

EIGHTH DAY

St. Paul, Minnesota, Monday, January 24, 2005

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, Rev. Victoria Safford.

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	Langseth	Nienow	Saxhaug
Bachmann	Gaither	Larson	Olson	Scheid
Bakk	Gerlach	LeClair	Ortman	Senjem
Belanger	Hann	Limmer	Pappas	Skoe
Berglin	Higgins	Lourey	Pariseau	Skoglund
Betzold	Hottinger	Marko	Pogemiller	Solon
Chaudhary	Johnson, D.J.	Marty	Ranum	Sparks
Cohen	Jungbauer	McGinn	Reiter	Stumpf
Day	Kelley	Metzen	Rest	Tomassoni
Dibble	Kierlin	Michel	Robling	Vickerman
Dille	Kiscaden	Moua	Rosen	Wergin
Fischbach	Koering	Murphy	Ruud	Wiger
Foley	Kubly	Neuville	Sams	

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 Johnson, D.E.; Kleis and Ourada were excused from the Session of today.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, herewith returned: S.F. No. 218.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned January 20, 2005

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H.F. No. 57.

Albin A. Mathiowetz, Chief Clerk, House of Representatives
Transmitted January 20, 2005

FIRST READING OF HOUSE BILLS

The following bill was read the first time and referred as indicated.

H.F. No. 57: A bill for an act relating to state government; providing deficiency funding for certain state agencies; appropriating money.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 350.

REPORTS OF COMMITTEES

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

Senator Vickerman from the Committee on Agriculture, Veterans and Gaming, to which was referred

S.F. No. 226: A bill for an act relating to veterans; proposing an amendment to the Minnesota Constitution, article XIII, section 8, to authorize general obligation bonding proceeds to be used to pay a bonus to Minnesota residents who served as members of the United States military during the Global War on Terrorism.

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

Senator Betzold from the Committee on Judiciary, to which was referred

S.F. No. 74: A bill for an act relating to courts; providing for the Commission on Judicial Selection to recommend to the governor nominees for Tax Court vacancies; amending Minnesota Statutes 2004, section 480B.01, subdivisions 1, 10.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Senator Betzold from the Committee on Judiciary, to which was referred

S.F. No. 327: A bill for an act relating to human rights; creating a tolling provision for the 12-month determination requirement; allowing the Department of Human Rights to seek sanctions; repealing the 180-day hearing provision; amending Minnesota Statutes 2004, sections 363A.28, subdivision 6; 363A.35, subdivision 3; repealing Minnesota Statutes 2004, section 363A.29, subdivision 2.

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

Page 5, line 23, after "notify" insert "those who are"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Senator Betzold from the Committee on Judiciary, to which was referred

S.F. No. 287: A bill for an act relating to civil actions; authorizing the recovery of attorney fees by funeral providers in actions to recover costs of services; proposing coding for new law in Minnesota Statutes, chapter 149A.

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

Page 1, lines 10 and 11, delete "is entitled to costs, disbursements, and" and insert "may be awarded"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Senator Lourey from the Committee on Health and Family Security, to which was referred

S.F. No. 22: A bill for an act relating to human services; providing for prescription drug bulk purchasing; proposing coding for new law in Minnesota Statutes, chapter 256.

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

Page 2, line 8, after "CANADIAN" insert "OR EUROPEAN"

Page 2, line 11, after "Canadian" insert "or European"

Page 2, lines 13, 17, and 21, after "Canada" insert "or Europe"

Page 2, line 29, delete "will" and insert "shall"

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

Senator Lourey from the Committee on Health and Family Security, to which was referred

S.F. No. 23: A bill for an act relating to pharmacy; modifying wholesale drug distributor requirements; amending Minnesota Statutes 2004, section 151.47, subdivision 1, by adding a subdivision.

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

Senator Lourey from the Committee on Health and Family Security, to which was referred

S.F. No. 99: A bill for an act relating to health; conforming to federal tax changes to encourage consumer-driven health plans; amending Minnesota Statutes 2004, section 290.01, subdivisions 19, 31.

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

Senator Johnson, D.E. from the Committee on Rules and Administration, to which was referred under Rule 21, together with the committee report thereon,

S.F. No. 4: A bill for an act relating to agriculture; increasing minimum ethanol content required for gasoline sold in the state; amending Minnesota Statutes 2004, sections 239.761, subdivision 4; 239.791, subdivision 1; 296A.01, subdivisions 2, 25.

Reports the same back with the recommendation that the report from the Committee on

Agriculture, Veterans and Gaming, shown in the Journal for January 19, 2005, be amended to read:

"the bill be amended and when so amended the bill do pass and be re-referred to the Committee on Environment and Natural Resources". Amendments adopted. Report adopted.

Senator Murphy from the Committee on Transportation, to which was referred

S.F. No. 181: A bill for an act relating to Carlton County; dedicating Biauswah Bridge over the St. Louis River and Roussain Cemetery in Jay Cooke State Park in Carlton County; amending Minnesota Statutes 2004, section 161.14, by adding a subdivision.

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

Senator Cohen from the Committee on Finance, to which was referred

S.F. No. 350: A bill for an act relating to state government; providing deficiency funding for certain state agencies; appropriating money.

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

Page 1, delete lines 17 to 19 and insert:

"General \$30,874,000"

Page 1, line 25, delete "230,000" and insert "199,000"

Page 2, line 34, delete "4,370,000" and insert "3,870,000"

Page 2, line 41, delete "and 3" and insert "to 4"

Page 2, line 42, delete "4,180,000" and insert "3,350,000"

Page 2, after line 43, insert:

"Subd. 4. Community Services 330,000"

Page 3, delete sections 9 and 10

Page 3, line 35, delete "10" and insert "8"

Renumber the sections in sequence

And when so amended the bill do pass. Amendments adopted. Report adopted.

