

256D.435, subdivision 3; 256D.44, subdivision 5; 256E.03, subdivision 2; 256E.06, subdivisions 1 and 3; 256E.07, subdivision 1; 256E.08, subdivision 3; 256F.04, subdivisions 1 and 2; 256F.05, subdivisions 2, 3, 4, 5, and 8; 256F.06, subdivisions 1 and 2; 256G.01, subdivision 4; 256G.02, subdivision 6; 257.3573, subdivision 2; 259.67, subdivision 4; 260.38; 268.0111, subdivisions 5 and 7; 268.0122, subdivision 3; 268.552, subdivision 5; 268.6751, subdivision 1; 268.676, subdivision 1; 268.86, subdivision 2; 268.871, subdivision 1; 268.90, subdivision 2; 268.916; 268.95, subdivision 4; 393.07, subdivision 6; and 477A.0122, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 256B; and 256D; proposing coding for new law as Minnesota Statutes, chapters 256J; and 256K; repealing Minnesota Statutes 1996, sections 256.12, subdivisions 9, 10, 14, 15, 20, 21, 22, and 23; 256.72; 256.73; 256.7341; 256.7351; 256.7352; 256.7353; 256.7354; 256.7355; 256.7356; 256.7357; 256.7358; 256.7359; 256.736, subdivision 19; 256.7365; 256.7366; 256.7381; 256.7382; 256.7383; 256.7384; 256.7385; 256.7386; 256.7387; 256.7388; 256.74, subdivisions 1, 1a, 1b, 2, and 6; 256.745; 256.75; 256.76; 256.78; 256.80; 256.81; 256.82; 256.84; 256.85; 256.86; 256.863; 256.871; 256.8711; 256.879; 256D.02, subdivision 5; 256D.05, subdivisions 3 and 3a; 256D.0511; 256D.065; 256F.05, subdivisions 5 and 7; and 256G.05, subdivision 2.

The bill was read for the first time and referred to the Committee on Ways and Means.

S. F. No. 703, A bill for an act relating to elections; allowing mail balloting in certain elections in additional cities and towns; amending Minnesota Statutes 1996, section 204B.45, subdivision 1.

The bill was read for the first time and referred to the Committee on General Legislation, Veterans Affairs and Elections.

S. F. No. 501, A bill for an act relating to commerce; providing powers and duties to the commissioner; regulating securities; modifying the real estate licensing exemption for closing agents; regulating real property appraisers; regulating residential building contractors and remodelers; modifying licensing requirements for collection agencies; regulating notaries public; making technical changes; amending Minnesota Statutes 1996, sections 45.011, subdivision 1; 45.028, subdivision 1; 80A.04, subdivisions 3, 4, and by adding a subdivision; 80A.05, subdivisions 4, 5, and by adding a subdivision; 80A.06, subdivisions 1, 2, and 3; 80A.08; 80A.12, by adding a subdivision; 80A.14, subdivisions 3, 4, and by adding subdivisions; 80A.15, subdivisions 1 and 2; 80A.16; 80A.28, subdivisions 1 and 2; 80C.01, subdivision 4; 82.19, by adding a subdivision; 82.20, subdivision 15; 82.22, subdivision 13; 82.24, subdivision 5; 82B.13, subdivisions 1, 4, and 5; 82B.14; 82B.19, subdivision 1; 326.83, subdivisions 11 and 19; 326.84, subdivision 3; 326.85, by adding a subdivision; 326.921; 332.33, subdivision 1, and by adding a subdivision; 332.34; 359.061; and 359.071; proposing coding for new law in Minnesota Statutes, chapters 45; 60K; and 80A; repealing Minnesota Statutes 1996, section 60K.07, subdivision 1.

The bill was read for the first time.

Entenza moved that S. F. No. 501 and H. F. No. 1032, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

CONSIDERATION UNDER RULE 1.10

Pursuant to rule 1.10, Solberg requested immediate consideration of S. F. No. 85.

S. F. No. 85, A bill for an act relating to claims; providing for payment of certain claims against the state; increasing a limit on settlements; adding claims to the Revenue Recapture Act; appropriating money; amending Minnesota Statutes 1996, sections 3.732, subdivision 2; and 270A.03, subdivision 7.

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

Journal of the House - 26th Day - Top of Page 1114

The question was taken on the passage of the bill and the roll was called. There were 87 yeas and 44 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|--------------|------------|-------------|----------|----------|-------------|
| Abrams | Farrell | Johnson, R. | Marko | Pawlenty | Swenson, D. |
| Anderson, I. | Folliard | Juhnke | McCollum | Paymar | Tomassoni |
| Bakk | Garcia | Kahn | McGuire | Pelowski | Trimble |
| Biernat | Goodno | Kalis | Milbert | Peterson | Tuma |
| Bishop | Greenfield | Kelso | Mullery | Pugh | Tunheim |

| | | | | | |
|-----------|-------------|----------|-----------|------------|-----------------|
| Carlson | Greiling | Kinkel | Munger | Rest | Vickerman |
| Chaudhary | Gunther | Koskinen | Murphy | Rhodes | Wagenius |
| Clark | Haas | Kubly | Ness | Rukavina | Wejcmann |
| Commers | Hasskamp | Leighton | Olson, E. | Schumacher | Wenzel |
| Dawkins | Hilty | Leppik | Opatz | Sekhonn | Westfall |
| Delmont | Huntley | Lieder | Orfield | Skare | Winter |
| Dorn | Jaros | Luther | Osskopp | Skoglund | Spk. Carruthers |
| Entenza | Jefferson | Mahon | Osthoff | Slawik | |
| Erhardt | Jennings | Mares | Otremba | Smith | |
| Evans | Johnson, A. | Mariani | Ozment | Solberg | |

Those who voted in the negative were:

| | | | | | |
|--------------|--------------|---------|-----------|-------------|---------|
| Anderson, B. | Dempsey | Kraus | Mulder | Seifert | Weaver |
| Bettermann | Finseth | Krinkie | Nornes | Stanek | Westrom |
| Boudreau | Harder | Kuisle | Olson, M. | Stang | Wolf |
| Bradley | Holsten | Larsen | Paulsen | Sviggum | Workman |
| Broecker | Kielkucki | Lindner | Reuter | Swenson, H. | |
| Daggett | Knight | Macklin | Rifenberg | Tingelstad | |
| Davids | Knoblach | McElroy | Rostberg | Tompkins | |
| Dehler | Koppendrayer | Molnau | Seagren | Van Dellen | |

The bill was passed and its title agreed to.

Winter moved that the House recess subject to the call of the Chair. The motion prevailed.

RECESS

RECONVENED

The House reconvened and was called to order by the Speaker.

REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Winter, for the Committee on Rules and Legislative Administration, offered the following report and moved its adoption:

The Permanent Rules of the House of Representatives for the 80th Session shall read as follows:

PERMANENT RULES OF THE HOUSE OF REPRESENTATIVES.

ARTICLE I - DAILY BUSINESS

1.01 CONVENING OF THE HOUSE. Unless otherwise ordered, regular sessions of the House shall convene at two-thirty p.m. The Speaker shall take the chair at the hour at which the House convenes and the House shall then be called to order. A prayer shall be said by the Chaplain or time allowed for a brief meditation. Then, on the first legislative day in any calendar week, it shall be followed by the pledge of allegiance to the flag of the United States of America. Then a roll of members shall be called and the names of members present and members excused shall be entered in the Journal of the House.

Journal of the House - 26th Day - Top of Page 1115

1.02 READING OF THE JOURNAL. A quorum being present, the Journal of the preceding day shall be read by the Chief Clerk unless otherwise ordered. The House may correct any errors in the Journal of the preceding day.

1.03 ORDER OF BUSINESS. After the reading of the Journal, the order of business of the day shall be:

(1) Presentation of petitions or other communications.

(2) Reports of standing committees.

(3) Second reading of House bills.

(4) Second reading of Senate bills.

(5) Reports of select committees.

(6) Introduction and first reading of House bills.

(7) Consideration of messages from the Senate.

(8) First reading of Senate bills.

(9) Consent Calendar.

(10) Calendar for the day.

(11) General Orders.

(12) Motions and resolutions.

Conference committees on House bills and the Committee on Rules and Legislative Administration may report at any time except when the House is in the Committee of the Whole.

1.04 SECOND READING OF BILLS. Every bill shall require a second reading.

Except as otherwise ordered, every bill requiring the approval of the Governor shall, after a second reading, be considered in a Committee of the Whole before it shall be finally acted upon by the House.

1.05 COMMITTEE OF THE WHOLE. The Committee of the Whole is a committee of the entire membership of the House. The Speaker may appoint another member as chair to preside over the Committee of the Whole.

When the House arrives at the General Orders of the Day, it shall resolve itself into a Committee of the Whole to consider bills on General Orders.

A bill considered in the Committee of the Whole shall be reported and then debated by sections, with the title considered last. All amendments shall be typewritten and five copies shall be submitted to the Chair who shall report them to the House.

1.06 RULES TO APPLY TO COMMITTEE OF THE WHOLE. The Rules of the House shall be observed in the Committee of the Whole so far as may be applicable except that the previous question shall not be forced or speaking limited.

Upon demand of 15 members, the yeas and nays shall be called, the question voted on, and the yeas and nays recorded in the Journal of the House.

In the Committee of the Whole no amendment increasing the amount of any appropriation shall be passed without the yeas and nays recorded in the Journal of the House.

A motion that the Committee arise shall always be in order and shall be decided without debate.

Journal of the House - 26th Day - Top of Page 1116

1.07 GENERAL ORDERS OF THE DAY. The Chief Clerk at the direction of the Speaker shall prepare the General Orders of the Day, which is a list of all bills which have not been made Special Orders or placed on the Consent Calendar, numbered according to their order at second reading. Unless otherwise ordered by a majority of the Committee, items on General Orders shall be taken up in numerical order.

The Chief Clerk shall see that a copy of each bill printed under the Rules or Orders of the House is placed in each member's file, which is to be kept at the member's desk in the chamber, at least 24 hours before the bill shall be considered in the Committee of the Whole.

If a bill is progressed three times it shall be placed at the end of General Orders.

Except during the last five days in any year on which a bill may be passed, a bill amended in the Committee of the Whole shall not be given its third reading until it is engrossed and reproduced as amended.

1.08 THIRD READING OF BILLS. No amendment shall be received 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 referred or re-referred by a majority vote of the whole House. If the committee, other than the Committee of the Whole, to which it was referred or re-referred 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.

1.09 SPECIAL ORDERS. A bill may be made the Order of the Day for a special time and be placed upon a separate list known as "Special Orders."

The Committee on Rules and Legislative Administration may by committee report designate as a Special Order any bill which has had its second reading.

Any member may move to make a bill a Special Order by giving notice at least two legislative days in advance of and specifying the day on which the member will so move. The notice shall include the number and title of the bill and the day and time certain for the Special Order. Only the member giving such notice, or another member designated in writing by the member who originally gave notice of the Special Order to the Speaker, may make the motion for the Special Order. A two-thirds vote of the whole House on such motion is required to make a bill a Special Order.

The time set for the motion may not be extended, and failure to make the motion on the specified day forfeits the right to make the motion.

A motion to make a bill a Special Order, when made according to the procedures herein prescribed, shall be a privileged motion, shall take precedence over all other motions except a motion to adjourn or to set the time to adjourn and questions of personal privilege, and may be made at any time on the day designated in the notice. A three-fourths vote of the whole House is required to suspend the motion.

Any Special Order, or any part of it, may be continued or postponed by two-thirds vote of the whole House at the time of such Special Order; however, a Special Order designated by the Committee on Rules and Legislative Administration may be continued or postponed by a majority vote of the whole House at the time of such Special Order. If a bill on Special Orders has been continued three times by the author or coauthor a motion for continuance shall not be in order and the bill shall be returned to General Orders.

When the time arrives for the consideration of any Special Order, the House shall consider each bill upon the Special Order in the order in which it is listed. After consideration it shall immediately be read the third time and placed upon final passage.

1.10 FINANCE AND REVENUE BILLS GIVEN PRECEDENCE. Any bill relating to taxes or raising revenue and any finance bill, which has had its second reading, shall be acted upon whenever requested by the Chair of the Committee on Ways and Means or by a designee of the Chair or, for any bill relating to taxes or raising revenue, by the Chair of the Committee on Taxes or a designee of the Chair.

1.11 CONSENT CALENDAR. Any bill of a non-controversial nature for which the committee report recommends placement upon the Consent Calendar shall be given its second reading after the report is adopted and placed upon the Consent Calendar. The bill shall be printed and placed in the members' files at least one day before it can be considered. The bill shall be placed upon the Consent Calendar in the order in which it is given its second reading.

The Consent Calendar shall immediately precede the order of business known as "Calendar for the Day." Every bill on the Consent Calendar shall be debated, given its third reading and voted upon, provided, however, that at any time prior to third reading, ten members may object to any bill as being controversial. Any bill so objected to shall be stricken from the Consent Calendar and be immediately placed upon General Orders, taking its place in the usual order.

1.12 SUSPENSION OF RULES TO ADVANCE A BILL. Every bill shall be reported on three different days, except that in case of urgency, a two-thirds majority of the whole House may suspend this Rule. A motion for suspension of the Rules to advance a bill for consideration out of its regular order is in order under the order of business "Motions and Resolutions" or at any time the bill is before the House. The motion must be presented to the Speaker in writing and must state the present position of the bill.

1.13 MINORITY REPORTS. Any minority report shall be made separately from the majority report and shall be considered before the majority report. If the minority report is adopted the majority report shall not be considered. If the minority report is not adopted the majority report shall then be considered.

1.14 COMMITTEE REPORT LAID OVER. The report of any committee may be laid over one day and printed in the Journal, if so ordered by the House.

1.15 RECALLING BILL FROM COMMITTEE OR DIVISION. In regular session, except after the deadline for committee reports on bills originating in the House, any bill or resolution may be recalled from any committee or division at any time by majority vote of the whole House, be given a second reading and be advanced to General Orders. A motion to recall a bill or resolution shall be in order only under the order of business "Motions and Resolutions."

1.16 TIME LIMIT FOR CONSIDERATION OF BILLS. If 20 legislative days after a bill has been referred to committee or division (other than a bill in the Committee on Ways and Means, the Committee on Taxes or a division of the Committee on Taxes, a finance committee, or a finance division of a standing committee) no report has been made upon it by the committee or division, 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 or division shall have ten calendar days thereafter in which to vote upon the bill requested. If the committee or division 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 its 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 its second reading and placed at the end of General Orders.

~~Such~~ The 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.

~~In regular session in 1995 after Friday, May 5, and in 1996 after, the House shall not act on bills other than those recommended by conference committee reports, the Committee on Rules and Legislative Administration, or the Committee on Ways and Means, and those bills contained in messages from the Senate or from the Governor.~~

1.17 DISPOSITION OF SENATE BILLS. Any Senate File received by the House, accompanied by a message announcing its passage by the Senate, shall be referred to the appropriate standing committee in accordance with Rule 5.05. However, if a Senate File is received which is stated by a member to be identical to a House File already reported by a standing committee of the House and placed on General Orders, Calendar, Consent Calendar, or Special Orders, the Senate File shall be referred to the Chief Clerk for comparison. If the Chief Clerk reports that the Senate File is identical with the House File, the Senate File may by majority vote be substituted for the House File and take its place. The fact that the bills are identical shall be entered in the Journal and the House File is then considered withdrawn.

Any Senate File which has been amended on the floor of the House, except at time of final passage, and any Senate File which has been reported to the House with amendments by a House standing committee, shall be unofficially engrossed and reprinted by the Chief Clerk. Amendments to unofficial engrossments of a Senate File may be offered.

1.18 RECORDED FLOOR PROCEEDINGS. All proceedings on the floor of the House shall be recorded on magnetic tape or similar recording device under the direction of the Chief Clerk. All taped proceedings of the House floor sessions shall be delivered to the Director of the Legislative Reference Library and there maintained on file for use by any member of the public in accordance with the rules of the Legislative Reference Library. Tapes delivered to the Legislative Reference

Library shall be kept by the library for eight years after which they shall be delivered to the Director of the Minnesota Historical Society.

Any person may obtain a copy of any such tape during the biennium in which it is recorded upon payment of a fee determined by the Chief Clerk to be adequate to cover the cost of preparing the copy.

Discussion preserved under this rule is not intended to be admissible in any court or administrative proceeding on an issue of legislative intent.

1.19 QUESTION SESSIONS. The House, by resolution, may reserve time at occasions during the legislative session for the Governor to appear to answer questions from House members. Before each question session, the House shall notify the Governor of issues to be covered at that session. The Governor may bring staff to a question session to assist in answering questions.

ARTICLE II - VOTING

2.01 AUTHORIZING ELECTRIC VOTING SYSTEM. Except for a vote upon elections, any vote may be taken by means of the electric voting system which shall be under the control of the Speaker of the House. No member may vote on a question except at the member's own seat in the chamber.

2.02 CALL OF THE HOUSE. Ten members may demand a call of the House at any time except after voting has commenced. When such call is demanded, the doors shall be closed, the roll shall be called, the absent members shall be sent for, and no member may be permitted to leave until the roll call is suspended or completed. During the roll call, no motion shall be in order except a motion pertaining to matters incidental to the call. Proceedings under the roll call may be suspended by a majority vote of the whole House. After the roll call is suspended or completed the Sergeant at Arms shall not permit any member to leave the Chamber unless excused by the Speaker. A call of the House may be lifted by a majority vote of the whole House.

2.03 DEMANDING YEAS AND NAYS. Yeas and nays shall be ordered without demand upon final passage of bills and upon adoption of resolutions or motions directing the payment of money. In all other cases the yeas and nays shall be ordered only upon demand of 15 members.

2.04 EXPLAINING OR CHANGING VOTE. No member shall be allowed to explain a vote or discuss the question while the yeas and nays are being taken, nor be allowed to change a vote after the yeas and nays have been announced from the chair by the Speaker.

2.05 EVERY UNEXCUSED MEMBER TO VOTE. Any member who is immediately interested in the question being voted on shall not vote.

Every other member present before a vote is declared from the chair shall vote for or against the matter before the House, unless the House excuses the member from voting. However, no member is required to vote on any matter concerning a resolution, except for a resolution relating to the internal business of the House or the Legislature.

A member who declines to vote on a call of the member's name shall be required to state reasons for so declining. After the vote has been taken but before the chair has announced the vote, the chair shall submit to the House the question, "Shall the member, for the reasons stated, be excused from voting?" which shall be decided without debate. Any other proceedings in reference thereto shall take place after announcement of the vote.

ARTICLE III - MOTIONS AND AMENDMENTS

3.01 AMENDMENTS AND OTHER MOTIONS. No amendment or other motion shall be debated until after it is stated by the Speaker.

After an amendment or other motion has been stated by the Speaker it is in possession of the House, but the mover may withdraw it at any time before amendment or decision. Unless a motion, resolution or amendment is withdrawn on the day it is made, it shall be entered in the Journal, together with the name of the member offering it.

The Speaker may require any amendment or other motion be typewritten and that five copies be given to the Chief Clerk.

3.02 PRECEDENCE OF MOTIONS. When a question is under consideration, no motion shall be received except the following, the first four of which shall be decided without debate:

- (1) To fix the time of adjournment.
- (2) To adjourn.
- (3) To lay on the table.
- (4) For the previous question.
- (5) To refer.
- (6) To postpone to a day certain.
- (7) To amend.
- (8) To postpone indefinitely.
- (9) To pass.

The motions shall have precedence in the order listed. However, if the motion for the previous question has been seconded and the main question ordered, the motion to lay on the table shall not be in order.

3.03 MOTION TO ADJOURN. A motion to adjourn shall always be in order except during roll call.

When a motion to adjourn is made it shall be in order for the Speaker, before putting the question, to permit any member to state reasons which would seem to render adjournment improper at that time. Such a statement shall not be debatable and shall be limited to not over two minutes.

3.04 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~~ the 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~~ The 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~~ has 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. Notice of intention to move reconsideration is subject to the deadline in Rule 9.03.

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 regular session in 1995, notice of intention to move reconsideration shall not be in order after Monday, April 17.~~

~~In regular session in 1996, notice of intention to move reconsideration shall not be in order after~~

3.05 ORDER OF PUTTING QUESTION. Except in the case of privileged questions, all questions, whether in committee or in the House, shall be put in the order in which they are moved. When filling blanks, a motion for the largest sum or the longest time shall be put first.

3.06 DIVISION OF A QUESTION. Any member may request the division of a question which contains several separate and distinct points. A motion to strike out and insert shall not be divisible. If a motion to strike out is lost it shall not preclude another motion to amend or to strike out and insert.

3.07 THE PREVIOUS QUESTION. The motion calling for the previous question must be seconded by 15 members. If the motion for the previous question is ordered by a majority of members present, it shall have the effect of cutting off all debate and bringing the House to direct vote upon the question or questions.

The previous question may be moved and ordered upon a single motion, a series of motions allowable under the Rules, or an amendment or amendments; or it may include all authorized motions or amendments, including a vote on final passage of a bill.

On a motion for the previous question, but prior to its being ordered, a call of the House shall be in order. After a majority has ordered the previous question, no call shall be in order prior to the decision on the main question.

When the previous question is decided in the negative, the main question remains under debate until disposed of by taking a vote either on the question or in some other manner.

All incidental questions of order arising after a motion is made for the previous question and prior to the vote on the main question shall be decided without debate.

3.08 AMENDMENTS TO AMENDMENTS. An amendment may be amended, but an amendment to an amendment may not be amended.

3.09 MOTIONS AND PROPOSITIONS TO BE GERMANE. No motion or proposition on a subject different from that under consideration shall be admitted under guise of its being an amendment.

3.10 AMENDMENT NOT TO ANNEX ANOTHER BILL. Except in a standing committee no bill or resolution shall at any time be amended by annexing or incorporating any other bill or resolution.

3.11 RESOLUTIONS AND MOTIONS INVOLVING EXPENDITURE OF MONEY. Any resolution or motion involving the expenditure of money out of the legislative expense fund shall be referred to the Committee on Rules and Legislative Administration before being acted upon by the House. A majority vote of the whole House, determined by a roll call, is required to pass any such resolution or motion.

