

CERTIFICATION OF ENROLLMENT
HOUSE CONCURRENT RESOLUTION 4421

57th Legislature
2002 Regular Session

Passed by the House January 14, 2002

Speaker of the House of Representatives

Passed by the Senate January 14, 2002

President of the Senate

Approved

Governor of the State of Washington

CERTIFICATE

I, Cynthia Zehnder, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE CONCURRENT RESOLUTION 4421** as passed by the House of Representatives and the Senate on the dates hereon set forth.

Chief Clerk

FILED

Secretary of State
State of Washington

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31

Ethics

1 **Rule 4.** (1) The use of public funds by a legislator for
2 questionnaires distributed by regular mail or electronic means is
3 authorized only if the following criteria are met:

4 (a) The questionnaire is limited to soliciting opinions or
5 facts relating to legislative issues or studies;

6 (b) The questionnaire is specifically authorized by the
7 legislator and the identity of the legislator sponsoring the
8 questionnaire is disclosed on the questionnaire; and

9 (c) The questionnaire complies with all other pertinent
10 statutes, rules, and policies, including the restrictions in
11 subsection (2) of this rule on when questionnaires can be mailed.

12 (2)(a) During the twelve-month period beginning on December 1st
13 of the year before a general election for a legislator's election to
14 office and continuing through November 30th immediately after, mass
15 mailing by regular or electronic means of a questionnaire is allowed
16 only if it is included in the identical newsletter to constituents
17 permitted at the beginning of a legislative session under RCW
18 42.52.185.

19 (b) In any year in which a legislator is a candidate for
20 another public office, no questionnaire may be sponsored by or
21 authorized on behalf of such legislator during the period between
22 June 1st and the general election of that year, or in the event of a
23 special election, during the period between sixty days before the
24 election or the date of the legislator's filing for the office,
25 whichever occurs later, and the special election.

26 (3) The use of public funds by a legislative committee, for
27 questionnaires distributed by regular mail or electronic means, is
28 authorized only if the following criteria are met:

29 (a) The questionnaire is limited to soliciting opinions or
30 facts relating to legislative issues or studies;

31 (b) The questionnaire is authorized by the committee
32 membership and the identity of the committee sponsoring the
33 questionnaire is disclosed on the questionnaire;

34 (c) The questionnaire complies with all other pertinent
35 statutes, rules, and policies; and

1 (d) The questionnaire is approved by the secretary of the
2 senate or the chief clerk of the house of representatives, as
3 appropriate.

4 **Sessions of the Legislature**

5 **Rule 5.** The sessions of the legislature shall be held
6 annually, convening at 12:00 o'clock noon on the second Monday of
7 January each year, as provided by RCW 44.04.010 in accordance with
8 Art. 2, section 12 of the state Constitution.

9 **Joint Session**

10 **Rule 6.** Whenever there shall be a joint session of the two
11 houses, the proceedings shall be entered at length upon the journal
12 of each house. The lieutenant governor or president of the senate
13 shall preside over such joint session, and the clerk of the house of
14 representatives shall act as the clerk thereof, except in the case of
15 the joint session held for the purpose of canvassing the votes of
16 constitutional elective state officers, when the speaker shall
17 preside over such joint sessions. The lieutenant governor in no case
18 shall have the right to give the deciding vote.

19 **Motions for Joint Session**

20 **Rule 7.** All motions for a joint session shall be made by
21 concurrent resolution to be introduced by the house in which such
22 joint session is to be held; and when an agreement has once been
23 made, it shall not be altered or annulled, except by concurrent
24 resolution.

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Business Limited

Rule 8. No business shall be considered in joint session other than that which may be agreed upon before the joint session is called.

Joint Legislative Committees

Rule 9. Joint legislative committees may be created by concurrent resolution originating in either house and passed by a majority vote of both houses.

Joint legislative committees may have the powers of subpoena, the power to administer oaths, and the power to issue commissions for the examination of witnesses in accordance with the provisions of chapter 44.16 RCW. Before a joint legislative committee may issue any process, the committee chairperson shall submit for approval of both the executive rules committee of the house of representatives and the rules committee of the senate, a statement of purpose setting forth the name or names of those subject to process. The process shall not be issued prior to approval by both the executive rules committee of the house of representatives and the rules committee of the senate. The process shall be limited to the named individuals.

Joint Committee Hearings

Rule 10. All public hearings held by joint committees or held jointly by house of representatives and senate standing committees shall be scheduled in accordance with the public notice requirements of both the senate and the house of representatives.

Joint and Concurrent Resolutions; Memorials

1 **Rule 13.** Bills introduced in either house intended to amend
2 existing statutes shall have the words which are amendatory to such
3 existing statutes underlined. Any matter to be deleted from the
4 existing statutes shall be indicated by lining out such matter with
5 a broken line and enclosing the lined out material within double
6 parentheses, and no bill shall be printed or acted upon until the
7 provisions of this rule shall have been complied with.

