

STATE OF MINNESOTA

Journal of the Senate

EIGHTY-SECOND LEGISLATURE

ELEVENTH DAY

St. Paul, Minnesota, Monday, February 5, 2001

The Senate met at 11:00 a.m. and was called to order by the President.

CALL OF THE SENATE

Senator Betzold imposed a call of the Senate. The Sergeant at Arms was instructed to bring in the absent members.

Prayer was offered by the Chaplain, Imam Matthew L. Ramadan.

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

The roll was called, and the following Senators answered to their names:

Anderson	Frederickson	Knutson	Oliver	Sams
Bachmann	Higgins	Krentz	Orfield	Samuelson
Belanger	Hottinger	Langseth	Ourada	Scheevel
Berg	Johnson, Dave	Larson	Pappas	Schwab
Berglin	Johnson, Dean	Lesewski	Pariseau	Solon
Betzold	Johnson, Debbie	Lessard	Pogemiller	Stevens
Chaudhary	Johnson, Doug	Limmer	Price	Stumpf
Cohen	Kelley, S.P.	Lourey	Ranum	Terwilliger
Day	Kelly, R.C.	Marty	Reiter	Tomassoni
Dille	Kierlin	Metzen	Rest	Vickerman
Fischbach	Kinkel	Moe, R.D.	Ring	Wiener
Foley	Kiscaden	Murphy	Robling	Wiger
Fowler	Kleis	Neuville	Sabo	

The President declared a quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

MEMBERS EXCUSED

Senators Olson, Robertson and Scheid were excused from the Session of today.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communication was received.

February 5, 2001

The Honorable Steve Sviggum
Speaker of the House of Representatives

The Honorable Don Samuelson
President of the Senate

I have the honor to inform you that the following enrolled Act of the 2001 Session of the State Legislature has been received from the Office of the Governor and is deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 2001	Date Filed 2001
	421	2	3:15 p.m. February 2	February 2

Sincerely,
Mary Kiffmeyer
Secretary of State

REPORTS OF COMMITTEES

Senator Moe, R.D. moved that the Committee Reports at the Desk be now adopted, with the exception of the reports pertaining to appointments. The motion prevailed.

Senator Ranum from the Committee on Crime Prevention, to which was referred

S.F. No. 103: A bill for an act relating to crimes; requiring suspension of a driver's license for a period of one year if defendant was convicted of theft of gasoline; proposing coding for new law in Minnesota Statutes, chapter 171.

Reports the same back with the recommendation that the bill be amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. [171.175] [SUSPENSION; THEFT OF GASOLINE OFFENSE.]

The commissioner of public safety shall suspend the license of any person convicted or juvenile adjudicated delinquent for theft of gasoline under section 609.52 when so directed by a court.

Sec. 2. Minnesota Statutes 2000, section 609.52, is amended by adding a subdivision to read:

Subd. 5. [SUSPENSION OF DRIVER'S LICENSE FOR GASOLINE THEFT.] In addition to other applicable criminal penalties, the court may order the commissioner of public safety to suspend for up to one year the driver's license of a person convicted of or adjudicated delinquent for violating this section if the theft involved gasoline, as defined in section 296A.01, subdivision 23.

Sec. 3. [EFFECTIVE DATE.]

Sections 1 and 2 are effective August 1, 2001, and apply to crimes committed on or after that date."

Delete the title and insert:

"A bill for an act relating to crimes; permitting a court to order suspension of a driver's license for a period of up to one year if defendant was convicted or adjudicated delinquent for theft of gasoline; amending Minnesota Statutes 2000, section 609.52, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 171."

And when so amended the bill do pass and be re-referred to the Committee on Transportation. Amendments adopted. Report adopted.

Senator Murphy from the Committee on Agriculture, General Legislation and Veterans Affairs, to which was referred

S.F. No. 30: A bill for an act relating to agriculture; appropriating money for an agriculture in the classroom education specialist.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Senator Murphy from the Committee on Agriculture, General Legislation and Veterans Affairs, to which was referred

S.F. No. 47: A bill for an act relating to agriculture; allowing certain members of the Minnesota agriculture education leadership council to designate permanent or temporary replacement members; amending Minnesota Statutes 2000, section 41D.01, subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 20, strike "vocational agriculture instructors association" and insert "Association of Agriculture Educators"

Page 2, lines 2 and 3, strike "and rural development;" and insert ", general legislation and veterans affairs;"

Page 2, line 6, strike "and rural development" and insert ", general legislation and veterans affairs"

Page 2, line 7, strike "committee on children, families and learning" and insert "education committee"

Page 2, after line 16, insert:

"Sec. 2. Minnesota Statutes 2000, section 41D.01, subdivision 3, is amended to read:

Subd. 3. [COUNCIL OFFICERS; TERMS AND COMPENSATION OF APPOINTEES; STAFF.] (a) The chair of the senate agriculture ~~and rural development~~, general legislation and veterans affairs committee and the chair of the house agriculture committee, or their designees, are the cochairs of the council.

(b) The council's membership terms, compensation, filling of vacancies, and removal of members are as provided in section 15.0575.

(c) The council may employ an executive director and any other staff to carry out its functions.

Sec. 3. Minnesota Statutes 2000, section 41D.01, subdivision 4, is amended to read:

Subd. 4. [EXPIRATION.] This section expires on June 30, ~~2002~~ 2005."

Page 2, line 18, delete "Section 1 is" and insert "Sections 1 to 3 are"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 5, after the semicolon, insert "extending the sunset date of the Minnesota agricultural education leadership council;"

Page 1, line 6, delete "subdivision 1" and insert "subdivisions 1, 3, and 4"

And when so amended the bill do pass and be re-referred to the Committee on State and Local Government Operations. Amendments adopted. Report adopted.

Senator Vickerman from the Committee on State and Local Government Operations, to which were referred the following appointments as reported in the Journal for January 11, 2001:

BOARD OF THE ARTS

Lawrence Gorrell
Russell Sharon
George Sutton

Reports the same back with the recommendation that the appointments be confirmed.

Senator Moe, R.D. moved that the foregoing committee report be laid on the table. The motion prevailed.

Senator Vickerman from the Committee on State and Local Government Operations, to which were referred the following appointments as reported in the Journal for January 22, 2001:

**DEPARTMENT OF EMPLOYEE RELATIONS
COMMISSIONER**

Julien Clark Carter

**GAMBLING CONTROL BOARD
EXECUTIVE DIRECTOR**

Thomas Barrett

METROPOLITAN COUNCIL

Frank Hornstein

Reports the same back with the recommendation that the appointments be confirmed.

Senator Moe, R.D. moved that the foregoing committee report be laid on the table. The motion prevailed.

MOTIONS AND RESOLUTIONS

Senator Foley moved that the name of Senator Kleis be added as a co-author to S.F. No. 116. The motion prevailed.

Senator Day moved that the name of Senator Schwab be added as a co-author to S.F. No. 164. The motion prevailed.

Senator Wiener moved that her name be stricken as a co-author to S.F. No. 265. The motion prevailed.

Senator Kinkel moved that the name of Senator Johnson, Doug be added as a co-author to S.F. No. 283. The motion prevailed.

Senator Marty moved that the name of Senator Wiger be added as a co-author to S.F. No. 404. The motion prevailed.

Senator Metzen moved that the name of Senator Wiger be added as a co-author to S.F. No. 455. The motion prevailed.

Senator Kleis moved that the name of Senator Wiger be added as a co-author to S.F. No. 477. The motion prevailed.

Senators Stumpf, Murphy, Kinkel and Langseth introduced--

Senate Resolution No. 52: A Senate resolution recognizing February 12-18 as Career and Technical Education Week in Minnesota.

Referred to the Committee on Rules and Administration.

Senator Bachman introduced--

Senate Resolution No. 53: A Senate resolution honoring Saint Ambrose Parish of Woodbury on the occasion of the dedication of its new facility.

Referred to the Committee on Rules and Administration.

Remaining on the Order of Business of Motions and Resolutions, Senator Moe, R.D. moved that the Senate take up the Consent Calendar. The motion prevailed.

