

ASSEMBLY STANDING RULES

TABLE OF CONTENTS

I. OFFICERS AND EMPLOYEES

DUTIES OF OFFICERS

Rule No.	1. Speaker of the Assembly	<u>1</u>
	2. Continuation of Leadership and Standing Rules of the Assembly During the Interim Between Sessions	<u>2</u>
	3. Chief Clerk.....	<u>2</u>
	4. Reserved	<u>2</u>
	5. Reserved	<u>2</u>
	6. Reserved	<u>2</u>

II. SESSIONS AND MEETINGS

Rule No.	10. Time of Meeting	<u>3</u>
	11. Open Meetings.....	<u>3</u>
	12. Convening of the Assembly between Legislative Sessions.....	<u>3</u>

III. DECORUM AND DEBATE

Rule No.	20. Points of Order.....	<u>4</u>
	21. Portable Electronic Communication Devices	<u>4</u>
	22. Reserved	<u>4</u>
	23. Select Committee on Ethics; Legislative Ethics	<u>4</u>

IV. QUORUM, VOTING, ELECTIONS

Rule No.	30. Manner of Voting	<u>6</u>
	31. Requirement of Voting	<u>7</u>
	32. Announcement of the Vote.....	<u>7</u>
	33. Voting by Division	<u>7</u>

V. LEGISLATIVE BODIES

A. COMMITTEES

Rule No.	40. Standing Committees.....	<u>7</u>
	41. Appointment of Committees.....	<u>8</u>
	41.5. Appointment of Alternates	<u>8</u>
	42. Subcommittees.....	<u>8</u>
	43. Concurrent Referrals.....	<u>8</u>
	44. Committee on Legislative Operations and Elections.....	<u>9</u>
	45. Committee of the Whole.....	<u>9</u>
	46. Procedure for Election Contests	<u>9</u>

ASSEMBLY STANDING RULES

V. LEGISLATIVE BODIES—(*Continued*)

B. DUTIES OF COMMITTEE OFFICERS, COMMITTEE MEMBERS AND COMMITTEE STAFF

Rule No.	47.	Committee Chairs	11
	48.	Attendance	11
	49.	Committee Staff.....	11
	50.	Committee Operations.....	12
	51.	Committee Records	12
	52.	Final Disposition of Committee Minutes and Exhibits	12
	52.5.	Notices of Bills, Topics and Public Hearings.....	12

C. COMMITTEE HEARINGS

Rule No.	53.	Communications.....	13
	54.	Testimony, Witnesses and Exhibits.....	13
	55.	Hearings.....	14

D. VOTING AND COMMITTEE ACTION

Rule No.	56.	Manner of Voting	14
	57.	Committee Action.....	14

E. PARLIAMENTARY AUTHORITY

Rule No.	58.	Precedence of Parliamentary Authority for Committees.....	15
----------	-----	---	--------------------

F. DECORUM AND DEBATE IN COMMITTEES

Rule No.	59.	Portable Electronic Communication Devices.....	15
	60.	Reserved	16
	61.	Privilege of Closing Debate.....	16
	62.	Points of Order.....	16
	63.	Reserved	16

VI. RULES GOVERNING MOTIONS

Rule No.	64.	Entertaining.....	16
----------	-----	-------------------	--------------------

PARTICULAR MOTIONS

Rule No.	65.	Indefinite Postponement	16
	66.	To Strike Enacting Clause	16
	67.	Division of Proposal	16
	68.	Reserved	17

VII. DEBATE

Rule No.	80.	Speaking on Proposal	17
	81.	Previous Question.....	17
	82.	Privilege of Closing Debate.....	17

ASSEMBLY STANDING RULES

VIII. CONDUCT OF BUSINESS

A. RULES AND PROCEDURE

Rule No.	91.	Rescission, Change or Suspension of Rule.....	<u>17</u>
	92.	Reserved	<u>17</u>
	93.	Reserved	<u>17</u>
	94.	Privilege of the Floor and Lobbying.....	<u>17</u>
	95.	Material Placed on Legislators' Desks	<u>18</u>
	96.	Peddling, Begging and Soliciting	<u>18</u>
	97.	Petitions and Other Papers.....	<u>18</u>
	98.	Request of Purpose	<u>18</u>
	99.	Remarks	<u>18</u>
	100.	Precedence of Parliamentary Authority.....	<u>18</u>
	101.	Reserved	<u>18</u>
	102.	Privileged Questions.....	<u>19</u>
	103.	Reserved	<u>19</u>

B. BILLS

Rule No.	104.	Reserved	<u>19</u>
	105.	Reserved	<u>19</u>
	106.	Skeleton Bills.....	<u>19</u>
	107.	Reserved	<u>19</u>
	108.	Reserved	<u>19</u>
	109.	Reading of Bills	<u>19</u>
	110.	Second Reading and Amendment of Bills.....	<u>19</u>
	111.	Consent Calendar.....	<u>20</u>
	112.	Reserved	<u>20</u>
	113.	General File	<u>20</u>
	114.	Reserved	<u>21</u>
	115.	Reconsideration of Vote on Bill	<u>21</u>
	116.	Vetoed Bills	<u>21</u>
	117.	Reserved	<u>21</u>

C. RESOLUTIONS

Rule No.	118.	Joint Resolutions.....	<u>21</u>
	119.	Return from the Secretary of State	<u>22</u>

D. ORDER OF BUSINESS

Rule No.	120.	Order of Business	<u>22</u>
----------	------	-------------------------	-----------

E. REMOTE-TECHNOLOGY SYSTEMS

Rule No.	121.	Reserved	<u>22</u>
	122.	Reserved	<u>22</u>
	123.	Reserved	<u>22</u>
	124.	Reserved	<u>22</u>
	125.	Reserved	<u>22</u>
	126.	Authorized Use of Remote-Technology Systems in Exceptional Circumstances	<u>22</u>

ASSEMBLY STANDING RULES

VIII. CONDUCT OF BUSINESS—(*Continued*)
E. REMOTE-TECHNOLOGY SYSTEMS—(*Continued*)

127. Reserved	24
128. Reserved	24

IX. LEGISLATIVE INVESTIGATIONS AND MISCELLANEOUS

Rule No. 140. Compensation of Witnesses.....	25
141. Use of the Assembly Chamber	25

X. SPECIAL SESSIONS

Rule No. 142. Request for Drafting of Bills, Resolutions or Amendments.....	25
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XI. ASSEMBLY EMERGENCY RULES

Rule No. 150. Reserved	25
151. Reserved	25

INDEX OF ASSEMBLY STANDING RULES.....	27
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ASSEMBLY STANDING RULES

I. OFFICERS AND EMPLOYEES

DUTIES OF OFFICERS

Rule No. 1. Speaker of the Assembly.

1. All officers of the Assembly are subordinate to the Speaker in all that relates to the prompt, efficient and correct discharge of their official duties under the Speaker's supervision.

2. Possessing the powers and performing the duties described in this Rule, the Speaker shall:

(a) Take the chair at the hour to which the Assembly stands adjourned, call the members to order, and upon the appearance of a quorum, proceed to business.

(b) In the event an emergency occurs during a regular or special session of the Legislature which requires a meeting of the Assembly, call the members back to order before the hour to which the Assembly had adjourned.

(c) Preserve order and decorum and have general direction of the Chamber of the Assembly and the approaches thereto. In the event of any disturbance or disorderly conduct therein, order the same to be cleared.

(d) Decide all questions of order, subject to a member's right to appeal to the Assembly. On appeal from such decisions, the Speaker has the right, in the Speaker's place, to assign the reason for the decision.

(e) Have the right to name any member to perform the duties of the Chair, but such substitution must not extend beyond one legislative day.

(f) Have the power to accredit the persons who act as representatives of the news media and assign them seats.

(g) Sign all bills and resolutions passed by the Legislature as provided by law.

(h) Sign all subpoenas issued by the Assembly.

(i) Receive all messages and communications from other departments of the government and announce them to the Assembly.

(j) Represent the Assembly, declare its will and in all things obey its commands.

(k) Vote on final passage of a bill or adoption of a resolution, but the Speaker shall not be required to vote in ordinary legislative proceedings except where the Speaker's vote would be decisive. In all yea and nay votes, the Speaker's name must be called last.

(l) Appoint committees during the interim between regular sessions of the Legislature for any proper purpose, including, without limitation, taking testimony, compelling the attendance of witnesses, punishing persons or entities for contempt and reporting findings to the next session of the Legislature.

3. If a vacancy occurs in the office of Speaker, through death, resignation or disability of the Speaker, the Speaker Pro Tempore shall temporarily and for the period of vacancy or disability conduct the necessary business of the Assembly.

4. If a permanent vacancy occurs in the office of Speaker, the Assembly shall select a new Speaker.

5. This Rule shall remain in full force and effect throughout the interim between regular sessions of the Legislature and until new Standing Rules of the Assembly are adopted as part of the organization of a newly-constituted Assembly at the commencement of a session.

[Statutes of Nevada 1975, 1912; A 1995, 2845; 1997, 3538; 1999, 3834; 2001, 3295; 2009, 3141; 2013, 3897; 2020, 32nd Special Session, 132]

Rule No. 2. Continuation of Leadership and Standing Rules of the Assembly During the Interim Between Regular Sessions.

1. Except as otherwise provided in subsections 2, 3 and 4, the tenure of the Speaker, Speaker Pro Tempore, Majority Leader and Minority Leader of the Assembly extends during the interim between regular sessions of the Legislature.

2. The Assemblymen or Assemblywomen designated to be the Speaker, Speaker Pro Tempore, Majority Leader and Minority Leader for the next succeeding regular session shall perform any duty required of that officer by the Standing Rules of the Assembly and the Nevada Revised Statutes in the period between the time of their designation after the general election and the organization of the next succeeding regular session.

3. The Assemblyman or Assemblywoman designated to be the Speaker and the Assemblyman or Assemblywoman designated to be the Minority Leader for the next succeeding regular session shall appoint the regular and alternate members to the Select Committee on Ethics as set forth in [Assembly Standing Rule No. 23](#).

4. The Assemblyman or Assemblywoman designated to be the Speaker for the next succeeding regular session shall:

(a) Determine the start time of the Assembly's organizational session.

(b) Have the right to name any person to call the Assembly to order and preside over the Assembly's organizational session until a presiding officer is elected.

(c) Refer prefiled bills and resolutions to committee, subject to ratification by a majority vote of the members of the Assembly once the Assembly is organized and ready for business.

5. The Assembly Standing Rules set forth herein shall remain in full force and effect throughout the interim between regular sessions of the Legislature and until new Standing Rules of the Assembly are adopted as part of the organization of a newly-constituted Assembly at the commencement of a session, unless a conflict exists with a rule adopted by the Assembly for a special session occurring between regular sessions.

[Statutes of Nevada 2013, 3898; A 2014, 28th Special Session, 36]

Rule No. 3. Chief Clerk.

1. The Chief Clerk is elected by the Assembly and is responsible to the Speaker.

2. The Chief Clerk shall recruit, select, train and supervise all attaches employed to assist with the work of the Assembly.

3. The Chief Clerk shall administer the daily business of the Assembly.

4. The Chief Clerk shall adopt such administrative policies as the Chief Clerk deems necessary to carry out the business of the Assembly.

5. The Speaker and the Chief Clerk are authorized to make any necessary corrections and additions to the final journal, history and committee minutes of the Assembly.

6. At the direction of the Speaker or Speaker Designate, the Chief Clerk shall attest and affix the seal of the Assembly to all writs, warrants, subpoenas and formal documents issued by the Assembly.

7. The Chief Clerk shall have custody of all bills, resolutions, petitions, papers and other documents, including, without limitation, matters referred to the committees of the Assembly.

[Statutes of Nevada 2009, 3142; A 2013, 3899; 2014, 28th Special Session, 37; 2019, 4536]

Rule No. 4. Reserved.

Rule No. 5. Reserved.

Rule No. 6. Reserved.

The next rule is 10.

II. SESSIONS AND MEETINGS**Rule No. 10. Time of Meeting.**

The Assembly shall meet each day at 11:30 a.m., unless the Assembly adjourns to some other hour.

[Statutes of Nevada 1975, 1857; A 2013, 3899]

Rule No. 11. Open Meetings.

All meetings of the Assembly and its committees must be open to the public.

[Statutes of Nevada 1975, 1907; A 1999, 3835; 2001, 3296]

Rule No. 12. Convening of the Assembly between Legislative Sessions.

1. The Assembly may be convened at any time between sessions of the Legislature upon a petition signed by a majority of the members elected to the Assembly to consider and take action on any matter that is solely and exclusively within the constitutional or inherent powers of the Assembly, including, without limitation, any matter that may be considered and acted on by the Assembly pursuant to its plenary and exclusive constitutional powers under Article 4, Section 6 of the Nevada Constitution or pursuant to its inherent powers of institutional self-protection and self-preservation to govern, control and regulate its membership and its internal organization, affairs and management.

2. A petition convening the Assembly pursuant to this Rule must specify the matter that will be considered or acted on by the Assembly, indicate a date for the Assembly to convene and be transmitted to the Chief Clerk of the Assembly. Upon receipt of one or more substantially similar petitions signed, in the aggregate, by a majority of the members elected to the Assembly, the Chief Clerk shall notify all members of the Assembly that the Assembly will be convened pursuant to this Rule and the date on which the Assembly will be convened.

3. The Assembly hereby finds and declares that:

(a) The Nevada Constitution invests each House of the Legislature with certain plenary and exclusive constitutional powers which may be exercised only by that House and which cannot be usurped, infringed or impaired by the other House or by any other branch of Nevada's State Government. (*Heller v. Legislature*, 120 Nev. 456 (2004); *Commission on Ethics v. Hardy*, 125 Nev. 285 (2009); *Mason's Manual of Legislative Procedure* §§ 2-3 & 560-564 (2010) (*Mason's Manual*))

(b) Article 4, Section 6 of the Nevada Constitution invests each House with plenary and exclusive constitutional powers to govern, control and regulate its membership and its internal organization, affairs and management, expressly providing that: "Each House shall judge of the qualifications, elections and returns of its own members, choose its own officers (except the President of the Senate), determine the rules of its proceedings and may punish its members for disorderly conduct, and with the concurrence of two thirds of all the members elected, expel a member."

(c) In addition to its plenary and exclusive constitutional powers, each House possesses certain inherent powers of institutional self-protection and self-preservation to govern, control and regulate its membership and its internal organization, affairs and management. (*In re Chapman*, 166 U.S. 661, 668 (1897); *Mason's Manual* § 2; Luther S. Cushing, *Elements of the Law & Practice of Legislative Assemblies* § 533 (1856) (*Cushing's Legislative Assemblies*))

(d) The inherent powers of each House are considered "so essential to the authority of a legislative assembly, that it cannot well exist without them; and they are consequently entitled to be regarded as belonging to every such assembly as a necessary incident." (*Cushing's Legislative Assemblies* § 533)

(e) The inherent powers of each House authorize it to take all necessary and proper institutional actions that are "recognized by the common parliamentary law." (*Cushing's Legislative Assemblies* § 684)

(f) Thus, it is well established that each House is "vested with all the powers and privileges which are necessary and incidental to a free and unobstructed exercise of its appropriate functions.

These powers and privileges are derived not from the Constitution; on the contrary, they arise from the very creation of a legislative body, and are founded upon the principle of self-preservation.” (*Ex parte McCarthy*, 29 Cal. 395, 403 (1866))
[Statutes of Nevada 2017, 4522]

The next rule is 20.

III. DECORUM AND DEBATE

Rule No. 20. Points of Order.

If any member, in speaking or otherwise, transgresses the rules of the Assembly, the Speaker shall, or any member may, call to order, in which case the member so called to order shall immediately sit down, unless permitted to explain; and if called to order by a member, such member shall immediately state the point of order. If the point of order be sustained by the presiding officer, the member shall not be allowed to proceed; but if it be not sustained, then the member shall be permitted to go on. Every such decision from the presiding officer shall be subject to an appeal to the House; but no discussion of the question of order shall be allowed unless an appeal be taken from the decision of the presiding officer.

[Statutes of Nevada 1973, 1886; A 1993, 2913; 1995, 2847; 1997, 3540]

Rule No. 21. Portable Electronic Communication Devices.

1. A person who is within the Assembly Chambers shall not engage in a telephone conversation via the use of a portable telephone.

2. Before entering the Assembly Chambers, any person who possesses a portable electronic communication device, such as a pager or telephone, that emits an audible alert, such as a ringing or beeping sound, to signal an incoming message or call, shall turn the audible alert off. A device that contains a nonaudible alert, such as a silent vibration, may be operated in a nonaudible manner within the Assembly Chambers.

