

VOLUME 1
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OF THE
HOUSE
OF REPRESENTATIVES
EIGHTY-SIXTH SESSION
OF THE
LEGISLATURE
STATE OF MINNESOTA

2009

STATE OF MINNESOTA

EIGHTY-SIXTH SESSION — 2009

 FIRST DAY

SAINT PAUL, MINNESOTA, TUESDAY, JANUARY 6, 2009

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 sixth day of January 2009.

At the hour of twelve o'clock noon and pursuant to Minnesota Statutes 2008, Section 3.05, the Honorable Mark Ritchie, Secretary of State, called the members-elect to order and appointed the Honorable Erin Murphy from District 64A as Clerk pro tempore.

Prayer was offered by Father Michael O'Connell, Church of the Ascension, Minneapolis, 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..... | David M. Olin | 11A..... | Torrey Westrom |
| 1B..... | Bernie L. Lieder | 11B..... | Mary Ellen Otremba |
| 2A..... | Kent Eken | 12A..... | John Ward |
| 2B..... | Brita Sailer | 12B..... | Al Doty |
| 3A..... | Tom Anzelc | 13A..... | Paul H. Anderson |
| 3B..... | Loren A. Solberg | 13B..... | Al Juhnke |
| 4A..... | John Persell | 14A..... | Dan Severson |
| 4B..... | Larry Howes | 14B..... | Larry Hosch |
| 5A..... | Tom Rukavina | 15A..... | Steve Gottwalt |
| 5B..... | Anthony "Tony" Sertich | 15B..... | Larry Haws |
| 6A..... | David Dill | 16A..... | Gail Kulick Jackson |
| 6B..... | Mary Murphy | 16B..... | Mary Kiffmeyer |
| 7A..... | Thomas Huntley | 17A..... | Rob Eastlund |
| 7B..... | Roger J. Reinert | 17B..... | Jeremy Kalin |
| 8A..... | Bill Hilty | 18A..... | Ron Shimanski |
| 8B..... | Tim Faust | 18B..... | Dean Urdahl |
| 9A..... | Morrie Lanning | 19A..... | Bruce Anderson |
| 9B..... | Paul Marquart | 19B..... | Tom Emmer |
| 10A..... | Bud Nornes | 20A..... | Andrew Falk |
| 10B..... | Mark Murdock | 20B..... | Lyle Koenen |

| | | | |
|-----------|--------------------|-----------|----------------------------|
| 21A | Marty Seifert | 44B | Ryan Winkler |
| 21B | Paul Torkelson | 45A..... | Sandra Peterson |
| 22A | Doug Magnus | 45B..... | Lyndon R. Carlson |
| 22B | Rod Hamilton | 46A..... | Michael V. Nelson |
| 23A | Terry Morrow | 46B..... | Debra Hilstrom |
| 23B | Kathy Brynaert | 47A..... | Denise R. Dittrich |
| 24A | Bob Gunther | 47B..... | Melissa Hortman |
| 24B | Tony Cornish | 48A..... | Tom Hackbarth |
| 25A | Laura Brod | 48B..... | Jim Abeler |
| 25B | David Bly | 49A..... | Peggy Scott |
| 26A | Kory Kath | 49B..... | Jerry Newton |
| 26B | Patti Fritz | 50A..... | Carolyn Laine |
| 27A | Robin Brown | 50B..... | Kate Knuth |
| 27B | Jeanne Poppe | 51A..... | Tim Sanders |
| 28A | Tim Kelly | 51B..... | Tom Tillberry |
| 28B | Steve Drazkowski | 52A..... | Bob Dettmer |
| 29A | Randy Demmer | 52B..... | Matt Dean |
| 29B | Kim Norton | 53A..... | Paul Gardner |
| 30A | Tina Liebling | 53B..... | Carol McFarlane |
| 30B | Andy Welti | 54A..... | Mindy Greiling |
| 31A | Gene Pelowski, Jr. | 54B..... | Bev Scalze |
| 31B | Gregory M. Davids | 55A..... | Leon M. Lillie |
| 32A | Joyce Peppin | 55B..... | Nora Slawik |
| 32B | Kurt Zellers | 56A..... | Julie Bunn |
| 33A | Steve Smith | 56B..... | Marsha Swails |
| 33B | Connie Doepke | 57A..... | Karla Bigham |
| 34A | Paul Kohls | 57B..... | Denny McNamara |
| 34B | Joe Hoppe | 58A..... | Joe Mullery |
| 35A | | 58B..... | Bobby Joe Champion |
| 35B | Mark Buesgens | 59A..... | Diane Loeffler |
| 36A | | 59B..... | Phyllis Kahn |
| 36B | Pat Garofalo | 60A..... | Margaret Anderson Kelliher |
| 37A | Tara Mack | 60B..... | Frank Hornstein |
| 37B | Phillip M. Sterner | 61A..... | Karen Clark |
| 38A | Sandra A. Masin | 61B..... | Jeff Hayden |
| 38B | Mike Obermueller | 62A..... | Jim Davnie |
| 39A | Rick Hansen | 62B..... | Jean Wagenius |
| 39B | Joe Atkins | 63A..... | Paul Thissen |
| 40A | Will Morgan | 63B..... | Linda Slocum |
| 40B | Ann Lenczewski | 64A..... | Erin Murphy |
| 41A | Keith Downey | 64B..... | Michael Paymar |
| 41B | Paul Rosenthal | 65A..... | Cy Thao |
| 42A | Maria Ruud | 65B..... | Carlos Mariani |
| 42B | Jenifer Loon | 66A..... | John Lesch |
| 43A | Sarah Anderson | 66B..... | Alice Hausman |
| 43B | John Benson | 67A..... | Tim Mahoney |
| 44A | Steve Simon | 67B..... | Sheldon Johnson |

132 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 Rebecca Otto, State Auditor.

