

Page 1, line 3, after the semicolon, insert "changing provisions relating to housing programs and plans;"

Page 1, line 4, after "sections" insert "462C.01; 462C.02, subdivision 3; 462C.04, subdivisions 2 and 3; 462C.071, subdivision 2;"

Page 1, line 6, before the period, insert "; repealing Minnesota Statutes 1994, sections 462C.02, subdivision 2; 462C.03, subdivisions 1 and 5; and 462C.04, subdivision 1"

And when so amended the bill do pass. Amendments adopted. Report adopted.

SECOND READING OF SENATE BILLS

S.F. No. 1543 was read the second time.

MOTIONS AND RESOLUTIONS - CONTINUED

Without objection, the Senate proceeded to the Order of Business of Introduction and First Reading of Senate Bills.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time and referred to the committees indicated.

Ms. Reichgott Junge and Mr. Johnson, D.J. introduced--

S.F. No. 1684: A bill for an act relating to taxation; proposing an amendment to the Minnesota Constitution by amending article XIII, section 1; requiring state funding of certain costs of education; reserving certain budget surplus to fund education costs; providing for establishment of aid distribution councils; establishing task forces to study local government and education finance; providing for payments of certain aids and imposition of levies; appropriating money; amending Minnesota Statutes 1994, sections 16A.152, subdivision 2; and 465.795, subdivision 7; proposing coding for new law in Minnesota Statutes, chapter 465; repealing Minnesota Statutes 1994, sections 124A.02, subdivisions 16 and 24; 124A.03, subdivisions 1b, 1c, 1d, 1e, 1f, 1g, 1h, 1i, and 3b; 124A.034; 124A.035; 124A.036; 124A.04; 124A.22, subdivisions 2, 3, 4, 4a, 4b, 8, and 9; 124A.225; 124A.23; 124A.24; 124A.26; 124A.28; 124A.29, subdivision 1; 273.138; 273.1398; 273.1399; 273.166; 477A.011; 477A.012; 477A.0121; 477A.0122; 477A.013; 477A.0132; 477A.014; 477A.015; and 477A.03.

Referred to the Committee on Taxes and Tax Laws.

Ms. Runbeck introduced--

S.F. No. 1685: A bill for an act relating to retirement; limiting the definition of salary for calculating service pensions and other retirement benefits for members of police and salaried firefighters relief associations; amending Minnesota Statutes 1994, section 423A.01, subdivision 2.

Referred to the Committee on Governmental Operations and Veterans.

MOTIONS AND RESOLUTIONS - CONTINUED

Mr. Moe. R.D. moved that Senate Resolution No. 54 be taken from the table. The motion prevailed.

Senate Resolution No. 54: A Senate resolution adopting permanent rules of the Senate.

Mr. Knutson moved to amend Senate Resolution No. 54 as follows:

Page 18, lines 13 to 16, delete the new language

CALL OF THE SENATE

Ms. Reichgott Junge imposed a call of the Senate for the balance of the proceedings on the adoption of Senate rules. The Sergeant at Arms was instructed to bring in the absent members.

The question was taken on the adoption of the Knutson amendment.

The roll was called, and there were yeas 25 and nays 36, as follows:

Those who voted in the affirmative were:

Belanger	Frederickson	Knutson	Limmer	Robertson
Berg	Johnson, D.E.	Kramer	Neuville	Runbeck
Chmielewski	Johnston	Laidig	Oliver	Scheevel
Day	Kiscaden	Larson	Ourada	Stevens
Dille	Kleis	Lesewski	Pariseau	Terwilliger

Those who voted in the negative were:

Anderson	Flynn	Langseth	Pappas	Spear
Beckman	Hanson	Merriam	Piper	Stumpf
Berglin	Hottinger	Metzen	Price	Vickerman
Bertram	Janezich	Moe, R.D.	Ranum	Wiener
Betzold	Johnson, D.J.	Mondale	Reichgott Junge	
Chandler	Johnson, J.B.	Morse	Riveness	
Cohen	Kelly	Murphy	Sams	
Finn	Krentz	Novak	Samuelson	

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

Mr. Johnson, D.E. moved to amend Senate Resolution No. 54 as follows:

Page 17, line 21, delete "eightieth" and insert "seventy-sixth"

Ms. Reichgott Junge moved to amend the Johnson, D.E. amendment to Senate Resolution No. 54 as follows:

Page 1, line 4, delete "seventy-sixth" and insert "seventy-eighth"

The question was taken on the adoption of the Reichgott Junge amendment to the Johnson, D.E. amendment.