[Statutes of Nevada 2001, 3296; A 2003, 3602; 2011, 3793]

Rule No. 22. Reserved.

Rule No. 23. Select Committee on Ethics; Legislative Ethics.

1. The Select Committee on Ethics consists of:

(a) Two members of the Assembly appointed by the Speaker from the majority political party;
(b) One member of the Assembly appointed by the Minority Leader from the minority political party; and

(c) Three qualified electors of the State, two of whom are appointed by the Speaker and one who is appointed by the Minority Leader, and none of whom is a present member of the Legislature or employed by the State of Nevada.

2. The Speaker shall appoint the Chair and Vice Chair of the Committee. The Vice Chair shall serve as the acting Chair if the Chair is unable to serve for any reason during the consideration of a specific question.

3. The Speaker shall appoint an alternate member with the qualifications set forth in paragraph (a) of subsection 1 and an alternate member with the qualifications set forth in paragraph (c) of subsection 1. The Minority Leader shall appoint an alternate member with the qualifications set forth in paragraph (b) of subsection 1 and an alternate member with the qualifications set forth in paragraph (c) of subsection 1. If a member of the Committee is unable to serve for any reason during the consideration of a specific question, the alternate appointed with the qualifications from the same paragraph in subsection 1 shall serve as a member of the Committee during the consideration of the specific question.

4. A member of the Committee is disqualified to serve during the consideration of a specific question if:

(a) The member is the requester of advice concerning the question of ethics or conflict of interest, or the member is the subject of the complaint concerning the specific question; or

(b) A reasonable person in the member's situation could not exercise independent judgment on the matter in question.

5. The members of the Committee shall perform any duty required in the period between the time of their appointment after the general election and the organization of the next succeeding regular session, or until the Speaker or the Speaker Designate or the Minority Leader or Minority Leader Designate appoint new members to the Committee, whichever occurs first.

6. The tenure of the members of the Committee shall extend during the interim between regular sessions of the Legislature.

7. The Committee:

(a) May hear requests brought by members of the Assembly for advice on specific questions of potential breaches of ethics and conflicts of interest; and

(b) Shall hear complaints brought by members of the Assembly and others on specific questions of alleged breaches of ethics and conflicts of interest, including, without limitation, alleged breaches of the Legislative Code of Ethical Standards in the Joint Standing Rules.

8. All proceedings held by the Committee to consider the character, alleged misconduct, professional competence or physical or mental health of any person on matters of ethics or conflicts of interest and all materials related to those proceedings are confidential, unless the person who is the subject of the proceedings requests a public hearing or discloses the content of the proceedings or materials.

9. An individual may file a complaint which alleges a breach of ethics or a conflict of interest, including, without limitation, an alleged breach of the Legislative Code of Ethical Standards in the Joint Standing Rules. If the alleged breach of ethics or conflict of interest involves the conduct of more than one person, separate complaints must be filed regarding each person. A complaint must be:

(a) Made in writing on a form provided by the Legislative Counsel;

(b) Signed and verified under penalty of perjury by the individual making the allegation; and

(c) Filed with the Legislative Counsel who shall review the complaint and any other relevant information and consult with the Chair of the Committee or, if the Chair is the subject of the complaint, with the Vice Chair, to evaluate whether the Committee has jurisdiction and whether an investigation is warranted in the matter. If it is determined that the Committee:

(1) Does not have jurisdiction or that an investigation is not warranted in the matter, the Legislative Counsel shall send written notice of the determination to the individual who filed the complaint.

(2) Has jurisdiction and an investigation is warranted in the matter, the Legislative Counsel shall send written notice of the determination and a copy of the complaint to the person who is the subject of the complaint.

10. Each Legislator is subject, at all times, to the Legislative Code of Ethical Standards in the Joint Standing Rules and, in addition, must determine whether he or she has a conflict of interest upon any matter in question before the Legislator. In determining whether the Legislator has such a conflict of interest, the Legislator should consider whether the independence of judgment of a reasonable person in his or her situation upon the matter in question would be materially affected by the Legislator's:

(a) Acceptance of a gift or loan;

(b) Private economic interest; or

(c) Commitment to a member of his or her household or immediate family.

↳ In interpreting and applying the provisions of this subsection, it must be presumed that the independence of judgment of a reasonable person in the Legislator's situation would not be materially affected by the Legislator's private economic interest or the Legislator's commitment to a member of his or her household or immediate family where the resulting benefit or detriment accruing to the Legislator, or if the Legislator has a commitment to a member of his or her

household or immediate family, accruing to those other persons, is not greater than that accruing to any other member of the general business, profession, occupation or group that is affected by the matter.

11. Except as otherwise provided in subsection 12, if a Legislator knows he or she has a conflict of interest pursuant to subsection 10, the Legislator shall make a general disclosure of the conflict of interest on the record in a meeting of a committee or on the floor of the Assembly, as applicable. Such a disclosure must be entered:

(a) If the Legislator makes the disclosure in a meeting of a committee, in the minutes for that meeting.

(b) If the Legislator makes the disclosure on the floor of the Assembly, in the Journal.

12. If, on one or more prior occasions during the current session of the Legislature, a Legislator has made a general disclosure of a conflict of interest on the record in a meeting of a committee or on the floor of the Assembly, the Legislator is not required to make that general disclosure at length again regarding the same conflict of interest if, when the matter in question arises on subsequent occasions, the Legislator makes a reference on the record to the previous disclosure.

13. In determining whether to abstain from voting upon, advocating or opposing a matter concerning which a Legislator has a conflict of interest pursuant to subsection 10, the Legislator should consider whether:

(a) The conflict impedes his or her independence of judgment; and

(b) His or her interest is greater than the interests of an entire class of persons similarly situated.

14. The provisions of this Rule do not under any circumstances and regardless of any conflict of interest:

(a) Prohibit a Legislator from requesting or introducing a legislative measure; or

(b) Require a Legislator to take any particular action before or while requesting or introducing a legislative measure.

15. If a Legislator who is a member of a committee declares on the record when a vote is to be taken by the committee that he or she will abstain from voting because of the requirements of this Rule, the necessary quorum to act upon and the number of votes necessary to act upon the matter is reduced as though the Legislator abstaining were not a member of the committee.

16. The standards and procedures set forth in this Rule which govern whether and to what extent a member of the Assembly has a conflict of interest, should disclose a conflict of interest or should abstain from voting upon, advocating or opposing a matter concerning which the member has a conflict of interest pursuant to subsection 10:

(a) Are exclusive and are the only standards and procedures that apply to members of the Assembly with regard to such matters; and

(b) Supersede and preempt all other standards and procedures with regard to such matters, ↪ except that this subsection does not exempt any members of the Assembly from the Legislative Code of Ethical Standards in the Joint Standing Rules.

17. For purposes of this Rule, "immediate family" means a person who is related to the Legislator by blood, adoption or marriage within the first degree of consanguinity or affinity.

[Statutes of Nevada 1977, 1706; A 1987, 2325, 2336; 1995, 2847; 1997, 3540; 2009, 3143; 2011, 3794; 2013, 3900; 2014, 28th Special Session, 38; 2019, 4538]

The next rule is 30.

IV. QUORUM, VOTING, ELECTIONS

Rule No. 30. Manner of Voting.

1. The presiding officer shall declare all votes, but the yeas and nays must be taken when called for by three members present, and the names of those calling for the yeas and nays must be entered in the Journal by the Chief Clerk.

2. The presiding officer shall call for yeas and nays by a division or by a roll call, either electronic or oral.

3. When taking the yeas and nays on any proposal, the electronic roll call system may be used, and when so used shall have the force and effect of any roll call under these rules.

4. When taking the yeas and nays by oral roll call, the Chief Clerk shall take the names of members alphabetically, except that the Speaker's name must be called last.

5. The electronic roll call system may be used to determine the presence of a quorum.

6. The yeas and nays must not be taken with the electronic roll call system until all members present are at their desks. The presiding officer may vote at the rostrum.

7. Only a member who:

(a) Has been certified by the Committee on Legislative Operations and Elections or a special committee of the Assembly; and

(b) Is physically present within the Assembly Chambers,
→ may cast a vote in the Assembly.

8. A member shall not vote for another member on any roll call, either electronic or oral. Any member who votes for another member may be punished in any manner deemed appropriate by the Assembly.

[Statutes of Nevada 1975, 1879; A 1995, 2848; 1997, 3542; 1999, 3837; 2001, 3298; 2005, 2927; 2011, 3796; 2021, 3965]

Rule No. 31. Requirement of Voting.

1. A member shall vote on all proposals that come before the body unless the member:

(a) Is excused; or

(b) Makes a full and complete disclosure of a conflict pursuant to [Assembly Standing Rule No. 23](#).

2. A member found guilty by the House of a breach of this Rule shall not vote or speak on the floor, except to explain and apologize for the breach, until the member has made satisfaction to the House for the breach.

[Statutes of Nevada 2011, 3797; A 2021, 3965]

Rule No. 32. Announcement of the Vote.

1. A member may change his or her vote at any time before the announcement of the vote if the voting is by voice, or at any time before the votes are electronically recorded if the voting is conducted electronically.

2. The announcement of the result of any vote shall not be postponed.

[Statutes of Nevada 1975, 1876]

Rule No. 33. Voting by Division.

Upon a division and count of the Assembly on any question, no person without the bar shall be counted.

[Statutes of Nevada 1973, 1887]

The next rule is 40.

V. LEGISLATIVE BODIES

A. COMMITTEES

Rule No. 40. Standing Committees.

The standing committees of the Assembly for the regular session, and for Legislative Operations and Elections for both the regular session pursuant to this Rule and for a special session pursuant to [Assembly Standing Rule No. 142](#), are as follows:

1. Ways and Means.
2. Judiciary.
3. Revenue.
4. Education.

5. Legislative Operations and Elections.
6. Natural Resources.
7. Growth and Infrastructure.
8. Commerce and Labor.
9. Health and Human Services.
10. Government Affairs.

[Statutes of Nevada 1975, 1857; A 1977, 1728; 1981, 2059, 2064; 1983, 2103; 1985, 2315; 1987, 2326, 2399; 1989, 2204; 1991, 2479; 1993, 2915, 2967; 1995, 2849, 2878; 1997, 3543, 3682, 3712; 1999, 3838; 2001, 3298; 2003, 3604; 2005, 2928; 2007, 3457; 2009, 3146; 2011, 3797; 2013, 3904, 3925, 3957; 2014, 28th Special Session, 42; 2015, 3960; 2017, 4527; 2019, 4542; 2021, 3966]

Rule No. 41. Appointment of Committees.

1. Except as otherwise provided in [Assembly Standing Rule No. 23](#), all committees must be appointed by the Speaker, unless otherwise directed by the Assembly. The Speaker shall designate the chair and vice chair of each committee.

2. To facilitate the full participation of the members during an adjournment called pursuant to Joint Standing Rule No. 9 of the Senate and Assembly, the Speaker may temporarily appoint a member to a committee that is scheduled to meet during the adjournment if none of the committees to which the member is regularly assigned will be meeting during the adjournment.

3. Except as otherwise provided in [Assembly Standing Rule No. 45](#), all committees will operate under the rules set forth herein and other uniform committee rules as determined by the Speaker and published on the Nevada Legislature's Internet website. Each committee may adopt and file with the Chief Clerk's Office policies consistent with these rules.

[Statutes of Nevada 1973, 1903; A 1977, 1707; 1985, 2314; 1993, 2916; 1995, 2850; 1997, 3543; 2007, 3457; 2011, 3798; 2014, 28th Special Session, 42; 2015, 3960]

Rule No. 41.5. Appointment of Alternates.

If the chair or any member of a committee is temporarily unable to perform his or her duties, the Speaker shall appoint an alternate of the same political party to serve in the chair's or the member's place for such time as is determined by the Speaker.

[Statutes of Nevada 2013, 3925]

Rule No. 42. Subcommittees.

1. Subcommittees may be appointed by the chair to consider and report back on specific subjects or bills. If a member of a subcommittee is not a member of the standing committee for which the subcommittee is created, the approval of the Speaker is required for that member's appointment.

2. Subcommittee meetings will be scheduled by the subcommittee chair after consulting with the committee chair.

3. Members of a subcommittee are required to attend meetings of the subcommittee.

4. Subcommittees of standing committees shall follow the same rules as standing committees.

[Statutes of Nevada 1973, 1903; A 1995, 2850; 1997, 3544; Moved from Rule 43 by 2011, 3798; Assembly Resolution No. 1 of the 2023 Session (File No. 5)]

Rule No. 43. Concurrent Referrals.

When a bill or resolution is referred to two committees, the bill or resolution must go to the first committee named. If the first committee votes to amend the bill or resolution, it must be reprinted with amendments and then returned to the first committee or sent immediately to the next committee. If there is no amendment proposed by the first committee, or if the first committee acts upon the bill or resolution after amendment, the bill or resolution must be sent with the committee recommendation to the Chief Clerk for transmittal to the second committee.

[Statutes of Nevada 2011, 3798]

Rule No. 44. Committee on Legislative Operations and Elections.

The Committee on Legislative Operations and Elections has jurisdiction over matters relating to personnel. It shall recommend by resolution the appointment of all attaches and employees of the Assembly not otherwise provided for by law.

[Statutes of Nevada 1973, 1885; A 1977, 1707; 1981, 2059, 2171; 1985, 2316; 1991, 2480; 1993, 2916; 1997, 3544; 2005, 2929; 2009, 3147; 2011, 3798; 2013, 3905]

Rule No. 45. Committee of the Whole.

If a Committee of the Whole is convened:

1. The Speaker shall preside as Chair of the Committee or name a Chair to preside.
2. A member of the Committee may speak not more than twice during the consideration of any one proposal, on the same day, and at the same stage of proceedings, without leave. Members who have once spoken shall not again be entitled to the floor (except for explanation) to the exclusion of others who have not spoken.
3. The Chair may require any vote of the Committee to be recorded in the manner designated by the Chair.
4. All amendments proposed by the Committee:
 - (a) Must first be approved by the Committee.
 - (b) Must be reported by the Chair to the Assembly.
5. Insofar as they are applicable and not in conflict with this Rule, a Committee of the Whole will observe the committee rules set forth in Section V(A) of the Assembly Standing Rules and such other uniform committee rules as determined by the Speaker and published on the Nevada Legislature's Internet website.
6. A quorum of the Committee of the Whole is the same as a quorum of the House, and in case a quorum is not present or other defect is observed, the Committee can take no other action than to rise.
7. It is permissible to limit debate to a certain length of time, to close at a time certain, to limit the length of speeches, or to otherwise limit debate.
8. When a fixed duration is established for a Committee of the Whole, the time may be extended with consent of a majority of the members.
9. A motion for the previous question is not in order.
10. A Committee of the Whole cannot:
 - (a) Entertain any question of priority.
 - (b) Entertain any matter of privilege.
 - (c) Lay a proposal on the desk.
 - (d) Postpone consideration of any proposal.
 - (e) Reconsider a vote on a proposal no longer in possession of the Committee.
 - (f) Appoint a subcommittee.
 - (g) Punish members for disorderly conduct, but must report any misconduct to the body for its action.
11. Seconds to motions are required.
12. The minutes of the meetings of the Committee of the Whole must be entered in the Assembly's final journal.

[Statutes of Nevada 2009, 3148; Moved from Rule 44.5 by 2011, 3798; A 2014, 28th Special Session, 43; 2020, 32nd Special Session, 141; 2021, 3967]

Rule No. 46. Procedure for Election Contests.

1. If the Secretary of State delivers a statement of contest of the general election for the legislative office of any member pursuant to NRS 293.427, the Speaker shall appoint a committee to review the contest and designate the chair and vice chair of the committee. The committee must consist of three members who are not parties to the contest.

2. The parties to the contest must be designated as the contestant and the defendant, and the parties may be represented in the contest by attorneys who are licensed to practice law in this State.

3. The chair may take, direct or require any reasonable actions to facilitate or carry out the contest, including, without limitation, issuing and enforcing any orders or other directives to the parties and any attorneys representing the parties.

4. The committee shall not review the merits of the contest unless the committee first determines that the contestant complied with all requirements to bring and maintain the contest. To assist the committee in making its determination, the chair shall take, direct or require any reasonable actions to provide the parties with notice and an opportunity to submit written arguments to the committee limited to the issue of whether the contestant complied with all requirements to bring and maintain the contest.

