 b. Return of measures to other house after action taken, as provided in Joint
8 Rule 204.
9 e. ~~Previous question.~~
- 10 4. The following questions require a two-thirds vote of the members-elect of the
11 Senate:
- 12 a. Initiated and referred measures amended or repealed within seven years after
13 enactment or approval, as provided in Section 8, Article III, of the Constitution
14 and Senate Rule 339.
15 b. Emergency clauses, as provided in Section 13, Article IV, of the Constitution.
16 c. Vetoed measures, reconsideration, as provided in Section 9, Article V, of the
17 Constitution.
18 d. Adoption of propositions of a divided question if the division would require a
19 two-thirds vote of the members-elect, as provided in Senate Rule 319.
20 e. To recede before a conference in a case where two-thirds governs, as
21 provided in Joint Rule 202.
22 f. Second reading same day as report, as provided in Senate Rule 337.
23 g. Reconsideration after the next legislative day or after a previous motion to
24 reconsider, as provided in Senate Rule 347.
25 h. Reconsideration after a clincher motion, as provided in Senate Rule 348.
26 i. Suspension of requirement that copies of amendments be distributed before
27 acted on, as provided in Senate Rule 601.
28 j. ~~Suspension of the rules, as provided in Senate Rule 324.~~
29 k. Amendment, reconsideration, or suspension of a joint rule, as provided in
30 Joint Rule 105.
- 31 5. A question to withdraw a measure after it has been referred to committee requires
32 unanimous consent of the members of the Senate, as provided in Senate
33 Rule 331.

1 **SECTION 6. AMENDMENT.** Senate Rule 320 is amended as follows:

2 **320. ~~AYES AND NAYS ROLL CALL VOTE.~~** Except as required by the Constitution or
3 these rules, ~~the ayes and nays~~ a roll call vote may not be ordered unless requested by
4 one-sixth of those members present. ~~No person may remain by the Secretary's desk when the~~
5 ~~ayes and nays are being called.~~ When ~~the ayes and nays are~~ a recorded roll call vote is
6 ordered pursuant to this rule, the results must be printed in the journal in their entirety.

7 **SECTION 7. AMENDMENT.** Senate Rule 324 is amended as follows:

8 **324. SUSPENSION OF RULES.** No standing rule or order of the Senate may be
9 reconsidered or suspended except by a vote of ~~two-thirds~~ a majority of the ~~members-elect~~
10 members present.

11 **SECTION 8. AMENDMENT.** Senate Rule 333 is amended as follows:

12 **333. AMEND OR REREFER ON SECOND READING.** On the second reading of
13 every bill or resolution, any amendment other than amendment of a measure reported from a
14 conference committee or a measure on the calendar as the result of a motion to concur or not
15 concur in amendments by the House may be received and the bill or resolution may be
16 rereferred at any time before its final passage. Upon request of a member, a floor amendment
17 must be submitted in writing and distributed to each member.

18 **SECTION 9. AMENDMENT.** Senate Rule 346 is amended as follows:

19 **346. TRANSMITTAL OF MEASURE TO HOUSE - NOTICE OF INTENTION TO**
20 **RECONSIDER.** After the second reading of a bill or resolution, the Secretary of the Senate
21 shall retain the bill or resolution until the end of the next legislative day, unless the bill or
22 resolution has previously been disposed of. On the ~~thirty-third~~ thirty-fourth legislative day and
23 after the forty-ninth legislative day, the Secretary of the Senate shall transmit the bill or
24 resolution to the House immediately upon adjournment of that day's session unless action on
25 the bill or resolution is pending as the result of the Senate passing a motion to reconsider or
26 unless the Majority or Minority Leader has given notice of intention to move the reconsideration
27 of that bill or resolution. After the fifty-eighth legislative day, the Secretary of the Senate shall
28 transmit the bill or resolution to the House immediately after the second reading of the bill or
29 resolution unless the Majority or Minority Leader has given notice of intention to move the
30 reconsideration of that bill or resolution. When a member in explaining the member's vote
31 states to the Senate that the member's vote is for the purpose of reconsideration, that
32 statement also is notice of such intention.

33 **SECTION 10. AMENDMENT.** Senate Rule 360 is amended as follows:

- 1 1. Every bill and resolution must be in typewritten form and ~~thirteen~~ at least two
2 copies must be filed with the Secretary.
- 3 2. Each bill and resolution must have typed on it the name of each sponsor
4 introducing the bill or resolution.
- 5 3. The enacting clause of a bill must be: "BE IT ENACTED BY THE LEGISLATIVE
6 ASSEMBLY OF NORTH DAKOTA".
- 7 4. No bill may embrace more than one subject, which must be expressed in its title.
- 8 5. If a bill amends a present statute, the portion thereof constituting the amendment
9 or amendments must be underscored. In a bill that contains sections amending
10 existing statutes and sections that will be new law, the portion containing the
11 amendment to the existing statute and all of each section containing new law must
12 be underscored. Any matter contained in the present statute but deleted in the
13 proposed amended statute must be contained in the typewritten bill, but must be
14 set off from the remainder of the text by typing a line through the deleted matter.
15 Where bills sponsored by the Legislative Council do not use the above devices,
16 such bills must be accompanied by appropriate explanatory notations outlining the
17 changes to be effected. All bills and resolutions to be introduced in the Senate
18 must be in the form and style the Legislative Council prescribes.
- 19 6. The Secretary, upon receiving the copies of a bill or resolution as provided by this
20 rule, shall proceed as follows: (a) If the ~~original~~ covered copy of the bill or
21 resolution has attached to it a notation that the bill or resolution was ~~drafted,~~
22 ~~retyped,~~ or approved as to form and style by the Legislative Council staff, the
23 Secretary shall number the bill or resolution as provided in Senate Rule 401 and,
24 after first reading and referral, shall distribute the copies as provided in this rule; or
25 (b) If the ~~original~~ covered copy of the bill does not have a notation of ~~drafting,~~
26 ~~retyping,~~ or approval as to form and style by the Legislative Council staff attached,
27 the Secretary shall proceed as provided in Senate Rule 405.
- 28 7. The Secretary, after compliance with this rule and after first reading, shall distribute
29 the copies of a bill or resolution received as follows: The ~~original~~ covered copy
30 and one additional copy must be delivered to the chairman of the committee to
31 which the measure is referred; one copy must be delivered to the President of the
32 Senate; ~~three~~ six copies must be delivered to the Legislative Council; one copy
33 must remain in the custody of the Secretary until otherwise directed by the Senate;

1 except in the case of bills or resolutions printed on order of the Legislative Council
2 pursuant to Senate Rule 406, two copies must be delivered to the printer having
3 the contract for the printing of bills; three copies must be available for
4 representatives of news media; and one copy must be given to the prime sponsor.
5 ~~Any statewide organization or association may be provided a copy of each~~
6 ~~introduced bill or resolution for the payment of a subscription fee established by~~
7 ~~the Legislative Management Committee of the Legislative Council. Orders and~~
8 ~~payments for such bills or resolutions must be placed with the Legislative Council~~
9 ~~before December fifteenth preceding the regular session.~~

- 10 8. ~~The original of each bill or resolution filed with the Secretary must be prepared in~~
11 ~~the form prescribed by the Legislative Council.~~

12 **SECTION 13. AMENDMENT.** Senate Rule 405 is amended as follows:

13 **405. APPROVAL OF MEASURES AS TO FORM AND STYLE.**

- 14 1. When a bill or resolution, with the requisite number of copies, is filed with the
15 Secretary without a notation attached to the ~~original~~ covered copy stating that the
16 bill or resolution was ~~drafted, retyped, or~~ approved as to form and style by the
17 Legislative Council staff, the Secretary immediately shall cause that bill or
18 resolution to be delivered to the Legislative Council office with a written request
19 that the bill or resolution be examined and receive a notation approving its form
20 and style.
- 21 2. When the Legislative Council staff receives a bill or resolution from the Secretary
22 pursuant to this rule, it shall see that the bill or resolution is in the form and style
23 required by law, legislative rule, and the drafting rules promulgated by the
24 Legislative Council.
- 25 3. When the Legislative Council staff has ensured that the bill or resolution meets all
26 requirements regarding form and style, the bill or resolution and all copies must be
27 returned to the Secretary with a notation of approval attached to the ~~original~~
28 covered copy.
- 29 4. If the Legislative Council staff, due to the exercise of its responsibilities under this
30 rule, is not able to deliver an approved bill or resolution to the Secretary before
31 expiration of the last legislative day for normal introduction, the Secretary,
32 whenever such an approved bill or resolution is received, shall proceed to file it as
33 if it had been received on the final legislative day for normal introduction.

1 **SECTION 14.** Senate Rule 504.1 is created as follows:

2 **504.1. APPROPRIATIONS COMMITTEE MEETINGS.** In addition to the meetings
3 authorized under Senate Rule 504, the Appropriations Committee may meet for not more than
4 five calendar days during the period after the organizational session has adjourned and the
5 regular session is convened, as called by the Majority Leader. The chairman shall cause notice
6 of the time and place of the meetings to be posted.

7 **SECTION 15. AMENDMENT.** Senate Rule 601 is amended as follows:

8 **601. REPORT OF COMMITTEES.**

- 9 1. The report of a committee must provide for one or more of the following
10 recommendations with respect to the bill or resolution: do pass, do not pass, be
11 amended, be rereferred to another committee, or be placed on the calendar
12 without recommendation.
- 13 2. During the fifth order of business, the Secretary shall announce that committee
14 reports have been received, if such is the case, and shall list the bill or resolution
15 number, or other identifier, and state the accompanying committee
16 recommendation. If the committee report is divided pursuant to Senate Rule 602,
17 the Secretary shall announce the majority and minority report, or reports, as well.
- 18 3. a. If the committee report is for amendment, the proposed amendment must be
19 placed on the calendar for the next legislative day on the sixth order of
20 business. After the fifty-fifth legislative day, the proposed amendment must
21 be placed on the calendar on the sixth order of business immediately after the
22 report of the committee is received.
- 23 b. No action may be taken on an amendment until a verbatim copy of the
24 amendment has been distributed to each member; provided, that on a
25 two-thirds vote of the members-elect, this may be suspended, and the
26 amendment acted on immediately after the report of the committee.
- 27 c. If the amendment is adopted by a majority vote of the members present, the
28 amended measure must then be placed on the calendar for the next
29 legislative day under the applicable order of business for second reading and
30 final passage except as provided in subdivision e or g.
- 31 d. If the amendment is rejected, the measure without amendment must be
32 placed on the calendar for the next legislative day under the applicable order

- 1 of business for second reading and final passage except as provided in
2 subdivision e or g.
- 3 e. If the committee report is for amendment and then rereferral to another
4 committee, the measure must be rereferred to the appropriate committee
5 after adoption or rejection of the amendment. If, after adoption or rejection of
6 the amendment, a measure is subject to rereferral under Senate Rule 329,
7 the measure must be rereferred to the Appropriations Committee, regardless
8 of whether the report provides for rereferral.
- 9 f. If the committee report does not recommend rereferral to another committee
10 but recommends that the measure pass, do not pass, or makes no
11 recommendation, the measure must be placed on the calendar for the next
12 legislative day under the applicable order of business for second reading and
13 final passage except as provided in subdivision g.
- 14 g. On motion a measure must be placed on the calendar for second reading and
15 final passage immediately after action is taken on the amendment. If the
16 committee report recommends that the measure be placed on the calendar
17 for second reading and final passage immediately after action is taken on the
18 amendment, the measure must be placed on the calendar for second reading
19 and final passage immediately after the amendment is adopted. After the
20 thirty-second legislative day all Senate bills, and after the fifty-fifth legislative
21 day all measures, must be placed on the calendar for second reading and
22 final passage immediately after action is taken on the amendment. A
23 measure placed on the calendar under this subdivision may be acted on
24 immediately after placement on the calendar.
- 25 h. A report for amendment must be approved as to form and style by the
26 Legislative Council staff. When a report for amendment is received by the
27 Secretary without a notation that the report was approved as to form and style
28 by the Legislative Council staff, the Secretary immediately shall cause that
29 report to be delivered to the Legislative Council office with a request that the
30 report be examined and receive a notation approving its form and style.
- 31 4. If the committee report is divided as provided in Senate Rule 602, the reports must
32 be placed on the calendar for the next legislative day on the seventh order of
33 business. The President shall receive and announce a motion that the report of

1 the minority be substituted for the majority committee report. If a "do not pass"
2 report is adopted under this subsection, the measure must be placed on the
3 calendar on the eleventh or fourteenth order of business. If no report is adopted
4 under this subsection, the measure must be placed on the calendar on the
5 eleventh or fourteenth order of business unless the measure is subject to rereferral
6 under Senate Rule 329.

- 7 5. The Secretary shall ensure that the daily calendar contains appropriate notation of
8 committee reports.

9 The Legislative Management Committee has approved the following changes to the
10 House Rules:

11 **SECTION 1. AMENDMENT.** House Rule 205 is amended as follows:

12 **205. DUTIES OF SERGEANT-AT-ARMS.**

- 13 1. The Sergeant-at-Arms of the House, under the direction of the presiding officer, is
14 the executive officer of the body for the enforcement of all rules adopted by the
15 House for the regulation of the House.
- 16 2. The House floor is under the immediate supervision of the Sergeant-at-Arms. The
17 Sergeant-at-Arms shall see that the Deputy Sergeant-at-Arms and the Assistant
18 Sergeants-at-Arms perform the duties to which they are especially assigned. The
19 Sergeant-at-Arms shall perform all other services and duties pertaining to the
20 office and as directed by the Speaker.
- 21 3. The Sergeant-at-Arms shall clear the floor of the House chamber in front of the
22 railing of all persons, except legislators, legislative employees, legislative guests
23 who have passes, former members of the Legislative Assembly who have passes,
24 and properly identified representatives of the media, during the time period
25 commencing sixty minutes before the House convenes on any legislative day and
26 ending when the House recesses for that calendar day and from 12:00 noon until
27 1:00 p.m. on any legislative day. ~~During these periods, a legislator may have only~~
28 ~~one guest per day on the floor.~~ The Sergeant-at-Arms shall clear a designated
29 area of the balcony of all persons, except legislative guests who have passes,
30 during the daily session.
- 31 4. The Sergeant-at-Arms also shall act as the supply clerk for the House, and is
32 responsible for ordering and distributing supplies and stationery needed by House
33 members and House employees. The Sergeant-at-Arms may maintain a supply

1 room, if space is available, and has sole control over the supply room, provided
2 that the supply room may be operated jointly in cooperation with the Senate
3 Sergeant-at-Arms.