The roll was called, and there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Flynn	Kramer	Mondale	Riveness
Beckman	Frederickson	Krentz	Morse	Robertson
Belanger	Hanson	Kroening	Murphy	Runbeck
Berg	Hottinger	Laidig	Novak	Sams
Berglin	Janezich	Langseth	Oliver	Samuelson
Bertram	Johnson, D.E.	Larson	Ourada	Scheevel
Betzold	Johnson, D.J.	Lesewski	Pappas	Spear
Chandler	Johnson, J.B.	Lessard	Pariseau	Stevens
Chmielewski	Johnston	Limmer	Piper	Stumpf
Cohen	Kelly	Marty	Pogemiller	Terwilliger
Day	Kiscaden	Merriam	Price	Vickerman
Dille	Kleis	Metzen	Ranum	Wiener
Finn	Knutson	Moe, R.D.	Reichgott Junge	

The motion prevailed. So the amendment to the amendment was adopted.

The question was taken on the Johnson, D.E. amendment, as amended. The motion prevailed. So the amendment, as amended, was adopted.

Ms. Berglin moved to amend Senate Resolution No. 54 as follows:

Page 9, line 27, after the period, insert "Upon its introduction, the first author of the bill shall deliver a copy of the fiscal note on the bill to the chair of the standing committee to which the bill has been referred."

The motion prevailed. So the amendment was adopted.

Ms. Runbeck moved to amend Senate Resolution No. 54 as follows:

Page 18, line 27, after the period, insert "The majority and minority shall each be represented on all conference committees of the Senate substantially in proportion to their numbers in the Senate, provided that the members of the minority group appointed to a conference committee must be in accord with the position of the Senate."

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

Ms. Robertson moved to amend Senate Resolution No. 54 as follows:

Page 18, line 15, after "may" insert "temporarily"

Page 18, line 16, after "committees" insert "during the interim"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 25 and nays 39, as follows:

Those who voted in the affirmative were:

Belanger	Johnson, D.E.	Kramer	Neuville	Robertson
Chmielewski	Johnston	Laidig	Oliver	Runbeck
Day	Kiscaden	Larson	Olson	Scheevel
Dille	Kleis	Lesewski	Ourada	Stevens
Frederickson	Knutson	Limmer	Pariseau	Terwilliger

Those who voted in the negative were:

Anderson	Finn	Krentz	Morse	Reichgott Junge
Beckman	Flynn	Kroening	Murphy	Sams
Berg	Hanson	Langseth	Novak	Samuelson
Berglin	Hottinger	Lessard	Pappas	Spear
Bertram	Janezich	Merriam	Piper	Stumpf
Betzold	Johnson, D.J.	Metzen	Pogemiller	Vickerman
Chandler	Johnson, J.B.	Moe, R.D.	Price	Wiener
Cohen	Kelly	Mondale	Ranum	

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

Mr. Terwilliger moved to amend Senate Resolution No. 54 as follows:

Page 29, after line 14, insert:

"VOTE ON TAX BILLS

78. 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 Senate only if three-fifths of the members who vote on the action vote in favor of it."

Mr. Spear raised a point of order that the amendment was out of order.

The President ruled that the amendment was out of order.

Mr. Terwilliger appealed the decision of the President.

The question was taken on "Shall the decision of the President be the judgment of the Senate?"

The roll was called, and there were yeas 40 and nays 20, as follows:

Those who voted in the affirmative were:

Anderson	Cohen	Kelly	Moe, R.D.	Ranum
Beckman	Finn	Krentz	Mondale	Reichgott Junge
Berg	Flynn	Kroening	Morse	Sams
Berglin	Frederickson	Langseth	Murphy	Samuelson
Bertram	Hottinger	Lessard	Pappas	Spear
Betzold	Janezich	Marty	Piper	Stumpf
Chandler	Johnson, D.J.	Merriam	Pogemiller	Vickerman
Chmielewski	Johnson, J.B.	Metzen	Price	Wiener

Those who voted in the negative were:

Belanger	Johnston	Laidig	Oliver	Runbeck
Day	Kiscaden	Lesewski	Olson	Scheevel
Dille	Kleis	Limmer	Ourada	Stevens
Johnson, D.E.	Knutson	Neuville	Pariseau	Terwilliger

The decision of the President was sustained.