Senator Cohen from the Committee on Finance, to which was referred

S.F. No. 2: A bill for an act relating to finance; requiring reports and recommendations to bring the state budget into compliance with generally accepted governmental accounting principles; requiring disclosure of the impact of inflation on state expenditures; amending Minnesota Statutes 2004, sections 16A.055, subdivision 1; 16A.103, subdivisions 1a, 1b; 16A.11, subdivision 2.

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

Page 2, line 15, delete "inflation and" and insert "deflation, inflation, and other"

Page 2, line 21, before "inflation" insert "deflation or" in both places

Page 2, line 31, strike "State Government"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Senator Cohen from the Committee on Finance, to which was re-referred

S.F. No. 1: A bill for an act relating to capital improvements; authorizing spending to acquire and better public land and buildings and other public improvements of a capital nature with certain conditions; making adjustments to previous bond authorizations; authorizing sale of state bonds; appropriating money; amending Minnesota Statutes 2004, sections 16A.671, subdivision 3; 116.182, subdivision 2; 116J.571; 116J.572, subdivision 2; 116J.573, subdivisions 1, 2, 5; 116J.575, subdivision 1; 134.45; 136F.60, by adding a subdivision; 174.52, by adding a subdivision; Laws 2000, chapter 492, article 1, section 7, subdivision 21; Laws 2002, chapter 393, section 13, subdivision 7, as amended; Laws 2002, chapter 393, section 19, subdivision 2; Laws 2003, First Special Session chapter 20, article 1, section 11; proposing coding for new law in Minnesota Statutes, chapters 446A; 641.

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

Page 31, line 12, delete "To the Public Facilities Authority"

Page 31, after line 24, insert:

"This appropriation may also be used to acquire real property substantially damaged by flooding in the area included in DR-1569."

Page 31, line 45, after the period, insert "Money from nonstate sources must be split equally between the city of Burnsville and the owner of the quarry."

Page 38, line 15, delete "\$.....,000" and insert "\$818,000,000"

And when so amended the bill do pass. Amendments adopted. Report adopted.

Senator Vickerman from the Committee on Agriculture, Veterans and Gaming, to which were referred the following appointments:

BOARD OF ANIMAL HEALTH

Holly Jane Neaton

GAMBLING CONTROL BOARD

Tamara G. Garcia

William B. Goede

Shirleen Hoffman

MINNESOTA RURAL FINANCE AUTHORITY

Susan Meyer

James Molenaar

MINNESOTA VETERANS HOMES BOARD

Robert Erickson

Byron Opstad

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

Senator Rest moved that the foregoing committee report be laid on the table. The motion prevailed.

Senator Kelley from the Committee on Education, to which were referred the following appointments:

BOARD OF SCHOOL ADMINISTRATORS

Mary Mackbee

Sanford Nelson

Ramraj Singh

Barbara Troolin
Robert Windel

BOARD OF TEACHING

Lindsey Cartwright
Deirdre Bird Kramer
Stuart Lade

**BOARD OF TRUSTEES OF THE
MINNESOTA STATE COLLEGES AND UNIVERSITIES**

Duane Benson
David Olson
Thomas Renier
Christopher Schultz

MINNESOTA HIGHER EDUCATION FACILITIES AUTHORITY

Mary Ives
Raymond VinZant

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

Senator Rest moved that the foregoing committee report be laid on the table. The motion prevailed.

SECOND READING OF SENATE BILLS

S.F. Nos. 74, 327, 287, 350, 2 and 1 were read the second time.

MOTIONS AND RESOLUTIONS

Senator Sams moved that the name of Senator Dille be added as a co-author to S.F. No. 4. The motion prevailed.

Senator Kleis moved that the name of Senator Nienow be added as a co-author to S.F. No. 48. The motion prevailed.

Senator Kiscaden moved that the name of Senator Wergin be added as a co-author to S.F. No. 174. The motion prevailed.

Senator Chaudhary moved that the name of Senator Jungbauer be added as a co-author to S.F. No. 208. The motion prevailed.

Senator Vickerman moved that the name of Senator Kleis be added as a co-author to S.F. No. 226. The motion prevailed.

Senator Wiger moved that the names of Senators Dibble and Ourada be added as co-authors to S.F. No. 365. The motion prevailed.

Senator Reiter moved that the names of Senators Bachmann and Hann be added as co-authors to S.F. No. 398. The motion prevailed.

Senator Ranum introduced--

Senate Resolution No. 22: A Senate resolution congratulating Donald Streeter of Fergus Falls, Minnesota, for receiving the Eagle Award.

Referred to the Committee on Rules and Administration.

Senators Gaither, Olson, Hann, Ortman and Michel introduced--

Senate Resolution No. 23: A Senate resolution congratulating the Minnetonka High School Girls Cross-Country team on winning the 2004 State High School Class AA Girls Cross-Country championship.

Referred to the Committee on Rules and Administration.

Senators Gaither, Olson, Hann, Ortman and Michel introduced--

Senate Resolution No. 24: A Senate resolution congratulating the Minnetonka High School football team on winning the 2004 State High School Class 5A football championship.

Referred to the Committee on Rules and Administration.

Without objection, remaining on the Order of Business of Motions and Resolutions, the Senate proceeded to the Order of Business of Introduction and First Reading of Senate Bills.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Senators Vickerman, Stumpf, Sparks and Langseth introduced--

S.F. No. 424: A bill for an act relating to capital investment; authorizing spending to acquire and better public land and buildings and public improvements of a capital nature; appropriating money for capital projects to enable the reuse of the Willmar Regional Treatment Center and for methamphetamine treatment; authorizing the issuance of general obligation bonds; amending Minnesota Statutes 2004, section 246.0136, by adding a subdivision.

Referred to the Committee on Finance.

Senators Michel and Hottinger introduced--

S.F. No. 425: A bill for an act proposing an amendment to the Minnesota Constitution, article IV, section 4; providing staggered terms of office for senators.

Referred to the Committee on Elections.