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

Buesgens was excused for the remainder of today's session.

The Clerk pro tempore called the roll in alphabetical order and the following answered to their names:

| | | | | | |
|--------------|------------|-----------|------------|-------------|-----------|
| Abeler | Dill | Hayden | Lanning | Nelson | Sertich |
| Anderson, B. | Dittrich | Hilstrom | Lenczewski | Newton | Severson |
| Anderson, P. | Doepke | Hilty | Lesch | Nornes | Shimanski |
| Anderson, S. | Doty | Hoppe | Liebling | Norton | Simon |
| Anzalc | Downey | Hornstein | Lieder | Obermueller | Slawik |
| Atkins | Drazkowski | Hortman | Lillie | Olin | Slocum |
| Benson | Eastlund | Hosch | Loeffler | Otremba | Smith |
| Bigham | Eken | Howes | Loon | Paymar | Solberg |
| Bly | Emmer | Huntley | Mack | Pelowski | Sterner |
| Brod | Falk | Jackson | Magnus | Peppin | Swails |
| Brown | Faust | Johnson | Mahoney | Persell | Thao |
| Brynaert | Fritz | Juhnke | Mariani | Peterson | Thissen |
| Bunn | Gardner | Kahn | Marquart | Poppe | Tillberry |
| Carlson | Garofalo | Kalin | Masin | Reinert | Torkelson |
| Champion | Gottwalt | Kath | McFarlane | Rosenthal | Urdahl |
| Clark | Greiling | Kelliher | McNamara | Rukavina | Wagenius |
| Cornish | Gunther | Kelly | Morgan | Ruud | Ward |
| Davids | Hackbarth | Kiffmeyer | Morrow | Sailer | Welti |
| Davnie | Hamilton | Knuth | Mullery | Sanders | Westrom |
| Dean | Hansen | Koenen | Murdock | Scalze | Winkler |
| Demmer | Hausman | Kohls | Murphy, E. | Scott | Zellers |
| Dettmer | Haws | Laine | Murphy, M. | Seifert | |

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 Margaret Anderson Kelliher was placed in nomination by Murphy, M. The nomination was seconded by Winkler, Norton and Morrow.

The name of Marty Seifert was placed in nomination by Smith. The nomination was seconded by Doepke.

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 Kelliher:

| | | | | | |
|----------|-----------|------------|-------------|-----------|-----------|
| Anzelc | Eken | Huntley | Lillie | Olin | Slocum |
| Atkins | Falk | Jackson | Loeffler | Paymar | Solberg |
| Benson | Faust | Johnson | Mahoney | Pelowski | Sterner |
| Bigham | Fritz | Juhnke | Mariani | Persell | Swails |
| Bly | Gardner | Kahn | Marquart | Peterson | Thao |
| Brown | Greiling | Kalin | Masin | Poppe | Thissen |
| Brynaert | Hansen | Kath | Morgan | Reinert | Tillberry |
| Bunn | Hausman | Kelliher | Morrow | Rosenthal | Wagenius |
| Carlson | Haws | Knuth | Mullery | Rukavina | Ward |
| Champion | Hayden | Koenen | Murphy, E. | Ruud | Welti |
| Clark | Hilstrom | Laine | Murphy, M. | Sailer | Winkler |
| Davnie | Hilty | Lenczewski | Nelson | Scalze | |
| Dill | Hornstein | Lesch | Newton | Sertich | |
| Dittrich | Hortman | Liebling | Norton | Simon | |
| Doty | Hosch | Lieder | Obermueller | Slawik | |

Kelliher received 86 votes.

The following members of the House voted for Seifert:

| | | | | | |
|--------------|------------|----------|-----------|----------|-----------|
| Abeler | Dean | Garofalo | Kiffmeyer | McNamara | Severson |
| Anderson, B. | Demmer | Gottwalt | Kohls | Murdock | Shimanski |
| Anderson, P. | Dettmer | Gunther | Lanning | Nornes | Smith |
| Anderson, S. | Doepke | Hamilton | Loon | Peppin | Torkelson |
| Brod | Downey | Hoppe | Mack | Sanders | Urdahl |
| Cornish | Drazkowski | Howes | Magnus | Scott | Westrom |
| Davids | Eastlund | Kelly | McFarlane | Seifert | Zellers |

Seifert received 42 votes.

Margaret Anderson Kelliher, having received a majority of the votes cast, was declared duly elected Speaker of the House.

Anzelc, Champion, Dittrich, McFarlane and Howes were appointed to escort the Speaker-elect to the rostrum.

OATH OF OFFICE

The oath of office was administered to Speaker-elect Margaret Anderson Kelliher by the Honorable Associate Justice Paul H. Anderson. The Speaker expressed her appreciation for the honor bestowed upon her.

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 Tillberry. The nomination was seconded by Seifert.

