

# MEETING NOTICE

WYOMING LEGISLATIVE SERVICE OFFICE



## House and Senate Rules & Procedure Committees

Representative Eric Barlow and Senator Dan Dockstader, Chairman of the House and Senate Rules & Procedure Committees, respectively, have announced the two Committees will meet informally.

**October 21, 2021 | 3:00 PM**

**Online Only**

**200 West 24<sup>th</sup> Street**

**Cheyenne, Wyoming**

**Livestream available on the Legislature's website at [www.wyoleg.gov](http://www.wyoleg.gov)**

The purpose of the meeting is to discuss potential rules for the October 2021 Special Session. Draft proposed rules attached.

This is an informal meeting. No official action will be taken during the meeting. Public comment will not be taken.

Please direct questions about this meeting to Legislative Service Office Committee staff Matt Obrecht at: (307) 777-7881.

Persons with disabilities requiring special accommodations to attend this meeting should contact the Legislative Service Office at: (307) 777-7881, or by e-mail at: [lso@wyoleg.gov](mailto:lso@wyoleg.gov), for assistance.

Member of the Senate Rules & Procedure Committee

Senators: Dan Dockstader, Ogden Driskill, Mike Gierau, Larry Hicks, Chris Rothfuss

Member of the House Rules & Procedure Committee

Representatives: Eric Barlow, Landon Brown, Cathy Connolly, Chuck Gray, Mike Greear, Mark Jennings, Joe MacGuire, Jared Olsen, Albert Sommers, Art Washut, Sue Wilson, Mike Yin, Dan Zwonitzer

Amend the Joint Rules of the House and Senate by creating new Joint Rule 24 to read:

24. SPECIAL SESSION RULES

- 24-1 (a) During a special session of the 66th Legislature held in October or November of 2021, bills on a list first proposed by the respective majority floor leaders and receiving a majority vote of the elected members of the Senate and House voting separately shall be introduced as identical or "mirror" bills in the Senate and the House. Subject to paragraph (d)(ii) of this rule, the list of bills first proposed by the majority floor leader is debatable and may be amended. **Any bill placed on the list under this subsection shall be published on the legislative website by 5:00 p.m. of the day no less than five (5) days prior to introduction of the bill.** Following introduction:
- (i) Mirror bills on the list receiving a majority vote of the elected members of the Senate and House voting separately shall be referred to standing committees by the respective presiding officers of the Senate and House;
  - (ii) Any other bill shall be referred to the respective Senate or House rules committee.
- (b) As to each pair of mirror bills identified in subsection (a) of this rule, only one (1) of the introduced mirror bills shall be enacted into law.
- (c) Except for an amendment from a standing committee to which a mirror bill was referred, it shall be out of order to propose an amendment to a mirror bill identified in subsection (a) of this rule during committee of the whole consideration in the first house.
- (d) The following shall govern speaking during a special session held in October or November of 2021:
- (i) No member shall speak more than twice on the same question or amendment on the same day without leave of the Senate or House;
  - (ii) No member shall occupy the floor more than five (5) minutes each time the member speaks and there shall be no extensions of time under this rule. This limitation shall not apply to:
    - (A) Explanation of a mirror bill identified in subsection (a) of this rule during committee of the whole in the first house or explanation of

amendments to a mirror bill under subsection (f) of this rule;

(B) Explanation of the report of a conference committee under subsection (h) of this rule.

