

Senator Pogemiller moved that the foregoing appointments be approved. The motion prevailed.

REPORTS OF COMMITTEES

Senator Pogemiller moved that the Committee Reports at the Desk be now adopted. The motion prevailed.

Senator Pogemiller from the Committee on Rules and Administration, to which was referred

Senate Resolution No. 198: A Senate resolution relating to rules; providing for debate on conference committee reports; amending permanent rule 36.

Reports the same back with the recommendation that the resolution be amended as follows:

Delete everything after the resolving clause and insert:

"Permanent Rule 7 is amended to read:

7. BUDGET TARGETS

7.1 The Committees on Taxes and on Finance must hold hearings as necessary to determine state revenues and appropriations for the fiscal biennium.

7.2 At least 15 days before the deadline for divisions of the Committee on Finance to act favorably on omnibus appropriations bills, targets for the general fund budget must be publicly announced.

7.3 The omnibus tax and appropriation bills are:

- (1) the omnibus tax bill;
- (2) the E-12 education appropriations bill;
- (3) the higher education appropriations bill;
- (4) the health and human services appropriations bill;
- (5) the environment, energy, and natural resources appropriations bill;
- (6) the agriculture and veterans appropriations bill;
- (7) the economic development and housing appropriations bill;
- (8) the public safety appropriations bill;
- (9) the judiciary appropriations bill;
- (10) the state government appropriations bill;
- (11) the transportation appropriations bill; and
- (12) the omnibus capital investment bill.

An omnibus appropriation or tax bill may not be divided.

7.4 An amendment to an omnibus appropriation or tax bill that is a Senate file or an unofficial engrossment of a House file is out of order if it will increase net appropriations from a fund for a fiscal biennium, compared to the bill as it was reported to the floor of the Senate, without a corresponding increase in net revenue.

7.5 An amendment to an omnibus appropriation or tax bill that is a Senate file or an unofficial engrossment of a House file is out of order if it will reduce net revenue to a fund for a fiscal biennium, compared to the bill as it was reported to the floor of the Senate, without a corresponding reduction in net appropriations.

7.6 An amendment to an omnibus appropriation or tax bill that is a Senate file or an unofficial engrossment of a House file is out of order if it will change appropriations, transfers, or revenues to an agency that was not in the bill as it was reported to the floor of the Senate, or will create or increase the amount of a tax expenditure by reducing appropriations, transfers, or revenues to an agency that was not in the bill as it was reported to the floor of the Senate.

Permanent Rule 12 is amended by adding a rule to read:

12.12 No Senate committee, division, or subcommittee shall permit any appointed officer or employee of the executive branch, registered lobbyist, or lobbyist principal to be seated at the committee table with members of the Senate during an official meeting of a committee of the Senate.

Permanent Rule 36 is amended by adding a rule to read:

36.11 Debate on the report of a conference committee is in order at any time after the report has been made available electronically or printed and placed on the desk of each member, or at an earlier time agreed to by a majority of the whole Senate."

Delete the title and insert:

"A Senate resolution relating to rules; applying certain provisions of permanent rule 7 to unofficial engrossments of House files; prohibiting certain persons from sitting at the committee table; providing for debate on conference committee reports; amending permanent rules 7, 12, and 36."

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

Senator Pogemiller moved that Senate Resolution No. 198 be laid on the table. The motion prevailed.

Senator Cohen from the Committee on Finance, to which was referred

S.F. No. 3222: A bill for an act relating to capital investment; appropriating money for higher education asset preservation and replacement; authorizing the sale and issuance of state bonds.

Reports the same back with the recommendation that the bill be amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Laws 2005, chapter 20, article 1, section 7, subdivision 14, as amended by Laws

"Sec. 18. Minnesota Statutes 2008, section 211B.15, is amended by adding a subdivision to read:

Subd. 7a. **Application of penalties.** No penalty may be imposed for a violation of this section that is subject to a civil penalty under section 10A.121."

Page 7, line 8, delete "made for a political purpose, as defined in section 211B.01" and insert "incurred to promote or defeat a candidate for public office or to advocate approval or defeat of a ballot question"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

S.F. No. 3398 was read the third time, as amended, and placed on its final passage.

The question was taken on the passage of the bill, as amended.

The roll was called, and there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Foley	Langseth	Ortman	Sheran
Betzold	Frederickson	Latz	Pappas	Sieben
Bonoff	Gerlach	Limmer	Pariseau	Skoe
Carlson	Gimse	Lourey	Parry	Skogen
Chaudhary	Hann	Lynch	Pogemiller	Sparks
Clark	Higgins	Marty	Prettner Solon	Tomassoni
Dahle	Ingebrigtsen	Metzen	Rest	Torres Ray
Dibble	Johnson	Michel	Robling	Vandever
Dille	Jungbauer	Moua	Rosen	Vickerman
Doll	Kelash	Murphy	Rummel	Wiger
Erickson Ropes	Koch	Olseen	Saltzman	
Fischbach	Koering	Olson, G.	Saxhaug	
Fobbe	Kubly	Olson, M.	Scheid	

So the bill, as amended, was passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

Senator Pogemiller moved that Senate Resolution No. 198 be taken from the table. The motion prevailed.

Senate Resolution No. 198: A Senate resolution relating to rules; applying certain provisions of permanent rule 7 to unofficial engrossments of House files; prohibiting certain persons from sitting at the committee table; providing for debate on conference committee reports; amending permanent rules 7, 12, and 36.

