

Senate Resolution 1 EX

By: Senators Balfour of the 9th, Johnson of the 1st and Williams of the 19th

A RESOLUTION

1 Adopting the Rules of the Senate for the 2005 Special Session of the General Assembly of
2 Georgia; and for other purposes.

3 BE IT RESOLVED BY THE SENATE that the Rules of the Senate in force on March 31 of
4 the 2005 Regular Session of the General Assembly are hereby adopted as the Rules of the
5 Senate for the 2005 special session with the following exceptions:

6 Strike Rule 2-7.1 which reads as follows:

7 "2-7.1 Process

8 The Senate may resolve itself into a Committee of the Whole by a majority of those
9 voting, provided that the total vote constitutes a quorum, on motion of a member made
10 for that purpose; provided, further, that notice of intention to make such motion shall be
11 given during the session of the preceding day. Individual speeches on such motion shall
12 be limited to three minutes. If such notice shall not have been given, the motion shall
13 prevail if it shall receive the affirmative votes of two-thirds of those voting; provided that
14 the two-thirds shall constitute a majority of all the members elected to the Senate.
15 Provided, further, that whenever the Senate, by its own vote, shall commit any bill or
16 resolution to the Committee of the Whole, and, subsequently, a motion shall be made to
17 resolve the Senate into a Committee of the Whole to consider such bill or resolution, and
18 such motion shall be lost, the said motion shall not be again renewed; but it shall be the
19 duty of the President to require the Secretary of the Senate to read the bill or resolution
20 again at the following day's session under the order of introduction of new matter or
21 reading of bills the first time, and to refer such bill or resolution to the appropriate
22 committee as directed by the President Pro Tempore, unless otherwise ordered by the
23 Senate."

24 and insert in lieu thereof a new Rule 2-7.1 to read as follows:

25 "**2-7.1 Process**

26 **The Senate may resolve itself into a Committee of the Whole by a majority of those**
27 **voting, provided that the total vote constitutes a quorum, on motion of a member**

1 **made for that purpose. Individual speeches on such motion shall be limited to three**
 2 **minutes. Provided, further, that whenever the Senate, by its own vote, shall commit**
 3 **any bill or resolution to the Committee of the Whole, and, subsequently, a motion**
 4 **shall be made to resolve the Senate into a Committee of the Whole to consider such**
 5 **bill or resolution, and such motion shall be lost, the said motion shall not be again**
 6 **renewed; but it shall be the duty of the President to require the Secretary of the**
 7 **Senate to read the bill or resolution again at the following day's session under the**
 8 **order of introduction of new matter or reading of bills the first time, and to refer such**
 9 **bill or resolution to the appropriate committee as directed by the President Pro**
 10 **Tempore, unless otherwise ordered by the Senate."**

11 Strike Rule 2-8.4 which reads as follows:

12 "2-8.4 Time Limit; Discharge; Appointment of New Members

13 After a Committee of Conference has been in existence for five (5) days and has failed to
 14 make a report to the Senate on the question under consideration, the Senate, on motion and
 15 by a majority vote of all members elected to the Senate, may discharge the Senate
 16 conferees and appoint new conferees, instruct said Senate conferees, or make any other
 17 motion not contrary to the Rules of the Senate. Provided, that during the last five (5) days
 18 of the session, the above motions may be made and passed at any time, but not more often
 19 than every twenty-four hours."

20 and insert in lieu thereof a new rule 2-8.4 to read as follows:

21 "**2-8.4 Time Limit; Discharge; Appointment of New Members**

22 **After a Committee of Conference has been in existence for twenty-four (24) hours and**
 23 **has failed to make a report to the Senate on the question under consideration, the**
 24 **President Pro Tempore may discharge the Senate conferees and appoint new**
 25 **conferees, or, after forty-eight (48) hours, the Senate, on motion and by a majority**
 26 **vote of all members elected to the Senate, may discharge the Senate conferees and the**
 27 **President Pro Tempore shall appoint new conferees."**

28 Strike Rule 3-1.2 (a) which reads as follows:

29 "(a) No bill or resolution requiring the concurring vote of the House for passage shall be
 30 introduced unless the same shall have been filed in the office of the Secretary before 4:00
 31 p.m. on the previous day."

32 and insert in lieu thereof a new rule 3-1.2 (a) to read as follows:

33 "**(a) On the first day of a special session a bill or resolution requiring the concurring**
 34 **vote of the House of Representatives for passage may be introduced if it has been filed**

1 **with the Secretary prior to the time for First Reading and Reference of Senate Bills**
 2 **and Resolutions in the Order of Business."**

3 Strike Rule 4-2.6 which reads as follows:

4 "4-2.6 Order for Second (2nd) Reading; Second Reading After the 35th Day

5 Any general bill or resolution shall be automatically passed to a second reading on the
 6 legislative day following the day the bill or resolution is reported by the committee to
 7 which it was referred. Except that after the thirty-fifth (35th) day of any regular session,
 8 every bill and resolution shall be read a second time on the same legislative day that the bill
 9 or resolution is reported by the committee to which it was referred. No debate shall be
 10 admitted upon any bill at the first or second reading."