3.12 AMENDMENTS TO APPROPRIATION AND TAX BILLS. No amendment increasing an appropriation and no amendment increasing a tax shall be declared passed until voted for by a majority of the whole House determined by a roll call vote.

3.13 MOTION TO LAY ON THE TABLE. A motion to lay on the table shall not be in order on a motion to amend, except that a motion to amend the Rules may be tabled.

3.14 MOTION TO RESCIND. The motion to rescind shall not be in order at any time in any proceeding in the House or in any committee of the House.

3.15 SUSPENSION OR AMENDMENT OF THE RULES. The concurrence of two-thirds of the whole House is required to suspend, alter, or amend any Rule of the House, except that any amendment to the Rules reported by the Committee on Rules and Legislative Administration may be adopted by a majority of the whole House.

Except as provided in Rule 1.12, a motion to suspend, alter, or amend any Rule of the House must be made under the order of business "Motions and Resolutions." If the motion is made at any other time, unanimous consent is required before the Speaker can entertain the motion.

A motion to suspend the Rules, together with the subject matter to which it pertains, is debatable, but the previous question may be applied to the motion.

4.01 ABSENCE OF MEMBERS AND OFFICERS. Unless illness or other sufficient cause prevents attendance, no member or officer of the House shall be absent from any session of the House without first having obtained from the Speaker permission to be absent.

4.02 DUTIES OF MEMBERS. Members shall keep their seats until the Speaker announces adjournment.

Every member, before speaking, shall rise and respectfully address the Speaker and shall not speak further until recognized by the Speaker. When two or more members rise at the same time, the Speaker shall designate the member to speak first.

4.03 QUESTIONS OF ORDER. If any member of the House transgresses the Rules, either in speaking or in any other way, the Speaker shall, or any member may, call the member to order. A member so called to order shall immediately sit down unless another member moves to permit the member who was called to order to explain. In either case, the House, if appealed to, shall decide without debate. Only if the decision is in favor of the member called to order shall that member be at liberty to proceed. A member called to order shall be liable to censure or such other punishment as the House may deem proper.

4.04 ORDER IN DEBATE. No member shall speak more than twice on the same subject without leave of the House, nor more than once until every other member wishing to speak on the pending question has had an opportunity to do so.

4.05 NOTICE OF INTENTION TO DEBATE A RESOLUTION. Any member may give notice of intention to debate a resolution, except one introduced as a house file or a senate file under Rule 5.02 or one offered by the Committee on Rules and Legislative Administration or the Committee on Ethics. ~~Such~~ The notice may be given at any time before the vote is taken on the resolution. If ~~such~~ the notice is given, the resolution shall be laid over one day without debate or any other action.

4.06 OFFENSIVE WORDS IN DEBATE. If any member is called to order for offensive words in debate, the member calling for order shall report the words to which exception is taken and the Clerk shall record them. No member shall be held to answer or be subject to censure of the House for any language used in debate if exception is not taken before any other member has spoken or any other business has taken place.

4.07 ORDER DURING SESSION. No member shall walk out of or across the Chamber when the Speaker is putting the question. No member shall engage in private conversation while another member is speaking or pass between the speaking member and the Chair.

4.08 NO ONE TO REMAIN BY THE CHIEF CLERK'S DESK. No member or other person shall remain by the Chief Clerk's desk while the yeas and nays are being called.

4.09 WHO MAY BE ADMITTED TO THE FLOOR. No person shall be admitted within the House Chamber, except members themselves, properly authorized employees, the Chief Executive and ex-governors of the State of Minnesota, members of the Senate, heads of departments of the state government, judges of the Supreme Court, Court of Appeals, and District Courts, members of Congress, properly accredited representatives of radio and television stations, newspapers and press associations, as herein provided for, and none other. When a former member of Congress or the Minnesota Legislature or any other person is issued a permit by the Speaker good for the day, that person shall be provided with a seat near the Speaker's rostrum, and at no time shall a conversation be carried on so as to disturb the business of the House. Before issuing the permit, the Speaker shall make certain that the person does not seek the floor of the House for the purpose of influencing decisions of the House.

The alcoves shall be kept for the use of members only, and the Sergeant at Arms shall keep them cleared.

Journal of the House - 26th Day - Top of Page 1122

It shall not be in order for the Speaker to entertain a request for the suspension of this Rule, or to present from the Chair the request of any member for unanimous consent unless an extraordinary condition exists, in which event the Speaker may consent to entertain a motion for its suspension.

During the period extending from one hour prior to the time the House is scheduled to convene until one hour after the House adjourns for the day, the retiring room shall be reserved for the exclusive use of the members and employees of the House. No committee meetings shall be held therein except for emergency meetings authorized by the Speaker of the House. The Sergeant at Arms is charged with the duty of strict enforcement of this provision.

4.10 PRESENTATION OF PETITIONS. Any petition, memorial or other paper presented to the House shall include the name of the member introducing it and a brief description of its contents and shall be presented by the Speaker, who shall state briefly its contents.

4.11 NO SMOKING IN HOUSE CAPITOL AREA. Smoking is prohibited in areas of the Capitol and State Office Building under the jurisdiction of the House of Representatives, including the House Chamber and Retiring Room and galleries, hearing rooms, minor corridors and offices, private offices, and lounges.

4.12 CODE OF CONDUCT. The Committee on Rules and Legislative Administration, upon recommendation from the Committee on Ethics, shall establish and maintain a code of conduct for members, officers and employees of the House.

ARTICLE V - BILLS

5.01 BILL AND RESOLUTION FORM. No bill or resolution shall be introduced until it has been examined and approved by the Revisor of Statutes as to form and compliance with the Joint Rules of the House and Senate and the Rules of the House. Approval as to form shall be endorsed on the bill or resolution by the Revisor of Statutes. A bill that is divided into articles may include or be accompanied by a table of contents.

5.02 INTRODUCTION OF BILLS AND RESOLUTIONS. A bill, advisory bill or resolution offered for introduction shall be placed in the hands of the Speaker at least 24 hours prior to the convening of the daily session. Every bill, advisory bill and resolution shall be introduced in quadruplicate and each copy shall contain the signature of the member or name of the committee introducing it. No bill, advisory bill, memorial or resolution shall have more than five authors. A statement of facts being forwarded for action to a governmental official, agency, or body or other similar proposal is a memorial and shall be introduced in the same form as a bill and take the same course as a bill. No resolution shall authorize the expenditure of monies from any source other than the legislative expense fund. Department and agency bills are subject to the deadlines in Rule 9.03.

~~5.03 TIME LIMIT FOR INTRODUCTION OF BILLS. In 1995, a bill prepared by a department or agency of state government shall be introduced and given its first reading by March 20. In 1996, a bill prepared by a department or agency of state government shall be introduced and given its first reading before~~

5.03 RECESS BILL INTRODUCTIONS. During the period between the last day of the session in the odd-numbered year and the first day of the session in the following even-numbered year, any bill filed with the Speaker for introduction shall be given a file number and may be unofficially referred to an appropriate standing committee of the House of Representatives.

5.04 ADVISORY BILLS. An advisory bill may be introduced by any member in the same manner as a bill except that the requirements of Rule 5.01 shall not apply.

Each advisory bill shall be typewritten on a form provided by the Chief Clerk. It shall have a title not exceeding 12 words in length and shall contain a specific proposal for the initiation, termination or alteration of a law or program of the state or any of its subdivisions. It need not be drafted in a form appropriate for enactment into law.

An advisory bill may be considered only in committee and shall not be given a second reading or be otherwise considered by the House, except that the committee may report its recommendation for re-referral to another committee.

Journal of the House - 26th Day - Top of Page 1123

5.05 FIRST READING AND REFERENCE OF BILLS. Each bill, advisory bill and resolution shall be reported and given its first reading upon its introduction. No bill, advisory bill or resolution shall be objected to upon its introduction.

Except as provided in Rule 1.17 and Rule 5.06 each bill, advisory bill or resolution shall, after first reading, be referred by the Speaker to the appropriate standing committee or division thereof.

Congratulatory resolutions are exempt from this rule and may be adopted by the Committee on Rules and Legislative Administration without further consideration by the House.

Except as otherwise provided in these Rules, after a bill, advisory bill or resolution has been referred by the Speaker, a majority vote of the whole House shall be required for a re-referral of the bill, advisory bill or resolution by the House.

5.06 COMMITTEE BILLS. A committee bill shall be read for the first time and may be referred by the Speaker to any standing committee. If it is not so referred, it shall be laid over one day. It shall then be read for the second time and placed upon General Orders, or, if recommended by the Committee, upon the Consent Calendar.

5.07 PRINTING OF BILLS. Every bill shall be printed after it has been given its second reading. A bill may be printed at any other time a majority of the House so orders.

5.08 FINANCE AND REVENUE BILLS. Any bill, whether originating in the House or Senate which directly and specifically affects any present or future financial obligation on the part of the State or which directly and specifically affects state revenues, after being reported to the House, shall be referred, or re-referred to the appropriate finance committee, standing committee with a finance division for consideration by the finance division, or the Committee on Taxes, for action. Once action has been taken by that committee, the bill shall be thereafter re-referred to the Committee on Ways and Means. A bill, other than a major revenue or finance bill referred to in Rule 5.12, which carries an appropriation shall include an appropriation section. This rule does not apply to a bill recommended for passage by the Committee on Capital Investment under Rule 5.09.

5.09 BILLS AFFECTING DEBT. The Committee on Capital Investment shall have jurisdiction over debt obligations issued by the State. A bill which authorizes the issuance of debt of the State shall be referred or re-referred to the Committee on Capital Investment.

The Chair of the Committee on Capital Investment shall assign to each finance committee or finance division of a standing committee the responsibility to develop a bill on state public debt within its jurisdiction. The bill shall be referred to the Committee on Capital Investment by ~~..... 1996~~ Friday, March 6, 1998, for further disposition.

A bill recommended for passage by the Committee on Capital Investment shall be accompanied by a statement of its fiscal impact and shall be referred to the Committee on Ways and Means for review and action by that committee.

5.10 BILLS AFFECTING STATE GOVERNMENT POWERS AND STRUCTURE. Any bill, whether originating in the House or the Senate, which creates or reestablishes any new department, agency, commission, board, task force, advisory committee or council, or bureau, or any other such entity, or which substantially changes or alters the organization of or delegates rulemaking authority to or exempts from rulemaking any department or agency thereof of state government, or substantially changes, alters, vests or divests official rights, powers, or duties of any official, department or agency of the state government or any institution under its control, after being reported to the House, shall be referred, or re-referred, as the case may be, to the Committee on Governmental Operations for action by that committee. Prior to the deadline set by Rule 9.03, any committee other than the Committee on Governmental Operations to which such bill is referred shall, in its report, recommend re-referral to the Committee on Governmental Operations. After the deadline set by Rule 9.03, a report shall recommend re-referral to the Committee on Rules and Legislative Administration.

This rule does not apply to the major finance and revenue bills referred to in Rule 5.12. But, if those bills contain provisions that would create, abolish, or reestablish a department, agency, commission, board, task force, advisory committee or council, or other such entity, then the chair of the Committee on Taxes or the chair of the appropriate finance committee or standing committee with a finance division, must communicate the inclusion of the provision to the chair of the Committee on Rules and Legislative Administration prior to consideration of the matter on the floor.

Journal of the House - 26th Day - Top of Page 1124

All other bills in finance committees or referred out of finance divisions of standing committees and bills in the Committee on Taxes are also exempt from this rule except for bills to create, abolish, or reestablish a department, agency, commission, board, task force, advisory committee or council, or other such entity. Prior to the deadline set by Rule 9.03, those bills shall be re-referred to the Committee on Governmental Operations. After that deadline, the bills shall be re-referred to the Committee on Rules and Legislative Administration.

5.11 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 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.

5.12 WAYS AND MEANS COMMITTEE; RESOLUTION; EFFECT ON EXPENDITURES AND REVENUE BILLS. The Committee on Ways and Means shall hold hearings as necessary to determine state expenditures and revenues for the

coming fiscal biennium.

In regular session, not later than 15 days following the last available state general fund revenue and expenditure forecast for the coming fiscal biennium prepared during the session, the Committee on Ways and Means shall adopt a budget resolution. The budget resolution shall set the maximum limitation on expenditures and revenues for the coming fiscal biennium for the general fund and an amount to be set aside as a ~~budget reserve~~ cash flow account. The limitation is effective, if adopted, unless the Committee on Ways and Means adopts a different limitation in a subsequent budget resolution that accounts for increases or decreases in general fund revenues and expenditures anticipated for the current fiscal biennium.

Upon adoption of the budget resolution, the Committee on Ways and Means shall reconcile finance and revenue bills and upon request shall certify to the House that such bills do not exceed the limitation specified in the budget resolution.

A bill described in Rule 5.08 other than a major revenue or finance bill shall not be given its second reading until each major finance and revenue bill has received its second reading. However, a bill other than a major finance or revenue bill may be given its second reading after the House has received from the Committee on Ways and Means a statement certifying that the fiscal impact of the bill is or will be reconciled and within the guidelines of the budget resolution. All statements and certifications required by this rule may be reported orally by the Chair of the Committee on Ways and Means or a designee of the Chair. Major finance and revenue bills are:

the higher education finance bill;

the K-12 education finance bill;

the family and early childhood education finance bill;

the environment ~~and~~, natural resources and agriculture finance bill;

the health and human services finance bill;

~~the MinnesotaCare finance bill;~~

the state government finance bill;

the economic development, ~~infrastructure and regulation~~ and housing finance bill;

the transportation and transit finance bill;

the judiciary finance bill;

the omnibus capital investment bill; and

the omnibus tax bill.

Journal of the House - 26th Day - Top of Page 1125

Each finance committee, finance division of a standing committee, the Committee on Capital Investment, or the Committee on Taxes, upon recommending passage of any bill described in Rule 5.08, shall provide to the Committee on Ways and Means a fiscal statement on the bill.

5.13 BILLS PROPOSING MEMORIALS. Any bill or amendment that proposes to have a memorial erected in the Capitol area shall be referred to the Committee on Rules and Legislative Administration.

~~**5.14 RECESS BILL INTRODUCTIONS.** During the period between the last day of the session in 1995 and the first day of the session in 1996, any bill filed with the Speaker for introduction shall be given a file number and may be unofficially referred to an appropriate standing committee of the House of Representatives.~~

~~**5.15**~~ **5.14 BILLS PROPOSING CONSTITUTIONAL AMENDMENTS.** Any bill, whether originating in the House or Senate, which proposes a constitutional amendment, after being reported to the House, shall be referred, or re-referred, as the case may be, to the Committee on Rules and Legislative Administration for action by that committee. Any committee,

other than the Committee on Rules and Legislative Administration, to which such bill has been referred, shall, in its report, recommend re-referral to the Committee on Rules and Legislative Administration.

ARTICLE VI - COMMITTEES - POWERS AND DUTIES

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

~~Agriculture~~

~~Capital Investment~~

~~Claims~~

~~Commerce, Tourism and Consumer Affairs~~

~~Division: Business Regulation~~

~~Economic Development, Infrastructure and Regulation Finance~~

~~Division: Transportation Finance~~

~~Education~~

~~Divisions: K-12 Education Finance~~

~~Higher Education Finance~~

~~University of Minnesota Finance~~

~~Environment and Natural Resources~~

~~Environment and Natural Resources Finance~~

~~Ethics~~

~~Financial Institutions and Insurance~~

~~General Legislation, Veterans Affairs and Elections~~

~~Division: Elections~~

~~Governmental Operations~~

~~Divisions: Gambling~~

~~State Government Finance~~

~~Health and Human Services~~

~~Divisions: Health and Human Services Finance~~

~~MinnesotaCare Finance~~

Journal of the House - 26th Day - Top of Page 1126

~~Housing~~

~~International Trade and Economic Development~~

~~Judiciary~~

~~Judiciary Finance~~

~~Labor Management Relations~~

~~Local Government and Metropolitan Affairs~~

~~Regulated Industries and Energy~~

~~Rules and Legislative Administration~~

~~Taxes~~

~~Divisions: Property Tax and Tax Increment Financing~~

~~Sales and Income Tax~~

~~Transportation and Transit~~

~~Ways and Means~~

~~Division: Government Efficiency and Oversight Division~~

Agriculture

Capital Investment

Commerce, Tourism and Consumer Affairs

Economic Development and International Trade

Divisions: Economic Development Finance

Housing and Housing Finance

Education

Divisions: Family and Early Childhood Education Finance

Higher Education Finance

K-12 Education Finance

Environment and Natural Resources

Environment, Natural Resources and Agriculture Finance

Financial Institutions and Insurance

General Legislation, Veterans Affairs and Elections

Governmental Operations

Division: State Government Finance

Health and Human Services

Division: Health and Human Services Finance

Judiciary

Divisions: Civil and Family Law

Labor-Management Relations

Local Government and Metropolitan Affairs

Regulated Industries and Energy

Rules and Legislative Administration

Taxes

Divisions: Property Tax and Tax Increment Finance

Sales and Income Tax

Transportation and Transit

Division: Transportation and Transit Finance

Ways and Means

6.02 COMMITTEE MEMBERSHIP. No less than 30 days prior to the opening of a regular session of the Legislature, the Speaker-designate shall provide the minority group with a list of the standing committees proposed for the session. The Speaker-designate shall also designate the number of minority members to be appointed to each committee and may require general membership guidelines to be followed in the selection of committee members.

If the minority leader submits to the Speaker-designate, at least 15 days prior to the opening of the session, a list of proposed committee assignments for the minority group, which complies with the numbers and guidelines provided, the Speaker shall make such proposed assignments with the purpose of attaining proportionate representation on the committees for the minority group.

No committee of the House shall have exclusive membership from any one profession, occupation or vocation.

A member may not serve as the chair of the same standing committee, or a standing committee with substantially the same jurisdiction, during more than three consecutive regular biennial sessions. Service as the chair before the 79th legislature does not count in applying this limitation. Service during a biennial session for less than three months does not count in applying this limitation. This rule does not apply to service as chair of the Committee on Rules and Legislative Administration or the Committee on Ways and Means.

6.03 COMMITTEE MEETING SCHEDULE. The Speaker shall prepare a schedule of committee meetings, fixing as far as practicable the day of the week and the hour for the regular meeting time of each committee. The schedule of committee meetings shall officially be made available to the news media. The chair of any committee holding a special meeting or making a change in the regular schedule of meetings shall give written notice which may be announced from the desk and shall be posted on the bulletin board at least one day in advance of the change.

The chair of each committee, division, or subcommittee shall as far as practicable give three days notice of any meeting. The notice shall include the date, time, place and agenda for the meeting.

No committee may meet between 12:00 midnight and 7:00 in the morning.

6.04 COMMITTEE PROCEDURES. Meetings of all committees of the House shall be open to the public except for any executive sessions which the committee on ethics deems necessary under Rule 6.10. For purposes of this requirement, a meeting occurs when a quorum is present and action is taken regarding a matter within the jurisdiction of the committee, except that this requirement does not apply to a meeting of a caucus of members of a committee from the same political party.

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.

Journal of the House - 26th Day - Top of Page 1128

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.

6.05 SUBCOMMITTEES. The chair of a committee shall appoint the chair and members of each subcommittee with the advice and consent of the Speaker. The chair or the committee may refer bills to subcommittee. Any subcommittee may make such investigation or exercise such authority as is delegated to it by the chair or the committee.

6.06 COMMITTEE RECORDS. The chair of a standing committee shall cause a record to be kept, in the form prescribed by the Committee on Rules and Legislative Administration, which shall include the record of each bill referred to the committee and the minutes of the committee. The minutes shall include:

- a. The time and place of each hearing or meeting of the committee;
- b. Committee members present;
- c. The name and address of each person appearing before the committee, together with the name and address of the person, association, firm or corporation in whose behalf the appearance is made;
- d. The language of each motion, the name of the committee member making the motion, and the result of any vote taken upon the motion, including the yeas and nays whenever a roll call is demanded;
- e. The date on which any subcommittee is created, the names of its members and the bills referred to it;
- f. The record of each subcommittee meeting, including the time and place of the meeting; members present; the name of each person appearing before the subcommittee, together with the name of the person, association, firm or corporation in whose behalf the appearance is made; and the language of each motion, together with the name of the member making the motion, and the result of any vote taken upon the motion, including the yeas and nays whenever a roll call is demanded;
- g. Other important matters related to the work of the committee.

The minutes shall be approved at the next regular meeting of the committee.

Copies of the minutes, after approval by the committee, shall be filed with the Chief Clerk and shall be open to public inspection in the Chief Clerk's office. At the end of the biennium they shall be delivered, together with the other committee records, to the Director of the Legislative Reference Library, where they shall remain open for public inspection during regular office hours. A copy of any page of any committee minutes may be obtained upon payment of a fee determined by the Chief Clerk to be adequate to cover the cost of preparing the copy.

The magnetic tape recording of any committee meetings shall be retained by the chair until the minutes of that meeting have been approved by the committee. The recording shall then be filed with the Director of the Legislative Reference Library. A copy of the committee recording shall be filed within 24 hours if written request is made to the committee. Tapes filed with the Legislative Reference Library shall be kept by the library for eight years after which they shall be delivered to the Director of the Minnesota Historical Society.

Any person may obtain a copy of such tape during the period in which it is maintained in the Legislative Reference Library upon payment of a fee determined by the Chief Clerk to be sufficient to cover the cost of the copy. Testimony and discussion preserved under this rule is not intended to be admissible in any court or administrative proceeding on an issue of legislative intent.

6.07 COMMITTEE REPORTS. The chair of a standing committee reporting to the House the action taken by the committee upon any bill or resolution referred to it shall do so upon the form provided for such reports. Each bill or resolution shall be reported separately and the report shall be adopted or rejected without amendment.

Journal of the House - 26th Day - Top of Page 1129

The report shall contain the action taken by the committee and the date of such action and shall be authenticated by the signature of the chair.

Before a committee reports favorably upon a bill or resolution, the chair shall see that the form of the bill or resolution conforms to the Joint Rules of the House and Senate and these Rules.

Except during the last seven legislative days in any year, the committee report and any minority report shall be placed in the hands of the Chief Clerk at least four hours prior to the convening of the daily session.