CONSENT CALENDAR

S.F. No. 172: A bill for an act relating to crime prevention; limiting the number of offenses that are juvenile petty offenses; amending Minnesota Statutes 2000, section 260B.007, subdivision 16.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 54 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Fowler	Kleis	Oliver	Scheevel
Bachmann	Higgins	Knutson	Orfield	Schwab
Belanger	Hottinger	Krentz	Ourada	Solon
Berg	Johnson, Dave	Lesewski	Pariseau	Stevens
Berglin	Johnson, Dean	Lessard	Pogemiller	Stumpf
Betzold	Johnson, Debbie	Limmer	Ranum	Terwilliger
Cohen	Johnson, Doug	Marty	Reiter	Tomassoni
Day	Kelley, S.P.	Metzen	Ring	Vickerman
Dille	Kelly, R.C.	Moe, R.D.	Robling	Wiener
Fischbach	Kierlin	Murphy	Sams	Wiger
Foley	Kinkel	Neuville	Samuelson	

So the bill passed and its title was agreed to.

S.F. No. 201: A bill for an act relating to professions; repealing the infectious disease education requirement for physician assistants; repealing Minnesota Statutes 2000, section 147A.25.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 56 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Higgins	Langseth	Pariseau	Solon
Bachmann	Hottinger	Lesewski	Pogemiller	Stevens
Belanger	Johnson, Dean	Lessard	Price	Stumpf
Berg	Johnson, Debbie	Limmer	Ranum	Terwilliger
Berglin	Johnson, Doug	Marty	Reiter	Tomassoni
Betzold	Kelley, S.P.	Metzen	Rest	Vickerman
Cohen	Kelly, R.C.	Moe, R.D.	Ring	Wiener
Day	Kierlin	Murphy	Robling	Wiger
Dille	Kinkel	Neuville	Sams	
Fischbach	Kleis	Oliver	Samuelson	
Foley	Knutson	Orfield	Scheevel	
Fowler	Krentz	Ourada	Schwab	

So the bill passed and its title was agreed to.

S.F. No. 58: A bill for an act relating to health; instructing the revisor of statutes to change a phrase concerning mental illness.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 57 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Higgins	Krentz	Ourada	Schwab
Bachmann	Hottinger	Langseth	Pariseau	Solon
Belanger	Johnson, Dave	Lesewski	Pogemiller	Stevens
Berg	Johnson, Dean	Lessard	Price	Stumpf
Berglin	Johnson, Debbie	Limmer	Ranum	Terwilliger
Betzold	Johnson, Doug	Marty	Reiter	Tomassoni
Cohen	Kelley, S.P.	Metzen	Rest	Vickerman
Day	Kelly, R.C.	Moe, R.D.	Ring	Wiener
Dille	Kierlin	Murphy	Robling	Wiger
Fischbach	Kinkel	Neuville	Sams	
Foley	Kleis	Oliver	Samuelson	
Fowler	Knutson	Orfield	Scheevel	

So the bill passed and its title was agreed to.

S.F. No. 142: A bill for an act relating to state government; increasing the membership of the state council on Black Minnesotans; amending Minnesota Statutes 2000, section 3.9225, subdivisions 1 and 2.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Higgins	Knutson	Oliver	Sams
Bachmann	Hottinger	Krentz	Orfield	Samuelson
Belanger	Johnson, Dave	Langseth	Ourada	Scheevel
Berg	Johnson, Dean	Larson	Pariseau	Schwab
Berglin	Johnson, Debbie	Lesewski	Pogemiller	Solon
Betzold	Johnson, Doug	Lessard	Price	Stevens
Cohen	Kelley, S.P.	Limmer	Ranum	Stumpf
Day	Kelly, R.C.	Marty	Reiter	Terwilliger
Dille	Kierlin	Metzen	Rest	Tomassoni
Fischbach	Kinkel	Moe, R.D.	Ring	Vickerman
Foley	Kiscaden	Murphy	Robling	Wiener
Fowler	Kleis	Neuville	Sabo	Wiger

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

Pursuant to Rule 10, Senator Moe, R.D., Chair of the Committee on Rules and Administration, designated S.F. No. 228 a Special Order to be heard immediately.

SPECIAL ORDER

S.F. No. 228: A bill for an act relating to education; appropriating money for school district energy costs.

Senator Stumpf moved to amend S.F. No. 228 as follows:

Page 2, line 12, delete "2003" and insert "2002"

The motion prevailed. So the amendment was adopted.

CALL OF THE SENATE

Senator Moe, R.D. imposed a call of the Senate for the balance of the proceedings on S.F. No. 228. The Sergeant at Arms was instructed to bring in the absent members.

Senator Pariseau moved to amend S.F. No. 228 as follows:

Delete everything after the enacting clause and insert:

"Section 1. [SCHOOL ENERGY ASSISTANCE.]

Subdivision 1. [SCHOOL DISTRICT.] In a manner prescribed by the commissioner, each school district shall by June 30, 2001, submit its actual heating fuel costs for school facilities and the actual fuel costs for transporting students for the 1999-2000 school year and the 2000-2001 school year.

Subd. 2. [COMMISSIONER.] (a) The commissioner shall calculate the difference between the 2000-2001 school year and the 1999-2000 school year actual heating fuel costs and the difference between the 2000-2001 school year and the 1999-2000 school year actual fuel costs for transporting students for each school district using the information received under subdivision 1.

(b) The commissioner shall reimburse school districts for 97 percent of the amount calculated under paragraph (a) not to exceed a statewide total of \$30,000,000. If the appropriation is insufficient, the commissioner shall proportionately reduce the reimbursement.

(c) For the purposes of this section, a charter school is a school district.

[EFFECTIVE DATE.] This section is effective the day following final enactment.

Sec. 2. [APPROPRIATION.]

\$30,000,000 is appropriated in fiscal year 2002 from the general fund to the department of children, families, and learning for school energy assistance. This appropriation is available until June 30, 2003."

Delete the title and insert:

"A bill for an act relating to education; providing for school energy assistance; appropriating money."

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 24 and nays 39, as follows:

Those who voted in the affirmative were:

Bachmann	Fischbach	Knutson	Neuville	Robling
Belanger	Johnson, Debbie	Larson	Oliver	Scheevel
Berg	Kierlin	Lesewski	Ourada	Schwab
Day	Kiscaden	Lessard	Pariseau	Stevens
Dille	Kleis	Limmer	Reiter	

Those who voted in the negative were:

Anderson	Fowler	Johnson, Doug	Lourey	Pappas
Berglin	Frederickson	Kelley, S.P.	Marty	Pogemiller
Betzold	Higgins	Kelly, R.C.	Metzen	Price
Chaudhary	Hottinger	Kinkel	Moe, R.D.	Ranum
Cohen	Johnson, Dave	Krentz	Murphy	Rest
Foley	Johnson, Dean	Langseth	Orfield	Ring

Sabo
SamsSamuelson
SolonStumpf
TomassoniVickerman
Wiener

Wiger

The motion did not prevail. So the amendment was not adopted.

Senator Day moved to amend S.F. No. 228 as follows:

Delete everything after the enacting clause and insert:

"Section 1. [STATEMENT OF PURPOSE.]

(a) The state of Minnesota derives revenues from a variety of taxes, fees, and other sources, including the state sales tax.

(b) It is fair and reasonable to refund the existing state budget surplus in the form of a rebate of nonbusiness consumer sales taxes paid by individuals in calendar year 1999 in order to assist those individuals in meeting their heating fuel and transportation costs and other expenses.

(c) Information concerning the amount of sales tax paid at various income levels is contained in the Minnesota tax incidence report, which is written by the commissioner of revenue and presented to the legislature according to Minnesota Statutes, section 270.0682.

(d) It is fair and reasonable to use information contained in the Minnesota tax incidence report, updated to calendar year 1999, to determine the proportionate share of the sales tax rebate due each eligible taxpayer since no effective or practical mechanism exists for determining the amount of actual sales tax paid by each eligible individual.

Sec. 2. [SALES TAX REBATE.]

