

064437308

## HOUSE JOINT RESOLUTION NO. 113

Offered January 11, 2006

*Providing for certain Joint Assemblies, establishing a schedule for the conduct of business coming before the 2006 Regular Session of the General Assembly of Virginia, and providing for legislative continuity between the 2006 and 2007 Regular Sessions of the General Assembly.*

Patron—Griffith

RESOLVED by the House of Delegates, the Senate concurring, That the General Assembly shall meet in joint session in the Hall of the House of Delegates on Wednesday, January 11, 2006, at such time as specified by the Speaker of the House of Delegates, to receive the Governor of Virginia, and such address as he may desire to make, and that the rules for the government of the House of Delegates and the Senate, when convened in joint session for such purpose, shall be as follows:

Rule I. At the hour fixed for the meeting of the Joint Assembly, the Senators, accompanied by the President and the Clerk of the Senate, shall proceed to the Hall of the House of Delegates and shall be received by the Delegates standing. Appropriate seats shall be assigned to the Senators by the Sergeant at Arms of the House. The Speaker of the House of Delegates shall assign an appropriate seat for the President of the Senate.

Rule II. The Speaker of the House of Delegates shall be President of the Joint Assembly. In case it shall be necessary for the Speaker to vacate the Chair, the President of the Senate shall serve as the presiding officer.

Rule III. The Clerk of the House of Delegates shall be Clerk of the Joint Assembly and shall be assisted by the Clerk of the Senate. The Clerk of the Joint Assembly shall enter the proceedings of the Joint Assembly in the Journal of the House and shall certify a copy of the same to the Clerk of the Senate, who shall enter the same in the Journal of the Senate.

Rule IV. The Sergeant at Arms and Doorkeepers of the House shall act as such for the Joint Assembly.

Rule V. The Rules of the House of Delegates, as far as applicable, shall be the rules of the Joint Assembly.

Rule VI. In calling the roll of the Joint Assembly, the names of the Senators shall be called in alphabetical order, then the names of the Delegates in like order, except that the name of the Speaker of the House shall be called last.

Rule VII. If, when the Joint Assembly meets, it shall be ascertained that a majority of each house is not present, the Joint Assembly may take measures to secure the attendance of absentees, or adjourn to a succeeding day, as a majority of those present may determine.

Rule VIII. When the Joint Assembly adjourns, the Senators, accompanied by the President and the Clerk of the Senate, shall return to their chamber, and the business of the House shall be continued in the same order as at the time of the entrance of the Senators; and, be it

RESOLVED FURTHER, That the General Assembly shall meet in joint session in the Hall of the House of Burgesses in Williamsburg, Virginia, on Saturday, January 14, 2006, at such time as specified by the Speaker of the House of Delegates, to receive distinguished guests, and then proceed to the inaugural platform to witness the administration of the oath of office to the Attorney General-elect and the inauguration of the Lieutenant Governor-elect and the Governor-elect, and that the rules for the government of the House of Delegates and the Senate, when convened in joint session on that day, shall be the same as previously provided for the Joint Assembly; and, be it

RESOLVED FURTHER, That the General Assembly shall meet in joint session in the Hall of the House of Delegates on Monday, January 16, 2006, at such time as specified by the Speaker of the House of Delegates, to receive the Governor of Virginia and such communication as he may desire to make, and that the rules for the government of the House of Delegates and the Senate, when convened in joint session for such purpose, shall be the same as previously provided for the Joint Assembly; and, be it

RESOLVED FURTHER, That notwithstanding any other provision of this resolution and in accordance with the practices of each house, a request to be added or removed as a co-patron must be received prior to the first vote on the passage of a bill or agreement to a joint resolution or, if the bill or joint resolution is not reported from committee, then prior to the last action on such legislation; and, be it

RESOLVED FURTHER, That any joint resolution creating or continuing a study shall require a vote of two-thirds of the members voting in each house and any resolution creating or continuing a study shall require a vote of two-thirds of the members voting in the respective house; and, be it

INTRODUCED

HJ113

59 RESOLVED FURTHER, That any member offering for introduction a bill or joint resolution not  
60 submitted to the Division of Legislative Services for drafting is encouraged to submit an electronic  
61 version no later than 5:00 p.m. on the day the legislation is introduced; and, be it

62 RESOLVED FURTHER, That for purposes of the procedural deadlines established herein for the  
63 2006 Regular Session of the General Assembly:

64 "Adult/juvenile correctional impact bill" shall mean, in accordance with § 30-19.1:4, any bill that  
65 would result in a net increase in periods of imprisonment in state adult correctional facilities or periods  
66 of commitment to the custody of the Department of Juvenile Justice. The first-day introduction deadline  
67 shall not apply to any adult/juvenile correctional impact bill whose only impact is to create a  
68 misdemeanor or increase or decrease a penalty to a misdemeanor.