Senators Dibble, Langseth, Berglin and Higgins introduced--

S.F. No. 426: A bill for an act relating to capital improvements; appropriating money to design a Health Sciences Center at Minneapolis Community and Technical College; authorizing the sale of state bonds.

Referred to the Committee on Finance.

Senator Betzold introduced--

S.F. No. 427: A bill for an act relating to retirement; elective state officers retirement plan; amending Minnesota Statutes 2004, section 352C.091, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 352C; repealing Minnesota Statutes 2004, sections 352C.01; 352C.011; 352C.021; 352C.031; 352C.033; 352C.04; 352C.051; 352C.09; 352C.091, subdivisions 2, 3.

Referred to the Committee on State and Local Government Operations.

Senator Betzold introduced--

S.F. No. 428: A bill for an act relating to retirement; legislators retirement plan; recodifying plan provisions; amending Minnesota Statutes 2004, sections 3A.01, subdivisions 1, 2, 6, 8, by adding subdivisions; 3A.011; 3A.02, subdivisions 1, 1b, 3, 4, 5; 3A.03, subdivisions 1, 2; 3A.04, subdivisions 1, 2, 3, 4, by adding a subdivision; 3A.05; 3A.07; 3A.10, subdivision 1; 3A.12; 3A.13; repealing Minnesota Statutes 2004, sections 3A.01, subdivisions 3, 4, 6a, 7; 3A.02, subdivision 2; 3A.04, subdivision 1; 3A.09.

Referred to the Committee on State and Local Government Operations.

Senator Betzold introduced--

S.F. No. 429: A bill for an act relating to retirement; Public Employees Retirement Association; clarifying collection procedures relating to charter schools; amending Minnesota Statutes 2004, section 353.28, subdivisions 5, 6.

Referred to the Committee on State and Local Government Operations.

Senator Betzold introduced--

S.F. No. 430: A bill for an act relating to retirement; annual public pension plan administrative expense reporting; specifying itemized detail in annual reporting; amending Minnesota Statutes 2004, section 356.20, subdivision 4.

Referred to the Committee on State and Local Government Operations.

Senator Betzold introduced--

S.F. No. 431: A bill for an act relating to retirement; first class city teacher retirement fund associations; updating the sabbatical leave service credit provision based on recent Teacher Retirement Association amendments; amending Minnesota Statutes 2004, sections 354A.011, subdivision 23; 354A.092.

Referred to the Committee on State and Local Government Operations.

Senator Betzold introduced--

S.F. No. 432: A bill for an act relating to retirement; first class city teacher retirement fund associations; making various conforming changes to the Teachers Retirement Association provision in the extended leave of absence program; amending Minnesota Statutes 2004, section 354A.091, subdivisions 1, 2, 3, 4, 5, 6; repealing Minnesota Statutes 2004, section 354A.091, subdivisions 1a, 1b.

Referred to the Committee on State and Local Government Operations.

Senator Betzold introduced--

S.F. No. 433: A bill for an act relating to retirement; judges' retirement plan; clarifying and revising various plan provisions; eliminating obsolete provisions; amending Minnesota Statutes 2004, sections 490.025, subdivision 5; 490.121, subdivisions 1, 4, 6, 7, 13, 14, 15, 21, 22, by adding subdivisions; 490.122; 490.123, subdivisions 1, 1a, 1b, 1c, 2, 3; 490.124, subdivisions 1, 2, 3, 4, 5, 6, 8, 9, 10, 11, 12, 13; 490.125, subdivision 1; 490.126; 490.132; 490.133; proposing coding for new law as Minnesota Statutes, chapter 490A; repealing Minnesota Statutes 2004, sections 490.021; 490.025, subdivisions 1, 2, 3, 4, 6; 490.101; 490.102; 490.103; 490.105; 490.106; 490.107; 490.108; 490.109; 490.1091; 490.12; 490.121, subdivisions 2, 3, 5, 8, 9, 10, 11, 12, 16, 17, 18, 19, 20; 490.15; 490.16; 490.18.

Referred to the Committee on State and Local Government Operations.

Senator Betzold introduced--

S.F. No. 434: A bill for an act relating to retirement; various statewide and major local retirement plans; clarifying references to actuarial services in determining actuarial equivalence; amending Minnesota Statutes 2004, sections 352.01, subdivision 12; 353.01, subdivision 14; 354.05, subdivision 7; 354A.011, subdivision 3a; 422A.01, subdivision 6; 490.121, subdivision 20.

Referred to the Committee on State and Local Government Operations.

Senator Betzold introduced--

S.F. No. 435: A bill for an act relating to retirement; statewide and major local retirement plans; updating and clarifying omitted salary deduction provisions; amending Minnesota Statutes 2004, sections 352.04, subdivisions 8; 352B.02, by adding a subdivision; 353.27, subdivisions 12, 12a, 12b; 353E.01, subdivision 4; 354.51, subdivision 5; 354A.12, subdivision 1a; 422A.10, by adding a subdivision; 490.123, by adding a subdivision.

Referred to the Committee on State and Local Government Operations.

Senator Betzold introduced--

S.F. No. 436: A bill for an act relating to retirement; statewide and major public pension plans; defining final average salary; amending Minnesota Statutes 2004, sections 352.01, by adding a subdivision; 352.115, subdivisions 2, 3; 352.87, subdivision 3; 352.93, subdivision 1; 352C.021, by adding a subdivision; 353.01, by adding a subdivision; 353.29, subdivision 3; 353.33, subdivision 3; 353.651, subdivision 3; 353.656, subdivision 1; 354.05, by adding a subdivision; 354.44, subdivision 6; 354A.011, by adding a subdivision; 354A.31, subdivisions 4, 4a; 422A.01, by adding a subdivision; 422A.15, subdivision 1; 422A.16, subdivision 9; 490.121, subdivision 21; repealing Minnesota Statutes 2004, sections 352C.031, subdivision 3; 353.29, subdivision 2; 353.651, subdivision 2.