(a) An individual who was a resident of Minnesota for any part of 1999, and filed a 1999 Minnesota income tax return on or before November 30, 2001, and had a tax liability before refundable credits on that return of at least \$1 and who was not allowed to be claimed as a dependent on a 1999 federal income tax return filed by another person shall receive a sales tax rebate.

(b) The sales tax rebate for taxpayers who qualify under paragraph (a) as married filing joint or head of household must be computed according to the following schedule:

<u>Income</u>	<u>Sales Tax Rebate</u>
less than \$2,500	\$242
at least \$2,500 but less than \$5,000	\$312
at least \$5,000 but less than \$10,000	\$333
at least \$10,000 but less than \$15,000	\$365
at least \$15,000 but less than \$20,000	\$396
at least \$20,000 but less than \$25,000	\$431
at least \$25,000 but less than \$30,000	\$449
at least \$30,000 but less than \$35,000	\$487
at least \$35,000 but less than \$40,000	\$533
at least \$40,000 but less than \$45,000	\$571
at least \$45,000 but less than \$50,000	\$601
at least \$50,000 but less than \$60,000	\$641
at least \$60,000 but less than \$70,000	\$686
at least \$70,000 but less than \$80,000	\$755
at least \$80,000 but less than \$90,000	\$810
at least \$90,000 but less than \$100,000	\$894
at least \$100,000 but less than \$120,000	\$968
at least \$120,000 but less than \$140,000	\$1,061
at least \$140,000 but less than \$160,000	\$1,147
at least \$160,000 but less than \$180,000	\$1,228
at least \$180,000 but less than \$200,000	\$1,304

<u>at least \$200,000 but less than \$400,000</u>	<u>\$1,669</u>
<u>at least \$400,000 but less than \$600,000</u>	<u>\$2,195</u>
<u>at least \$600,000 but less than \$800,000</u>	<u>\$2,634</u>
<u>at least \$800,000 but less than \$1,000,000</u>	<u>\$3,020</u>
<u>\$1,000,000 and over</u>	<u>\$3,500</u>

(c) The sales tax rebate for individuals who qualify under paragraph (a) as single or married filing separately must be computed according to the following schedule:

<u>Income</u>	<u>Sales Tax Rebate</u>
<u>less than \$2,500</u>	<u>\$138</u>
<u>at least \$2,500 but less than \$5,000</u>	<u>\$168</u>
<u>at least \$5,000 but less than \$10,000</u>	<u>\$197</u>
<u>at least \$10,000 but less than \$15,000</u>	<u>\$265</u>
<u>at least \$15,000 but less than \$20,000</u>	<u>\$303</u>
<u>at least \$20,000 but less than \$25,000</u>	<u>\$329</u>
<u>at least \$25,000 but less than \$30,000</u>	<u>\$343</u>
<u>at least \$30,000 but less than \$40,000</u>	<u>\$374</u>
<u>at least \$40,000 but less than \$50,000</u>	<u>\$419</u>
<u>at least \$50,000 but less than \$70,000</u>	<u>\$494</u>
<u>at least \$70,000 but less than \$100,000</u>	<u>\$627</u>
<u>at least \$100,000 but less than \$140,000</u>	<u>\$755</u>
<u>at least \$140,000 but less than \$200,000</u>	<u>\$912</u>
<u>at least \$200,000 but less than \$400,000</u>	<u>\$1,237</u>
<u>at least \$400,000 but less than \$600,000</u>	<u>\$1,627</u>
<u>\$600,000 and over</u>	<u>\$1,750</u>

(d) Individuals who were not residents of Minnesota for any part of 1999 and who paid more than \$10 in Minnesota sales tax under Minnesota Statutes, chapters 297A and 297B, on nonbusiness consumer purchases in that year qualify for a rebate under this paragraph only. Qualifying nonresidents must file a claim for rebate on a form prescribed by the commissioner by November 30, 2001. The claim must include receipts showing the Minnesota sales tax paid and the date of the sale. Taxes paid on purchases allowed in the computation of federal taxable income or reimbursed by an employer are not eligible for the rebate. The commissioner shall determine the qualifying taxes paid and rebate the lesser of:

(1) 42.85 percent of that amount; or

(2) the maximum amount for which the claimant would have been eligible as determined under paragraph (b) if the taxpayer filed the 1999 federal income tax return as a married taxpayer filing jointly or head of household, or as determined under paragraph (c) for other taxpayers.

(e) "Income," for purposes of this section other than paragraph (d), is taxable income as defined in section 63 of the Internal Revenue Code of 1986, as amended through December 31, 1998, plus the sum of any additions to federal taxable income for the taxpayer under Minnesota Statutes, section 290.01, subdivision 19a, and reported on the original 1999 income tax return, including subsequent adjustments to that return made within the time limits specified in paragraph (l). For an individual who was a resident of Minnesota for less than the entire year, the sales tax rebate equals the sales tax rebate calculated under paragraph (b) or (c) multiplied by the percentage determined pursuant to Minnesota Statutes, section 290.06, subdivision 2c, paragraph (e), as calculated on the original 1999 income tax return, including subsequent adjustments to that return made within the time limits specified in paragraph (l). For purposes of paragraph (d), "income" is taxable income as defined in section 63 of the Internal Revenue Code of 1986, as amended through December 31, 1998, and reported on the taxpayer's original federal tax return for the first taxable year beginning after December 31, 1998.

(f) Individuals who were residents of Minnesota for all of 1999, were not eligible for a rebate under paragraph (a), attained the age of 18 on or before December 31, 1998, and received in 1999

social security benefits as defined in section 86(d)(1) of the Internal Revenue Code of 1986, as amended through December 31, 2000, are entitled to a rebate of \$121. If the Social Security Administration or Railroad Retirement Board is paying benefits to a recipient by electronic funds transfers in 2001, the rebate under this paragraph may be paid by the commissioner through electronic funds transfer to the same financial institution and into the same account into which the Social Security Administration or Railroad Retirement Board transfers social security benefits in calendar year 2001.

(g) An individual who:

(1) was allowed to be claimed as a dependent on a 1999 federal income tax return filed by another person;

(2) would have otherwise been eligible for a rebate under clause (a); and

(3) reported earned income as defined in section 32(c)(2)(A)(i) of the Internal Revenue Code, is eligible for a rebate under this paragraph only. The rebate under this paragraph equals 35 percent of the amount allowed under the schedule in paragraph (c) based on the individual's income. For an individual who was a resident of Minnesota for less than the entire year, the sales tax rebate equals the rebate calculated under this paragraph multiplied by the percentage determined pursuant to Minnesota Statutes, section 290.06, subdivision 2c, paragraph (e), as calculated on the original 1999 income tax return.

(h) An individual who:

(1) was a resident of Minnesota for any part of 1999;

(2) was not eligible for a rebate under paragraph (a) or (f);

(3) was not allowed to be claimed as a dependent on a 1999 federal income tax return by another person; and

(4) filed and received a property tax refund under Minnesota Statutes, chapter 290A, for property taxes paid in 2000 or rent constituting property taxes paid in 1999; or

(5) filed a 1999 Minnesota income tax return before November 30, 2001, in order to:

(i) claim a credit under section 290.067, 290.0671, or 290.0674;

(ii) claim a refund of withheld taxes; or

(iii) claim a refund of estimated taxes,

is eligible for a rebate under this paragraph only. For married couples filing joint Minnesota income tax returns and individuals filing Minnesota income tax returns with head of household status, the rebate equals the minimum amount in paragraph (b). For single filers and married individuals filing separate Minnesota income tax returns, the rebate equals the minimum amount in paragraph (c). For individuals who qualify for a rebate under clause (4), the rebate equals the minimum amount in paragraph (c) unless the property tax refund return is a joint return and neither of the joint filers qualifies for a rebate under any of the other rebate criteria in which case the rebate equals the minimum amount in paragraph (b). For an individual who was a resident of Minnesota for less than the entire year, the sales tax rebate equals the rebate calculated under this paragraph multiplied by the percentage determined pursuant to Minnesota Statutes, section 290.06, subdivision 2c, paragraph (e), as calculated on the original 1999 income tax return.