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 | Dill | Hayden | Lenczewski | Newton | Severson |
| Anderson, B. | Dittrich | Hilstrom | Lesch | Nornes | Shimanski |
| Anderson, P. | Doepke | Hilty | Liebling | Norton | Simon |
| Anderson, S. | Doty | Hoppe | Lieder | Obermueller | Slawik |
| Anzelc | Downey | Hornstein | Lillie | Olin | Slocum |
| Atkins | Drazkowski | Hortman | Loeffler | Otremba | Smith |
| Benson | Eastlund | Hosch | Loon | Paymar | Solberg |
| Bigham | Eken | Howes | Mack | Pelowski | Sterner |
| Bly | Emmer | Huntley | Magnus | Peppin | Swails |
| Brod | Falk | Jackson | Mahoney | Persell | Thao |
| Brown | Faust | Johnson | Mariani | Peterson | Thissen |
| Brynaert | Fritz | Juhnke | Marquart | Poppe | Tillberry |
| Bunn | Gardner | Kahn | Masin | Reinert | Torkelson |
| Carlson | Garofalo | Kalin | McFarlane | Rosenthal | Urdahl |
| Champion | Gottwalt | Kath | McNamara | Rukavina | Wagenius |
| Clark | Greiling | Kelly | Morgan | Ruud | Ward |
| Cornish | Gunther | Kiffmeyer | Morrow | Sailer | Welti |
| Davids | Hackbarth | Knuth | Mullery | Sanders | Westrom |
| Davnie | Hamilton | Koenen | Murdock | Scalze | Winkler |
| Dean | Hansen | Kohls | Murphy, E. | Scott | Zellers |
| Demmer | Hausman | Laine | Murphy, M. | Seifert | Spk. Kelliher |
| Dettmer | Haws | Lanning | Nelson | 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.

Sertich 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.

Simon 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 Eric O. Bergstrom for First Assistant Sergeant at Arms.

The name of Julia W. Miller for Second Assistant Sergeant at Arms/Postmaster.

The name of Troy Olsen for Assistant Sergeant at Arms.

The name of Soliving K. Kong for Assistant Postmaster.

The name of Carl T. Hamre for Index Clerk.

The name of Dennis J. Johnson for Chaplain.

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:

| | | | | | |
|--------------|------------|-----------|------------|-------------|---------------|
| Abeler | Dill | Hayden | Lenczewski | Newton | Severson |
| Anderson, B. | Dittrich | Hilstrom | Lesch | Nornes | Shimanski |
| Anderson, P. | Doepke | Hilty | Liebling | Norton | Simon |
| Anderson, S. | Doty | Hoppe | Lieder | Obermueller | Slawik |
| Anzelc | Downey | Hornstein | Lillie | Olin | Slocum |
| Atkins | Drazkowski | Hortman | Loeffler | Otremba | Smith |
| Benson | Eastlund | Hosch | Loon | Paymar | Solberg |
| Bigham | Eken | Howes | Mack | Pelowski | Sterner |
| Bly | Emmer | Huntley | Magnus | Peppin | Swails |
| Brod | Falk | Jackson | Mahoney | Persell | Thao |
| Brown | Faust | Johnson | Mariani | Peterson | Thissen |
| Brynaert | Fritz | Juhnke | Marquart | Poppe | Tillberry |
| Bunn | Gardner | Kahn | Masin | Reinert | Torkelson |
| Carlson | Garofalo | Kalin | McFarlane | Rosenthal | Urdahl |
| Champion | Gottwalt | Kath | McNamara | Rukavina | Wagenius |
| Clark | Greiling | Kelly | Morgan | Ruud | Ward |
| Cornish | Gunther | Kiffmeyer | Morrow | Sailer | Welti |
| Davids | Hackbarth | Knuth | Mullery | Sanders | Westrom |
| Davnie | Hamilton | Koenen | Murdock | Scalze | Winkler |
| Dean | Hansen | Kohls | Murphy, E. | Scott | Zellers |
| Demmer | Hausman | Laine | Murphy, M. | Seifert | Spk. Kelliher |
| Dettmer | Haws | Lanning | Nelson | Sertich | |

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.

Sertich 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 86th Regular Session, are the same as the Permanent Rules of the House for the last session, the 85th Regular Session, as they existed on May 18, 2008, with the following exceptions:

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~~

~~Biosciences and Emerging Technology~~

~~Commerce and Labor~~

~~Labor and Consumer Protection Division~~

~~Telecommunications Regulation and Infrastructure Division~~

~~E-12 Education~~

~~Environment and Natural Resources~~

~~Game, Fish and Forestry Division~~

~~Ethics~~

~~Finance~~

~~Agriculture, Rural Economies and Veterans Affairs Finance Division~~

~~Capital Investment Finance Division~~

~~Education Finance and Economic Competitiveness Finance Division~~

~~Early Childhood Learning Finance Division~~

~~Higher Education and Work Force Development Policy and Finance Division~~

~~K-12 Finance Division~~

~~Energy Finance and Policy Division~~

~~Environment and Natural Resources Finance Division~~

~~Health Care and Human Services Finance Division~~

~~Housing Policy and Finance and Public Health Finance Division~~

~~Minnesota Heritage Finance Division~~

~~Public Safety Finance Division~~

~~State Government Finance Division~~

~~Transportation Finance Division~~

~~Transportation and Transit Policy Subcommittee~~

~~Governmental Operations, Reform, Technology and Elections~~

~~Health and Human Services~~

~~Mental Health Division~~

~~Licensing Subcommittee~~

~~Local Government and Metropolitan Affairs~~

~~Public Safety and Civil Justice~~

~~Crime Victims Subcommittee~~

~~Rules and Legislative Administration~~

~~Taxes~~

~~Property Tax Relief and Local Sales Tax Division~~

~~Ways and Means~~

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

The Temporary Rules of the House for the 86th Regular Session apply until the Committee on Rules and Legislative Administration, to be appointed by the Speaker, has made its report and the House has adopted new Permanent Rules.