Referred to the Committee on State and Local Government Operations.

Senator Betzold introduced--

S.F. No. 437: A bill for an act relating to retirement; first class city teacher retirement fund associations; requiring the periodic filing of updated copies of articles of incorporation and bylaws; amending Minnesota Statutes 2004, section 354A.021, by adding a subdivision.

Referred to the Committee on State and Local Government Operations.

Senator Betzold introduced--

S.F. No. 438: A bill for an act relating to retirement; various statewide and major local retirement plans; clarifying exemptions from process and taxation; amending Minnesota Statutes 2004, sections 3A.13; 352.15, subdivisions 1, 3, 4; 352B.071; 353.15, subdivisions 1, 3; 354.10, subdivisions 1, 3, 4; 422A.24; 423B.17; 423C.09; 490.126, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 356; repealing Minnesota Statutes 2004, sections 352.15, subdivision 1a; 353.15, subdivision 2; 354.10, subdivision 2.

Referred to the Committee on State and Local Government Operations.

Senator Betzold introduced--

S.F. No. 439: A bill for an act relating to retirement; various retirement plans; updating

language usage and style in various provisions, clarifying various provisions; correcting cross-references in various provisions; amending Minnesota Statutes 2004, sections 69.011, subdivision 2b; 69.021, subdivisions 5, 11; 69.33; 69.773, subdivision 4; 352.01, subdivisions 4, 5, 21, 23; 352.021, subdivisions 1, 2, 3, 4; 352.04, subdivisions 1, 12; 352.041, subdivisions 1, 2, 3, 5; 352.22, subdivision 10; 352B.01, subdivisions 1, 2, 3; 352B.02, subdivision 1e; 352D.01; 352D.015, subdivisions 3, 4; 352D.03; 352D.05, subdivision 4; 352D.085, subdivision 1; 352D.09, subdivision 5; 352D.12; 353.01, subdivisions 32, 33; 353.025; 353.026; 353.027; 353.028; 353.14; 353.27, subdivision 11; 353.271; 353.31, subdivision 1c; 353.32, subdivision 9; 353.33, subdivision 12; 354.091; 354.33, subdivision 5; 354.39; 354.41, subdivision 2; 354.42, by adding a subdivision; 354.44, subdivision 2; 354A.021, subdivision 5; 354A.31, subdivision 5; 356A.06, subdivision 7; 422A.01, subdivision 11; 422A.06, subdivision 7; 422A.10, subdivisions 1, 2; 422A.22, subdivisions 1, 3, 4, 6; 422A.231; repealing Minnesota Statutes 2004, sections 352.119, subdivision 1; 353.34, subdivision 3b; 353.36, subdivisions 2, 2a, 2b, 2c; 353.46, subdivision 4; 353.663; 353.74; 353.75; 354.59; 422A.22, subdivisions 2, 5; 422A.221.

Referred to the Committee on State and Local Government Operations.

Senator Johnson, D.E. introduced--

S.F. No. 440: A bill for an act relating to game and fish; requiring a fishery management plan for Green Lake in Kandiyohi County.

Referred to the Committee on Environment and Natural Resources.

Senator Murphy introduced--

S.F. No. 441: A bill for an act relating to crimes; imposing criminal penalties for failing to yield the right-of-way resulting in injury or death; proposing coding for new law in Minnesota Statutes, chapter 609.

Referred to the Committee on Crime Prevention and Public Safety.

Senators Frederickson and Hottinger introduced--

S.F. No. 442: A bill for an act relating to education; authorizing New Ulm school district to use health and safety revenue for mechanical air handling system appurtenances.

Referred to the Committee on Finance.

Senators Jungbauer, Saxhaug and Tomassoni introduced--

S.F. No. 443: A bill for an act relating to transportation; providing for funding of transportation with transportation certificates of assignment; proposing coding for new law in Minnesota Statutes, chapter 161.

Referred to the Committee on Transportation.

Senators Ruud and Kleis introduced--

S.F. No. 444: A bill for an act relating to crime prevention; requiring that persons convicted of a second violent felony be sentenced to life imprisonment and that persons convicted of a third violent felony be sentenced to life imprisonment without the possibility of release; amending Minnesota Statutes 2004, sections 244.05, subdivisions 4, 5; 609.1095, subdivision 3.

Referred to the Committee on Crime Prevention and Public Safety.

Senator Ruud introduced--

S.F. No. 445: A bill for an act relating to game and fish; modifying restrictions on firearms used in hunting; amending Minnesota Statutes 2004, section 97B.031, subdivision 1.

Referred to the Committee on Environment and Natural Resources.

Senators Kierlin, Olson and Larson introduced--

S.F. No. 446: A bill for an act relating to higher education; increasing the maximum amount for a child care grant; amending Minnesota Statutes 2004, section 136A.125, subdivision 4.

Referred to the Committee on Finance.

Senators Kierlin, Olson, Wergin and LeClair introduced--

S.F. No. 447: A bill for an act relating to education; providing a child care assistance rate bonus for accredited Montessori child care providers; amending Minnesota Statutes 2004, section 119B.13, by adding a subdivision.

Referred to the Committee on Education.

Senators Kierlin, Olson and Wergin introduced--

S.F. No. 448: A bill for an act relating to education; permitting school admission at younger age; amending Minnesota Statutes 2004, section 120A.20, subdivision 1.

Referred to the Committee on Education.

Senators Tomassoni and Kleis introduced--

S.F. No. 449: A bill for an act relating to gambling; authorizing the state lottery to offer games involving sports wagering and sports wagering pools; authorizing sports bookmaking under licenses issued by the director of the state lottery; imposing a tax on licensed sports bookmaking; creating a Minnesota active recreation fund; amending Minnesota Statutes 2004, sections 349A.01, by adding a subdivision; 349A.02, subdivision 3; 349A.04; 349A.06, subdivisions 1, 5, 6, 7, 8, 11; 349A.08; 349A.09; 349A.10, subdivisions 4, 5; 349A.11, subdivision 1; 349A.12; 349A.13; 609.75, subdivision 7; proposing coding for new law in Minnesota Statutes, chapter 349A.