The Committee on Rules and Legislative Administration may report at any time.

If a majority of the members of a standing committee finds a bill referred to the committee to be of a non-controversial nature, the report to the House may recommend that the bill be placed upon a separate calendar to be known as the Consent Calendar.

6.08 COMMITTEE BILLS. Any standing or special committee of the House may introduce a bill as a committee bill on any subject within its purview.

6.09 SUBSTITUTION OF BILLS. No standing or special committee nor any of its members shall report a substitute for any bill referred to the committee if the substitute relates to a different subject, is intended to accomplish a different purpose, or would require a title essentially different from that of the original bill. Whenever the House is advised that a substitute bill reported to the House is in violation of this rule, the report shall not be adopted.

6.10 THE COMMITTEE ON ETHICS. The Speaker shall appoint a Committee on Ethics consisting of four members. An equal number of Two members from the majority group and, two from the minority group and one alternate from each group shall be appointed to the Ethics Committee. The committee shall adopt written procedures, which shall include due process requirements, for handling complaints and issuing guidelines.

A complaint may be brought for conduct by a member that violates a rule or administrative policy of the House, that violates accepted norms of House behavior, that betrays the public trust, or that tends to bring the House into dishonor or disrepute. Complaints A complaint regarding a member's conduct must present with specificity the factual evidence supporting the complaint. A complaint must be submitted in writing to the Speaker verified in writing, under oath and signed by two or more members of the House and shall be referred, and submitted to the Speaker. Before submitting the complaint to the Speaker, the complainants shall cause a copy of it and any supporting materials to be delivered to any member named in the complaint. Not later than seven days after receiving a complaint, the Speaker shall refer the complaint to the Ethics Committee within 15 days for processing by the committee according to its rules of procedure. Prior to referring the matter to the committee, the Speaker shall inform the member against whom a question of conduct has been raised of the complaint and the complainant's identity. The Speaker, the members making the complaint, the members of the committee, and employees of the House shall hold the complaint in confidence until the committee or the member subject of the complaint cause a public hearing to be scheduled.

The existence and substance of a complaint, including any supporting materials, and all proceedings, meetings, hearings, and records of the Ethics Committee are public; except that the committee, upon a majority vote of the whole committee, may meet in executive session to consider or determine the question of probable cause, to consider a member's medical or other health records, or to protect the privacy of a victim or a third party. A complaint of a breach of the confidentiality requirement by a member or employee of the House shall be immediately referred by the Speaker to the Ethics Committee for disciplinary action.

The committee shall act in an investigatory capacity and may make recommendations regarding questions of ethical conduct received complaints submitted to the Speaker prior to adjournment sine die. The committee may, with approval of the Speaker, retain a retired judge or other nonpartisan legal advisor to advise and assist the committee, as the committee deems appropriate and necessary in the circumstances of the case, in conducting the proceedings and obtaining a complete and accurate understanding of the information relevant to the conduct in question.

Ethics Committee recommendations for disciplinary action must be supported by clear and convincing evidence and shall be referred to the Committee on Rules and Legislative Administration, which may adopt, amend, or reject the recommendations of the Ethics Committee. Recommendations adopted by the Committee on Rules and Legislative Administration to expel, censure, or reprimand shall be reported to the House for final disposition.

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. The member presenting the conference committee report to the House shall disclose all substantive changes from the House version of the bill.

~~In regular session in 1995 except after Monday, May 15, and in 1996 except after, a written copy of a report of a conference committee shall be placed on the desk of each member of the House 24 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.~~

6.12 COMMITTEE BUDGETS AND EXPENSES. The Committee on Rules and Legislative Administration shall establish a budget for each standing committee of the House for expenses incurred by the committee, its members, or its staff in conducting its legislative business. Per diem expense allowances paid to members during sessions or at times set by the Speaker shall not be charged against the budget. No committee shall incur expenses in excess of its authorized budget.

Employees shall be reimbursed for actual expenses in the same manner as state employees.

During sessions, for travel away from the Capitol, members shall be reimbursed for actual expenses in the same manner as state employees in addition to per diem expense allowances.

All charges against the committee budget must be approved by the chair before payment is made.

6.13 PUBLIC TESTIMONY. Public testimony from proponents and opponents shall be allowed on every bill or resolution before ~~either~~ a standing committee, division or subcommittee of the House.

6.14 OPEN MEETING ENFORCEMENT. Any person may submit to the Speaker a complaint that a violation of the open meeting requirements of Rule 6.04 has occurred. The complaint must be submitted in writing. Upon receiving a complaint, the Speaker, or a person designated by the Speaker, shall investigate the complaint promptly. If the Speaker concludes, following investigation, that a violation of the open meeting rule may have occurred, the Speaker shall refer the complaint to the Committee on Ethics for further proceedings.

6.15 APPOINTMENTS TO BOARDS AND COMMISSIONS. Upon the convening of the biennial session, the Speaker shall notify all members of the House of each board or commission to which a member of the House may be appointed by the Speaker. The Speaker shall request advice from the minority leader regarding these appointments.

ARTICLE VII - OFFICERS OF THE HOUSE

7.01 DUTIES AND PRIVILEGES OF THE SPEAKER. The Speaker shall preside over the House and shall have all the powers and be charged with all the duties of the presiding officer.

The Speaker shall preserve order and decorum. The Speaker or the chair of the Committee of the Whole may order the lobby or galleries cleared in the case of disorderly conduct or other disturbance.

Except as provided by rule or law, the Speaker shall have general control of the Chamber of the House and of the corridors, passages and rooms assigned to the use of the House.

The Speaker shall sign all acts, addresses, joint resolutions, writs, warrants and subpoenas of the House or issued by order of the House. The Speaker shall sign all abstracts for the payment of money out of the legislative expense fund of the House; but no money shall be paid out of the fund unless the abstract is also signed by the Controller of the House. Abstracts for compensation for members shall be signed by the Chief Clerk pursuant to law.

The Speaker shall appoint the Chief Sergeant at Arms or shall designate that officer from among the Sergeants at Arms elected by the House or appointed by the Committee on Rules and Legislative Administration.

When an elected office of the House becomes vacant, the Speaker shall designate a person to exercise the powers and discharge the duties of the office as necessary until a successor is elected by the House.

7.02 SPEAKER PRO TEMPORE. The Speaker shall appoint a member to preside, whenever the Speaker is absent, as Speaker pro tempore. In the absence of the Speaker and Speaker pro tempore, a member selected by the Speaker shall preside until the return of the Speaker or Speaker pro tempore. If desired, the Speaker may appoint cospeakers pro tempore.

7.03 DUTIES OF CHIEF CLERK. The Chief Clerk shall have general supervision of all clerical duties pertaining to the business of the House. The Chief Clerk shall perform under the direction of the Speaker all the duties pertaining to the office of Chief Clerk and shall keep records showing the status and progress of all bills, memorials and resolutions.

During a temporary absence of the Chief Clerk, the First Assistant Chief Clerk shall be delegated all the usual responsibilities of the Chief Clerk and is authorized to sign the daily journal, enrollments, abstracts and other legislative documents.

7.04 ENGROSSMENT AND ENROLLMENT. The Chief Clerk of the House shall have supervision over the engrossment and enrollment of bills. The Chief Clerk shall cause to be kept a record by file number of the bills introduced in the House which have passed both houses and been enrolled.

7.05 BUDGET AND FINANCIAL AFFAIRS. The House Controller shall prepare a biennial budget for the House which must be approved by the Committee on Rules and Legislative Administration before it is submitted to the Committee on Governmental Operations for consideration by the State Government Finance Division. By the 15th day of April, July, October, and January of each year, the House Controller shall submit a detailed report of House expenditures during the previous quarter to the Speaker and the Committee on Rules and Legislative Administration.

The House Controller shall arrange for the purchase of goods and services. The Controller shall seek the lowest possible prices consistent with satisfactory quality and dependability. A contract of the House, or an amendment to a contract, authorizing an expenditure in excess of \$500 must be signed by the Speaker or the Controller. A contract, or an amendment to a contract, authorizing an expenditure of up to \$500 may be executed by an employee authorized and directed in writing by the Controller to act for the Controller with respect to the contract or type of contract. A contract or amendment entered into in violation of this rule is not binding on the House.

7.06 BULLETIN BOARD. The Chief Clerk shall prepare a bulletin board upon which shall be posted a list of committee and subcommittee meetings and any other announcements or notices the House may require.

7.07 INDEX. The Index Clerk, under the supervision of the Chief Clerk, shall prepare an index in which bills may be indexed by topic, number, author, subject, section of the code amended, committees, and any other subject that will make it a complete and comprehensive index. The index shall be open for public inspection at all times during the session and shall be printed in the permanent Journal of the House.

7.08 DUTIES OF THE SERGEANT AT ARMS. It shall be the duty of the Sergeant at Arms to carry out all orders of the House or the Speaker and to perform all other services pertaining to the office of Sergeant at Arms, including maintaining order in the Chamber and other areas used for the business of the House and its committees and members and supervising entering and exiting from the Chamber and the other areas and the prompt delivery of messages.

7.09 SUCCESSOR IN OFFICE OF SPEAKER. When the office of Speaker becomes vacant, the Chair of the Committee on Rules and Legislative Administration shall exercise the powers and discharge the duties of the office as necessary, until a Speaker is elected by the House or until a speaker-designate is selected as provided in this Rule. The House shall elect a

Speaker when the House is next called to order. If the Legislature is not in session, within 30 days after the office of Speaker becomes vacant the Committee on Rules and Legislative Administration shall meet and select a speaker-designate to exercise the powers and discharge the duties of the office as necessary until a Speaker is elected by the House.

ARTICLE VIII - EMPLOYEES OF THE HOUSE

8.01 APPOINTMENT OF EMPLOYEES. The Committee on Rules and Legislative Administration shall designate the position of and appoint each employee of the House and set the compensation of each officer and employee. A record of all such appointments, including positions and compensation, shall be kept in the office of the House Controller and shall be open for inspection by the public.

The Committee on Rules and Legislative Administration, by resolution, shall establish the procedure for filling vacancies when the Legislature is not in session.

Any employee of the House may be assigned to other duties, suspended or discharged at any time by the Committee on Rules and Legislative Administration.

ARTICLE IX - GENERAL PROVISIONS

9.01 RULE AS TO CONSTRUCTION. As used in these Rules the terms "majority vote" and "vote of the House" shall mean a majority of members present at the particular time. The term "vote of the whole House" shall mean a majority vote of all the members elected to the House for that particular session of the Legislature.

Singular words used in these Rules shall include the plural, unless the context indicates a contrary intention.

9.02 MEDIA NEWS REPORTERS. Accredited representatives of the press, press associations, and radio and television stations shall be accorded equal press privileges by the House. Any person wishing to report proceedings of the House may apply to the Committee on Rules and Legislative Administration for a press pass and assignment to suitable available space.

Television stations shall be permitted to televise sessions of the House. Media representatives shall be allowed access to both wells in the gallery of the House chambers.

9.03 DEADLINES. A bill prepared by a department or agency of state government shall be introduced and given its first reading in regular session no later than ten days before the date of the first committee deadline specified in this rule.

In regular session in ~~1995~~ 1997, committee reports on bills House files favorably acted upon by a committee ~~in the house of origin after Friday~~ Wednesday, March 31 26, and committee reports on bills originating in the other house Senate files favorably acted upon by a committee after ~~Friday~~ Wednesday, April 7 9, shall be referred ~~in the House of Representatives~~ to the Committee on Rules and Legislative Administration for disposition. In ~~1996 regular session in 1998,~~ committee reports on bills House files favorably acted upon by a committee ~~of the house of origin after Friday,~~ February 13, and committee reports on bills originating in the other house Senate files favorably acted upon by a committee after Friday, February 20; shall be referred ~~in the House of Representatives~~ to the Committee on Rules and Legislative Administration for disposition. However, referral is not required after the first deadline when, by the second deadline, a committee acts on a bill that is a companion to a bill that has then been acted upon by the first deadline in the Senate. A finance or revenue bill referred to in Rule 5.08 is exempt from the first and second deadlines.

A finance bill other than a major finance or revenue bill referred to in Rule 5.12 in finance committees and standing committees with finance divisions and the Committee on Taxes, that includes provisions that create or reestablish a commission, board, task force, advisory committee or council, or other entity, shall be re-referred to the Committee on Rules and Legislative Administration if it remains in committee after the deadlines set by this rule.

In regular session in 1997, notice of intention to move reconsideration shall not be in order after Monday, April 14. In regular session in 1998, notice of intention to move reconsideration shall not be in order after Monday, March 2.

Committee reports on finance bills that are favorably acted upon by a committee after Friday, April 24 18, ~~1995~~ in regular session in 1997, and after Friday, February 27, in regular session in 1998, shall be referred to the Committee on Rules and

Legislative Administration for disposition. This deadline does not apply to the House Committees on Taxes and Ways and Means.

In regular session in 1997 after Friday, May 2, and in regular session in 1998 after Friday, March 20, the House shall not act on bills other than those recommended by conference committee reports, the Committee on Rules and Legislative Administration, or the Committee on Ways and Means, and those bills contained in messages from the Senate or from the Governor.

In regular session in 1997 except after Thursday, May 15, and in regular session in 1998 except after Thursday, March 26, a written copy of a report of a conference committee shall be placed on the desk of each member of the House 12 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.

9.04 DISPOSITION OF BILLS. Adjournment of the regular session in ~~1995~~ the odd-numbered year to a day certain in ~~1996~~ the following even-numbered year shall be equivalent to daily adjournment except that any bill on the Consent Calendar, Calendar, Special Orders or General Orders shall be returned to the standing committee last acting on the bill.

9.05 AUTHORIZED MANUAL OF PARLIAMENTARY PROCEDURE. The rules of parliamentary procedure contained in "Mason's Manual of Legislative Procedure" shall govern the House in all applicable cases in which they are not inconsistent with these Rules, the Joint Rules of the Senate and House of Representatives, or established custom and usage.

ARTICLE X - ETHICS

10.01 SOLICITATIONS DURING LEGISLATIVE SESSION. No member of the House, nor the member's principal campaign committee, nor any other political committee with the member's name or title, nor any committee authorized by the member which would benefit the member, shall solicit or accept a contribution on behalf of the member's principal campaign committee, any other political committee with the member's name or title, or any political committee authorized by the member which would benefit the member, from a registered lobbyist, political committee, or political fund during the regular session of the House.

No member may accept compensation for lobbying.

10.02 ACCEPTANCE OF AN HONORARIUM BY A MEMBER. No member may accept an honorarium for any service performed for an individual or organization which has a direct interest in the business of the House, including, but not limited to, registered lobbyists or any organizations they represent. The term "honorarium" does not include reimbursement for expenses incurred and actually paid by a member in performing any service.

Alleged violations of this rule shall be referred to the Committee on Ethics under Rule 6.10. Upon finding that an honorarium was accepted in violation of this rule, the Committee on Ethics shall direct the return of the funds. If the funds are not returned, the committee may recommend disciplinary action under Rule 6.10.

10.03 ACCEPTANCE OF TRAVEL AND LODGING BY A MEMBER OR EMPLOYEE. A member or employee of the House shall not accept travel and lodging from any foreign government, private for-profit business, labor union, registered lobbyist, or any association thereof, except for expenses that relate to the member's or employee's participation as a legislator or legislative employee in a meeting or conference. This rule does not apply to travel and lodging provided to a member in the regular course of the member's employment or business.

10.04 DENIAL OF COMPENSATION. A member of the House may not receive compensation, mileage, or living expenses while the member is incarcerated or on home detention due to a criminal conviction.

Winter moved to amend the proposed Permanent Rules of the House for the 80th Session, as follows:

Page 36, line 20, after "on" insert "Capital Investment,"

The motion prevailed and the amendment was adopted.

Tuma and Olson, M., moved to amend the proposed Permanent Rules of the House for the 80th Session, as amended, as follows:

"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. A conference committee report on a major finance or revenue bill as defined in Rule 5.12 may not appropriate an aggregate amount greater than the greatest aggregate amount appropriated, either by the Senate or by the House, in the bill for which the conference committee was appointed. The member presenting the conference committee report to the House shall disclose all substantive changes from the House version of the bill.

~~In regular session in 1995 except after Monday, May 15, and in 1996 except after, a written copy of a report of a conference committee shall be placed on the desk of each member of the House 24 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."~~

A roll call was requested and properly seconded.

The question was taken on the Tuma and Olson, M., amendment and the roll was called. There were 62 yeas and 68 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|--------------|---------------|---------|-----------|-------------|------------|
| Abrams | Finseth | Krinkie | Nornes | Seifert | Van Dellen |
| Anderson, B. | Goodno | Kuisle | Olson, M. | Smith | Vickerman |
| Bettermann | Gunther | Larsen | Osskopp | Stanek | Weaver |
| Boudreau | Haas | Leppik | Ozment | Stang | Westfall |
| Bradley | Harder | Lindner | Paulsen | Sviggum | Westrom |
| Broecker | Holsten | Macklin | Pawlenty | Swenson, D. | Wolf |
| Commers | Kielkucki | Mares | Reuter | Swenson, H. | Workman |
| Daggett | Knight | McElroy | Rhodes | Sykora | |
| Dehler | Knoblach | Molnau | Rifenberg | Tingelstad | |
| Dempsey | Koppendrayner | Mulder | Rostberg | Tompkins | |
| Erhardt | Kraus | Ness | Seagren | Tuma | |

Those who voted in the negative were:

| | | | | | |
|--------------|-------------|-------------|-----------|------------|-----------------|
| Anderson, I. | Farrell | Johnson, R. | Mariani | Otremba | Tomassoni |
| Bakk | Folliard | Juhnke | Marko | Paymar | Trimble |
| Biernat | Garcia | Kahn | McCollum | Pelowski | Tunheim |
| Carlson | Greenfield | Kalis | McGuire | Peterson | Wagenius |
| Chaudhary | Greiling | Kelso | Milbert | Pugh | Wejcman |
| Clark | Hasskamp | Kinkel | Mullery | Rest | Wenzel |
| Davids | Hausman | Koskinen | Munger | Schumacher | Winter |
| Dawkins | Hilty | Kubly | Murphy | Sekhon | Spk. Carruthers |
| Delmont | Huntley | Leighton | Olson, E. | Skare | |
| Dorn | Jefferson | Lieder | Opatz | Skoglund | |
| Entenza | Jennings | Long | Orfield | Slawik | |
| Evans | Johnson, A. | Luther | Osthoff | Solberg | |

The motion did not prevail and the amendment was not adopted.

Svigum moved to amend the proposed Permanent Rules of the House for the 80th Session, as amended, as follows:

"3.10 AMENDMENT NOT TO ANNEX ANOTHER BILL. Except in a standing committee or after the committee deadline in Rule 9.03 for Senate files, no bill or resolution shall at any time be amended by annexing or incorporating any other bill or resolution."

The motion did not prevail and the amendment was not adopted.

CALL OF THE HOUSE

On the motion of Winter and on the demand of 10 members, a call of the House was ordered. The following members answered to their names:

| | | | | | |
|--------------|-------------|---------------|-----------|------------|-----------------|
| Abrams | Erhardt | Kahn | Mares | Paulsen | Stang |
| Anderson, B. | Evans | Kalis | Mariani | Pawlenty | Svigum |
| Anderson, I. | Farrell | Kelso | Marko | Paymar | Swenson, D. |
| Bakk | Finseth | Kielkucki | McCollum | Pelowski | Swenson, H. |
| Bettermann | Folliard | Kinkel | McElroy | Peterson | Sykora |
| Biernat | Garcia | Knight | McGuire | Pugh | Tingelstad |
| Bishop | Goodno | Knoblach | Milbert | Rest | Tomassoni |
| Boudreau | Greenfield | Koppendrayner | Molnau | Reuter | Tompkins |
| Bradley | Greiling | Koskinen | Mulder | Rhodes | Trimble |
| Broecker | Gunther | Kraus | Mullery | Rifenberg | Tuma |
| Carlson | Haas | Krinkie | Munger | Rostberg | Van Dellen |
| Chaudhary | Harder | Kubly | Murphy | Rukavina | Vickerman |
| Clark | Hasskamp | Kuisle | Ness | Schumacher | Wagenius |
| Commers | Hausman | Larsen | Nornes | Seagren | Weaver |
| Daggett | Hilty | Leighton | Olson, E. | Seifert | Wejcmann |
| Davids | Holsten | Leppik | Olson, M. | Sekhon | Wenzel |
| Dawkins | Huntley | Lieder | Opatz | Skare | Westfall |
| Dehler | Jefferson | Lindner | Orfield | Skoglund | Westrom |
| Delmont | Jennings | Long | Osskopp | Slawik | Winter |
| Dempsey | Johnson, A. | Luther | Osthoff | Smith | Wolf |
| Dorn | Johnson, R. | Macklin | Otremba | Solberg | Workman |
| Entenza | Juhnke | Mahon | Ozment | Stanek | Spk. Carruthers |

Winter moved that further proceedings of the roll call be suspended and that the Sergeant at Arms be instructed to bring in the absentees. The motion prevailed and it was so ordered.

Pawlenty moved to amend the proposed Permanent Rules of the House for the 80th Session, as amended, as follows:

Page 6, line 14, strike everything after the comma

Page 6, line 15, strike everything before "any"

Page 6, line 18, strike "General Orders" and insert "Special Orders for consideration by the House at a date and time certain within two legislative days"

Page 6, line 19, after "resolution" insert "and to make it a special order for consideration by the House at a date and time certain"

A roll call was requested and properly seconded.

The question was taken on the Pawlenty amendment and the roll was called.

Winter moved that those not voting be excused from voting. The motion prevailed.