BE IT RESOLVED by the Senate of the State of Minnesota:

Permanent Rule 7 is amended to read:

7. BUDGET TARGETS

7.1 The Committees on Taxes and on Finance must hold hearings as necessary to determine state

revenues and appropriations for the fiscal biennium.

7.2 At least 15 days before the deadline for divisions of the Committee on Finance to act favorably on omnibus appropriations bills, targets for the general fund budget must be publicly announced.

7.3 The omnibus tax and appropriation bills are:

- (1) the omnibus tax bill;
- (2) the E-12 education appropriations bill;
- (3) the higher education appropriations bill;
- (4) the health and human services appropriations bill;
- (5) the environment, energy, and natural resources appropriations bill;
- (6) the agriculture and veterans appropriations bill;
- (7) the economic development and housing appropriations bill;
- (8) the public safety appropriations bill;
- (9) the judiciary appropriations bill;
- (10) the state government appropriations bill;
- (11) the transportation appropriations bill; and
- (12) the omnibus capital investment bill.

An omnibus appropriation or tax bill may not be divided.

7.4 An amendment to an omnibus appropriation or tax bill that is a Senate file or an unofficial engrossment of a House file is out of order if it will increase net appropriations from a fund for a fiscal biennium, compared to the bill as it was reported to the floor of the Senate, without a corresponding increase in net revenue.

7.5 An amendment to an omnibus appropriation or tax bill that is a Senate file or an unofficial engrossment of a House file is out of order if it will reduce net revenue to a fund for a fiscal biennium, compared to the bill as it was reported to the floor of the Senate, without a corresponding reduction in net appropriations.

7.6 An amendment to an omnibus appropriation or tax bill that is a Senate file or an unofficial engrossment of a House file is out of order if it will change appropriations, transfers, or revenues to an agency that was not in the bill as it was reported to the floor of the Senate, or will create or increase the amount of a tax expenditure by reducing appropriations, transfers, or revenues to an agency that was not in the bill as it was reported to the floor of the Senate.

Permanent Rule 12 is amended by adding a rule to read:

12.12 No Senate committee, division, or subcommittee shall permit any appointed officer or employee of the executive branch, registered lobbyist, or lobbyist principal to be seated at the

committee table with members of the Senate during an official meeting of a committee of the Senate.

Permanent Rule 36 is amended by adding a rule to read:

36.11 Debate on the report of a conference committee is in order at any time after the report has been made available electronically or printed and placed on the desk of each member, or at an earlier time agreed to by a majority of the whole Senate.

Senator Robling moved to amend Senate Resolution No. 198 as follows:

Page 2, after line 19, insert:

"Permanent Rule 12.4 is amended to read:

12.4 A Senate committee, subcommittee, or division shall adjourn no later than 10:00 p.m. each day, unless two-thirds of the members present vote to suspend this requirement. A Senate committee, subcommittee, or division may not meet between the hours of 7:00 a.m. and 1:00 p.m. on a Sunday."

Page 2, after line 24, insert:

"Permanent Rule 13 is amended to read:

13. HOUR OF CONVENING

13.1 If the Senate adjourns without setting a time to reconvene, the Senate shall convene on the next legislative day at 10:00 a.m.

13.2 The Senate may not meet between the hours of 7:00 a.m. and 1:00 p.m. on a Sunday."

Amend the title accordingly

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

Senator Dille moved to amend Senate Resolution No. 198 as follows:

Page 2, after line 24, insert:

"Permanent Rule 23.4 is amended to read:

23.4 ~~Three members~~ A member may request a roll call vote. The vote must be recorded in the Journal along with the amendment."

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Senator Ortman moved to amend Senate Resolution No. 198 as follows:

Page 2, after line 24, insert:

"Permanent Rule 13 is amended to read:

13. HOUR OF CONVENING

13.1 If the Senate adjourns without setting a time to reconvene, the Senate shall convene on the next legislative day at 10:00 a.m.

13.2 When the Senate is in recess to the call of the President, a call of the Senate may not be imposed less than one hour after notice to return to the Senate has been sent to the members."

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 13 and nays 43, as follows:

Those who voted in the affirmative were:

Fischbach	Ingebrigtsen	Limmer	Pariseau	Vandevveer
Gerlach	Jungbauer	Michel	Parry	
Gimse	Koch	Ortman	Robling	

Those who voted in the negative were:

Anderson	Erickson Ropes	Latz	Prettner Solon	Skoe
Betzold	Fobbe	Lourey	Rest	Skogen
Bonoff	Foley	Lynch	Rosen	Sparks
Carlson	Frederickson	Metzen	Rummel	Tomassoni
Clark	Higgins	Moua	Saltzman	Torres Ray
Dahle	Kelash	Olseen	Saxhaug	Vickerman
Dibble	Koering	Olson, G.	Scheid	Wiger
Dille	Kubly	Olson, M.	Sheran	
Doll	Langseth	Pogemiller	Sieben	

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

Senator Pogemiller moved the adoption of the foregoing resolution, as amended. The motion prevailed. So the resolution, as amended, was adopted.

MOTIONS AND RESOLUTIONS - CONTINUED

Senator Skoe moved that S.F. No. 1603 be withdrawn from the Committee on State and Local Government Operations and Oversight and returned to its author. The motion prevailed.

RECESS

Senator Pogemiller 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.

CALL OF THE SENATE

Senator Pogemiller imposed a call of the Senate. The Sergeant at Arms was instructed to bring in the absent members.