Referred to the Committee on Agriculture, Veterans and Gaming.

Senators Sams, Higgins, Metzen, Kleis and Rosen introduced--

S.F. No. 450: A bill for an act relating to economic development; appropriating money for a grant to administer a statewide program for youth job skills development.

Referred to the Committee on Finance.

Senators Betzold; Bachmann; Reiter; Johnson, D.J. and Foley introduced--

S.F. No. 451: A bill for an act relating to Anoka County; proposing coding of certain laws relating to Anoka County; repealing Laws 1917, chapter 149; Laws 1927, chapter 71; Laws 1929, chapter 238; Laws 1931, chapter 141; Laws 1941, chapter 80; Laws 1943, chapter 282; Laws 1949, chapter 216; Laws 1953, chapter 422; Laws 1959 chapters 199, 325; Laws 1961, chapters 366, 627; Laws 1963, chapters 37, 78, 161; Laws 1965, chapter 462; Laws 1967, chapters 237, 274, 290, 344; Laws 1969, chapters 213, 235, 814; Laws 1971, chapter 4.

Referred to the Committee on State and Local Government Operations.

Senator Skoe introduced--

S.F. No. 452: A bill for an act relating to natural resources; appropriating money and authorizing bonds for a grant to the Wild Rice Watershed District for flood storage easement acquisition.

Referred to the Committee on Finance.

Senators Kubly, Frederickson, Dille, Stumpf and Vickerman introduced--

S.F. No. 453: A bill for an act relating to auctioneers; modifying auctioneer license numbering requirements for county auditors; amending Minnesota Statutes 2004, sections 330.01, subdivision 1; 330.08.

Referred to the Committee on State and Local Government Operations.

Senators Pappas and Solon introduced--

S.F. No. 454: A bill for an act relating to higher education; making the state grant program a forecasted expenditure program; amending Minnesota Statutes 2004, section 136A.121, subdivision 3, by adding a subdivision; repealing Minnesota Statutes 2004, section 136A.121, subdivision 7.

Referred to the Committee on Finance.

Senators Dille and Kubly introduced--

S.F. No. 455: A bill for an act relating to education finance; authorizing a fund transfer for Independent School District No. 2887, McLeod West.

Referred to the Committee on Finance.

Senators Jungbauer; Johnson, D.J.; Sparks; Scheid and LeClair introduced--

S.F. No. 456: A bill for an act relating to taxation; income; conforming to federal law relating to educator expense deductions; amending Minnesota Statutes 2004, section 290.01, subdivision 19.

Referred to the Committee on Taxes.

Senators Dille, Kelley, Skoe, Michel and Sparks introduced--

S.F. No. 457: A bill for an act relating to education; providing for opportunity to respond to nonrenewal of certain coaching contracts; amending Minnesota Statutes 2004, section 122A.33.

Referred to the Committee on Education.

Senators Tomassoni, Pappas, Solon, Larson and Ruud introduced--

S.F. No. 458: A bill for an act relating to higher education; regulating the deadline for state grant program applications; amending Minnesota Statutes 2004, section 136A.121, subdivision 13.

Referred to the Committee on Finance.

Senators Skoe, Frederickson, Langseth, Kierlin and Vickerman introduced--

S.F. No. 459: A bill for an act relating to natural resources; appropriating money for conservation easements; authorizing the sale of state bonds.

Referred to the Committee on Finance.

Senator Moua introduced--

S.F. No. 460: A bill for an act relating to appropriations; appropriating money for grants to organizations representing minority populations.

Referred to the Committee on Finance.

Senator Rest introduced--

S.F. No. 461: A bill for an act relating to taxation; income; modifying alternative minimum taxable income; amending Minnesota Statutes 2004, section 290.091, subdivisions 2, 3.

Referred to the Committee on Taxes.

Senator Vickerman introduced--

S.F. No. 462: A bill for an act relating to agriculture; providing for additional periodic payments for the taking of agricultural land for transmission of electricity; amending Minnesota Statutes 2004, section 116C.63, by adding a subdivision.

Referred to the Committee on Agriculture, Veterans and Gaming.

Senator Vickerman introduced--

S.F. No. 463: A bill for an act relating to education; authorizing Independent School District No. 518, Worthington, to lease the facilities for its residential program.

Referred to the Committee on Finance.

Senators Sparks, Olson, Stumpf, Kelley and Hann introduced--

S.F. No. 464: A bill for an act relating to education funding; appropriating money for the Minnesota Learning Resource Center.

Referred to the Committee on Finance.

Senators Johnson, D.J. and Jungbauer introduced--

S.F. No. 465: A bill for an act relating to education; modifying student transportation fees; amending Minnesota Statutes 2004, sections 123B.36, subdivision 1; 123B.37, subdivision 1; 123B.88, subdivision 1.

Referred to the Committee on Education.

Senators Johnson, D.J.; Jungbauer and Bachmann introduced--

S.F. No. 466: A bill for an act relating to education; providing for school finance simplification, clarification, and equity; amending Minnesota Statutes 2004, sections 126C.05, subdivisions 1, 15, 16; 126C.10, subdivisions 1, 2; 126C.13, subdivision 5; repealing Minnesota Statutes 2004, sections 122A.60; 122A.61; 124D.081; 124D.65; 124D.86; 126C.01, subdivision 9; 126C.05, subdivisions 3, 17; 126C.10, subdivisions 3, 4, 5, 6, 7, 8, 13, 14, 16, 17, 18; 126C.12; 126C.15.

Referred to the Committee on Finance.

Senators Bachmann, Metzen, Nienow, Wiger and Jungbauer introduced--

S.F. No. 467: A bill for an act relating to local government; excluding certain facilities from the Big Marine Park Reserve; providing for planned unit development zoning classification for certain facilities.