Emmer moved to amend the proposed Temporary Rules for the 86th Session as reported in the resolution as follows:

Page 4, after line 14, insert:

"8.15 Per diem and housing allowances. The amounts and conditions for payment of per diem and housing to members of the House must be set at a level which is at most as generous as the levels adopted for the 84th Regular Session."

A roll call was requested and properly seconded.

Sertich moved that the Emmer amendment to the proposed Temporary Rules for the 86th 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 Sertich motion and the roll was called. There were 84 yeas and 47 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|----------|-----------|------------|------------|-------------|---------------|
| Anzelc | Eken | Hosch | Lieder | Newton | Sertich |
| Atkins | Falk | Huntley | Lillie | Norton | Simon |
| Benson | Faust | Jackson | Loeffler | Obermueller | Slawik |
| Bigham | Fritz | Johnson | Magnus | Olin | Slocum |
| Bly | Greiling | Juhnke | Mahoney | Paymar | Solberg |
| Brown | Gunther | Kahn | Mariani | Pelowski | Sterner |
| Brynaert | Hansen | Kath | Marquart | Persell | Thao |
| Carlson | Hausman | Knuth | Masin | Peterson | Thissen |
| Champion | Haws | Koenen | Morgan | Poppe | Tillberry |
| Clark | Hayden | Laine | Morrow | Reinert | Wagenius |
| Davnie | Hilstrom | Lanning | Mullery | Rukavina | Ward |
| Dill | Hilty | Lenczewski | Murphy, E. | Ruud | Welti |
| Dittrich | Hornstein | Lesch | Murphy, M. | Sailer | Winkler |
| Doty | Hortman | Liebling | Nelson | Scalze | Spk. Kelliher |

Those who voted in the negative were:

| | | | | | |
|--------------|------------|-----------|-----------|-----------|-----------|
| Abeler | Dean | Gardner | Kelly | Nornes | Shimanski |
| Anderson, B. | Demmer | Garofalo | Kiffmeyer | Otremba | Smith |
| Anderson, P. | Dettmer | Gottwalt | Kohls | Peppin | Swails |
| Anderson, S. | Doepke | Hackbarth | Loon | Rosenthal | Torkelson |
| Brod | Downey | Hamilton | Mack | Sanders | Urdahl |
| Bunn | Drazkowski | Hoppe | McFarlane | Scott | Westrom |
| Cornish | Eastlund | Howes | McNamara | Seifert | Zellers |
| Davids | Emmer | Kalin | Murdock | Severson | |

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

The question recurred on the adoption of Temporary Rules and the roll was called. There were 86 yeas and 45 nays as follows:

Those who voted in the affirmative were:

| | | | | | |
|----------|-----------|------------|-------------|-----------|---------------|
| Anzelc | Eken | Huntley | Loeffler | Paymar | Solberg |
| Atkins | Falk | Jackson | Mahoney | Pelowski | Sterner |
| Benson | Faust | Johnson | Mariani | Persell | Swails |
| Bigham | Fritz | Juhnke | Marquart | Peterson | Thao |
| Bly | Gardner | Kahn | Masin | Poppe | Thissen |
| Brown | Greiling | Kalin | Morgan | Reinert | Tillberry |
| Brynaert | Hansen | Kath | Morrow | Rosenthal | Wagenius |
| Bunn | Hausman | Knuth | Mullery | Rukavina | Ward |
| Carlson | Haws | Koenen | Murphy, E. | Ruud | Welti |
| Champion | Hayden | Laine | Murphy, M. | Sailer | Winkler |
| Clark | Hilstrom | Lenczewski | Nelson | Scalze | Spk. Kelliher |
| Davnie | Hilty | Lesch | Newton | Sertich | |
| Dill | Hornstein | Liebling | Norton | Simon | |
| Dittrich | Hortman | Lieder | Obermueller | Slawik | |
| Doty | Hosch | Lillie | Olin | Slocum | |

Those who voted in the negative were:

| | | | | | |
|--------------|------------|-----------|-----------|-----------|-----------|
| Abeler | Demmer | Gottwalt | Kohls | Nornes | Smith |
| Anderson, B. | Dettmer | Gunther | Lanning | Otremba | Torkelson |
| Anderson, P. | Doepke | Hackbarth | Loon | Peppin | Urdahl |
| Anderson, S. | Downey | Hamilton | Mack | Sanders | Westrom |
| Brod | Drazkowski | Hoppe | Magnus | Scott | Zellers |
| Cornish | Eastlund | Howes | McFarlane | Seifert | |
| Davids | Emmer | Kelly | McNamara | Severson | |
| Dean | Garofalo | Kiffmeyer | Murdock | Shimanski | |

The motion prevailed and the resolution relating to the Temporary Rules for the 86th Session was adopted.

APPOINTMENT OF CHIEF SERGEANT AT ARMS

The Speaker announced the appointment of Sandra A. Dicke as Chief Sergeant at Arms.