5. If the committee determines that the contestant complied with all requirements to bring and maintain the contest, the committee shall review the merits of the contest pursuant to this rule. If the committee determines that the contestant did not comply with all requirements to bring and maintain the contest, the committee shall report to the Assembly its recommendation that the Assembly should not take further action on the contest and that the Assembly should dismiss the contest with prejudice. As soon as practicable after receiving the committee's report, the Assembly shall vote on whether to accept or reject the committee's recommendation without amendment. If the Assembly accepts the committee's recommendation, the Speaker shall declare that the Assembly shall not take further action on the contest and that the Assembly dismisses the contest with prejudice. If the Assembly rejects the committee's recommendation, the Speaker shall declare that the Assembly returns the contest to the committee with directions to review the merits of the contest pursuant to this rule.

6. If the committee reviews the merits of the contest pursuant to this rule, the committee may conduct any reasonable hearings or other proceedings to receive any evidence and arguments from the parties regarding the merits of the contest. The committee shall keep written minutes of any hearings that are conducted.

7. To the extent possible, the merits of the contest must be presented and submitted to the committee upon depositions and any written or oral arguments as the chair may order. If, at any hearings or other proceedings, any oral statements are made that purport to establish matters of fact, the statements must be made under oath. Strict rules of evidence do not apply in any hearings or other proceedings, but the chair may admit or exclude any evidence based on the rules of evidence.

8. A party may take the deposition of any witness at any time after the statement of contest is filed with the Secretary of State, but the chair may establish reasonable limitations and deadlines regarding any depositions. Before taking a deposition, a party must provide at least 5 days' notice to the prospective deponent and the other party.

9. To prevail on the merits of the contest, the contestant has the burden of proving that, based on one or more of the grounds set forth in NRS 293.410, there were sufficient irregularities in the election of such a substantial nature as to establish that the result of the election was changed thereby.

10. If the committee reviews the merits of the contest pursuant to this rule, the committee shall report to the Assembly its findings and its recommendation on which party should be declared elected, unless the committee declines to make such a recommendation in its report. As soon as practicable after receiving the committee's report, the Assembly shall vote on whether to accept or reject the committee's recommendation without amendment, if such a recommendation is made. If the Assembly accepts the committee's recommendation, the Speaker shall declare the recommended party elected. If the Assembly rejects the committee's recommendation or if the committee did not make such a recommendation, the Assembly shall vote on which party should be declared elected, and the Speaker shall declare the party elected after the vote.

11. If the contestant is declared elected and seated as a member of the Assembly as a result of the contest, the Speaker shall inform the Governor of the Assembly's actions.

[Statutes of Nevada 1973, 1885; R 1987, 2326; Readopted 1989, 2204; A 1991, 2480; 1993, 2917; 1995, 2851; 1997, 3544; 2003, 3605; 2005, 2929; Moved from Rule 45 by 2011, 3799; 2013, 3905; 2021, 3968]

B. DUTIES OF COMMITTEE OFFICERS, COMMITTEE MEMBERS AND COMMITTEE STAFF**Rule No. 47. Committee Chairs.**

1. The chair has all authority necessary to ensure an efficient operation of the committee or subcommittee.

2. The chair shall have general direction of the committee room or other meeting place of the committee, and in case of any disturbance or disorderly conduct therein, or if the peace, good order, and proper conduct of the legislative business is hindered by any person or persons, the chair shall have power to exclude from the session any individual or individuals so hindering the legislative business.

3. Possessing the powers and performing the duties described in this Rule, each committee chair shall:

- (a) Preside over committee meetings and put all proposals before the committee;
- (b) Preserve order and decorum and decide all questions of order;
- (c) Determine the order of bills for hearing;
- (d) Prepare and distribute the committee's agenda;
- (e) Prepare and distribute a work session document that contains a list of all measures on which the committee is ready to consider final action;
- (f) Call recesses of the committee as deemed necessary;
- (g) Request amendments to resolve conflicts;
- (h) Determine when final action is to be taken on measures, committee reports and other business of the committee;
- (i) Sign and submit bill draft requests on behalf of the committee;
- (j) Appoint subcommittees, as necessary;
- (k) Provide direction to committee support staff;
- (l) Prepare and submit committee reports;
- (m) Review and approve minutes of the committee;
- (n) Handle unfinished business for measures heard in the committee; and
- (o) Inform the Speaker of committee activity.

4. In the absence of the chair, or upon the request of the chair, the vice chair of the committee shall assume the duties of the chair.

5. The chair may name any member of the committee to perform the duties of the chair if such substitution shall not extend beyond such meeting.

[Statutes of Nevada 2011, 3800; A 2013, 3906; 2019, 4545; 2021, 3969]

Rule No. 48. Attendance.

1. Members shall notify the chair of any absence. Excused absences will be so recorded at the direction of the chair.

2. A member shall advise the chair if he or she must leave a meeting for an extended period of time.

3. Members not in attendance when a final action is taken on a measure will be marked absent for the vote.

[Statutes of Nevada 2011, 3800]

Rule No. 49. Committee Staff.

Duties of committee attaches shall be prescribed by the Chief Clerk and include, but are not limited to, the following:

1. The committee secretary shall call roll of the members at each meeting, with the chair being called last. The committee secretary shall record in the minutes the members present and the members not present.

2. The committee secretary shall record the meeting and draft committee minutes for the chair's approval.

3. On behalf of the chair, the committee secretary shall maintain all minutes and exhibits of the committee's meetings until released to the custody of the Chief Clerk.

4. The committee manager assigned to each committee shall be responsible to the chair of the committee for the proper and accurate preparation of all reports of the committee.

[Statutes of Nevada 2011, 3800]

Rule No. 50. Committee Operations.

1. Each committee of the House shall be provided a committee manager who shall maintain a current record of all bills, resolutions, petitions, memorials or other matters filed in committee. A record of committee actions shall be filed with the Chief Clerk. The committee manager shall post, on a bulletin board and electronically, all meeting agendas.

2. The standing committees of the Assembly may coordinate with the standing committees of the Senate to meet jointly whenever agreed to by said committees for the purpose of holding public hearings or considering any proposed or pending legislation. Upon conclusion of the joint meeting of said committees, each standing committee of the Assembly may take such action as it determines appropriate. Whenever the committees of the Assembly and Senate hold joint hearings or meetings, the chair of the Assembly committee shall coordinate with the chair of the Senate committee to determine which of them shall preside at the joint meeting.

3. When a joint meeting is chaired by a Senator, the practices of the Senate that are inconsistent with those of the Assembly do not create a precedent for the same practice in the Assembly.

[Statutes of Nevada 2011, 3801; A 2013, 3907]

Rule No. 51. Committee Records.

1. The chair of each committee shall make reports authorized by the committee and submit the same to the Chief Clerk.

2. The chair of each committee shall keep, or cause to be kept, a complete record of the committee proceedings in which there must be entered:

(a) The time and place of each meeting;

(b) The attendance and absence of members;

(c) The names of all persons appearing before the committee, with the names of persons, firms, corporations or associations in whose behalf such appearance is made; and

(d) The subjects or measures considered and action taken.

3. A person may obtain a recording of a meeting by paying a fee determined by the Director of the Legislative Counsel Bureau to cover the cost of the recording but, except as otherwise provided in this subsection, the official record of the committee is the minutes of the committee meeting approved by the chair pursuant to paragraph (m) of subsection 3 of [Assembly Standing Rule No. 47](#). Minutes of joint meetings prepared by non-Assembly staff are not official records of the Assembly.

4. The Speaker and the Chief Clerk are authorized to make any necessary corrections and additions to the minutes of committee meetings.

[Statutes of Nevada 1973, 1903; A 1995, 2852; 1997, 3545; 1999, 3840; Moved from Rule 47 by 2011, 3801; 2013, 3908; 2014, 28th Special Session, 46; 2019, 4547]

Rule No. 52. Final Disposition of Committee Minutes and Exhibits.

Upon their completion, the Chief Clerk shall turn over all original minutes and exhibits to the Research Library of the Legislative Counsel Bureau.

[Statutes of Nevada 1973, 1904; A 1999, 3840; 2009, 3149; Moved from Rule 48 by 2011, 3801]

Rule No. 52.5. Notices of Bills, Topics and Public Hearings.

1. Except as otherwise provided in subsection 3, all committees shall provide adequate notice of public hearings on bills, resolutions or other topics which are to come before the committees.

The notice must include the date, time, place and agenda to be covered. The notice must be posted conspicuously in the Legislative Building and be posted on the Nevada Legislature's Internet website.

2. The noticing requirements of this Rule may be suspended for emergency situations but only after approval by a majority vote of a committee.

3. Subsection 1 does not apply to:

- (a) Committee meetings held behind the bar on the floor of the Assembly during a recess;
- (b) Conference committee meetings; or
- (c) Meetings of the Committee of the Whole.

[Statutes of Nevada 2013, 3908; A 2014, 28th Special Session, 47]

C. COMMITTEE HEARINGS

Rule No. 53. Communications.

1. Out of respect for the privacy of committee members and staff, members are requested to hold conversations with lobbyists and members of the public at a location other than at the dais.

2. At the direction of the Chair, lobbyists, the press, and members of the public are not allowed at the dais.

3. All directions, assignments, or requests on behalf of the committee must be communicated to its staff and to the personnel of the Legislative Counsel Bureau by the chair of the committee. A member of the committee must submit such requests to the chair for transmittal to the staff of the committee or to the personnel of the Legislative Counsel Bureau.

4. The chair may report instances of misconduct or indecorum by any committee member or other person to the Assembly for its consideration and action.

[Statutes of Nevada 2011, 3802; A 2013, 3909]

Rule No. 54. Testimony, Witnesses and Exhibits.

1. All persons wishing to offer testimony to a committee shall be given a reasonable opportunity to do so as determined by the chair.

2. In addressing the committee, a person must state for the record whether he or she supports, opposes or is neutral to the bill or resolution before the committee. For purposes of legislative intent:

(a) "Support" of a bill or resolution shall be construed as:

(1) Approval of the measure as written; or

(2) Approval of the measure as written along with proposed amendments that have been approved by the sponsor of the measure.

(b) "Opposition" to a bill or resolution shall be construed as:

(1) Not supporting the measure as written; or

(2) Opposing the measure as revised by an amendment that has not been approved by the sponsor of the measure.

(c) A "neutral" position on a bill or resolution is one in which the person offers particular insight on the measure but expresses no position on the measure.

3. Persons addressing the committee shall keep their remarks to the point and avoid repetition and are subject to call to order by the chair for failure to do so.

4. A person shall not be excluded from a meeting or public hearing of a committee or subcommittee except in case of any disturbance or disorderly conduct, or if the peace, good order, and proper conduct of the legislative business is hindered by the person or persons.

5. Questions from the committee will be restricted to relevant subject areas.

6. When the chair deems necessary, witnesses will be sworn in pursuant to NRS 218E.040 before providing testimony.

7. Unless waived or revised by the chair, handouts for hearings, including proposed amendments:

(a) Must be submitted to the committee's manager not later than 5 p.m. on the business day before the meeting unless an earlier submission date or time is set by the chair, and included on the agenda;

(b) Must include the name and contact information of the person providing the handouts;

(c) For proposed amendments, must include a brief statement of intent; and

(d) Must be submitted by electronic mail or other electronic means.

[Statutes of Nevada 2011, 3802; A 2013, 3909]

Rule No. 55. Hearings.

1. The presence of a quorum of the committee is desirable but not required to conduct a public hearing. In addition to the use of remote-technology systems pursuant to the Remote-Technology Rule in [Assembly Standing Rule No. 126](#), at the discretion of the chair and with the approval of the Speaker, members of the committee may attend, participate in and, if applicable, vote during the hearing via simultaneous telephone or video conference or other appropriate remote-technology systems.

2. Public hearings are opened by the chair who announces the subject under consideration and provides an opportunity for persons wishing to address the committee to be heard. These persons shall rise in an order determined by the chair, address the chair and furnish their names, addresses and firms or other organizations represented.

3. Committee members may address the chair for permission to question the witness.

4. A committee meeting shall adjourn not later than 10 minutes preceding the hour of its next regularly scheduled meeting.

5. At the discretion of the chair, a meeting may be held outside the regularly scheduled day(s) and time.

6. Meetings of the committee may be scheduled outside the Legislative Building in Carson City with prior written approval of the Speaker. Subcommittees must have the prior written approval of the chair of the committee and the Speaker in order to conduct a meeting outside Carson City.

7. The designated meeting room or rooms of a committee meeting conducted with all members participating via the use of remote-technology systems pursuant to the direction of the Speaker, must remain locked during the committee meeting and only the committee staff designated by the Chief Clerk, if any, may be present in a committee room during the meeting.

[Statutes of Nevada 1975, 1914; A 1995, 2852; 1997, 3546; 1999, 3840; 2001, 3301; Moved from Rule 49 by 2011, 3802; 2020, 32nd Special Session, 146; 2021, 3973; Assembly Resolution No. 1 of the 2023 Session (File No. 5)]

D. VOTING AND COMMITTEE ACTION**Rule No. 56. Manner of Voting.**

1. The chair shall declare all votes and shall cause same to be entered on the records of the committee.

2. A member shall not vote for another member on any roll call. Any member who votes for another member may be punished in any manner deemed appropriate by the Assembly.

[Statutes of Nevada 2011, 3803]

Rule No. 57. Committee Action.

1. The committee shall have regular meetings scheduled by the Assembly leadership. A quorum of the committee is a majority of its members and may transact business except as limited by this Rule.

2. Except as limited by this Rule, a simple majority of those present may move, second and pass a motion by voice vote.

3. All motions require a second. If no second is received, that motion shall be declared invalid.

4. Absent approval by the Speaker or unanimous consent to waive the waiting period, a committee may not take final action on a bill or resolution until at least 24 hours after the close of the hearing on the bill or resolution.

5. Definite action on a bill or resolution will require a majority of the entire committee. A member shall vote on all proposals that come before the committee unless the member:

(a) Is excused; or

(b) Makes a full and complete disclosure of a conflict pursuant to [Assembly Standing Rule No. 23](#).

6. A majority vote of the entire committee is required to reconsider action on a bill or resolution.

7. Committee introduction of legislative measures which are not prefiled requires concurrence of a majority of the entire committee and does not imply commitment to support final passage.

8. Absent the consent of the chair and the approval of the Speaker, the chair must be present when the committee votes to take any final action regarding bills or resolutions.

9. No member of the committee may vote by proxy under any circumstances.

10. A committee shall not take a vote on the question of whether to exercise its statutory authority to issue a legislative subpoena unless the chair or other person approved by the Speaker has informed the Speaker of the intention of the committee to consider such a proposal.

11. Every committee vote on a matter pertaining to a bill, resolution or initiative petition must be recorded. The vote may be taken by roll call at the discretion of the chair.

12. A member may change his or her vote at any time before the announcement of the vote if the voting is by voice. The announcement of the result of any vote shall not be postponed.

13. Unless a committee member advises the chair otherwise, it will be presumed that the member will vote on an amendment or on a measure, during a floor session, consistent with his or her vote in the committee.

14. A bill, resolution, or amendment in a committee having been rejected twice may not be brought up again during the same legislative session.

15. The minority of a committee may not make a report or present to the House an alternative report.

[Statutes of Nevada 2011, 3803; A 2013, 3910; 2015, 3967; 2017, 4534; 2020, 32nd Special Session, 147; 2021, 3974]

E. PARLIAMENTARY AUTHORITY

Rule No. 58. Precedence of Parliamentary Authority for Committees.

The precedence of parliamentary authority for the purpose of actions in a committee is set forth in [Assembly Standing Rule No. 100](#).

[Statutes of Nevada 2011, 3804]

F. DECORUM AND DEBATE IN COMMITTEES

Rule No. 59. Portable Electronic Communication Devices.

1. A person who is within an Assembly committee room shall not engage in a telephone conversation via the use of a portable telephone.

2. No person shall engage in any conduct during a committee meeting which undermines the decorum of the meeting. Before entering an Assembly committee room, any person who possesses a portable electronic communication device, such as a pager or telephone, that emits an audible alert, such as a ringing or beeping sound, to signal an incoming message or call, shall turn the audible alert off. A device that contains a nonaudible alert, such as a silent vibration, may be operated in a nonaudible manner within an Assembly committee room. Failure to follow a warning issued by the chair may result in the device(s) being confiscated upon direction of the chair for the remainder of the meeting.

[Statutes of Nevada 2011, 3804]

Rule No. 60. Reserved.**Rule No. 61. Privilege of Closing Debate.**

The author of a bill, a resolution or a main question shall have the privilege of closing the debate, unless the previous question has been sustained.