Referred to the Committee on State and Local Government Operations.

Senator Saxhaug introduced--

S.F. No. 468: A bill for an act relating to local governments; modifying payments to counties for natural resources land; amending Minnesota Statutes 2004, sections 477A.11, subdivision 4, by adding a subdivision; 477A.12, subdivisions 1, 2; 477A.14, subdivision 1.

Referred to the Committee on State and Local Government Operations.

Senators Vickerman, Anderson, Sams, Frederickson and Higgins introduced--

S.F. No. 469: A bill for an act relating to appropriations; appropriating money for environment and natural resource projects approved by the Legislative Commission on Minnesota Resources; amending Minnesota Statutes 2004, section 116P.05, subdivision 2; Laws 2003, chapter 128, article 1, section 9, subdivision 6; proposing coding for new law in Minnesota Statutes, chapter 116P.

Referred to the Committee on Finance.

Senators Murphy, Solon, Kierlin, Langseth and Cohen introduced--

S.F. No. 470: A bill for an act relating to capital improvements; appropriating money for port development assistance; authorizing the sale of state bonds.

Referred to the Committee on Finance.

Senators Koering, Vickerman, Solon, Kubly and Ruud introduced--

S.F. No. 471: A bill for an act relating to regional development commissions; expanding the power to get and use real or personal property; amending Minnesota Statutes 2004, section 462.391, subdivision 12.

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

Senators Saxhaug, Skoe, Koering, Stumpf and Ruud introduced--

S.F. No. 472: A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for lands and interest in lands in or adjacent to state forests.

Referred to the Committee on Finance.

Senators Saxhaug and Koering introduced--

S.F. No. 473: A bill for an act relating to occupations; providing that certain traffic escorts are exempt from the experience requirements of a protective agent license; amending Minnesota Statutes 2004, section 326.3382, by adding a subdivision.

Referred to the Committee on Crime Prevention and Public Safety.

Senators Scheid, Rest, Limmer and Foley introduced--

S.F. No. 474: A bill for an act relating to capital improvements; appropriating money to construct the Northwest Hennepin Family Center in Brooklyn Center; authorizing the sale of state bonds.

Referred to the Committee on Finance.

Senators Sams, Murphy, Sparks, Senjem and Bakk introduced--

S.F. No. 475: A bill for an act relating to natural resources; appropriating money for state and local trails; authorizing the sale of state bonds.

Referred to the Committee on Finance.

Senators Anderson, Moua, Cohen and Pappas introduced--

S.F. No. 476: A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for renovation of the Como Park Zoo in St. Paul.

Referred to the Committee on Finance.

Senator Sams introduced--

S.F. No. 477: A bill for an act relating to taxation; authorizing the Lakes Area Economic Development Authority to levy a tax; amending Laws 2003, chapter 127, article 12, section 38.

Referred to the Committee on Taxes.

Senator Betzold introduced--

S.F. No. 478: A bill for an act relating to legislation; correcting erroneous, ambiguous, and omitted text and obsolete references; eliminating certain redundant, conflicting, and superseded provisions; making miscellaneous technical corrections to statutes and other laws; amending Minnesota Statutes 2004, sections 4.077, subdivision 1; 10A.04, subdivision 6; 13.32, subdivision 3; 13.321, by adding a subdivision; 13.381, by adding a subdivision; 13.46, subdivision 2; 13.47, subdivision 1; 13.4963, subdivision 2; 15.0591, subdivision 2; 15.39, subdivision 2; 16B.31, subdivision 1; 17.43; 18C.60, subdivision 1; 28.15; 32.645; 47.59, subdivision 2; 62I.13, subdivision 3; 62L.17, subdivision 2a; 64B.37, subdivision 2; 82.33, subdivision 4; 84.8712, subdivisions 2, 3, 4, 6; 85.22, subdivision 2a; 89.01, subdivision 5a; 103F.205, subdivision 1; 115B.20, subdivision 2; 116J.871, subdivision 3; 119B.25, subdivision 2; 124D.68, subdivision 2; 127A.10; 137.09; 144.6501, subdivision 1; 145B.04; 152.027, subdivision 4; 155A.03, subdivision 1; 155A.16; 161.1419, subdivision 8; 168.275; 168.33, subdivision 2a; 169.21, subdivision 2; 169.50, subdivision 1; 169.59, subdivision 4; 169A.55, subdivision 3; 171.181, subdivision 1; 177.23, subdivision 7; 181.30; 201.014, subdivision 2; 201.071, subdivision 1; 201.15, subdivision 1; 204B.10, subdivision 6; 216B.61; 219.57, subdivision 6; 234.23; 235.10; 235.13; 237.763; 238.37; 238.38; 238.42; 239.791, subdivision 15; 244.05, subdivisions 4, 5; 245.466, subdivision 1; 245.4875, subdivision 1; 245.75; 246.01; 246B.04, subdivision 2; 252.24, subdivision 5; 252A.03, subdivisions 1, 4; 252A.101, subdivisions 1, 5; 253B.23, subdivision 2; 256.93, subdivision 1; 256B.055, subdivision 12; 256B.0625, subdivision 6a; 256B.0627, subdivisions 1, 5; 256B.0917, subdivisions 4, 5; 256B.0951, subdivision 8; 256B.431, subdivision 14; 256G.01, subdivision 3; 256L.07, subdivision 1; 256L.15, subdivision 2; 256M.10, subdivision 5; 257B.08; 259.21, subdivision 4; 260B.007, subdivision 16; 260C.101, subdivision 2; 276.04, subdivision 2; 290.095, subdivision 1; 299D.07; 299F.051, subdivision 4; 299F.093, subdivision 1; 302A.011, subdivision 16; 303.03; 303.25, subdivision 1; 321.1114; 322B.03, subdivision 27; 325F.40; 325N.15; 329.17; 333.135; 336.4A-105; 343.40, subdivision 3; 345.14; 346.05; 353.01, subdivision 2; 353.34, subdivision 3a; 356.431, subdivision 1; 395.22; 458D.02, subdivision 2; 469.104; 473.845, subdivision 1; 481.05; 501B.18; 501B.19; 514.996, subdivision 3; 515B.4-102; 524.2-114; 525.9212; 525.95, subdivision 1; 527.38; 527.39; 529.12; 540.18, subdivision 1; 580.041, subdivision 2; 624.64; 624.67; 626.84, subdivision 1; 629.11; 631.04; Laws 2003, First