(i) For a fiscal year taxpayer, the dates in paragraphs (a) through (d) are extended one month for each month in calendar year 1999 that occurred prior to the start of the individual's 1999 fiscal tax year.

(j) Before payment, the commissioner of revenue shall adjust the rebate as follows:

the rebates calculated in paragraphs (b), (c), (d), (f), (g), and (h) must be proportionately reduced to account for (i) rebates under paragraphs (g) and (h) and (ii) 1999 income tax returns that are filed on or after January 1, 2001, but before June 1, 2001, so that the estimated amount of sales tax rebates payable under paragraphs (b), (c), (d), (f), (g), and (h) on the date the rebate is processed does not exceed \$925,414,000, reduced by the amount by which the February 2001 forecast of general fund revenues and expenditures shows a positive unrestricted budgetary general fund balance that is less than the comparable amount in the November 2000 forecast. The adjustment under this paragraph is not a rule subject to Minnesota Statutes, chapter 14.

(k) The commissioner of revenue may begin making sales tax rebates by July 1, 2001. Sales tax rebates not paid by January 1, 2002, bear interest at the rate specified in Minnesota Statutes, section 270.75.

(l) A sales tax rebate shall not be adjusted based on changes to a 1999 income tax return that are made by order of assessment after the date the rebate is processed, or made by the taxpayer that are filed with the commissioner of revenue after that date.

(m) Individuals who filed a joint income tax return for 1999 shall receive a joint sales tax rebate. After the sales tax rebate has been issued, but before the check has been cashed, either joint claimant may request a separate check for one-half of the joint sales tax rebate. Notwithstanding anything in this section to the contrary, if prior to payment, the commissioner has been notified that persons who filed a joint 1999 income tax return or joint 1999 property tax refund are living at separate addresses, as indicated on their 2000 income tax return or otherwise, the commissioner may issue separate checks to each person. The amount payable to each person is one-half of the total joint rebate.

(n) If a rebate is received by the estate of a deceased individual after the probate estate has been closed, and if the original rebate check is returned to the commissioner with a copy of the decree of descent or final account of the estate, social security numbers, and addresses of the beneficiaries, the commissioner may issue separate checks in proportion to their share in the residuary estate in the names of the residuary beneficiaries of the estate.

(o) The sales tax rebate is a "Minnesota tax law" for purposes of Minnesota Statutes, section 270B.01, subdivision 8.

(p) The sales tax rebate is "an overpayment of any tax collected by the commissioner" for purposes of Minnesota Statutes, section 270.07, subdivision 5. For purposes of this paragraph, a joint sales tax rebate is payable to each spouse equally.

(q) If the commissioner of revenue cannot locate an individual entitled to a sales tax rebate by July 1, 2002, or if an individual to whom a sales tax rebate was issued has not cashed the check by July 1, 2002, the right to the sales tax rebate lapses and the check must be deposited in the general fund.

(r) Individuals entitled to a sales tax rebate pursuant to paragraph (a), (f), (g), or (h) but who did not receive one, and individuals who receive a sales tax rebate that was not correctly computed, must file a claim with the commissioner before July 1, 2002, in a form prescribed by the commissioner. These claims must be treated as if they are a claim for refund under Minnesota Statutes, section 289A.50, subdivisions 4 and 7.

(s) The sales tax rebate is a refund subject to revenue recapture under Minnesota Statutes, chapter 270A. The commissioner of revenue shall remit the entire refund to the claimant agency, which shall, upon the request of the spouse who does not owe the debt, refund one-half of the joint sales tax rebate to the spouse who does not owe the debt.

(t) The rebate is a reduction of fiscal year 2001 sales tax revenues. The amount necessary to make the sales tax rebates and interest provided in this section is appropriated from the general fund to the commissioner of revenue in fiscal year 2001 and is available until June 30, 2003.

(u) If a sales tax rebate check is cashed by someone other than the payee or payees of the check, and the commissioner of revenue determines that the check has been forged or improperly

endorsed or the commissioner determines that a rebate was overstated or erroneously issued, the commissioner may issue an order of assessment for the amount of the check or the amount the check is overstated against the person or persons cashing it. The assessment must be made within two years after the check is cashed, but if cashing the check constitutes theft under Minnesota Statutes, section 609.52, or forgery under Minnesota Statutes, section 609.631, the assessment can be made at any time. The assessment may be appealed administratively and judicially. The commissioner may take action to collect the assessment in the same manner as provided by Minnesota Statutes, chapter 289A, for any other order of the commissioner assessing tax.

(v) Notwithstanding Minnesota Statutes, sections 9.031, 16A.40, 16B.49, 16B.50, and any other law to the contrary, the commissioner of revenue may take whatever actions the commissioner deems necessary to pay the rebates required by this section, and may, in consultation with the commissioner of finance and the state treasurer, contract with a private vendor or vendors to process, print, and mail the rebate checks or warrants required under this section and receive and disburse state funds to pay those checks or warrants.

(w) The commissioner may pay rebates required by this section by electronic funds transfer to individuals who requested that their 2000 individual income tax refund be paid through electronic funds transfer. The commissioner may make the electronic funds transfer payments to the same financial institution and into the same account as the 2000 individual income tax refund.

[EFFECTIVE DATE.] This section is effective the day following final enactment.

Sec. 3. [APPROPRIATIONS.]

(a) \$500,000 in fiscal year 2001 and \$1,231,600 in fiscal year 2002 are appropriated from the general fund to the commissioner of revenue to administer the sales tax rebates in this article. Any unencumbered balance remaining on June 30, 2001, does not cancel but is available for expenditure by the commissioner of revenue until June 30, 2002. Notwithstanding Minnesota Statutes, section 16A.285, and except as provided in paragraph (b), the commissioner of revenue may not use this appropriation for any purpose other than administering the 2001 sales tax rebates. This is a one-time appropriation and may not be added to the agency's budget base.

(b) \$278,000 in fiscal year 2002 is appropriated from the general fund to the state treasurer to pay the cost of clearing sales tax rebate checks through commercial banks.

[EFFECTIVE DATE.] This section is effective the day following final enactment."

Amend the title as follows:

Page 1, line 2, delete "education" and insert "taxation; providing for payment of a sales tax rebate" and delete "for school"

Page 1, line 3, delete everything before the period

Senator Betzold questioned whether the amendment was germane.

The President ruled that the amendment was not germane.

S.F. No 228 was read the third time, as amended, and placed on its final passage.

The question was taken on the passage of the bill, as amended.

The roll was called, and there were yeas 40 and nays 23, as follows:

Those who voted in the affirmative were:

Anderson	Fowler	Johnson, Doug	Lessard	Orfield
Berglin	Frederickson	Kelley, S.P.	Lourey	Pappas
Betzold	Higgins	Kelly, R.C.	Marty	Pogemiller
Chaudhary	Hottinger	Kinkel	Metzen	Price
Cohen	Johnson, Dave	Krentz	Moe, R.D.	Ranum
Foley	Johnson, Dean	Langseth	Murphy	Rest

Ring	Sams	Solon	Tomassoni	Wiener
Sabo	Samuelson	Stumpf	Vickerman	Wiger

Those who voted in the negative were:

Bachmann	Fischbach	Knutson	Oliver	Scheevel
Belanger	Johnson, Debbie	Larson	Ourada	Schwab
Berg	Kierlin	Lesewski	Pariseau	Stevens
Day	Kiscaden	Limmer	Reiter	
Dille	Kleis	Neuville	Robling	

So the bill, as amended, was passed and its title was agreed to.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time and referred to the committees indicated.

Senators Anderson; Cohen; Larson; Johnson, Dave and Wiger introduced--

S.F. No. 481: A bill for an act relating to economic security; appropriating money for training for people with disabilities.

Referred to the Committee on Finance.

Senators Tomassoni; Johnson, Doug; Pappas; Schwab and Stumpf introduced--

S.F. No. 482: A bill for an act relating to education finance; increasing declining pupil unit aid; appropriating money; amending Minnesota Statutes 2000, section 126C.05, subdivisions 5 and 6.

Referred to the Committee on Education.

Senator Vickerman introduced--

S.F. No. 483: A bill for an act relating to taxation; authorizing an increased levy by the Heron Lake watershed district.

