

Murphy, E., offered the following resolution and moved its adoption:

Be It Resolved by the House of Representatives of the State of Minnesota that the Temporary Rules of the House for this session, the 88th Regular Session, are the same as the Permanent Rules of the House for the last session, the 87th Regular Session, as they existed on May 9, 2012, with the following exceptions:

Rule 4.03 shall read:

4.03 WAYS AND MEANS COMMITTEE; BUDGET RESOLUTION; EFFECT ON EXPENDITURE AND REVENUE BILLS. (a) The Committee on Ways and Means must hold hearings as necessary to determine state expenditures and revenues for the fiscal biennium.

(b) Within 25 days after the last state general fund revenue and expenditure forecast for the next fiscal biennium becomes available during the regular session in the odd-numbered year, the Committee on Ways and Means must adopt a budget resolution. The budget resolution: (1) must set the maximum limit on net expenditures for the next fiscal biennium for the general fund, (2) must set an amount or amounts to be set aside as a budget reserve and a cash flow account, (3) must set net spending limits for each budget category represented by the major finance and revenue bills identified in paragraph (e), and (4) may set limits for expenditures from funds other than the general fund. The budget resolution must not specify, limit, or prescribe revenues or expenditures by any category other than those specified in clauses (1), (2), (3), and (4). After the Committee adopts the budget resolution, the limits in the resolution are effective during the regular session in the year in which the resolution is adopted, unless a different or amended resolution is adopted.

(c) During the regular session in the even-numbered year, before the Committee on Ways and Means reports a bill containing net increases or decreases in expenditures as compared to general fund expenditures in the current fiscal biennium estimated by the most recent state budget forecast, the Committee may adopt a budget resolution. If adopted, the resolution must account for the net changes in expenditures. The resolution may also (1) set limits for changes in net expenditures for each budget category represented by the major finance and revenue bills identified in paragraph (e), and (2) set limits for expenditures from funds other than the general fund.

If the Committee adopts a budget resolution, it is effective during the regular session that year, unless a different or amended resolution is adopted.

(d) The major finance or revenue bills may be combined or separated by a majority vote of either the Committee on Ways and Means or the Committee on Rules and Legislative Administration. Combined or separated bills must conform to the limits in the resolution as those limits apply to the accounts in those bills.

(e) Major finance and revenue bills are:

~~the agriculture and rural development finance bill;~~

~~the capital investment bill;~~

~~the education finance bill;~~

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

~~the health and human services finance bill;~~

~~the higher education finance bill;~~

~~the jobs and economic development finance bill;~~

~~the judiciary finance bill;~~

~~the public safety finance bill;~~

~~the state government finance bill;~~

~~the tax bill; and~~

~~the transportation finance bill.~~

the capital investment bill;

the commerce and consumer protection finance bill;

the education finance bill;

the environment, natural resources, and agriculture finance bill;

the health and human services finance bill;

the higher education finance bill;

the housing finance bill;

the jobs and economic development finance bill;

the judiciary finance bill;

the legacy finance bill;

the public safety finance bill;

the state government and veterans affairs finance bill;

the tax bill; and

the transportation finance bill.

(f) After the adoption of a resolution by the Committee on Ways and Means, each finance committee, and the Committee on Taxes must reconcile each bill described in Rule 4.10 with the resolution. When reporting a finance or revenue bill, each committee or division must provide to the Committee on Ways and Means a fiscal statement reconciling the bill with the resolution.

(g) After the adoption of a resolution by the Committee on Ways and Means, the Committee on Ways and Means must reconcile finance and revenue bills with the resolution. When reporting a bill, the chair of the Committee must certify to the House that the Committee has reconciled the bill with the resolution.

