As Adopted by the Senate

135th General Assembly Regular Session 2023-2024

S. R. No. 24

Senator Schuring

Cosponsors: Senators Cirino, Hackett, Reineke, Rulli

A RESOLUTION

То	adopt	the	rules	of	the	Senate	for	the	135th	1
	Genera	l As	sembly	7.						2

BE IT RESOLVED BY THE SENATE OF THE STATE OF OHIO:

RESOLVED, That the following are the Rules of the Senate	3
for the 135th General Assembly:	4
RULES OF THE SENATE	5
134th-135th GENERAL ASSEMBLY	6
TIME OF CONVENING; DUTIES OF THE PRESIDENT	7
Rule 1. (Time of Sessions.) The sessions of the Senate	8
shall be held at such times as are determined by the President.	9
For the months of January through June in each year, and for the	10
months of July through December in each year, the President, at	11
the beginning of each six-month period, shall establish a	12
schedule of dates and times according to which the Senate shall	13
hold sessions and at which roll call votes are taken.	14
Alternatively, the President may establish the schedule for each	15
calendar year at the beginning of the calendar year. The	16
schedule and any revision or supplement thereto shall be	17
published and a copy provided to each senator.	18
Rule 2. (May Select Senator to Preside.) During a voting	19

session, the President may name any senator to perform the duties of the chair, but such substitution shall not extend beyond an adjournment; nor shall any senator so named attest any document as President or President Pro Tempore of the Senate.

Rule 3. (Clerk Shall Call Senate to Order.) When both the President and the President Pro Tempore are absent at the hour to which the Senate has adjourned or taken a recess, the Clerk shall call the Senate to order and the Senate shall proceed to select some member to act as presiding officer until the President or President Pro Tempore is present, or an adjournment is taken.

Rule 4. (President to Enforce Rules.) The President shall enforce the rules of the Senate. The President shall preserve order and decorum in the proceedings of the Senate; and in case of any disturbance or disorderly conduct in the lobby the President shall have the power to order the same to be cleared.

Rule 5. (Signing of Acts, etc.) The President or, in the President's absence, the President Pro Tempore shall sign all acts and joint resolutions when passed or adopted by both houses; and all writs and all warrants and subpoenas issued by the action of the Senate shall be signed by the President and attested to by the Clerk. Initiation and defense of legal actions by the Senate shall be decided by the President. The President Pro Tempore, in the absence of the President, shall have all the rights, privileges, authority, duties, and responsibilities of the President.

ORDER OF BUSINESS OF THE DAY

Rule 6. (Daily Order, Prayer, Pledge of Allegiance, and47Reading of Journal.) As soon as the Senate is called to order48prayer may be offered, the pledge of allegiance to the flag may49be said, and, a quorum being present, the Journal of the50preceding legislative day shall be read by the Clerk.51

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Rule 7. (Order of Business.) As soon as the Journal is read 52 and approved, the order of business shall be as follows: 53 1. Reports of reference and bills for second consideration. 54 2. Reports of standing and select committees. 55 3. House amendments to Senate bills and resolutions. 56 4. Reports of conference committees. 57 5. Resolutions, including joint resolutions and concurrent 58 resolutions, reported by committee. 59 6. Bills for third consideration. 60 7. Motions. 61 8. Introduction and first consideration of bills. 62 9. Offering of resolutions and adoption of resolutions not 63 referred to committee. 64 Rule 8. (Order of Business, How Changed.) The business of 65 the Senate shall be disposed of in the order provided by Rule 7. 66 To revert to or advance to a new order of business requires only 67 a majority vote of the members of the Senate. 68 Rule 9. (Message from House and Executive.) Messages from 69 the House, messages from the President, and communications from 70 71 any branch of the executive department of the state may be received by the Clerk at any time, except when the yeas and nays 72 are being called. 73 Rule 10. (Majority Constitutes Quorum, Less May Compel 74 Attendance.) A majority of all members elected to the Senate 75 shall constitute a quorum, but a less number may compel the 76 attendance of absent members or adjourn from day to day. 77 Rule 11. (Absence of Quorum, No Business, Procedure.) 78 Should a roll call show the absence of a quorum, the President 79 shall direct the Sergeant-at-Arms to dispatch the Sergeant-at-80

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Arms's assistants for the absentees and until a quorum is present no business shall be in order except a motion to adjourn and the enforcement of the attendance of the absentees.

Rule 12. (Call of Senate, How Demanded.) Any senator may demand a call of the Senate providing the demand is seconded by three other senators and upon such call the names of the senators shall be called by the Clerk in their alphabetical order and the names of the absentees entered upon the Journal.

Rule 13. (Procedure under Call of Senate.) While the Senate is under call the doors shall be closed; senators shall take and remain in their seats and no senator shall be permitted to leave the Chamber unless by a majority vote of the senators present.

Rule 14. (Call of Senate, Absentees Brought in.) On the completion of the roll call on the call of the Senate, the President shall direct the Sergeant-at-Arms to bring in the absentees, if any, and until such absentees have appeared at the bar of the Senate and answered to their names, no business shall be in order except a motion to adjourn and a motion to dispense with further proceedings under the call.

Rule 15. (Call of Senate, Motion to Adjourn if Defeated.) During a call of the Senate, if a motion to adjourn has been voted down, it shall not be renewed until a motion to dispense with the call has been voted upon, or until an additional senator has appeared and answered to the roll call. A motion to dispense with further proceedings under the call shall not be made in the absence of quorum.

Rule 16. (After Call of Senate, Senator Cannot Leave.) When a call of the Senate has been completed and further proceedings under the call have been dispensed with, no senator shall be permitted to leave the Chamber until the order of business for which the call was demanded has been disposed of, except by leave of a majority of the senators elected.