OATH OF OFFICE

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

Sertich 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.

Sertich 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 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:

Marquart, Jackson, Hayden, Torkelson and Scott.

Sertich 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 6, 2009, to better expedite the business of the House.

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

ANNOUNCEMENT BY THE SPEAKER

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

Sertich, Chair; Hayden, Vice Chair; Carlson; Dill; Hilstrom; Hortman; Juhnke; Lillie; Loeffler; Murphy, E.; Pelowski; Peterson, S.; Simon; Solberg; Winkler; Anderson, B.; Dettmer; Gunther; Hoppe; Howes; Magnus; Seifert and Westrom.

Morrow 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 2, seats 40 and 41; section 3, seats 52 to 68; section 4, seats 70 to 97; section 5, seats 99 to 119; and section 6, seats 120 to 138. 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 1, seats 1 to 19; section 2, seats 22 to 39; and section 3, seats 42 to 51. 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:

Madam 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:

James P. Metzen, President

Peter S. Wattson, Secretary of the Senate (Legislative)

JoAnne M. Zoff, Secretary of the Senate (Administrative)

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

Kevin McDonough, Chaplain

PETER S. WATTSON, Secretary of the Senate (Legislative)

Madam 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 adjournment for more than three days.

PETER S. WATTSON, Secretary of the Senate (Legislative)

SUSPENSION OF RULES

Sertich 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 adjournment for more than three days.

Be It Resolved, by the Senate of the State of Minnesota, the House of Representatives concurring:

1. Upon its adjournment on Tuesday, January 6, 2009, the House of Representatives may set its next day of meeting more than three days after the day of adjournment.
2. Pursuant to the Minnesota Constitution, Article IV, Section 12, the Senate consents to the adjournment of the House of Representatives for more than three days.

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

The following communication was received from the Governor:

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
SAINT PAUL 55155

January 2, 2009

The Honorable James P. Metzen
President of the Senate
Minnesota State Senate

The Honorable Margaret Anderson Kelliher
Speaker of the House of Representatives
Minnesota House of Representatives

Dear President Metzen and Speaker Kelliher:

I respectfully request the opportunity of addressing a joint meeting of the 86th Session of the Minnesota Legislature on Thursday, January 15, 2009, at 12:00 noon for the purpose of presenting my State of the State message.

Sincerely,

TIM PAWLENTY
Governor

Sertich moved that an invitation be extended to the Governor to address a Joint Convention of the House of Representatives and the Senate to be held in the House Chamber at 12:00 noon, Thursday, January 15, 2009; that the Chief Clerk be instructed to invite the Senate by message to meet in Joint Convention to convene at 11:45 a.m.; that the Governor be advised accordingly; and that the Speaker appoint a committee of five members of the House of Representatives to act with a similar committee to be appointed by the Senate to escort the Governor to the Joint Convention. The motion prevailed.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the committee to escort the Governor to the Joint Convention on Thursday, January 15, 2009:

Bigham; Kath; Sterner; Anderson, P., and Loon.

The Speaker announced the following House committee assignments and committee meeting schedule for the 2009-2010 session. (NOTE: All scheduled House committee meetings are held in the State Office Building.)

2009-2010 HOUSE COMMITTEE ASSIGNMENTS

Agriculture, Rural Economies and Veterans Affairs --

Mondays and Wednesdays, 2:45 P.M., Room 5

| | |
|------------------|------------|
| Otremba, Chair | Drazkowski |
| Doty, Vice Chair | Hamilton |
| Eken | Shimanski |
| Faust | Urdahl |
| Kath | |
| Morrow | |
| Olin | |

Veterans Affairs Division/Agriculture, Rural Economies and Veterans Affairs --
Fridays, 8:30 A.M., Basement

| | |
|--------------------|----------|
| Koenen, Chair | Dettmer |
| Newton, Vice Chair | Magnus |
| Doty | Sanders |
| Faust | Severson |
| Lieder | |
| Otremba | |

Civil Justice --

Mondays, 4:30 P.M., and Wednesdays, 8:30 A.M., Room 10

| | |
|---------------------|------------|
| Mullery, Chair | Drazkowski |
| Jackson, Vice Chair | Holberg |
| Champion | Kelly |
| Hilstrom | Scott |
| Hortman | Westrom |
| Johnson | |
| Mahoney | |
| Olin | |
| Paymar | |

Commerce and Labor --

Tuesdays and Thursdays, 4:30 P.M., Basement

| | |
|--------------------|--------------|
| Atkins, Chair | Anderson, S. |
| Lillie, Vice Chair | Davids |
| Anzelc | Hoppe |
| Davnie | Murdock |
| Fritz | Sanders |
| Hosch | Zellers |
| Johnson | |
| Knuth | |
| Mullery | |
| Simon | |
| Slocum | |
| Thao | |

Labor and Consumer Protection Division/Commerce and Labor --

Fridays, 10:30 A.M., Room 200

| | |
|---------------------------|---------|
| Davnie, Chair | Mack |
| Fritz, Vice Chair | Murdock |
| Lillie | Sanders |
| Mahoney | Zellers |
| Nelson | |
| Simon | |
| Solberg | |
| Atkins, <i>ex officio</i> | |