- (e) Notwithstanding House Rule 7-11 or Joint Rule 4-1, upon passage by the house of origin, a mirror bill identified in subsection (a) of this rule shall be delivered directly to the second house for action without engrossing but shall be accompanied by amendments adopted by the first house. A bill so delivered to, and in the possession of, the second house shall not be recalled for further action by the first house without the consent of the second house.
- (f) Notwithstanding Senate Rule 6-1 and House Rule 6-1 and any other rule to the contrary:
  - (i) Upon introduction in the second house, a mirror bill identified in subsection (a) of this rule passed by the house of origin shall be placed and considered by the second house on third reading;
  - (ii) During third reading debate in the second house on a mirror bill identified in subsection (a) of this rule, each amendment adopted by the house of origin to its mirror bill which is not identical to an amendment adopted by the second house on its own corresponding mirror bill shall be explained on the floor by a member of the standing committee to which the mirror bill was referred.
- (g) After explanation of amendments adopted by the house of origin as provided in paragraph (f)(ii) of this rule, no third reading vote will be taken on a mirror bill in the second house, and the bill shall not be sent back to the house of origin for concurrence. Rather, both mirror bills will be immediately referred to the same joint conference committee appointed by the presiding officers of both houses.
- (h) Notwithstanding Senate Rule 2-9, House Rule 2-5 and Joint Rules 2-1 through 2-3, the following rules shall govern joint conference committee action on mirror bills identified in subsection (a) of this rule:
  - (i) Both mirror bills shall be referred to a single joint conference committee as soon as third reading in the second house is completed;
  - (ii) The presiding officers of each house shall, in accordance with these rules and "Mason's Manual of Legislative Procedure," appoint a conference committee

of three (3) to confer on the two mirror bills. A majority of each conference committee shall be appointed from the prevailing side on the vote for third reading and final passage of the mirror bill originating in that house;

(iii) The chairmanship for conference committees on mirror bills shall alternate as follows:

(A) The Senate shall have the chairmanship on the first meeting day for the first mirror bill referred to joint conference under this rule. The House shall have the chairmanship on the first meeting day for the second mirror bill referred to joint conference under this rule. The initial chairmanship for each additional mirror bill referred to joint conference shall continue to alternate in the same manner.

(B) After the first day a conference committee meets on a mirror bill assigned to joint conference under this rule the chairmanship shall alternate between the Senate and House for each additional day the joint conference committee meets.

(iv) The first joint conference committee appointed is not a free committee, however, Joint Rule 2-1(b) shall apply and in addition, the conference committee may propose amendments to make language changes in the mirror bill necessary to incorporate amendments adopted by either house. Each successive committee appointed thereafter shall be a free conference committee as defined in Section 773 of "Mason's Manual of Legislative Procedure";

(v) The joint conference committee shall consider and dispose of each adopted Senate amendment to the Senate mirror bill and each adopted House amendment to the House mirror bill. Only one (1) report shall be submitted for both mirror bills and only one (1) of the two (2) mirror bills referred to the committee shall be reported back to both houses. The mirror bill not reported back to both houses shall be regarded as automatically tabled;

(vi) The signed joint conference committee report shall be simultaneously referred to both houses for concurrence.

(j) Notwithstanding Senate Rule 12-10, House Rule 12-11 or Part II (3) of the Wyoming Manual of Legislative Procedures, a motion for reconsideration of a vote on a mirror bill identified in subsection (a) of this rule shall be in order

only on the same day that the original vote was taken and only if the bill is still in the possession of that house. The vote on the motion to reconsider shall be taken no later than the last item of business on the day of the original vote. If a vote to reconsider has passed or failed on a motion under this subsection, it shall not be in order to move to rescind the vote on that motion.

- (k) The following rules shall not apply to a mirror bill identified in subsection (a) of this rule: Senate Rules 4-8, 5-2(b), 6-5(a) and (c), 7-1, 7-3, 7-4, 7-8 and House Rules 4-8, 5-2, 6-6(a) and (b), 7-1, 7-3, 7-4, 7-7 and 7-9. A requirement to distribute or sign under any Senate, House or Joint Rule is satisfied by electronic means.
- (m) Members who attend a special session remotely with the prior approval of their respective presiding officer shall be considered present in person and within the bar of the respective Senate or House, shall be permitted to vote and shall be counted for purposes of determining whether a quorum is present. All actions heretofore undertaken and performed by the Senate and House for members to attend a special session remotely and be considered present are hereby ratified and approved. The presiding officers and chairmen while in committee of the whole or standing committee meetings may determine the appropriate means of voting for remote participants, including but not limited to the showing of hands or roll call. During a special session held in October or November of 2021, a requirement to print, distribute, deliver or sign under any Senate, House or joint rule may be satisfied by electronic means.
- (n) To the extent this rule is inconsistent with the Wyoming Manual of Legislative Procedures, the Legislative Handbook, Management Council Policies or other like authority, this rule shall supersede all such inconsistent provisions and shall govern during a special session held in October or November of 2021.