

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF RAMSEY

SECOND JUDICIAL DISTRICT

Case Type: Other Civil

The Ninetieth Minnesota State Senate and
the Ninetieth Minnesota State House of
Representatives,

Court File No. 62-CV-17-3601

Plaintiffs,

v.

**AFFIDAVIT OF
BRETT D. KELLEY**

Mark B. Dayton, in his official capacity as
Governor of the State of Minnesota, and
Myron Frans, in his official capacity as
Commissioner of the Minnesota Department
of Management and Budget,

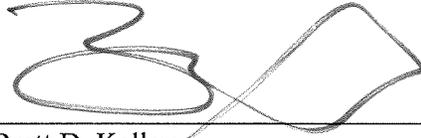
Defendants.

STATE OF MINNESOTA)
) ss.
COUNTY OF RAMSEY)

Brett D. Kelley, being first duly sworn, deposes and states:

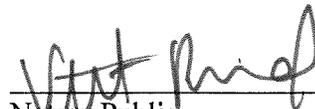
1. I am one of the attorneys for plaintiffs in the above-captioned action. I make this affidavit based on personal knowledge of the facts stated herein and offer this affidavit to complete the record regarding the parties' agreement on the scope and duration of the First Special Session 2017.

2. Attached hereto as **Exhibit 1** is a true and correct copy of the “Special Session Agreement” between the parties, signed on or around May 22, 2017.

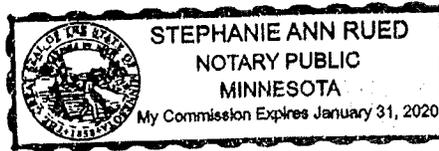


Brett D. Kelley

Subscribed and sworn to before me
this 26th day of June, 2017



Notary Public
My commission expires: Jan 2020



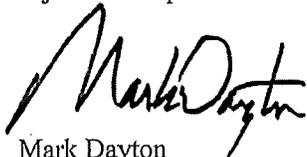
With this document, the undersigned agree that the First Special Session 2017 will convene on Tuesday, May 23, 2017 12:01 a.m. at the Minnesota State Capitol and shall be confined to the outstanding budget bills and the tax bill as agreed upon by the Legislative Leaders:

1. A bill for an act relating to capital investment;
2. A bill for an act relating to funding and policy in early childhood, kindergarten through grade 12, and adult education;
3. A bill for an act relating to state government; appropriating money for health and human services;
4. A bill for an act relating to state government; appropriating money to the Departments of Administration; Revenue; MN.IT; Minnesota Management and Budget;
5. A bill for an act relating to transportation finance; and
6. A bill for an act relating to taxes.
7. A bill for an act relating to labor standards.

Understanding the individual rights and authorities of each member of the Minnesota legislature, under this agreement the undersigned legislative leaders, as representatives of their caucuses, agree to the following:

1. The Leaders will not support amendments to the above-listed bills once they are finalized by the signatures of all six leaders below. The above-listed bills shall be conveyed to the House and Senate on May 23, 2017 and will be voted upon or passed by either body within one legislative day.
2. An urgency shall be declared under Article IV, Section 19 of the Minnesota Constitution, and Permanent Senate Rule 2 and Permanent House Rule 1.04, requiring that a bill be given three readings on three separate days, will be suspended.
3. No other votes will be permitted and no other bills other than those listed above will be passed.

Under this agreement, the First Special Session will conclude within one legislative day, and the bodies will adjourn the Special Session no later than 7:00 a.m. on May 24, 2017.



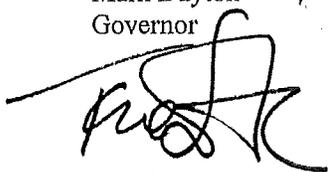
Mark Dayton
Governor



Representative Kurt Daudt
Speaker of the House



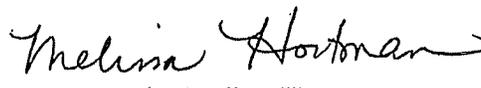
Senator Paul Gazelka
Senate Majority Leader



Tina Smith
Lt. Governor



Senator Tom Bakk
Senate Minority Leader



Representative Melissa Hortman
House Minority Leader