There were 63 yeas and 69 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|--------------|---------------|---------|-----------|-------------|------------|
| Abrams | Dempsey | Kraus | Ness | Seagren | Tuma |
| Anderson, B. | Erhardt | Krinkie | Nornes | Seifert | Van Dellen |
| Bettermann | Finseth | Kuisle | Olson, M. | Smith | Vickerman |
| Bishop | Goodno | Larsen | Osskopp | Stanek | Weaver |
| Boudreau | Gunther | Leppik | Ozment | Stang | Westfall |
| Bradley | Haas | Lindner | Paulsen | Sviggum | Westrom |
| Broecker | Harder | Macklin | Pawlenty | Swenson, D. | Wolf |
| Commers | Holsten | Mares | Reuter | Swenson, H. | Workman |
| Daggett | Kielkucki | McElroy | Rhodes | Sykora | |
| Dauids | Knoblach | Molnau | Rifenberg | Tingelstad | |
| Dehler | Koppendrayner | Mulder | Rostberg | Tompkins | |

Those who voted in the negative were:

| | | | | | |
|--------------|-------------|----------|-----------|------------|-----------------|
| Anderson, I. | Folliard | Juhnke | Mariani | Otremba | Solberg |
| Bakk | Garcia | Kahn | Marko | Paymar | Tomassoni |
| Biernat | Greenfield | Kalis | McCollum | Pelowski | Trimble |
| Carlson | Greiling | Kelso | McGuire | Peterson | Tunheim |
| Chaudhary | Hasskamp | Kinkel | Milbert | Pugh | Wagenius |
| Clark | Hausman | Koskinen | Mullery | Rest | Wejcman |
| Dawkins | Hilty | Kubly | Munger | Rukavina | Wenzel |
| Delmont | Huntley | Leighton | Murphy | Schumacher | Winter |
| Dorn | Jefferson | Lieder | Olson, E. | Sekhon | Spk. Carruthers |
| Entenza | Jennings | Long | Opatz | Skare | |
| Evans | Johnson, A. | Luther | Orfield | Skoglund | |
| Farrell | Johnson, R. | Mahon | Osthoff | Slawik | |

The motion did not prevail and the amendment was not adopted.

Ness and Pawlenty moved to amend the proposed Permanent Rules of the House for the 80th Session, as amended, as follows:

Page 16, line 21, after the period, insert "A member may be the chief author on no more than 15 bills."

A roll call was requested and properly seconded.

The question was taken on the Ness and Pawlenty amendment and the roll was called.

Winter moved that those not voting be excused from voting. The motion prevailed.

There were 50 yeas and 82 nays as follows:

Those who voted in the affirmative were:

Journal of the House - 26th Day - Top of Page 1137

| | | | | | |
|--------------|---------|---------|-----------|-------------|----------|
| Anderson, B. | Farrell | Krinkie | Olson, M. | Sviggum | Weaver |
| Bettermann | Gunther | Kuisle | Osthoff | Swenson, D. | Westfall |
| Bishop | Haas | Lindner | Ozment | Swenson, H. | Westrom |
| Boudreau | Holsten | Luther | Pawlenty | Sykora | Wolf |

| | | | | | |
|---------|---------------|---------|----------|------------|---------|
| Bradley | Kielkucki | Mares | Reuter | Tingelstad | Workman |
| Commers | Knight | McElroy | Rostberg | Tompkins | |
| Daggett | Knoblach | Molnau | Seagren | Tuma | |
| Dempsey | Koppendrayner | Ness | Stanek | Van Dellen | |
| Erhardt | Kraus | Nornes | Stang | Vickerman | |

Those who voted in the negative were:

| | | | | | |
|-----------|-------------|-------------|-----------|------------|-----------------|
| Abrams | Finseth | Johnson, R. | Mahon | Otremba | Skoglund |
| Bakk | Folliard | Juhnke | Mariani | Paulsen | Slawik |
| Biernat | Garcia | Kahn | Marko | Paymar | Smith |
| Broecker | Goodno | Kalis | McCollum | Pelowski | Solberg |
| Carlson | Greenfield | Kelso | McGuire | Peterson | Tomassoni |
| Chaudhary | Greiling | Kinkel | Milbert | Pugh | Trimble |
| Clark | Harder | Koskinen | Mulder | Rest | Tunheim |
| Davids | Hasskamp | Kubly | Mullery | Rhodes | Wagenius |
| Dawkins | Hausman | Larsen | Munger | Rifenberg | Wejcmann |
| Dehler | Hilty | Leighton | Murphy | Rukavina | Wenzel |
| Delmont | Huntley | Leppik | Olson, E. | Schumacher | Winter |
| Dorn | Jefferson | Lieder | Opatz | Seifert | Spk. Carruthers |
| Entenza | Jennings | Long | Orfield | Sekhon | |
| Evans | Johnson, A. | Macklin | Osskopp | Skare | |

The motion did not prevail and the amendment was not adopted.

Svigum moved to amend the proposed Permanent Rules of the House for the 80th Session, as amended, as follows:

Page 36, line 30, delete "12" and insert "24"

A roll call was requested and properly seconded.

The question was taken on the Svigum amendment and the roll was called.

Winter moved that those not voting be excused from voting. The motion prevailed.

There were 122 yeas and 10 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|--------------|-----------|---------------|-----------|------------|------------|
| Abrams | Evans | Knight | McElroy | Pugh | Tomassoni |
| Anderson, B. | Farrell | Knoblach | McGuire | Rest | Tompkins |
| Anderson, I. | Finseth | Koppendrayner | Milbert | Reuter | Trimble |
| Bettermann | Folliard | Koskinen | Molnau | Rhodes | Tuma |
| Biernat | Garcia | Kraus | Mulder | Rifenberg | Tunheim |
| Bishop | Goodno | Krinkie | Mullery | Rostberg | Van Dellen |
| Boudreau | Greiling | Kubly | Munger | Schumacher | Vickerman |
| Bradley | Gunther | Kuisle | Ness | Seagren | Wagenius |
| Broecker | Haas | Larsen | Nornes | Seifert | Weaver |
| Carlson | Harder | Leighton | Olson, E. | Sekhon | Wejcmann |
| Chaudhary | Hasskamp | Leppik | Olson, M. | Skare | Wenzel |
| Clark | Hausman | Lieder | Opatz | Slawik | Westfall |
| Commers | Hilty | Lindner | Osskopp | Smith | Westrom |
| Daggett | Holsten | Long | Osthoff | Solberg | Winter |
| Davids | Jefferson | Luther | Otremba | Stanek | Wolf |

Journal of the House - 26th Day - Top of Page 1138

| | | | | | |
|---------|-------------|----------|----------|-------------|-----------------|
| Dehler | Johnson, A. | Macklin | Ozment | Stang | Workman |
| Delmont | Johnson, R. | Mahon | Paulsen | Sviggum | Spk. Carruthers |
| Dempsey | Juhnke | Mares | Pawlenty | Swenson, D. | |
| Dorn | Kelso | Mariani | Paymar | Swenson, H. | |
| Entenza | Kielkucki | Marko | Pelowski | Sykora | |
| Erhardt | Kinkel | McCollum | Peterson | Tingelstad | |

Those who voted in the negative were:

| | | | | |
|---------|------------|----------|--------|----------|
| Bakk | Greenfield | Jennings | Kalis | Rukavina |
| Dawkins | Huntley | Kahn | Murphy | Skoglund |

The motion prevailed and the amendment was adopted.

Knight moved to amend the proposed Permanent Rules of the House for the 80th Session, as amended, as follows:

Page 18, line 20, after the period, insert "In each bill that includes appropriations, each item of appropriation shall be accompanied by a projection of the cost of the object of the appropriation in the two succeeding bienniums."

A roll call was requested and properly seconded.

The question was taken on the Knight amendment and the roll was called.

Winter moved that those not voting be excused from voting. The motion prevailed.

There were 56 yeas and 77 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|--------------|---------------|---------|-----------|-------------|------------|
| Anderson, B. | Finseth | Kraus | Nornes | Seagren | Van Dellen |
| Bettermann | Goodno | Krinkie | Olson, M. | Seifert | Vickerman |
| Bishop | Gunther | Kuisle | Osskopp | Smith | Weaver |
| Boudreau | Haas | Larsen | Ozment | Stanek | Westfall |
| Bradley | Harder | Lindner | Paulsen | Stang | Westrom |
| Broecker | Holsten | Macklin | Pawlenty | Sviggum | Workman |
| Commers | Kielkucki | Mares | Reuter | Swenson, D. | |
| Daggett | Knight | McElroy | Rifenberg | Swenson, H. | |
| Dehler | Knoblach | Molnau | Rostberg | Tingelstad | |
| Erhardt | Koppendrayser | Mulder | Rukavina | Tuma | |

Those who voted in the negative were:

| | | | | | |
|--------------|----------|-------------|---------|---------|-----------|
| Abrams | Evans | Johnson, R. | Mahon | Osthoff | Solberg |
| Anderson, I. | Farrell | Juhnke | Mariani | Otremba | Sykora |
| Bakk | Folliard | Kahn | Marko | Paymar | Tomassoni |

Journal of the House - 26th Day - Top of Page 1139

| | | | | | |
|-----------|------------|----------|----------|------------|----------|
| Biernat | Garcia | Kalis | McCollum | Pelowski | Tompkins |
| Carlson | Greenfield | Kelso | McGuire | Peterson | Trimble |
| Chaudhary | Greiling | Kinkel | Milbert | Pugh | Tunheim |
| Clark | Hasskamp | Koskinen | Mullery | Rest | Wagenius |
| Davids | Hausman | Kubly | Munger | Rhodes | Wejcman |
| Dawkins | Hilty | Leighton | Murphy | Schumacher | Wenzel |

| | | | | | |
|---------|-------------|--------|-----------|----------|-----------------|
| Delmont | Huntley | Leppik | Ness | Sekhon | Winter |
| Dempsey | Jefferson | Lieder | Olson, E. | Skare | Wolf |
| Dorn | Jennings | Long | Opatz | Skoglund | Spk. Carruthers |
| Entenza | Johnson, A. | Luther | Orfield | Slawik | |

The motion did not prevail and the amendment was not adopted.

Swenson, D., was excused for the remainder of today's session.

Van Dellen moved to amend the proposed Permanent Rules of the House of Representatives for the 80th Session, as amended, as follows:

Page 20, line 22, before the period, insert "and an amount to be set aside as a budget reserve"

A roll call was requested and properly seconded.

The question was taken on the Van Dellen amendment and the roll was called.

Winter moved that those not voting be excused from voting. The motion prevailed.

There were 63 yeas and 69 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|--------------|-----------|-------------|-----------|-------------|------------|
| Abrams | Dempsey | Koppendraye | Mulder | Rostberg | Tuma |
| Anderson, B. | Erhardt | Kraus | Ness | Seagren | Van Dellen |
| Bettermann | Finseth | Krinkie | Nornes | Seifert | Vickerman |
| Bishop | Goodno | Kuile | Olson, M. | Smith | Weaver |
| Boudreau | Gunther | Larsen | Osskopp | Stanek | Westfall |
| Bradley | Haas | Leppik | Ozment | Stang | Westrom |
| Broecker | Harder | Lindner | Paulsen | Sviggum | Wolf |
| Commers | Holsten | Macklin | Pawlenty | Swenson, H. | Workman |
| Daggett | Kielkucki | Mares | Reuter | Sykora | |
| Dauids | Knight | McElroy | Rhodes | Tingelstad | |
| Dehler | Knoblach | Molnau | Rifenberg | Tompkins | |

Those who voted in the negative were:

| | | | | | |
|--------------|-------------|----------|-----------|------------|-----------------|
| Anderson, I. | Folliard | Juhnke | Mariani | Otremba | Solberg |
| Bakk | Garcia | Kahn | Marko | Paymar | Tomassoni |
| Biernat | Greenfield | Kalis | McCollum | Pelowski | Trimble |
| Carlson | Greiling | Kelso | McGuire | Peterson | Tunheim |
| Chaudhary | Hasskamp | Kinkel | Milbert | Pugh | Wagenius |
| Clark | Hausman | Koskinen | Mullery | Rest | Wejeman |
| Dawkins | Hilty | Kubly | Munger | Rukavina | Wenzel |
| Delmont | Huntley | Leighton | Murphy | Schumacher | Winter |
| Dorn | Jefferson | Lieder | Olson, E. | Sekhon | Spk. Carruthers |
| Entenza | Jennings | Long | Opatz | Skare | |
| Evans | Johnson, A. | Luther | Orfield | Skoglund | |
| Farrell | Johnson, R. | Mahon | Osthoff | Slawik | |

The motion did not prevail and the amendment was not adopted.

Anderson, I., moved to amend the proposed Permanent Rules of the House for the 80th Session, as amended, as follows:

Page 34, after line 33, insert:

"8.02 CAMPAIGN ACTIVITIES. An employee of the House may not participate in campaign activity during working hours. No employee may be obliged to participate in campaign activities as a condition of employment. A member is not an employee of the House for purposes of this rule. House equipment may not be used for campaign activities. The committee on rules and legislative administration shall define and implement the terms of these provisions."

A roll call was requested and properly seconded.

The question was taken on the Anderson, I., amendment and the roll was called.

Winter moved that those not voting be excused from voting. The motion prevailed.

There were 132 yeas and 0 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|--------------|-------------|-------------|-----------|------------|-----------------|
| Abrams | Erhardt | Kahn | Mares | Paulsen | Stang |
| Anderson, B. | Evans | Kalis | Mariani | Pawlenty | Sviggum |
| Anderson, I. | Farrell | Kelso | Marko | Paymar | Swenson, H. |
| Bakk | Finseth | Kielkucki | McCollum | Pelowski | Sykora |
| Bettermann | Folliard | Kinkel | McElroy | Peterson | Tingelstad |
| Biernat | Garcia | Knight | McGuire | Pugh | Tomassoni |
| Bishop | Goodno | Knoblach | Milbert | Rest | Tompkins |
| Boudreau | Greenfield | Koppendraye | Molnau | Reuter | Trimble |
| Bradley | Greiling | Koskinen | Mulder | Rhodes | Tuma |
| Broecker | Gunther | Kraus | Mullery | Rifenberg | Tunheim |
| Carlson | Haas | Krinkie | Munger | Rostberg | Van Dellen |
| Chaudhary | Harder | Kubly | Murphy | Rukavina | Vickerman |
| Clark | Hasskamp | Kuisle | Ness | Schumacher | Wagenius |
| Commers | Hausman | Larsen | Nornes | Seagren | Weaver |
| Daggett | Hilty | Leighton | Olson, E. | Seifert | Wejcman |
| Davids | Holsten | Leppik | Olson, M. | Sekhon | Wenzel |
| Dawkins | Huntley | Lieder | Opatz | Skare | Westfall |
| Dehler | Jefferson | Lindner | Orfield | Skoglund | Westrom |
| Delmont | Jennings | Long | Osskopp | Slawik | Winter |
| Dempsey | Johnson, A. | Luther | Osthoff | Smith | Wolf |
| Dorn | Johnson, R. | Macklin | Otremba | Solberg | Workman |
| Entenza | Juhnke | Mahon | Ozment | Stanek | Spk. Carruthers |

The motion prevailed and the amendment was adopted.

Sviggum moved to amend the proposed Permanent Rules of the House for the 80th Session, as amended, as follows:

Page 38, after line 12, insert:

"ARTICLE 11

PROHIBITION ON CAMPAIGN ACTIVITY

11.01 For purposes of this article, campaign activity includes soliciting contributions to a political committee or political fund; recording contribution receipts; sending contribution thank-you notes or contribution receipt forms to contributors; preparing reports for the principal campaign committee of a candidate to file with the Ethical Practices Board; design and production of campaign material for an election; participating in a campaign planning or training for candidates; or preparing a written campaign plan for a candidate.

For purposes of this article, "campaign activity" does not include:

(1) preparing or assisting in the preparation of mass mailings of newsletters, questionnaires, legislative reports, or letters of congratulations, unless that activity occurs more than 60 days after adjournment sine die in an election year for the House; or

(2) analyzing or summarizing votes taken by an elected official; analyzing or summarizing public policy issues or proposals; or providing oral or written information requested by a member of the public; except as specifically prohibited above; or

(3) meetings of the party caucuses or their steering or executive committees or press conferences held by the members of the House; or

(4) informal conversations between staff and/or members of the House; or

(5) work on internal elections for House positions; or

(6) responding to constituent requests or other work on legislation or public policy.

11.02 EMPLOYEE CAMPAIGN ACTIVITY. An employee of the House may not participate in campaign activity during hours the employee records as hours worked for the House.

An employee may not solicit campaign contributions from or within the Capitol Complex at any time.

An employee who received unsolicited campaign contributions shall forward them to the treasurer of the campaign or caucus committee.

11.03. USE OF HOUSE FACILITIES IN CAMPAIGNS. House equipment or supplies may not be used for campaign activities.

A member of the House may purchase a copy of a photo taken by House photographers for use in campaign activity for the actual cost of producing the copy."

A roll call was requested and properly seconded.

Winter moved that the Sviggum amendment be referred to the Committee on Rules and Legislative Administration.

A roll call was requested and properly seconded.

The question was taken on the Winter motion and the roll was called. There were 69 yeas and 64 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|--------------|------------|-------------|----------|----------|-----------|
| Anderson, I. | Folliard | Johnson, R. | Mahon | Osthoff | Solberg |
| Bakk | Garcia | Juhnke | Mariani | Otremba | Tomassoni |
| Biernat | Greenfield | Kahn | Marko | Paymar | Trimble |
| Carlson | Greiling | Kalis | McCollum | Pelowski | Tunheim |
| Chaudhary | Hasskamp | Kelso | McGuire | Peterson | Wagenius |
| Clark | Hausman | Kinkel | Milbert | Pugh | Wejzman |

Journal of the House - 26th Day - Top of Page 1142

| | | | | | |
|---------|-------------|----------|-----------|------------|-----------------|
| Dawkins | Hilty | Koskinen | Mullery | Rukavina | Wenzel |
| Delmont | Huntley | Kubly | Munger | Schumacher | Winter |
| Dorn | Jaros | Leighton | Murphy | Sekhon | Spk. Carruthers |
| Entenza | Jefferson | Lieder | Olson, E. | Skare | |
| Evans | Jennings | Long | Opatz | Skoglund | |
| Farrell | Johnson, A. | Luther | Orfield | Slawik | |

Those who voted in the negative were:

| | | | | | |
|--------------|-----------|--------------|-----------|-------------|------------|
| Abrams | Dempsey | Koppendrayar | Mulder | Rifenberg | Tompkins |
| Anderson, B. | Erhardt | Kraus | Ness | Rostberg | Tuma |
| Bettermann | Finseth | Krinkie | Nornes | Seagren | Van Dellen |
| Bishop | Goodno | Kuisle | Olson, M. | Seifert | Vickerman |
| Boudreau | Gunther | Larsen | Osskopp | Smith | Weaver |
| Bradley | Haas | Leppik | Ozment | Stanek | Westfall |
| Broecker | Harder | Lindner | Paulsen | Stang | Westrom |
| Commers | Holsten | Macklin | Pawlenty | Sviggum | Wolf |
| Daggett | Kielkucki | Mares | Rest | Swenson, H. | Workman |
| Dauids | Knight | McElroy | Reuter | Sykora | |
| Dehler | Knoblach | Molnau | Rhodes | Tingelstad | |

The motion prevailed and the Sviggum amendment was referred to the Committee on Rules and Legislative Administration.

Winter moved to amend the proposed Permanent Rules of the House for the 80th Session, as amended, as follows:

Page 36, line 27, delete "Thursday" and insert "Monday" and delete "15" and insert "12"

Page 36, line 28, delete "Thursday" and insert "Monday" and delete "26" and insert "23"

The motion prevailed and the amendment was adopted.

Wolf was excused for the remainder of today's session.

Abrams moved to amend the proposed Permanent Rules of the House of Representatives for the 80th Session, as amended, as follows:

2.01 AUTHORIZING ELECTRIC VOTING SYSTEM. Except for a vote upon elections, any vote may be taken by means of the electric voting system which shall be under the control of the Speaker of the House. No member may vote on a question except at the member's own seat in the chamber.

The Speaker may not, during the course of the vote on a question, close the electronic voting system and then reopen it.

A roll call was requested and properly seconded.

The question was taken on the Abrams amendment and the roll was called.

Winter moved that those not voting be excused from voting. The motion prevailed.

There were 63 yeas and 68 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|--------------|---------|---------|-----------|----------|------------|
| Abrams | Dempsey | Kraus | Mulder | Rostberg | Tompkins |
| Anderson, B. | Erhardt | Krinkie | Ness | Seagren | Tuma |
| Bettermann | Finseth | Kuisle | Nornes | Seifert | Van Dellen |
| Bishop | Goodno | Larsen | Olson, M. | Skare | Vickerman |
| Boudreau | Gunther | Leppik | Osskopp | Smith | Weaver |
| Bradley | Haas | Lindner | Ozment | Stanek | Westfall |
| Broecker | Harder | Macklin | Paulsen | Stang | Westrom |

Journal of the House - 26th Day - Top of Page 1143

| | | | | | |
|---------|-----------|-------|----------|-------------|---------|
| Commers | Holsten | Mahon | Pawlenty | Sviggum | Workman |
| Daggett | Kielkucki | Mares | Reuter | Swenson, H. | |

| | | | | |
|--------|---------------|---------|-----------|------------|
| Davids | Knoblach | McElroy | Rhodes | Sykora |
| Dehler | Koppendrayner | Molnau | Rifenberg | Tingelstad |

Those who voted in the negative were:

| | | | | | |
|--------------|-------------|----------|-----------|------------|-----------------|
| Anderson, I. | Folliard | Juhnke | Mariani | Otremba | Tomassoni |
| Bakk | Garcia | Kahn | Marko | Paymar | Trimble |
| Biernat | Greenfield | Kalis | McCollum | Pelowski | Tunheim |
| Carlson | Hasskamp | Kelso | McGuire | Peterson | Wagenius |
| Chaudhary | Hausman | Kinkel | Milbert | Pugh | Wejcman |
| Clark | Hilty | Knight | Mullery | Rest | Wenzel |
| Dawkins | Huntley | Koskinen | Munger | Rukavina | Winter |
| Delmont | Jaros | Kubly | Murphy | Schumacher | Spk. Carruthers |
| Dorn | Jefferson | Leighton | Olson, E. | Sekhon | |
| Entenza | Jennings | Lieder | Opatz | Skoglund | |
| Evans | Johnson, A. | Long | Orfield | Slawik | |
| Farrell | Johnson, R. | Luther | Osthoff | Solberg | |

The motion did not prevail and the amendment was not adopted.