Referred to the Committee on Taxes.

Senators Robling, Olson, Larson, Kiscaden and Limmer introduced--

S.F. No. 484: A bill for an act relating to taxation; individual income; providing a subtraction for personal and dependent exemptions; amending Minnesota Statutes 2000, section 290.01, subdivision 19b.

Referred to the Committee on Taxes.

Senators Robling, Ring and Lesewski introduced--

S.F. No. 485: A bill for an act relating to family and early childhood education; modifying the at-home infant child care program; amending Minnesota Statutes 2000, section 119B.061, subdivisions 2 and 4.

Referred to the Committee on Education.

Senators Ring, Sams, Dille, Fowler and Lourey introduced--

S.F. No. 486: A bill for an act relating to agriculture; extending the sunset date for the farmer-lender mediation program; amending Laws 1986, chapter 398, article 1, section 18, as amended.

Referred to the Committee on Agriculture, General Legislation and Veterans Affairs.

Senators Bachmann and Krentz introduced--

S.F. No. 487: A bill for an act relating to taxation; sales and use; exempting the purchase of certain property used in constructing a city hall in the city of Hugo; amending Minnesota Statutes 2000, section 297A.71, by adding a subdivision.

Referred to the Committee on Taxes.

Senators Rest, Scheid and Robertson introduced--

S.F. No. 488: A bill for an act relating to highways; requiring cost of relocating publicly owned utilities to be paid by the state; amending Minnesota Statutes 2000, section 161.46, subdivision 5.

Referred to the Committee on Transportation.

Senator Tomassoni introduced--

S.F. No. 489: A bill for an act relating to state lands; allowing private easements across tax-forfeited land; amending Minnesota Statutes 2000, section 282.04, by adding a subdivision.

Referred to the Committee on Environment and Natural Resources.

Senators Kinkel, Scheevel, Fowler, Murphy and Johnson, Doug introduced--

S.F. No. 490: A bill for an act relating to taxation; conforming to federal tax treatment of S corporation financial institutions; amending Minnesota Statutes 2000, section 290.9725; repealing Minnesota Statutes 2000, sections 290.06, subdivision 26; and 290.9726, subdivision 7.

Referred to the Committee on Taxes.

Senators Berglin, Foley, Stevens, Solon and Fischbach introduced--

S.F. No. 491: A bill for an act relating to health; providing patient protections; amending Minnesota Statutes 2000, sections 45.027, subdivision 6; 62D.17, subdivision 1; 62J.38; 62M.02, subdivision 21; 62Q.56; and 62Q.58; proposing coding for new law in Minnesota Statutes, chapter 62Q.

Referred to the Committee on Health and Family Security.

Senators Stevens, Kleis and Fischbach introduced--

S.F. No. 492: A bill for an act relating to natural resources; appropriating money for regional park purposes.

Referred to the Committee on Finance.

Senators Sams, Kinkel and Pappas introduced--

S.F. No. 493: A bill for an act relating to human services; requiring the state to reimburse counties for detoxification services; proposing coding for new law in Minnesota Statutes, chapter 254A.

Referred to the Committee on Health and Family Security.

Senators Tomassoni and Solon introduced--

S.F. No. 494: A bill for an act relating to St. Louis county; repealing special purchasing laws for St. Louis county; repealing Minnesota Statutes 2000, sections 383C.33; 383C.331; 383C.332; 383C.333; 383C.334; 383C.335; 383C.336; 383C.337; 383C.338; and 383C.34.

Referred to the Committee on State and Local Government Operations.

Senators Terwilliger, Higgins and Samuelson introduced--

S.F. No. 495: A bill for an act relating to child protection; changing a presumption in proceedings for termination of parental rights; amending Minnesota Statutes 2000, section 260C.301, subdivision 1.

Referred to the Committee on Health and Family Security.

Senators Higgins, Terwilliger, Samuelson and Marty introduced--

S.F. No. 496: A bill for an act relating to human services; requiring a mental health assessment within 72 hours of a referral; amending Minnesota Statutes 2000, sections 245.467, subdivision 1; and 245.487, subdivision 3.

Referred to the Committee on Health and Family Security.

Senators Higgins, Sabo, Kiscaden and Marty introduced--

S.F. No. 497: A bill for an act relating to education; appropriating money for the adolescent parenting grant program.

Referred to the Committee on Education.

Senators Higgins, Berglin, Hottinger, Foley and Kiscaden introduced--

S.F. No. 498: A bill for an act relating to human services; changing provisions in the medical assistance prepayment demonstration project; amending Minnesota Statutes 2000, section 256B.69, subdivision 4.

Referred to the Committee on Health and Family Security.

Senators Kelly, R.C.; Pappas and Anderson introduced--

S.F. No. 499: A bill for an act relating to domestic abuse; authorizing continuance of the joint domestic abuse prosecution unit in Ramsey county; appropriating money.

Referred to the Committee on Crime Prevention.

Senators Kiscaden, Scheevel, Day and Kierlin introduced--

S.F. No. 500: A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for the final phase of an infrastructure improvement initiative at University Center Rochester.

Referred to the Committee on Education.

Senators Cohen; Kelley, S.P.; Pogemiller; Hottinger and Kierlin introduced--

S.F. No. 501: A bill for an act relating to economic development; providing that a portion of the capital gain realized on certain investments in high technology businesses is exempt from taxation; providing that the credit for increased research and development activities is refundable; creating a high technology seed capital fund; promoting industry clusters in rural Minnesota;

waiving out-of-state tuition for certain nonresidents; establishing a lifetime learning grant program; establishing the North Star Research Coalition and creating an endowment fund; appropriating money; amending Minnesota Statutes 2000, sections 135A.031, subdivision 2; 290.01, subdivision 19b; and 290.068, by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapters 11A; 116J; 136A; and 137; repealing Minnesota Statutes 2000, section 290.068, subdivision 3.

Referred to the Committee on Jobs, Housing and Community Development.

Senators Lesewski, Kierlin, Solon, Kinkel and Stumpf introduced--

S.F. No. 502: A bill for an act relating to higher education; providing for the distribution of appropriations to the board of trustees of Minnesota state colleges and universities.

Referred to the Committee on Education.

Senators Kleis, Ourada, Bachmann, Scheid and Wiger introduced--

S.F. No. 503: A bill for an act relating to elections; modifying requirements for evidence of identity and residence for purposes of election day voter registration; requesting the legislative auditor to study aspects of election administration practice; creating a revolving loan fund for purchase of election equipment by local units of government; appropriating money; amending Minnesota Statutes 2000, section 201.061, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 204B.

Referred to the Committee on Rules and Administration.

Senators Kleis and Stevens introduced--

S.F. No. 504: A bill for an act relating to the city of St. Cloud; permitting the recording of a statement regarding potential activity at the St. Cloud Regional Airport.

Referred to the Committee on Transportation.

Senators Higgins, Robertson, Pappas, Anderson and Chaudhary introduced--

S.F. No. 505: A bill for an act relating to food; regulating the serving, selling, and labeling of certain religion-sanctioned food; amending Minnesota Statutes 2000, section 31.661; proposing coding for new law in Minnesota Statutes, chapter 31.

Referred to the Committee on Agriculture, General Legislation and Veterans Affairs.

Senators Higgins, Anderson, Krentz, Sabo and Frederickson introduced--

S.F. No. 506: A bill for an act relating to the environment; requiring a risk evaluation for certain air quality standards; proposing coding for new law in Minnesota Statutes, chapter 115.

Referred to the Committee on Environment and Natural Resources.

Senators Wiger, Reiter, Pappas and Kelly, R.C. introduced--

S.F. No. 507: A bill for an act relating to public lands; authorizing a private sale of certain tax-forfeited land in Ramsey county.

Referred to the Committee on Environment and Natural Resources.

Senators Pappas and Kelly, R.C. introduced--

S.F. No. 508: A bill for an act relating to railroads; allowing commissioner of transportation to provide financial assistance to expand railroad bridges; amending Minnesota Statutes 2000, sections 161.20, subdivision 2; and 165.05, by adding a subdivision.