Special Session chapter 11, article 2, section 21; Laws 2004, chapter 199, article 12, section 108; Laws 2004, chapter 261, article 6, section 5; repealing Minnesota Statutes 2004, sections 115B.49, subdivision 4a; 306.13; 315.43; 317A.909, subdivision 4; 357.12; 367.40, subdivisions 3, 4; 367.401, subdivision 4; 367.42; 398.35, subdivision 2; Laws 2001, First Special Session chapter 10, article 10, section 1; Laws 2003, chapter 8, section 2; Laws 2004, chapter 219, section 1; Laws 2004, chapter 288, article 3, section 5. Minnesota Rules, parts 6700.0100, subpart 14; 6700.1300; 9055.0125; 9055.0500; 9055.0510; 9055.0520; 9055.0530; 9055.0540; 9055.0550; 9055.0560; 9055.0570; 9055.0580; 9055.0590; 9055.0600; 9055.0610.

Referred to the Committee on Judiciary.

Senators Dibble, Higgins, Berglin, Skoglund and Koering introduced--

S.F. No. 479: A bill for an act relating to capital improvements; authorizing the sale of state bonds; appropriating money to mitigate flooding at Lake of the Isles.

Referred to the Committee on Finance.

Senators Senjem and Saxhaug introduced--

S.F. No. 480: A bill for an act relating to appropriations; appropriating money to the Mississippi River Parkway Commission.

Referred to the Committee on Finance.

Senator Vickerman introduced--

S.F. No. 481: A bill for an act relating to taxes; authorizing the city of Worthington to impose a local sales and use tax.

Referred to the Committee on Taxes.

Senators Vickerman, Solon, Kubly, Hottinger and Frederickson introduced--

S.F. No. 482: A bill for an act relating to governmental operations; providing for local planning assistance by certain regional organizations; appropriating money; amending Minnesota Statutes 2004, section 462.39, by adding a subdivision.

Referred to the Committee on State and Local Government Operations.

Senators Betzold; Johnson, D.E. and Bakk introduced--

S.F. No. 483: A bill for an act relating to state government; providing that chaplains employed by the state are in the classified civil service; amending Minnesota Statutes 2004, section 43A.08, subdivision 1.

Referred to the Committee on State and Local Government Operations.

Senators Koering and Sams introduced--

S.F. No. 484: A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for construction of a wastewater collection system connection to the Mille Lacs wastewater treatment facility.

Referred to the Committee on Finance.

Senator Johnson, D.E. introduced--

S.F. No. 485: A bill for an act relating to education finance; modifying a school district's percentage of students attending nonpublic school necessary to qualify for an exemption; creating a process to resolve a tuition obligation; converting referendum revenue authority for Common School District No. 815, Prinsburg; authorizing the school district to recertify its school levy for taxes payable in 2005; amending Minnesota Statutes 2004, section 123A.70.

Referred to the Committee on Finance.

Senators Hottinger, Frederickson and Day introduced--

S.F. No. 486: A bill for an act relating to capital investment; appropriating money for capital improvements at South Central Technical College; authorizing the issuance of general obligation bonds.

Referred to the Committee on Finance.

Senators Belanger, Michel, Nienow and Pariseau introduced--

S.F. No. 487: A bill for an act relating to motor carriers; providing for certain exemption from rate filings by household goods carriers; amending Minnesota Statutes 2004, section 221.171, subdivision 2.

Referred to the Committee on Transportation.

Senators Marty, Lourey, Dibble and Berglin introduced--

S.F. No. 488: A bill for an act relating to health; enacting the Compassionate Use Act to protect seriously ill patients from prosecution and prison for using medicinal marijuana under a physician's supervision; imposing criminal penalties; authorizing rulemaking; proposing coding for new law in Minnesota Statutes, chapter 152.

Referred to the Committee on Health and Family Security.

Senators Marty and Hottinger introduced--

S.F. No. 489: A bill for an act relating to elections; prohibiting political parties that receive a public subsidy from making independent expenditures; requiring that income tax checkoff money and political contributions refunded by the state be used only for candidates who have agreed to spending limits; imposing campaign contribution and spending limits on legislative caucuses that choose to participate in the political contribution refund program; limiting multicandidate expenditures by political parties; increasing the maximum political contribution refund from \$50 to \$100; amending Minnesota Statutes 2004, sections 10A.01, subdivisions 9, 18; 10A.25, subdivision 1, by adding subdivisions; 10A.27, subdivision 11, by adding a subdivision; 10A.275, subdivision 1; 10A.28, subdivisions 1, 2; 10A.31, subdivisions 3, 5; 10A.322; 290.06, subdivision 23.

Referred to the Committee on Elections.

Senators Marty, Lourey and Berglin introduced--

S.F. No. 490: A bill for an act relating to taxation; eliminating the repeal of a portion of sales tax on alcoholic beverages; appropriating money; amending Minnesota Statutes 2004, section 297A.94; Laws 2001, First Special Session chapter 5, article 12, section 95.

Referred to the Committee on Health and Family Security.

Senator Chaudhary introduced--

S.F. No. 491: A bill for an act relating to game and fish; modifying special permit provisions for exhibition of deer; amending Minnesota Statutes 2004, section 97A.401, subdivision 3.

Referred to the Committee on Environment and Natural Resources.

Senator Wiger introduced--

S.F. No. 492: A bill for an act relating to traffic regulations; requiring vehicles to be driven in right-hand lane with exceptions; amending Minnesota Statutes 2004, sections 169.18, subdivisions 7, 10; 171.13, by adding a subdivision.