Tuma moved to amend the proposed Permanent Rules of the House for the 80th Session, as amended, as follows:

"3.12 AMENDMENTS TO APPROPRIATION AND TAX BILLS. No amendment increasing an appropriation and no amendment increasing a tax shall be declared passed until voted for by a majority of the whole House determined by a roll call vote. No such amendment is in order unless the amendment also proposes an equivalent increase or decrease in an appropriation or tax, as required to ensure that the expenditure and revenue limitations in the budget resolution adopted under Rule 5.12 are not exceeded. The reconciliation with the budget resolution may be accomplished by proposing a change in any tax or any item of appropriation, without respect to whether the tax or item is under consideration in the bill proposed to be amended."

A roll call was requested and properly seconded.

The question was taken on the Tuma amendment and the roll was called.

There were 61 yeas and 71 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|--------------|---------|---------------|-----------|-------------|------------|
| Abrams | Dempsey | Koppendrayner | Mulder | Seagren | Van Dellen |
| Anderson, B. | Erhardt | Kraus | Nornes | Seifert | Vickerman |
| Bettermann | Finseth | Krinkie | Olson, M. | Smith | Weaver |
| Bishop | Goodno | Kuisle | Osskopp | Stanek | Westfall |
| Boudreau | Gunther | Larsen | Ozment | Stang | Westrom |
| Bradley | Haas | Leppik | Paulsen | Sviggum | Workman |
| Broecker | Harder | Lindner | Pawlenty | Swenson, H. | |

Journal of the House - 26th Day - Top of Page 1144

| | | | | |
|---------|-----------|---------|-----------|------------|
| Commers | Holsten | Macklin | Reuter | Sykora |
| Daggett | Kielkucki | Mares | Rhodes | Tingelstad |
| Davids | Knight | McElroy | Rifenberg | Tompkins |
| Dehler | Knoblach | Molnau | Rostberg | Tuma |

Those who voted in the negative were:

| | | | | | |
|--------------|----------|-------------|-------|---------|----------|
| Anderson, I. | Folliard | Johnson, R. | Mahon | Orfield | Skoglund |
|--------------|----------|-------------|-------|---------|----------|

| | | | | | |
|-----------|-------------|----------|-----------|------------|-----------------|
| Bakk | Garcia | Juhnke | Mariani | Osthoff | Slawik |
| Biernat | Greenfield | Kahn | Marko | Otremba | Solberg |
| Carlson | Greiling | Kalis | McCollum | Paymar | Tomassoni |
| Chaudhary | Hasskamp | Kelso | McGuire | Pelowski | Trimble |
| Clark | Hausman | Kinkel | Milbert | Peterson | Tunheim |
| Dawkins | Hilty | Koskinen | Mullery | Pugh | Wagenius |
| Delmont | Huntley | Kubly | Munger | Rest | Wejcman |
| Dorn | Jaros | Leighton | Murphy | Rukavina | Wenzel |
| Entenza | Jefferson | Lieder | Ness | Schumacher | Winter |
| Evans | Jennings | Long | Olson, E. | Sekhon | Spk. Carruthers |
| Farrell | Johnson, A. | Luther | Opatz | Skare | |

The motion did not prevail and the amendment was not adopted.

McElroy moved to amend the proposed Permanent Rules of the House for the 80th Session, as amended, as follows:

Page 20, line 18, strike "adopt" and insert "report"

Page 20, line 19, before the period insert "to the House for consideration, and after consideration the House shall adopt a budget resolution"

Page 20, line 19, strike "set" and insert "take the form of a House resolution that sets"

Page 20, line 23, strike "if" and insert "when"

Page 20, line 23, strike "Committee on Ways and Means" and insert " House"

A roll call was requested and properly seconded.

The question was taken on the McElroy amendment and the roll was called. There were 61 yeas and 71 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|--------------|---------|-------------|-----------|-------------|------------|
| Abrams | Dempsey | Koppendraye | Mulder | Seagren | Van Dellen |
| Anderson, B. | Erhardt | Kraus | Nornes | Seifert | Vickerman |
| Bettermann | Finseth | Krinkie | Olson, M. | Smith | Weaver |
| Bishop | Goodno | Kuile | Osskopp | Stanek | Westfall |
| Boudreau | Gunther | Larsen | Ozment | Stang | Westrom |
| Bradley | Haas | Leppik | Paulsen | Sviggum | Workman |
| Broecker | Harder | Lindner | Pawlenty | Swenson, H. | |
| Commers | Holsten | Macklin | Reuter | Sykora | |

Journal of the House - 26th Day - Top of Page 1145

| | | | | |
|---------|-----------|---------|-----------|------------|
| Daggett | Kielkucki | Mares | Rhodes | Tingelstad |
| Davids | Knight | McElroy | Rifenberg | Tompkins |
| Dehler | Knoblach | Molnau | Rostberg | Tuma |

Those who voted in the negative were:

| | | | | | |
|--------------|------------|-------------|----------|----------|-----------|
| Anderson, I. | Folliard | Johnson, R. | Mahon | Orfield | Skoglund |
| Bakk | Garcia | Juhnke | Mariani | Osthoff | Slawik |
| Biernat | Greenfield | Kahn | Marko | Otremba | Solberg |
| Carlson | Greiling | Kalis | McCollum | Paymar | Tomassoni |
| Chaudhary | Hasskamp | Kelso | McGuire | Pelowski | Trimble |
| Clark | Hausman | Kinkel | Milbert | Peterson | Tunheim |

| | | | | | |
|---------|-------------|----------|-----------|------------|-----------------|
| Dawkins | Hilty | Koskinen | Mullery | Pugh | Wagenius |
| Delmont | Huntley | Kubly | Munger | Rest | Wejcmán |
| Dorn | Jaros | Leighton | Murphy | Rukavina | Wenzel |
| Entenza | Jefferson | Lieder | Ness | Schumacher | Winter |
| Evans | Jennings | Long | Olson, E. | Sekhón | Spk. Carruthers |
| Farrell | Johnson, A. | Luther | Opatz | Skare | |

The motion did not prevail and the amendment was not adopted.

Sykora moved to amend the proposed Permanent Rules of the House for the 80th Session, as amended, as follows:

Page 25, after line 11, insert:

"No committee, division, subcommittee, or task force may meet in even-numbered years during the period from July 1 to the date of the general election, without the prior consent of both the Speaker and the Minority leader."

A roll call was requested and properly seconded.

The question was taken on the Sykora amendment and the roll was called. There were 59 yeas and 73 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|--------------|-----------|---------------|-----------|-------------|------------|
| Abrams | Dehler | Knight | McElroy | Rhodes | Tingelstad |
| Anderson, B. | Dempsey | Koppendrayner | Molnau | Rifenberg | Tompkins |
| Bettermann | Erhardt | Kraus | Mulder | Rostberg | Tuma |
| Bishop | Finseth | Krinkie | Nornes | Seagren | Van Dellen |
| Boudreau | Goodno | Kuisle | Olson, M. | Seifert | Vickerman |
| Bradley | Gunther | Larsen | Osskopp | Smith | Weaver |
| Broecker | Haas | Leppik | Ozment | Stang | Westfall |
| Commers | Harder | Lindner | Paulsen | Sviggunn | Westrom |
| Daggett | Holsten | Macklin | Pawlenty | Swenson, H. | Workman |
| Davids | Kielkucki | Mares | Reuter | Sykora | |

Those who voted in the negative were:

| | | | | | |
|--------------|------------|----------|----------|----------|-----------|
| Anderson, I. | Garcia | Kahn | Marko | Paymar | Tomassoni |
| Bakk | Greenfield | Kalis | McCollum | Pelowski | Trimble |
| Biernat | Greiling | Kelso | McGuire | Peterson | Tunheim |
| Carlson | Hasskamp | Kinkel | Milbert | Pugh | Wagenius |
| Chaudhary | Hausman | Knoblach | Mullery | Rest | Wejcmán |

Journal of the House - 26th Day - Top of Page 1146

| | | | | | |
|----------|-------------|----------|-----------|------------|-----------------|
| Clark | Hilty | Koskinen | Munger | Rukavina | Wenzel |
| Dawkins | Huntley | Kubly | Murphy | Schumacher | Winter |
| Delmont | Jaros | Leighton | Ness | Sekhón | Spk. Carruthers |
| Dorn | Jefferson | Lieder | Olson, E. | Skare | |
| Entenza | Jennings | Long | Opatz | Skoglund | |
| Evans | Johnson, A. | Luther | Orfield | Slawik | |
| Farrell | Johnson, R. | Mahon | Osthoff | Solberg | |
| Folliard | Juhnke | Mariani | Otremba | Stanek | |

The motion did not prevail and the amendment was not adopted.

Olson, M., moved to amend the proposed Permanent Rules of the House for the 80th Session, as amended, as follows:

"5.071 PRIORITY BILLS. Each member may be an author of one bill in regular session each biennium that all authors of the bill, who must number five, jointly designate as a priority bill. The Speaker may be the author of two such bills. The following may not be designated priority bills: a major finance or revenue bill under Rule 5.12 or a committee bill under Rule 6.08. A priority bill that is introduced within 30 calendar days after the first day of session in an odd-numbered year, or within 15 calendar days after the first day of session in an even-numbered year, must be given a hearing, acted upon, and reported by each committee with jurisdiction of the bill within 20 days of referral to the committee. If a priority bill is not reported by a committee within the time permitted by this rule, the bill shall be returned to the possession of the House and shall either be referred to another committee, if prior to second committee deadline, or given its second reading and placed on the priority bill list of the General Orders Calendar.

The priority bill list of the General Orders Calendar is a list of priority bills that have been given a second reading, numbered according to their order at second reading. Before Special Orders each day, the bills on the priority bill list shall be taken up in the Committee of the Whole and each bill therein considered and reported in numerical order."

A roll call was requested and properly seconded.

The question was taken on the Olson, M., amendment and the roll was called.

Winter moved that those not voting be excused from voting. The motion prevailed.

There were 53 yeas and 76 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|--------------|-----------|---------------|-----------|-----------|-------------|
| Anderson, B. | Dempsey | Knight | Mares | Reuter | Swenson, H. |
| Bettermann | Erhardt | Knoblach | McElroy | Rifenberg | Sykora |
| Bishop | Finseth | Koppendrayner | Molnau | Rostberg | Tingelstad |
| Boudreau | Goodno | Kraus | Mulder | Seagren | Tuma |
| Bradley | Gunther | Krinkie | Ness | Seifert | Van Dellen |
| Broecker | Haas | Kuisle | Nornes | Smith | Vickerman |
| Commers | Harder | Larsen | Olson, M. | Stanek | Westfall |
| Daggett | Holsten | Lindner | Osskopp | Stang | Westrom |
| Dehler | Kielkucki | Macklin | Paulsen | Sviggum | |

Journal of the House - 26th Day - Top of Page 1147

Those who voted in the negative were:

| | | | | | |
|--------------|-------------|-------------|-----------|------------|-----------------|
| Abrams | Farrell | Johnson, R. | Mahon | Otremba | Slawik |
| Anderson, I. | Folliard | Juhnke | Mariani | Pawlenty | Solberg |
| Bakk | Garcia | Kahn | Marko | Paymar | Tomassoni |
| Biernat | Greenfield | Kalis | McCollum | Pelowski | Trimble |
| Carlson | Greiling | Kelso | McGuire | Peterson | Tunheim |
| Chaudhary | Hasskamp | Kinkel | Milbert | Pugh | Wagenius |
| Clark | Hausman | Koskinen | Mullery | Rest | Weaver |
| Davids | Hilty | Kubly | Munger | Rhodes | Wejcmann |
| Dawkins | Huntley | Leighton | Murphy | Rukavina | Wenzel |
| Delmont | Jaros | Leppik | Olson, E. | Schumacher | Winter |
| Dorn | Jefferson | Lieder | Opatz | Sekhonn | Spk. Carruthers |
| Entenza | Jennings | Long | Orfield | Skare | |
| Evans | Johnson, A. | Luther | Osthoff | Skoglund | |

The motion did not prevail and the amendment was not adopted.

Paulsen moved to amend the proposed Permanent Rules of the House for the 80th Session, as amended, as follows:

Page 6, delete lines 21 to 36

Page 7, delete lines 1 to 13 and insert:

"1.16 ~~TIME LIMIT FOR CONSIDERATION OF BILLS~~ DISCHARGE PETITION. If 20 legislative days after a bill has been referred to committee or division (other than a bill in the Committee on Ways and Means, the Committee on Taxes or a division of the Committee on Taxes, a finance committee, or a finance division of a standing committee) no report has been made upon it by the committee or division, its chief author may ~~request~~ petition in writing that the committee be discharged from consideration of the bill and that it the bill be returned to the House ~~and the request~~. The discharge petition shall be entered in the Journal for the day. The committee or division shall have ten calendar days thereafter in which to vote upon the bill requested. The Chief Clerk shall make the petition available in the office of the Clerk for signature by members. The Clerk shall maintain a cumulative list of members who have signed the petition and shall make the list available for public inspection. A member who has signed the petition may withdraw the signature in writing at any time before the signed petition is entered in the Journal for the day. When a majority of the total membership of the House has signed the petition, the petition shall be entered in the Journal for the day along with the names of the members who have signed. If the committee or division 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 its the bill's 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 its second reading and placed at the end of General Orders on special orders for consideration by the House at a date and time certain within two legislative days.

~~Such 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.~~

~~In regular session in 1995 after Friday, May 5, and in 1996 after, the House shall not act on bills other than those recommended by conference committee reports, the Committee on Rules and Legislative Administration, or the Committee on Ways and Means, and those bills contained in messages from the Senate or from the Governor."~~

A roll call was requested and properly seconded.

The question was taken on the Paulsen amendment and the roll was called.

Winter moved that those not voting be excused from voting. The motion prevailed.

Journal of the House - 26th Day - Top of Page 1148

There were 61 yeas and 70 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|--------------|-----------|---------------|-----------|-------------|------------|
| Abrams | Dempsey | Koppendrayner | Mulder | Rostberg | Van Dellen |
| Anderson, B. | Erhardt | Kraus | Ness | Seagren | Vickerman |
| Bettermann | Finseth | Krinkie | Nornes | Seifert | Weaver |
| Bishop | Goodno | Kuile | Olson, M. | Smith | Westfall |
| Boudreau | Gunther | Larsen | Osskopp | Stanek | Westrom |
| Bradley | Haas | Leppik | Ozment | Stang | Workman |
| Broecker | Harder | Lindner | Paulsen | Sviggum | |
| Commers | Holsten | Macklin | Pawlenty | Swenson, H. | |
| Daggett | Kielkucki | Mares | Reuter | Sykora | |
| Dauids | Knight | McElroy | Rhodes | Tingelstad | |
| Dehler | Knoblach | Molnau | Rifenberg | Tuma | |

Those who voted in the negative were:

| | | | | | |
|--------------|----------|-------------|---------|---------|---------|
| Anderson, I. | Folliard | Johnson, R. | Mahon | Osthoﬀ | Slawik |
| Bakk | Garcia | Juhnke | Mariani | Otremba | Solberg |

| | | | | | |
|-----------|-------------|----------|-----------|------------|-----------------|
| Biernat | Greenfield | Kahn | Marko | Paymar | Tomassoni |
| Carlson | Greiling | Kalis | McCollum | Pelowski | Trimble |
| Chaudhary | Hasskamp | Kelso | McGuire | Peterson | Tunheim |
| Clark | Hausman | Kinkel | Milbert | Pugh | Wagenius |
| Dawkins | Hilty | Koskinen | Mullery | Rest | Wejcmán |
| Delmont | Huntley | Kubly | Munger | Rukavina | Wenzel |
| Dorn | Jaros | Leighton | Murphy | Schumacher | Winter |
| Entenza | Jefferson | Lieder | Olson, E. | Sekhón | Spk. Carruthers |
| Evans | Jennings | Long | Opatz | Skare | |
| Farrell | Johnson, A. | Luther | Orfield | Skoglund | |

The motion did not prevail and the amendment was not adopted.

Krinkie and Greiling moved to amend the proposed Permanent Rules of the House for the 80th Session, as amended, as follows:

Page 33, after line 24, insert:

"The full house must vote on the house floor when raising per diem expense allowances."

A roll call was requested and properly seconded.

Winter moved that the Krinkie and Greiling amendment be referred to the Committee on Rules and Legislative Administration.

A roll call was requested and properly seconded.

The question was taken on the Winter motion and the roll was called. There were 67 yeas and 65 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|--------------|------------|----------|----------|------------|----------|
| Anderson, I. | Garcia | Kahn | Marko | Paymar | Trimble |
| Biernat | Greenfield | Kalis | McCollum | Pelowski | Tunheim |
| Carlson | Hasskamp | Kelso | McGuire | Peterson | Wagenius |
| Chaudhary | Hausman | Kinkel | Milbert | Pugh | Wejcmán |
| Clark | Hilty | Koskinen | Mullery | Rest | Wenzel |
| Dawkins | Huntley | Kubly | Munger | Schumacher | Winter |

Journal of the House - 26th Day - Top of Page 1149

| | | | | | |
|----------|-------------|----------|-----------|-----------|-----------------|
| Delmont | Jaros | Leighton | Murphy | Sekhón | Spk. Carruthers |
| Dorn | Jefferson | Lieder | Olson, E. | Skare | |
| Entenza | Jennings | Long | Opatz | Skoglund | |
| Evans | Johnson, A. | Luther | Orfield | Slawik | |
| Farrell | Johnson, R. | Mahón | Osthoﬀ | Solberg | |
| Folliard | Juhnke | Mariani | Otremba | Tomassoni | |

Those who voted in the negative were:

| | | | | | |
|--------------|----------|--------------|-----------|-----------|------------|
| Abrams | Dehler | Knight | McElroy | Rhodes | Sykora |
| Anderson, B. | Dempsey | Knoblach | Molnau | Rifenberg | Tingelstad |
| Bakk | Erhardt | Koppendrayer | Mulder | Rostberg | Tompkins |
| Bettermann | Finseth | Kraus | Ness | Rukavina | Tuma |
| Bishop | Goodno | Krinkie | Nornes | Seagren | Van Dellen |
| Boudreau | Greiling | Kuísle | Olson, M. | Seifert | Vickerman |
| Bradley | Gunther | Larsen | Osskopp | Smith | Weaver |

| | | | | | |
|----------|-----------|---------|----------|-------------|----------|
| Broecker | Haas | Leppik | Ozment | Stanek | Westfall |
| Commers | Harder | Lindner | Paulsen | Stang | Westrom |
| Daggett | Holsten | Macklin | Pawlenty | Sviggum | Workman |
| Dauids | Kielkucki | Mares | Reuter | Swenson, H. | |

The motion prevailed and the Krinkie and Greiling amendment was referred to the Committee on Rules and Legislative Administration.

Boudreau moved to amend the proposed Permanent Rules of the House for the 80th Session, as amended, as follows:

Page 34, after line 33, insert:

"Permanent staff, excluding committee administrators, shall be allocated on a proportional basis for each caucus."

A roll call was requested and properly seconded.

Olson, M., moved to amend the Boudreau amendment to the proposed Permanent Rules of the House for the 80th Session, as amended, as follows:

Page 1, line 4, delete "administrators" and insert "staff"

The motion did not prevail and the amendment to the amendment was not adopted.

The question recurred on the Boudreau amendment and the roll was called.

Winter moved that those not voting be excused from voting. The motion prevailed.

There were 61 yeas and 70 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|--------------|---------|---------------|-----------|-------------|------------|
| Abrams | Dempsey | Koppendrayner | Mulder | Seagren | Van Dellen |
| Anderson, B. | Erhardt | Kraus | Ness | Seifert | Vickerman |
| Bettermann | Finseth | Krinkie | Nornes | Smith | Weaver |
| Bishop | Goodno | Kuile | Olson, M. | Stanek | Westfall |
| Boudreau | Gunther | Larsen | Osskopp | Stang | Westrom |
| Bradley | Haas | Leppik | Ozment | Sviggum | Workman |
| Broecker | Harder | Lindner | Paulsen | Swenson, H. | |

Journal of the House - 26th Day - Top of Page 1150

| | | | | |
|---------|-----------|---------|-----------|------------|
| Commers | Holsten | Macklin | Pawlenty | Sykora |
| Daggett | Kielkucki | Mares | Reuter | Tingelstad |
| Dauids | Knight | McElroy | Rhodes | Tompkins |
| Dehler | Knoblach | Molnau | Rifenberg | Tuma |

Those who voted in the negative were:

| | | | | | |
|--------------|------------|-------------|-----------|------------|-----------|
| Anderson, I. | Folliard | Johnson, R. | Mahon | Otremba | Slawik |
| Bakk | Garcia | Juhnke | Mariani | Paymar | Solberg |
| Biernat | Greenfield | Kahn | Marko | Pelowski | Tomassoni |
| Carlson | Greiling | Kalis | McCollum | Peterson | Trimble |
| Chaudhary | Hasskamp | Kelso | McGuire | Pugh | Tunheim |
| Clark | Hausman | Kinkel | Milbert | Rest | Wagenius |
| Dawkins | Hilty | Koskinen | Mullery | Rostberg | Wejcmann |
| Delmont | Huntley | Kubly | Munger | Rukavina | Wenzel |
| Dorn | Jaros | Leighton | Olson, E. | Schumacher | Winter |

| | | | | | |
|---------|-------------|--------|---------|----------|-----------------|
| Entenza | Jefferson | Lieder | Opatz | Sekhon | Spk. Carruthers |
| Evans | Jennings | Long | Orfield | Skare | |
| Farrell | Johnson, A. | Luther | Osthoff | Skoglund | |

The motion did not prevail and the amendment was not adopted.

Paulsen, Kuisle, Westrom, Rifenberg, Broecker, Kielkucki, Stang, Seifert, Molnau, Larsen, Bettermann and Nornes moved to amend the proposed Permanent Rules of the House for the 80th Session, as amended, as follows:

Page 33, after line 24, insert:

"When the legislature is not in session, per diem expense allowances shall be paid only when a member participates in a meeting of a legislative committee, commission, or other appointed legislative body."

A roll call was requested and properly seconded.

Winter moved that the Paulsen et al amendment be referred to the Committee on Rules and Legislative Administration.