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ADMINISTRATIVE PROCEDURES

Rule 17. (Absences, Must be Excused.) Any absence of a member from a voting session of the Senate must be excused. Before a member may be excused from such an absence from a 116 voting session, the member shall submit an explanation for the 117 absence in writing to the Clerk. A member shall be automatically 118 excused from a nonvoting session. 119

Rule 18. (Mileage Reimbursement, Payment of.) The 120 reimbursement based on mileage as provided for in section 101.27 121 of the Revised Code shall be paid to each qualifying member by 122 the Clerk unless a member is not present in Columbus during a 123 week. 124

COMMITTEES

Rule 19. (Appointment of.) (a) At as early a date as 126 practicable after the organization of the Senate, the President 127 of the Senate, by message, shall name all standing and select 128 committees and subcommittees and shall appoint all members and 129 chairs of those committees and subcommittees. The President may 130 appoint senators who are not members of a standing committee to 131 a standing subcommittee of that committee. 1.32

(b) The President, by message, may make temporary 133 appointments to standing and select committees and 134 subcommittees. 135

(c) The President, by message, shall name, and may 136 substitute, members of the Senate to serve on boards, 137 commissions, task forces, and other bodies created by law and on 1.38 which Senate members are eligible to serve, except as otherwise 139 provided. 140

(d) The Minority Leader of the Senate may recommend 141 minority party members for each committee. 142

Rule 20. (Committee Chairperson; Expenses; Attendance of 143

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Witnesses.) The President shall designate a chairperson and144vice-chairperson as well as a ranking minority member for each145committee. The Minority Leader of the Senate may recommend the146ranking minority member for each committee. In the absence of147the chairperson or vice-chairperson, the committee may designate148a chairperson.149

The President may be substituted as a voting member of any committee and the committee records shall reflect such fact and the committee member for whom the President has been substituted. The Minority Leader shall be an ex-officio nonvoting member of each committee and the President may, at the Minority Leader's request, substitute the Minority Leader as a voting member of any committee and the committee records shall reflect such fact and the committee member for whom the Minority Leader has been substituted.

No committee or member thereof shall be permitted to incur159any expenses without first receiving the written consent of the160President or the Committee on Rules and Reference. Authorization161by the Committee on Rules and Reference shall be signed by the162Chairperson of the Committee on Rules and Reference.163

When authorized by the President, the chairperson of a 164 standing committee of the Senate, with respect to any pending or 165 contemplated legislation, or with respect to any matter 166 committed to the standing committee, or the chairperson of a 167 select committee of the Senate, with respect to any matter 168 committed to the select committee, may issue a subpoena under 169 sections 101.41 to 101.46 of the Revised Code, or may issue an 170 order under section 101.81 of the Revised Code, to compel the 171 attendance of witnesses or the production of books, papers, or 172 other tangible evidence. 173

Rule 21. (Committee Meetings, Called by, Rules, Record.)174Each committee shall meet upon the call of its chairperson, and175

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in case of the chairperson's absence, or refusal to call the 176 committee together, a meeting may be called by a majority of the 177 members of the committee. At least two days preceding the day 178 bills or joint resolutions to propose a constitutional amendment 179 are to be given a first hearing, the Clerk shall post in the 180 Clerk's office the schedule of such bills and joint resolutions 181 in each standing committee or subcommittee with the exception of 182 the standing Committee on Rules and Reference. In a case of 183 necessity, the notice of hearing may be given in a shorter 184 period than two days by such reasonable method as shall be 185 prescribed by the Committee on Rules and Reference. 186

Where applicable, the rules of the Senate apply to the 187 committee proceedings of the Senate. In addition, all committee 188 meetings shall be governed by section 101.15 of the Revised 189 Code. On any occasion when a majority or more of the members of 190 a standing committee, select committee, or subcommittee of a 191 standing or select committee of the Senate meet together for a 192 prearranged discussion of the public business of the committee 193 or subcommittee, the meeting shall be open to the public unless 194 closed in accordance with Ohio Constitution, Article II, Section 195 13. 196

Rule 22. (May Not Sit During Session of Senate.) No197committee shall sit during a voting session of the Senate198without leave of a majority of the Senate. A committee may sit199during a recess from a voting session of the Senate.200

Rule 23. (Committee Quorum.) A majority of all members of a201committee shall constitute a quorum. A less number may meet to202hear a measure, but unless a quorum is present, no motion except203to adjourn shall be in order.204

Rule 24. (Votes Required by Committee; Reconsideration by205Committee.) The affirmative vote of a majority of all members206constituting a committee shall be necessary to agree to any207

motion to recommend for passage or to postpone indefinitely 208 further consideration of bills or resolutions. Every member 209 present shall vote in the affirmative or the negative except 210 when excused by the committee upon request made prior to the 211 call of the roll. No proxy vote shall be valid. At the 212 discretion of the chairperson, the roll call may be continued 213 for a vote by any member who was present at the meeting prior to 214 the roll call on a bill, resolution, or appointment for which 215 the roll call was continued, but the roll shall not remain open 216 later than 10:00 a.m. on the next calendar day. 217

A motion to reconsider may be made by any member of a 218 committee, and, except as provided in Rule 25, such motion, to 219 be in order, must be made while the matter proposed to be 220 reconsidered remains before the committee. A motion to 221 reconsider shall not prevail unless it receives the same number 222 of affirmative votes as were required originally to pass the 223 matter proposed to be reconsidered. 224

Rule 25. (Measures Postponed Indefinitely.) Any bill or 225 resolution postponed indefinitely is rejected and shall not be 226 subject to further consideration by the committee, except upon 227 the adoption of a motion for its reconsideration not later than 228 the next meeting of the committee. Notice shall be given 229 immediately to the Clerk when a bill or resolution has been 230 indefinitely postponed. Such measure shall not be reintroduced 231 in the Senate while indefinitely postponed. 232

Rule 26. (Committee Reports, Presentation of House Bills 233 and Resolutions.) Any committee of the Senate may report back to 234 the Senate any measure referred to it, with or without 235 amendments, or may report back a substitute for any measure 236 referred to it. No committee may report back any measure 237 referred to it or any substitute for such measure without 238 recommending its passage or adoption, and the report shall not 239 be received by the Clerk unless signed by the majority of the 240

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committee who voted in support of the action. The report shall241also contain the signatures of those who voted against adoption242or passage, which shall be included in the Journal. No member243shall sign a committee report who was not present at the244meeting.245

Rule 27. (Records to be Kept.) Each committee shall keep minutes of its proceedings, including a record of committee attendance and the names of all persons who speak before the committee, whether such persons are a proponent, opponent, or other interested party on the issue on which they appear, the names of the persons, firms, associations, or corporations on whose behalf such persons appear, and such other matters as may be directed by the Committee on Rules and Reference. A record of motions and the votes thereon shall be kept by the committee.

