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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-SIXTH
SESSION

HOUSE FILE No. **3083**

February 22, 2010

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The bill was read for the first time and referred to the Committee on Finance

1.1 A bill for an act
1.2 relating to government finance; establishing a review period prior to legislative
1.3 actions on revenue and appropriations proposals; proposing coding for new
1.4 law as Minnesota Statutes, chapter 3D.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. **[3D.01] INTENT.**

1.7 The legislature finds that public participation in the legislative process improves
1.8 the quality of proposed legislation by allowing the opportunity for detailed review by
1.9 interested parties. The opportunity for a detailed review by the public prior to hearings
1.10 or votes on legislation helps increase public trust in government and enhances respect
1.11 for the legislature by ensuring that its operation is conducted with the openness, order,
1.12 and dignity befitting the state of Minnesota. It is the intent of the legislature, therefore,
1.13 to prohibit hearings or votes on appropriation-related or revenue-related bills until 72
1.14 hours after the bill's public introduction.

1.15 Sec. 2. **[3D.02] SHORT TITLE.**

1.16 Sections 3D.01 to 3D.08 shall be known and may be cited as the "72-Hour Budget
1.17 Review Act."

1.18 Sec. 3. **[3D.03] DEFINITIONS.**

1.19 Subdivision 1. **Appropriation-related bill.** "Appropriation-related bill" means a
1.20 bill authorizing an appropriation of funds for state operating, capital, or transportation
1.21 expenses.

2.1 Subd. 2. **Revenue-related bill.** "Revenue-related bill" means a bill raising revenue
2.2 for operating, capital, or transportation expenses.

2.3 Subd. 3. **Amendment.** "Amendment" means a proposed change in a bill.

2.4 Subd. 4. **Delete everything amendment.** "Delete everything amendment" means
2.5 an amendment removing everything after the enacting clause of a bill and inserting all
2.6 new language in the bill.

2.7 Subd. 5. **Publicly available.** "Publicly available" means posting a bill on the
2.8 legislature's Web site or its publication in the journal, committee report, or conference
2.9 report.

2.10 Subd. 6. **Shall.** "Shall" means there is an obligation or duty to perform an act;
2.11 no discretion is granted.

2.12 **Sec. 4. [3D.04] HEARINGS OR VOTES PROHIBITED FOR 72 HOURS.**

2.13 Hearings or votes by a legislative body on appropriation-related or revenue-related
2.14 bills shall be prohibited until 72 hours after the bill is made publicly available. The
2.15 72-hour time period excludes Saturdays, Sundays, and holidays except when the
2.16 legislative body considering the bill is in session on such a day.

2.17 **Sec. 5. [3D.05] AMENDMENTS.**

2.18 After a legislative body adopts an amendment or a delete everything amendment
2.19 to an appropriation-related or revenue-related bill, that bill must not be given its third
2.20 reading until at least 24 hours have elapsed following the adoption of the amendment
2.21 or the delete everything amendment. A committee or a conference committee that
2.22 adopts an amendment or a delete everything amendment to an appropriation-related or
2.23 revenue-related bill must not report the bill until at least 24 hours has elapsed following the
2.24 adoption of the amendment or the delete everything amendment. The 24-hour time period
2.25 excludes Saturdays, Sundays, and holidays except when the legislative body, committee,
2.26 or conference committee considering the bill is in session or meeting on such a day.

2.27 **Sec. 6. [3D.06] APPLICATION TO MULTIPLE STAGES OF BILL**
2.28 **CONSIDERATION.**

2.29 The time-sensitive prohibitions of this section shall apply each time a new version of
2.30 an appropriation-related or revenue-related bill is considered. This includes consideration
2.31 of conference recommendations.

2.32 **Sec. 7. [3D.07] EXEMPTIONS.**

3.1 The time-sensitive prohibitions of sections 3D.04 and 3D.05 for hearings or votes
3.2 shall be waived upon a two-thirds vote of the full committee, conference committee, or
3.3 legislative body considering the appropriation-related or revenue-related bill. For bills
3.4 adopted under this exemption, the following section shall be added to the text of the
3.5 bill, committee report, or conference committee report: "The (insert legislative body or
3.6 committee) has waived the people's right for a detailed review of this bill as required by
3.7 the 72-Hour Budget Review Act."

3.8 **Sec. 8. [3D.08] RULES.**

3.9 Each house of the legislature shall provide, by rule, for the time-sensitive
3.10 prohibitions and exemptions for appropriation-related and revenue-related bills and
3.11 amendments required under sections 3D.01 to 3D.06.

3.12 **Sec. 9. EFFECTIVE DATE.**

3.13 Sections 1 to 8 are effective for the 2011-2012 legislative session and thereafter.