A roll call was requested and properly seconded.

The question was taken on the Winter motion and the roll was called. There were 69 yeas and 63 nays as follows:

Those who voted in the affirmative were:

Journal of the House - 26th Day - Top of Page 1151

| | | | | | |
|--------------|-------------|-------------|-----------|----------|-----------------|
| Anderson, I. | Folliard | Johnson, R. | Mahon | Osthoff | Solberg |
| Bakk | Garcia | Juhnke | Mariani | Otremba | Tomassoni |
| Biernat | Greenfield | Kahn | Marko | Paymar | Trimble |
| Carlson | Greiling | Kalis | McCollum | Pelowski | Tunheim |
| Chaudhary | Hasskamp | Kelso | McGuire | Peterson | Wagenius |
| Clark | Hausman | Kinkel | Milbert | Pugh | Wejcmann |
| Dawkins | Hilty | Koskinen | Mullery | Rest | Wenzel |
| Delmont | Huntley | Kubly | Munger | Rukavina | Winter |
| Dorn | Jaros | Leighton | Murphy | Sekhon | Spk. Carruthers |
| Entenza | Jefferson | Lieder | Olson, E. | Skare | |
| Evans | Jennings | Long | Opatz | Skoglund | |
| Farrell | Johnson, A. | Luther | Orfield | Slawik | |

Those who voted in the negative were:

| | | | | | |
|--------------|-----------|---------------|-----------|-------------|------------|
| Abrams | Dempsey | Koppendrayner | Mulder | Rostberg | Tompkins |
| Anderson, B. | Erhardt | Kraus | Ness | Schumacher | Tuma |
| Bettermann | Finseth | Krinkie | Nornes | Seagren | Van Dellen |
| Bishop | Goodno | Kuisle | Olson, M. | Seifert | Vickerman |
| Boudreau | Gunther | Larsen | Osskopp | Smith | Weaver |
| Bradley | Haas | Leppik | Ozment | Stanek | Westfall |
| Broecker | Harder | Lindner | Paulsen | Stang | Westrom |
| Commers | Holsten | Macklin | Pawlenty | Sviggum | Workman |
| Daggett | Kielkucki | Mares | Reuter | Swenson, H. | |
| Davids | Knight | McElroy | Rhodes | Sykora | |
| Dehler | Knoblach | Molnau | Rifenberg | Tingelstad | |

The motion prevailed and the Paulsen et al amendment was referred to the Committee on Rules and Legislative Administration.

Seifert moved to amend the proposed Permanent Rules of the House for the 80th Session, as amended, as follows:

Page 10, line 33, delete "within" and insert "on"

Page 10, line 34, delete "two days" and insert "day."

A roll call was requested and properly seconded.

The question was taken on the Seifert amendment and the roll was called.

Winter moved that those not voting be excused from voting. The motion prevailed.

There were 62 yeas and 68 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|--------------|-----------|--------------|-----------|-------------|------------|
| Abrams | Dempsey | Koppendrayar | Mulder | Rostberg | Tuma |
| Anderson, B. | Erhardt | Kraus | Ness | Seagren | Van Dellen |
| Bettermann | Finseth | Krinkie | Nornes | Seifert | Vickerman |
| Bishop | Goodno | Kuile | Olson, M. | Smith | Weaver |
| Boudreau | Gunther | Larsen | Osskopp | Stanek | Westfall |
| Bradley | Haas | Leppik | Ozment | Stang | Westrom |
| Broecker | Harder | Lindner | Paulsen | Sviggum | Workman |
| Commers | Holsten | Macklin | Pawlenty | Swenson, H. | |
| Daggett | Kielkucki | Mares | Reuter | Sykora | |
| Davids | Knight | McElroy | Rhodes | Tingelstad | |
| Dehler | Knoblach | Molnau | Rifenberg | Tompkins | |

Journal of the House - 26th Day - Top of Page 1152

Those who voted in the negative were:

| | | | | | |
|--------------|-------------|----------|-----------|------------|-----------------|
| Anderson, I. | Garcia | Juhnke | Mariani | Otremba | Solberg |
| Bakk | Greenfield | Kahn | Marko | Paymar | Tomassoni |
| Biernat | Greiling | Kalis | McCollum | Pelowski | Tunheim |
| Carlson | Hasskamp | Kelso | McGuire | Peterson | Wagenius |
| Chaudhary | Hausman | Kinkel | Milbert | Pugh | Wejcmann |
| Clark | Hilty | Koskinen | Mullery | Rest | Wenzel |
| Dawkins | Huntley | Kubly | Munger | Rukavina | Winter |
| Delmont | Jaros | Leighton | Murphy | Schumacher | Spk. Carruthers |
| Dorn | Jefferson | Lieder | Olson, E. | Sekhon | |
| Entenza | Jennings | Long | Opatz | Skare | |
| Evans | Johnson, A. | Luther | Orfield | Skoglund | |
| Folliard | Johnson, R. | Mahon | Osthoff | Slawik | |

The motion did not prevail and the amendment was not adopted.

Rifenberg, Kuile, Seifert, Reuter, Westfall, Kielkucki, Westrom, Tingelstad, Nornes and Stang moved to amend the proposed Permanent Rules of the House for the 80th Session, as amended, as follows:

"5.16 BILLS PROPOSING TAX INCREASES. An action relating to a bill, amendment, committee report, or conference committee report that provides for an increase in the rate of an income tax or a sales tax is agreed to by the House only if three-fifths of the members who vote on the action vote in favor of it."

A roll call was requested and properly seconded.

The question was taken on the Rifenberg et al amendment and the roll was called.

Winter moved that those not voting be excused from voting. The motion prevailed.

There were 61 yeas and 70 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|--------------|--------------|---------|-----------|-------------|------------|
| Abrams | Erhardt | Krinkie | Nornes | Seagren | Van Dellen |
| Anderson, B. | Finseth | Kuisle | Olson, M. | Seifert | Vickerman |
| Bettermann | Goodno | Larsen | Osskopp | Smith | Weaver |
| Bishop | Gunther | Leppik | Osthoff | Stanek | Westfall |
| Boudreau | Haas | Lindner | Ozment | Stang | Westrom |
| Bradley | Harder | Macklin | Paulsen | Sviggum | Workman |
| Broecker | Holsten | Mares | Pawlenty | Swenson, H. | |
| Commers | Kielkucki | McElroy | Reuter | Sykora | |
| Daggett | Knight | Molnau | Rhodes | Tingelstad | |
| Davids | Koppendrayer | Mulder | Rifenberg | Tompkins | |
| Dehler | Kraus | Ness | Rostberg | Tuma | |

Those who voted in the negative were:

Journal of the House - 26th Day - Top of Page 1153

| | | | | | |
|--------------|------------|-------------|-----------|------------|-----------------|
| Anderson, I. | Farrell | Johnson, A. | Luther | Orfield | Slawik |
| Bakk | Folliard | Johnson, R. | Mahon | Otremba | Solberg |
| Biernat | Garcia | Juhnke | Mariani | Paymar | Tomassoni |
| Carlson | Greenfield | Kahn | Marko | Pelowski | Trimble |
| Chaudhary | Greiling | Kalis | McCollum | Peterson | Tunheim |
| Clark | Hasskamp | Kelso | McGuire | Pugh | Wagenius |
| Dawkins | Hausman | Kinkel | Milbert | Rest | Wejcman |
| Delmont | Hilty | Knobloch | Mullery | Rukavina | Wenzel |
| Dempsey | Huntley | Kubly | Munger | Schumacher | Winter |
| Dorn | Jaros | Leighton | Murphy | Sekhon | Spk. Carruthers |
| Entenza | Jefferson | Lieder | Olson, E. | Skare | |
| Evans | Jennings | Long | Opatz | Skoglund | |

The motion did not prevail and the amendment was not adopted.

Olson, M., moved to amend the proposed Permanent Rules of the House for the 80th Session, as amended, as follows:

"2.01 AUTHORIZING ELECTRIC VOTING SYSTEM. Except for a vote upon elections, any vote may be taken by means of the electric voting system which shall be under the control of the Speaker of the House. No member may vote on a question except at the member's own seat in the chamber. Until the roll is closed, no member, including the presiding officer, may have access to an electronic count of the yeas and nays."

A roll call was requested and properly seconded.

The question was taken on the Olson, M., amendment and the roll was called.

Winter moved that those not voting be excused from voting. The motion prevailed.

There were 47 yeas and 83 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|--------------|-----------|-------------|-----------|-------------|------------|
| Anderson, B. | Finseth | Koppendraye | Molnau | Rostberg | Tingelstad |
| Bettermann | Goodno | Krinkie | Mulder | Seagren | Tuma |
| Boudreau | Gunther | Kuise | Nornes | Seifert | Van Dellen |
| Broecker | Harder | Larsen | Olson, M. | Smith | Weaver |
| Commers | Holsten | Leppik | Osskopp | Stang | Westfall |
| Daggett | Kielkucki | Lindner | Paulsen | Sviggum | Westrom |
| Dehler | Knight | Macklin | Pawlenty | Swenson, H. | Workman |
| Dempsey | Knoblach | McElroy | Rifenberg | Sykora | |

Those who voted in the negative were:

| | | | | | |
|--------------|------------|-------------|-----------|------------|-----------------|
| Abrams | Evans | Johnson, A. | Mahon | Osthoff | Skoglund |
| Anderson, I. | Farrell | Johnson, R. | Mares | Otremba | Slawik |
| Bakk | Folliard | Juhnke | Mariani | Ozment | Solberg |
| Biernat | Garcia | Kahn | Marko | Paymar | Stanek |
| Bradley | Greenfield | Kalis | McCollum | Pelowski | Tomassoni |
| Carlson | Greiling | Kelso | McGuire | Peterson | Trimble |
| Chaudhary | Haas | Kinkel | Milbert | Pugh | Tunheim |
| Clark | Hasskamp | Koskinen | Mullery | Rest | Vickerman |
| Davids | Hausman | Kraus | Munger | Reuter | Wagenius |
| Dawkins | Hilty | Kubly | Murphy | Rhodes | Wejzman |
| Delmont | Huntley | Leighton | Ness | Rukavina | Wenzel |
| Dorn | Jaros | Lieder | Olson, E. | Schumacher | Winter |
| Entenza | Jefferson | Long | Opatz | Sekhon | Spk. Carruthers |
| Erhardt | Jennings | Luther | Orfield | Skare | |

The motion did not prevail and the amendment was not adopted.

Journal of the House - 26th Day - Top of Page 1154

Reuter moved to amend the proposed Permanent Rules of the House for the 80th Session, as amended, as follows:

"2.01 AUTHORIZING ELECTRIC VOTING SYSTEM. Except for a vote upon elections, any vote may be taken by means of the electric voting system which shall be under the control of the Speaker of the House. No member may vote on a question except at the member's own seat in the chamber.

When the House votes by division, the electronic voting system may be used to record the division, but neither the votes nor the roll shall be recorded."

The motion did not prevail and the amendment was not adopted.

The question recurred on the Winter motion that the Report of the Committee on Rules and Legislative Administration and the proposed Permanent Rules of the House for the 80th Session, as amended, be now adopted and the roll was called. There were 121 yeas and 11 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|--------------|------------|-------------|----------|-----------|------------|
| Abrams | Evans | Kahn | McCollum | Peterson | Sykora |
| Anderson, I. | Farrell | Kalis | McElroy | Pugh | Tingelstad |
| Bakk | Finseth | Kelso | McGuire | Rest | Tomassoni |
| Bettermann | Folliard | Kinkel | Milbert | Reuter | Tompkins |
| Biernat | Garcia | Koppendraye | Molnau | Rhodes | Trimble |
| Bishop | Goodno | Koskinen | Mullery | Rifenberg | Tunheim |
| Boudreau | Greenfield | Kraus | Munger | Rostberg | Vickerman |
| Bradley | Greiling | Kubly | Murphy | Rukavina | Wagenius |

| | | | | | |
|-----------|-------------|----------|-----------|-------------|-----------------|
| Broecker | Gunther | Kuisele | Ness | Schumacher | Weaver |
| Carlson | Harder | Larsen | Nornes | Seagren | Wejcmán |
| Chaudhary | Hasskamp | Leighton | Olson, E. | Seifert | Wenzel |
| Clark | Hausman | Leppik | Opatz | Sekhon | Westfall |
| Commers | Hilty | Lieder | Orfield | Skare | Westrom |
| Daggett | Holsten | Lindner | Osskopp | Skoglund | Winter |
| Dawkins | Huntley | Long | Osthoff | Slawik | Workman |
| Dehler | Jaros | Luther | Otremba | Smith | Spk. Carruthers |
| Delmont | Jefferson | Macklin | Ozment | Solberg | |
| Dempsey | Jennings | Mahon | Paulsen | Stanek | |
| Dorn | Johnson, A. | Mares | Pawlenty | Stang | |
| Entenza | Johnson, R. | Mariani | Paymar | Sviggum | |
| Erhardt | Juhnke | Marko | Pelowski | Swenson, H. | |

Those who voted in the negative were:

| | | | | | |
|--------------|-----------|----------|---------|-----------|------------|
| Anderson, B. | Haas | Knight | Krinkie | Olson, M. | Van Dellen |
| Davids | Kielkucki | Knoblach | Mulder | Tuma | |

The motion prevailed and the Permanent Rules of the House for the 80th Session, as amended, were adopted.

So the Report of the Committee on Rules and Legislative Administration and the Permanent Rules of the House for the 80th Session were adopted as follows:

PERMANENT RULES OF THE HOUSE OF REPRESENTATIVES.

ARTICLE I - DAILY BUSINESS

1.01 CONVENING OF THE HOUSE. Unless otherwise ordered, regular sessions of the House shall convene at two-thirty p.m. The Speaker shall take the chair at the hour at which the House convenes and the House shall then be called to order. A prayer shall be said by the Chaplain or time allowed for a brief meditation. Then, on the first legislative day in

Journal of the House - 26th Day - Top of Page 1155

any calendar week, it shall be followed by the pledge of allegiance to the flag of the United States of America. Then a roll of members shall be called and the names of members present and members excused shall be entered in the Journal of the House.

1.02 READING OF THE JOURNAL. A quorum being present, the Journal of the preceding day shall be read by the Chief Clerk unless otherwise ordered. The House may correct any errors in the Journal of the preceding day.

1.03 ORDER OF BUSINESS. After the reading of the Journal, the order of business of the day shall be:

- (1) Presentation of petitions or other communications.
- (2) Reports of standing committees.
- (3) Second reading of House bills.
- (4) Second reading of Senate bills.
- (5) Reports of select committees.
- (6) Introduction and first reading of House bills.
- (7) Consideration of messages from the Senate.
- (8) First reading of Senate bills.

(9) Consent Calendar.

(10) Calendar for the day.

(11) General Orders.

(12) Motions and resolutions.

Conference committees on House bills and the Committee on Rules and Legislative Administration may report at any time except when the House is in the Committee of the Whole.

1.04 SECOND READING OF BILLS. Every bill shall require a second reading.

Except as otherwise ordered, every bill requiring the approval of the Governor shall, after a second reading, be considered in a Committee of the Whole before it shall be finally acted upon by the House.

1.05 COMMITTEE OF THE WHOLE. The Committee of the Whole is a committee of the entire membership of the House. The Speaker may appoint another member as chair to preside over the Committee of the Whole.

When the House arrives at the General Orders of the Day, it shall resolve itself into a Committee of the Whole to consider bills on General Orders.

A bill considered in the Committee of the Whole shall be reported and then debated by sections, with the title considered last. All amendments shall be typewritten and five copies shall be submitted to the Chair who shall report them to the House.

1.06 RULES TO APPLY TO COMMITTEE OF THE WHOLE. The Rules of the House shall be observed in the Committee of the Whole so far as may be applicable except that the previous question shall not be forced or speaking limited.

Upon demand of 15 members, the yeas and nays shall be called, the question voted on, and the yeas and nays recorded in the Journal of the House.

Journal of the House - 26th Day - Top of Page 1156

In the Committee of the Whole no amendment increasing the amount of any appropriation shall be passed without the yeas and nays recorded in the Journal of the House.

A motion that the Committee arise shall always be in order and shall be decided without debate.

1.07 GENERAL ORDERS OF THE DAY. The Chief Clerk at the direction of the Speaker shall prepare the General Orders of the Day, which is a list of all bills which have not been made Special Orders or placed on the Consent Calendar, numbered according to their order at second reading. Unless otherwise ordered by a majority of the Committee, items on General Orders shall be taken up in numerical order.

The Chief Clerk shall see that a copy of each bill printed under the Rules or Orders of the House is placed in each member's file, which is to be kept at the member's desk in the chamber, at least 24 hours before the bill shall be considered in the Committee of the Whole.

If a bill is progressed three times it shall be placed at the end of General Orders.

Except during the last five days in any year on which a bill may be passed, a bill amended in the Committee of the Whole shall not be given its third reading until it is engrossed and reproduced as amended.

1.08 THIRD READING OF BILLS. No amendment shall be received 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 referred or re-referred by a majority vote of the whole House. If the committee, other than the Committee of the Whole, to which it was referred or re-referred 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.

1.09 SPECIAL ORDERS. A bill may be made the Order of the Day for a special time and be placed upon a separate list known as "Special Orders."

The Committee on Rules and Legislative Administration may by committee report designate as a Special Order any bill which has had its second reading.

Any member may move to make a bill a Special Order by giving notice at least two legislative days in advance of and specifying the day on which the member will so move. The notice shall include the number and title of the bill and the day and time certain for the Special Order. Only the member giving such notice, or another member designated in writing by the member who originally gave notice of the Special Order to the Speaker, may make the motion for the Special Order. A two-thirds vote of the whole House on such motion is required to make a bill a Special Order.

The time set for the motion may not be extended, and failure to make the motion on the specified day forfeits the right to make the motion.

A motion to make a bill a Special Order, when made according to the procedures herein prescribed, shall be a privileged motion, shall take precedence over all other motions except a motion to adjourn or to set the time to adjourn and questions of personal privilege, and may be made at any time on the day designated in the notice. A three-fourths vote of the whole House is required to suspend the motion.

Any Special Order, or any part of it, may be continued or postponed by two-thirds vote of the whole House at the time of such Special Order; however, a Special Order designated by the Committee on Rules and Legislative Administration may be continued or postponed by a majority vote of the whole House at the time of such Special Order. If a bill on Special Orders has been continued three times by the author or coauthor a motion for continuance shall not be in order and the bill shall be returned to General Orders.

When the time arrives for the consideration of any Special Order, the House shall consider each bill upon the Special Order in the order in which it is listed. After consideration it shall immediately be read the third time and placed upon final passage.

Journal of the House - 26th Day - Top of Page 1157

1.10 FINANCE AND REVENUE BILLS GIVEN PRECEDENCE. Any bill relating to taxes or raising revenue and any finance bill, which has had its second reading, shall be acted upon whenever requested by the Chair of the Committee on Ways and Means or by a designee of the Chair or, for any bill relating to taxes or raising revenue, by the Chair of the Committee on Taxes or a designee of the Chair.

1.11 CONSENT CALENDAR. Any bill of a non-controversial nature for which the committee report recommends placement upon the Consent Calendar shall be given its second reading after the report is adopted and placed upon the Consent Calendar. The bill shall be printed and placed in the members' files at least one day before it can be considered. The bill shall be placed upon the Consent Calendar in the order in which it is given its second reading.

The Consent Calendar shall immediately precede the order of business known as "Calendar for the Day." Every bill on the Consent Calendar shall be debated, given its third reading and voted upon, provided, however, that at any time prior to third reading, ten members may object to any bill as being controversial. Any bill so objected to shall be stricken from the Consent Calendar and be immediately placed upon General Orders, taking its place in the usual order.

1.12 SUSPENSION OF RULES TO ADVANCE A BILL. Every bill shall be reported on three different days, except that in case of urgency, a two-thirds majority of the whole House may suspend this Rule. A motion for suspension of the Rules to advance a bill for consideration out of its regular order is in order under the order of business "Motions and Resolutions" or at any time the bill is before the House. The motion must be presented to the Speaker in writing and must state the present position of the bill.

1.13 MINORITY REPORTS. Any minority report shall be made separately from the majority report and shall be considered before the majority report. If the minority report is adopted the majority report shall not be considered. If the minority report is not adopted the majority report shall then be considered.

1.14 COMMITTEE REPORT LAID OVER. The report of any committee may be laid over one day and printed in the Journal, if so ordered by the House.

1.15 RECALLING BILL FROM COMMITTEE OR DIVISION. In regular session, except after the deadline for committee reports on bills originating in the House, any bill or resolution may be recalled from any committee or division at any time by majority vote of the whole House, be given a second reading and be advanced to General Orders. A motion to recall a bill or resolution shall be in order only under the order of business "Motions and Resolutions."

1.16 TIME LIMIT FOR CONSIDERATION OF BILLS. If 20 legislative days after a bill has been referred to committee or division (other than a bill in the Committee on Ways and Means, the Committee on Taxes or a division of the Committee on Taxes, a finance committee, or a finance division of a standing committee) no report has been made upon it by the committee or division, 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 or division shall have ten calendar days thereafter in which to vote upon the bill requested. If the committee or division 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 its 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 its second reading and placed at the end of General Orders.

The 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.

1.17 DISPOSITION OF SENATE BILLS. Any Senate File received by the House, accompanied by a message announcing its passage by the Senate, shall be referred to the appropriate standing committee in accordance with Rule 5.05. However, if a Senate File is received which is stated by a member to be identical to a House File already reported by a standing committee of the House and placed on General Orders, Calendar, Consent Calendar, or Special Orders, the Senate File shall be referred to the Chief Clerk for comparison. If the Chief Clerk reports that the Senate File is identical with the House File, the Senate File may by majority vote be substituted for the House File and take its place. The fact that the bills are identical shall be entered in the Journal and the House File is then considered withdrawn.

Journal of the House - 26th Day - Top of Page 1158

Any Senate File which has been amended on the floor of the House, except at time of final passage, and any Senate File which has been reported to the House with amendments by a House standing committee, shall be unofficially engrossed and reprinted by the Chief Clerk. Amendments to unofficial engrossments of a Senate File may be offered.

