

McDonald; Rodriguez, C.; Jensen; DenOuden and Dimler introduced:

H. F. No. 188, A bill for an act relating to the environment; suspending site selection procedures of the waste management board and the pollution control agency until the board adopts a hazardous waste management plan; proposing new law coded in Minnesota Statutes, chapter 115A.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources.

REPORT FROM THE COMMITTEE ON RULES AND
LEGISLATIVE ADMINISTRATION

Eken for the Committee on Rules and Legislative Administration offered the following report on the proposed Permanent Rules of the House for the Seventy-Third Session:

The Permanent Rules of the House of Representatives for the Seventy-Second Session shall be the Permanent Rules for the Seventy-Third Session but amended as follows:

(1) Rule 1.8 is amended to read:

1.8 THIRD READING OF BILLS. No amendment shall be received (ON) *after* the third reading without the unanimous consent of the House, except to fill blanks or to amend titles.

At any time prior to its passage any bill or resolution may be committed or recommitted by a majority vote of the whole House. If the committee, other than the Committee of the Whole, to which it was committed or recommitted reports an amendment on it, it shall again be given its second reading, considered in Committee of the Whole, given its third reading and placed upon its final passage.

(2) Rule 1.10 is amended to read:

1.10 TAX AND APPROPRIATION BILLS GIVEN PRECEDENCE. At any time after (APRIL 13, 1981) *April 11, 1983*, any bill relating to taxes or raising revenue shall be acted upon whenever requested by the Chairman of the Committee on Taxes, and any appropriation bill shall be acted upon whenever requested by the Chairman of the Committee on Appropriations.

(3) Rule 1.16 is amended to read:

1.16 TIME LIMIT FOR CONSIDERATION OF BILLS. If 20 legislative days after a bill has been referred to committee (other than a bill in Appropriations) no report has been made

upon it by the committee, its chief author may request that it be returned to the House and the request shall be entered in the Journal for the day. The Committee shall have ten calendar days thereafter in which to vote upon the bill requested. If the committee fails to vote upon it within the ten days, the chief author may, at any time within five calendar days thereafter, present a written demand to the Speaker for the immediate return to the House. The demand shall be entered in the Journal for that day and shall constitute the demand of the House. The bill shall then be considered to be in the possession of the House, given the second reading and placed at the foot of General Orders.

Such a bill is subject to re-reference by a majority vote of the whole House. If the motion to re-refer is made on the day of the demand or within one legislative day thereafter, the motion shall take precedence over all other motions except privileged motions and shall be in order at any time.

After (MAY 15, 1981) *May 13, 1983*, the House shall not act on bills other than those recommended by conference committee reports or the Committee on Rules and Legislative Administration, and those bills contained in messages from the Senate or from the Governor.

(4) Rule 3.4 is amended to read:

3.4 MOTION FOR RECONSIDERATION. When a question has been decided either in the affirmative or negative, it shall be in order for any member who voted with the prevailing side to move its reconsideration, provided that such motion is made either on the same day the vote was taken or within the following two days of actual session of the House. A motion for reconsideration can be made at any time in the Order of Business and shall take precedence over all other questions, except the motion to adjourn and the notice of intention to move reconsideration. Such motion or notice shall not be in order if the document, bill, resolution, message, report or other official action on which the vote was taken shall have left the possession of the House.

When a member gives notice of intention to move reconsideration of the final action of the House on any bill, resolution, message, report or other official action, the Chief Clerk shall retain the same until after the matter is disposed of or the time has expired during which the motion for reconsideration can be made.

On the last day allowed for the motion to reconsider, it shall be in order for any member who voted on the prevailing side to make the motion, unless the matter has been already disposed of.

A motion for reconsideration having been voted upon and lost shall not be renewed.

In (1981) 1983 notice of intention to move reconsideration shall not be in order after (MONDAY, APRIL 27) *Monday, April 25.*

(5) Rule 5.9 is amended to read:

5.9 BILLS AFFECTING TAXES. Any bill whether originating in the House or Senate, which substantially affects state tax policy or the administration of state tax policy, after being reported to the House, shall be referred, or re-referred, as the case may be, to the Committee on Taxes for action by that committee. Any standing committee other than the Committee on Taxes to which such a bill is referred shall, in its report, recommend re-referral to the Committee on Taxes. *The provisions of this rule, however, shall not apply to the Education Finance Bill.*

(6) Rule 6.1 is amended to read:

6.1 COMMITTEES. Standing committees of the House shall be appointed by the Speaker as follows:

Agriculture

Appropriations

Divisions: Education

Health, Welfare and Corrections

Semi-State

State Departments

Commerce and Economic Development

(CRIMINAL JUSTICE)

Education

Division: (SCHOOL AIDS) *Education Finance*

Energy

Environment and Natural Resources

Financial Institutions and Insurance

General Legislation and Veterans Affairs

Division: Gaming

Governmental Operations

Health and Welfare

Judiciary

Division: Criminal Justice

Labor-Management Relations

Division: Workers Compensation

Local and Urban Affairs

Division: State-Local Fiscal Affairs

(REAPPORTIONMENT AND ELECTIONS)

Regulated Industries

Rules and Legislative Administration

Taxes

Divisions: (REVENUE) Economic Development

Tax Laws

Transportation

(7) Rule 6.4 is amended to read:

6.4 COMMITTEE PROCEDURES. Meetings of all committees of the House shall be open to the public.

A majority of members of any committee shall constitute a quorum.

The Rules of the House shall be observed in all committees wherever they are applicable.