[Statutes of Nevada 2011, 3804]

Rule No. 62. Points of Order.

If any member, in speaking or otherwise, transgresses the rules of the Assembly, the chair shall, or any member may, call to order, in which case the member so called to order shall immediately yield to the floor, unless permitted to explain; and if called to order by a member, such member shall immediately state the point of order. If the point of order be sustained by the presiding officer, the member shall not be allowed to proceed; but if it be not sustained, then the member shall be permitted to go on. Every such decision from the presiding officer shall be subject to an appeal to the committee; but no discussion of the question of order shall be allowed unless an appeal be taken from the decision of the presiding officer.

[Statutes of Nevada 2011, 3804]

Rule No. 63. Reserved.**VI. RULES GOVERNING MOTIONS****Rule No. 64. Entertaining.**

No motion may be debated until it is distinctly announced by the presiding officer. The presiding officer, upon his or her own motion or at the request of a member, may direct that the motion be reduced to writing and be read by the Chief Clerk before the motion is debated. A motion may be withdrawn by the maker at any time before amendment or before the motion is put to vote.

[Statutes of Nevada 1973, 1889; A 1995, 2853; 1997, 3547; 1999, 3841; 2003, 3607; Moved from Rule 60 by 2011, 3805]

PARTICULAR MOTIONS**Rule No. 65. Indefinite Postponement.**

When a proposal is postponed indefinitely, the same proposal must not be considered again during the session. The question is not subject to a motion for reconsideration.

[Statutes of Nevada 1973, 1889; A 1999, 3841; 2021, 3976]

Rule No. 66. To Strike Enacting Clause.

A motion to strike out the enacting clause of a bill or resolution does not take precedence over any other subsidiary motion. If the motion is carried, it shall be considered equivalent to the rejection of such bill or resolution.

[Statutes of Nevada 1973, 1889; A 1999, 3841]

Rule No. 67. Division of Proposal.

Any member may call for a division of the proposal, which shall be divided, if it comprehends propositions in substance so distinct that, one being taken away, a substantive proposition shall remain for the decision of the Assembly. A motion to strike out being lost shall preclude neither amendment nor a motion to strike out and insert. A motion to strike out and insert shall be deemed indivisible.

[Statutes of Nevada 1973, 1889; A 2021, 3976]

Rule No. 68. Reserved.

The next rule is 80.

VII. DEBATE**Rule No. 80. Speaking on Proposal.**

1. No member shall speak more than twice during the consideration of any one proposal, on the same day, and at the same stage of proceedings, without leave. Members who have once spoken shall not again be entitled to the floor (except for explanation) to the exclusion of others who have not spoken.

2. When a member speaks under Order of Business 11, 12, 13 or 14 of [Assembly Standing Rule No. 120](#), the member must limit his or her remarks to an explanation of the issue or an explanation of the bill, resolution, initiative petition or amendment. If the member desires to speak on the importance of such issue, bill, resolution, initiative petition or amendment, the member must request permission to speak under Order of Business 15 of [Assembly Standing Rule No. 120](#).
[Statutes of Nevada 1973, 1890; A 2011, 3806; 2020, 32nd Special Session, 149; 2021, 3976]

Rule No. 81. Previous Question.

The previous question shall be put only when demanded by three members and sustained by a majority vote of the members present. The previous question shall not be moved by the member last speaking on the proposal.

[Statutes of Nevada 1973, 1890; A 2019, 4552; 2021, 3976]

Rule No. 82. Privilege of Closing Debate.

The author of a bill, a resolution or a main question shall have the privilege of closing the debate, unless the previous question has been sustained.

[Statutes of Nevada 2001, 3302]

The next rule is 91.

VIII. CONDUCT OF BUSINESS**A. RULES AND PROCEDURE****Rule No. 91. Rescission, Change or Suspension of Rule.**

No standing rule or order of the Assembly shall be rescinded or changed without a vote of a majority of the members elected; but a rule or order may be suspended temporarily by a vote of a majority of the members present.

[Statutes of Nevada 1973, 1890; A 2001, 3303; 2011, 3806]

Rule No. 92. Reserved.**Rule No. 93. Reserved.****Rule No. 94. Privilege of the Floor and Lobbying.**

1. Except as otherwise provided in subsection 2, no person, except former Assemblymen and Assemblywomen not currently serving in the Senate, and state officers, may be admitted at the bar of the Assembly, except by special invitation on the part of some member; but a majority may authorize the Speaker to have the Assembly cleared of all such persons. No person may do any lobbying upon the floor of the Assembly at any time, and it is the duty of the Sergeant at Arms to remove any person violating any of the provisions of this Rule.

2. A former Senator or former Assemblyman or Assemblywoman who is expelled from service in the Senate or the Assembly shall have the privilege of the floor only with permission of the Speaker.

[Statutes of Nevada 1973, 1891; A 1983, 2152; 1995, 2856; 1997, 3549; 2013, 3914; 2014, 28th Special Session, 52; 2017, 4537]

Rule No. 95. Material Placed on Legislators' Desks.

All papers, letters, notes, pamphlets and other written material placed upon the desk of a member of the Assembly shall contain the signature of the Legislator requesting the placement of such material on the desk or shall contain a designation of the origin of such material. This Rule does not apply to Legislative Counsel Bureau material.

[Statutes of Nevada 1973, 1891; A 2011, 3807]

Rule No. 96. Peddling, Begging and Soliciting.

1. Peddling, begging and soliciting are strictly forbidden in the Assembly Chambers, and in the lobby, gallery and halls adjacent thereto.

2. No part of the Assembly Chambers may be used for, or occupied by, signs or other devices for any kind of advertising.

3. No part of the hallways adjacent to the Assembly Chambers may be used for, or occupied by, signs or other devices for any kind of advertising for commercial or personal gain. Notices for nonprofit, nonpartisan, civic or special legislative events may be posted in a designated area of the hallways adjacent to the Assembly Chambers with the approval of the Chief Clerk.

[Statutes of Nevada 1973, 1891; A 1999, 3843; 2001, 3303]

Rule No. 97. Petitions and Other Papers.

Petitions and other papers addressed to the Assembly shall be presented by the Speaker, or by a member in the Speaker's place. A brief statement of the contents thereof shall be read for information. They shall not be debated on the day of their being presented, but shall be on the table, or be referred, as the Assembly shall determine.

[Statutes of Nevada 1973, 1891; A 1995, 2856; 1997, 3550; 2011, 3807]

Rule No. 98. Request of Purpose.

A member may request the purpose of a bill or resolution upon its introduction.

[Statutes of Nevada 1973, 1891; A 2020, 32nd Special Session, 151]

Rule No. 99. Remarks.

The remarks of all members on final passage of bills and initiative petitions and on adoption of resolutions shall be included in the day's journal. In addition, it shall be in order for members to make remarks under other orders of business and, subject to the approval of the majority of the members present, request that such remarks be entered in the Journal.

[Statutes of Nevada 1973, 1891; A 2011, 3807; 2013, 3914; 2020, 32nd Special Session, 151]

Rule No. 100. Precedence of Parliamentary Authority.

The precedence of parliamentary authority in the Assembly is:

1. The Constitution of the State of Nevada and judicial decisions thereon.

2. The Standing Rules of the Assembly and the Joint Standing Rules of the Senate and Assembly.

3. Custom, usage and precedence.

4. The Statutes of the State of Nevada.

5. Mason's Manual of Legislative Procedure.

[Statutes of Nevada 1973, 1891; A 1999, 3843; 2009, 3152; 2013, 3915; 2014, 28th Special Session, 53]

Rule No. 101. Reserved.

Rule No. 102. Privileged Questions.

Privileged questions have precedence over all others in the following order:

1. Motions to fix the time to which the Assembly shall adjourn.
2. Motions to adjourn.
3. Questions relating to the rights and privileges of the Assembly or any of its members.
4. A call of the House.
5. Motions for special orders.

[Statutes of Nevada 2001, 3304; A 2005, 2934]

Rule No. 103. Reserved.**B. BILLS****Rule No. 104. Reserved.****Rule No. 105. Reserved.****Rule No. 106. Skeleton Bills.**

The introduction of skeleton bills is authorized when, in the opinion of the sponsor and the Legislative Counsel, the full drafting of the bill would entail extensive research or be of considerable length. A skeleton bill will be provided for purposes of introduction and committee referral. Such a bill will be a presentation of ideas or statements of purpose, sufficient in style and expression to enable the Legislature and the committee to which the bill may be referred to consider the substantive merits of the legislation proposed.

[Statutes of Nevada 1973, 1893; A 1999, 3844]

Rule No. 107. Reserved.**Rule No. 108. Reserved.****Rule No. 109. Reading of Bills.**

The first reading of a bill shall be for information. If there is objection, the question shall be, "Shall the bill be rejected?" If the question to reject fails to receive a majority vote by the members present, or if there is no objection, the bill shall take the proper course. If the question to reject receives a majority vote of the members present, the bill shall be rejected. The same proposal must not be considered again during the session, and the question is not subject to a motion for reconsideration. No bill shall be referred to a committee until after the first reading, nor amended until after the second reading.

[Statutes of Nevada 1973, 1894; A 1995, 2858; 2011, 3808; 2020, 32nd Special Session, 152; 2021, 3979]

Rule No. 110. Second Reading and Amendment of Bills.

1. All bills must be read the second time on the first legislative day after which they are reported by committee, unless a different day is designated by motion. Upon second reading, Assembly bills reported without amendments shall be placed on the General File and Senate bills reported without amendments shall be placed on the General File. Committee amendments reported with bills shall be considered upon their second reading or third reading, as appropriate, and such amendments may be adopted by a majority vote of the members present. Any amendment which is numbered and made available to all members must be moved and voted upon by number. Assembly bills so amended must be reprinted, then engrossed or reengrossed, as applicable, and placed on the General File. Senate bills so amended must be reprinted, then engrossed or reengrossed, as applicable, and placed on the General File.

2. Any member may move to amend a bill during its second or third reading, and such a motion to amend may be adopted by a majority vote of the members present. Bills so amended on

second reading must be treated the same as bills with committee amendments. Any bill so amended upon the General File must be reprinted and then engrossed or reengrossed, as applicable. A member who moves to amend a bill during its second reading must limit his or her remarks to an explanation of the amendment. If the member desires to speak on the importance of the amendment, the member must request permission to speak under Order of Business 15 of [Assembly Standing Rule No. 120](#).

3. The reprinting of amended bills may be dispensed with upon a majority vote of the members present.

4. It shall not be in order to consider an amendment that removes all sponsors of a bill or resolution.

[Statutes of Nevada 1975, 1915; A 1997, 3552; 1999, 3844; 2009, 3153; 2011, 3809; 2013, 3916]

Rule No. 111. Consent Calendar.

1. A standing committee may by unanimous vote of the members present report a bill with the recommendation that it be placed on the Consent Calendar. The question of recommending a bill for the Consent Calendar may be voted upon in committee only after the bill has been recommended for passage and only if no amendment is recommended.

2. The Chief Clerk shall maintain a list of bills recommended for the Consent Calendar. The list must be printed in the Daily History and must include the summary of each bill, and the date the bill is scheduled for consideration on final passage.

3. At any time before the presiding officer calls for a vote on the passage of the Consent Calendar, a member may give written notice to the Chief Clerk or state orally from the floor of the Assembly in session that he or she requests the removal of a particular bill from the Consent Calendar. If a member so requests, the Chief Clerk shall remove the bill from the Consent Calendar and transfer it to the Second Reading File or General File, as appropriate. A bill removed from the Consent Calendar may not be restored to that Calendar.

4. During floor consideration of the Consent Calendar, members may ask questions and offer explanations relating to the respective bills.

5. When the Consent Calendar is brought to a vote, the bills remaining on the Consent Calendar must be read by number and summary and the vote must be taken on their final passage as a group.

[Statutes of Nevada 1977, 1660; A 1987, 2328; 1997, 3552; 1999, 3845; 2001, 3305; 2020, 32nd Special Session, 153]

Rule No. 112. Reserved.**Rule No. 113. General File.**

1. All bills and initiative petitions reported to the Assembly, by the Committee of the Whole, a standing committee, a conference committee or a special committee, after receiving their second readings must be placed upon the General File, to be kept by the Chief Clerk. The Chief Clerk shall post a daily statement of the bills on the General File. The Chief Clerk shall likewise post notices of special orders as made.

2. A member who moves to amend a bill or initiative petition during its third reading must limit his or her remarks to an explanation of the amendment. If the member desires to speak on the importance of the amendment, the member must request permission to speak under Order of Business 15 of [Assembly Standing Rule No. 120](#).

3. A member who speaks on third reading regarding the final passage of a bill or initiative petition must limit his or her remarks to an explanation of the bill or initiative petition. If the member desires to speak on the importance of the bill or initiative petition, the member must request permission to speak under Order of Business 15 of [Assembly Standing Rule No. 120](#).

[Statutes of Nevada 1973, 1895; A 1997, 3553; 1999, 3845; 2001, 3305; 2009, 3154; 2011, 3810; 2020, 32nd Special Session, 153]

Rule No. 114. Reserved.**Rule No. 115. Reconsideration of Vote on Bill.**

1. A motion to reconsider a final vote on a bill, resolution or initiative petition shall be in order only on the day on which the final vote is taken, and the vote on such a motion to reconsider must be taken on the same day. The motion to reconsider can be made only by a member who voted with the prevailing side.

2. A motion to reconsider a vote on an amendment to a pending proposal must be made at once and can be made only by a member who voted with the prevailing side.

3. A motion to reconsider shall have precedence over every other motion, including a motion to adjourn, if the motion is to reconsider a final vote on a bill, resolution or initiative petition. If the motion to reconsider is for any other action, the motion has precedence over every other motion, except a motion to adjourn or to fix the time to adjourn; and when the Assembly adjourns while a motion to reconsider is pending, the right to move a reconsideration shall continue to the next day of sitting.

[Statutes of Nevada 1973, 1895; A 1999, 3845; 2009, 3155, 3279; 2011, 3810; 2013, 3917; 2020, 32nd Special Session, 154; 2021, 3980]

Rule No. 116. Vetoed Bills.

1. Bills that have passed both Houses of the Legislature and are transmitted to the Assembly accompanied by a message or statement of the Governor's disapproval or veto of the same must:

(a) Be taken up and considered immediately upon the coming in of the message transmitting the same; or

(b) Become the subject of a special order.

2. When the message is received, or if made a special order, when the special order is called, the said message or statement must be read together with the bill or bills so disapproved or vetoed. The message and bill must be read by the Chief Clerk without interruption, consecutively, one following the other, and not upon separate occasions. No such bill or message may be referred to any committee, or otherwise acted upon save as provided by law and custom. It shall not be in order, at any time, to vote upon such a vetoed bill unless the same shall first have been read, from the first word of its title to and including the last word of its final section. The message or statement containing the objections of the Governor to the bill must be entered in the Journal of the Assembly.

[Statutes of Nevada 2001, 3306; A 2009, 3155; 2011, 3810; 2015, 3974]

Rule No. 117. Reserved.**C. RESOLUTIONS****Rule No. 118. Joint Resolutions.**

1. A joint resolution must be used to:

(a) Propose an amendment to the Nevada Constitution.

(b) Ratify a proposed amendment to the United States Constitution.

(c) Address the President of the United States, Congress, either House or any committee or member of Congress, any department or agency of the Federal Government, or any other state of the Union.

2. A roll call vote must be taken on final adoption of a joint resolution.

3. Joint resolutions, upon enrollment, must be delivered to the Secretary of State.

4. Joint resolutions proposing amendments to the Nevada Constitution or ratifying a proposed amendment to the United States Constitution must be entered in the Journal in their entirety.

[Statutes of Nevada 1973, 1895; A 1999, 3846; 2003, 3612; 2020, 32nd Special Session, 155]

Rule No. 119. Return from the Secretary of State.

An Assembly resolution may be used to request the return from the Secretary of State of an enrolled Assembly resolution for further consideration.

[Statutes of Nevada 2009, 3156]

D. ORDER OF BUSINESS**Rule No. 120. Order of Business.**

The Order of Business must be as follows:

1. Call to Order.
2. Reading and Approval of Journal.
3. Presentation of Petitions.
4. Reports of Standing Committees.
5. Reports of Select Committees.
6. Communications.
7. Messages from the Senate.
8. Motions, Resolutions and Notices.
9. Introduction, First Reading and Reference.
10. Consent Calendar.
11. Second Reading and Amendment.
12. General File and Third Reading.
13. Unfinished Business of Preceding Day.
14. Vetoed Bills and Special Orders of the Day.
15. Remarks from the Floor, limited to 3 minutes.

