The House of Representatives convened at 1:00 p.m. and was called to order by Ron Abrams, Speaker pro tempore.

Prayer was offered by the Reverend Lonnie E. Titus, House Chaplain.

The members of the House gave the pledge of allegiance to the flag of the United States of America.

The roll was called and the following members were present:


A quorum was present.

Anderson, B.; Davids; Gazelka; Huntley; Klinzing; Kohls; Larson; Mariani; Meslow and Walker were excused.

The Chief Clerk proceeded to read the Journal of the preceding day. Finstad moved that further reading of the Journal be suspended and that the Journal be approved as corrected by the Chief Clerk. The motion prevailed.
MOTION TO FIX TIME TO CONVENE

Paulsen moved that when the House adjourns today it adjourn until 10:00 a.m., Friday, July 8, 2005. The motion prevailed.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Erickson introduced:

H. F. No. 127, A bill for an act relating to health; providing an exception to the hospital construction moratorium; amending Minnesota Statutes 2004, section 144.551, subdivision 1.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

Sertich, Carlson and Solberg introduced:

H. F. No. 128, A bill for an act relating to appropriations; appropriating money for continued, temporary operation of state government.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

Erhardt introduced:

H. F. No. 129, A bill for an act relating to taxation; imposing a surcharge on individual income tax liability; amending Minnesota Statutes 2004, sections 290.06, by adding a subdivision; 290.0675, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

Bernardy introduced:

H. F. No. 130, A bill for an act relating to education finance; modifying the calculation of revenue for transition revenue; amending Minnesota Statutes 2004, section 126C.10, subdivision 31.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

MOTIONS AND RESOLUTIONS

MOTION TO SUSPEND RULES

Olson moved that the rules be so far suspended that House Concurrent Resolution No. 5 be recalled from the Committee on Ways and Means and be placed upon its adoption.

A roll call was requested and properly seconded.
The question was taken on the Olson motion and the roll was called. There were 67 yeas and 56 nays as follows:

Those who voted in the affirmative were:

Abeler  Ellison  Hornstein  Krinkie  Peterson, A.  Smith
Atkins  Entenza  Hortman  Lenczewski  Peterson, N.  Thao
Buesgens  Erhardt  Hosch  Lesch  Peterson, S.  Thissen
Carlson  Erickson  Howes  Liebling  Poppe  Tingelstad
Clark  Fritz  Jaros  Lillie  Rukavina  Udahl
Cox  Goodwin  Johnson, J.  Marquart  Ruud  Welti
Davnie  Greiling  Johnson, R.  Moe  Sailer  Westerberg
Demmer  Hansen  Johnson, S.  Olson  Scalze
Dill  Hausman  Juhne  Opatz  Sertich
Dittrich  Heidgerken  Kahn  Otremba  Sieben
Dorn  Hilstrom  Knoblach  Paymar  Simon
Eken  Holberg  Koenen  Pelowski  Slawik

Those who voted in the negative were:

Abrams  Dean  Hilty  Mullery  Powell  Wagenius
Anderson, I.  DeLaForest  Hoppe  Murphy  Ruth  Wardlow
Beard  Dempsey  Kellih  Nelson, M.  Samuelson  Westrom
Bernardy  Eastlund  Lanning  Nelson, P.  Seifert  Wilkin
Blaine  Emmer  Latz  Newman  Severson  Zellers
Bradley  Finstad  Lieder  Nornes  Simpson  Spk. Sivigum
Brod  Garofalo  Loeffler  Ozen  Soderstrom
Charonn  Gunther  Magnus  Paulsen  Solberg
Cornish  Hackbath  Mahoney  Penas  Sykora
Cybart  Hamilton  McNamar  Peppin  Vaneeveer

Not having received the required two-thirds vote, the motion did not prevail.

MOTION TO SUSPEND RULES

Sertich moved that the rules of the House be so far suspended that H. F. No. 126 be recalled from the Committee on Rules and Legislative Administration, be given its second and third readings and be placed upon its final passage.

A roll call was requested and properly seconded.

The question was taken on the Sertich motion and the roll was called. There were 71 yeas and 51 nays as follows:

Those who voted in the affirmative were:

Abeler  Davnie  Eken  Hansen  Hortman  Juhnke
Anderson, I.  Dempsey  Ellison  Hausman  Hosch  Kahn
Atkins  Dill  Entenza  Heidgerken  Howes  Kellih
Bernardy  Dittrich  Fritz  Hilstrom  Jaros  Koenen
Carlson  Dorman  Goodwin  Hilty  Johnson, R.  Krinkie
Clark  Dorn  Greiling  Hornstein  Johnson, S.  Latz
Those who voted in the negative were:

Abrams    Cybart    Garofalo    Magnus    Powell    Wardlow
Beard     Dean      Gunther    McNamara    Ruth      Westerberg
Blaine    DeLaForest Hackbarth  Nelson, P.  Samuelson  Westrom
Bradley   Demmer    Hamilton   Newman     Seifert    Wilkin
Brod      Eastlund  Holberg    Nornes      Severson   Zellers
Buesgens  Emmer     Hoppe      Paulsen    Simpson   Spk. Sviggum
Charron   Erhardt   Johnson, J. Peppin     Soderstrom Sykora
Cornish   Erickson  Knoblauch  Penas       Syker      Van De Veer
Cox       Finstad   Lanning    Peterson, N. Vandeveer

Not having received the required two-thirds vote, the motion did not prevail.

ADJOURNMENT

Paulsen moved that the House adjourn. The motion prevailed, and Speaker pro tempore Abrams declared the House stands adjourned until 10:00 a.m., Friday, July 8, 2005.

ALBIN A. MATHIOWETZ, Chief Clerk, House of Representatives