Rule 28. (Records Open to Examination; Filing of Records.) 255 Committee voting records for the 134th-135th General Assembly 256 shall be open for examination by any citizen of Ohio at 257 reasonable times and subject to adequate safeguards established 258 by the chairperson to protect and preserve such records. Upon 259 final adjournment of the Senate, the committee records shall be 260 filed with the Clerk. Committee voting records filed with the 261 Clerk shall be open for examination by any citizen of Ohio at 262 reasonable times and subject to adequate safeguards established 263 by the Clerk and the records retention schedule adopted by the 264 Clerk. 265

Rule 29. (Committee Shall Examine Bills, etc.) Every266committee to which a bill or resolution is referred shall267carefully examine the form, phraseology, punctuation, and268arrangement thereof and when necessary report to the Senate269amendments to correct the same.270

Rule 31. (Motion to Commit, Cannot Be Amended.) When a271motion is made to commit to a standing committee, it shall not272

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be in order to amend such motion by substitution of any other committee.

Rule 32. (Motion to Discharge a Committee.) A motion to 275 discharge a committee of further consideration of a bill or 276 resolution which has been referred to such committee thirty 277 calendar days or more prior thereto, shall be in writing and 278 deposited in the office of the Clerk. Before such motion may be 279 filed with the Clerk, there shall be attached thereto the 280 signatures of a majority of the members elected to the Senate, 281 and each member so signing must do so in the office of the Clerk 282 and in the Clerk's presence, or in the presence of one of the 283 Clerk's assistants. Such motion, together with the signatures, 284 shall be printed in the Journal on the day the motion was filed 285 with the Clerk. Only one motion can be presented for each bill 286 or resolution. 287

BILLS

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Rule 33. (Introduction of Bills.) Bills to be introduced in289the Senate shall be typewritten, shall be in quadruplicate,290shall bear the name of the author or authors and co-authors, if291any, and shall be filed in the Clerk's office at least one hour292prior to the next convening session of the Senate.293

No bill shall be accepted for filing by the Clerk unless it is presented for filing by a member of the Senate, or by a member's legislative aide with authorization of the senator, and it has first been approved as to form by the Legislative Service Commission and the face of the bill is marked to indicate that approval.

Rule 34. (Bills, Title of.) Bills shall have noted in their title a distinct reference to the subject or matter to which they relate, and if they propose the amendment, enactment, or repeal of any law, to the section proposed to be amended, enacted, or repealed. 273

Rule 35. (Bills, Second Consideration and Committee on 305 Rules and Reference, Public Hearing.) On the second 306 consideration of a bill, the Committee on Rules and Reference 307 shall, if no motion or order be made to the contrary, refer the 308 bill to the proper standing committee in regular order. Further, 309 no bill shall be reported for a third consideration and passage 310 unless the same shall have been considered at a meeting of the 311 committee to which the same has been referred. 312

All Senate bills and resolutions referred by the Committee313on Rules and Reference on or before the first day of April in an314even-numbered year shall be scheduled by the chairperson of the315committee to which the same has been referred for a minimum of316one public hearing.317

Rule 36. (House Bills Engrossed When Amended.) House bills,318when altered or amended by the Senate, shall be engrossed in319like manner as Senate bills preparatory to their consideration.320

Rule 37. (Recommitment of Bills.) At any time before its passage, a bill or resolution may be recommitted or rereferred by a majority vote of the Senate or the Committee on Rules and Reference.

Rule 38. (Recommitment after Reconsideration.) If a bill or325resolution be lost, and the vote reconsidered, such bill or326resolution shall be committed to the standing committee or327select committee to which the bill or resolution was originally328referred.329

Rule 39. (Special Order, How Made.) A bill or resolution330may be made a special order by a three-fifths vote of the331Senate.332

Rule 40. (Bills Placed on Calendar, When.) Unless the333Senate otherwise orders, all bills and resolutions reported by a334committee with a recommendation for passage or adoption shall be335

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placed on the calendar with an indication that the bills and336resolutions have been recommended for passage or adoption by the337designated committees. Bills and resolutions recommended by338designated committees may be arranged on the calendar under the339regular order of business by action of the Committee on Rules340and Reference, pursuant to Rule 100.341

Rule 41. (How Taken Up for Consideration.) Resolutions342taken up on the calendar under the fifth order of business343listed in Rule 7 and bills standing in order for third344consideration shall be taken up and read without a motion to345that effect, and, unless otherwise ordered by the Senate, the346questions shall be, respectively: "Shall the resolution be347adopted?" and "Shall the bill pass?"348

Rule 42. (Carried Over to Succeeding Day.) When a bill which has been set for a third consideration on a particular day shall for any reason not be reached on that day, it shall stand for third consideration on the first succeeding day when bills for third consideration shall be reached in the regular order of business, except as may be otherwise provided by the Committee on Rules and Reference.

Rule 43. (Bills Taken Up Earlier, How.) When a bill has been ordered for third consideration on a particular day, or at a certain hour, it shall not sooner be taken up except upon three-fifths vote of the senators elected.

Rule 44. (Calendar Must Show Amendments.) If a bill is 360 amended before being placed upon the calendar for third 361 consideration, the Clerk shall note on the calendar the fact 362 that it has been amended, and shall cite the date when such 363 amendment was made and the page of the Senate or House Journal 364 upon which such amendment appears. At the time of third 365 366 consideration, the bill with amendments incorporated shall be supplied to each senator. 367

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The Clerk may post on the calendar under the regular order of business pursuant to Rule 7 the title of bills for which a report of a committee of conference has been filed with the Clerk.

When a bill or joint or concurrent resolution has been passed or been adopted in the Senate, and been amended, passed or adopted, and returned by the House, it shall lie over one calendar day, unless otherwise ordered by a majority vote of the Senate.

When a report of a committee of conference has been filed with the Clerk, it shall be spread upon the pages of the Journal and lie over one calendar day unless otherwise ordered by a majority vote of the Senate.