4 **SECTION 2. AMENDMENT.** House Rule 312 is amended as follows:

5 **312. ~~ORDER OF MOTION~~ MOTIONS DURING DEBATE.** When a question is under
6 debate, no motion may be received, except to fix the time to which to adjourn; to adjourn; to lay
7 on the table; to move the previous question; to close, limit, or extend debate (which ~~four~~ five
8 kinds of motions must be decided without debate); to move to postpone to a day certain; to
9 refer; and to amend. These motions have precedence in the order in which they are named.
10 No motion to postpone to a day certain or to refer, having been decided, may be entertained
11 again on the same day.

12 **SECTION 3. AMENDMENT.** House Rule 314 is amended as follows:

13 **314. PREVIOUS QUESTION.** If a motion calling for the previous question, or any other
14 motion to end debate, carries by a majority vote of the members present, the question must be
15 put immediately, and no member may speak except on a request for information or on a
16 parliamentary inquiry. A member may not move the previous question if that member is
17 debating the issue before the House.

18 **SECTION 4. AMENDMENT.** House Rule 317 is amended as follows:

19 **317. NONDEBATABLE MOTIONS.** The following motions are not debatable:

- 20 1. Adjournment.
- 21 2. Clincher.
- 22 3. Fix the time of adjournment.
- 23 4. Order of the day.
- 24 5. Reading of papers.
- 25 6. Withdrawal of motion.
- 26 7. Suspension of the rules.
- 27 8. To lay on the table.
- 28 9. Previous question.
- 29 10. Close, limit, or extend debate.

30 **SECTION 5. AMENDMENT.** House Rule 318 is amended as follows:

31 **318. VOTES REQUIRED FOR CERTAIN QUESTIONS.**

- 32 1. The following questions require a majority vote of the members of the House
33 present and voting:

- 1 a. Action, other than referrals or rereferrals to the Appropriations Committee on
- 2 certain measures, as authorized in House Rule 329.
- 3 b. Order to a chairman to report a measure back from committee, as provided in
- 4 House Rule 508.
- 5 c. Adoption of amendments, as provided in House Rule 601.
- 6 d. Reconsideration of the adoption of an amendment, as provided in House Rule
- 7 347.
- 8 e. Adoption of propositions of a divided question if the division would require a
- 9 majority vote of the members present, as provided in House Rule 319.
- 10 f. Adoption of conference committee reports, as provided in House Rule 605.
- 11 g. Previous question, as provided in House Rule 314.
- 12 h. To close, limit, or extend debate.
- 13 i. To return a measure requested by the Senate before action, as provided in
- 14 Joint Rule 204.
- 15 ~~h.~~ j. To have the Speaker refuse to sign any bill the Senate refuses to return, as
- 16 provided in House Rule 349.
- 17 i. ~~k.~~ To request preparation of a fiscal note, as provided in Joint Rule 501.
- 18 l. Suspension of the rules, as provided in House Rule 324.
- 19 j. ~~m.~~ Any question for which another vote is not required by the Constitution or
- 20 another rule.
- 21 2. The following questions require a majority vote of the members-elect of the House:
- 22 a. Passage of bills, as provided in Section 13, Article IV, of the Constitution and
- 23 House Rule 339.
- 24 b. Passage of proposed amendments to the Constitution of North Dakota, as
- 25 provided in Section 16, Article IV, of the Constitution.
- 26 c. Ratification of amendments to the Constitution of the United States, as
- 27 provided in House Rule 339.
- 28 d. To recede before a conference in a case where a majority governs, as
- 29 provided in Joint Rule 202.
- 30 e. To constitute a quorum, as provided in House Rule 103.
- 31 f. Election of certain House employees, as provided in House Rule 206.
- 32 g. Suspension of further proceedings under a call of the House, as provided in
- 33 House Rule 303.

- 1 h. Adoption of propositions of a divided question if the division would require a
2 majority vote of the members-elect, as provided in House Rule 319.
- 3 i. Reconsideration of questions other than adoption of amendments if before
4 the end of the next legislative day, as provided in House Rule 347.
- 5 j. Adoption of a clincher motion, as provided in House Rule 348.
- 6 3. The following questions require a two-thirds vote of the members of the House
7 present and voting, which two-thirds may, in no event, constitute fewer than a
8 majority of the members-elect of the House:
- 9 a. Introduction of measures after deadline, as provided in House Rule 402.
- 10 b. Return of measures to other house after action taken, as provided in Joint
11 Rule 204.
- 12 ~~e. Previous question.~~
- 13 4. The following questions require a two-thirds vote of the members-elect of the
14 House:
- 15 a. Initiated and referred measures amended or repealed within seven years after
16 enactment or approval, as provided in Section 8, Article III, of the Constitution
17 and House Rule 339.
- 18 b. Emergency clauses, as provided in Section 13, Article IV, of the Constitution.
- 19 c. Vetoed measures, reconsideration, as provided in Section 9, Article V, of the
20 Constitution.
- 21 d. Adoption of propositions of a divided question if the division would require a
22 two-thirds vote of the members-elect, as provided in House Rule 319.
- 23 e. To recede before a conference in a case where two-thirds governs, as
24 provided in Joint Rule 202.
- 25 f. Second reading same day as report, as provided in House Rule 337.
- 26 g. Reconsideration after the next legislative day, as provided in House Rule 347.
- 27 h. Reconsideration after a clincher motion, as provided in House Rule 348.
- 28 i. Suspension of requirement that copies of amendments be distributed before
29 acted on, as provided in House Rule 601.
- 30 ~~j. Suspension of the rules, as provided in House Rule 324.~~
- 31 ~~k.~~ Amendment, reconsideration, or suspension of a joint rule, as provided in
32 Joint Rule 105.