[Statutes of Nevada 1973, 1895; A 1977, 1660; 1985, 2316; 1987, 2328; 1989, 2206; 1999, 3846; 2001, 3307; 2011, 3811; 2019, 4557]

E. REMOTE-TECHNOLOGY SYSTEMS

Rule No. 121. Reserved.

Rule No. 122. Reserved.

Rule No. 123. Reserved.

Rule No. 124. Reserved.

Rule No. 125. Reserved.

Rule No. 126. Authorized Use of Remote-Technology Systems in Exceptional Circumstances.

1. As used in this Rule, “remote-technology system” means any system or other means of communication that is:

(a) Approved by the Speaker and uses any electronic, digital or other similar technology to enable a member of the Assembly from a remote location to attend, participate, vote and take any other action in any proceedings of the Assembly or the Committee of the Whole even though the member is not physically present within the Assembly Chambers or at a meeting of the Committee of the Whole.

(b) Approved by the chair of a committee, other than the Committee of the Whole, and uses any electronic, digital or other similar technology to enable a member of the Assembly from a remote location to attend, participate, vote and take any other action in any proceedings of the committee even though the member is not physically present at a meeting of the committee.

2. Upon request by a member of the Assembly:

(a) The Speaker may authorize the member to use a remote-technology system to attend, participate, vote and take any other action in any proceedings of the Assembly or the Committee of the Whole if the Speaker determines that exceptional circumstances warrant such use by the member. If the Speaker grants such authorization, it must be entered in the Journal of the Assembly.

(b) The chair of a committee, other than the Committee of the Whole, with the approval of the Speaker, may authorize the member to use a remote-technology system to attend, participate, vote and take any other action in any proceedings of the committee if the chair and the Speaker determine that exceptional circumstances warrant such use by the member. If the chair grants such authorization, it must be entered in the records of the committee.

3. If a member of the Assembly uses a remote-technology system to attend, participate, vote and take any other action in any proceedings pursuant to this Rule, the member shall be deemed to be present and in attendance at the proceedings for all purposes.

4. For the purposes of voting in proceedings of:

(a) The Assembly or the Committee of the Whole, the Chief Clerk of the Assembly, or an authorized assistant, shall call the roll of each member who is authorized to use a remote-technology system for the proceedings and, in accordance with the procedures of the Assembly, cause the member's vote to be entered into the record for the purposes of the Journal of the Assembly or the records of the Committee of the Whole, as applicable.

(b) A committee, other than the Committee of the Whole, the committee secretary shall call the roll of each member who is authorized to use a remote-technology system for the proceedings and, in accordance with the procedures of the committee, cause the member's vote to be entered into the record for the purposes of the records of the committee.

5. Except as otherwise provided in subsection 7 of [Assembly Standing Rule No. 55](#), this Rule supersedes, takes precedence and controls over any other rule, provision or principle of law to the extent of any conflict with this Rule.

6. The Assembly hereby finds and declares that:

(a) The Nevada Constitution invests each House of the Legislature with certain plenary and exclusive constitutional powers which may be exercised only by that House and which cannot be usurped, infringed or impaired by the other House or by any other branch of Nevada's State Government. (*Heller v. Legislature*, 120 Nev. 456 (2004); *Commission on Ethics v. Hardy*, 125 Nev. 285 (2009); *Mason's Manual of Legislative Procedure* §§ 2-3 & 560-564 (2010) (*Mason's Manual*))

(b) Section 6 of Article 4 of the Nevada Constitution invests each House with plenary and exclusive constitutional powers to determine the rules of its proceedings and to govern, control and regulate its membership and its internal organization, affairs and management, expressly providing that: "Each House shall judge of the qualifications, elections and returns of its own members, choose its own officers (except the President of the Senate), determine the rules of its proceedings and may punish its members for disorderly conduct, and with the concurrence of two thirds of all the members elected, expel a member."

(c) In addition to its plenary and exclusive constitutional powers, each House possesses certain inherent powers of institutional self-protection and self-preservation to govern, control and regulate its membership and its internal organization, affairs and management. (*In re Chapman*, 166 U.S. 661, 668 (1897); *Mason's Manual* § 2; Luther S. Cushing, *Elements of the Law & Practice of Legislative Assemblies* § 533 (1856) (*Cushing's Legislative Assemblies*))

(d) The inherent powers of each House are considered "so essential to the authority of a legislative assembly, that it cannot well exist without them; and they are consequently entitled to be regarded as belonging to every such assembly as a necessary incident." (*Cushing's Legislative Assemblies* § 533)

(e) The inherent powers of each House authorize it to take all necessary and proper institutional actions that are “recognized by the common parliamentary law.” (*Cushing’s Legislative Assemblies* § 684)

(f) Thus, it is well established that each House is “vested with all the powers and privileges which are necessary and incidental to a free and unobstructed exercise of its appropriate functions. These powers and privileges are derived not from the Constitution; on the contrary, they arise from the very creation of a legislative body, and are founded upon the principle of self-preservation.” (*Ex parte McCarthy*, 29 Cal. 395, 403 (1866))

(g) Under the Nevada Constitution, there are no constitutional provisions establishing a particular method for determining whether a member of either House is present at legislative proceedings.

(h) The United States Supreme Court has held that when there are no constitutional provisions establishing a particular method for determining whether a member of a legislative house is present at legislative proceedings, “it is therefore within the competency of the house to prescribe any method which shall be reasonably certain to ascertain the fact.” (*United States v. Ballin*, 144 U.S. 1, 6 (1892))

(i) The United States Supreme Court has also held that when a legislative house adopts a rule establishing a reasonable method for determining whether a member is present at legislative proceedings, that rule must be given great deference by the courts because:

Neither do the advantages or disadvantages, the wisdom or folly, of such a rule present any matters for judicial consideration. With the courts the question is only one of power. The constitution empowers each house to determine its rules of proceedings. It may not by its rules ignore constitutional restraints or violate fundamental rights, and there should be a reasonable relation between the mode or method of proceeding established by the rule and the result which is sought to be attained. But within these limitations all matters of method are open to the determination of the house, and it is no impeachment of the rule to say that some other way would be better, more accurate, or even more just. It is no objection to the validity of a rule that a different one has been prescribed and in force for a length of time. The power to make rules is not one which once exercised is exhausted. It is a continuous power, always subject to be exercised by the house, and, within the limitations suggested, absolute and beyond the challenge of any other body or tribunal.

(*United States v. Ballin*, 144 U.S. 1, 5 (1892))

7. The Assembly hereby exercises its constitutional and inherent powers and privileges and adopts this Rule to:

(a) Govern, control and regulate its membership and its internal organization, affairs and management;

(b) Ensure its institutional self-protection and self-preservation; and

(c) Establish a reasonable method for determining whether a member of the Assembly is present at legislative proceedings during exceptional circumstances.

[Assembly Resolution No. 1 of the 2023 Session (File No. 5)]

Rule No. 127. Reserved.

Rule No. 128. Reserved.

The next rule is 140.

IX. LEGISLATIVE INVESTIGATIONS AND MISCELLANEOUS**Rule No. 140. Compensation of Witnesses.**

Witnesses summoned to appear before the Assembly or any of its committees must be compensated as provided by law for witnesses required to attend in the courts of the State of Nevada.

[Statutes of Nevada 1973, 1897; A 1999, 3847]

Rule No. 141. Use of the Assembly Chamber.

The Assembly Chamber shall not be used for any public or private business other than legislative, except by permission of the Assembly.

[Statutes of Nevada 1973, 1897; A 2013, 3919; 2014, 28th Special Session, 57]

X. SPECIAL SESSIONS**Rule No. 142. Request for Drafting of Bills, Resolutions or Amendments.**

1. Except as otherwise provided in subsections 2 and 3, the Legislative Counsel shall not honor a request for the drafting of a bill or resolution to be introduced in the Assembly during a special session, or an amendment to a bill or resolution, unless it is submitted by the Speaker, the Committee of the Whole, such other committees as the Speaker may appoint for a special session, or a conference committee.

2. The standing Committee on Legislative Operations and Elections may request the drafting of three Assembly resolutions and one Assembly concurrent resolution necessary to establish the rules, staffing, operation and organization of the Assembly and the Legislature for a special session.

3. The Speaker may request the drafting of five bills for a special session without seeking the approval of the Assembly.

[Statutes of Nevada 2014, 28th Special Session, 58]

The next rule is 150.

XI. ASSEMBLY EMERGENCY RULES

Rule No. 150. Reserved.

Rule No. 151. Reserved.

A

ADJOURNMENT

- Committee meetings ([Rule 41](#), [Rule 55](#)), page 8, page 14
- Motion to adjourn ([Rule 102](#), [Rule 115](#)), page 19, page 21
- Reconsideration of vote, motion for, procedures ([Rule 115](#)), page 21
- Temporary appointment of committee members during ([Rule 41](#)), page 8

ADVERTISING

- Prohibitions ([Rule 96](#)), page 18

AMENDMENTS

- Committee amendments, procedure for adoption ([Rule 110](#)), page 19
- Committee chairs, requests to resolve conflicts ([Rule 47](#)), page 11
- Concurrent referrals, procedures ([Rule 43](#)), page 8
- Consideration of amendment ([Rule 110](#)), page 19
- Constitutional amendments ([Rule 118](#)), page 21
- General File, placement ([Rule 110](#)), page 19
- Hearings on amendments, handouts ([Rule 54](#)), page 13, page 14
- Motion to amend, adoption ([Rule 110](#)), page 19
- Motion to strike out, effect on amendment when motion lost ([Rule 67](#)), page 16
- Order of business ([Rule 120](#)), page 22
- Reconsideration of vote ([Rule 115](#)), page 21
- Rejection twice by committee, effect ([Rule 57](#)), page 15
- Remarks from members ([Rule 110](#), [Rule 113](#)), page 19, page 20
- Reprinting ([Rule 110](#)), page 19
- Second reading, consideration upon ([Rule 109](#), [Rule 110](#)), page 19
- Senate bills ([Rule 110](#)), page 19
- Speaking on proposal ([Rule 80](#)), page 17
- Special sessions, drafting requests ([Rule 142](#)), page 25
- Sponsors, removal, consideration prohibited ([Rule 110](#)), page 19
- Third reading, consideration upon ([Rule 110](#), [Rule 113](#)), page 19, page 20
- Voting ([Rule 110](#)), page 19
- Whole, Committee of the, amendments proposed by ([Rule 45](#)), page 9

APPEALS

- Points of order, procedure ([Rule 1](#), [Rule 20](#), [Rule 62](#)), page 1, page 4, page 16

ASSEMBLY CHAMBER (*See also* [LEGISLATIVE BUILDING](#))

- Advertising prohibited ([Rule 96](#)), page 18
- Cellular phones, use ([Rule 21](#)), page 4
- Dais, restrictions on communications ([Rule 53](#)), page 13
- Decorum ([Rule 1](#)), page 1
- Lobbying prohibited on floor ([Rule 94](#)), page 17
- Majority may authorize Chamber cleared ([Rule 94](#)), page 17
- Material placed on Legislators' desks ([Rule 95](#)), page 18
- News media, assignment of seats ([Rule 1](#)), page 1
- Notices for nonprofit, nonpartisan, civic or special legislative events, posting [Rule 96](#)), page 18
- Pagers, use ([Rule 21](#)), page 4
- Peddling, begging, and soliciting prohibited ([Rule 96](#)), page 18
- Privilege of the floor ([Rule 94](#)), page 17, page 18
- Sergeant at arms, duties ([Rule 94](#)), page 17
- Speaker, powers ([Rule 1](#), [Rule 94](#)), page 1, page 17
- Use of Chamber restricted ([Rule 141](#)), page 25

ATTACHES

Appointment, recommendation by resolution ([Rule 44](#)), page 9
Chief Clerk, duties ([Rule 3](#), [Rule 49](#)), page 2, page 11
Committee staff (*See* [COMMITTEES](#))

ATTORNEYS AT LAW

Election contests, representation of parties ([Rule 46](#)), page 9, page 10

B**BEGGING**

Prohibitions ([Rule 96](#)), page 18

BILLS

Amendment (*See* [AMENDMENTS](#))
Chief Clerk, custody of bills ([Rule 3](#)), page 2
Closing debate, privilege ([Rule 61](#), [Rule 82](#)), page 16, page 17
Committee action ([Rule 47](#), [Rule 57](#)), page 11, page 15
Concurrent referrals ([Rule 43](#)), page 8
Consent Calendar ([Rule 111](#)), page 20
Debate (*See* [DEBATE](#))
Drafting requests
 Committee chairs, duties ([Rule 47](#)), page 11
 Special sessions ([Rule 142](#)), page 25
Enacting clause, motion to strike ([Rule 66](#)), page 16
Final passage ([Rule 1](#), [Rule 11](#), [Rule 99](#), [Rule 111](#), [Rule 113](#)), page 1, page 3, page 18,
 page 20
First reading (*See* [FIRST READING OF BILLS](#))
General file ([Rule 110](#), [Rule 113](#)), page 19, page 20
Introduction (*See* [INTRODUCTION OF LEGISLATIVE MEASURES](#))
Managers of committees, duties ([Rule 50](#)), page 12
Order of bills for hearing, duties of committee chairs ([Rule 47](#)), page 11
Prefiled bills, referral to committee ([Rule 2](#)), page 2
Public hearings, notice ([Rule 52.5](#)), page 12, page 13
Purpose, member may request ([Rule 98](#)), page 18
Reconsideration of vote (*See* [RECONSIDERATION OF VOTE](#))
Referral to committee ([Rule 109](#), [Rule 120](#)), page 19, page 22
Rejection ([Rule 57](#), [Rule 66](#), [Rule 109](#)), page 15, page 16, page 19
Remarks of members on final passage ([Rule 99](#), [Rule 113](#)), page 18, page 20
Second reading (*See* [SECOND READING OF BILLS](#))
Senate bills ([Rule 110](#)), page 19
Skeleton bills ([Rule 106](#)), page 18
Speaker, powers and duties ([Rule 1](#)), page 1
Speaking on proposal ([Rule 80](#)), page 17
Third reading (*See* [THIRD READING OF BILLS](#))
Vetoed bills (*See* [VETOED BILLS](#))
Voting (*See* [VOTING](#))

BUSINESS

Conduct of business, generally ([Rule 91](#)-[Rule 126](#)), page 17-page 22
Order of business ([Rule 120](#)), page 22
Special orders (*See* [SPECIAL ORDERS OF THE DAY](#))
Unfinished business ([Rule 80](#), [Rule 120](#)), page 17, page 22

C

CALL OF THE ASSEMBLY

- Privileged question, precedence ([Rule 102](#)), page 19
- Speaker's powers and duties ([Rule 1](#)), page 1

CALL TO ORDER

- Committee meetings ([Rule 62](#)), page 16
- Order of business ([Rule 120](#)), page 22
- Procedure ([Rule 20](#)), page 4
- Speaker's powers and duties ([Rule 1](#), [Rule 20](#)), page 1, page 4

CANDIDATES, ELECTION (*See* [ELECTION CONTESTS](#))**CELLULAR TELEPHONES**

- Use in Assembly Chamber or committee rooms ([Rule 21](#), [Rule 59](#)), page 4, page 15

CHAIRS OF COMMITTEES (*See* [COMMITTEES](#))**CHAMBER** (*See* [ASSEMBLY CHAMBER](#))**CHANGE OF RULES**

- Majority vote required ([Rule 91](#)), page 17

CHIEF CLERK OF THE ASSEMBLY

- Administrative policies, adoption ([Rule 3](#)), page 2
- Committees
 - Committee action, record to be filed with Chief Clerk ([Rule 50](#)), page 12
 - Matters referred to committees, custody ([Rule 3](#)), page 2
 - Policies, filing with Chief Clerk ([Rule 41](#)), page 8
 - Reports, receipt ([Rule 51](#)), page 12
- Concurrent referrals, procedures ([Rule 43](#)), page 8
- Consent Calendar, duties ([Rule 111](#)), page 20
- Custody of documents, powers and duties ([Rule 3](#)), page 2
- Daily history, authority ([Rule 3](#)), page 2
- Duties generally ([Rule 3](#)), page 2
- Election ([Rule 3](#)), page 2
- General file, duties ([Rule 113](#)), page 20
- Histories, authority ([Rule 3](#)), page 2
- Journal, powers and duties ([Rule 3](#), [Rule 30](#)), page 2, page 6
- Minutes and exhibits, duties ([Rule 3](#), [Rule 51](#), [Rule 52](#)), page 2, page 12
- Motions, reading ([Rule 64](#)), page 16
- Notices for nonprofit, nonpartisan, civic or special legislative events, approval ([Rule 96](#)), page 18
- Petition to convene between sessions, receipt, duties ([Rule 12](#)), page 3
- Seal, duties ([Rule 3](#)), page 2
- Special orders, duties ([Rule 113](#)), page 20
- Staff, duties ([Rule 3](#), [Rule 49](#)), page 2, page 11
- Vetoed bills, duties ([Rule 116](#)), page 21
- Voting, duties ([Rule 30](#), [Rule 126](#)), page 6, page 7, page 23

