

MINUTES OF THE
MEETING OF THE SENATE RULES

February 26, 1985

Senator Van Valkenburg called the meeting to order at 4:00 p.m., with all members present.

FIRST ORDER OF BUSINESS: Senator Van Valkenburg stated that the primary purpose for calling a meeting of the Senate Rules Committee was to discuss Senate Bill 338. The Senate Rules Committee should determine if SB 338, (sponsored by Senator Gage) should be considered an appropriations bill and as such should it be properly introduced in the House.

Senator Gage stated that when he'd first considered the bill, he'd had some concern about it being an appropriations bill, but he'd asked the Legislative Council for guidance and they'd assured him that SB 338 is not an appropriations measure.

Senator Christiaens stated that during the hearing he'd been under the impression that SB 338 should properly be deemed an appropriations bill for the simple fact that if the funds were not used they would go back to the Educational Trust Fund. Also, the bill starts a new program which will be asking for funding again in the next legislative session, according to the Attorney General.

Senator Crippen expressed concern that if the Senate Rules committee were to find SB 338 to be an appropriations bill, but the House says it is not, Senator Gage's bill would be "dead" the next day which is the 45th legislative day.

Senator Van Valkenburg stated that a one word change on line four of the bill would clearly define the fact that SB 338 should be considered an appropriations bill. That word change would be to change the current verbiage "allocating" to "appropriating". This would give the bill plenty of time to be heard. He further stated that SB 338 is as much an appropriations measure as any he'd seen, and that Senator Gage would not have any trouble getting a Representative to carry the bill in the House.

Senator Stephens expressed agreement with Senator Van Valkenburg.

Senator Gage stated that he didn't mind having the bill go through the House first, he simply wanted to make sure that it wouldn't get "goofed around" and lost in procedural problems.

Senators Van Valkenburg and Crippen assured Senator Gage that the Senate would suspend the rules and consider SB 338 if the House were to refuse to accept it as an appropriations bill. Senator Van Valkenburg cautioned that the suspension of the rules for consideration of SB 338 would only apply if the bill was killed

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due to the House not accepting it as an appropriations bill, but not if it is killed later on matters of substance.

Senator Christiaens made a motion to lay the bill on the table.

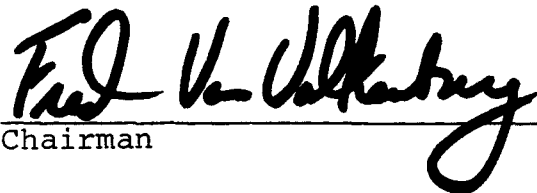
The question was called.

MOTION CARRIED: The motion carried unanimously.

There being no further business, Senator Norman made a motion to adjourn.

The question was called.

MOTION CARRIED: The motion carried unanimously, and the meeting was adjourned.


Chairman

Secretary