

GENERAL ASSEMBLY OF VIRGINIA -- 1998 SESSION

ENROLLED

HOUSE JOINT RESOLUTION NO. 12

Providing for certain Joint Assemblies, establishing a schedule for the conduct of business coming before the 1998 Regular Session of the General Assembly of Virginia, and providing for legislative continuity between the 1998 and 1999 Regular Sessions of the General Assembly.

Agreed to by the House of Delegates, January 15, 1998

Agreed to by the Senate, January 16, 1998

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 14, 1998, 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 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 Delegates on Saturday, January 17, 1998, at such time as specified by the Speaker of the House of Delegates, to receive certain 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 Monday, January 19, 1998, at such time as specified by the Speaker of the House of Delegates, in joint session 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 for purposes of the procedural deadlines established herein for the 1998 Regular Session of the General Assembly:

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

"Appropriation bill" shall mean any bill, except the general appropriation bill (Budget Bill), that

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authorizes or directs the expenditure of state funds.

"Budget Bill" shall mean the general appropriation bill introduced in each house which authorizes the biennial expenditure of public revenues for the period from July 1, 1996, through June 30, 1998, or from July 1, 1998, through June 30, 2000.

"Congressional redistricting bill" shall mean any bill reapportioning the districts of the members of the United States House of Representatives.

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

"Legislative day" shall mean the period of a time that begins with a call to order by the presiding officer and ends when declared adjourned by the presiding officer.

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

"Revenue bill" shall mean any bill that increases or decreases the total revenues available for appropriation, including any sales tax exemption bill.

"Virginia Retirement System bill" shall mean, in accordance with § 30-19.1:7, any bill that amends, repeals, or modifies any provision of the Virginia Retirement System, the State Police Officers' Retirement System, or the Judicial Retirement System and that is required to be filed by the first day of the regular session.

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

RESOLVED FINALLY, That the 1998 Regular Session of the General Assembly shall be governed by the following procedural rules, which establish time limitations for all legislation introduced for the 1998 Regular Session except House and Senate resolutions; joint commending and memorial resolutions; legislation affecting the rules of procedure or the schedule of business of the General Assembly, either of its houses, or any of its committees; any adult/juvenile correctional impact, local fiscal impact, or Virginia Retirement System bill filed after the first-day introduction deadline, with the consent of two-thirds of the members elected to the house in which the bill is offered; legislation introduced after the deadline provided in Rule 3, with the consent of two-thirds of the members elected to the house in which the bill or joint resolution was offered; or legislation requested in writing by the Governor:

Rule 1. Neither requests for the drafting, redrafting, or correction of bills, nor requests for the drafting, redrafting, or correction of joint resolutions shall be submitted to or received by the Division of Legislative Services later than 5:00 p.m., Monday, January 19, 1998.

Rule 2. Requests for the drafting, redrafting, or correction of congressional redistricting bills shall be submitted to the Division of Legislative Services no later than **5:00 p.m., Monday, January 19, 1998**; and such bills shall be offered in either house no later than the adjournment of that house on **Wednesday, January 21, 1998**.

Rule 3. Except for bills required to be filed earlier, no bill or joint resolution shall be offered in either house after the adjournment of that house on Monday, January 26, 1998.

Rule 4. The committees responsible for consideration of congressional redistricting bills in the houses of introduction shall complete their work on such bills no later than **Wednesday, January 28, 1998**.

Rule 5. No later than Thursday, January 29, 1998, the Board of Trustees of the Virginia Retirement System shall submit, in accordance with § 30-19.1:7, impact statements for all Virginia Retirement System bills filed on the first day of session. For any Virginia Retirement System bill filed later than the first day of session, the Board of Trustees shall use due diligence in preparing the impact statement in time for review by the standing committees.

Rule 6. No later than Thursday, January 29, 1998, each house shall begin its consideration of any election to fill a judicial seat due to the expiration of a term of a judge. In the event that the houses cannot agree on any such election before Friday, January 30, 1998, such election shall become the subject of a special and continuing joint order in each house at the time such house completes its morning hour, and such special and continuing joint order shall have precedence over all other business of either house, until such time as both houses reach agreement on such election or agree to hold it at another specific time.

Rule 7. The houses of introduction shall complete their work on congressional redistricting bills no later than **Monday, February 2, 1998**.

Rule 8. The committees responsible for the consideration of congressional redistricting bills of the other house shall complete their work on such bills no later than **Friday, February 6, 1998**; and each house shall complete its consideration of such bills no later than **Thursday, February 12, 1998**.

Rule 9. No later than Monday, February 9, 1998, each house shall begin its consideration of any election to fill a seat currently held by a judge serving under a pro tempore appointment of a circuit court pursuant to § 16.1-69.9:2 of the Code of Virginia. In the event that the houses cannot agree on any such election before Tuesday, February 10, 1998, such election shall become the subject of a special and continuing joint order in each house at the time such house completes its morning hour, and such special and continuing joint order shall have precedence over all other business of either house, until such time as both houses reach agreement on such election or agree to hold it at another specific time.

Rule 10. No later than Thursday, February 12, 1998, each house shall begin its consideration of (i) any election to fill a seat currently held by a judge or justice serving under a pro tempore appointment of the Governor pursuant to Section 7 of Article VI of the Constitution of Virginia, and (ii) the confirmation of any gubernatorial appointment made during the recess pursuant to Section 7 of Article V of the Constitution of Virginia. In the event that the houses cannot agree on any such election or confirmation before Friday, February 13, 1998, such election or confirmation shall become the subject of a special and continuing joint order in each house at the time such house completes its morning hour, and such special and continuing joint order shall have precedence over all other business of either house, until such time as both houses reach agreement on such election or confirmation or in the case of such election agree to hold it at another specific time.

