

[Senate, March 20, 1989 — Offered by Senator Thomas C. Norton.]

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-Nine.

1 *Ordered*, That the Joint Rules of the Two Branches be
2 amended, as follows: —

3 Joint Rule 4A. In the event that the House and Senate members
4 of a joint committee are unable to agree as to the report or as
5 to the branch to which the report will be made, the House
6 members, acting as a standing committee of the House for the
7 purpose of this rule, shall make a report thereon to the House,
8 and the Senate members, acting as a standing committee of the
9 Senate for the purpose of this rule, shall make a report thereon
10 to the Senate. Legislation originating under the provisions of this
11 rule shall be known as “dual” legislation.

12 When dual legislation is reported to each branch under the
13 provisions of this rule, the branch in which the matter was filed
14 or presented shall receive all the original papers upon which the
15 legislation is based. The other branch shall receive an exact
16 duplicate of all the original papers, and such duplicate shall serve
17 as the basis for the legislation in said branch. If dual legislation
18 is reported based on Senate and House matters, the Senate shall
19 receive its original papers and an exact duplicate of all the House
20 papers, and the House shall receive its report in like manner.

21 Legislation reported under the provisions of this rule shall
22 receive a new number in each branch. Upon the receipt of a dual
23 report, the Clerk of each branch shall immediately assign the new
24 number and shall immediately notify the other Clerk of the
25 assignment of such number. The Clerk of each branch shall then
26 process said dual report as soon as possible. Legislation reported,
27 or substituted for an adverse report under the provisions of this
28 rule shall be identified as dual legislation by the inclusion of the
29 numbers assigned by the Clerk of each branch. When a dual report
30 is made favorably in one branch and adversely in the other branch,
31 the Clerk of the branch receiving the favorable report shall assign

32 a new number to the favorable legislation together with an
33 identification of the adverse report, and the Clerk of the branch
34 receiving the adverse report shall maintain the original number
35 on said report together with an identification of the dual
36 legislation reported favorably in the other branch. If dual
37 legislation is substituted for an adverse report, the Clerk of the
38 branch making the substitution shall immediately assign a new
39 number to the dual legislation substituted.

40 Notwithstanding the provisions of Joint Rule 4, in order to
41 comply with the provisions of this rule, adverse reports on
42 petitions can be made to either branch.

43 Dual legislation, once reported, and subsequently referred or
44 recommitted to a joint committee shall not again be subject to
45 the provisions of this rule.

46 It shall not be in order to apply the provisions of this rule to
47 any subject of legislation accompanied by a "money bill".

48 By changing the designation of the present Joint Rule 4A to
49 4B.

50 In Joint Rule 1, by inserting after the second paragraph the
51 following: —

52 The members of the Senate of a joint standing committee, and
53 the members of the House of a joint standing committee, shall
54 each constitute a standing committee of their respective branch
55 for the purpose of complying with the provisions of Joint Rule
56 4A.

57 and that the rules of the Senate be amended, as follows:

58 In Senate Rule 13, by adding the following paragraph: —

59 The Senate members of a joint standing committee shall
60 constitute a standing committee of the Senate for the purposes
61 of complying with the provisions of Joint Rule 4A.