11 and insert in lieu thereof a new Rule 4-2.6 to read as follows:

12 **"4-2.6 Order for Second (2nd) Reading; Second Reading After the 35th Day**

13 **Every General bill and resolution shall be read a second time on the same legislative**
 14 **day that the bill or resolution is reported by the committee to which it was referred.**
 15 **No debate shall be admitted upon any bill at the first or second reading."**

16 Strike Rule 4-2.14 which reads as follows:

17 "4-2.14 Transmittal to the House

18 No bill or resolution shall be transmitted to the House on the day of passage thereof unless
 19 two-thirds of the Senators voting, provided the total vote constitutes a quorum, shall so
 20 order. Provided, during the last three legislative days of any regular session, any bill,
 21 resolution or other matter which requires action by the House shall be immediately
 22 transmitted to the House by the Secretary of the Senate. The Secretary shall also
 23 immediately transmit Senate Bills and Resolutions requiring House action on the
 24 thirty-third (33rd) legislative day after any notice to reconsider is disposed of."

25 and insert in lieu thereof a new Rule 4-2.14 to read as follows:

26 **"4-2.14 Transmittal to the House**

27 **No bill or resolution shall be transmitted to the House on the day of passage thereof**
 28 **unless a majority of the Senators voting, provided the total vote constitutes a quorum,**
 29 **shall so order."**

30 Strike Rule 6-7.1 which reads as follows:

31 "6-7.1 Timing and Notice

32 (a) Before any action can be reconsidered, notice of intention to so move must be given to
 33 the Senate during the legislative day on which the action sought to be reconsidered took

1 place. The notice cannot be withdrawn and any Senator can move for reconsideration the
2 following legislative day.

3 (b) When the Journal of the preceding day is read, any Senator may move for
4 reconsideration of any matter therein contained, except such matter that has been
5 previously reconsidered or transmitted to the House of Representatives.

6 (c) A notice of motion to reconsider a bill or resolution shall take precedence over a motion
7 to transmit and shall have the effect of defeating the motion to transmit; except on the
8 thirty-third (33rd) day and during the last three (3) days of any regular session, a Senator
9 must give notice immediately of his or her intention to move to reconsider, and the
10 President Pro Tempore or the designee of the President Pro Tempore shall set a time during
11 the day when the motion will be entertained, so stating the time to the Senate; the time shall
12 be at the discretion of the President Pro Tempore or the designee of the President Pro
13 Tempore, but not less than ten minutes. If the Senate is considering any other business at
14 the time the motion to reconsider has been set to be entertained, the motion will be taken
15 up upon conclusion of that business."

16 and insert in lieu thereof a new Rule 6-7.1 to read as follows:

17 **"6-7.1 Timing and Notice**

18 **(a) When the Journal of the preceding day is read, any Senator may move for**
19 **reconsideration of any matter therein contained, except such matter that has been**
20 **previously reconsidered or transmitted to the House of Representatives.**

21 **(b) A notice of motion to reconsider a bill or resolution shall take precedence over a**
22 **motion to transmit and shall have the effect of defeating the motion to transmit. A**
23 **Senator must give notice immediately of his or her intention to move to reconsider,**
24 **and the President Pro Tempore or the designee of the President Pro Tempore shall**
25 **set a time during the day when the motion will be entertained, so stating the time to**
26 **the Senate; the time shall be at the discretion of the President Pro Tempore or the**
27 **designee of the President Pro Tempore, but not less than ten minutes. If the Senate**
28 **is considering any other business at the time the motion to reconsider has been set to**
29 **be entertained, the motion will be taken up upon conclusion of that business."**

30 Strike Rule 6-7.4 which reads as follows:

31 **"6-7.4 Effect of Motion; Return to General Calendar**

32 All bills and resolutions reconsidered shall take their place at the foot of the calendar of
33 bills then in order for a third reading; however, during the last thirty-five (35) legislative
34 days of each session, a reconsidered bill or resolution which was passed or adopted shall
35 take its place at the foot of the Rules Calendar, and a reconsidered bill or resolution which
36 was defeated shall be placed on the General Calendar."

1 and insert in lieu thereof a new Rule 6-7.4 to read as follows:

2 **"6-7.4 Effect of Motion; Return to General Calendar**

3 **All bills and resolutions reconsidered shall take their place at the foot of the calendar**

4 **of bills then in order for a third reading."**

5 BE IT FURTHER RESOLVED that the Rules amendments adopted pursuant to this

6 resolution shall be in effect for the 2005 Special Session of the General Assembly only.