Mr. Berg moved to amend Senate Resolution No. 54 as follows:

Page 28, line 33, delete "a violation of"

Page 28, line 34, delete "this rule" and insert "improper conduct" and after the period, insert "Improper conduct includes conduct that violated a rule or administrative policy of the Senate, that violated accepted norms of Senate behavior, that betrayed the public trust, or that tended to bring the Senate into dishonor or disrepute."

The motion prevailed. So the amendment was adopted.

Mr. Limmer moved to amend Senate Resolution No. 54 as follows:

Page 20, line 36, after the period, insert "Members of the minority caucus are entitled to the same number of personal, committee, and caucus employees per member as are members of the majority caucus."

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 23 and nays 41, as follows:

Those who voted in the affirmative were:

Belanger	Johnston	Kroening	Olson	Scheevel
Day	Kiscaden	Larson	Ourada	Stevens
Dille	Kleis	Lesewski	Pariseau	Terwilliger
Frederickson	Knutson	Limmer	Robertson	
Johnson, D.E.	Kramer	Oliver	Runbeck	

Those who voted in the negative were:

Anderson	Finn	Laidig	Murphy	Samuelson
Beckman	Flynn	Langseth	Pappas	Spear
Berg	Hanson	Lessard	Piper	Stumpf
Berglin	Hottinger	Marty	Pogemiller	Vickerman
Bertram	Janezich	Merriam	Price	Wiener
Betzold	Johnson, D.J.	Metzen	Ranum	
Chandler	Johnson, J.B.	Moe, R.D.	Reichgott Junge	
Chmielewski	Kelly	Mondale	Riveness	
Cohen	Krentz	Morse	Sams	

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

Mr. Limmer then moved to amend Senate Resolution No. 54 as follows:

Page 17, line 19, after the period, insert "A member prohibited by this rule from continuing to serve as chair of a particular committee may not serve as chair of any other standing committee or division until the member has served an additional Senate term as not a chair of any standing committee or division."

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 16 and nays 43, as follows:

Those who voted in the affirmative were:

Belanger	Kleis	Lesewski	Ourada	Scheevel
Day	Knutson	Limmer	Pariseau	Stevens
Johnston	Kramer	Oliver	Runbeck	Terwilliger
Kiscaden				

Those who voted in the negative were:

Anderson	Dille	Kelly	Morse	Robertson
Beckman	Finn	Krentz	Murphy	Sams
Berg	Flynn	Kroening	Novak	Samuelson
Berglin	Hanson	Langseth	Piper	Spear
Bertram	Hottinger	Marty	Pogemiller	Stumpf
Betzold	Janezich	Merriam	Price	Vickerman
Chandler	Johnson, D.E.	Metzen	Ranum	Wiener
Chmielewski	Johnson, D.J.	Moe, R.D.	Reichgott Junge	
Cohen	Johnson, J.B.	Mondale	Riveness	

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

Mrs. Pariseau moved to amend Senate Resolution No. 54 as follows:

Page 9, line 13, after the second period, insert "A member may not be listed as first author on more than ten bills each year, other than omnibus appropriation or tax bills."

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 24 and nays 37, as follows:

Those who voted in the affirmative were:

Belanger	Johnston	Kroening	Limmer	Robertson
Bertram	Kiscaden	Laidig	Neuville	Scheevel
Day	Kleis	Larson	Oliver	Stevens
Dille	Knutson	Lesewski	Ourada	Terwilliger
Johnson, D.E.	Kramer	Lessard	Pariseau	

Those who voted in the negative were:

Anderson	Finn	Langseth	Pappas	Samuelson
Beckman	Flynn	Marty	Piper	Spear
Berg	Hanson	Merriam	Pogemiller	Stumpf
Berglin	Janezich	Metzen	Price	Vickerman
Betzold	Johnson, D.J.	Moe, R.D.	Ranum	Wiener
Chandler	Johnson, J.B.	Mondale	Reichgott Junge	
Chmielewski	Kelly	Morse	Riveness	
Cohen	Krentz	Novak	Sams	