Telecommunications Regulation and Infrastructure Division/Commerce and Labor --

Fridays, 8:30 A.M., Room 10

| | |
|---------------------------|-----------|
| Johnson, Chair | Beard |
| Masin, Vice Chair | Doepke |
| Brown | Hoppe |
| Davnie | Kiffmeyer |
| Juhnke | |
| Lillie | |
| Sailer | |
| Atkins, <i>ex officio</i> | |

Environment Policy and Oversight --

Tuesdays and Thursdays, 4:30 P.M., Room 5

| | |
|---------------------|--------------|
| Eken, Chair | Anderson, P. |
| Gardner, Vice Chair | Cornish |
| Dill | Drazkowski |
| Falk | Hackbarth |
| Hansen | Loon |

| | |
|----------|----------|
| Juhnke | McNamara |
| Paymar | |
| Persell | |
| Sailer | |
| Sterner | |
| Thissen | |
| Wagenius | |

Game, Fish and Forestry Division/Environment Policy and Oversight --
Mondays, 4:30 P.M., Basement

| | |
|--------------------|-----------|
| Dill, Chair | Cornish |
| Sailer, Vice Chair | Hackbarth |
| Falk | McNamara |
| Hansen | Murdock |
| Persell | |
| Thao | |
| Thissen | |

Finance --

Mondays, 10:30 A.M., Room 200 or Call of the Chair

| | |
|--------------------|----------------------------|
| Carlson, Chair | Brod |
| Benson, Vice Chair | Buesgens |
| Champion | Emmer |
| Clark | Garofalo |
| Greiling | Hackbarth |
| Hausman | Howes |
| Hilty | Kiffmeyer |
| Huntley | Kohls |
| Juhnke | Peppin |
| Kahn | Shimanski |
| Knuth | Smith |
| Lenczewski | Seifert, <i>ex officio</i> |
| Murphy, M. | |
| Paymar | |
| Pelowski | |
| Rukavina | |
| Simon | |
| Slawik | |
| Solberg | |
| Thissen | |
| Wagenius | |
| Winkler | |

Agriculture, Rural Economies and Veterans Affairs Finance Division/Finance --
Tuesdays and Wednesdays, 10:30 A.M., Basement

| | |
|----------------------------|----------------------|
| Juhnke, Chair | Hamilton, Vice Chair |
| Brown | Anderson, P. |
| Doty | Magnus |
| Eken | Shimanski |
| Falk | Torkelson |
| Faust | |
| Hosch | |
| Otremba | |
| Welti | |
| Carlson, <i>ex officio</i> | |
| Solberg, <i>ex officio</i> | |

Capital Investment Finance Division/Finance --
Tuesdays and Thursdays, 2:45 P.M., Basement

| | |
|--------------------|--------------|
| Hausman, Chair | Anderson, B. |
| Scalze, Vice Chair | Dauids |
| Carlson | Dean |
| Clark | Eastlund |
| Hansen | Howes |
| Juhnke | Lanning |
| Lieder | Scott |
| Mahoney | Urdahl |
| Mullery | |
| Murphy, M. | |
| Pelowski | |
| Rukavina | |
| Solberg | |
| Wagenius | |

Cultural and Outdoor Resources Finance Division/Finance --
Mondays, 4:30 P.M., and Wednesdays, 8:30 A.M., Room 5

| | |
|----------------------------|-----------|
| Murphy, M., Chair | Dauids |
| Morgan, Vice Chair | Howes |
| Brown | Mack |
| Eken | Torkelson |
| Hausman | Urdahl |
| Haws | |
| Lillie | |
| Loeffler | |
| Wagenius | |
| Carlson, <i>ex officio</i> | |
| Hansen, <i>ex officio</i> | |
| Kahn, <i>ex officio</i> | |
| Solberg, <i>ex officio</i> | |

Early Childhood Finance and Policy Division/Finance --
Tuesdays and Thursdays, 4:30 P.M., Room 200

| | |
|----------------------------|----------|
| Slawik, Chair | Buesgens |
| Rosenthal, Vice Chair | Downey |
| Bly | Hamilton |
| Greiling | Mack |
| Jackson | Nornes |
| Laine | |
| Mariani | |
| Peterson | |
| Ward | |
| Carlson, <i>ex officio</i> | |
| Solberg, <i>ex officio</i> | |

Energy Finance and Policy Division/Finance --
Mondays and Wednesdays, 2:45 P.M., Basement

| | |
|----------------------------|--------------|
| Hilty, Chair | Anderson, B. |
| Falk, Vice Chair | Beard |
| Atkins | Gunther |
| Bly | Hackbarth |
| Brynaert | Hoppe |
| Jackson | Magnus |
| Johnson | Nornes |
| Kalin | Westrom |
| Knuth | |
| Obermueller | |
| Persell | |
| Sailer | |
| Wolti | |
| Carlson, <i>ex officio</i> | |
| Solberg, <i>ex officio</i> | |

Environment and Natural Resources Finance Division/Finance --
Tuesdays and Thursdays, 8:30 A.M., Room 5

| | |
|----------------------------|--------------|
| Wagenius, Chair | Anderson, S. |
| Persell, Vice Chair | Gunther |
| Anzelc | Hackbarth |
| Clark | Hamilton |
| Dill | McNamara |
| Doty | Torkelson |
| Hansen | |
| Hortman | |
| Knuth | |
| Lillie | |
| Scalze | |
| Carlson, <i>ex officio</i> | |
| Solberg, <i>ex officio</i> | |

