

1 JOINT RESOLUTION NO. 1

2 INTRODUCED BY ****

3 BY REQUEST OF THE ****

4
5 A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF
6 MONTANA ADOPTING THE JOINT LEGISLATIVE RULES.

7
8 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF
9 THE STATE OF MONTANA:

10 That the following Joint Rules be adopted:

11 **JOINT RULES OF THE MONTANA**
12 **SENATE AND HOUSE OF REPRESENTATIVES**

13 **CHAPTER 1**

14 **Legislator Remote Participation**

15 **1-05. Definitions.** As used in these joint rules, the following definitions apply:

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

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

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

21 **1-40. Members physically present or remotely present by electronic means.** (1) The Senate and
22 the House may assemble, convene, and conduct the session with members being either physically present or
23 participating remotely. A member is not permitted to participate remotely unless excluded from physical
24 participation based on a decision of the member's caucus leader pursuant to Joint Rule 1-50.

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

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

28 (b) have the same privileges, rights, and duties as if the member were physically present, including the

1 (2) Copies of the engrossed bill must be distributed to members electronically. If also printed, the
2 engrossed bill must be reproduced on blue paper. If a bill is unamended by the Committee of the Whole and
3 contains no clerical errors, it is not required to be reprinted. If printed, only the first sheet must be reproduced
4 on blue paper, with the remainder of the text incorporated by reference to the preceding version of the entire
5 bill.

6 (3) If a bill is amended by a standing committee in the second house, the amendments must be
7 engrossed and the engrossed bill posted online. If the engrossed bill is also printed, the amendments must be
8 included in a tan-colored bill and distributed in the second house for second reading consideration. If the bill is
9 amended in Committee of the Whole, the amendments must be engrossed and the engrossed bill posted
10 online. If the engrossed bill is also printed, the amendments must be included in a salmon-colored reference bill
11 and distributed in the second house for third reading. If the bill passes on third reading, the reference bill must
12 be posted online and, if printed, copies distributed in the original house. The original house may request from
13 the second house a specified number of copies of the amendments to be printed.

14 **40-160. Enrolling.** (1) When a bill has passed both houses, it must be enrolled. An original and one
15 duplicate printed copy of the bill must be enrolled, free from all errors, with a margin of two inches at the top
16 and one inch on each side. In sections amending existing statutes, new matter must be underlined and deleted
17 matter must be shown as stricken. The enrolled bill must be posted online.

18 (2) When the enrolling is completed, the bill must be examined by the sponsor.

19 (3) (a) The correctly enrolled bill must be delivered to the presiding officer of the house in which the bill
20 originated.

21 (b) The presiding officer shall sign the original and one copy of the bill not later than the next legislative
22 day after it has been reported correctly enrolled, unless the bill is delivered on the last legislative day, in which
23 case the presiding officer shall sign it that day.

24 (c) The fact of signing must be announced by the presiding officer and entered upon the journal no later
25 than the next legislative day. At any time after the report of a bill correctly enrolled and before the signing, if a
26 member signifies a desire to examine the bill, the member must be permitted to do so.

27 (d) The bill then must be transmitted to the other house on the calendar date that the presiding officer
28 of the house in which the bill originated signed the bill, where the same procedure must be followed.

1 (4) A bill that has passed both houses of the Legislature by the 90th day ~~may~~must be:
2 (a) enrolled;
3 (b) clerically corrected by the presiding officers, if necessary;
4 (c) signed by the presiding officers; and
5 (d) delivered to the Governor or, in the case of a bill proposing a referendum, to the Secretary of State,
6 not later than 5 working days after the 90th legislative day.

7 (5) All journal entries authorized under this rule must be entered on the journal for the 90th day.

8 (6) The original and one copy signed by the presiding officer of each house must be presented to the
9 Governor or the Secretary of State, as applicable, in return for a receipt. A report then must be made to the
10 house of the day of the presentation, which must be entered on the journal.

11 (7) The original must be filed with the Secretary of State. A signed copy with a chapter number
12 assigned pursuant to section 5-11-204, MCA, must be filed with the Legislative Services Division.

13 **40-170. Amendment by second house.** (1) Amendments to a bill by the second house may not be
14 further amended by the house in which the bill originated, but must be either accepted or rejected. A bill
15 amended by the second house when the effect of the combined amendments is to return the bill to the form that
16 the bill passed the house in which the bill originated is not considered to have been amended and need not be
17 returned to the house of origin for acceptance or rejection of the amendments. If the amendments are rejected,
18 a conference committee may be requested by the house in which the bill originated. If the amendments are
19 accepted and the bill is of a type requiring more than a majority vote for passage, the bill again must be placed
20 on third reading in the house of origin.

21 (2) The vote on third reading after concurrence in amendments is the vote of the house of origin that
22 must be used to determine if the required number of votes has been cast.

23 **40-180. Final action on a bill.** (1) When a bill being heard by the second house has received its third
24 reading or has been rejected, the second house shall transmit it as soon as possible to the original house with
25 notice of the second house's action.

26 (2) A bill that reduces revenue and that contains a contingent voidness provision may not be
27 transmitted to the Governor unless there is an identified corresponding reduction in an appropriation contained
28 in the general appropriations act.