Referred to the Committee on Transportation.

Senators Robling, Vickerman and Pappas introduced--

S.F. No. 509: A bill for an act relating to cities and counties; providing for payment of city and county obligations by electronic transfer or credit card; authorizing electronic approvals; proposing coding for new law in Minnesota Statutes, chapter 471.

Referred to the Committee on State and Local Government Operations.

Senators Pappas and Vickerman introduced--

S.F. No. 510: A bill for an act relating to counties; providing a process for making certain county offices appointive; amending Minnesota Statutes 2000, sections 375A.10, subdivision 5; 375A.12, subdivision 2, and by adding a subdivision; and 382.01.

Referred to the Committee on State and Local Government Operations.

Senators Sams, Lesewski, Scheevel, Berg and Vickerman introduced--

S.F. No. 511: A bill for an act relating to the state agricultural society; authorizing establishment of a nonprofit corporation; proposing coding for new law in Minnesota Statutes, chapter 37.

Referred to the Committee on Agriculture, General Legislation and Veterans Affairs.

Senators Sabo, Knutson, Pappas, Robertson and Stumpf introduced--

S.F. No. 512: A bill for an act relating to education; allowing a contracted alternative school to receive additional revenue; amending Minnesota Statutes 2000, section 124D.69, subdivision 1.

Referred to the Committee on Education.

Senators Dille, Murphy, Sams, Lourey and Frederickson introduced--

S.F. No. 513: A bill for an act relating to agriculture; providing funding for lamb and wool research, education, and marketing assistance programs; appropriating money.

Referred to the Committee on Finance.

Senator Krentz introduced--

S.F. No. 514: A bill for an act relating to natural resources; appropriating money for the conservation reserve enhancement program.

Referred to the Committee on Finance.

Senators Larson, Dille, Pariseau, Langseth and Vickerman introduced--

S.F. No. 515: A bill for an act relating to appropriations; appropriating money for the Minnesota Association of Resource Conservatory and Development.

Referred to the Committee on Finance.

Senators Schwab, Scheevel, Reiter, Bachmann and Fischbach introduced--

S.F. No. 516: A bill for an act relating to taxation; modifying the automatic rebate mechanism; providing for payment of a sales tax rebate; appropriating money; amending Minnesota Statutes 2000, section 16A.1522, subdivisions 2 and 5.

Referred to the Committee on Taxes.

Senator Betzold introduced--

S.F. No. 517: A bill for an act relating to retirement; various retirement plans; authorizing the purchase of service credit for parental or family leaves of absence or breaks in service; amending Minnesota Statutes 2000, sections 352.01, subdivision 11; 352B.01, subdivision 3; 353.01, subdivision 16; 422A.155; and 423B.01, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 356.

Referred to the Committee on State and Local Government Operations.

Senators Wiger, Murphy, Sams, Fischbach and Johnson, Dean introduced--

S.F. No. 518: A bill for an act relating to veterans; exempting combat-wounded veterans from the special motor vehicle license plate design that identifies eligibility groups using decal stickers; amending Minnesota Statutes 2000, section 168.1291, subdivision 1.

Referred to the Committee on Agriculture, General Legislation and Veterans Affairs.

Senators Kelly, R.C.; Wiger; Anderson and Pappas introduced--

S.F. No. 519: A bill for an act relating to capital investment; authorizing spending to acquire and to better public land and buildings and other public improvements of a capital nature; providing for a grant to the city of St. Paul for community center facilities associated with a new armory; authorizing issuance of bonds; appropriating money.

Referred to the Committee on Finance.

Senators Wiger, Murphy, Fischbach and Johnson, Dean. introduced--

S.F. No. 520: A bill for an act relating to state observances; designating Combat Wounded Veterans Day; proposing coding for new law in Minnesota Statutes, chapter 10.

Referred to the Committee on Agriculture, General Legislation and Veterans Affairs.

Senators Oliver; Robertson; Kelly, R.C.; Solon and Fowler introduced--

S.F. No. 521: A bill for an act relating to taxation; providing a property tax refund for certain homeowners age 65 or over; amending Minnesota Statutes 2000, sections 290A.04, by adding a subdivision; and 290A.23, subdivision 3.

Referred to the Committee on Taxes.

Senators Kleis, Schwab, Stevens, Vickerman and Tomassoni introduced--

S.F. No. 522: A bill for an act relating to education finance; modifying the definition of equity revenue; appropriating money; amending Minnesota Statutes 2000, section 126C.10, subdivisions 24, 25, and 27; repealing Minnesota Statutes 2000, section 126C.10, subdivision 28.

Referred to the Committee on Education.

Senators Dille, Murphy, Sams, Vickerman and Frederickson introduced--

S.F. No. 523: A bill for an act relating to agriculture; animal health; providing for testing of certain cattle herds; appropriating money.

Referred to the Committee on Agriculture, General Legislation and Veterans Affairs.

Senators Stevens and Ring introduced--

S.F. No. 524: A bill for an act relating to taxation; sales and use; exempting the purchase of certain property used in constructing a fire station facility in the city of Princeton; amending Minnesota Statutes 2000, sections 297A.71, by adding a subdivision; and 297A.75, subdivision 1.

Referred to the Committee on Taxes.

Senator Day introduced--

S.F. No. 525: A bill for an act relating to gambling; authorizing the director of the state lottery to establish a state-run gaming facility; providing duties and powers to the director of the state lottery; providing for the use of gaming facility revenues; appropriating money; amending Minnesota Statutes 2000, section 297A.65; proposing coding for new law in Minnesota Statutes, chapter 349A.

Referred to the Committee on State and Local Government Operations.

Senator Day introduced--

S.F. No. 526: A bill for an act relating to human services; placing conditions on a pharmacy's participation in the medical assistance program; amending Minnesota Statutes 2000, section 256B.0625, by adding a subdivision.

Referred to the Committee on Health and Family Security.

Senators Stevens, Pariseau, Pappas, Langseth and Dille introduced--

S.F. No. 527: A bill for an act relating to human services; providing for a truancy prevention pilot program; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 256J.

Referred to the Committee on Education.

Senators Lourey; Kelly, R.C.; Ranum and Knutson introduced--

S.F. No. 528: A bill for an act relating to crime; appropriating money to reimburse Carlton county for extraordinary expenses related to criminal prosecutions and investigations.

Referred to the Committee on Finance.

Senators Scheevel, Limmer, Murphy, Samuelson and Bachmann introduced--

S.F. No. 529: A bill for an act relating to individual income taxation; allowing an exclusion for long-term capital gains; amending Minnesota Statutes 2000, sections 290.01, subdivision 19b; and 290.091, subdivision 2.

Referred to the Committee on Taxes.

Senators Scheid, Sams, Pariseau, Lourey and Stevens introduced--

S.F. No. 530: A bill for an act relating to human services; modifying asset exclusion limits for funds held in certain irrevocable trusts; amending Minnesota Statutes 2000, sections 149A.97, subdivisions 3 and 3a; and 256B.056, subdivision 3.

Referred to the Committee on Health and Family Security.

Senators Lesewski, Berg, Belanger, Samuelson and Johnson, Dean introduced--

S.F. No. 531: A bill for an act relating to taxation; exempting the purchase of certain property used in constructing a law enforcement and family service center in Yellow Medicine county from sales and use taxes; amending Minnesota Statutes 2000, sections 297A.71, by adding a subdivision; and 297A.75, subdivision 1.

Referred to the Committee on Taxes.

Senator Johnson, Dean introduced--

S.F. No. 532: A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for a center for agricultural innovation in the city of Olivia.

Referred to the Committee on Finance.

Senators Kelley, S.P. and Cohen introduced--

S.F. No. 533: A bill for an act relating to taxation; income; allowing an education subtraction or credit for musical instruments used in school; amending Minnesota Statutes 2000, sections 290.01, subdivision 19b; and 290.0674, subdivision 1.

Referred to the Committee on Taxes.

Senator Kelley, S.P. introduced--

S.F. No. 534: A bill for an act relating to housing; establishing a pilot program to improve neighborhoods by providing deferred low-interest loans; appropriating money.