69 "Appropriation bill" shall mean any bill, except the general appropriation bill (Budget Bill), that  
70 authorizes or directs the expenditure of state funds.

71 "Budget Bill" shall mean the general appropriation bill introduced in each house that authorizes the  
72 biennial expenditure of public revenues for the period from July 1, 2004, through June 30, 2006, or July  
73 1, 2006, through June 30, 2008.

74 "Debt bill" shall mean any bill that authorizes the issuance of debt.

75 "Legislative day" shall mean the period of time that begins with the call to order by the presiding  
76 officer and ends when declared adjourned by the presiding officer. Unless another time is specified, any  
77 deadline established in this resolution shall expire at the end of the legislative day.

78 "Local fiscal impact bill" shall mean, in accordance with §§ 30-19.03:1 and 30-19.03:1.1, any bill  
79 that mandates a county, city, or town to incur an additional net expenditure or a net reduction of  
80 revenues. The first-day introduction deadline shall not apply to any local fiscal impact bill whose only  
81 impact is to create a misdemeanor or increase or decrease a penalty to a misdemeanor.

82 "Prefiled legislation" shall mean any bill or joint resolution requested from the Division of  
83 Legislative Services no later than 5:00 p.m., Monday, December 12, 2005, and prefiled no later than  
84 10:00 a.m., Wednesday, January 11, 2006, and any bill or joint resolution not requested from the  
85 Division of Legislative Services and prefiled no later than 10:00 a.m., Wednesday, January 11, 2006.

86 "Revenue bill" shall mean any bill, except the Budget Bill(s) and debt bills, that increases or  
87 decreases the total revenues available for appropriation, including any sales tax exemption bill.

88 "Unanimous consent" shall mean the affirmation of all the members present in the house of origin.  
89 Any legislation intended to be offered for introduction with unanimous consent or with the written  
90 request of the Governor shall not require the consent of the house in order for the member to request  
91 the Division of Legislative Services to draft such legislation. The Division of Legislative Services shall  
92 return such legislation after the original introduction deadline.

93 "Virginia Retirement System bill" shall mean, in accordance with § 30-19.1:7, any bill that amends,  
94 repeals, or modifies any provision of any retirement system established in Title 51.1 of the Code of  
95 Virginia.

96 Each adult/juvenile correctional impact, appropriation, budget, debt, local fiscal impact, revenue, and  
97 Virginia Retirement System bill shall have its appropriate designation stamped upon its cover. Each  
98 adult/juvenile correctional impact or local fiscal impact bill whose only fiscal impact is to create a  
99 misdemeanor or increase or decrease a penalty to a misdemeanor shall state this opinion in the summary  
100 appearing on the bill's cover; and, be it

101 RESOLVED FINALLY, That the 2006 Regular Session of the General Assembly shall be governed  
102 by the following procedural rules, which establish introduction limits and time limitations for elections  
103 and for all legislation prefiled and introduced for the 2006 Regular Session except:

104 House and Senate resolutions;

105 bills and joint resolutions affecting the rules of procedure or the schedule of business of the General  
106 Assembly, either of its houses, or any of its committees;

107 bills and joint resolutions introduced with unanimous consent and, when applicable, introduced with  
108 unanimous consent to exceed the introduction limits established in Rule 1;

109 joint resolutions confirming appointments subject to the confirmation of the General Assembly;

110 joint commending and memorial resolutions, except for the time limitations established in Rules 15  
111 and 17;

112 bills and joint resolutions regarding elections held by the General Assembly during the 2006 Regular  
113 Session; or

114 bills and joint resolutions requested in writing by the Governor, if the member offering such  
115 legislation has not exceeded the introduction limits established in Rule 1.

116 Rule 1. After the deadline for filing prefiled legislation established by House Joint Resolution No.  
117 544 (2005), no member of the House of Delegates shall introduce more than a combined total of five  
118 bills and joint resolutions and no member of the Senate shall introduce more than a combined total of  
119 eight bills and joint resolutions.

