STATE OF MINNESOTA

EIGHTY-SEVENTH SESSION — 2011

FIRST DAY

SAINT PAUL, MINNESOTA, TUESDAY, JANUARY 4, 2011

In accordance with the Constitution and the Laws of the State of Minnesota, the members-elect of the House of Representatives assembled in the Chamber of the House of Representatives in the Capitol in Saint Paul on Tuesday, the fourth day of January 2011.

At the hour of twelve o'clock noon and pursuant to Minnesota Statutes 2010, Section 3.05, the Honorable Mark Ritchie, Secretary of State, called the members-elect to order and appointed the Honorable Carol McFarlane from District 53B as Clerk pro tempore.

Prayer was offered by the Reverend Grady St. Dennis, Director of Church Relations, Gustavus Adolphus College, St. Peter, Minnesota.

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

The Clerk pro tempore called the roll by legislative district in numerical order, and the following members-elect presented proof of their eligibility to be sworn in and seated as members of the House of Representatives:

1A .................. Dan Fabian 11A .................. Torrey Westrom
1B .................. Debra "Deb" Kiel 11B .................. Mary Franson
2A .................. Kent Eken 12A .................. John Ward
2B .................. David Hancock 12B .................. Mike LeMieur
3A .................. Tom Anzelc 13A .................. Paul Anderson
3B .................. Carolyn McElfatrick 13B .................. Bruce Vogel
4A .................. John Persell 14A .................. Tim O'Driscoll
4B .................. Larry Howes 14B .................. Larry Hosch
5A .................. Tom Rukavina 15A .................. Steve Gottwalt
5B .................. Anthony "Tony" Sertich 15B .................. King Banaian
6A .................. David Dill 16A .................. Sondra Erickson
6B .................. Mary Murphy 16B .................. Mary Kiffmeyer
7A .................. Thomas Huntley 17A .................. Kurt Daudt
7B .................. Kerry Gauthier 17B .................. Bob Barrett
8A .................. Bill Hilty 18A .................. Ron Shimanski
8B .................. Roger Crawford 18B .................. Dean Urdahl
9A .................. Morrie Lanning 19A .................. Bruce Anderson
9B .................. Paul Marquart 19B .................. Joe McDonald
10A .................. Bud Nornes 20A .................. Andrew Falk
10B .................. Mark Murdock 20B .................. Lyle Koenen
134 eligible persons answered to the call by legislative district.
OATH OF OFFICE

The members-elect subscribed to the oath of office as administered to them by the Honorable Kathleen A. Blatz, retired Chief Justice of the Minnesota Supreme Court.

The members took their seats in the Chamber of the House of Representatives.

The roll was called and the following members were present:

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A quorum was present.

ELECTION OF OFFICERS

The Secretary of State announced the next order of business to be the election of the Speaker.

The name of Kurt Zellers was placed in nomination by Abeler. The nomination was seconded by Kelly.

The name of Paul Thissen was placed in nomination by Marquart. The nomination was seconded by Slocum.

There being no further nominations, the Secretary of State declared the nominations closed.

The Clerk pro tempore called the roll on the election of a Speaker.
The following members of the House voted for Zellers:

Abeler
Anderson, B.
Anderson, D.
Anderson, P.
Anderson, S.
Banaian
Barrett
Beard
Benson, M.
Bills
Buesgens
Cornish
Crawford
Daudt
Gunther
Hackbarth
Hamilton
Hancock
Holberg
Hoppe
Howes
Kelly
Kief
Kiel

Zellers received 72 votes.

The following members of the House voted for Thissen:

Anzelc
Atkins
Benson, J.
Brynaert
Carlson
Champion
Clark
Davnie
Dill
Dittrich
Eken
Falk
Fritz
Gauthier
Greene
Greiling
Hansen
Hausman
Hilstrom
Hilty
Hornstein
Hortman
Hosch
Huntley
Johnson
Kahn
Kath
Knoth
Koenen
Laine
Lenczewski
Lesch
Lillie
Loeffler
Mahoney
Mariani
Marquart
Morr"an
Morrow
Mullery
Murphy, E.
Murphy, M.

Thissen received 61 votes.

Kurt Zellers, having received a majority of the votes cast, was declared duly elected Speaker of the House of Representatives.