Rule 45. (Amendments Provided Before Vote.) Before a vote 381 may be taken upon the question of concurrence in House 382 amendments to a Senate bill or resolution, or upon the question 383 of agreement to the report of a conference committee, each 384 member of the Senate shall be supplied with the amendments made 385 by the House or recommended by the conference committee and each 386 member of majority leadership, each member of the minority 387 leadership, and the sponsor or floor sponsor shall be supplied 388 with the bill or resolution as passed by the Senate. 389

Rule 46. (Synopsis of House Amendments before Vote.) Before 390 a vote is taken on the question of concurrence in House 391 amendments to a Senate bill or resolution, the staff of the 392 Legislative Service Commission shall prepare a synopsis of any 393 substantive amendments made by a House committee to the bill or 394 resolution as passed by the Senate. The staff of the Legislative 395 Service Commission shall make such a synopsis available to each 396 senator at the time the Senate votes on the question of 397 concurrence in the House amendments. The Clerk shall provide 398 each member of the majority leadership, each member of the 399

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minority leadership, and the sponsor or floor sponsor with any 400 amendments made by the House during its third consideration of 401 the bill or resolution. 402

Rule 47. (Title of Bill after Passage.) When a bill has 403 passed the Senate, the Clerk shall read its title and the 404 President shall demand if the Senate agrees thereto. Any senator 405 may then request the addition or deletion of a senator's name to 406 the title as a co-sponsor. Prior to passage of a bill, a former 407 senator who no longer is a member of the General Assembly may 408 present a writing to the Clerk requesting deletion of the former 409 senator's name from the title of the bill as sponsor or co-410 sponsor. The President shall present the request to the Senate, 411 and the Clerk shall spread the request upon the pages of the 412 Journal. When the Senate is agreed, the Clerk shall make out the 413 title accordingly, and certify to the passage of the bill upon 414 its carrier. 415

Immediately after the Senate has voted to concur in House 416 amendments to a bill or resolution, and immediately after the 417 Senate has voted to accept a conference committee report, the 418 President shall demand if the Senate agrees to the co-419 sponsorship of the bill or resolution. Any senator may then 420 request the addition or deletion of a senator's name from the 421 bill or resolution as co-sponsor. Prior to the vote on 422 concurrence in House amendments to a bill or resolution, and 423 prior to the vote on a conference committee report, a former 424 senator who no longer is a member of the General Assembly may 425 present a writing to the Clerk requesting deletion of the former 426 senator's name from the bill or resolution as sponsor or co-427 sponsor. The President shall present the request to the Senate, 428 and the Clerk shall spread the request upon the pages of the 429 Journal. When the Senate is agreed, the Clerk shall make out the 430 title of the bill or resolution accordingly. 431

AMENDMENTS

Rule 48. (Amendments, Must Be Germane.) No amendment433proposed that is not germane to the subject under consideration434shall be considered.435

Rule 49. (Same Amendment Not Permitted, Except.) Matters436inserted in or stricken from a bill by amendment, except an437amendment reported by a standing or select committee or438subcommittee, may not be subsequently stricken from or inserted439in a bill by amendment. But a motion to reconsider will,440however, be in order.441

Rule 50. (Cannot Contain Pending Legislation.) No bill or442resolution shall be amended on the floor of the Senate by443annexing or incorporating the substance of any other bill or444resolution pending before the Senate unless such annexation or445incorporation is done by vote of a majority of the members of446the Senate.447

Rule 51. (Tabling, Effect on Bill.) When a motion to amend a bill or resolution is laid upon the table or indefinitely postponed, the bill or resolution shall be subject to further consideration.

Rule 52. (Amendments to Emergency Bills.) Amendments proposed to emergency bills shall be offered before the vote is taken on the emergency section.

Rule 53. (Number of Amendments on Third Consideration.) A455senator may propose not more than two amendments and one omnibus456amendment to a bill or resolution from the floor of the Senate,457except that in the case of a bill that makes an appropriation, a458senator may propose not more than five amendments and one459omnibus amendment to the bill from the floor of the Senate.460

This rule does not apply to the President Pro Tempore, the461Majority Floor Leader, the Minority Leader, or the Assistant462Minority Leader of the Senate.463

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RESOLUTIONS

Rule 54. (Resolutions, How Offered; Special Committees by.) 465 Resolutions may be offered by an individual senator, or as a 466 report of a committee in the regular order of business, or at 467 any time on leave of the Senate. Any resolution proposing the 468 creation of a special investigating committee shall be, upon its 469 introduction, automatically referred to the Committee on Rules 470 and Reference. This rule shall be dispensed with only by a two-471 thirds vote of the Senate. 472

Rule 55. (Resolutions, When Considered.) Resolutions to be 473 introduced in the Senate shall be typewritten, shall be in 474 quadruplicate, shall bear the name of the author and co-authors, 475 if any, and shall be filed in the Clerk's office at least one 476 hour prior to the next convening session of the Senate. All 477 resolutions offered in the Senate shall be considered 478 immediately by either being adopted or referred to the Committee 479 on Rules and Reference, except as provided in Rules 54 and 56. 480 If so referred, the Committee on Rules and Reference shall 481 examine and otherwise consider the resolution, and may 482 indefinitely postpone it, refer it to another standing 483 committee, or report it back to the Senate. 484

All death, commemorative, and congratulatory resolutions485shall be printed by title only unless otherwise ordered by a486majority vote of the members elected.487

Upon reading a resolution from the House, such resolution 488 shall be considered immediately by either being adopted or 489 referred to the Committee on Rules and Reference. If so 490 referred, the Committee on Rules and Reference shall examine and 491 otherwise consider the resolution, and may indefinitely postpone 492 it, refer it to another standing committee, or report it back to 493 the Senate. 494

It shall be a prerogative of the presiding officer to

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consolidate into a single motion for consideration by the Senate 496 some or all commemorative and congratulatory resolutions offered 497 for adoption on any particular legislative day. Should the 498 presiding officer exercise this prerogative, which shall be 499 called a President's Prerogative, the presiding officer shall 500 direct the Clerk to supply a list entitled President's 501 Prerogative Resolutions which identifies by title all 502 resolutions proposed to be adopted by a single vote. This list 503 shall be supplied to all members prior to a vote on said 504 resolutions. The presiding officer shall put the following 505 question: "Shall the resolutions listed under the President's 506 Prerogative be adopted?" 507