COMMERCE AND LABOR, COMMITTEE ON (*See also* [COMMITTEES](#))

- Standing committee ([Rule 40](#)), page 8

COMMITTEE OF THE WHOLE

- Amendments proposed by, procedures ([Rule 45](#)), page 9
- Chair, Speaker to preside as or name ([Rule 45](#)), page 9
- Debate, limitation authorized ([Rule 45](#)), page 9

COMMITTEE OF THE WHOLE—(*Continued*)

- Duration, extension of time ([Rule 45](#)), page 9
- Minutes to be entered into Journal ([Rule 45](#)), page 9
- Misconduct, duties ([Rule 45](#)), page 9
- Motions to be seconded ([Rule 45](#)), page 9
- Notices unnecessary ([Rule 52.5](#)), page 13
- Previous question out of order ([Rule 45](#)), page 9
- Prohibited acts ([Rule 45](#)), page 9
- Quorum ([Rule 45](#)), page 9
- Remote-technology systems, use ([Rule 126](#)), page 22, page 23
- Rules to be observed ([Rule 45](#)), page 9
- Speaking on proposal, limitations ([Rule 45](#)), page 9
- Special session, bill draft requests ([Rule 142](#)), page 2
- Subcommittees prohibited ([Rule 45](#)), page 9
- Vote, manner designate by Chair ([Rule 45](#)), page 9

COMMITTEES

- Action by ([Rule 47](#), [Rule 50](#), [Rule 57](#)), page 11-page 15
- Amendments, procedure for adoption ([Rule 110](#)), page 19
- Assembly and Senate standing committees, joint meetings ([Rule 50](#), [Rule 51](#)), page 12
- Bill draft requests
 - Special sessions ([Rule 142](#)), page 25
 - Submission ([Rule 47](#)), page 11
- Bills and resolutions (*See also* [BILLS](#); [RESOLUTIONS](#))
 - Final action, time for ([Rule 57](#)), page 15
 - Referral to committee ([Rule 2](#), [Rule 3](#), [Rule 43](#), [Rule 109](#)), page 2, page 8, page 19
- Cellular phones and pagers, use in committee rooms ([Rule 59](#)), page 15
- Chairs
 - Absence of members, notice ([Rule 48](#)), page 11
 - Alternates, appointment ([Rule 41.5](#)), page 8
 - Committee rooms and other meeting places, authority of chair ([Rule 47](#)), page 11
 - Communications with committee staff and personnel of LCB ([Rule 53](#)), page 13
 - Designation ([Rule 41](#)), page 8
 - Hearings, duties ([Rule 47](#), [Rule 55](#)), page 11, page 14
 - Lobbyists, press and members of public, duties ([Rule 53](#)), page 13
 - Misconduct or indecorum, reports to House ([Rule 53](#)), page 13
 - Points of order, duties ([Rule 62](#)), page 16
 - Powers and duties, generally ([Rule 47](#)), page 11
 - Recess, call for ([Rule 47](#)), page 11
 - Records, duties ([Rule 47](#), [Rule 51](#), [Rule 56](#)), page 11, page 12, page 14
 - Remote-technology systems, authorized use ([Rule 126](#)), page 23
 - Reports, duties ([Rule 47](#), [Rule 51](#)), page 11, page 12
 - Senate committees, joint meetings with, duties ([Rule 50](#)), page 12
 - Speaker, notice of committee action ([Rule 47](#)), page 11
 - Subcommittees, powers and duties ([Rule 42](#), [Rule 55](#)), page 8, page 14
 - Substitute to perform duties, designation ([Rule 47](#)), page 11
 - Vice chair, assumption of duties ([Rule 47](#)), page 11
 - Voting, duties ([Rule 56](#), [Rule 57](#)), page 14, page 15
- Chief Clerk, duties ([Rule 3](#), [Rule 41](#)), page 2, page 8
- Closing debate, privilege ([Rule 61](#), [Rule 82](#)), page 16
- Consent Calendar, recommendations ([Rule 111](#)), page 20
- Election contest, review ([Rule 46](#)), page 9, page 10
- Ethics (*See* [ETHICS](#), [SELECT COMMITTEE ON](#))
- Exclusion of persons from committee rooms ([Rule 47](#)), page 11

COMMITTEES—(Continued)

Hearings (See [HEARINGS](#))

Interim committees, appointment by Speaker ([Rule 1](#)), page 1

Introduction of legislative measures ([Rule 57](#)), page 15

Legislative operations and elections ([Rule 142](#)), page 25

Managers, duties ([Rule 49](#), [Rule 50](#), [Rule 54](#)), page 11- page 14

Meetings (See also [MEETINGS](#))

Adjournment ([Rule 55](#)), page 14

Days and time for holding meeting ([Rule 55](#)), page 14

Held outside of Legislative Building, approval ([Rule 55](#)), page 24

Remote-technology systems, use, rooms to remain locked ([Rule 55](#)), page 14

Scheduled by Assembly leadership ([Rule 57](#)), page 15

Members

Absence ([Rule 48](#), [Rule 49](#)), page 11

Alternates ([Rule 23](#), [Rule 41.5](#)), page 4, page 8

Appointments by Speaker ([Rule 41](#), [Rule 41.5](#)), page 8

Communications, requirements and restrictions ([Rule 53](#)), page 13

Roll call ([Rule 49](#)), page 11

Minutes (See [MINUTES](#))

Motions (See also [MOTIONS](#))

Invalid, motions declared to be ([Rule 57](#)), page 14

Passage by voice vote ([Rule 57](#)), page 14

Notices, publication ([Rule 52.5](#)), page 12, page 13

Operations ([Rule 50](#)), page 12

Parliamentary authority, precedence ([Rule 58](#), [Rule 100](#)), page 15, page 18

Points of order, procedures ([Rule 62](#)), page 16

Quorum

Hearings, quorum unnecessary ([Rule 55](#)), page 14

Majority of members ([Rule 57](#)), page 14

Voting, abstentions, quorum following ([Rule 23](#)), page 6

Whole, Committee of the ([Rule 45](#)), page 9

Recess to be called by chair ([Rule 47](#)), page 11

Records

Chairs, duties ([Rule 47](#), [Rule 51](#), [Rule 56](#)), page 11, page 12, page 14

Chief Clerk, records to be filed with, duties ([Rule 50](#)), page 12

Contents ([Rule 51](#)), page 12

Managers, duties ([Rule 50](#)), page 12

Minutes (See also [MINUTES](#))

Deemed official record of committee, corrections and additions ([Rule 51](#)), page 12

Remote-technology systems, use ([Rule 126](#)), page 23

Voting, manner of ([Rule 56](#)), page 14

Reports

Chair, duties ([Rule 47](#), [Rule 51](#)), page 11, page 12

Manager, duties ([Rule 49](#)), page 11

Minority reports prohibited ([Rule 57](#)), page 15

Order of business ([Rule 120](#)), page 22

Rooms and other meeting places, authority of chair ([Rule 47](#)), page 11

Rules and policies ([Rule 41](#), [Rule 42](#)), page 8

Secretary, duties ([Rule 49](#), [Rule 126](#)), page 11, page 12, page 23

Skeleton bills, referral and consideration ([Rule 106](#)), page 19

COMMITTEES—(*Continued*)

Staff

- Chairs, duties, communications ([Rule 47](#), [Rule 53](#)), page 11, page 13
- Chief Clerk, duties ([Rule 49](#), [Rule 55](#)), page 11, page 14
- Manager, duties ([Rule 49](#), [Rule 50](#), [Rule 54](#)), page 11-page 13
- Remote-technology systems, use, presence in committee rooms ([Rule 55](#)), page 14
- Secretary, duties ([Rule 49](#)), page 11, page 12

Standing committees

- List of names ([Rule 40](#)), page 7, page 8
- Senate standing committees, joint meetings and hearings ([Rule 50](#)), page 12

Subcommittees

- Appointment and duties ([Rule 42](#), [Rule 47](#)), page 8, page 11
- Exclusion of persons from meetings ([Rule 54](#)), page 13
- Meetings ([Rule 42](#), [Rule 54](#), [Rule 55](#)), page 8, page 13, page 14
- Whole, Committee of the, subcommittees prohibited ([Rule 45](#)), page 9

Subpoenas, issuance ([Rule 57](#)), page 15

Vice chairs

- Assumption of duties of chair ([Rule 47](#)), page 11
- Designation ([Rule 41](#)), page 8

Voting (*See VOTING*)Whole, Committee of the (*See COMMITTEE OF THE WHOLE*)Work session documents, preparation and distribution ([Rule 47](#)), page 11**COMMUNICATIONS**

- Committee hearings ([Rule 53](#)), page 13
- Order of business ([Rule 120](#)), page 22

CONCURRENT REFERRALS

- Procedure ([Rule 43](#)), page 8

CONCURRENT RESOLUTIONS (*See generally RESOLUTIONS*)**CONDUCT OF BUSINESS**

- Bills ([Rule 106-Rule 116](#)), page 19-page 21
- Order of business ([Rule 120](#)), page 22
- Remote-technology systems ([Rule 126](#)), page 22-page 24
- Resolutions ([Rule 118](#), [Rule 119](#)), page 21, page 22
- Rules and procedure ([Rule 91-Rule 102](#)), page 17-page 19

CONFIDENTIAL AND PRIVILEGED INFORMATION

- Select Committee on Ethics, certain proceedings and materials ([Rule 23](#)), page 5

CONFLICTS OF INTEREST

- Abstaining from voting upon, advocating or opposing matter, considerations ([Rule 23](#)), page 6
- Advice, requests for ([Rule 23](#)), page 5
- Committee action ([Rule 57](#)), page 15
- Complaints alleging, procedures ([Rule 23](#)), page 5
- Determination of conflict, considerations, presumption ([Rule 23](#)), page 5, page 6
- Disclosures of conflict, procedures, effect ([Rule 23](#), [Rule 31](#), [Rule 57](#)), page 6, page 7, page 15
- “Immediate family” defined ([Rule 23](#)), page 6
- Legislative Counsel, duties regarding complaints ([Rule 23](#)), page 5
- Presumption regarding independent judgment of Legislators ([Rule 23](#), page 5, page 6)
- Select Committee on Ethics (*See ETHICS, SELECT COMMITTEE ON*)
- Standards and procedures of Standing Rule, effect ([Rule 23](#)), page 6

CONSENT CALENDAR

- Chief Clerk, duties ([Rule 111](#)), page 20
- Committee recommendations ([Rule 111](#)), page 20
- Daily History, requirements ([Rule 111](#)), page 20
- Floor consideration ([Rule 111](#)), page 20
- List of bills recommended, procedure ([Rule 111](#)), page 20
- Order of business ([Rule 120](#)), page 22
- Reading by number and summary ([Rule 111](#)), page 20
- Recommendation for placement of bill, requirements ([Rule 111](#)), page 20
- Removal of bill ([Rule 111](#)), page 20
- Voting, manner of ([Rule 111](#)), page 20

CONSTITUTION, FEDERAL

- Ratification of proposed amendment, use of joint resolution ([Rule 118](#)), page 21

CONSTITUTIONAL AMENDMENTS

- Joint resolutions, use ([Rule 118](#)), page 21
- Journal, amendment entered in entirety ([Rule 118](#)), page 21

CONSTITUTIONAL POWERS OF HOUSE

- Legislative declaration ([Rule 12](#), [Rule 126](#)), page 3, page 23, page 24

CONTEMPT

- Interim committees, appointment ([Rule 1](#)), page 1

CONTESTS OF ELECTION (*See [ELECTION CONTESTS](#)*)**CONVENING BETWEEN LEGISLATIVE SESSIONS**

- Petition to convene, requirements ([Rule 12](#)), page 3

D**DAILY HISTORY**

- Consent Calendar, list of recommended bills ([Rule 111](#)), page 20
- Speaker and Chief Clerk, authority ([Rule 3](#)), page 2

DEBATE

- Closing, privilege ([Rule 61](#), [Rule 82](#)), page 16, page 17
- Committee of the Whole, debate may be limited ([Rule 45](#)), page 9
- Motions (*See also [MOTIONS](#)*)
 - Procedure ([Rule 64](#)), page 16
- Petitions and other papers addressed to Assembly ([Rule 97](#)), page 18
- Points of order (*See [POINTS OF ORDER](#)*)
- Previous question (*See [PREVIOUS QUESTION, MOTION FOR](#)*)
- Speaking on proposal ([Rule 45](#), [Rule 80](#)), page 9, page 17

DECORUM

- Committee meetings ([Rule 47](#), [Rule 53](#), [Rule 59](#)), page 11, page 13, page 15
- Electronic communication devices, portable, use in Chamber ([Rule 21](#)), page 4
- Points of order ([Rule 20](#)), page 4
- Speaker, powers ([Rule 1](#)), page 1

DEPOSITIONS

- Election contests, authority of parties, notice, limitations and deadlines ([Rule 46](#)), page 10

DISORDERLY CONDUCT

- Committee chairs, authority ([Rule 47](#)), page 11
- Committee of the Whole, authority ([Rule 45](#)), page 9

DISORDERLY CONDUCT—(*Continued*)

- Constitutional powers of House, declaration ([Rule 12](#), [Rule 126](#)), page 3, page 23
- Meetings or public hearings, grounds for exclusion ([Rule 54](#)), page 13
- Speaker, order to clear Chamber ([Rule 1](#)), page 1

DIVISION OF PROPOSAL

- Generally ([Rule 67](#)), page 16

DIVISION, VOTING BY

- Generally ([Rule 30](#), [Rule 33](#)), page 6, page 7

E**EDUCATION, COMMITTEE ON** (*See also* [COMMITTEES](#))

- Standing committee ([Rule 40](#)), page 7

ELECTION CONTESTS

- Attorney representation ([Rule 46](#)), page 9, page 10
- Chair of committee, appointment, powers ([Rule 46](#)), page 9, page 10
- Committee to review contest, appointment, duties ([Rule 46](#)), page 10
- Contestant, compliance with requirements to bring and maintain contest required, burden of proving irregularities ([Rule 46](#)), page 10
- Declaration of person elected ([Rule 46](#)), page 10
- Depositions and arguments, requirements ([Rule 46](#)), page 10
- Dismissal of contest ([Rule 46](#)), page 10
- Evidence rules, applicability ([Rule 46](#)), page 10
- Findings and recommendations of committee ([Rule 46](#)), page 10
- Governor to receive certain notice ([Rule 46](#)), page 10
- Merits of contest, presentation, review ([Rule 46](#)), page 10
- Minutes required ([Rule 46](#)), page 10
- Oral statements to be made under oath ([Rule 46](#)), page 10
- Parties to contest, designation ([Rule 46](#)), page 9
- Recommendations of committee, procedures ([Rule 46](#)), page 10
- Reports to Assembly ([Rule 46](#)), page 10
- Secretary of State, duties ([Rule 46](#)), page 9, page 10
- Speaker, duties ([Rule 46](#)), page 9, page 10
- Special committee, appointment ([Rule 46](#)), page 9
- Vice chair of committee, designation ([Rule 46](#)), page 9
- Vote by Assembly, requirements ([Rule 46](#)), page 10
- Witnesses, depositions ([Rule 46](#)), page 10

ELECTRONIC MAIL

- Handouts for committees, submission ([Rule 54](#)), page 13, page 14

EMERGENCY SITUATIONS

- Committee meetings, suspension of notice rules ([Rule 52.5](#)), page 13
- Speaker, call of the Assembly ([Rule 1](#)), page 1

EMPLOYEES

- Appointment, recommendation by resolution ([Rule 44](#)), page 9
- Chief Clerk, duties ([Rule 3](#), [Rule 49](#)), page 2, page 11
- Committee staff (*See* [COMMITTEES](#))