Loon, McDonald, Woodard, Hayden and Lillie were appointed to escort the Speaker-elect to the rostrum.

OATH OF OFFICE

The oath of office was administered to Speaker-elect Kurt Zellers by the Honorable Ron Abrams, District Court Judge, Hennepin County. The Speaker expressed his appreciation for the honor bestowed upon him.

The Speaker announced the next order of business to be the election of the Chief Clerk.
The name of Albin A. Mathiowetz was placed in nomination by Smith. The nomination was seconded by Tillberry.

There being no further nominations, the Speaker declared the nominations closed.

The Clerk pro tempore called the roll on the election of the Chief Clerk and the following voted for Mathiowetz:

Abeler  Dean  Hansen  Lanning  Murphy, E.  Shimanski
Anderson, B.  Dettmer  Hausman  Leidiger  Murphy, M.  Simon
Anderson, D.  Dill  Hayden  LeMieur  Murray  Slawik
Anderson, P.  Dittrich  Hilstrom  Lenczewski  Myhra  Slocum
Anderson, S.  Doepke  Hilty  Lesch  Nelson  Smith
Anzelc  Downey  Holberg  Liebling  Nornes  Stensrud
Atkins  Drazkowski  Hoppe  Lillie  Norton  Swedzinski
Banaian  Eken  Hornstein  Loeffler  O'Driscoll  Thissen
Barrett  Erickson  Hartman  Lohmer  Paymar  Tillberry
Beard  Fabian  Hosch  Loo  Pelowski  Torkelson
Benson, J.  Falk  Howes  Mack  Peppin  Urdahl
Benson, M.  Franson  Huntley  Mahoney  Persell  Vogel
Bills  Fritz  Johnson  Mariani  Petersen, B.  Wagenius
Brynaert  Garofalo  Kahn  Marquart  Peterson, S.  Ward
Buergens  Gauthier  Kath  Mazorol  Poppe  Wardlow
Carlson  Gottwald  Kelly  McDonald  Quam  Westrom
Champion  Greene  Kieffer  McElfatrick  Rukavina  Winkler
Clark  Greiling  Kiel  McFarlane  Runbeck  Woodard
Cornish  Gruenhagen  Kiffmeyer  McNamara  Sanders  Spk. Zellers
Crawford  Gunther  Knuth  Moran  Scalze
Daudt  Hackbarth  Koenen  Morrow  Schomaker
Davids  Hamilton  Kriesel  Mullery  Scott
Davnie  Hancock  Laine  Murdock  Sertich

Albin A. Mathiowetz, having received a majority of the votes cast, was declared duly elected Chief Clerk of the House of Representatives.

OATH OF OFFICE

The oath of office was administered to the Chief Clerk-elect by the Speaker.

The Speaker announced the next order of business to be the election of other elected officers of the House of Representatives.

Kiffmeyer offered the following resolution and moved its adoption:

Resolved, that the election of other officers be made on one roll call unless there should be more than one nomination for any one office.

The motion prevailed and the resolution was adopted.
Kiffmeyer placed the following names in nomination for elected officers of the Minnesota House of Representatives:

The name of Patrick D. Murphy for First Assistant Chief Clerk.

The name of Gail C. Romanowski for Second Assistant Chief Clerk.

The name of Jonathan Larson for First Assistant Sergeant at Arms.

The name of Jason E. Braun for Second Assistant Sergeant at Arms/Postmaster.

The name of Jenny S. Nash for Assistant Sergeant at Arms.

The name of Soliving K. Kong for Assistant Postmaster.

The name of Carl T. Hamre for Index Clerk.

There being no further nominations, the Speaker declared the nominations closed.

The Chief Clerk called the roll on the election of the other officers and the following members voted for the other officers:

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The nominees, having received a majority of the votes cast, were declared duly elected to their respective offices.

OATH OF OFFICE

The oath of office was administered by the Speaker to those elected to the above offices.
Dean 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 87th Regular Session, are the same as the Permanent Rules of the House for the last session, the 86th Regular Session, as they existed on May 16, 2010, with the following exceptions:

Rule 1.01 shall read:

1.01 CONVENING OF THE HOUSE. Unless otherwise ordered, the House convenes at 12:00 p.m. to 3:00 p.m. The Speaker must take the chair at the appointed hour and call the House to order.