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

Mrs. Pariseau then moved to amend Senate Resolution No. 54 as follows:

Page 9, line 13, strike "shall not exceed five" and insert "is not limited"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 17 and nays 39, as follows:

Those who voted in the affirmative were:

Belanger	Kleis	Larson	Pariseau	Terwilliger
Johnson, D.E.	Knutson	Limmer	Robertson	
Johnston	Kramer	Neuville	Scheevel	
Kiscaden	Laidig	Oliver	Stevens	

Those who voted in the negative were:

Anderson	Cohen	Krentz	Murphy	Riveness
Beckman	Day	Lessard	Novak	Sams
Berg	Dille	Marty	Pappas	Samuelson
Berglin	Finn	Merriam	Piper	Spear
Bertram	Flynn	Metzen	Pogemiller	Stumpf
Betzold	Hottinger	Moe, R.D.	Price	Vickerman
Chandler	Janezich	Mondale	Ranum	Wiener
Chmielewski	Johnson, J.B.	Morse	Reichgott Junge	

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

Ms. Kiscaden moved to amend Senate Resolution No. 54 as follows:

Page 18, line 14, before the comma, insert "and with the consent of the affected members"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 21 and nays 38, as follows:

Those who voted in the affirmative were:

Belanger	Kiscaden	Lesewski	Ourada	Terwilliger
Day	Kleis	Limmer	Pariseau	
Dille	Knutson	Neuville	Robertson	
Johnson, D.E.	Kramer	Oliver	Scheevel	
Johnston	Laidig	Olson	Stevens	

Those who voted in the negative were:

Anderson	Finn	Kroening	Novak	Sams
Beckman	Flynn	Lessard	Pappas	Samuelson
Berg	Hottinger	Merriam	Piper	Spear
Berglin	Janezich	Metzen	Pogemiller	Stumpf
Bertram	Johnson, D.J.	Moe, R.D.	Price	Vickerman
Betzold	Johnson, J.B.	Mondale	Ranum	Wiener
Chandler	Kelly	Morse	Reichgott Junge	
Cohen	Krentz	Murphy	Riveness	

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

Mr. Dille moved to amend Senate Resolution No. 54 as follows:

Page 2, line 11, after the period, insert "All remarks during debate shall be addressed to the presiding officer; however, a member may turn toward other members when speaking, rather than facing the presiding officer."

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 57 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Frederickson	Laidig	Novak	Sams
Beckman	Hottinger	Lesewski	Oliver	Samuelson
Berg	Janezich	Lessard	Ourada	Scheevel
Berglin	Johnson, D.J.	Limmer	Pappas	Spear
Bertram	Johnson, J.B.	Marty	Pariseau	Stevens
Betzold	Johnston	Merriam	Piper	Stumpf
Chmielewski	Kiscaden	Metzen	Pogemiller	Terwilliger
Cohen	Kleis	Moe, R.D.	Price	Vickerman
Day	Knutson	Mondale	Ranum	Wiener
Dille	Kramer	Morse	Reichgott Junge	
Finn	Krentz	Murphy	Riveness	
Flynn	Kroening	Neuville	Robertson	

Mr. Chandler voted in the negative.

The motion prevailed. So the amendment was adopted.

Mr. Dille then moved to amend Senate Resolution No. 54 as follows:

Page 6, line 6, after the period, insert "A member may refer to the actions of the Governor or of the House of Representatives."

Mr. Neuville moved to amend the second Dille amendment to Senate Resolution No. 54 as follows:

Page 1, line 3, after "may" insert "respectfully"

The motion prevailed. So the amendment to the amendment was adopted.

Mr. Kramer moved to amend the second Dille amendment to Senate Resolution No. 54 as follows:

Page 1, line 5, after "Representatives" insert "except that it may not be done to influence the vote of other members"

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

The question was taken on the second Dille amendment, as amended.