- 1 5. The following questions require the unanimous consent of the members of the
2 House:
- 3 a. Suspension of the rules and passage of a bill neither printed nor heard by a
4 committee, as provided in House Rule 324.
- 5 b. Reconsideration or suspension of a standing rule or order requiring
6 unanimous consent, as provided in House Rule 324.
- 7 c. Amendment of measures on second reading except to amend the title, as
8 provided in House Rule 333.
- 9 d. Withdrawal of a measure after it has been referred to committee, as provided
10 in House Rule 331.

11 **SECTION 6. AMENDMENT.** House Rule 320 is amended as follows:

12 **320. ~~AYES AND NAYS ROLL CALL VOTE.~~** Except as required by the Constitution or
13 these rules, ~~the ayes and nays~~ a roll call vote may not be ordered unless requested by
14 one-sixth of those members present. ~~No person may remain by the Chief Clerk's desk when~~
15 ~~the ayes and nays are being called.~~ When ~~the ayes and nays are~~ a recorded roll call vote is
16 ordered pursuant to this rule, the results must be printed in the journal in their entirety.

17 **SECTION 7. AMENDMENT.** House Rule 323 is amended as follows:

18 **323. VOTE BY SPEAKER.** The Speaker shall vote on all questions taken by ~~ayes and~~
19 ~~nays~~ roll call vote, except on appeals from the Speaker's decision, and in all elections or
20 decisions called for by any member.

21 **SECTION 8. AMENDMENT.** House Rule 324 is amended as follows:

22 **324. SUSPENSION OF RULES.** No standing rule or order of the House may be
23 reconsidered or suspended except by a vote of ~~two-thirds~~ a majority of the ~~members elect~~
24 members present, and no motion to suspend the rules and pass a bill may be entertained
25 except by unanimous consent, unless the bill has first been printed and considered by a
26 committee, nor may any standing rule or order requiring unanimous consent be reconsidered or
27 suspended without unanimous consent.

28 **SECTION 9. AMENDMENT.** House Rule 333 is amended as follows:

29 **333. AMEND OR REREFER FROM THE FLOOR.** No amendment to a bill or
30 resolution, other than one to amend the title, may be considered on second reading without
31 unanimous consent of the House, nor may any floor amendment be considered on sixth order
32 without unanimous consent of the House, but all bills and resolutions may be rereferred to
33 committee at any time before their passage. No amendment of a measure reported from a

1 conference committee nor of a measure on the calendar as the result of a motion to concur or
2 not concur in amendments by the Senate may be made on second reading.

3 **SECTION 10. AMENDMENT.** House Rule 346 is amended as follows:

4 **346. TRANSMITTAL OF MEASURE TO SENATE - NOTICE OF INTENTION TO**
5 **RECONSIDER.** After the second reading of a bill or resolution, the Chief Clerk shall retain the
6 bill or resolution until the end of the next legislative day, unless the bill or resolution has
7 previously been disposed of. On the ~~thirty-third~~ thirty-fourth legislative day and after the
8 forty-ninth legislative day, the Chief Clerk shall transmit the bill or resolution to the Senate
9 immediately upon adjournment of that day's session unless action on the bill or resolution is
10 pending as the result of the House passing a motion to reconsider or unless the Majority or
11 Minority Leader has given notice of intention to move the reconsideration of that bill or
12 resolution. After the fifty-eighth legislative day, the Chief Clerk shall transmit the bill or
13 resolution to the Senate immediately after the second reading of the bill or resolution unless the
14 Majority or Minority Leader has given notice of intention to move the reconsideration of that bill
15 or resolution. When a member in explaining the member's vote states to the House that the
16 member's vote is for the purpose of reconsideration, that statement also is notice of such
17 intention.