The call to order is followed by a prayer by the Chaplain or time for a brief meditation, then by the pledge of allegiance to the flag of the United States of America, and then by a call of the roll of members. The names of members present and members excused must be entered in the Journal of the House.

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 Finance, 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 higher education and workforce development finance bill;

the K-12 education finance bill;
the early childhood finance bill;
the agriculture, rural economies, and veterans affairs finance bill;
the environment and natural resources finance bill;
the health care and human services finance bill;
the state government finance bill;
the transportation finance bill;
the public safety finance bill;
the cultural and outdoor resources finance bill;
the energy finance bill;
the housing and public health finance bill;
the capital investment bill; and
the tax bill.

(f) After the adoption of a resolution by the Committee on Ways and Means, each
finance committee division, 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 the a finance committee or a division of the a finance committee, or the Committee on Taxes
and of each bill that has been reported by the Committee on Ways and Means.
Rule 4.10 shall read:

4.10 BILLS AFFECTING STATE REVENUES AND EXPENDITURES. (a) Except as provided in Rule 1.15, a House or Senate bill that directly, substantially, and specifically affects any present or future financial obligation, budget policy, or revenue of the State must be referred as provided in paragraphs (b) and (c) to the appropriate Finance or Tax committee before the bill receives its second reading. A bill that negligibly affects any present or future financial obligation, budget policy, or revenue of the State is not subject to mandatory referral under this rule.

(b) A bill subject to paragraph (a) reported by a finance committee division must, if recommended to pass, be subsequently referred to the Finance Committee on Ways and Means, unless the bill has a negligible fiscal impact and is subject to direct reference to the Floor under Rule 6.05. Bills subject to paragraph (a) reported by the Finance Committee must be referred to the Committee on Ways and Means.

(c) A bill with a substantial impact on the tax revenues or tax policies of the State must be referred to the Committee on Taxes. A bill reported by the Committee on Taxes containing a substantial fiscal impact must be referred to the Committee on Ways and Means. For purposes of this paragraph, "tax" excludes any fee, charge, exaction, or assessment, a primary purpose of which is to recover direct or indirect costs incurred by the state or other governmental entity or as a payment for benefits received.

(d) The chairs of the Committees on Taxes, and Ways and Means, and Finance shall advise the Speaker on the application of this rule and may determine whether or not any given piece of legislation must be referred to the committee they chair.

Rule 4.12 shall read:

4.12 BILLS AFFECTING DEBT AND CAPITAL PROJECTS. The Finance Committee Division on Capital Investment has jurisdiction over legislation affecting debt obligations issued by the state and capital projects of the state, including the planning, acquiring and bettering of public lands and buildings and other state projects of a capital nature. Except as provided in Rule 1.15, a House or Senate bill that directly and specifically affects debt obligations or capital projects of the state must be referred to the Finance Committee Division on Capital Investment before the bill receives its second reading.

Referral is not required by this Rule if the bill deals primarily with the financing of state capital facilities using trunk highway funds, with transportation projects financed without debt obligations of the state, or with the local financing of capital facilities of local governments. Referral is not required by this Rule if the bill has a negligible effect on debt obligations and capital projects of the state as determined by the chair of the Committee on Finance Ways and Means, in conjunction with the chair of the Division Committee on Capital Investment, with the concurrence of the chair of the Committee on Ways and Means. Referral is not required by this Rule if the bill is a major finance or revenue bill identified in Rule 4.03, unless the bill directly and specifically affects debt obligations of the state, but if a major finance or revenue bill contains a provision that directly and specifically affects capital projects of the state, the chair of the finance or tax committee reporting the bill must notify the chair of the Committee on Finance Ways and Means and the chair of the Division Committee on Capital Investment of the provision before the bill is considered by the House.

The Speaker, by announcement, must assign to each finance committee the appropriate jurisdiction for recommendations on debt obligations and capital projects of the state. Divisions of the Finance Committee committees must submit recommendations within their jurisdiction to the Division Committee on Capital Investment for further disposition.
A bill with a fiscal effect reported by the Division Committee on Capital Investment must be accompanied by a statement of its fiscal effect, is exempt from the referral required by Rule 4.10, is subject to the same committee deadlines as the Finance Committee on Ways and Means, and must be referred to the Committee on Ways and Means. This referral is not required if the bill has a negligible fiscal effect, as determined by the chair of the Division Committee on Capital Investment with the concurrence of the chair of the Committee on Ways and Means.