1.18 RECORDED FLOOR PROCEEDINGS. All proceedings on the floor of the House shall be recorded on magnetic tape or similar recording device under the direction of the Chief Clerk. All taped proceedings of the House floor sessions shall be delivered to the Director of the Legislative Reference Library and there maintained on file for use by any member of the public in accordance with the rules of the Legislative Reference Library. Tapes delivered to the Legislative Reference Library shall be kept by the library for eight years after which they shall be delivered to the Director of the Minnesota Historical Society.

Any person may obtain a copy of any such tape during the biennium in which it is recorded upon payment of a fee determined by the Chief Clerk to be adequate to cover the cost of preparing the copy.

Discussion preserved under this rule is not intended to be admissible in any court or administrative proceeding on an issue of legislative intent.

1.19 QUESTION SESSIONS. The House, by resolution, may reserve time at occasions during the legislative session for the Governor to appear to answer questions from House members. Before each question session, the House shall notify the Governor of issues to be covered at that session. The Governor may bring staff to a question session to assist in answering questions.

ARTICLE II - VOTING

2.01 AUTHORIZING ELECTRIC VOTING SYSTEM. Except for a vote upon elections, any vote may be taken by means of the electric voting system which shall be under the control of the Speaker of the House. No member may vote on a question except at the member's own seat in the chamber.

2.02 CALL OF THE HOUSE. Ten members may demand a call of the House at any time except after voting has commenced. When such call is demanded, the doors shall be closed, the roll shall be called, the absent members shall be sent for, and no member may be permitted to leave until the roll call is suspended or completed. During the roll call, no motion shall be in order except a motion pertaining to matters incidental to the call. Proceedings under the roll call may be suspended by a majority vote of the whole House. After the roll call is suspended or completed the Sergeant at Arms shall not permit any member to leave the Chamber unless excused by the Speaker. A call of the House may be lifted by a majority vote of the whole House.

2.03 DEMANDING YEAS AND NAYS. Yeas and nays shall be ordered without demand upon final passage of bills and upon adoption of resolutions or motions directing the payment of money. In all other cases the yeas and nays shall be ordered only upon demand of 15 members.

2.04 EXPLAINING OR CHANGING VOTE. No member shall be allowed to explain a vote or discuss the question while the yeas and nays are being taken, nor be allowed to change a vote after the yeas and nays have been announced from the chair by the Speaker.

2.05 EVERY UNEXCUSED MEMBER TO VOTE. Any member who is immediately interested in the question being voted on shall not vote.

Every other member present before a vote is declared from the chair shall vote for or against the matter before the House, unless the House excuses the member from voting. However, no member is required to vote on any matter concerning a resolution, except for a resolution relating to the internal business of the House or the Legislature.

A member who declines to vote on a call of the member's name shall be required to state reasons for so declining. After the vote has been taken but before the chair has announced the vote, the chair shall submit to the House the question, "Shall the member, for the reasons stated, be excused from voting?" which shall be decided without debate. Any other proceedings in reference thereto shall take place after announcement of the vote.

Journal of the House - 26th Day - Top of Page 1159

ARTICLE III - MOTIONS AND AMENDMENTS

3.01 AMENDMENTS AND OTHER MOTIONS. No amendment or other motion shall be debated until after it is stated by the Speaker.

After an amendment or other motion has been stated by the Speaker it is in possession of the House, but the mover may withdraw it at any time before amendment or decision. Unless a motion, resolution or amendment is withdrawn on the day it is made, it shall be entered in the Journal, together with the name of the member offering it.

The Speaker may require any amendment or other motion be typewritten and that five copies be given to the Chief Clerk.

3.02 PRECEDENCE OF MOTIONS. When a question is under consideration, no motion shall be received except the following, the first four of which shall be decided without debate:

- (1) To fix the time of adjournment.
- (2) To adjourn.
- (3) To lay on the table.
- (4) For the previous question.
- (5) To refer.
- (6) To postpone to a day certain.
- (7) To amend.
- (8) To postpone indefinitely.

(9) To pass.

The motions shall have precedence in the order listed. However, if the motion for the previous question has been seconded and the main question ordered, the motion to lay on the table shall not be in order.

3.03 MOTION TO ADJOURN. A motion to adjourn shall always be in order except during roll call.

When a motion to adjourn is made it shall be in order for the Speaker, before putting the question, to permit any member to state reasons which would seem to render adjournment improper at that time. Such a statement shall not be debatable and shall be limited to not over two minutes.

3.04 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 the 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. The 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 has 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. Notice of intention to move reconsideration is subject to the deadline in Rule 9.03.

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.

Journal of the House - 26th Day - Top of Page 1160

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

3.05 ORDER OF PUTTING QUESTION. Except in the case of privileged questions, all questions, whether in committee or in the House, shall be put in the order in which they are moved. When filling blanks, a motion for the largest sum or the longest time shall be put first.

3.06 DIVISION OF A QUESTION. Any member may request the division of a question which contains several separate and distinct points. A motion to strike out and insert shall not be divisible. If a motion to strike out is lost it shall not preclude another motion to amend or to strike out and insert.

3.07 THE PREVIOUS QUESTION. The motion calling for the previous question must be seconded by 15 members. If the motion for the previous question is ordered by a majority of members present, it shall have the effect of cutting off all debate and bringing the House to direct vote upon the question or questions.

The previous question may be moved and ordered upon a single motion, a series of motions allowable under the Rules, or an amendment or amendments; or it may include all authorized motions or amendments, including a vote on final passage of a bill.

On a motion for the previous question, but prior to its being ordered, a call of the House shall be in order. After a majority has ordered the previous question, no call shall be in order prior to the decision on the main question.

When the previous question is decided in the negative, the main question remains under debate until disposed of by taking a vote either on the question or in some other manner.

All incidental questions of order arising after a motion is made for the previous question and prior to the vote on the main question shall be decided without debate.

3.08 AMENDMENTS TO AMENDMENTS. An amendment may be amended, but an amendment to an amendment may not be amended.

3.09 MOTIONS AND PROPOSITIONS TO BE GERMANE. No motion or proposition on a subject different from that under consideration shall be admitted under guise of its being an amendment.

3.10 AMENDMENT NOT TO ANNEX ANOTHER BILL. Except in a standing committee no bill or resolution shall at any time be amended by annexing or incorporating any other bill or resolution.

3.11 RESOLUTIONS AND MOTIONS INVOLVING EXPENDITURE OF MONEY. Any resolution or motion involving the expenditure of money out of the legislative expense fund shall be referred to the Committee on Rules and Legislative Administration before being acted upon by the House. A majority vote of the whole House, determined by a roll call, is required to pass any such resolution or motion.

3.12 AMENDMENTS TO APPROPRIATION AND TAX BILLS. No amendment increasing an appropriation and no amendment increasing a tax shall be declared passed until voted for by a majority of the whole House determined by a roll call vote.

3.13 MOTION TO LAY ON THE TABLE. A motion to lay on the table shall not be in order on a motion to amend, except that a motion to amend the Rules may be tabled.

3.14 MOTION TO RESCIND. The motion to rescind shall not be in order at any time in any proceeding in the House or in any committee of the House.

3.15 SUSPENSION OR AMENDMENT OF THE RULES. The concurrence of two-thirds of the whole House is required to suspend, alter, or amend any Rule of the House, except that any amendment to the Rules reported by the Committee on Rules and Legislative Administration may be adopted by a majority of the whole House.

Journal of the House - 26th Day - Top of Page 1161

Except as provided in Rule 1.12, a motion to suspend, alter, or amend any Rule of the House must be made under the order of business "Motions and Resolutions." If the motion is made at any other time, unanimous consent is required before the Speaker can entertain the motion.

A motion to suspend the Rules, together with the subject matter to which it pertains, is debatable, but the previous question may be applied to the motion.

ARTICLE IV - DEBATE AND DECORUM

4.01 ABSENCE OF MEMBERS AND OFFICERS. Unless illness or other sufficient cause prevents attendance, no member or officer of the House shall be absent from any session of the House without first having obtained from the Speaker permission to be absent.

4.02 DUTIES OF MEMBERS. Members shall keep their seats until the Speaker announces adjournment.

Every member, before speaking, shall rise and respectfully address the Speaker and shall not speak further until recognized by the Speaker. When two or more members rise at the same time, the Speaker shall designate the member to speak first.

4.03 QUESTIONS OF ORDER. If any member of the House transgresses the Rules, either in speaking or in any other way, the Speaker shall, or any member may, call the member to order. A member so called to order shall immediately sit down unless another member moves to permit the member who was called to order to explain. In either case, the House, if appealed to, shall decide without debate. Only if the decision is in favor of the member called to order shall that member be at liberty to proceed. A member called to order shall be liable to censure or such other punishment as the House may deem proper.

4.04 ORDER IN DEBATE. No member shall speak more than twice on the same subject without leave of the House, nor more than once until every other member wishing to speak on the pending question has had an opportunity to do so.

4.05 NOTICE OF INTENTION TO DEBATE A RESOLUTION. Any member may give notice of intention to debate a resolution, except one introduced as a house file or a senate file under Rule 5.02 or one offered by the Committee on Rules and Legislative Administration or the Committee on Ethics. The notice may be given at any time before the vote is taken on the resolution. If the notice is given, the resolution shall be laid over one day without debate or any other action.

4.06 OFFENSIVE WORDS IN DEBATE. If any member is called to order for offensive words in debate, the member calling for order shall report the words to which exception is taken and the Clerk shall record them. No member shall be held to answer or be subject to censure of the House for any language used in debate if exception is not taken before any other member has spoken or any other business has taken place.

4.07 ORDER DURING SESSION. No member shall walk out of or across the Chamber when the Speaker is putting the question. No member shall engage in private conversation while another member is speaking or pass between the speaking member and the Chair.

4.08 NO ONE TO REMAIN BY THE CHIEF CLERK'S DESK. No member or other person shall remain by the Chief Clerk's desk while the yeas and nays are being called.

4.09 WHO MAY BE ADMITTED TO THE FLOOR. No person shall be admitted within the House Chamber, except members themselves, properly authorized employees, the Chief Executive and ex-governors of the State of Minnesota, members of the Senate, heads of departments of the state government, judges of the Supreme Court, Court of Appeals, and District Courts, members of Congress, properly accredited representatives of radio and television stations, newspapers and press associations, as herein provided for, and none other. When a former member of Congress or the Minnesota Legislature or any other person is issued a permit by the Speaker good for the day, that person shall be provided with a seat near the Speaker's rostrum, and at no time shall a conversation be carried on so as to disturb the business of the House. Before issuing the permit, the Speaker shall make certain that the person does not seek the floor of the House for the purpose of influencing decisions of the House.

Journal of the House - 26th Day - Top of Page 1162

The alcoves shall be kept for the use of members only, and the Sergeant at Arms shall keep them cleared.

It shall not be in order for the Speaker to entertain a request for the suspension of this Rule, or to present from the Chair the request of any member for unanimous consent unless an extraordinary condition exists, in which event the Speaker may consent to entertain a motion for its suspension.

During the period extending from one hour prior to the time the House is scheduled to convene until one hour after the House adjourns for the day, the retiring room shall be reserved for the exclusive use of the members and employees of the House. No committee meetings shall be held therein except for emergency meetings authorized by the Speaker of the House. The Sergeant at Arms is charged with the duty of strict enforcement of this provision.

4.10 PRESENTATION OF PETITIONS. Any petition, memorial or other paper presented to the House shall include the name of the member introducing it and a brief description of its contents and shall be presented by the Speaker, who shall state briefly its contents.

4.11 NO SMOKING IN HOUSE CAPITOL AREA. Smoking is prohibited in areas of the Capitol and State Office Building under the jurisdiction of the House of Representatives, including the House Chamber and Retiring Room and galleries, hearing rooms, minor corridors and offices, private offices, and lounges.

4.12 CODE OF CONDUCT. The Committee on Rules and Legislative Administration, upon recommendation from the Committee on Ethics, shall establish and maintain a code of conduct for members, officers and employees of the House.

ARTICLE V - BILLS

5.01 BILL AND RESOLUTION FORM. No bill or resolution shall be introduced until it has been examined and approved by the Revisor of Statutes as to form and compliance with the Joint Rules of the House and Senate and the Rules of the House. Approval as to form shall be endorsed on the bill or resolution by the Revisor of Statutes. A bill that is divided into articles may include or be accompanied by a table of contents.

5.02 INTRODUCTION OF BILLS AND RESOLUTIONS. A bill, advisory bill or resolution offered for introduction shall be placed in the hands of the Speaker at least 24 hours prior to the convening of the daily session. Every bill, advisory bill and resolution shall be introduced in quadruplicate and each copy shall contain the signature of the member or name of the committee introducing it. No bill, advisory bill, memorial or resolution shall have more than five authors. A statement of facts being forwarded for action to a governmental official, agency, or body or other similar proposal is a memorial and shall be introduced in the same form as a bill and take the same course as a bill. No resolution shall authorize the

expenditure of monies from any source other than the legislative expense fund. Department and agency bills are subject to the deadlines in Rule 9.03.

5.03 RECESS BILL INTRODUCTIONS. During the period between the last day of the session in the odd-numbered year and the first day of the session in the following even-numbered year, any bill filed with the Speaker for introduction shall be given a file number and may be unofficially referred to an appropriate standing committee of the House of Representatives.

5.04 ADVISORY BILLS. An advisory bill may be introduced by any member in the same manner as a bill except that the requirements of Rule 5.01 shall not apply.

Each advisory bill shall be typewritten on a form provided by the Chief Clerk. It shall have a title not exceeding 12 words in length and shall contain a specific proposal for the initiation, termination or alteration of a law or program of the state or any of its subdivisions. It need not be drafted in a form appropriate for enactment into law.

An advisory bill may be considered only in committee and shall not be given a second reading or be otherwise considered by the House, except that the committee may report its recommendation for re-referral to another committee.

5.05 FIRST READING AND REFERENCE OF BILLS. Each bill, advisory bill and resolution shall be reported and given its first reading upon its introduction. No bill, advisory bill or resolution shall be objected to upon its introduction.

Journal of the House - 26th Day - Top of Page 1163

Except as provided in Rule 1.17 and Rule 5.06 each bill, advisory bill or resolution shall, after first reading, be referred by the Speaker to the appropriate standing committee or division thereof.

Congratulatory resolutions are exempt from this rule and may be adopted by the Committee on Rules and Legislative Administration without further consideration by the House.

Except as otherwise provided in these Rules, after a bill, advisory bill or resolution has been referred by the Speaker, a majority vote of the whole House shall be required for a re-referral of the bill, advisory bill or resolution by the House.

5.06 COMMITTEE BILLS. A committee bill shall be read for the first time and may be referred by the Speaker to any standing committee. If it is not so referred, it shall be laid over one day. It shall then be read for the second time and placed upon General Orders, or, if recommended by the Committee, upon the Consent Calendar.

5.07 PRINTING OF BILLS. Every bill shall be printed after it has been given its second reading. A bill may be printed at any other time a majority of the House so orders.

5.08 FINANCE AND REVENUE BILLS. Any bill, whether originating in the House or Senate which directly and specifically affects any present or future financial obligation on the part of the State or which directly and specifically affects state revenues, after being reported to the House, shall be referred, or re-referred to the appropriate finance committee, standing committee with a finance division for consideration by the finance division, or the Committee on Taxes, for action. Once action has been taken by that committee, the bill shall be thereafter re-referred to the Committee on Ways and Means. A bill, other than a major revenue or finance bill referred to in Rule 5.12, which carries an appropriation shall include an appropriation section. This rule does not apply to a bill recommended for passage by the Committee on Capital Investment under Rule 5.09.

5.09 BILLS AFFECTING DEBT. The Committee on Capital Investment shall have jurisdiction over debt obligations issued by the State. A bill which authorizes the issuance of debt of the State shall be referred or re-referred to the Committee on Capital Investment.

The Chair of the Committee on Capital Investment shall assign to each finance committee or finance division of a standing committee the responsibility to develop a bill on state public debt within its jurisdiction. The bill shall be referred to the Committee on Capital Investment by Friday, March 6, 1998, for further disposition.

A bill recommended for passage by the Committee on Capital Investment shall be accompanied by a statement of its fiscal impact and shall be referred to the Committee on Ways and Means for review and action by that committee.

5.10 BILLS AFFECTING STATE GOVERNMENT POWERS AND STRUCTURE. Any bill, whether originating in the House or the Senate, which creates or reestablishes any new department, agency, commission, board, task force, advisory committee or council, or bureau, or any other such entity, or which substantially changes or alters the organization of or delegates rulemaking authority to or exempts from rulemaking any department or agency thereof of state government, or substantially changes, alters, vests or divests official rights, powers, or duties of any official, department or agency of the state government or any institution under its control, after being reported to the House, shall be referred, or re-referred, as the case may be, to the Committee on Governmental Operations for action by that committee. Prior to the deadline set by Rule 9.03, any committee other than the Committee on Governmental Operations to which such bill is referred shall, in its report, recommend re-referral to the Committee on Governmental Operations. After the deadline set by Rule 9.03, a report shall recommend re-referral to the Committee on Rules and Legislative Administration.

This rule does not apply to the major finance and revenue bills referred to in Rule 5.12. But, if those bills contain provisions that would create, abolish, or reestablish a department, agency, commission, board, task force, advisory committee or council, or other such entity, then the chair of the Committee on Taxes or the chair of the appropriate finance committee or standing committee with a finance division, must communicate the inclusion of the provision to the chair of the Committee on Rules and Legislative Administration prior to consideration of the matter on the floor.

All other bills in finance committees or referred out of finance divisions of standing committees and bills in the Committee on Taxes are also exempt from this rule except for bills to create, abolish, or reestablish a department, agency, commission, board, task force, advisory committee or council, or other such entity. Prior to the deadline set by Rule 9.03, those bills shall be re-referred to the Committee on Governmental Operations. After that deadline, the bills shall be re-referred to the Committee on Rules and Legislative Administration.

Journal of the House - 26th Day - Top of Page 1164

5.11 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 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.

5.12 WAYS AND MEANS COMMITTEE; RESOLUTION; EFFECT ON EXPENDITURES AND REVENUE BILLS. The Committee on Ways and Means shall hold hearings as necessary to determine state expenditures and revenues for the coming fiscal biennium.

In regular session, not later than 15 days following the last available state general fund revenue and expenditure forecast for the coming fiscal biennium prepared during the session, the Committee on Ways and Means shall adopt a budget resolution. The budget resolution shall set the maximum limitation on expenditures and revenues for the coming fiscal biennium for the general fund and an amount to be set aside as a cash flow account. The limitation is effective, if adopted, unless the Committee on Ways and Means adopts a different limitation in a subsequent budget resolution that accounts for increases or decreases in general fund revenues and expenditures anticipated for the current fiscal biennium.

Upon adoption of the budget resolution, the Committee on Ways and Means shall reconcile finance and revenue bills and upon request shall certify to the House that such bills do not exceed the limitation specified in the budget resolution.

A bill described in Rule 5.08 other than a major revenue or finance bill shall not be given its second reading until each major finance and revenue bill has received its second reading. However, a bill other than a major finance or revenue bill may be given its second reading after the House has received from the Committee on Ways and Means a statement certifying that the fiscal impact of the bill is or will be reconciled and within the guidelines of the budget resolution. All statements and certifications required by this rule may be reported orally by the Chair of the Committee on Ways and Means or a designee of the Chair. Major finance and revenue bills are:

the higher education finance bill;

the K-12 education finance bill;

the family and early childhood education finance bill;

the environment, natural resources and agriculture finance bill;

the health and human services finance bill;
the state government finance bill;
the economic development and housing finance bill;
the transportation and transit finance bill;
the judiciary finance bill;
the omnibus capital investment bill; and
the omnibus tax bill.

Each finance committee, finance division of a standing committee, the Committee on Capital Investment, or the Committee on Taxes, upon recommending passage of any bill described in Rule 5.08, shall provide to the Committee on Ways and Means a fiscal statement on the bill.

5.13 **BILLS PROPOSING MEMORIALS.** Any bill or amendment that proposes to have a memorial erected in the Capitol area shall be referred to the Committee on Rules and Legislative Administration.

Journal of the House - 26th Day - Top of Page 1165

5.14 **BILLS PROPOSING CONSTITUTIONAL AMENDMENTS.** Any bill, whether originating in the House or Senate, which proposes a constitutional amendment, after being reported to the House, shall be referred, or re-referred, as the case may be, to the Committee on Rules and Legislative Administration for action by that committee. Any committee, other than the Committee on Rules and Legislative Administration, to which such bill has been referred, shall, in its report, recommend re-referral to the Committee on Rules and Legislative Administration.

ARTICLE VI - COMMITTEES - POWERS AND DUTIES

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

Agriculture

Capital Investment

Commerce, Tourism and Consumer Affairs

Economic Development and International Trade

Divisions: Economic Development Finance

Housing and Housing Finance

Education

Divisions: Family and Early Childhood Education Finance

Higher Education Finance

K-12 Education Finance

Environment and Natural Resources

Environment, Natural Resources and Agriculture Finance

Financial Institutions and Insurance

General Legislation, Veterans Affairs and Elections

Governmental Operations

Division: State Government Finance

Health and Human Services

Division: Health and Human Services Finance

Judiciary

Divisions: Civil and Family Law

Judiciary Finance

Labor-Management Relations

Local Government and Metropolitan Affairs

Regulated Industries and Energy

Rules and Legislative Administration

Taxes

Divisions: Property Tax and Tax Increment Finance

Sales and Income Tax

Journal of the House - 26th Day - Top of Page 1166

Transportation and Transit

Division: Transportation and Transit Finance

Ways and Means

6.02 COMMITTEE MEMBERSHIP. No less than 30 days prior to the opening of a regular session of the Legislature, the Speaker-designate shall provide the minority group with a list of the standing committees proposed for the session. The Speaker-designate shall also designate the number of minority members to be appointed to each committee and may require general membership guidelines to be followed in the selection of committee members.

If the minority leader submits to the Speaker-designate, at least 15 days prior to the opening of the session, a list of proposed committee assignments for the minority group, which complies with the numbers and guidelines provided, the Speaker shall make such proposed assignments with the purpose of attaining proportionate representation on the committees for the minority group.