(h) After the adoption of a resolution by the Committee on Ways and Means, an amendment to a bill is out of order if it would cause any of the limits specified in the resolution to be exceeded. Whether an amendment is out of order under this Rule is a question to be decided on the Floor by the Speaker or other presiding officer and in

Committee or Division by the person chairing the Committee or Division meeting. In making the determination, the Speaker or other presiding officer or the Committee or Division chair may consider: (1) the limits in a resolution; (2) the effect of existing laws on revenues and expenditures; (3) the effect of amendments previously adopted to the bill under consideration; (4) the effect of bills previously recommended by a Committee or Division or bills previously passed in the legislative session by the House or by the legislature; (5) whether expenditure increases or revenue decreases that would result from the amendment are offset by decreases in other expenditures or increases in other revenue specified by the amendment; and (6) other information reasonably related to expenditure and revenue amounts.

(i) After a resolution is adopted by the Committee on Ways and Means, the Committee must make available a summary of the estimated fiscal effect on the general fund of each bill that has been referred to the Committee on Ways and Means by a finance committee or a division of a finance committee, or the Committee on Taxes and of each bill that has been reported by the Committee on Ways and Means.

Rule 4.13 shall read:

4.13 **BILLS AFFECTING STATE GOVERNMENT POWERS AND STRUCTURE.** The Committee on Government Operations ~~and Elections~~ has jurisdiction over a House or Senate bill that:

(a) establishes or reestablishes a department, agency, commission, board, task force, advisory committee or council, or bureau, or other like entity;

(b) delegates rulemaking authority to, or exempts from rulemaking, a department or agency of state government; or

(c) substantially changes the organization of a department or agency of state government or substantially changes, vests or divests the official rights, powers, or duties of an official, department or agency of state government or an institution under its control.

Except as otherwise provided in this Rule and Rule 1.15, a bill that is within the jurisdiction of the Committee on Government Operations ~~and Elections~~ must be referred to that Committee before it receives its second reading. A committee or division (other than the Committee on Government Operations ~~and Elections~~) reporting such a bill must recommend its re-referral to the Committee on Government Operations ~~and Elections~~ if reporting before the deadline for action on the bill by that Committee; if reporting after the deadline, the committee or division must recommend re-referral to the Committee on Rules and Legislative Administration.

The re-referral requirements of this Rule do not apply to the major finance and revenue bills identified in Rule 4.03. If a major finance or revenue bill contains a provision specified in clause (a) or (b) of the definition in this Rule, the chair of the finance or tax committee reporting the bill must notify the chair of the Committee on Rules and Legislative Administration before the bill is considered by the House.

The re-referral requirements of this Rule do not apply to other bills reported by a finance committee or division or the tax committee or division, except bills that contain a provision specified in clauses (a) and (b) of the definition in this Rule.

Rule 6.01 shall read:

6.01 **COMMITTEES AND DIVISIONS.** Standing committees and divisions of the House must be appointed by the Speaker as follows:

~~Agriculture and Rural Development Policy and Finance~~

~~Capital Investment~~

~~Civil Law~~

~~Commerce and Regulatory Reform~~

~~Education Finance~~

~~Education Reform~~

~~Environment, Energy and Natural Resources Policy and Finance~~

~~Legacy Funding Division~~

~~Ethics~~

~~Government Operations and Elections~~

~~Health and Human Services Finance~~

~~Health and Human Services Reform~~

~~Higher Education Policy and Finance~~

~~Jobs and Economic Development Finance~~

~~Judiciary Policy and Finance~~

~~Public Safety and Crime Prevention Policy and Finance~~

~~Redistricting~~

~~Rules and Legislative Administration~~

~~State Government Finance~~

~~Veterans Services Division~~

~~Taxes~~

~~Property and Local Tax Division~~

~~Transportation Policy and Finance~~

~~Ways and Means~~

Agriculture Policy

Capital Investment

Civil Law

Commerce and Consumer Protection Finance and Policy

Early Childhood and Youth Development Policy

Education Finance

Education Policy

Elections

Energy Policy

Environment and Natural Resources Policy

Environment, Natural Resources, and Agriculture Finance

Ethics

Government Operations

Health and Human Services Finance

Health and Human Services Policy

Higher Education Finance and Policy

Housing Finance and Policy

Jobs and Economic Development Finance and Policy

Judiciary Finance and Policy

Labor, Workplace, and Regulated Industries

Legacy

Public Safety Finance and Policy

Rules and Legislative Administration

State Government Finance and Veterans Affairs

Taxes

Property and Local Tax Division

Transportation Finance

Transportation Policy

Ways and Means

Rule 8.01 shall read:

8.01 BUDGET AND FINANCIAL AFFAIRS. The House Controller must prepare a biennial budget for the House. The budget must be approved by the Committee on Rules and Legislative Administration before it is submitted to the State Government Finance and Veterans Affairs Committee. By the 15th day of April, July, October, and January of each year, the Controller must 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 must arrange for the purchase of goods and services for the House. The Controller must 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 of more than \$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 on the contract or contracts of its type. A contract or amendment to a contract entered into in violation of this Rule is not binding on the House. The House Controller must consult with an adaptive technology expert to identify commercially available upgrades for computers and Internet technology that are compatible with adaptive speech technology prior to purchasing upgrades.

Employees of the House must be reimbursed for actual expenses in the same manner as state employees.

During session, for travel away from the Capitol, members must be reimbursed for actual expenses, in addition to per diem expense allowances, in the manner and amount prescribed by the Committee on Rules and Legislative Administration.

The Temporary Rules of the House for the 88th Session shall apply until the Committee on Rules and Legislative Administration to be appointed by the Speaker shall have made its report and new Permanent Rules have been adopted.

Hamilton; Torkelson; Nornes; McNamara; Garofalo; Fabian; Anderson, P.; Loon; O'Driscoll; Erickson, S.; Holberg; Kiel; Swedzinski; Davids; Gunther; Sanders; Scott; Daudt; Drazkowski; Woodard; Hoppe; Dean, M.; Kelly; Anderson, S.; Schomacker; Urdahl and Abeler moved to amend the proposed Temporary Rules of the House for the 88th Session as reported in the resolution as follows:

Page 3, delete line 2, and insert "the environment and natural resources finance bill"

Page 3, before line 3, insert "the agriculture finance bill"

Page 6, line 5, after "Agriculture" insert "Finance and"

Page 6, line 15, delete ", and Agriculture"

A roll call was requested and properly seconded.

Murphy, E., moved that the Hamilton et al amendment to the proposed Temporary Rules of the House for the 88th Session be referred to the Committee on Rules and Legislative Administration.

A roll call was requested and properly seconded.

The question was taken on the Murphy, E., motion and the roll as called. There were 71 yeas and 60 nays as follows:

Those who voted in the affirmative were:

Allen	Dorholt	Hornstein	Mahoney	Nelson	Selcer
Anzelc	Erhardt	Hortman	Mariani	Newton	Simon
Atkins	Erickson, R.	Huntley	Marquart	Norton	Simonson
Benson, J.	Falk	Isaacson	Masin	Paymar	Slocum
Bernardy	Faust	Johnson, S.	McNamar	Pelowski	Sundin
Bly	Fischer	Kahn	Melin	Persell	Wagenius
Brynaert	Freiberg	Laine	Metsa	Poppe	Ward, J.A.
Carlson	Fritz	Lenczewski	Moran	Radinovich	Ward, J.E.
Clark	Halverson	Liebling	Morgan	Rosenthal	Winkler
Davnie	Hansen	Lien	Mullery	Savick	Yarusso
Dehn, R.	Hausman	Lillie	Murphy, E.	Sawatzky	Spk. Thissen
Dill	Hilstrom	Loeffler	Murphy, M.	Schoen	

Those who voted in the negative were:

Abeler	Davids	Gruenhagen	Kieffer	Newberger	Schomacker
Albright	Dean, M.	Gunther	Kiel	Nornes	Scott
Anderson, M.	Dettmer	Hackbarth	Kresha	O'Driscoll	Swedzinski
Anderson, P.	Drazkowski	Hamilton	Leidiger	O'Neill	Torkelson
Anderson, S.	Erickson, S.	Hertaus	Lohmer	Peppin	Uglen
Barrett	Fabian	Holberg	Loon	Petersburg	Urdahl
Beard	FitzSimmons	Hoppe	Mack	Pugh	Wills
Benson, M.	Franson	Howe	McDonald	Quam	Woodard
Cornish	Garofalo	Johnson, B.	McNamara	Runbeck	Zellers
Daudt	Green	Kelly	Myhra	Sanders	Zerwas

The motion prevailed and the Hamilton et al amendment to the proposed Temporary Rules of the House for the 88th Session was referred to the Committee on Rules and Legislative Administration.

The question recurred on the adoption of the Proposed Temporary Rules of the House for the 88th Session and the roll was called. There were 73 yeas and 58 nays as follows:

Those who voted in the affirmative were:

Abeler	Dorholt	Hortman	Marquart	Paymar	Sundin
Allen	Erhardt	Huntley	Masin	Pelowski	Uglen
Anzelc	Erickson, R.	Isaacson	McNamar	Persell	Wagenius
Atkins	Falk	Johnson, S.	Melin	Poppe	Ward, J.A.
Benson, J.	Faust	Kahn	Metsa	Radinovich	Ward, J.E.
Bernardy	Fischer	Laine	Moran	Rosenthal	Winkler
Bly	Freiberg	Lenczewski	Morgan	Savick	Yarusso
Brynaert	Fritz	Liebling	Mullery	Sawatzky	Spk. Thissen
Carlson	Halverson	Lien	Murphy, E.	Schoen	
Clark	Hansen	Lillie	Murphy, M.	Selcer	
Davnie	Hausman	Loeffler	Nelson	Simon	
Dehn, R.	Hilstrom	Mahoney	Newton	Simonson	
Dill	Hornstein	Mariani	Norton	Slocum	

Those who voted in the negative were:

Albright	Dean, M.	Gunther	Kiel	Nornes	Scott
Anderson, M.	Dettmer	Hackbarth	Kresha	O'Driscoll	Swedzinski
Anderson, P.	Drazkowski	Hamilton	Leidiger	O'Neill	Torkelson
Anderson, S.	Erickson, S.	Hertaus	Lohmer	Peppin	Urdahl
Barrett	Fabian	Holberg	Loon	Petersburg	Wills
Beard	FitzSimmons	Hoppe	Mack	Pugh	Woodard
Benson, M.	Franson	Howe	McDonald	Quam	Zellers
Cornish	Garofalo	Johnson, B.	McNamara	Runbeck	Zerwas
Daudt	Green	Kelly	Myhra	Sanders	
Davids	Gruenhagen	Kieffer	Newberger	Schomacker	

The motion prevailed and the resolution relating to the Temporary Rules of the House for the 88th Session was adopted.

APPOINTMENT OF CHIEF SERGEANT AT ARMS

The Speaker announced the appointment of Travis D. Reese as Chief Sergeant at Arms.

OATH OF OFFICE

The Speaker administered the oath of office to the Chief Sergeant at Arms.

Murphy, E., offered the following resolution and moved its adoption:

Resolved, that the Chief Clerk be instructed to inform the Senate by message that the House is duly organized pursuant to law.

The motion prevailed and the resolution was adopted.

Murphy, E., offered the following resolution and moved its adoption:

Resolved, that the Speaker appoint a committee of five members of the House to notify the Governor that the House of Representatives is now duly organized pursuant to law and ready to receive any message he may desire to give them.

The motion prevailed and the resolution was adopted.

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the committee to notify the Governor that the House is now organized and ready to receive any message he may desire to give them:

Bernardy, Allen, Dorholt, Urdahl and Wills.