Rule 4.13 shall read:

4.13 BILLS AFFECTING STATE GOVERNMENT POWERS AND STRUCTURE. The Committee on State and Local Government Operations Reform, Technology 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 State and Local Government Operations Reform, Technology 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 State and Local Government Operations Reform, Technology Government Operations and Elections) reporting such a bill must recommend its re-referral to the Committee on State and Local Government Operations Reform, Technology 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 4.31 shall read:

4.31 TIME LIMIT TO CONSIDER BILLS. If 20 legislative days after a bill has been referred to a committee or division (other than the Committee on Ways and Means, the Committee on Taxes, the Finance Committee, or a division of one of those committees) a report has not been made on it by the committee or division, its chief author may request that it be returned to the House. The request must be entered in the Journal.

The committee or division must vote on the bill requested within ten calendar days after the day of the request.
If the committee or division fails to vote on it within ten days, the chief author may present a written demand to the Speaker for its immediate return to the House. The demand must be presented within five calendar days after the day that the committee or division is required to vote. If the demand is presented in the time allowed, it must be entered in the Journal and is the demand of the House. The bill is then considered to be in the possession of the House and must be given its second reading and placed on the General Register.

The bill may be re-referred by a majority vote of the whole House. If the motion to re-refer is made on the day of the demand or on the next House legislative day, the motion takes precedence over all other motions except privileged motions and is in order at any time.

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, Rural Economies and Veterans Affairs

Veterans Affairs Division

Civil Justice

Commerce and Labor

Labor and Consumer Protection Division

Telecommunications Regulation and Infrastructure Division

Environment Policy and Oversight

Game, Fish and Forestry Division

Ethics

Finance

Agriculture, Rural Economies and Veterans Affairs Finance Division

Capital Investment Finance Division

Cultural and Outdoor Resources Finance Division

Early Childhood Finance and Policy Division

Energy Finance and Policy Division

Environment and Natural Resources Finance Division

Health Care and Human Services Finance Division
Higher Education and Workforce Development Finance and Policy Division

Bioscience and Workforce Development Policy and Oversight Division

Housing Finance and Policy and Public Health Finance Division

K-12 Education Finance Division

Public Safety Finance Division

State Government Finance Division

Transportation Finance and Policy Division

Transportation and Transit Policy and Oversight Division

Health Care and Human Services Policy and Oversight

Licensing Division

K-12 Education Policy and Oversight

Public Safety Policy and Oversight

Crime Victims/Criminal Records Division

Rules and Legislative Administration

State and Local Government Operations Reform, Technology and Elections

Local Government Division

Taxes

Property and Local Sales Tax Division

Ways and Means

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
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 Division 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 87th 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.

Thissen moved to amend the proposed Temporary Rules of the House for the 87th Session as reported in the resolution as follows:

Page 6, after line 12, insert:

"Rule 4.15 is amended to read:

4.15 BILLS PROPOSING CONSTITUTIONAL AMENDMENTS. A House or Senate bill that proposes a constitutional amendment must be referred to the Committee on Rules and Legislative Administration before it receives its second reading. When reporting such a bill, a committee or division, other than the Committee on Rules and Legislative Administration, must recommend re-referral to the Committee on Rules and Legislative Administration.

During an odd-numbered year, a House or Senate bill that proposes a constitutional amendment must not be considered in a committee or on the calendar for the day, the fiscal calendar, or any other floor calendar until bills necessary to provide a balanced general fund budget for the biennium beginning on July 1 of that year have been enacted into law. During an even-numbered year, if the most recent forecast of state revenues and expenditures predicts a deficit for the biennium ending on June 30 of the next odd-numbered year, a House or Senate bill that proposes a constitutional amendment must not be considered in a committee or on the calendar for the day, the fiscal calendar, or any other floor calendar until bills necessary to eliminate that projected deficit have been enacted into law."

A roll call was requested and properly seconded.