The roll was called, and there were yeas 21 and nays 43, as follows:

Those who voted in the affirmative were:

Berg	Kelly	Larson	Neuville	Stevens
Chmielewski	Kiscaden	Lesewski	Oliver	
Day	Kleis	Lessard	Pariseau	
Dille	Knutson	Limmer	Robertson	
Johnson, D.E.	Kramer	Marty	Scheevel	

Those who voted in the negative were:

Anderson	Flynn	Laidig	Olson	Sams
Beckman	Frederickson	Langseth	Ourada	Samuelson
Belanger	Hottinger	Merriam	Pappas	Spear
Berglin	Janezich	Metzen	Piper	Stumpf
Bertram	Johnson, D.J.	Moe, R.D.	Pogemiller	Terwilliger
Betzold	Johnson, J.B.	Mondale	Price	Vickerman
Chandler	Johnston	Morse	Ranum	Wiener
Cohen	Krentz	Murphy	Reichgott Junge	
Finn	Kroening	Novak	Riveness	

The motion did not prevail. So the second Dille amendment, as amended, was not adopted.

Mr. Stevens moved to amend Senate Resolution No. 54 as follows:

Page 18, line 9, after the period, insert "After January 1, 1997, each standing committee must include at least one member from each congressional district."

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

Mr. Dille moved to amend Senate Resolution No. 54 as follows:

Page 2, line 11, after the period, insert "An employee of the Senate may walk and stand erect when distributing printed material, delivering messages, or speaking to a member at the member's desk in the Chamber."

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 26 and nays 32, as follows:

Those who voted in the affirmative were:

Belanger	Johnston	Laidig	Neuville	Stevens
Chmielewski	Kelly	Langseth	Oliver	Terwilliger
Day	Kiscaden	Larson	Olson	
Dille	Kleis	Lesewski	Ourada	
Frederickson	Knutson	Lessard	Robertson	
Johnson, D.E.	Kramer	Limmer	Scheevel	

Those who voted in the negative were:

Beckman	Finn	Merriam	Piper	Spear
Berg	Flynn	Metzen	Pogemiller	Stumpf
Berglin	Hottinger	Moe, R.D.	Price	Vickerman
Bertram	Janezich	Mondale	Ranum	Wiener
Betzold	Johnson, D.J.	Morse	Reichgott Junge	
Chandler	Johnson, J.B.	Novak	Riveness	
Cohen	Krentz	Pappas	Samuelson	

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

Mr. Moe, R.D. moved the adoption of the foregoing resolution, as amended.

The question was taken on the adoption of the resolution, as amended.

The roll was called, and there were yeas 52 and nays 9, as follows:

Those who voted in the affirmative were:

Anderson	Flynn	Laidig	Novak	Robertson
Beckman	Frederickson	Langseth	Olson	Samuelson
Belanger	Hanson	Larson	Ourada	Spear
Berg	Hottinger	Lesewski	Pappas	Stevens
Berglin	Janezich	Marty	Pariseau	Stumpf
Bertram	Johnson, D.E.	Merriam	Piper	Terwilliger
Betzold	Johnson, D.J.	Metzen	Pogemiller	Vickerman
Chandler	Johnson, J.B.	Moe, R.D.	Price	Wiener
Cohen	Johnston	Mondale	Ranum	
Day	Kelly	Morse	Reichgott Junge	
Finn	Krentz	Neuville	Riveness	

Those who voted in the negative were:

Dille	Kleis	Kramer	Murphy	Scheevel
Kiscaden	Knutson	Limmer	Oliver	

The motion prevailed. So the resolution, as amended, was adopted.

RECESS

Mr. Moe, R.D. moved that the Senate do now recess subject to the call of the President. The motion prevailed.

After a brief recess, the President called the Senate to order.

APPOINTMENTS

Mr. Moe, R.D. from the Subcommittee on Committees recommends that the following Senators be and they hereby are appointed as a Conference Committee on:

H.F. No. 413: Mr. Samuelson, Ms. Johnston and Mr. Chmielewski.

H.F. No. 323: Mses. Johnson, J.B.; Anderson and Kiscaden.

H.F. No. 853: Messrs. Betzold, Kelly and Limmer.

H.F. No. 990: Mses. Anderson, Flynn and Mr. Kleis.

S.F. No. 106: Messrs. Morse, Lessard, Finn, Ms. Olson and Mr. Laidig.

H.F. No. 1399: Mr. Solon, Ms. Ranum and Mr. Knutson.

S.F. No. 1670: Messrs. Kroening, Novak, Chandler, Ms. Johnson, J.B. and Mr. Dille.

Mr. Moe, R.D. moved that the foregoing appointments be approved. The motion prevailed.