18 **SECTION 11. AMENDMENT.** House Rule 360 is amended as follows:

19 **360. GUESTS - INTRODUCTION AND ANNOUNCEMENT OF GUESTS -**
20 **COURTESY OF THE HOUSE LIMITATIONS.**

- 21 1. Introduction of guests in the House is limited to those individuals called on to
22 address the House and former members of the Legislative Assembly. The
23 presence of other guests in groups may be announced daily on the electronic
24 message boards.
- 25 2. No person may be admitted to the floor of the House except state officers; justices
26 of the Supreme Court and judges of the district courts; present and former
27 members of Congress; present and former members of the Legislative Assembly;
28 present officers and officials; all employees of both houses of the Legislative
29 Assembly; reporters for newspapers; and any other person granted admission by
30 the Speaker.
- 31 3. No member may have more than one guest on the floor during any period guests
32 are restricted under House Rule 205. No member may have more than one guest
33 per day in the morning on the floor during the time period guests are restricted

1 ~~under House Rule 205~~ a session and one guest in the afternoon on the floor
2 during a session. The guest must be seated with the member at the time the
3 session convenes and may not leave the floor during debate. No guest may be
4 seated with the member after that member's original guest for that session leaves
5 the floor.

- 6 4. For the purposes of this rule, the floor of the House is all of the first floor of the
7 House chamber in front of the railing.

8 **SECTION 12. AMENDMENT.** House Rule 402 is amended as follows:

9 **402. WHEN INTRODUCED.**

- 10 1. No ~~bill may be introduced after the tenth legislative day and no~~ member other than
11 the Majority and Minority Leaders may introduce more than five bills as prime
12 sponsor after the fifth legislative day, ~~nor may any.~~ No bill may be introduced after
13 the fifteenth legislative day, and no resolution, except those resolutions described
14 in subsection 3, may be introduced after the eighteenth legislative day, except
15 upon approval of a majority of the Delayed Bills Committee or upon two-thirds vote
16 of the members of the House present and voting.
- 17 2. No bill introduced at the request of an executive agency or the Supreme Court may
18 be introduced after December tenth before the ensuing regular session, except
19 upon approval of a majority of the Delayed Bills Committee.
- 20 3. Resolutions that propose amendments to the Constitution of ~~the United States~~
21 North Dakota and resolutions directing the Legislative Council to carry out a study
22 may not be introduced after the thirty-first legislative day.

23 **SECTION 13. AMENDMENT.** House Rule 404 is amended as follows:

24 **404. FORM OF BILLS - COPIES.**

- 25 1. Every bill and resolution must be in typewritten form and ~~thirteen~~ at least two
26 copies must be filed with the Chief Clerk.
- 27 2. Each bill and resolution must have typed on it the name of each sponsor
28 introducing the bill or resolution.
- 29 3. The enacting clause of a bill must be: "BE IT ENACTED BY THE LEGISLATIVE
30 ASSEMBLY OF NORTH DAKOTA".
- 31 4. No bill may embrace more than one subject, which must be expressed in its title.
- 32 5. If a bill amends a present statute, the portion thereof constituting the amendment
33 or amendments must be underscored. In a bill that contains sections amending

1 existing statutes and sections that will be new law, the portion containing the
2 amendment to the existing statute and all of each section containing new law must
3 be underscored. Any matter contained in the present statute but deleted in the
4 proposed amended statute must be contained in the typewritten bill, but must be
5 set off from the remainder of the text by typing a line through the deleted matter.
6 Where bills sponsored by the Legislative Council do not use the above devices,
7 such bills must be accompanied by appropriate explanatory notations outlining the
8 changes to be effected. All bills and resolutions to be introduced in the House
9 must be in the form and style the Legislative Council prescribes.

10 6. The Chief Clerk, upon receiving the copies of a bill or resolution as provided by this
11 rule, shall proceed as follows: (a) If the ~~original~~ covered copy of the bill or
12 resolution has attached to it a notation that the bill or resolution was ~~drafted,~~
13 ~~retyped,~~ or approved as to form and style by the Legislative Council staff, the Chief
14 Clerk shall number the bill or resolution as provided in House Rule 401 and, after
15 first reading and referral, shall distribute the copies as provided in this rule; or (b) If
16 the ~~original~~ covered copy of the bill does not have a notation of ~~drafting, retyping,~~
17 or approval as to form and style by the Legislative Council staff attached, the Chief
18 Clerk shall proceed as provided in House Rule 405.

19 7. The Chief Clerk, after compliance with this rule and after first reading, shall
20 distribute the copies of a bill or resolution received as follows: The ~~original~~
21 covered copy and one additional copy must be delivered to the chairman of the
22 committee to which the measure is referred; one copy must be delivered to the
23 Speaker; ~~three~~ six copies must be delivered to the Legislative Council; one copy
24 must remain in the custody of the Chief Clerk until otherwise directed by the
25 House; except in the case of bills or resolutions printed on order of the Legislative
26 Council pursuant to House Rule 406, two copies must be delivered to the printer
27 having the contract for the printing of bills; three copies must be available for
28 representatives of news media; and one copy must be given to the prime sponsor.
29 ~~Any statewide organization or association may be provided a copy of each~~
30 ~~introduced bill or resolution for the payment of a subscription fee established by~~
31 ~~the Legislative Management Committee of the Legislative Council. Orders and~~
32 ~~payments for such bills or resolutions must be placed with the Legislative Council~~
33 ~~before December fifteenth preceding the regular session.~~