Rule 11. The committees responsible for the consideration of appropriation, debt, revenue, and Virginia Retirement System bills in the houses of introduction shall complete their work on such bills no later than midnight, Tuesday, February 17, 1998.

Rule 12. Except for the Budget Bill(s), and appropriation, debt, revenue, and Virginia Retirement System bills, beginning Wednesday, February 18, 1998, the House of Delegates shall consider only Senate bills, Senate joint resolutions, House bills with Senate amendments, and House joint resolutions with Senate amendments; the Senate shall consider only House bills, House joint resolutions, Senate bills with House amendments, and Senate joint resolutions with House amendments; each house may consider conference reports and other privileged matters to the end that the work of each house may be disposed of by the other.

Rule 13. The houses of introduction shall complete their consideration of all appropriation, debt, revenue, and Virginia Retirement System bills, except for conference reports and other privileged matters relating thereto no later than Friday, February 20, 1998.

Rule 14. The committees responsible for the consideration of the Budget Bill(s) in the houses of introduction shall complete their work on such bill(s) no later than midnight, Sunday, February 22, 1998, and any amendments proposed by such committees shall be made available to their respective houses no later than noon, Tuesday, February 24, 1998.

Rule 15. The houses of introduction shall complete their consideration of the Budget Bill(s), except for conference reports and other privileged matters relating thereto, no later than Thursday, February 26, 1998.

Rule 16. The committees responsible for revenue bills of the other house shall complete their consideration of such bills no later than midnight, Tuesday, March 3, 1998.

Rule 17. No later than midnight, Wednesday, March 4, 1998, each house shall complete consideration of the Budget Bill(s) and all revenue bills of the other house, except for conference reports and other privileged matters relating thereto, and the appointing authority shall appoint the conferees to such bills.

Rule 18. The first conference on any revenue bill shall complete its deliberations no later than midnight, Saturday, March 7, 1998, and the report of such conference shall be available to all members of the General Assembly no later than noon, Monday, March 9, 1998.

Rule 19. Beginning Tuesday, March 10, 1998, neither house shall receive from any committee any bill, joint resolution, or resolution acted on by any committee later than Monday, March 9, 1998.

Rule 20. The first conference on the Budget Bill(s) shall complete its deliberations no later than midnight, Tuesday, March 10, 1998, and the report of such conference shall be available to all members of the General Assembly no later than noon, Thursday, March 12, 1998; no engrossment of the Budget Bill(s) shall be required in either house, and any conference on the Budget Bill(s) shall consider, as the basis of its deliberations, the Budget Bill(s) as recommended by the Governor and introduced in the House and the amendments thereto proposed by each house.

Rule 21. No later than Thursday, March 12, 1998, each house shall begin consideration of joint resolutions to elect a person to fill any existing or pending vacancy on (i) the Supreme Court of Virginia, (ii) the Court of Appeals of Virginia, (iii) the State Corporation Commission, (iv) the Virginia Workers' Compensation Commission, (v) the Judicial Inquiry and Review Commission, and (vi) any circuit or district court of the Commonwealth. In the event that the houses cannot agree on the filling of any such vacancy before Friday, March 13, 1998, such vacancy shall become the subject of a special and continuing joint order in each house at the time such house completes its morning hour, and such

special and continuing joint order shall have precedence over all other business of either house, until such time as both houses reach agreement or either house votes to suspend or discharge the order.

Rule 22. Except for joint resolutions affecting the rules of procedure or the schedule of business of the General Assembly, beginning Friday, March 13, 1998, the House shall consider only Senate joint resolutions and House joint resolutions with Senate amendments, the Senate shall consider only House joint resolutions and Senate joint resolutions with House amendments, and each house may consider conference reports or joint resolutions and other privileged matters relating thereto, to the end that the work of each house may be disposed of by the other.

Rule 23. This session of the General Assembly shall adjourn sine die no later than the legislative day of Saturday, March 14, 1998.

Rule 24. Pursuant to Section 6 of Article IV of the Constitution of Virginia, the General Assembly shall reconvene Wednesday, April 22, 1998, for the purpose of considering bills which may have been returned by the Governor with recommendations for their amendment and bills and items of appropriation bills, including the general appropriation act, which may have been returned by the Governor with his objections.

Rule 25. Pursuant to Section 7 of Article IV of the Constitution of Virginia, legislative continuity is hereby provided for between sessions occurring during the terms for which members of the House of Delegates are elected, in conformity with the Rules of the House of Delegates and the Rules of the Senate.

Rule 26. The conduct of the business of any subcommittee of any House committee, any joint subcommittee of House and Senate committees, and any interim study commission created pursuant to a House measure shall be governed by the Rules of the House of Delegates; and the conduct of the business of any subcommittee of any Senate committee, any joint subcommittee of Senate and House committees, and any interim study commission created pursuant to a Senate measure shall be governed by the Rules of the Senate.

Rule 27. Any staff member assigned to work for, and support the efforts of, any committee of the House or Senate, any subcommittee of any such committee, any joint subcommittee of House and Senate committees, or any interim study commission shall work under the direction of the chairman of such committee, subcommittee, joint subcommittee, or interim study commission.

Rule 28. The standing committees of the General Assembly shall complete their consideration of all legislation continued by them from the 1998 Regular Session of the General Assembly no later than Monday, December 21, 1998.