120 Rule 2. No retail sales and use tax exemption bill as defined in § 30-19.1:3 or any bill extending or

121 delaying the effective date of a sales and use tax exemption shall be offered in either house after the  
122 adjournment of that house on Wednesday, January 11, 2006.

123 Rule 3. No bill or joint resolution creating or continuing a study shall be offered in either house after  
124 adjournment of that house on Wednesday, January 11, 2006.

125 Rule 4. Except for bills and joint resolutions required to be requested earlier, requests for the  
126 drafting, redrafting, or correction of any bill or joint resolution shall be submitted to and received by the  
127 Division of Legislative Services no later than 5:00 p.m., Friday, January 13, 2006.

128 Rule 5. Except for bills required to be filed earlier, no bill or joint resolution shall be offered in  
129 either house after 5:00 p.m., Friday, January 20, 2006.

130 Rule 6. No later than Monday, January 23, 2006, each house shall begin its consideration of any  
131 election to fill a seat (i) due to the expiration of a term of a judge, (ii) due to the retirement of a  
132 member of the State Corporation Commission, (iii) currently held by a justice or judge serving under a  
133 pro tempore appointment of the Governor pursuant to Section 7 of Article VI of the Constitution of  
134 Virginia, (iv) currently held by a judge serving under a pro tempore appointment of a circuit court  
135 pursuant to § 16.1-69.9:2 of the Code of Virginia, and (v) currently held by a member of the Virginia  
136 Workers' Compensation Commission. In the event that the houses cannot agree on any such election  
137 before Tuesday, January 24, 2006, such election shall become the subject of a special and continuing  
138 joint order in each house at the time such house completes its morning hour, and such special and  
139 continuing joint order shall have precedence over all other business of either house, until such time as  
140 both houses reach agreement on such election or agree to hold it at another specific time. The Rules of  
141 each house, as far as applicable, shall be the rules governing any such election.

142 Rule 7. No later than Thursday, January 26, 2006, the Board of Trustees of the Virginia Retirement  
143 System shall submit, in accordance with § 30-19.1:7, impact statements for all Virginia Retirement  
144 System bills filed by the first day of session. For any Virginia Retirement System bill filed later than the  
145 first day of session, the Board of Trustees shall use due diligence in preparing the impact statement in  
146 time for review by the standing committees.

147 Rule 8. The committees responsible for the consideration of appropriation, debt, revenue, and  
148 Virginia Retirement System bills in the houses of introduction shall complete their work on such bills no  
149 later than midnight, Tuesday, February 14, 2006.

150 Rule 9. Except for the Budget Bill(s), and appropriation, debt, revenue, and Virginia Retirement  
151 System bills, beginning Wednesday, February 15, 2006, the House of Delegates shall consider only  
152 Senate bills, Senate joint resolutions, House bills with Senate amendments, and House joint resolutions  
153 with Senate amendments; the Senate shall consider only House bills, House joint resolutions, Senate  
154 bills with House amendments, and Senate joint resolutions with House amendments; each house may  
155 consider conference reports and other privileged matters to the end that the work of each house may be  
156 disposed of by the other.

157 Rule 10. The houses of introduction shall complete their consideration of all appropriation, debt,  
158 revenue, and Virginia Retirement System bills, except for conference reports and other privileged matters  
159 relating thereto, no later than Friday, February 17, 2006.

160 Rule 11. The committees responsible for the consideration of the Budget Bill(s) in the houses of  
161 introduction shall complete their work on such bill(s) no later than midnight, Sunday, February 19,  
162 2006, and any amendments proposed by such committees shall be made available to their respective  
163 houses no later than noon, Tuesday, February 21, 2006.

164 Rule 12. The houses of introduction shall complete their consideration of the Budget Bill(s), except  
165 for conference reports and other privileged matters relating thereto, no later than Thursday, February 23,  
166 2006.

167 Rule 13. The committees responsible for consideration of revenue bills of the other house shall  
168 complete their consideration of such bills no later than midnight, Tuesday, February 28, 2006.

169 Rule 14. No later than midnight, Wednesday, March 1, 2006, each house shall complete  
170 consideration of the Budget Bill(s) and all revenue bills of the other house, except for conference reports  
171 and other privileged matters relating thereto, and the appointing authority shall appoint the conferees to  
172 such bills.

173 Rule 15. Requests for the drafting, redrafting, or correction of any joint commending or memorial  
174 resolution shall be submitted to and received by the Division of Legislative Services no later than 5:00  
175 p.m., Friday, March 3, 2006.