Referred to the Committee on Jobs, Housing and Community Development.

Senators Scheid, Robertson, Stumpf, Knutson and Pappas introduced--

S.F. No. 535: A bill for an act relating to education finance; expanding the judgment levy authority to intermediate school districts; amending Minnesota Statutes 2000, section 126C.43, subdivision 3.

Referred to the Committee on Education.

Senators Robertson, Scheid, Stumpf, Knutson and Pappas introduced--

S.F. No. 536: A bill for an act relating to education finance; authorizing a best practices grant for intermediate school districts Nos. 287, 916, and 917; appropriating money.

Referred to the Committee on Education.

Senators Fischbach, Stevens and Lesewski introduced--

S.F. No. 537: A bill for an act relating to education; expanding general education revenue to include transportation revenue; amending Minnesota Statutes 2000, section 126C.10, subdivision 1, and by adding a subdivision.

Referred to the Committee on Education.

Senators Fischbach and Frederickson introduced--

S.F. No. 538: A bill for an act relating to education; providing for special education cross-subsidy aid; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 125A.

Referred to the Committee on Education.

Senators Anderson; Metzen; Cohen; Johnson, Doug and Larson introduced--

S.F. No. 539: A bill for an act relating to economic development; providing funding for Minnesota Project Innovation, Incorporated; appropriating money.

Referred to the Committee on Finance.

Senator Stumpf introduced--

S.F. No. 540: A bill for an act relating to education; authorizing a fund transfer for independent school district No. 628, Plummer.

Referred to the Committee on Education.

Senator Fischbach introduced--

S.F. No. 541: A bill for an act relating to crimes; imposing strict liability and prescribing criminal penalties for unlicensed driver involved in traffic accident resulting in bodily harm or death to another; proposing coding for new law in Minnesota Statutes, chapter 609.

Referred to the Committee on Crime Prevention.

Senators Lourey; Berglin; Moe, R.D.; Kiscaden and Robertson introduced--

S.F. No. 542: A bill for an act relating to state government; extending the expiration date of the council on disability; amending Minnesota Statutes 2000, section 256.482, subdivision 8.

Referred to the Committee on State and Local Government Operations.

Senators Anderson, Robertson, Knutson, Metzen and Solon introduced--

S.F. No. 543: A bill for an act relating to the housing finance agency; appropriating money to the family homeless prevention and assistance program.

Referred to the Committee on Jobs, Housing and Community Development.

Senators Pariseau, Limmer, Bachmann, Reiter and Chaudhary introduced--

S.F. No. 544: A bill for an act relating to crime prevention; providing for increased mandatory minimum prison sentences for persons convicted of committing certain offenses with firearms; requiring a public awareness campaign regarding the increased sentences; amending Minnesota Statutes 2000, section 609.11, subdivisions 5, 7, 8, and 10; repealing Minnesota Statutes 2000, section 609.11, subdivision 1.

Referred to the Committee on Crime Prevention.

Senators Pariseau and Kleis introduced--

S.F. No. 545: A bill for an act relating to elections; giving students who are eligible voters the right to time off from school to vote; amending Minnesota Statutes 2000, section 204C.04, subdivision 1.

Referred to the Committee on Rules and Administration.

Senator Berg introduced--

S.F. No. 546: A bill for an act relating to natural resources; appropriating money and authorizing bonds for Lac qui Parle state park.

Referred to the Committee on Finance.

Senators Rest, Hottinger, Belanger, Murphy and Johnson, Doug introduced--

S.F. No. 547: A bill for an act relating to taxation; corporate franchise tax; adopting single sales apportionment; amending Minnesota Statutes 2000, section 290.191, subdivisions 2 and 3; repealing Minnesota Statutes 2000, section 290.191, subdivision 4.

Referred to the Committee on Taxes.

Senators Solon and Johnson, Doug introduced--

S.F. No. 548: A bill for an act relating to child abuse; appropriating money for child advocacy centers.

Referred to the Committee on Finance.

Senators Solon, Lourey and Johnson, Doug introduced--

S.F. No. 549: A bill for an act relating to community development; providing funding for the natural resources research institute; appropriating money.

Referred to the Committee on Finance.

Senators Berglin, Sabo, Murphy, Anderson and Kiscaden introduced--

S.F. No. 550: A bill for an act relating to housing; appropriating money for a pilot program to encourage landlords to rent to high-risk tenants in certain counties.

Referred to the Committee on Jobs, Housing and Community Development.

Senators Dille; Johnson, Dean; Langseth; Murphy and Day introduced--

S.F. No. 551: A resolution urging authorization of funding for modernization of waterways.

Referred to the Committee on Transportation.

Senators Solon, Lourey, Tomassoni and Johnson, Doug introduced--

S.F. No. 552: A bill for an act relating to taxation; sales and use; exempting sales to political subdivisions of a state; amending Minnesota Statutes 2000, sections 297A.70, subdivisions 1, 2, and 3; and 297A.991, subdivision 2.

Referred to the Committee on Taxes.

Senator Johnson, Dean introduced--

S.F. No. 553: A bill for an act relating to education finance; creating a bus purchase aid; creating a one-time fuel adjustment; modifying the transportation sparsity formula; appropriating money; amending Minnesota Statutes 2000, sections 123B.92, by adding a subdivision; 125A.76, subdivision 2; and 126C.10, subdivision 18.

Referred to the Committee on Education.

Senators Kelley, S.P.; Metzen; Tomassoni; Johnson, Dean and Oliver introduced--

S.F. No. 554: A bill for an act relating to telecommunications; modifying and recodifying telecommunications laws; imposing excise tax on certain telecommunications, cable, and video programming services; appropriating money; amending Minnesota Statutes 2000, sections 13.46, subdivision 2; 13.679, by adding a subdivision; 16A.124, subdivision 8; 16B.465, subdivisions 1 and 1a; 18.205; 115B.02, subdivision 14; 125B.20, subdivision 2; 216A.03, subdivision 7; 216A.07, subdivisions 2 and 5; 216B.16, subdivision 2; 221.031, subdivision 2; 256.978, subdivision 2; 270B.14, subdivision 1; 272.01, subdivision 3; 297A.61, subdivision 7; 308A.210, subdivisions 3 and 8; 325E.021; 325F.692; 325F.693; 326.242, subdivision 12; 326.2421, subdivision 2; 403.09; 403.11, subdivision 1; 412.014; 471.425, subdivision 5; 473.129, subdivision 6; 609.52, subdivision 2; 609.80, subdivisions 1 and 2; and 609.892, subdivision 1; proposing coding for new law as Minnesota Statutes, chapters 237A; repealing Minnesota Statutes 2000, sections 237.01; 237.011; 237.02; 237.03; 237.035; 237.036; 237.04; 237.05; 237.06; 237.065; 237.066; 237.067; 237.068; 237.069; 237.07; 237.071; 237.072; 237.075; 237.076; 237.081; 237.082; 237.09; 237.10; 237.11; 237.115; 237.12; 237.121; 237.14; 237.15; 237.16; 237.162; 237.163; 237.164; 237.17; 237.18; 237.19; 237.20; 237.21; 237.22; 237.23; 237.231; 237.24; 237.25; 237.26; 237.27; 237.28; 237.295; 237.30; 237.33; 237.34; 237.35; 237.36; 237.37; 237.38; 237.39; 237.40; 237.44; 237.45; 237.46; 237.461; 237.462; 237.47; 237.49; 237.50; 237.51, subdivisions 1, 5, and 5a; 237.52; 237.53; 237.54; 237.55; 237.56; 237.57; 237.5799; 237.58; 237.59; 237.60; 237.61; 237.62; 237.625; 237.626; 237.63; 237.64; 237.65; 237.66; 237.661; 237.662; 237.663; 237.67; 237.68; 237.69; 237.70, subdivisions 1, 2, 3, 4a, 5, 6, and 7; 237.701; 237.71; 237.711; 237.73; 237.74; 237.75; 237.76; 237.761; 237.762; 237.763; 237.764; 237.765; 237.766; 237.767; 237.768; 237.769; 237.770; 237.771; 237.772; 237.773; 237.774; 237.775; 237.79; 237.80; 237.81; 238.01; 238.02; 238.03; 238.08; 238.081; 238.082; 238.083; 238.084; 238.086; 238.11; 238.12; 238.15; 238.16; 238.17; 238.18; 238.22; 238.23; 238.24; 238.241; 238.242; 238.25; 238.26; 238.27; 238.35; 238.36; 238.37; 238.38; 238.39; 238.40; 238.41; 238.42; and 238.43. repealing Minnesota Rules, parts 7810.8715; 7810.8720; 7810.8725; 7810.8730; 7810.8735; 7810.8740; 7810.8745; 7810.8750; 7810.8755; 7810.8760; 7810.8800; 7810.8805; 7810.8810; 7810.8815; 7810.8900; 7810.8905; 7810.8910; 7810.8915; 7810.8920; 7810.8925; 7810.8930; 7810.8935; 7810.8940; 7811.0050; 7811.0100; 7811.0150; 7811.0200; 7811.0300; 7811.0350; 7811.0400; 7811.0500; 7811.0550; 7811.0600; 7811.0700; 7811.0800; 7811.0900; 7811.1000; 7811.1050; 7811.1100; 7811.1200; 7811.1300; 7811.1400; 7811.1500; 7811.1600; 7811.1700; 7811.1800; 7811.1900; 7811.2000; 7811.2100; 7811.2200; 7811.2300; 7812.0050; 7812.0100, subparts 22, 23, 31, 32, 35, 45, and 47; 7812.0200, subpart 2; 7812.0300, subparts 1, 2, 3, and 4; 7812.0350; 7812.0400; 7812.0500; 7812.1300; 7812.1400; 7815.0100; 7815.0200; 7815.0300; 7815.0400; 7815.0500; 7815.0600; 7817.0100; 7817.0200; 7817.0300; 7817.0400; 7817.0500; 7817.0600; 7817.0700; 7817.0800; 7817.0900; and 7817.1000.