Any member of any committee may demand a roll call on any bill, resolution, report, motion, or amendment before the committee. Only upon such demand being made shall the roll be called and the vote of each member on the bill, resolution, report, motion or amendment be recorded in the committee minutes, together with the name of the member demanding the roll call.

A committee may reconsider any action so long as the matter remains in the possession of the committee. A committee member need not have voted with the prevailing side in order to move reconsideration.

(AT ANY TIME DURING THE PERIOD IN WHICH A STANDING COMMITTEE HAS POSSESSION OF A BILL THE MEMBERS OF THE COMMITTEE MAY, BY MAJORITY VOTE, ORDER THE PREPARATION OF A REVISOR'S

ANALYSIS OF THE BILL. THE REVISOR'S ANALYSIS SHALL CONSIST OF A CONCISE DESCRIPTION OF THE TERMS OF THE BILL AND SHALL BE PROVIDED BY THE REVISOR OF STATUTES. IF THE REVISOR'S ANALYSIS IS ORDERED AT THE TIME THE BILL IS GIVEN COMMITTEE APPROVAL, THE ANALYSIS SHALL ACCOMPANY THE COMMITTEE REPORT TO THE HOUSE AND SHALL THEREAFTER BE ATTACHED TO THE PRINTED BILL BY THE CHIEF CLERK.)

At any time during the period in which a standing committee has possession of a bill, the members of the committee may, by majority vote, order the preparation of a Fiscal Note. If a Fiscal Note is ordered at the time the bill is given committee approval, the Fiscal Note shall accompany the committee report to the House and shall thereafter be attached to the printed bill by the Chief Clerk. No Fiscal Note shall be ordered for any bill given committee approval within ten days of the end of a regular session in any year.

(NEITHER A REVISOR'S ANALYSIS NOR) A Fiscal Note shall *not* be considered a part of a bill or any indication of legislative intent.

(8) Rule 6.11 is amended to read:

6.11 CONFERENCE COMMITTEES. A conference committee may report at any time. No committee except a conference committee or the Committee on Rules and Legislative Administration shall sit during any daily session of the House without leave.

A conference committee report shall include only subject matter contained in the House or Senate versions of the bill for which that conference committee was appointed, or like subject matter contained in a bill passed by the House or Senate.

In (1981) 1983 except after (MAY 14) *May 16*; a written copy of a report of a conference committee shall be placed on the desk of each member of the House twelve hours before action on the report by the House. If the report has been reprinted in the Journal of the House for a preceding day and is available to the members, the Journal copy shall serve as the written report.

(9) Rule 9.3 is amended to read:

9.3 DEADLINES. In (1981) 1983, committee reports on bills favorably acted upon by a committee in the house of origin after (FRIDAY, APRIL 10) *Friday, April 8* and committee reports on bills originating in the other house favorably acted upon by a committee after (FRIDAY, APRIL 24) *Monday, April 25* shall be referred in the House of Representatives to the Committee on Rules and Legislative Administration for disposition. Referral is not required when a committee after (APRIL 10) *April*

8 and (APRIL 24) *April 25* acts on a bill that is a companion to a bill that has then been acted upon by (APRIL 10) *April 8* in the Senate. This rule does not apply in the House Committees on Appropriations and on Taxes.

Eken moved that the report of the Committee on Rules and Legislative Administration on the Proposed Permanent Rules of the House be printed in the Journal for today and be laid over until Monday, February 7, 1983. The motion prevailed.

CONSENT CALENDAR

S. F. No. 41 was reported to the House.

Upon objection of ten members S. F. No. 41 was stricken from the Consent Calendar and returned to General Orders.

H. F. No. 55, A bill for an act relating to towns; setting the time for posting audit reports; amending Minnesota Statutes 1982, section 366.22.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 127 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Findlay	Kvam	Peterson	Skoglund
Anderson, G.	Fjoslien	Larsen	Piepho	Solberg
Anderson, R.	Forsythe	Levi	Piper	Sparby
Battaglia	Frerichs	Long	Price	Siadum
Beard	Graba	Ludeman	Quinn	Staten
Begich	Greenfield	Mahn	Quist	Sviggum
Bennett	Gruenes	Marsh	Redalen	Swanson
Bergstrom	Gustafson	McDonald	Reif	Thiede
Blatz	Gutknecht	McEachern	Rice	Tomlinson
Brandl	Halberg	McKasy	Riveness	Uphus
Brinkman	Haukoos	Metzen	Rodosovich	Valan
Burger	Heap	Minne	Rodriguez, C.	Valento
Carlson, D.	Heinitz	Munger	Rodriguez, F.	Vanasek
Carlson, L.	Himle	Murphy	Rose	Vellenga
Clark, J.	Hoberg	Nelson, D.	St. Onge	Voss
Clark, K.	Hoffman	Nelson, K.	Sarna	Waltman
Cohen	Jacobs	Neuenschwander	Schafer	Welch
Coleman	Jensen	Norton	Scheid	Welker
Dempsey	Johnson	O'Connor	Schoenfeld	Welle
DenOuden	Kahn	Ogren	Schreiber	Wenzel
Dimler	Kalis	Olsen	Seaberg	Wigley
Eken	Kelly	Omman	Segal	Wynia
Elioff	Knickerbocker	Onnen	Shaver	Speaker Sieben
Ellingson	Knuth	Osthoff	Shea	
Erickson	Kostohryz	Otis	Sherman	
Evans	Krueger	Pauly	Simoneau	

The bill was passed and its title agreed to.