176 Rule 16. The first conference on any revenue bills shall complete its deliberations no later than  
177 midnight, Saturday, March 4, 2006, and the report of such conference shall be made available to all  
178 members of the General Assembly no later than noon, Monday, March 6, 2006.

179 Rule 17. No joint commending or memorial resolution shall be offered in either house after 5:00  
180 p.m., Monday, March 6, 2006.

181 Rule 18. Beginning Tuesday, March 7, 2006, neither house shall receive from any committee any bill

182 or joint resolution acted on by any committee later than midnight, Monday, March 6, 2006.

183 Rule 19. No later than Tuesday, March 7, 2006, each house shall begin consideration of joint  
184 resolutions to fill any existing or pending vacancy on (i) the Supreme Court of Virginia, (ii) the Court  
185 of Appeals of Virginia, (iii) any circuit or district court of the Commonwealth, (iv) the State Corporation  
186 Commission, (v) the Virginia Workers' Compensation Commission, and (vi) the Judicial Inquiry and  
187 Review Commission. In the event that the houses cannot agree on the filling of any such vacancy before  
188 Wednesday, March 8, 2006, such vacancy shall become the subject of a special and continuing joint  
189 order in each house at the time such house completes its morning hour, and such special and continuing  
190 joint order shall have precedence over all other business of either house, until such time as both houses  
191 reach agreement or either house votes to suspend or discharge the order. The Rules of each house, as far  
192 as applicable, shall be the rules governing the filling of any such vacancy.

193 Rule 20. The first conference on the Budget Bill(s) shall complete its deliberations no later than  
194 midnight, Tuesday, March 7, 2006, and the report of such conference shall be made available to all  
195 members of the General Assembly no later than noon, Thursday, March 9, 2006. No engrossment of the  
196 Budget Bill(s) shall be required in either house, and any conference on the Budget Bill(s) shall consider,  
197 as the basis of its deliberations, the Budget Bill(s) as recommended by the Governor and introduced in  
198 the House and the amendments thereto proposed by each house.

199 Rule 21. Except for joint resolutions affecting the rules of procedure or the schedule of business of  
200 the General Assembly, beginning Friday, March 10, 2006, the House shall consider only Senate joint  
201 resolutions and House joint resolutions with Senate amendments; the Senate shall consider only House  
202 joint resolutions and Senate joint resolutions with House amendments; and each house may consider  
203 conference reports or joint resolutions and other privileged matters relating thereto, to the end that the  
204 work of each house may be disposed of by the other.

205 Rule 22. This session of the General Assembly shall adjourn sine die no later than the legislative day  
206 of Saturday, March 11, 2006.

207 Rule 23. Pursuant to Section 6 of Article IV of the Constitution of Virginia, the General Assembly  
208 shall reconvene Wednesday, April 19, 2006, for the purpose of considering bills that may have been  
209 returned by the Governor with recommendations for their amendment and bills and items of  
210 appropriation bills, including the general appropriation act, that may have been returned by the Governor  
211 with his objections.

212 Rule 24. Pursuant to Section 7 of Article IV of the Constitution of Virginia, legislative continuity is  
213 hereby provided for between sessions occurring during the terms for which members of the House of  
214 Delegates are elected, in conformity with the Rules of the House of Delegates and the Rules of the  
215 Senate.

216 Rule 25. The conduct of the business of any subcommittee of any House committee, any joint  
217 subcommittee of House and Senate committees, and any interim study commission created pursuant to a  
218 House measure shall be governed by the Rules of the House of Delegates; the conduct of the business  
219 of any subcommittee of any Senate committee, any joint subcommittee of Senate and House committees,  
220 and any interim study commission created pursuant to a Senate measure shall be governed by the Rules  
221 of the Senate. If a House measure and a Senate measure create the same study, the conduct of business  
222 of the study shall be governed by the rules of the house of the chairman of the study, or in the case of  
223 co-chairmen, the rules of the house as agreed upon by the co-chairmen.

224 Rule 26. Any staff member assigned to work for, and support the efforts of, any committee of the  
225 House or Senate, any subcommittee of any such committee, any joint subcommittee of House and  
226 Senate committees, or any interim study commission shall work under the direction of the chairman of  
227 such committee, subcommittee, joint subcommittee, or interim study commission.

228 Rule 27. The standing committees of the General Assembly shall complete their consideration of all  
229 legislation continued by them from the 2006 Regular Session no later than midnight, Friday, December  
230 8, 2006.