Health Care and Human Services Finance Division/Finance --
Tuesdays, Wednesdays and Thursdays, 1:00 P.M., Room 200

| | |
|----------------------------|--------------------|
| Huntley, Chair | Abeler, Vice Chair |
| Anzelc | Brod |
| Bunn | Dean |
| Fritz | Emmer |
| Hayden | Gottwalt |
| Hosch | Kiffmeyer |
| Liebling | Peppin |
| Murphy, E. | |
| Otremba | |
| Peterson | |
| Ruud | |
| Scalze | |
| Slawik | |
| Thao | |
| Thissen | |
| Carlson, <i>ex officio</i> | |
| Solberg, <i>ex officio</i> | |

Higher Education and Workforce Development Finance and Policy
Division/Finance --
Tuesdays and Thursdays, 1:00 P.M., Room 5

| | |
|----------------------------|--------------|
| Rukavina, Chair | Anderson, S. |
| Bly, Vice Chair | Dettmer |
| Atkins | Downey |
| Brynaert | Eastlund |
| Haws | Gunther |
| Mahoney | McFarlane |
| Murphy, M. | Nornes |
| Norton | |
| Obermueller | |
| Poppe | |
| Reinert | |
| Slocum | |
| Welti | |
| Carlson, <i>ex officio</i> | |
| Solberg, <i>ex officio</i> | |

Bioscience and Workforce Development Policy and Oversight Division/Higher
Education and Workforce Development Finance and Policy Division/ Finance --
Tuesdays and Wednesdays, 10:30 A.M., Room 200

| | |
|-------------------------|--------------|
| Mahoney, Chair | Anderson, B. |
| Obermueller, Vice Chair | Beard |
| Brynaert | Gottwalt |
| Haws | Mack |

| | |
|---------|--------|
| Hilty | Peppin |
| Norton | |
| Poppe | |
| Slocum | |
| Winkler | |

Housing Finance and Policy and Public Health Finance Division/Finance --
Tuesdays and Wednesdays, 10:30 A.M., Room 5

| | |
|----------------------------|-----------|
| Clark, Chair | Howes |
| Laine, Vice Chair | McFarlane |
| Benson | McNamara |
| Bly | Scott |
| Hayden | Severson |
| Huntley | |
| Morgan | |
| Rosenthal | |
| Sailer | |
| Carlson, <i>ex officio</i> | |
| Solberg, <i>ex officio</i> | |

K-12 Education Finance Division/Finance --
Tuesdays, Wednesdays and Thursdays, 2:45 P.M., Room 10

| | |
|----------------------------|--------------|
| Greiling, Chair | Anderson, P. |
| Ward, Vice Chair | Buesgens |
| Anzelc | Demmer |
| Benson | Dettmer |
| Brown | Doepke |
| Davnie | Garofalo |
| Dittrich | McFarlane |
| Mariani | |
| Marquart | |
| Morgan | |
| Newton | |
| Slocum | |
| Swails | |
| Tillberry | |
| Carlson, <i>ex officio</i> | |
| Solberg, <i>ex officio</i> | |

Public Safety Finance Division/Finance --
Tuesdays and Thursdays, 8:30 A.M., Room 10

| | |
|------------------|----------|
| Paymar, Chair | Cornish |
| Olin, Vice Chair | Eastlund |
| Bigham | Kelly |
| Haws | Kohls |

| | |
|----------------------------|----------|
| Hilstrom | Severson |
| Hosch | Smith |
| Laine | |
| Lesch | |
| Liebling | |
| Reinert | |
| Ward | |
| Carlson, <i>ex officio</i> | |
| Solberg, <i>ex officio</i> | |

State Government Finance Division/Finance --
Tuesdays and Thursdays, 2:45 P.M., Room 5

| | |
|----------------------------|-----------|
| Kahn, Chair | Downey |
| Winkler, Vice Chair | Holberg |
| Bigham | Kiffmeyer |
| Kalin | Peppin |
| Kath | Sanders |
| Koenen | |
| Masin | |
| Poppe | |
| Simon | |
| Carlson, <i>ex officio</i> | |
| Solberg, <i>ex officio</i> | |

Transportation Finance and Policy Division/Finance --
Tuesdays and Thursdays, 4:30 P.M., Room 10

| | |
|----------------------------|----------|
| Lieder, Chair | Beard |
| Champion, Vice Chair | Demmer |
| Hausman | Doepke |
| Hornstein | Holberg |
| Hortman | Magnus |
| Masin | Scott |
| Morgan | Severson |
| Morrow | |
| Nelson | |
| Newton | |
| Reinert | |
| Swails | |
| Wolti | |
| Carlson, <i>ex officio</i> | |
| Solberg, <i>ex officio</i> | |

Transportation and Transit Policy and Oversight Division/Transportation Finance
and Policy Division/Finance --
Wednesdays, 1:00 P.M., Room 5

| | |
|--------------------|-----------|
| Hornstein, Chair | Davids |
| Swails, Vice Chair | Holberg |
| Champion | McFarlane |

| | |
|-----------|-----------|
| Hausman | Torkelson |
| Hortman | Urdahl |
| Lieder | Zellers |
| Masin | |
| Morrow | |
| Rosenthal | |
| Welti | |

Health Care and Human Services Policy and Oversight --

Tuesdays, Wednesdays and Thursdays, 2:45 P.M., Room 200

| | |
|----------------------|-----------|
| Thissen, Chair | Abeler |
| Liebling, Vice Chair | Brod |
| Bunn | Emmer |
| Fritz | Gottwalt |
| Gardner | Kelly |
| Hayden | Mack |
| Huntley | Torkelson |
| Laine | |
| Loeffler | |
| Murphy, E. | |
| Norton | |
| Ruud | |
| Thao | |