Dean moved that the Thissen amendment to the proposed Temporary Rules of the House for the 87th 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 Dean motion and the roll was called. There were 74 yeas and 60 nays as follows:

Those who voted in the affirmative were:

Abeler  Atkins  Bills  Davids  Drazkowski  Gottwalt
Anderson, B.  Banaiian  Buesgens  Dean  Erickson  Gruenhagen
Anderson, D.  Barrett  Cornish  Dettmer  Fabian  Gunther
Anderson, P.  Beard  Crawford  Doepke  Franson  Hack Barth
Anderson, S.  Benson, M.  Daudt  Downey  Garofalo  Hamilton
Those who voted in the negative were:

Anzelc  
Benson, J.  
Brynaert  
Carlson  
Champion  
Clark  
Davnie  
Dill  
Dittrich  
Eken

Those who voted in the affirmative were:

Abeler  
Anderson, B.  
Anderson, D.  
Anderson, P.  
Anderson, S.  
Anzelc  
Atkins  
Banaian  
Barrett  
Beard  
Benson, J.  
Benson, M.  
Bills  
Brynaert  
Carlson  
Champion  
Clark  
Cornish  
Crawford  
Daudt  
Davids  
Davnie

The motion prevailed and the Thissen amendment to the proposed Temporary Rules was referred to the Committee on Rules and Legislative Administration.

The question recurred on the adoption of the Temporary Rules of the House for the 87th Session and the roll was called. There were 131 yeas and 2 nays as follows:

Those who voted in the affirmative were:
Those who voted in the negative were:

Buesgens  Drazkowski

The motion prevailed and the resolution relating to the Temporary Rules of the House for the 87th Session was adopted.

APPOINTMENT OF CHIEF SERGEANT AT ARMS

The Speaker announced the appointment of Troy Olsen as Chief Sergeant at Arms.

OATH OF OFFICE

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

Dean 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.

Dean 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:

Scott, McNamara, Atkins, Simon and Moran.

Dean offered the following resolution and moved its adoption:

Resolved, that necessary employees as directed by the Committee on Rules and Legislative Administration be authorized by the House effective today, Tuesday, January 4, 2011, to better expedite the business of the House.
The question was taken on the Dean motion and the roll was called. There were 132 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler Davnie Hamilton Koenen Moran Sanders
Anderson, B. Dean Hancock Kiesel Morrow Scalze
Anderson, D. Dettmer Hansen Laine Mullery Schomacker
Anderson, P. Dill Hausman Lanning Murdock Sertich
Anderson, S. Dittrich Hayden Leidiger Murphy, E. Shimanski
Anzele Doepke Hilstrom LeMieur Murphy, M. Slawik
Atkins Downey Hilty Lenzewski Murray Slocum
Banaian Drazkowski Holberg Lesch Myhra Smith
Barrett Eken Hoppe Liebling Nelson Stensrud
Beard Erickson Hornstein Lillie Nornes Swedzinski
Benson, J. Fabian Hortman Loeffler Norton Thissen
Benson, M. Falk Hosch Lohmer O’Driscoll Tillberry
Bills Franson Howes Looon Paymar Torkelson
Brynaert Fritz Huntley Mack Pelowski UrdaI
Buergens Garofalo Johnson Mahoney Pepin Vogel
Carlson Gauthier Kahn Mariani Persell Wagenius
Champion Gottwald Kath Marquart Petersen, B. Ward
Clark Greene Kelly Mazorol Peterson, S. Wardlow
Cornish Greiling Kieffer McDonald Poppe Westrom
Crawford Gruenhagen Kiel McElfatrick Quam Winkler
Daudt Gunther Kiffmeyer McFarlane Rukavina Woodard
Davids Hackbarth Knuth McNamara Runbeck Spk. Zellers

The motion prevailed and the resolution relating to employees was adopted.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of Representatives Davids, Holberg, Lanning and Westrom as Speakers pro tempore for the 2011–2012 Session.

The Speaker announced the appointment of the following members of the House to the Committee on Rules and Legislative Administration:

Dean, Chair; Daudt, Vice Chair; Anderson, S.; Banaian; Hamilton; Hoppe; Howes; Kelly; Mack; McNamara; Nornes; Peppin; Scott; Westrom; Benson, J.; Brynaert; Hilstrom; Knuth; Laine; Lillie; Murphy, E.; Norton; Paymar; Pelowski and Thissen.