No committee of the House shall have exclusive membership from any one profession, occupation or vocation.

A member may not serve as the chair of the same standing committee, or a standing committee with substantially the same jurisdiction, during more than three consecutive regular biennial sessions. Service as the chair before the 79th legislature does not count in applying this limitation. Service during a biennial session for less than three months does not count in applying this limitation. This rule does not apply to service as chair of the Committee on Rules and Legislative Administration or the Committee on Ways and Means.

6.03 COMMITTEE MEETING SCHEDULE. The Speaker shall prepare a schedule of committee meetings, fixing as far as practicable the day of the week and the hour for the regular meeting time of each committee. The schedule of committee meetings shall officially be made available to the news media. The chair of any committee holding a special meeting or making a change in the regular schedule of meetings shall give written notice which may be announced from the desk and shall be posted on the bulletin board at least one day in advance of the change.

The chair of each committee, division, or subcommittee shall as far as practicable give three days notice of any meeting. The notice shall include the date, time, place and agenda for the meeting.

No committee may meet between 12:00 midnight and 7:00 in the morning.

6.04 COMMITTEE PROCEDURES. Meetings of all committees of the House shall be open to the public except for any executive sessions which the committee on ethics deems necessary under Rule 6.10. For purposes of this requirement, a meeting occurs when a quorum is present and action is taken regarding a matter within the jurisdiction of the committee, except that this requirement does not apply to a meeting of a caucus of members of a committee from the same political party.

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.

6.05 SUBCOMMITTEES. The chair of a committee shall appoint the chair and members of each subcommittee with the advice and consent of the Speaker. The chair or the committee may refer bills to subcommittee. Any subcommittee may make such investigation or exercise such authority as is delegated to it by the chair or the committee.

Journal of the House - 26th Day - Top of Page 1167

6.06 COMMITTEE RECORDS. The chair of a standing committee shall cause a record to be kept, in the form prescribed by the Committee on Rules and Legislative Administration, which shall include the record of each bill referred to the committee and the minutes of the committee. The minutes shall include:

- a. The time and place of each hearing or meeting of the committee;
- b. Committee members present;
- c. The name and address of each person appearing before the committee, together with the name and address of the person, association, firm or corporation in whose behalf the appearance is made;
- d. The language of each motion, the name of the committee member making the motion, and the result of any vote taken upon the motion, including the yeas and nays whenever a roll call is demanded;
- e. The date on which any subcommittee is created, the names of its members and the bills referred to it;
- f. The record of each subcommittee meeting, including the time and place of the meeting; members present; the name of each person appearing before the subcommittee, together with the name of the person, association, firm or corporation in whose behalf the appearance is made; and the language of each motion, together with the name of the member making the motion, and the result of any vote taken upon the motion, including the yeas and nays whenever a roll call is demanded;
- g. Other important matters related to the work of the committee.

The minutes shall be approved at the next regular meeting of the committee.

Copies of the minutes, after approval by the committee, shall be filed with the Chief Clerk and shall be open to public inspection in the Chief Clerk's office. At the end of the biennium they shall be delivered, together with the other committee records, to the Director of the Legislative Reference Library, where they shall remain open for public inspection during regular office hours. A copy of any page of any committee minutes may be obtained upon payment of a fee determined by the Chief Clerk to be adequate to cover the cost of preparing the copy.

The magnetic tape recording of any committee meetings shall be retained by the chair until the minutes of that meeting have been approved by the committee. The recording shall then be filed with the Director of the Legislative Reference Library. A copy of the committee recording shall be filed within 24 hours if written request is made to the committee. Tapes filed with the Legislative Reference Library shall be kept by the library for eight years after which they shall be delivered to the Director of the Minnesota Historical Society.

Any person may obtain a copy of such tape during the period in which it is maintained in the Legislative Reference Library upon payment of a fee determined by the Chief Clerk to be sufficient to cover the cost of the copy. Testimony and discussion preserved under this rule is not intended to be admissible in any court or administrative proceeding on an issue of legislative intent.

6.07 COMMITTEE REPORTS. The chair of a standing committee reporting to the House the action taken by the committee upon any bill or resolution referred to it shall do so upon the form provided for such reports. Each bill or resolution shall be reported separately and the report shall be adopted or rejected without amendment.

The report shall contain the action taken by the committee and the date of such action and shall be authenticated by the signature of the chair.

Before a committee reports favorably upon a bill or resolution, the chair shall see that the form of the bill or resolution conforms to the Joint Rules of the House and Senate and these Rules.

Except during the last seven legislative days in any year, the committee report and any minority report shall be placed in the hands of the Chief Clerk at least four hours prior to the convening of the daily session.

Journal of the House - 26th Day - Top of Page 1168

The Committee on Rules and Legislative Administration may report at any time.

If a majority of the members of a standing committee finds a bill referred to the committee to be of a non-controversial nature, the report to the House may recommend that the bill be placed upon a separate calendar to be known as the Consent Calendar.

6.08 COMMITTEE BILLS. Any standing or special committee of the House may introduce a bill as a committee bill on any subject within its purview.

6.09 SUBSTITUTION OF BILLS. No standing or special committee nor any of its members shall report a substitute for any bill referred to the committee if the substitute relates to a different subject, is intended to accomplish a different purpose, or would require a title essentially different from that of the original bill. Whenever the House is advised that a substitute bill reported to the House is in violation of this rule, the report shall not be adopted.

6.10 THE COMMITTEE ON ETHICS. The Speaker shall appoint a Committee on Ethics consisting of four members. Two members from the majority group, two from the minority group and one alternate from each group shall be appointed to the Ethics Committee. The committee shall adopt written procedures, which shall include due process requirements, for handling complaints and issuing guidelines.

A complaint may be brought for conduct by a member that violates a rule or administrative policy of the House, that violates accepted norms of House behavior, that betrays the public trust, or that tends to bring the House into dishonor or disrepute. A complaint regarding a member's conduct must present with specificity the factual evidence supporting the complaint. A complaint must be in writing, under oath and signed by two or more members of the House, and submitted to the Speaker. Before submitting the complaint to the Speaker, the complainants shall cause a copy of it and any supporting materials to be delivered to any member named in the complaint. Not later than seven days after receiving a complaint, the Speaker shall refer the complaint to the Ethics Committee for processing by the committee according to its rules of procedure.

The existence and substance of a complaint, including any supporting materials, and all proceedings, meetings, hearings, and records of the Ethics Committee are public; except that the committee, upon a majority vote of the whole committee, may meet in executive session to consider or determine the question of probable cause, to consider a member's medical or other health records, or to protect the privacy of a victim or a third party. A complaint of a breach of confidentiality by a

member or employee of the House shall be immediately referred by the Speaker to the Ethics Committee for disciplinary action.

The committee shall act in an investigatory capacity and may make recommendations regarding complaints submitted to the Speaker prior to adjournment sine die. The committee may, with approval of the Speaker, retain a retired judge or other nonpartisan legal advisor to advise and assist the committee, as the committee deems appropriate and necessary in the circumstances of the case, in conducting the proceedings and obtaining a complete and accurate understanding of the information relevant to the conduct in question.

Ethics Committee recommendations for disciplinary action must be supported by clear and convincing evidence and shall be reported to the House for final disposition.

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. The member presenting the conference committee report to the House shall disclose all substantive changes from the House version of the bill.

6.12 COMMITTEE BUDGETS AND EXPENSES. The Committee on Rules and Legislative Administration shall establish a budget for each standing committee of the House for expenses incurred by the committee, its members, or its staff in conducting its legislative business. Per diem expense allowances paid to members during sessions or at times set by the Speaker shall not be charged against the budget. No committee shall incur expenses in excess of its authorized budget.

Journal of the House - 26th Day - Top of Page 1169

Employees shall be reimbursed for actual expenses in the same manner as state employees.

During sessions, for travel away from the Capitol, members shall be reimbursed for actual expenses in the same manner as state employees in addition to per diem expense allowances.

All charges against the committee budget must be approved by the chair before payment is made.

6.13 PUBLIC TESTIMONY. Public testimony from proponents and opponents shall be allowed on every bill or resolution before a standing committee, division or subcommittee of the House.

6.14 OPEN MEETING ENFORCEMENT. Any person may submit to the Speaker a complaint that a violation of the open meeting requirements of Rule 6.04 has occurred. The complaint must be submitted in writing. Upon receiving a complaint, the Speaker, or a person designated by the Speaker, shall investigate the complaint promptly. If the Speaker concludes, following investigation, that a violation of the open meeting rule may have occurred, the Speaker shall refer the complaint to the Committee on Ethics for further proceedings.

6.15 APPOINTMENTS TO BOARDS AND COMMISSIONS. Upon the convening of the biennial session, the Speaker shall notify all members of the House of each board or commission to which a member of the House may be appointed by the Speaker. The Speaker shall request advice from the minority leader regarding these appointments.

ARTICLE VII - OFFICERS OF THE HOUSE

7.01 DUTIES AND PRIVILEGES OF THE SPEAKER. The Speaker shall preside over the House and shall have all the powers and be charged with all the duties of the presiding officer.

The Speaker shall preserve order and decorum. The Speaker or the chair of the Committee of the Whole may order the lobby or galleries cleared in the case of disorderly conduct or other disturbance.

Except as provided by rule or law, the Speaker shall have general control of the Chamber of the House and of the corridors, passages and rooms assigned to the use of the House.

The Speaker shall sign all acts, addresses, joint resolutions, writs, warrants and subpoenas of the House or issued by order of the House. The Speaker shall sign all abstracts for the payment of money out of the legislative expense fund of the House; but no money shall be paid out of the fund unless the abstract is also signed by the Controller of the House. Abstracts for compensation for members shall be signed by the Chief Clerk pursuant to law.

The Speaker shall appoint the Chief Sergeant at Arms or shall designate that officer from among the Sergeants at Arms elected by the House or appointed by the Committee on Rules and Legislative Administration.

When an elected office of the House becomes vacant, the Speaker shall designate a person to exercise the powers and discharge the duties of the office as necessary until a successor is elected by the House.

7.02 SPEAKER PRO TEMPORE. The Speaker shall appoint a member to preside, whenever the Speaker is absent, as Speaker pro tempore. In the absence of the Speaker and Speaker pro tempore, a member selected by the Speaker shall preside until the return of the Speaker or Speaker pro tempore. If desired, the Speaker may appoint cospeakers pro tempore.

7.03 DUTIES OF CHIEF CLERK. The Chief Clerk shall have general supervision of all clerical duties pertaining to the business of the House. The Chief Clerk shall perform under the direction of the Speaker all the duties pertaining to the office of Chief Clerk and shall keep records showing the status and progress of all bills, memorials and resolutions.

During a temporary absence of the Chief Clerk, the First Assistant Chief Clerk shall be delegated all the usual responsibilities of the Chief Clerk and is authorized to sign the daily journal, enrollments, abstracts and other legislative documents.

7.04 ENGROSSMENT AND ENROLLMENT. The Chief Clerk of the House shall have supervision over the engrossment and enrollment of bills. The Chief Clerk shall cause to be kept a record by file number of the bills introduced in the House which have passed both houses and been enrolled.

Journal of the House - 26th Day - Top of Page 1170

7.05 BUDGET AND FINANCIAL AFFAIRS. The House Controller shall prepare a biennial budget for the House which must be approved by the Committee on Rules and Legislative Administration before it is submitted to the Committee on Governmental Operations for consideration by the State Government Finance Division. By the 15th day of April, July, October, and January of each year, the House Controller shall submit a detailed report of House expenditures during the previous quarter to the Speaker and the Committee on Rules and Legislative Administration.

The House Controller shall arrange for the purchase of goods and services. The Controller shall seek the lowest possible prices consistent with satisfactory quality and dependability. A contract of the House, or an amendment to a contract, authorizing an expenditure in excess of \$500 must be signed by the Speaker or the Controller. A contract, or an amendment to a contract, authorizing an expenditure of up to \$500 may be executed by an employee authorized and directed in writing by the Controller to act for the Controller with respect to the contract or type of contract. A contract or amendment entered into in violation of this rule is not binding on the House.

7.06 BULLETIN BOARD. The Chief Clerk shall prepare a bulletin board upon which shall be posted a list of committee and subcommittee meetings and any other announcements or notices the House may require.

7.07 INDEX. The Index Clerk, under the supervision of the Chief Clerk, shall prepare an index in which bills may be indexed by topic, number, author, subject, section of the code amended, committees, and any other subject that will make it a complete and comprehensive index. The index shall be open for public inspection at all times during the session and shall be printed in the permanent Journal of the House.

7.08 DUTIES OF THE SERGEANT AT ARMS. It shall be the duty of the Sergeant at Arms to carry out all orders of the House or the Speaker and to perform all other services pertaining to the office of Sergeant at Arms, including maintaining order in the Chamber and other areas used for the business of the House and its committees and members and supervising entering and exiting from the Chamber and the other areas and the prompt delivery of messages.

7.09 SUCCESSOR IN OFFICE OF SPEAKER. When the office of Speaker becomes vacant, the Chair of the Committee on Rules and Legislative Administration shall exercise the powers and discharge the duties of the office as necessary, until a Speaker is elected by the House or until a speaker-designate is selected as provided in this Rule. The House shall elect a

Speaker when the House is next called to order. If the Legislature is not in session, within 30 days after the office of Speaker becomes vacant the Committee on Rules and Legislative Administration shall meet and select a speaker-designate to exercise the powers and discharge the duties of the office as necessary until a Speaker is elected by the House.

ARTICLE VIII - EMPLOYEES OF THE HOUSE

8.01 APPOINTMENT OF EMPLOYEES. The Committee on Rules and Legislative Administration shall designate the position of and appoint each employee of the House and set the compensation of each officer and employee. A record of all such appointments, including positions and compensation, shall be kept in the office of the House Controller and shall be open for inspection by the public.

The Committee on Rules and Legislative Administration, by resolution, shall establish the procedure for filling vacancies when the Legislature is not in session.

Any employee of the House may be assigned to other duties, suspended or discharged at any time by the Committee on Rules and Legislative Administration.

8.02 CAMPAIGN ACTIVITIES. An employee of the House may not participate in campaign activity during working hours. No employee may be obliged to participate in campaign activities as a condition of employment. A member is not an employee of the House for purposes of this rule. House equipment may not be used for campaign activities. The committee on rules and legislative administration shall define and implement the terms of these provisions.

ARTICLE IX - GENERAL PROVISIONS

9.01 RULE AS TO CONSTRUCTION. As used in these Rules the terms "majority vote" and "vote of the House" shall mean a majority of members present at the particular time. The term "vote of the whole House" shall mean a majority vote of all the members elected to the House for that particular session of the Legislature.

Journal of the House - 26th Day - Top of Page 1171

Singular words used in these Rules shall include the plural, unless the context indicates a contrary intention.

9.02 MEDIA NEWS REPORTERS. Accredited representatives of the press, press associations, and radio and television stations shall be accorded equal press privileges by the House. Any person wishing to report proceedings of the House may apply to the Committee on Rules and Legislative Administration for a press pass and assignment to suitable available space.

Television stations shall be permitted to televise sessions of the House. Media representatives shall be allowed access to both wells in the gallery of the House chambers.

9.03 DEADLINES. A bill prepared by a department or agency of state government shall be introduced and given its first reading in regular session no later than ten days before the date of the first committee deadline specified in this rule.

In regular session in 1997, committee reports on House files favorably acted upon by a committee after Wednesday, March 26, and committee reports on Senate files favorably acted upon by a committee after Wednesday, April 9, shall be referred to the Committee on Rules and Legislative Administration for disposition. In regular session in 1998, committee reports on House files favorably acted upon by a committee after Friday, February 13, committee reports on Senate files favorably acted upon by a committee after Friday, February 20; shall be referred to the Committee on Rules and Legislative Administration for disposition. However, referral is not required after the first deadline when, by the second deadline, a committee acts on a bill that is a companion to a bill that has then been acted upon by the first deadline in the Senate. A finance or revenue bill referred to in Rule 5.08 is exempt from the first and second deadlines.

A finance bill other than a major finance or revenue bill referred to in Rule 5.12 in finance committees and standing committees with finance divisions and the Committee on Taxes, that includes provisions that create or reestablish a commission, board, task force, advisory committee or council, or other entity, shall be re-referred to the Committee on Rules and Legislative Administration if it remains in committee after the deadlines set by this rule.

In regular session in 1997, notice of intention to move reconsideration shall not be in order after Monday, April 14. In regular session in 1998, notice of intention to move reconsideration shall not be in order after Monday, March 2.

Committee reports on finance bills that are favorably acted upon by a committee after Friday, April 18, in regular session in 1997, and after Friday, February 27, in regular session in 1998, shall be referred to the Committee on Rules and Legislative Administration for disposition. This deadline does not apply to the House Committees on Capital Investment, Taxes, and Ways and Means.

In regular session in 1997 after Friday, May 2, and in regular session in 1998 after Friday, March 20, the House shall not act on bills other than those recommended by conference committee reports, the Committee on Rules and Legislative Administration, or the Committee on Ways and Means, and those bills contained in messages from the Senate or from the Governor.

In regular session in 1997 except after Monday, May 12, and in regular session in 1998 except after Monday, March 23, a written copy of a report of a conference committee shall be placed on the desk of each member of the House 24 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.

9.04 DISPOSITION OF BILLS. Adjournment of the regular session in the odd-numbered year to a day certain in the following even-numbered year shall be equivalent to daily adjournment except that any bill on the Consent Calendar, Calendar, Special Orders or General Orders shall be returned to the standing committee last acting on the bill.

9.05 AUTHORIZED MANUAL OF PARLIAMENTARY PROCEDURE. The rules of parliamentary procedure contained in "Mason's Manual of Legislative Procedure" shall govern the House in all applicable cases in which they are not inconsistent with these Rules, the Joint Rules of the Senate and House of Representatives, or established custom and usage.

ARTICLE X - ETHICS

10.01 SOLICITATIONS DURING LEGISLATIVE SESSION. No member of the House, nor the member's principal campaign committee, nor any other political committee with the member's name or title, nor any committee authorized by the member which would benefit the member, shall solicit or accept a contribution on behalf of the member's principal

Journal of the House - 26th Day - Top of Page 1172

campaign committee, any other political committee with the member's name or title, or any political committee authorized by the member which would benefit the member, from a registered lobbyist, political committee, or political fund during the regular session of the House.

No member may accept compensation for lobbying.

10.02 ACCEPTANCE OF AN HONORARIUM BY A MEMBER. No member may accept an honorarium for any service performed for an individual or organization which has a direct interest in the business of the House, including, but not limited to, registered lobbyists or any organizations they represent. The term "honorarium" does not include reimbursement for expenses incurred and actually paid by a member in performing any service.

Alleged violations of this rule shall be referred to the Committee on Ethics under Rule 6.10. Upon finding that an honorarium was accepted in violation of this rule, the Committee on Ethics shall direct the return of the funds. If the funds are not returned, the committee may recommend disciplinary action under Rule 6.10.

10.03 ACCEPTANCE OF TRAVEL AND LODGING BY A MEMBER OR EMPLOYEE. A member or employee of the House shall not accept travel and lodging from any foreign government, private for-profit business, labor union, registered lobbyist, or any association thereof, except for expenses that relate to the member's or employee's participation as a legislator or legislative employee in a meeting or conference. This rule does not apply to travel and lodging provided to a member in the regular course of the member's employment or business.

10.04 DENIAL OF COMPENSATION. A member of the House may not receive compensation, mileage, or living expenses while the member is incarcerated or on home detention due to a criminal conviction.

GENERAL ORDERS

Winter moved that the bills on General Orders for today be continued. The motion prevailed.

MOTIONS AND RESOLUTIONS

McGuire moved that the name of Evans be added as an author on H. F. No. 350. The motion prevailed.

Weaver moved that his name be stricken as an author on H. F. No. 688. The motion prevailed.

Skare moved that the name of Davids be added as an author on H. F. No. 708. The motion prevailed.

Mulder moved that the name of Westrom be added as an author on H. F. No. 739. The motion prevailed.

Nornes moved that the names of Lieder, Juhnke and Bettermann be added as authors on H. F. No. 941. The motion prevailed.

Paymar moved that the name of Hausman be stricken and the name of Trimble be added as chief author H. F. No. 1012. The motion prevailed.

Rifenberg moved that her name be stricken as an author on H. F. No. 1116. The motion prevailed.

Rhodes moved that the name of Lieder be added as an author on H. F. No. 1353. The motion prevailed.

Mahon moved that the name of Knoblach be added as an author on H. F. No. 1463. The motion prevailed.

McElroy moved that his name be stricken as an author on H. F. No. 1503. The motion prevailed.

Dawkins moved that the name of Greiling be stricken and the name of McGuire be added as an author on H. F. No. 1839. The motion prevailed.

Journal of the House - 26th Day - Top of Page 1173

Anderson, B., moved that his name be stricken as an author on H. F. No. 1844. The motion prevailed.

Otremba moved that the name of McCollum be added as an author on H. F. No. 1859. The motion prevailed.

Trimble moved that the names of Jennings, Ozment and Hausman be added as authors on H. F. No. 1879. The motion prevailed.

Hausman moved that the name of Ozment be added as an author on H. F. No. 1886. The motion prevailed.

Long moved that H. F. No. 443 be recalled from the Committee on Taxes and be re-referred to the Committee on Financial Institutions and Insurance. The motion prevailed.

Paulsen moved that H. F. No. 1813 be recalled from the Committee on Health and Human Services and be re-referred to the Committee on Education. The motion prevailed.

Sykora moved that H. F. No. 1808 be recalled from the Committee on Commerce, Tourism and Consumer Affairs and be re-referred to the Committee on Health and Human Services. The motion prevailed.

Huntley moved that H. F. No. 858, now on Technical General Orders, be re-referred to the Committee on Financial Institutions and Insurance. The motion prevailed.

McElroy moved that H. F. No. 884 be returned to its author. The motion prevailed.

McElroy moved that H. F. No. 994 be returned to its author. The motion prevailed.

ADJOURNMENT

Winter moved that when the House adjourns today it adjourn until 2:30 p.m., Tuesday, March 25, 1997. The motion prevailed.