Rule 56. (Concurrent Resolutions, Agency Rule Review.) The 508 Chairperson or Vice-Chairperson of the Joint Committee on Agency 509 Rule Review shall offer under the ninth order of business listed 510 in Rule 7, all concurrent resolutions recommended by that 511 committee for adoption by the Senate. The resolution shall be 512 offered within three Senate legislative days after the date of 513 recommendation by the joint committee, and shall that day be 514 referred to the Committee on Rules and Reference, which shall 515 place the resolution on the Senate calendar for consideration 516 within twelve calendar days; but the resolution shall be offered 517 and taken up for consideration on an earlier legislative day if 518 necessary to permit its adoption within the period of time 519 specified by section 119.03 of the Revised Code for invalidating 520 a proposed rule, amendment, rescission, or any part thereof. 521

Rule 57. (Resolutions, Preparation.) Upon adoption, all522Senate resolutions shall be prepared and authenticated by the523Clerk and signed by the President. The Clerk shall also provide524a place on all death, commemorative, and congratulatory525resolutions for signature of the senator whose name first526appears on the resolution as author.527

VOTING

Rule 58. (Senator Must Vote.) Every senator present when529the question is put shall vote on the question unless excused by530the Senate under Rule 59. The Clerk shall call the roll of the531Senate in alphabetical order with the President called last. The532President may direct the Clerk to call the President Pro Tempore533first in the call of the roll.534

A senator who desires that the yeas and nays be called shall request that they be called in accordance with Ohio Constitution, Article II, Section 9.

Rule 59. (How Excused from Voting.) Any senator requesting538to be excused from voting may briefly explain the reason for539such request, and the Senate shall pass upon the request without540debate.541

A request from any senator to be excused from voting must be made before the Senate divides or before the call of the roll begins.

Rule 60. (Explanation of Vote.) A member desiring to545explain the member's vote shall make a request therefor, before546the Senate divides or before the call of the yeas and nays is547commenced. If such request is granted by the Senate, such548statement shall not consume more than two minutes of time.549

Rule 61. (Quorum Not Voting, Continue.) When fewer than a 550 quorum vote on any question, the President shall forthwith order 551 the roll of senators to be called. If a quorum be present as 552 shown by answering to their names, or by their presence in the 553 Chamber, the President shall again order the roll to be called, 554 and if any senator is present the senator shall be ordered to 555 vote unless the Senate shall have previously excused the 556 senator. 557

Rule 62. (Roll May Remain Open.) At the discretion of the558President, the roll may remain open for a vote by any senator559

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who was not present when the roll was called, but the roll may 560 remain open only until the Senate adjourns for the day. 561 Rule 63. (Senator Cannot Vote, When.) No senator shall vote 562 upon any question while off the floor of the Senate, upon any 563 question involving the senator's election or the right to the 564 senator's seat, or vote upon any question in contravention of 565 the Legislative Code of Ethics or in violation of section 566 102.031 of the Revised Code. 567 Rule 64. (Division, When Taken.) After a vote is taken viva 568 voce, if the President is undecided, or if a division is 569

demanded by any senator before the result is announced, the570Senate shall divide. Those voting in the affirmative shall arise571at the request of the President and remain standing until572counted and the count is announced; then those voting in the573negative shall arise and remain standing until counted and the574count is announced.575

Rule 65. (House Amendments, Conference Reports.) The yeas576and nays shall be called upon the question of concurring in577amendments made by the House to all bills or resolutions passed578by the Senate, and upon agreeing to the report of conference579committees, except where amendment is to the title only.580

Rule 66. (Only Clerks at Desk During Roll Call.) No person,581other than the Clerk and the Clerk's assistants, shall be582permitted at the Clerk's desk while the yeas and nays are being583taken.584

Rule 67. (Verification of Vote.) After the roll has been585called, any senator may demand a verification of the vote. The586Clerk shall read, first the names of those senators voting in587the affirmative, then of those voting in the negative.588

Rule 68. (Change of Vote.) Any senator, on account of error589or for any other reason, may change his or her vote; but no590

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senator shall be permitted to change his or her vote, as	591					
recorded, after the Senate has proceeded to the next order of	592					
business. No senator may change his or her vote if that change	593					
would alter the disposition of the question.						
DECORUM AND DEBATE	595					
Rule 69. (Senators Shall Address President.) When a senator	596					
desires to address the Senate or to make a motion, the senator	597					
shall arise and respectfully address "Mr. President," and the	598					
President shall recognize the senator.	599					
A senator who wishes to question another senator shall, for	600					
each question, first request and receive the President's	601					
permission to ask the question. No senator is required to answer	602					
a question put by another senator.	603					
Rule 70. (President Decides Who Shall Speak.) The prime	604					
sponsor of a bill shall be recognized first. When two or more	605					
senators seek recognition of the chair at the same time, the	606					
President shall decide which senator shall speak first. No	607					
senator shall yield the floor to another senator without consent	608					
of the Senate.	609					
Rule 71. (How Often Senator May Speak.) No senator shall	610					
speak more than twice on the same question except by leave of	611					
the Senate or responding to the floor; and the senator speaking	612					
shall confine the speech to the question under debate and avoid	613					
personalities.						
Rule 72. (May Read from Books, etc.) Any senator while	615					
discussing a question may read, or cause to be read, from books,	616					

consideration for a period of five minutes without asking leave. 618 Additional time may be granted by a majority vote of the Senate. 619 Rule 73. (Statement of Question.) Any senator may call for 620

papers, documents or any matter pertinent to the subject under

a statement of the pending question, whereupon the President 621

shall restate the same.

Rule 74. (Division of Question.) Any senator may call for a division of the question; the decision of the President as to its divisibility shall be subject to appeal as in questions of order.