Holberg offered the following resolution and moved its adoption:

Resolved, that the selection of permanent desks shall be as directed by the Speaker as follows:

(1) that the majority caucus shall occupy section 1, seats 1 to 19; section 2, seats 22 to 41; section 3, seats 42 to 68; section 4, seats 91 to 95. All members of the majority caucus shall be seated in the manner prescribed by the majority caucus.
(2) that the minority caucus shall occupy section 4, seats 70 to 90, and seats 96 and 97; section 5, seats 99 to 119; and section 6, seats 120 to 138. All members of the minority caucus shall be seated in the manner prescribed by the minority caucus.

The motion prevailed and the resolution was adopted.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

This is to notify you that the Senate is now duly organized pursuant to the Minnesota Constitution and Minnesota Statutes.

CAL R. LUDEMAN, Secretary of the Senate

Mr. Speaker:

I have the honor to announce that the Senate of the State of Minnesota is now duly organized pursuant to law with the election of the following officers:

Michelle L. Fischbach, President

Cal R. Ludeman, Secretary of the Senate

Colleen J. Pacheco, First Assistant Secretary of the Senate

Michael R. Linn, Second Assistant Secretary of the Senate

Melissa Mapes, Engrossing Secretary

Sven Lindquist, Sergeant at Arms

Marilyn Logan Hall, Assistant Sergeant at Arms

Reverend David Hennen, Chaplain

CAL R. LUDEMAN, Secretary of the Senate
Mr. Speaker:

I hereby announce the adoption by the Senate of the following Senate Concurrent Resolution, herewith transmitted:

Senate Concurrent Resolution No. 3, A Senate concurrent resolution relating to the adjournment of the Senate and the House of Representatives on January 4, 2011.

CAL R. LUDEMAN, Secretary of the Senate

SUSPENSION OF RULES

Dean moved that the rules be so far suspended that Senate Concurrent Resolution No. 3 be now considered and be placed upon its adoption. The motion prevailed.

SENATE CONCURRENT RESOLUTION NO. 3

A Senate concurrent resolution relating to the adjournment of the Senate and the House of Representatives on January 4, 2011.

Be It Resolved, by the Senate of the State of Minnesota, the House of Representatives concurring, that upon adjournment on Tuesday, January 4, 2011, the Senate and House of Representatives may each adjourn for more than three days.

Dean moved that Senate Concurrent Resolution No. 3 be now adopted. The motion prevailed and Senate Concurrent Resolution No. 3 was adopted.

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the following House committee assignments and committee meeting schedule for the 2011-2012 session. (NOTE: All scheduled House committee meetings are held in the State Office Building.)

2011-2012 HOUSE COMMITTEE ASSIGNMENTS

Agriculture and Rural Development Policy and Finance --
Tuesdays, Wednesdays and Thursdays, 10:15 A.M., Basement

Hamilton, Chair
Anderson, P., Vice Chair
Anderson, B.
Franson
Kiel
LeMieur
McElfatrick
Schomacker
Shimanski
Swedzinski
Torkelson
Vogel

Eken (DFL Lead)
Falk
Fritz
Hansen
Hosch
Kath
Morrow
Persell
Poppe
Ward
Capital Investment --
Tuesdays and Wednesdays, 2:30 P.M., Room 10

Howes, Chair
Scott, Vice Chair
Banaian
Bills
Drazkowski
Fabian
Hackbarth
Kriesel
Lanning
Myhre
Nornes
Swedzinski
Hausman (DFL Lead)
Carlson
Clark
Hansen
Hayden
Rukavina
Scalze
Sertich
Ward

Civil Law --
Mondays and Wednesdays, 12:30 P.M., Room 10

Westrom, Chair
Drazkowski, Vice Chair
Gruenhagen
Holberg
Hoppe
Mazorol
Peppin
Runbeck
Scott
Wardlow