Referred to the Committee on Telecommunications, Energy and Utilities.

Senators Betzold, Stevens and Hottinger introduced--

S.F. No. 555: A bill for an act relating to state government; modifying certain procedures relating to administrative rules; amending Minnesota Statutes 2000, sections 14.05, subdivision 6; 14.116; and 14.18, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 14; repealing Minnesota Statutes 2000, section 14.05, subdivision 4; Laws 1999, chapter 129, section 6.

Referred to the Committee on State and Local Government Operations.

Senators Krentz; Samuelson; Johnson, Debbie; Day and Foley introduced--

S.F. No. 556: A bill for an act relating to capital investment; authorizing spending to acquire and to better public land and buildings and other public improvements of a capital nature relating to commuter rail service; authorizing issuance of bonds; appropriating money.

Referred to the Committee on Finance.

Senators Fowler, Vickerman, Hottinger, Schwab and Frederickson introduced--

S.F. No. 557: A bill for an act relating to education; appropriating money for a facility grant to independent school district No. 2860, Blue Earth Area Public School.

Referred to the Committee on Education.

Senators Stumpf, Krentz, Pariseau, Vickerman and Price introduced--

S.F. No. 558: A bill for an act relating to natural resources; modifying requirements for free deer license for owners and tenants of agricultural land; modifying definitions for recreation trespass law; providing a \$5 deer license to owners and tenants of set-aside lands for the 2001 season; amending Minnesota Statutes 2000, sections 97A.441, subdivision 7; and 97B.001, subdivision 1.

Referred to the Committee on Environment and Natural Resources.

Senators Sams, Lourey, Stevens, Murphy and Dille introduced--

S.F. No. 559: A bill for an act relating to human services; modifying the definition of gross income for MinnesotaCare; amending Minnesota Statutes 2000, section 256L.01, subdivision 4.

Referred to the Committee on Health and Family Security.

Senators Sams, Higgins, Hottinger, Lourey and Kiscaden introduced--

S.F. No. 560: A bill for an act relating to health; modifying review organization provisions; allowing review organizations to participate in Internet-based information sharing systems; amending Minnesota Statutes 2000, sections 145.61, subdivision 5; and 145.64, subdivision 1, and by adding a subdivision.

Referred to the Committee on Health and Family Security.

Senators Kleis, Scheid, Fowler, Orfield and Lesewski introduced--

S.F. No. 561: A bill for an act relating to higher education; grants; modifying calculation of grant stipends; amending Minnesota Statutes 2000, section 136A.121, subdivision 5; repealing Minnesota Statutes 2000, section 136A.1211.

Referred to the Committee on Education.

Senators Berg, Stevens and Dille introduced--

S.F. No. 562: A bill for an act relating to waters; modifying provisions relating to drainage system permits; proposing coding for new law in Minnesota Statutes, chapter 103E.

Referred to the Committee on Environment and Natural Resources.

Senators Higgins; Anderson; Johnson, Dean; Langseth and Chaudhary introduced--

S.F. No. 563: A bill for an act relating to elections; providing for voter registration materials in certain foreign languages; requiring outreach to voters who do not speak English; appropriating money; amending Minnesota Statutes 2000, section 201.071, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 201.

Referred to the Committee on Rules and Administration.

Senators Ring, Anderson, Solon and Kiscaden introduced--

S.F. No. 564: A bill for an act relating to employment; providing for access to employee assistance records; requiring employee assistance records to be kept separate from personnel records; proposing coding for new law in Minnesota Statutes, chapter 181.

Referred to the Committee on Jobs, Housing and Community Development.

Senators Kelley, S.P.; Limmer and Metzen introduced--

S.F. No. 565: A bill for an act relating to telecommunications; enacting the Telecommunications Consumer Privacy Act; providing for the privacy of telecommunications customer information; requiring consent for disclosure of customer information; amending Minnesota Statutes 2000, section 13.681, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 237.

Referred to the Committee on Telecommunications, Energy and Utilities.

Senators Sams, Marty, Chaudhary and Limmer introduced--

S.F. No. 566: A bill for an act relating to consumer protection; requiring written consumer authorization for certain charges imposed by a telemarketer; proposing coding for new law in Minnesota Statutes, chapter 325G.

Referred to the Committee on Commerce.

Senators Kinkel, Fowler, Marty, Chaudhary and Limmer introduced--

S.F. No. 567: A bill for an act relating to consumer protection; providing consumers a right to privacy, confidentiality, and secrecy of their financial records; requiring consumer authorization for exchange or disclosure of their financial records; providing remedies; proposing coding for new law as Minnesota Statutes, chapter 13E.

Referred to the Committee on Commerce.

Senators Johnson, Dave; Sams; Chaudhary; Solon and Limmer introduced--

S.F. No. 568: A bill for an act relating to data privacy; confidentiality and secrecy of patient health information; prohibiting release of health records from providers to the state commissioner of health or the health data institute without patient consent; amending Minnesota Statutes 2000, sections 62J.301, subdivision 4; 62J.321, subdivisions 1 and 2; 62J.38; 62J.40; 62J.41, subdivision 1; 62J.451, subdivisions 6, 6b, and 6c; 62J.452, subdivision 2; and 144.335, subdivision 3b.

Referred to the Committee on Health and Family Security.

Senators Fowler, Vickerman, Lourey, Schwab and Murphy introduced--

S.F. No. 569: A bill for an act relating to appropriations; appropriating money for the Quad-Lakes project.

Referred to the Committee on Finance.

MEMBERS EXCUSED

Senator Rest was excused from the Session of today from 11:00 to 11:20 a.m. Senators Frederickson, Kiscaden and Larson were excused from the Session of today from 11:00 to 11:25 a.m. Senator Sabo was excused from the Session of today from 11:00 to 11:30 a.m. Senators Lourey and Pappas were excused from the Session of today from 11:00 to 11:40 a.m. Senator Chaudhary was excused from the Session of today from 11:00 a.m. to 12:35 p.m. Senator Terwilliger was excused from the Session of today at 11:40 a.m.

ADJOURNMENT

Senator Moe, R.D. moved that the Senate do now adjourn until 9:30 a.m., Thursday, February 8, 2001. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

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