Rule 75. (Questions of Order Decided by.) All questions of627order shall be decided by the President without debate; such628decision shall be subject to appeal to the Senate by any three629senators, on which appeal no senator shall speak more than once,630unless by leave of the Senate; and the President may speak in631preference to the senators.632

Rule 76. (Senator May Be Called to Order.) If any senator,633in speaking or otherwise, is transgressing the Rules of the634Senate, the President shall, or any member may, call the senator635to order; and the senator called to order shall take the636senator's seat until the question of order is decided.637

Rule 77. (If Called to Order.) If the decision be in favor638of a senator called to order, the senator shall be at liberty to639proceed; if otherwise, the senator shall not be permitted to640proceed without further leave of the Senate.641

Rule 78. (Personal Privilege.) A senator may file with the 642 Clerk a form requesting to rise and explain a matter personal to 643 the senator. Upon the request of the senator, the President may 644 instruct the Clerk to make note of the point of personal 645 privilege in the Journal. The Clerk shall prescribe a form for 646 the request that includes a space for the senator to indicate 647 whether the senator wishes the point of personal privilege to be 648 noted in the Journal. 649

MOTIONS

Rule 79. (When Motions Must Be in Writing.) All amendments651must be in writing.652

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Any senator offering an amendment to any bill or resolution653under consideration, or any amendment to such an amendment,654shall submit it to the Clerk not less than ninety minutes before655the scheduled beginning of the voting session at which the656amendment is to be offered.657

Ninety minutes before the scheduled beginning of a voting658session, or promptly thereafter, the Clerk shall send a notice659concerning the amendments that have been filed and will be660offered for that session to the chief of staff and legal counsel661for the majority and minority caucuses.662

The amendment deadline does not apply to an amendment to a 663 bill or resolution that a committee voted to report on the 664 calendar day of the voting session for which the bill or 665 resolution has been placed on the calendar or on the immediately 666 preceding calendar day. 667

Amendments prepared and distributed in advance of their668offering shall identify the bill or resolution sought to be669amended and the name of the senator proposing to amend; when a670senator prepares more than one amendment to the same bill or671resolution, the amendments shall be numbered sequentially.672Unless objection is waived, debate shall cease until all members673are supplied with copies of amendments offered on the floor.674

Rule 80. (Precedence of Motions.) Except as otherwise675provided in Rule 85, motions shall take precedence in the676following order:677

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1. To informally pass.6782. To adjourn.6793. To take a recess.6804. To lay on the table.6815. The previous question.682
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Page 23 S. R. No. 24 As Adopted by the Senate 6. To proceed to the orders of the day. 683 7. To postpone to a time certain. 684 8. To commit. 685 9. To amend. 686 10. To postpone indefinitely. 687 11. To discharge a committee. 688 Rule 81. (Decided Without Debate.) The following questions 689 shall be decided without debate: 690 1. To informally pass. 691 2. To adjourn. 692 3. To take a recess. 693 4. To lay on the table. 694 5. The previous question. 695 6. To go into committee of the whole on orders of the day. 696 7. All questions relating to the priority of business. 697 Rule 82. (Motions, Statement and Withdrawal.) When a motion 698 is made the question shall be stated by the President; or, being 699 in writing, it may be read to the Senate by the President or 700 Clerk. After a motion is stated or read by the President, or 701 read by the Clerk, it shall be deemed to be in the possession of 702 the Senate, but may be withdrawn, by leave of the Senate, at any 703 time before a decision or amendment. 704 PREVIOUS QUESTION 705 Rule 83. (Previous Question, How Put.) A motion for the 706 previous question shall be entertained only upon the demand of 707

previous question shall be entertained only upon the demand of707three senators. The President shall put the question in this708form: "The question is, 'Shall the debate now close?!" A709

majority vote of the Senate shall be required to carry the previous question, and until decided it shall preclude further debate and all amendments and motions.

Rule 84. (Action after Previous Question.) After the demand for the previous question has been sustained no call or motion shall be in order, but the Senate shall be brought to an immediate vote.

RECONSIDERATION

Rule 85. (Reconsideration, How and When.) A motion to 718 reconsider a vote may be made only by a senator who voted with 719 the prevailing side, and such motion, to be in order, must be 720 made within the next two legislative days of the Senate after 721 such vote is taken. A motion to reconsider shall take precedence 722 over all questions except a motion to adjourn, and may be called 723 up at any time in the appropriate order of business after 724 disposal of pending questions. 725

Rule 86. (Vote Necessary on Reconsideration.) The vote on726any question other than the previous question may be727reconsidered by a majority of those voting, a quorum being728present, except when a bill or resolution has been declared729lost, in which case the motion shall not prevail unless it730receives the number of affirmative votes which would be required731to pass such a bill or resolution.732

Rule 87. (One Reconsideration Only.) A motion to733reconsider, having been decided, shall not again be entertained734unless the question has been changed in form by amendment.735

Rule 88. (Reconsideration, Motion Postponed.) Consideration736of a motion to reconsider may be postponed to a time certain or737left pending. However, if a motion to reconsider is not called738up within thirty days after it was made, the motion is deemed739lost.740

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Rule 89. (Procedure on Reconsideration.) A motion to 741 reconsider action on a bill, joint resolution, or other paper 742 that may have gone out of possession of the Senate shall be 743 entertained if made within the time specified in Rule 85; such 744 motion to reconsider shall be regarded as an order to the Clerk 745 to request the House to return the bill, joint resolution, or 746 other paper, but the Senate may vote on the motion to reconsider 747 without waiting for the return to the Senate of such bill, joint 748 resolution, or other paper, and the President shall state the 749 question: "Shall the vote be reconsidered?" Action on the bill, 750 joint resolution, or other paper, the vote on which has been 751 reconsidered, may not be taken until such bill, joint 752 resolution, or other paper has been returned and is in 753 possession of the Senate. 754

Rule 90. (Effect of Tabling Motion to Reconsider.) When a motion to reconsider is laid upon the table it shall not carry the bill or resolution with it; nor shall a motion to reconsider be reconsidered.

POSTPONEMENT

Rule 91. (To Postpone.) A motion to postpone to a time	760
certain, or indefinitely, being decided, shall not again be	761
allowed at the same stage of the question.	762

Rule 92. (Indefinitely Postponed, Effect.) If a bill or resolution is indefinitely postponed or defeated, such bill or resolution shall be declared lost in the Senate and it shall not be reintroduced during either annual session of the same General Assembly.

Rule 93. (Postpone to Time Certain.) A bill or resolution768postponed to a time certain shall not be considered at an769earlier time, except upon the vote of three-fifths of the770senators elected.771

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Rule 94. (To Informally Pass.) A motion to informally pass772a bill or resolution may be made at any time prior to the taking773of the roll call.774

RECESS AND ADJOURNMENT

Rule 95. (Recess and Adjournment.) The interim between any 776 two voting or nonvoting sessions of the Senate on the same day 777 shall be termed a recess, and on the reassembling at the 778 appointed hour any question pending at the time of taking such 779 recess shall be resumed without a motion to that effect; and 780 unless the Senate shall otherwise order by resolution or motion, 781 the hour to which it shall adjourn shall be half past one p.m. 782 the succeeding day; and the hour to which it shall recess shall 783 be stated in the motion. 784

Rule 96. (Motion to Adjourn in Order, When.) A motion to adjourn shall be in order at any time, except while a member is addressing the Senate, or while a vote is being taken, but cannot be made except by a senator who has been recognized by the President, and being decided in the negative shall not again be entertained until some motion, call, or order shall have been acted upon.