Lesch (DFL Lead)
Hilstrom
Hilty
Hortman
Mahoney
Peterson, S.
Simon

Commerce and Regulatory Reform --
Tuesdays and Wednesdays, 2:30 P.M., Basement

Hoppe, Chair
Sanders, Vice Chair
Anderson, D.
Anderson, S.
Crawford
Daudt
Davids
Kieffer
Loon
Mazorol
Murdock
O’Driscoll
Stensrud

Atkins (DFL Lead)
Anzelc
Dittrich
Johnson
Lillie
Mullery
Nelson
Slocum
Tillberry
**Education Finance --**
Tuesdays, Wednesdays and Thursdays, 12:30 P.M., Basement

- Garofalo, Chair
- Kelly, Vice Chair
- Anderson, P.
- Bills
- Downey
- Erickson
- Fabian
- Loon
- Myhra
- Petersen, B.
- Quam
- Woodard
- Greiling (DFL Lead)
- Anzelm
- Brynaert
- Davnie
- Dittrich
- Mariani
- Slocum
- Ward

**Education Reform --**
Tuesdays and Thursdays, 8:15 A.M., Basement

- Erickson, Chair
- Doepke, Vice Chair
- Barrett
- Crawford
- Kieffer
- Kiel
- McFarlane
- Murdock
- Myhra
- O’Driscoll
- Petersen, B.
- Woodard
- Mariani (DFL Lead)
- Benson, J.
- Carlson
- Davnie
- Greiling
- Kath
- Moran
- Norton
- Peterson, S.

**Environment, Energy and Natural Resources Policy and Finance --**
Tuesdays, Wednesdays and Thursdays, 8:15 A.M., Room 5

- McNamara, Chair
- Torkelson, Vice Chair
- Anderson, P.
- Beard
- Drazkowski
- Fabian
- Hackbart
- Hancock
- Quam
- Scott
- Wagenius (DFL Lead - Environment)
- Hilty (DFL Lead - Energy)
- Dill
- Falk
- Hansen
- Knuth
- Persell
Legacy Funding Division/Environment, Energy and Natural Resources Policy and Finance -- Tuesdays and Wednesdays, 2:30 P.M., Room 5

Urdahl, Chair Kiel, Vice Chair Cornish McFarlane McNamara Peppin Torkelson

Dill (DFL Lead) Greene Murphy, M. Wagenius Winkler

Ethics --
Call of the Chair

Smith, Chair Paymar (DFL Lead)
Erickson Loeffler
Kelly, Alternate Atkins, Alternate

Government Operations and Elections --
Tuesdays, Wednesdays and Thursdays, 10:15 A.M., Room 5

Peppin, Chair Murray, Vice Chair Beard Hancock McFarlane O'Driscoll Quam Sanders Urdahl

Nelson (DFL Lead) Greene Hornstein Scalze Simon Winkler

Health and Human Services Finance --
Tuesdays, Wednesdays and Thursdays, 12:30 P.M., Room 200

Abeler, Chair Kifffmeyer, Vice Chair Anderson, D. Franson Gottwald Hamilton Lanning Lohmer Mack McDonald McElfatrick Schomacker

Huntley (DFL Lead) Slawik (DFL Lead - Early Childhood) Fritz Hayden Hosch Laine Liebling Murphy, E.
Health and Human Services Reform --
Tuesdays and Wednesdays, 2:30 P.M., Room 200
Gottwalt, Chair
Mack, Vice Chair
Abeler
Barrett
Benson, M.
Franson
Gruenhagen
Kiffmeyer
Lohmer
McDonald
McElfatrick
Quam
Liebling (DFL Lead)
Fritz
Hosch
Huntley
Loeffler
Moran
Murphy, E.
Norton
Peterson, S.

Higher Education Policy and Finance --
Tuesdays and Thursdays, 12:30 P.M., Basement
Nornes, Chair
Dettmer, Vice Chair
Banaian
Benson, M.
Daudt
Doepke
Hancock
Mazorol
Vogel
Rukavina (DFL Lead)
Atkins
Morrow
Norton
Pelowski
Poppe

Jobs and Economic Development Finance --
Tuesdays and Thursdays, 12:30 P.M., Room 10
Gunther, Chair
McFarlane, Vice Chair
Howes
Kieffer
Leidiger
LeMieur
Murray
Sanders
Stensrud
Swedzinski
Mahoney (DFL Lead - Jobs)
Clark (DFL Lead - Housing)
Dill
Mullery
Paymar
Scalze
Sertich