8 New sections need not be underlined but shall be designated "NEW
9 SECTION." in upper case type and such designation shall be
10 underlined.

11 Sections of a bill that repeal a prior enactment shall include
12 the section caption accompanying the section in the Revised Code of
13 Washington.

14 No bill shall be introduced by title only, and, in the event a
15 bill is not complete, at least section 1 shall be set forth in full
16 before the bill may be accepted for introduction.

17 Amendments to bills will be acted upon in the manner provided in
18 the Rules of the Senate and in the Rules of the House of
19 Representatives. No amendment to a bill shall be considered which
20 strikes the entire subject matter of a bill, and substitutes in lieu
21 thereof entirely new subject matter not germane to the original or
22 engrossed bill.

23 **Amendments to State Constitution; Action by Legislature**

24 **Rule 14.** Amendments to the state Constitution may be proposed
25 in either branch of the legislature by joint resolution; and if the
26 same shall be agreed to by two-thirds of the members elected to each
27 of the two houses, such proposed amendment or amendments shall be
28 entered on their respective journals with the ayes and nays thereon.
29 (Const., art. 23, sec. 1.)

30 **Publicity of Proposed Amendments to State Constitution**

1 **Rule 15.** The legislature shall provide methods of publicity of
2 all laws or parts of laws, and amendments to the Constitution
3 referred to the people with arguments for and against the laws and
4 amendments so referred, so that each voter of the state shall receive
5 the publication as soon as possible before the election at which they
6 are to be voted upon. (Const., art. 2, sec. 1e.)

7 **Initiative Petition Before the Legislature**

8 **Rule 16.** Initiative petitions filed with the secretary of
9 state not less than ten days before any regular session of the
10 legislature shall take precedence over all other measures in the
11 legislature except appropriation bills and shall be either enacted or
12 rejected without change or amendment by the legislature before the
13 end of such regular session. Upon certification from the secretary
14 of state that an initiative to the legislature has received
15 sufficient valid signatures, the secretary of state shall submit
16 certified copies of the said initiative to the state senate and the
17 house of representatives. Upon receipt of said initiative, each body
18 of the legislature through its presiding officers shall refer the
19 certified copies of the initiative to a proper committee.

20 Upon receipt of a committee report on an initiative to the
21 legislature, each house shall treat the measure in the same manner as
22 bills, memorials and resolutions, except that initiatives cannot be
23 placed on the calendar for amendment. After the action of each body
24 has been recorded on the final passage or any other action by
25 resolution or otherwise which may refer the initiative to the people
26 has been recorded, the president and secretary of the senate and the
27 speaker and chief clerk of the house of representatives will certify,
28 each for its own body, to the secretary of state the action taken.
29 (Const., art. 2, sec. 1a.)

30 **Conference Committee**

1 **Rule 17.** (1) In every case of difference between the two
2 houses, upon any subject of legislation, either house may request a
3 conference and appoint a committee for that purpose, and the other
4 house may grant the request for a conference and appoint a committee
5 to confer. (~~The senate shall appoint a committee of three with two~~
6 ~~members from the majority caucus and one from the minority caucus.~~
7 ~~The house of representatives shall appoint a committee of four with~~
8 ~~two members from each political caucus.~~) The presiding officer of
9 each house shall appoint on each conference committee three members,
10 selecting them so as to represent, in each case, the majority and
11 minority positions to the extent possible as relates to the subject
12 matter, and the majority and minority caucuses. The committees, at
13 the earliest possible hour, shall confer upon the differences between
14 the two houses indicated by the amendment or amendments adopted in
15 one house and rejected in the other.

16 (2) Conference committee deliberations shall be conducted in
17 a manner consistent with the provisions of Senate Rule 45(3) and
18 House Rule 24(8) applicable to deliberations of standing committees.

19 (3) Public notice of a conference committee meeting shall be
20 given by the secretary of the senate, for house bills, and the chief
21 clerk of the house of representatives, for senate bills, prior to the
22 convening of the meeting as follows:

23 (a) By posting a written notice in the following locations:

24 (i) The office of the secretary or clerk, as appropriate;

25 (ii) Near the doors of the appropriate chamber;

26 (iii) The legislative bill room; or

27 (iv) The public legislative message center;

28 (b) By announcing meetings during sessions of the senate and
29 house of representatives; or

30 (c) By posting meeting notices on the legislature's electronic
31 mail system.