ENACTING CLAUSE

- Motion to strike, precedence, effect if motion carried ([Rule 66](#)), page 16

ETHICAL STANDARDS, LEGISLATIVE CODE OF

- Breaches of Code, complaints ([Rule 23](#)), page 5
- Legislators subject to Code at all times ([Rule 23](#)), page 5
- Standards and procedures of Assembly Standing Rule, effect ([Rule 23](#)), page 6

ETHICS

- Advice requested from Select Committee ([Rule 23](#)), page 5
- Breaches of ethics, complaints ([Rule 23](#)), page 5
- Conflicts of interest (*See [CONFLICTS OF INTEREST](#)*)
- Legislative Code of Ethical Standards, Legislators subject to ([Rule 23](#)), page 5
- Legislative Counsel, duties regarding complaints ([Rule 23](#)), page 5

ETHICS, SELECT COMMITTEE ON (*See also [COMMITTEES](#)*)

- Advice, requests for, authority ([Rule 23](#)), page 5
- Alternate members, appointment, duties ([Rule 23](#)), page 4
- Chair, appointment ([Rule 23](#)), page 4
- Complaints, duties ([Rule 23](#)), page 5
- Composition, appointments ([Rule 2](#), [Rule 23](#)), page 2, page 4
- Confidentiality of proceedings and materials, exceptions ([Rule 23](#)), page 5
- Disqualification of member to serve ([Rule 23](#)), page 4, page 5
- Interim, authority during ([Rule 23](#)), page 5
- Investigations, determinations, procedures following ([Rule 23](#)), page 5
- Jurisdiction, determinations, procedures following ([Rule 23](#)), page 5
- Powers and duties ([Rule 23](#)), page 5
- Tenure of members ([Rule 23](#)), page 5
- Vice Chair, appointment, duties ([Rule 23](#)), page 4, page 5

EXHIBITS

- Committee secretaries, duties ([Rule 49](#)), page 11
- Final disposition ([Rule 52](#)), page 12
- Handouts, requirements ([Rule 54](#)), page 13, page 14

F**FEDERAL GOVERNMENT**

- Joint resolutions, use to address ([Rule 118](#)), page 21

FIRST READING OF BILLS

- Objection to bill, procedures ([Rule 109](#)), page 19
- Order of business ([Rule 120](#)), page 22
- Purpose, for information ([Rule 109](#)), page 19
- Referral to committee, requirements ([Rule 109](#)), page 19

FORMER LEGISLATORS

- Privilege of the floor ([Rule 94](#)), page 18

G**GENERAL FILE**

- Amendments, placement on ([Rule 110](#)), page 19
- Bills, placement on ([Rule 110](#), [Rule 113](#)), page 19, page 20
- Chief Clerk, duties ([Rule 113](#)), page 20
- Consent Calendar, bills transferred from ([Rule 111](#)), page 20
- Order of business ([Rule 120](#)), page 22
- Speaking on proposal ([Rule 80](#)), page 17

GIFTS TO LEGISLATORS

Conflicts of interest, considerations ([Rule 23](#)), page 5

GOVERNMENT AFFAIRS, COMMITTEE ON (*See also* [COMMITTEES](#))

Standing committee ([Rule 40](#)), page 8

GOVERNOR

Election contests, notice ([Rule 46](#)), page 10

Vetoed bills ([Rule 116](#)), page 21

GROWTH AND INFRASTRUCTURE, COMMITTEE ON (*See also* [COMMITTEES](#))

Standing committee ([Rule 40](#)), page 8

H**HEALTH AND HUMAN SERVICES, COMMITTEE ON** (*See also* [COMMITTEES](#))

Standing committee ([Rule 40](#)), page 8

HEARINGS

Chairs, powers and duties ([Rule 47](#), [Rule 55](#)), page 11, page 14

Communications ([Rule 53](#)), page 13

Election contests, procedure ([Rule 46](#)), page 10

Ethics, Select Committee on ([Rule 23](#)), page 5

Exclusion of persons from ([Rule 47](#), [Rule 54](#)), page 11, page 13

Handouts ([Rule 54](#)), page 13, page 14

Joint hearings ([Rule 50](#), [Rule 51](#)), page 12

Notices ([Rule 52.5](#)), page 12, page 13

Procedures ([Rule 55](#)), page 14

Quorum unnecessary ([Rule 55](#)), page 14

Remarks by persons attending ([Rule 54](#)), page 13

Remote-technology systems, use ([Rule 55](#), [Rule 126](#)), page 14, page 22, page 23

Telephone or video conference, participation by authorized ([Rule 55](#)), page 14

Testimony before committee, requirements ([Rule 54](#)), page 13

Witnesses ([Rule 54](#), [Rule 55](#), [Rule 140](#)), page 13, page 14, page 25

HISTORY, DAILY

Consent Calendar, list of recommended bills ([Rule 111](#)), page 20

Speaker and Chief Clerk, authority ([Rule 3](#)), page 2

I**INITIATIVE PETITIONS**

Committee action ([Rule 57](#)), page 15

Final passage, remarks from the floor ([Rule 113](#)), page 20

General file ([Rule 113](#)), page 20

Reconsideration of vote, procedure ([Rule 115](#)), page 20

Remarks from the floor ([Rule 99](#), [Rule 113](#)), page 18, page 20

Speaking on proposal ([Rule 80](#)), page 17

INTERIM

Committees, appointment ([Rule 1](#)), page 1

Convening of Assembly between sessions ([Rule 12](#)), page 3

Ethics, Select Committee on, tenure of members ([Rule 23](#)), page 5, page 6

Leadership of Assembly, tenure ([Rule 2](#)), page 2

Rules to continue and remain in full force and effect ([Rule 1](#), [Rule 2](#)), page 1, page 2

Speaker designated for next succeeding regular session, duties ([Rule 2](#)), page 2

INTERNET

- Committee notices, publication ([Rule 52.5](#)), page 13
- Committee rules, publication ([Rule 41](#), [Rule 45](#)), page 8, page 9

INTRODUCTION OF LEGISLATIVE MEASURES

- Committee introductions ([Rule 57](#)), page 15
- Order of business ([Rule 120](#)), page 22
- Purpose of bill or resolution, member may request ([Rule 98](#)), page 18
- Skeleton bills ([Rule 106](#)), page 19

J**JOINT RESOLUTIONS** (*See* [RESOLUTIONS](#))**JOURNAL**

- Committee of the Whole, minutes to be entered into Journal ([Rule 45](#)), page 9
- Conflicts of interest, disclosures made on floor of Assembly ([Rule 23](#)), page 6
- Constitutional amendments, joint resolutions to be entered in entirety ([Rule 118](#)), page 21
- Reading and approval, order of business ([Rule 120](#)), page 22
- Remarks entered in ([Rule 99](#)), page 18
- Remote-technology systems, use ([Rule 126](#)), page 23
- Speaker and Chief Clerk, authority ([Rule 3](#)), page 2
- Vetoed bills, message or statement of Governor's objections entered in ([Rule 116](#)), page 21
- Voting, names of those calling for yeas and nays entered in ([Rule 30](#)), page 6

JUDICIARY, COMMITTEE ON (*See also* [COMMITTEES](#))

- Standing committee ([Rule 40](#)), page 7

L**LEGISLATIVE BUILDING**

- Advertising and notices, restrictions ([Rule 96](#)), page 18
- Assembly Chamber (*See* [ASSEMBLY CHAMBER](#))
- Committee meetings, authority to hold outside of Building ([Rule 55](#)), page 14
- Committee rooms
 - Chair, authority ([Rule 47](#)), page 11
 - Portable electronic communication devices, restrictions ([Rule 59](#)), page 15
 - Remote-technology systems, use, effect ([Rule 55](#)), page 14
- Notices of public hearings, requirements ([Rule 52.5](#)), page 13
- Peddling, begging, and soliciting prohibited ([Rule 96](#)), page 18

LEGISLATIVE COUNSEL BUREAU

- Committee chairs, communications with personnel ([Rule 53](#)), page 13
- Complaints alleging breach of ethics or conflict of interest, duties of Legislative Counsel ([Rule 23](#)), page 5
- Director, determination of fee for recordings of committee meetings ([Rule 51](#)), page 12
- Material placed on Legislators' desks, applicability of rule ([Rule 95](#)), page 18
- Research Library, committee minutes and exhibitions filed with ([Rule 52](#)), page 12
- Skeleton bills, opinion of Legislative Counsel regarding ([Rule 106](#)), page 19

LEGISLATIVE OPERATIONS AND ELECTIONS, COMMITTEE ON (*See also* [COMMITTEES](#))

- Resolutions, drafting requests for special session ([Rule 142](#)), page 25

LOANS TO LEGISLATORS

Conflicts of interest, considerations ([Rule 23](#)), page 5

LOBBYING

Communications with lobbyists, restrictions on location ([Rule 53](#)), page 13

Prohibited on Assembly floor ([Rule 94](#)), page 17

M**MAJORITY LEADER**

Interim, continuation of leadership ([Rule 2](#)), page 2

MASON'S MANUAL OF LEGISLATIVE PROCEDURE

Parliamentary authority ([Rule 58](#), [Rule 100](#)), page 15, page 18

MEETINGS

Adjournment ([Rule 41](#), [Rule 55](#)), page 8, page 14

Agendas ([Rule 47](#), [Rule 50](#), [Rule 52.5](#)), page 11- page 13

Cellular phones and pagers, use prohibited, exception ([Rule 59](#)), page 15

Committee chairs, powers and duties ([Rule 47](#)), page 11

Committee meetings, schedule by Assembly leadership ([Rule 57](#)), page 14

Committee secretaries, duties ([Rule 49](#)), page 11

Exclusion of persons from ([Rule 47](#), [Rule 54](#)), page 11, page 13

Holding outside regularly scheduled days and times ([Rule 55](#)), page 14

Joint meetings ([Rule 50](#), [Rule 51](#)), page 12

Legislative Building, meetings held outside of ([Rule 55](#)), page 14

Minutes (*See* [MINUTES](#))

Open meetings required ([Rule 11](#)), page 3

Recordings of meetings, availability, fee ([Rule 49](#), [Rule 51](#)), page 11, page 12

Remote-technology systems, use ([Rule 55](#), [Rule 126](#)), page 14, page 22, page 23

Subcommittees ([Rule 42](#), [Rule 54](#), [Rule 55](#)), page 8, page 13, page 14

Time of meetings ([Rule 10](#), [Rule 55](#)), page 3, page 14

MEMORIALS

Committee managers, duties ([Rule 50](#)), page 12

MESSAGES

Order of business ([Rule 120](#)), page 22

Receipt by Speaker ([Rule 1](#)), page 1

Vetoed bills ([Rule 116](#)), page 21

MINORITY LEADER

Ethics, Select Committee on, appointments ([Rule 2](#), [Rule 23](#)), page 2, page 4, page 5

Interim, continuation of leadership, duties of Minority Leader Designate ([Rule 2](#), [Rule 23](#)),
page 2, page 5

MINUTES

Additions and corrections ([Rule 51](#)), page 12

Committee of the Whole, minutes to be entered into Journal ([Rule 45](#)), page 9

Committee secretaries, duties ([Rule 49](#)), page 11, page 12

Conflicts of interest, certain disclosures to be entered in ([Rule 23](#)), page 6

Election contests, minutes of hearing required ([Rule 46](#)), page 10

Final disposition of committee minutes ([Rule 52](#)), page 12

Official record of committee meeting, minutes deemed, exception ([Rule 51](#)), page 12

Review and approval by committee chairs ([Rule 47](#)), page 11

Speaker and Chief Clerk, authority, duties ([Rule 3](#), [Rule 51](#), [Rule 52](#)), page 2, page 12

MOTIONS

- Adjournment (*See* [ADJOURNMENT](#))
- Amend ([Rule 110](#)), page 19
- Committee action ([Rule 57](#)), page 14, page 15
- Committee of the Whole, motions to be seconded ([Rule 45](#)), page 9
- Debate, procedure ([Rule 64](#)), page 16
- Division of proposal ([Rule 67](#)), page 16
- Enacting clause, motion to strike ([Rule 66](#)), page 16
- Entertaining ([Rule 64](#)), page 16
- Order of business ([Rule 120](#)), page 22
- Postpone indefinitely ([Rule 65](#)), page 16
- Presiding officer, duties ([Rule 64](#)), page 16
- Previous question (*See* [PREVIOUS QUESTION, MOTION FOR](#))
- Privileged questions, precedence ([Rule 102](#)), page 19
- Reconsideration of vote (*See* [RECONSIDERATION OF VOTE](#))
- Refer, motion to (*See* [REFER, MOTION TO](#))
- Special orders, precedence of motions ([Rule 102](#)), page 19
- Strike out ([Rule 67](#)), page 16
- Strike out and insert ([Rule 67](#)), page 16
- Withdrawal of motion, time for ([Rule 64](#)), page 16

N**NATURAL RESOURCES, AGRICULTURE, AND MINING, COMMITTEE ON** (*See also* [COMMITTEES](#))

- Standing committee ([Rule 40](#)), page 8

NEWS MEDIA

- Accreditation, assignment of seating ([Rule 1](#)), page 1
- Communications with members, restrictions ([Rule 53](#)), page 13

NOTICES

- Election contests, depositions ([Rule 46](#)), page 10
- Nonprofit, nonpartisan, civic or special legislative events, posting of notices ([Rule 96](#)), page 18
- Order of business ([Rule 120](#)), page 22
- Public hearings ([Rule 52.5](#)), page 12, page 13
- Special orders ([Rule 113](#)), page 20

O**OPEN MEETINGS**

- Ethics, Select Committee on, certain meetings confidential ([Rule 23](#)), page 5
- Requirement ([Rule 11](#)), page 3

ORDER OF BUSINESS

- Generally ([Rule 120](#)), page 22

P**PAGERS**

- Use in Assembly Chamber or committee rooms ([Rule 21](#), [Rule 59](#)), page 4, page 15

PARLIAMENTARY AUTHORITY

Generally ([Rule 58](#), [Rule 100](#)), page 15, page 18

PEDDLING

Prohibitions ([Rule 96](#)), page 18

PETITIONS

Chief Clerk, custody of petitions ([Rule 3](#)), page 2
Convening House between sessions ([Rule 12](#)), page 3
Initiative petitions (*See* [INITIATIVE PETITIONS](#))
Managers of committees, duties ([Rule 50](#)), page 12
Presentation ([Rule 97](#), [Rule 120](#)), page 18, page 22
Referral ([Rule 97](#)), page 18

PLENARY POWERS

Legislative declaration ([Rule 12](#), [Rule 126](#)), page 3, page 23, page 24

POINTS OF ORDER

Committee meetings ([Rule 62](#)), page 16
Procedure ([Rule 20](#)), page 4
Speaker's powers and duties ([Rule 1](#), [Rule 20](#)), page 1, page 4

POSTPONE INDEFINITELY, MOTION TO

Reconsideration of motion prohibited ([Rule 65](#)), page 16

PRESUMPTIONS

Conflicts of interest, independent judgment of Legislators ([Rule 23](#)), page 5, page 6

PREVIOUS QUESTION, MOTION FOR

Closing debate, effect of motion ([Rule 61](#), [Rule 82](#)), page 16, page 17
Committee of the Whole, motion not in order ([Rule 45](#)), page 9
Person last speaking on question, prohibition against motion ([Rule 81](#)), page 17
Three members to demand and motion sustained by majority of members present ([Rule 81](#)), page 17

PRIVILEGE

Closing debate ([Rule 61](#), [Rule 82](#)), page 16, page 17
Committee of the Whole, prohibitions ([Rule 45](#)), page 9
Of the floor ([Rule 94](#)), page 17, page 18

PRIVILEGED QUESTIONS

Precedence ([Rule 102](#)), page 19

R**RECESS**

Committee chairs, powers ([Rule 47](#)), page 1
Notices unnecessary ([Rule 52.5](#)), page 13

RECONSIDERATION OF VOTE

Adjournment while motion pending, procedure ([Rule 115](#)), page 21
Amendments ([Rule 115](#)), page 21
Committee action ([Rule 57](#)), page 15
Postpone indefinitely, reconsideration of motion prohibited ([Rule 65](#)), page 16
Precedence of motion ([Rule 115](#)), page 21
Procedure ([Rule 115](#)), page 21
Rejection of bill, reconsideration of motion prohibited ([Rule 109](#)), page 19

REFER, MOTION TO

- Concurrent referrals ([Rule 43](#)), page 8
- First reading required before referral ([Rule 109](#)), page 19
- Order of business ([Rule 120](#)), page 22
- Petitions and other papers addressed to Assembly ([Rule 97](#)), page 18
- Skeleton bills ([Rule 106](#)), page 19
- Vetoed bills, prohibitions ([Rule 116](#)), page 21