Judiciary Policy and Finance --
Tuesdays and Thursdays, 8:15 A.M., Room 10
Smith, Chair
Shimanski, Vice Chair
Anderson, D.
Johnson (DFL Lead)
Champion
Laine
Public Safety and Crime Prevention Policy and Finance --
Tuesdays, Wednesdays and Thursdays, 10:15 A.M., Room 10

Cornish, Chair
Woodard, Vice Chair
Gruenhagen
Kelly
Kieffer
Kriesel
Leidiger
McDonald
Nornes
Smith

Redistricting --
Call of the Chair

Anderson, S., Chair
Fabian, Vice Chair
Daudt
Garofalo
Hoppe
Loon
Scott

Rules and Legislative Administration --
Call of the Chair

Dean, Chair
Daudt, Vice Chair
Anderson, S.
Banaian
Hamilton
Hoppe
Howes
Kelly
Mack
McNamara
Nornes
Peppin
Scott
Westrom

Lesch
Liebling
Slocum
Tillberry

Mullery (DFL Lead)
Gauthier
Hilty
Johnson
Mariani
Moran
Slocum
State Government Finance --
Tuesdays, Wednesdays and Thursdays, 8:15 A.M., Room 200

Lanning, Chair
Benson, M., Vice Chair
Anderson, B.
Banaian
Downey
Gunther
Leidiger
Lohmer
McElfatrick
Murray
Stensrud
Urdahl
Kahn (DFL Lead)
Gauthier
Greene
Hayden
Lillie
Murphy, M.
Simon
Slawik
Winkler

Veterans Services Division/State Government Finance --
Mondays, 12:30 P.M., Basement

Anderson, B., Chair
Kriesel, Vice Chair
Davids
Dettmer
LeMieux
Lohmer
O'Driscoll
Koenen (DFL Lead)
Anzelc
Falk
Kahn
Kath
Persell

Taxes --
Tuesdays, Wednesdays and Thursdays, 10:15 A.M., Room 200

Davids, Chair
Loon, Vice Chair
Anderson, S.
Bills
Buesgens
Crawford
Doepke
Downey
Drazkowski
Erickson
Garofalo
Gottwalt
Kiffmeyer
Mack
Myhra
Runbeck
Wardlow
Lenczewski (DFL Lead)
Davnie
Hortman
Knuth
Koenen
Lesch
Loeffler
Marquart
Paymar
Rukavina
Sertich
Tillberry

Property and Local Tax Division/Taxes --
Wednesdays, 8:15 A.M., Room 10

Runbeck, Chair
Crawford, Vice Chair
Barrett
Daudt
Dettmer
Runbeck
Crawford
Barrett
Daudt
Dettmer
Marquart (DFL Lead)
Benson, J.
Dittrich
Koenen
Lenczewski
LeMieur
McDonald
Petersen, B.
Wardlow

Transportation Policy and Finance --
Mondays and Wednesdays, 12:30 P.M., Room 5
Beard, Chair
Murdock, Vice Chair
Benson, M.
Buesgens
Kiel
Leidiger
Murray
Sanders
Shimanski
Vogel

Hornstein (DFL Lead)
Champion
Eken
Gauthier
Hausman
Morrow
Nelson

Ways and Means --
Mondays, 10:15 A.M., or Call of the Chair, Room 200
Holberg, Chair
Downey, Vice Chair
Abeler
Anderson, B.
Anderson, S.
Beard
Buesgens
Cornish
Davids
Garofalo
Gunther
Hackbarth
Hamilton
Howes
Kiffmeyer
Lanning
McNamara
Nornes
Smith
Westrom

Carlson (DFL Lead)
Brynaert
Champion
Eken
Greiling
Hornstein
Huntley
Kahn
Lenczewski
Pelowski
Rukavina
Sertich
Slawik
Wagenius

ADJOURNMENT

Dean moved that when the House adjourns today it adjourn until 3:00 p.m., Monday, January 10, 2011. The motion prevailed.

Dean moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 3:00 p.m., Monday, January 10, 2011.

ALBIN A. MATHIOWETZ, Chief Clerk, House of Representatives