32 (4) The papers shall be left with the conferees of the house
33 of representatives if a senate bill, and with the conferees of the
34 senate, if a house bill, and the holders of the papers shall first
35 present the report of the committee to their house. Every report of

1 a conference committee must have the signatures of a majority of the
2 conference committee members of each house. Conference committee
3 reports must be signed at a meeting duly convened by the chief clerk
4 of the house of representatives for senate bills or the secretary of
5 the senate for house bills.

6

Failure to Agree

7 **Rule 18.** In case of failure of the conferees to agree on
8 matters directly at issue between the two houses, the committee may
9 in addition consider new proposed items within the scope and object
10 of the bill in conference. A report proposing new items shall
11 include all amendments to the bill or resolution agreed upon by the
12 conference committee. The proposed report may be in the form of a
13 new bill or resolution and such report must have the signatures of a
14 majority of the members of the committee appointed from each house.

15

Report of Conference Committee, How Made Out; Whom Returned to

16

17 **Rule 19.** The conference committee shall submit the bill as
18 amended together with three signed copies of its report to the house
19 of representatives if a senate bill, and to the senate, if a house
20 bill. A copy of the report shall be placed upon the desk of each
21 member of the legislature at the time the report is received by this
22 house. If this house acts to approve the report and pass the bill as
23 amended, it shall then transmit its action, the bill, and two copies
24 of the report to the other house.

25

Adoption of Reports

1 **Bills to be Engrossed**

2 **Rule 22.** Any bill amended in the house of its origin shall be
3 engrossed before being transmitted to the other house. The secretary
4 or clerk of the receiving house, as the case may be, may waive the
5 right to receive an engrossed bill.

6 **Final Action on Bills, How Communicated**

7 **Rule 23.** Each house shall communicate its final action on any
8 bill or resolution, or matter in which the other may be interested,
9 in writing, signed by the secretary or clerk of the house from which
10 such notice is sent.

11 **Enrolled Bills - Presiding Officer to Sign**

12 **Rule 24.** After a bill shall have passed both houses and all
13 amendments have been engrossed therein, it shall be signed by the
14 presiding officer of each house in open session, first in the house
15 in which it originated. The secretary of the senate or the chief
16 clerk of the house of representatives shall present the original bill
17 to the governor for signature.

18 **Disposition of Enrolled Bills**

19 **Rule 25.** Whenever any bill shall have passed both houses, the
20 house transmitting the bill in its final form to the governor shall
21 also file with the secretary of state a copy of the bill together
22 with the history of such bill up to the time of transmission to the
23 governor.

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Adjournment

2 **Rule 26.** Neither house shall adjourn for more than three days,
3 nor to any place other than that in which they may be sitting,
4 without the consent of the other. (Const., art. 2, sec. 11.)

5

Adjournment Sine Die

6 **Rule 27.** Adjournment sine die shall be made only by concurrent
7 resolution.

8

Each House Judge of Its Own Membership

9 **Rule 28.** Each house of the legislature is the judge of the
10 qualifications and election of its members, and shall try all
11 contested elections of its members in such manner as it may direct.
12 (Const., art. 2, sec. 8.)

13

Convening Special Legislative Sessions

14 **Rule 29.** The legislature may convene a special legislative
15 session as follows:

16 (1) A resolution calling for convening a special legislative
17 session shall set forth the date and time for convening the session,
18 the duration of the session which shall not exceed thirty days,
19 together with the purpose or purposes for which such session is
20 called. Members of the house of representatives or senate may
21 present a proposed resolution for the convening of a special
22 legislative session to the committee on rules of their respective
23 houses.

24 (2) The authority to place a resolution convening a special
25 legislative session before the legislature is vested in the committee

1 on rules of the house of representatives and the committee on rules
2 of the senate.

3 (3) Upon a majority vote of both the committee on rules of the
4 house of representatives and the committee on rules of the senate in
5 favor of a resolution convening a special legislative session, a vote
6 of the house of representatives and senate shall be taken on such
7 resolution.

8 (4) The chief clerk of the house of representatives and the
9 secretary of the senate shall conduct the vote on the resolution by
10 written ballot of the members of their respective houses under such
11 procedures as may be ordered by the committee on rules of their
12 house. The results of such vote shall be transmitted to the members
13 of the legislature and shall be a public record and shall be entered
14 upon the journal of the house of representatives and senate at the
15 convening of the next legislative session.

16 (5) If two-thirds of the members elected or appointed to each
17 house vote in favor of the resolution, then a special legislative
18 session shall be convened in accordance with the resolution. (Const.,
19 art. 2, sec. 12.)

20 **Amendments to Joint Rules**

21 **Rule 30.** These joint rules may be amended by concurrent
22 resolution agreed to by a majority of the members of each house,
23 provided one day's notice be given of the motion thereof.

24 **Joint Rules to Apply for Biennium**

25 **Rule 31.** The permanent joint rules adopted by the legislature
26 shall govern any session called during the same legislative biennium.

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