REMARKS FROM THE FLOOR

- Amendments ([Rule 110](#), [Rule 113](#)), page 19, page 20
- Debate (*See* [DEBATE](#))
- Entered in Journal ([Rule 99](#)), page 18
- Final passage of bills and initiative petitions ([Rule 99](#)), page 18
- General file, procedure ([Rule 113](#)), page 20
- Members, authority ([Rule 99](#)), page 18
- Order of business ([Rule 99](#), [Rule 120](#)), page 18, page 22
- Speaking on proposal ([Rule 80](#)), page 17
- Whole, Committee of the, prohibited ([Rule 45](#)), page 9

REMOTE-TECHNOLOGY SYSTEMS

- Committee rooms to remain locked, presence of staff during meetings ([Rule 55](#)), page 14
- Definition ([Rule 126](#)), page 22, page 23
- Exceptional circumstances warranting use ([Rule 126](#)), page 22, page 23
- Member deemed to be present and in attendance ([Rule 126](#)), page 23
- Requests by members to use system ([Rule 126](#)), page 23
- Rule supersedes any other rule or principal of law ([Rule 126](#)), page 23
- Speaker, approval ([Rule 126](#)), page 22, page 23
- Voting, procedures ([Rule 126](#)), page 23

RESCISSION OF RULES

- Majority vote required ([Rule 91](#)), page 17

RESOLUTIONS

- Adoption, roll call vote ([Rule 118](#)), page 21
- Amendment (*See* [AMENDMENTS](#))
- Attaches and employees, recommendation for appointment ([Rule 44](#)), page 9
- Chief Clerk, custody of resolutions ([Rule 3](#)), page 2
- Closing debate, privilege ([Rule 61](#), [Rule 82](#)), page 16, page 17
- Committee action ([Rule 47](#), [Rule 57](#)), page 11, page 15
- Concurrent referrals ([Rule 43](#)), page 8
- Constitutional amendments ([Rule 118](#)), page 21
- Debate (*See* [DEBATE](#))
- Delivery to Secretary of State upon enrollment ([Rule 118](#)), page 21
- Enacting clause, motion to strike ([Rule 66](#)), page 16
- Introduction (*See* [INTRODUCTION OF LEGISLATIVE MEASURES](#))
- Joint resolutions ([Rule 118](#)), page 21
- Managers of committees, duties ([Rule 50](#)), page 12
- Order of business ([Rule 120](#)), page 22
- Prefiled resolutions, referral to committee ([Rule 2](#)), page 2
- Public hearings, notice ([Rule 52.5](#)), page 12, page 13
- Purpose, member may request ([Rule 98](#)), page 18
- Reconsideration of vote (*See* [RECONSIDERATION OF VOTE](#))
- Rejection ([Rule 57](#), [Rule 66](#), [Rule 109](#)), page 15, page 16, page 19
- Remarks of members upon adoption ([Rule 99](#)), page 18
- Return from Secretary of State, requests ([Rule 119](#)), page 22

RESOLUTIONS—(*Continued*)

- Speaker, powers and duties ([Rule 1](#)), page 1
- Speaking on proposal ([Rule 80](#)), page 17
- Special sessions, drafting requests ([Rule 142](#)), page 25
- Voting (*See* [VOTING](#))

REVENUE, COMMITTEE ON (*See also* [COMMITTEES](#))

- Standing committee ([Rule 40](#)), page 7

ROLL CALL VOTE (*See* [VOTING](#))**S****SEAL OF THE ASSEMBLY**

- Chief Clerk, duties ([Rule 3](#)), page 2

SECOND READING OF BILLS

- Amendments, consideration and adoption ([Rule 109](#), [Rule 110](#)), page 19
- Consent Calendar, bills transferred from ([Rule 111](#)), page 20
- General File, placement of bills reported without amendments ([Rule 110](#)), page 19
- Order of business ([Rule 120](#)), page 22
- Speaking on proposal ([Rule 80](#)), page 17
- Time for ([Rule 110](#)), page 19

SECRETARY OF STATE

- Election contests, duties ([Rule 46](#)), page 9, page 10
- Enrolled resolutions
 - Joint resolutions, receipt upon enrollment ([Rule 118](#)), page 21
 - Requests for return to Legislature ([Rule 119](#)), page 22

SENATE

- General File, placement of bills and amendments ([Rule 110](#)), page 19
- Messages from, order of business ([Rule 120](#)), page 22
- Senators, privilege of the floor ([Rule 94](#)), page 18
- Standing committees, joint meetings and hearings ([Rule 50](#)), page 12

SERGEANT AT ARMS

- Duties ([Rule 94](#)), page 17

SIMPLE RESOLUTIONS (*See generally* [RESOLUTIONS](#))**SKELETON BILLS**

- Generally ([Rule 106](#)), page 18

SOLICITATION

- Location, restrictions ([Rule 96](#)), page 18

SPEAKER OF THE ASSEMBLY

- Chamber, authority to clear ([Rule 1](#), [Rule 94](#)), page 1, page 17
- Chief Clerk responsible to ([Rule 3](#)), page 2
- Committees
 - Actions, reports from chairs ([Rule 47](#)), page 11
 - Appointments ([Rule 41](#), [Rule 41.5](#)), page 8
 - Chair, absence when committee votes, approval ([Rule 57](#)), page 15
 - Chairs and vice chairs, duties ([Rule 23](#), [Rule 41](#), [Rule 41.5](#), [Rule 46](#)), page 4, page 8, page 10
 - Ethics, Select Committee on, duties ([Rule 2](#), [Rule 23](#)), page 2, page 4, page 5
 - Final action on bill or resolution, approval ([Rule 57](#)), page 15
 - Hearings, duties ([Rule 55](#)), page 14

SPEAKER OF THE ASSEMBLY—(Continued)**Committees—(Continued)**

- Interim committees, appointment ([Rule 1](#)), page 1
- Meetings held outside of Legislative Building, approval ([Rule 55](#)), page 14
- Minutes, authority ([Rule 3](#), [Rule 51](#)), page 2, page 12
- Remote-technology systems, duties ([Rule 55](#)), page 14
- Rules, determination ([Rule 41](#)), page 8
- Subcommittees, approval of appointments ([Rule 42](#)), page 8
- Subpoenas, notice of intent to issue ([Rule 57](#)), page 15
- Whole, Committee of the, duties ([Rule 45](#)), page 9
- Election contests, duties ([Rule 46](#)), page 9, page 10
- Emergencies, duties ([Rule 1](#)), page 1
- Histories, authority ([Rule 3](#)), page 2
- Interim, continuation of leadership, duties of Speaker Designate ([Rule 2](#), [Rule 23](#)), page 2, page 5
- Journal, authority ([Rule 3](#)), page 2
- Officers of the Assembly subordinate to ([Rule 1](#)), page 1
- Petitions and other papers addressed to Assembly, presentation ([Rule 97](#)), page 18
- Points of order, duties ([Rule 1](#), [Rule 20](#)), page 1, page 4
- Powers and duties generally ([Rule 1](#)), page 1
- Privilege of the floor, duties ([Rule 1](#), [Rule 94](#)), page 1, page 17
- Remote-technology systems, duties ([Rule 55](#), [Rule 126](#)), page 14, page 22, page 23
- Special sessions, bill draft requests ([Rule 142](#)), page 25
- Substitute to perform duties, designation ([Rule 1](#)), page 1
- Vacancy in office ([Rule 1](#)), page 1
- Voting ([Rule 1](#), [Rule 30](#)), page 1, page 7

SPEAKER PRO TEMPORE

- Interim, continuation of leadership ([Rule 2](#)), page 2
- Temporary vacancy in office of Speaker, duties ([Rule 1](#)), page 1

SPEAKING ON PROPOSAL

- Committee of the Whole ([Rule 45](#)), page 9
- Generally ([Rule 80](#)), page 17

SPECIAL ORDERS OF THE DAY

- General file, procedure ([Rule 113](#)), page 20
- Order of business ([Rule 120](#)), page 22
- Precedence of motion ([Rule 102](#)), page 19
- Speaking on proposal ([Rule 80](#)), page 17
- Vetoed bills ([Rule 116](#)), page 21

SPECIAL SESSIONS

- Bills, resolutions or amendments, drafting requests ([Rule 142](#)), page 25

SPONSORS OF LEGISLATION

- Amendments, removal of all sponsors, consideration prohibited ([Rule 110](#)), page 19
- Skeleton bills ([Rule 106](#)), page 19

STAFF

- Appointment, recommendation by resolution ([Rule 44](#)), page 9
- Chief Clerk, duties ([Rule 3](#), [Rule 49](#)), page 2, page 11
- Committee staff (*See* [COMMITTEES](#))

STANDING COMMITTEES (*See generally* [COMMITTEES](#))

STANDING RULES

- Change of rules ([Rule 91](#)), page 17
- Committees and subcommittees, requirements ([Rule 41](#), [Rule 42](#)), page 8
- Emergency situations, suspension of notice rules ([Rule 52.5](#)), page 13
- Ethics, standards and procedures ([Rule 23](#)), page 6
- Interim between regular sessions, rules to remain in full force and effect ([Rule 2](#)), page 2
- Material placed on Legislators' desks, applicability of rule ([Rule 95](#)), page 18
- Parliamentary authority ([Rule 58](#), [Rule 100](#)), page 15, page 18
- Publication on website ([Rule 41](#), [Rule 45](#)), page 8, page 9
- Remote-technology systems, powers to adopt rule ([Rule 126](#)), page 24
- Rescission of rules ([Rule 91](#)), page 17
- Suspension of rules ([Rule 91](#), [Rule 110](#)), page 17, page 19
- Transgression of rule, points of order ([Rule 62](#)), page 16
- Voting, requirement of, breach of Rule ([Rule 31](#)), page 7
- Whole, Committee of the, requirements ([Rule 45](#)), page 9

STATE OFFICERS

- Privilege of the floor ([Rule 94](#)), page 17

STRIKE ENACTING CLAUSE, MOTION TO

- Precedence of motion, effect of motion if carried ([Rule 66](#)), page 16

STRIKE OUT AND INSERT, MOTION TO

- Lost motion to strike out, effect ([Rule 67](#)), page 16
- Motion deemed indivisible ([Rule 67](#)), page 16

STRIKE OUT, MOTION TO

- Lost motion, effect ([Rule 67](#)), page 16

SUBCOMMITTEES (*See also* [COMMITTEES](#))

- Appointment and duties ([Rule 42](#), [Rule 47](#)), page 8, page 11
- Exclusion of persons from meetings ([Rule 54](#)), page 13
- Meetings ([Rule 42](#), [Rule 54](#), [Rule 55](#)), page 8, page 13, page 14
- Whole, Committee of the, subcommittees prohibited ([Rule 45](#)), page 9

SUBPOENAS

- Chief Clerk, duties ([Rule 3](#)), page 2
- Issuance by committee, procedure ([Rule 57](#)), page 15
- Signature of Speaker ([Rule 1](#)), page 1

SUSPENSION OF RULES

- Reprinting of amended bills ([Rule 110](#)), page 19
- Temporary suspension ([Rule 91](#)), page 17

T**TELEPHONES**

- Cellular phones, use in Assembly Chamber or committee rooms ([Rule 21](#), [Rule 59](#)), page 4, page 15
- Committee hearings, participation by ([Rule 55](#)), page 14

THIRD READING OF BILLS

- Amendments, consideration and adoption ([Rule 110](#), [Rule 113](#)), page 19, page 20
- Order of business ([Rule 120](#)), page 22
- Remarks from the floor ([Rule 113](#)), page 20
- Speaking on proposal ([Rule 80](#)), page 17

TIME OF MEETING

House ([Rule 10](#)), page 3

U**UNFINISHED BUSINESS**

Committee chairs, duties ([Rule 47](#)), page 11

Order of business ([Rule 120](#)), page 22

Speaking on proposal ([Rule 80](#)), page 17

V**VETOED BILLS**

Chief Clerk, duties ([Rule 116](#)), page 21

Governor's message or statement of disapproval or veto ([Rule 116](#)), page 21

Immediate consideration ([Rule 116](#)), page 21

Order of business ([Rule 120](#)), page 22

Reading of bills, procedure for ([Rule 116](#)), page 21

Referral of bills ([Rule 116](#)), page 21

Speaking on proposal ([Rule 80](#)), page 17

Special order of business ([Rule 116](#)), page 21

Voting on ([Rule 116](#)), page 21

VIDEO CONFERENCES

Committee hearings, participation by ([Rule 55](#)), page 14

VOTING

Amendments ([Rule 110](#)), page 19

Announcement of vote, postponement prohibited ([Rule 32](#), [Rule 57](#)), page 7, page 15

Assembly Chamber, majority may authorize Speaker to clear ([Rule 94](#)), page 17

Certification of member required ([Rule 30](#)), page 7

Change of vote ([Rule 32](#), [Rule 57](#)), page 7, page 15

Chief Clerk, duties ([Rule 30](#)), page 6, page 7

Committees

Absent members ([Rule 48](#)), page 11

Chair, duties ([Rule 56](#), [Rule 57](#)), page 14, page 15

Floor session, vote during ([Rule 57](#)), page 15

Hearings, voting via remote-technology systems ([Rule 55](#)), page 14

Introduction of legislative measures ([Rule 57](#)), page 15

Majority of entire committee required for definite action ([Rule 57](#)), page 15

Manner of voting ([Rule 56](#), [Rule 57](#)), page 14, page 15

Member to vote on all proposals, exception ([Rule 57](#)), page 15

Proxy, voting by ([Rule 56](#), [Rule 57](#)), page 14, page 15

Reconsideration of action ([Rule 57](#)), page 15

Recording of votes ([Rule 45](#), [Rule 56](#), [Rule 57](#)), page 9, page 14, page 15

Subpoenas, issuance ([Rule 57](#)), page 15

Concurrent referrals, procedure ([Rule 43](#)), page 8

Conflicts of interest, disclosures, procedures, effect ([Rule 23](#), [Rule 31](#), [Rule 57](#)), page 6,
page 7, page 15

Consent Calendar ([Rule 111](#)), page 20

Division, voting by ([Rule 30](#), [Rule 33](#)), page 6, page 7

Election contests, vote by Assembly ([Rule 46](#)), page 10

Manner of ([Rule 30](#), [Rule 45](#)), page 6, page 7, page 9

Members voting for another prohibited, punishment ([Rule 30](#)), page 7

VOTING—(*Continued*)

- Physical presence required to vote ([Rule 30](#), [Rule 33](#)), page 7
- Presiding officer, duties, voting at rostrum ([Rule 30](#)), page 6, page 7
- Previous questions ([Rule 81](#)), page 17
- Quorum, electronic roll call system used to determine ([Rule 30](#)), page 7
- Reconsideration of vote (*See* [RECONSIDERATION OF VOTE](#))
- Rejection of bills ([Rule 109](#)), page 19
- Remarks of members ([Rule 99](#)), page 18
- Remote-technology systems, use ([Rule 55](#), [Rule 126](#)), page 14, page 23
- Requirement of voting, breach of rule ([Rule 31](#)), page 7
- Roll call vote
 - Calling for yeas and nays ([Rule 30](#)), page 6
 - Committee action ([Rule 57](#)), page 15
 - Electronic roll call system authorized, use ([Rule 30](#)), page 7
 - Joint resolution, final adoption ([Rule 118](#)), page 21
 - Manner of voting ([Rule 30](#)), page 6, page 7
 - Oral roll call, page 7
 - Voting for another member prohibited, punishment ([Rule 30](#), [Rule 56](#)), page 7, page 14
- Rules, rescission, change or suspension ([Rule 91](#)), page 17
- Speaker ([Rule 1](#), [Rule 30](#)), page 1, page 7
- Vetoed bills ([Rule 116](#)), page 21
- Whole, Committee of the ([Rule 45](#)), page 9
- Yeas and nays ([Rule 30](#)), page 6, page 7

W

WAYS AND MEANS, COMMITTEE ON (*See also* [COMMITTEES](#))

- Standing committee ([Rule 40](#)), page 7

WHOLE, COMMITTEE OF THE (*See* [COMMITTEE OF THE WHOLE](#))**WITHDRAWAL OF MOTION**

- Time for ([Rule 64](#)), page 16

WITNESSES AND TESTIMONY

- Committee hearings ([Rule 54](#), [Rule 55](#)), page 13, page 14
- Compensation ([Rule 140](#)), page 25
- Election contests ([Rule 46](#)), page 10
- Interim committees, appointment ([Rule 1](#)), page 1