Rule 97. (If under Consideration When Adjourned.) A bill or resolution under consideration when adjournment is taken shall be, when its order of business on the succeeding day is reached, the first question before the Senate in that order of business, except as otherwise provided by the Committee on Rules and Reference.

OF THE RULES

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Rule 98. (Rules Altered, How.) These rules shall not be799altered except after due notice of the intention of alteration;800and no rule shall be altered, except by a three-fifths vote of801the senators elected. Any of these rules may be suspended by a802

vote. One day's notice shall not be required for calendars821during the first week after an adjournment of more than five822calendar days.823

EXECUTIVE APPOINTMENTS

Rule 101. (Executive Appointments.) When executive appointments are received by the Senate they shall, unless the Senate otherwise orders, be referred to the Committee on Rules and Reference. The Committee on Rules and Reference may refer the appointments to another committee.

Rule 102. (Yeas and Nays, Appointments.) The yeas and nays830shall be called upon advising and consenting to an executive831appointment. Failure of the question to receive the concurrence832of a majority of the senators elected constitutes refusal of the833Senate to advise and consent to the appointment. The Senate may834

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advise and consent to two or more appointments by a single roll 835 call vote. When a committee to which an appointment has been 836 referred recommends its rejection, or when a senator demands 837 that an appointment be separately considered, the question of 838 its approval shall not be included in a single roll call vote 839 affecting more than one appointment, but the yeas and nays shall 840 be separately called on the question of advising and consenting 841 to such an appointment. When two or more appointments are made 842 the subject of a single roll call vote, the failure of the 843 question to receive the concurrence of a majority of the 844 senators elected shall not constitute refusal to advise and 845 consent to the appointments, but in such case the yeas and nays 846 shall then be separately called on the question of advising and 847 consenting to each appointment. 848

DUTIES OF OFFICERS

Rule 103. (Clerk Shall Keep Index to Bills, etc.) The Clerk 850 shall keep an index record of all bills and resolutions 851 introduced in the Senate regardless of the house of origin, 852 showing the number, title, and author of each measure, the 853 section sought to be amended, enacted, or repealed, and the 854 subject or matter affected thereby. The Clerk may call upon the 855 staff of the Ohio Government Telecommunications to produce a 856 video of all Senate voting sessions. Such video shall be 857 accessible as provided by law and the rules of the Ohio 858 Government Telecommunications Programming Committee. 859

Rule 104. (Duties of Clerk.) The distribution and receipt 860 of bills, resolutions, reports, messages from the House and from 861 any branch of the executive or judicial department of the State, 862 and all other documents belonging to the Senate shall be under 863 the direction and control of the Clerk. All records kept by the 864 Clerk are governed by the records retention schedule adopted by 865 the Clerk. The property and premises of the Senate shall also be under the direct supervision of the Clerk.

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When the Clerk is required to print a bill, resolution, report, or other document belonging to the Senate, the Clerk may use any method of printing contemplated by sections 101.51 to 101.524 of the Revised Code.

When the Senate is recessed or adjourned, the Clerk shall872be responsible for the preservation of order and decorum in the873Senate Chamber.874

The Senate by resolution shall prescribe the powers and duties of the Chief of Staff and Clerk.

In case of the death or resignation of the Clerk, the 877 President may designate any individual to perform the Clerk's 878 duties until such time as the Senate, by vote, fills the 879 vacancy. 880

PRIVILEGES

Rule 105. (Use of Senate Chamber.) The use of the Senate882chamber shall not be granted at any time, by resolution or883otherwise, for any purpose other than legislative purposes,884except by consent of two-thirds of the members elected. At no885time shall food or beverages be allowed in the Senate chamber.886

The Senate Chamber, Senate offices, Senate committee and 887 conference rooms, the Members' Lounge, and all adjoining spaces 888 shall be designated as non-smoking areas. This rule shall be 889 strictly enforced. 890

Rule 106. (Use of Committee Rooms.) A person who wishes to 891 use a Senate committee room for a purpose other than a meeting 892 of a committee, subcommittee, or other official Senate business 893 shall not do so without obtaining the Clerk's prior approval. In 894 requesting the Clerk's approval, the person shall inform the 895 Clerk of the committee room the person wishes to use and the 896 time and purpose of the proposed use. Senate committee rooms may 897 be used for only appropriate purposes. At no time shall food or 898

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beverages be allowed in Senate committee rooms unless otherwise 899 authorized by the Clerk. 900 Rule 107. (Who Admitted in Chamber, Members' Lounge.) 901 During a voting session of the Senate, no person shall be 902 admitted within the railing except members of the two houses, 903 their officers and employees in the performance of their duties, 904 or persons charged with messages or papers to the Senate; 905 clergy, by invitation of the President; the Governor of this or 906 any other state; and representatives of newspapers or 907 908 legislative information services who have been granted the privileges of the Senate by the President. When the Senate is 909 adjourned or in recess, only senators and their guests and 910 officers and employees of the Senate in the performance of their 911 duties are permitted within the railing without the President's 912 913 permission.

No person shall be admitted in the Members' Lounge except members of the Senate and officers or employees of the Senate in the performance of their duties. The Sergeant-at-Arms shall strictly enforce this rule.