Licensing Division/Health Care and Human Services Policy and Oversight --

Fridays, 8:30 A.M., Room 200

| | |
|------------------|--------|
| Thao, Chair | Abeler |
| Bunn, Vice Chair | Dean |
| Murphy, E. | Emmer |
| Norton | |
| Ruud | |

K-12 Education Policy and Oversight --

Tuesdays, Wednesdays and Thursdays, 8:30 A.M., Basement

| | |
|------------------|-----------|
| Mariani, Chair | Abeler |
| Kath, Vice Chair | Demmer |
| Benson | Doepke |
| Brynaert | Downey |
| Davnie | Loon |
| Dittrich | McFarlane |
| Faust | Murdock |
| Greiling | Nornes |
| Newton | |
| Norton | |
| Obermueller | |

Peterson
Slawik
Swails

Public Safety Policy and Oversight --

Tuesdays and Thursdays, 1:00 P.M., Room 10

| | |
|--------------------|--------------|
| Hilstrom, Chair | Anderson, B. |
| Bigham, Vice Chair | Cornish |
| Jackson | Drazkowski |
| Johnson | Kelly |
| Kath | Kohls |
| Lesch | Shimanski |
| Masin | |
| Mullery | |
| Olin | |
| Paymar | |
| Rosenthal | |

Crime Victims/Criminal Records Division/Public Safety Policy and Oversight --

Fridays, 8:30 A.M., Room 5

| | |
|--------------|-----------------------|
| Lesch, Chair | Shimanski, Vice Chair |
| Bigham | Kohls |
| Hilstrom | Loon |
| Kath | |
| Olin | |

Rules and Legislative Administration --

Call of the Chair

| | |
|--------------------|--------------|
| Sertich, Chair | Anderson, B. |
| Hayden, Vice Chair | Dettmer |
| Carlson | Gunther |
| Dill | Hoppe |
| Hilstrom | Howes |
| Hortman | Magnus |
| Juhnke | Seifert |
| Lillie | Westrom |
| Loeffler | |
| Murphy, E. | |
| Pelowski | |
| Peterson | |
| Simon | |
| Solberg | |
| Winkler | |

State and Local Government Operations Reform, Technology and Elections --
Tuesdays, Wednesdays and Thursdays, 8:30 A.M., Room 200

| | |
|-------------------|--------------|
| Pelowski, Chair | Anderson, P. |
| Poppe, Vice Chair | Buesgens |
| Hilty | Emmer |
| Hornstein | Gottwalt |
| Kahn | Kiffmeyer |
| Kalin | Peppin |
| Marquart | Sanders |
| Morrow | |
| Nelson | |
| Simon | |
| Sterner | |
| Winkler | |

Local Government Division/State and Local Government Operations, Reform,
Technology and Elections --
Mondays, 4:30 P.M., Room 200

| | |
|-----------------------------|----------|
| Nelson, Chair | Beard |
| Sterner, Vice Chair | Buesgens |
| Hilty | Eastlund |
| Hornstein | Lanning |
| Kalin | |
| Scalze | |
| Winkler | |
| Pelowski, <i>ex officio</i> | |

Taxes --

Mondays, 2:45 P.M., Tuesdays and Wednesdays, 10:30 A.M., Room 10

| | |
|---------------------|--------------|
| Lenczewski, Chair | Anderson, S. |
| Reinert, Vice Chair | Brod |
| Carlson | Dauids |
| Davnie | Demmer |
| Dill | Downey |
| Dittrich | Eastlund |
| Gardner | Garofalo |
| Hilstrom | Kohls |
| Koenen | Lanning |
| Lesch | Loon |
| Liebling | Zellers |
| Loeffler | |
| Marquart | |
| Mullery | |
| Murphy, E. | |
| Rukavina | |
| Ruud | |
| Solberg | |
| Tillberry | |

Property and Local Sales Tax Division/Taxes --
Wednesdays, 1:00 P.M., Room 10

| | |
|----------------------|----------|
| Marquart, Chair | Dettmer |
| Dittrich, Vice Chair | Garofalo |
| Koenen | Lanning |
| Lenczewski | Scott |
| Loeffler | |
| Mullery | |
| Tillberry | |

Ways and Means --

Mondays, 10:30 A.M., Room 200 or Call of the Chair

| | |
|-------------------|----------------------------|
| Solberg, Chair | Abeler |
| Faust, Vice Chair | Dauids |
| Brynaert | Dean |
| Bunn | Demmer |
| Carlson | Hamilton |
| Eken | Holberg |
| Hilstrom | Hoppe |
| Huntley | McNamara |
| Kahn | Westrom |
| Lenczewski | Seifert, <i>ex officio</i> |
| Mahoney | |
| Mariani | |
| Nelson | |
| Otremba | |
| Ruud | |
| Scalze | |
| Swails | |
| Tillberry | |

ADJOURNMENT

Sertich moved that when the House adjourns today it adjourn until 1:00 p.m., Monday, January 12, 2009. The motion prevailed.

Sertich moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 1:00 p.m., Monday, January 12, 2009.

ALBIN A. MATHIOWETZ, Chief Clerk, House of Representatives