- 1 8. ~~The original of each bill or resolution filed with the Chief Clerk must be prepared in~~
2 ~~the form prescribed by the Legislative Council.~~

3 **SECTION 14. AMENDMENT.** House Rule 405 is amended as follows:

4 **405. APPROVAL OF MEASURES AS TO FORM AND STYLE.**

- 5 1. When a bill or resolution, with the requisite number of copies, is filed with the Chief
6 Clerk without a notation attached to the ~~original~~ covered copy stating that the bill or
7 resolution was ~~drafted, retyped, or~~ approved as to form and style by the Legislative
8 Council staff, the Chief Clerk immediately shall cause that bill or resolution to be
9 delivered to the Legislative Council office with a written request that the bill or
10 resolution be examined and receive a notation approving its form and style.
11 2. When the Legislative Council staff receives a bill or resolution from the Chief Clerk
12 pursuant to this rule, it shall see that the bill or resolution is in the form and style
13 required by law, legislative rule, and the drafting rules promulgated by the
14 Legislative Council.
15 3. When the Legislative Council staff has ensured that the bill or resolution meets all
16 requirements regarding form and style, the bill or resolution and all copies must be
17 returned to the Chief Clerk with a notation of approval attached to the ~~original~~
18 covered copy.
19 4. If the Legislative Council staff, due to the exercise of its responsibilities under this
20 rule, is not able to deliver an approved bill or resolution to the Chief Clerk before
21 expiration of the last legislative day for normal introduction, the Chief Clerk,
22 whenever such an approved bill or resolution is received, shall proceed to file it as
23 if it had been received on the final legislative day for normal introduction.

24 **SECTION 15.** House Rule 504.1 is created as follows:

25 **504.1. APPROPRIATIONS COMMITTEE MEETINGS.** In addition to the meetings
26 authorized under House Rule 504, the Appropriations Committee may meet for not more than
27 five calendar days during the period after the organizational session has adjourned and the
28 regular session is convened, as called by the Majority Leader. The chairman shall cause notice
29 of the time and place of the meetings to be posted.

30 **SECTION 16. AMENDMENT.** House Rule 601 is amended as follows:

31 **601. REPORT OF COMMITTEES.**

- 32 1. The report of a committee must provide for one or more of the following
33 recommendations with respect to the bill or resolution: do pass, do not pass, be

1 amended, be rereferred to another committee, or be placed on the calendar
2 without recommendation. However, when a committee fails to adopt any of the
3 above recommendations due to the lack of a majority, the chairman shall report the
4 bill to the floor with whatever minority reports individual committee members may
5 request in accordance with House Rule 602.

- 6 2. During the fifth order of business, the Chief Clerk shall announce that committee
7 reports have been received, if such is the case, and shall list the bill or resolution
8 number, or other identifier, and state the accompanying committee
9 recommendation. If the committee report is divided pursuant to House Rule 602,
10 the Chief Clerk shall announce the majority and minority report, or reports, as well.
- 11 3. a. If the committee report is for amendment, the proposed amendment must be
12 placed on the calendar for the next legislative day on the sixth order of
13 business. After the fifty-fifth legislative day, the proposed amendment must
14 be placed on the calendar on the sixth order of business immediately after the
15 report of the committee is received. Without objection, the proposed
16 amendments on the sixth order must be voted on in a single vote. If any
17 member objects to voting on a proposed amendment with other proposed
18 amendments in a single vote, that amendment must be voted on as a
19 separate item.
- 20 b. No action may be taken on an amendment until a verbatim copy of the
21 amendment has been distributed to each member; provided, that on a
22 two-thirds vote of the members-elect, this may be suspended, and the
23 amendment acted on immediately after the report of the committee.
- 24 c. If the amendment is adopted by a majority vote of the members present, the
25 amended measure must then be placed on the calendar for the next
26 legislative day under the applicable order of business for second reading and
27 final passage except as provided in subdivision e or g.
- 28 d. If the amendment is rejected, the measure without amendment must be
29 placed on the calendar for the next legislative day under the applicable order
30 of business for second reading and final passage except as provided in
31 subdivision e or g.
- 32 e. If the committee report is for amendment and then rereferral to another
33 committee, the measure must be rereferred to the appropriate committee

1 after adoption or rejection of the amendment. If, after adoption or rejection of
2 the amendment, a measure is subject to rereferral under House Rule 329, the
3 measure must be rereferred to the Appropriations Committee, regardless of
4 whether the report provides for rereferral.

5 f. If the committee report does not recommend rereferral to another committee
6 but recommends that the measure pass, do not pass, or makes no
7 recommendation, the measure must be placed on the calendar for the next
8 legislative day under the applicable order of business for second reading and
9 final passage except as provided in subdivision g.