Rule 108. (Posters, Placards, Banners and Signs.) No 918 poster, placard, banner, sign or other similar material shall be 919 brought into the Senate Chamber or committee or meeting rooms of 920 the Senate by any person, and no person shall attach or affix 921 any poster, placard, banner, sign or other similar material to 922 the doors, walls, rails, seats or banisters of the Senate 923 Chamber or committee or meeting rooms of the Senate. The 924 Sergeant-at-Arms shall strictly enforce this rule. 925

Rule 109. (Applause, Outbursts or Demonstrations.) No926applause, outburst or other demonstration by any spectator shall927be permitted during a voting session of the Senate and during928any meeting of a committee.929

Rule 110. (Distribution of Printed Materials.) No general 930

distribution of printed material to the members of the Senate 931 shall be permitted in the Senate Chamber during a voting session 932 of the Senate unless authorized by a senator or the Clerk. The 933 printed material shall bear the name of the person authorizing 934 its distribution. The Sergeant-at-Arms shall strictly enforce 935 this rule. 936

Rule 111. (Mobile Telephones, Prohibitions.) The use of a937mobile telephone or any other audible wireless electronic938telecommunication device is prohibited during voting sessions of939the Senate and during any meeting of a committee.940

Rule 112. (Press Privileges, How Obtained.) Representatives 941 of the press desiring the privileges of the press area of the 942 Senate floor shall make application to the President of the 943 Senate and shall state in writing for what paper or papers or 944 legislative information services, magazines, or their affiliates 945 they are employed; and shall further state that they are not 946 947 engaged in the prosecution of claims pending before the General Assembly and will not become so engaged while allowed the 948 privileges of the floor; and that they are not in any sense the 949 agents or representatives of persons or corporations having 950 legislation before the General Assembly, and will not become 951 either while retaining their privileges. Visiting newspaper 952 writers and editors may be allowed, temporarily, the privileges 953 herein mentioned, but they must conform to the restrictions 954 955 prescribed.

The application required by the above rule shall be 956 authenticated in a manner that shall be satisfactory to the 957 Executive Committee of the Ohio Legislative Correspondents' 958 Association, who shall see that the privileges of the floor be 959 granted to representatives of the press association serving 960 newspapers of general circulation, bona fide correspondents of 961 reputable standing in their profession who represent newspapers 962 of general circulation or magazines, or representatives of daily 963

legislative information services of known standing and 964 integrity, or their affiliates; organized for that one purpose 965 and not controlled by or connected with an association, firm, 966 corporation, or individual representing any trade, profession, 967 or other commercial enterprise, and which have been in 968 continuous and bona fide operation for such a period of years 969 immediately prior to the date of making application for floor 970 privileges as will have made possible the establishment of a 971 reputation for honesty and integrity; and it shall be the duty 972 of the Executive Committee of the Ohio Legislative 973 Correspondents' Association, at its discretion, to report 974 violations of the privileges herein granted, to the Committee on 975 Rules and Reference. 976

Rule 113. (Representative of Radio and Television Stations 977 and Broadcasting Networks, How Admitted.) Representatives of 978 radio and television stations and broadcasting networks desiring 979 the privileges of the radio and television area of the Senate 980 floor shall make application to the President, and shall state, 981 in writing, by what stations or broadcasting network they are 982 employed; and further shall state that they are not engaged in 983 the promotion of legislation or the prosecution of claims 984 pending before the General Assembly, and will not become so 985 engaged while allowed the privileges of the floor; and that they 986 are not in any sense, the agents or representatives of persons 987 or corporations having legislation before the General Assembly, 988 and will not become either while retaining their privileges. 989 Visiting correspondents and editors may be allowed, temporarily, 990 the privileges herein mentioned, but they must conform to the 991 restrictions prescribed. 992

The application required by the above rule shall be993authenticated in a manner that shall be satisfactory to the994Radio and Television Correspondents' Association of Ohio. It995shall be the duty of the Radio and Television Correspondents'996

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Association of Ohio to see that the privileges of the floor 997 shall be granted only to the representatives of stations and 998 broadcasting networks serving radio and television stations, or 999 networks serving such radio and television stations as have been 1000 duly licensed by the Federal Communications Commission. It shall 1001 be the duty of the Radio and Television Correspondents' 1002 Association of Ohio, at their discretion, to report violations 1003 of the privileges herein granted to the President. Persons whose 1004 chief attention is not given to radio and television 1005 broadcasting shall not be entitled to the privileges of the 1006 floor. 1007

Rule 114. (Privileges, How Revoked.) Upon complaint that 1008 any person has abused the privileges granted the person under 1009 Rule 112 or 113, such complaint shall be submitted to the 1010 standing Committee on Rules and Reference for investigation, and 1011 such Committee shall notify the person so charged of the time 1012 and place for hearing, and if such accusation be sustained, such 1013 person or persons, upon the report of the Committee, shall be 1014 debarred from the privileges theretofore granted. 1015

Rule 115. (Filming or Taping of the Senate.) Filming, video1016taping, or audio taping during a voting or nonvoting session1017shall be done under the conditions designated by the President1018of the Senate.1019

Taping or filming of a member or members of the Senate in1020the Senate chamber or in committee rooms when the Senate is not1021in session is permissible with the prior consent of all members1022taped or filmed and with the prior notification of the Clerk.1023

Taping or filming of meetings of committees of the Senate1024is permissible with the prior consent of the chairperson of the1025committee involved. Such approved filming or taping may be for1026specific time periods set by the chairperson, if such taping or1027filming interferes with the orderly procedure of the hearing.1028

Taping or filming in the Senate chamber or in committee1029rooms when no member of the Senate is present is permissible1030with the prior consent of the Clerk.1031

Rule 116. (Letters of Commendation, etc.) When requested by1032any member of the Senate, the President of the Senate may, on1033behalf of the Senate, in its name and in the President's1034discretion, sign letters or simple resolutions conveying1035messages of commendation, congratulation, recognition, and1036condolence to persons or organizations named in such request.1037

The President of the Senate shall keep a record of the1038disposition of all such letters or simple resolutions, which1039record shall be open for inspection by any member of the Senate.1040

Rule 117. (Use of the Senate Coat of Arms.) Use of the 1041 Senate Coat of Arms shall be limited to members of the Senate, 1042 employees of the Senate in the performance of their duties, the 1043 Chief of Staff of the Senate and the Clerk. No other person 1044 shall use or permit to be used any reproduction or facsimile of 1045 the Senate Coat of Arms or a counterfeit or non-official version 1046 of the Senate Coat of Arms for any purpose not authorized by the 1047 Clerk. 1048

Rule 118. (Application to 135th 136th General Assembly.)1049The Rules of the Senate for the 134th 135th General Assembly1050shall be effective until the Senate of the 135th 136th General1051Assembly adopts Rules of the Senate for the 135th 136th General1052Assembly.1053

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