10 g. On motion a measure must be placed on the calendar for second reading and
11 final passage immediately after action is taken on the amendment. If the
12 committee report recommends that the measure be placed on the calendar
13 for second reading and final passage immediately after action is taken on the
14 amendment, the measure must be placed on the calendar for second reading
15 and final passage immediately after the amendment is adopted. After the
16 thirty-second legislative day all House bills, and after the fifty-fifth legislative
17 day all measures, must be placed on the calendar for second reading and
18 final passage immediately after action is taken on the amendment. A
19 measure placed on the calendar under this subdivision may be acted on
20 immediately after placement on the calendar.

21 h. A report for amendment must be approved as to form and style by the
22 Legislative Council staff. When a report for amendment is received by the
23 Chief Clerk without a notation that the report was approved as to form and
24 style by the Legislative Council staff, the Chief Clerk immediately shall cause
25 that report to be delivered to the Legislative Council office with a request that
26 the report be examined and receive a notation approving its form and style.

27 4. If the committee report is divided as provided in House Rule 602, the reports must
28 be placed on the calendar for the next legislative day on the seventh order of
29 business. The Speaker shall receive and announce a motion that the report of the
30 minority be substituted for the majority committee report. If a "do not pass" report
31 is adopted under this subsection, the measure must be placed on the calendar on
32 the eleventh or fourteenth order of business. If no report is adopted under this
33 subsection, the measure must be placed on the calendar on the eleventh or

1 fourteenth order of business unless the measure is subject to rereferral under
2 House Rule 329.

3 5. The Chief Clerk shall ensure that the daily calendar contains appropriate notation
4 of committee reports.

5 The Legislative Management Committee has approved the following changes to the
6 Joint Rules:

7 **SECTION 1. AMENDMENT.** Joint Rule 208 is amended as follows:

8 **208. INTRODUCTION OF EXECUTIVE AGENCY AND SUPREME COURT BILLS.**

9 Each executive agency and the Supreme Court shall file with the Legislative Council those bills
10 they wish to have introduced no later than ~~December tenth before the ensuing regular~~ the close
11 of business on the day after the adjournment of the organizational session. Each bill is deemed
12 introduced by the standing committee of the House or Senate with general jurisdiction over the
13 subject matter of the bill; but if the filing entity receives the approval of a legislator to sponsor
14 the bill, that bill is to be introduced by the legislator rather than by the standing committee. A
15 bill sponsored by a legislator may not have more sponsors than the number allowed under
16 Senate and House Rules 401. The director of the budget shall file with the Legislative Council
17 those bills making appropriations to implement the budget recommended by the Governor no
18 later than ~~December tenth before the ensuing regular~~ the close of business on the day after the
19 adjournment of the organizational session and those bills are deemed introduced by the
20 Appropriations Committee of the Senate or House at the request of the Governor. The bill
21 implementing the budget request of the judicial branch is deemed introduced by the
22 Appropriations Committee of the Senate or House at the request of the Supreme Court, and the
23 bill implementing the budget request of the legislative branch is deemed introduced by the
24 Appropriations Committee of the Senate or House at the request of the Legislative Council.
25 The Legislative Council shall number and deliver bills filed under this rule to the ~~President of~~
26 ~~the Senate or the Speaker of the House~~ appropriate house for recording. Each bill introduced
27 under this rule must be identified by noting the name of the agency or the court under the name
28 of the sponsoring committee or legislator. The identification of a bill introduced by a standing
29 committee may include the names of not more than five entities authorized to file bills under
30 this rule.

31 **SECTION 2. AMENDMENT.** Joint Rule 209 is amended as follows:

32 **209. RETURN OF VETOED BILLS WITH OBJECTIONS.** When the Governor vetoes
33 a bill that must be returned within three legislative days, ~~Sundays excepted~~, after ~~presentation~~

1 delivery to the Governor, the bill must be returned to the Secretary of the Senate if a Senate bill
2 or to the Chief Clerk of the House if a House bill, together with the objections to the bill. The
3 Secretary of the Senate and Chief Clerk of the House may each designate an employee of the
4 respective chamber for receipt of vetoed bills and objections. If the Secretary of the Senate or
5 Chief Clerk of the House or the designated legislative employee, as appropriate, is not
6 available to receive the vetoed bill and objections, the director of the Legislative Council or a
7 Legislative Council employee designated by the director may receive the vetoed bill and the
8 objections as the representative of the appropriate house. ~~As used in this rule, "within three~~
9 ~~days" means within three calendar days, Sundays excepted, after the day of presentation to the~~
10 ~~Governor.~~

11 **SECTION 3. AMENDMENT.** Subdivisions a and b of subsection 3 of Joint Rule 501
12 are amended as follows:

- 13 3. a. A fiscal note must be prepared by the state agency or department responsible
14 for collecting or expending the revenues affected or whose appropriation is
15 affected or jointly by affected departments or agencies, at the request of the
16 Legislative Council ~~or the chairman of the committee considering the bill or~~
17 ~~resolution.~~
- 18 b. A request for a fiscal note must be in writing, the proper request form and
19 addressed to the designated agency or department, and upon a proper
20 request form, and must be accompanied by a copy of the bill or resolution
21 having the fiscal effect.