Referred to the Committee on Transportation.

Senators Kubly, Lourey, Sams, Berglin and Vickerman introduced--

S.F. No. 493: A bill for an act relating to hospital districts; providing for board membership in the Yellow Medicine County Hospital District; amending Laws 1963, chapter 276, section 2, by adding a subdivision.

Referred to the Committee on Health and Family Security.

Senators Lourey, Wiger, Murphy, Nienow and Moua introduced--

S.F. No. 494: A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for the Rush Line Corridor Busway.

Referred to the Committee on Finance.

Senators Sams, Langseth, Kubly, Frederickson and Pariseau introduced--

S.F. No. 495: A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money to acquire land for wildlife management areas.

Referred to the Committee on Finance.

RECESS

Senator Rest moved that the Senate do now recess subject to the call of the President. The motion prevailed.

After a brief recess, the President called the Senate to order.

CALL OF THE SENATE

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

MOTIONS AND RESOLUTIONS - CONTINUED

SUSPENSION OF RULES

Senator Rest moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to S.F. No. 1 and that the rules of the Senate be so far suspended as to give S.F. No. 1, now on General Orders, its third reading and place it on its final passage. The motion prevailed.

S.F. No. 1: A bill for an act relating to capital improvements; authorizing spending to acquire and better public land and buildings and other public improvements of a capital nature with certain conditions; making adjustments to previous bond authorizations; authorizing sale of state bonds; appropriating money; amending Minnesota Statutes 2004, sections 16A.671, subdivision 3; 116.182, subdivision 2; 116J.571; 116J.572, subdivision 2; 116J.573, subdivisions 1, 2, 5; 116J.575, subdivision 1; 134.45; 136F.60, by adding a subdivision; 174.52, by adding a subdivision; Laws 2000, chapter 492, article 1, section 7, subdivision 21; Laws 2002, chapter 393, section 13, subdivision 7, as amended; Laws 2002, chapter 393, section 19, subdivision 2; Laws 2003, First Special Session chapter 20, article 1, section 11; proposing coding for new law in Minnesota Statutes, chapters 446A; 641.

CALL OF THE SENATE

Senator Reiter imposed a call of the Senate for the balance of the proceedings on S.F. No. 1. The Sergeant at Arms was instructed to bring in the absent members.

Senator Reiter moved to amend S.F. No. 1 as follows:

Page 24, delete lines 45 to 58

Page 25, delete lines 1 to 21

Page 25, line 22, delete "7" and insert "6"

Page 25, line 30, delete "8" and insert "7"

Page 25, line 36, delete "9" and insert "8"

Page 25, line 42, delete "10" and insert "9"

Page 25, line 51, delete "11" and insert "10"

Page 25, line 58, delete "12" and insert "11"

Page 26, line 9, delete "13" and insert "12"

Correct the section total, the appropriation summary, and the bond sale authorization

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 6 and nays 57, as follows:

Those who voted in the affirmative were:

Bachmann	LeClair	Limmer	Nienow	Reiter
Gerlach				

Those who voted in the negative were:

Anderson	Frederickson	Larson	Pappas	Skoe
Bakk	Gaither	Lourey	Pariseau	Skoglund
Belanger	Higgins	Marko	Pogemiller	Solon
Berglin	Hottinger	Marty	Ranum	Sparks
Betzold	Johnson, D.J.	McGinn	Rest	Stumpf
Chaudhary	Jungbauer	Metzen	Robling	Tomassoni
Cohen	Kelley	Michel	Rosen	Vickerman
Day	Kierlin	Moua	Ruud	Wergin
Dibble	Kiscaden	Murphy	Sams	Wiger
Dille	Koering	Neuville	Saxhaug	
Fischbach	Kubly	Olson	Scheid	
Foley	Langseth	Ortman	Senjem	

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

Senator Bachmann moved to amend S.F. No. 1 as follows:

Page 10, line 30, delete "2,000,000" and insert "7,000,000"

Page 10, after line 33, insert:

"\$5,000,000 is for a grant to the city of Stillwater to predesign, design, construct, furnish, and equip an expansion of the Stillwater Carnegie Library, notwithstanding the limit on the amount of a grant under Minnesota Statutes, section 134.45, subdivision 5b."

Correct the section total, the appropriation summary, and the bond sale authorization

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 20 and nays 42, as follows:

Those who voted in the affirmative were:

Bachmann	Fischbach	Kierlin	Limmer	Pogemiller
Belanger	Frederickson	Koering	McGinn	Reiter
Day	Johnson, D.J.	Larson	Michel	Rosen
Dille	Jungbauer	LeClair	Pariseau	Senjem

Those who voted in the negative were:

Anderson	Higgins	Metzen	Rest	Sparks
Bakk	Hottinger	Moua	Robling	Stumpf
Berglin	Kelley	Murphy	Ruud	Tomassoni
Betzold	Kiscaden	Neuville	Sams	Vickerman
Chaudhary	Kubly	Nienow	Saxhaug	Wergin
Cohen	Langseth	Olson	Scheid	Wiger
Dibble	Lourey	Ortman	Skoe	
Foley	Marko	Pappas	Skoglund	
Gerlach	Marty	Ranum	Solon	

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

Senator Bachmann moved to amend S.F. No. 1 as follows:

Page 36, after line 38, insert:

"Subd. 23. Bayport - Prison Pond Sewer System Extension	1,750,000
--	-----------

For a grant to the city of Bayport for the Middle St. Croix River Watershed Management Organization to complete the sewer system extending from Minnesota Department of Natural Resources pond 82-310P (the prison pond) in Bayport through the Stillwater prison grounds to the St. Croix River and alternative outlets."

Correct the section total, the appropriation summary, and the bond sale authorization

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

Senator Wergin moved to amend S.F. No. 1 as follows:

Page 15, line 24, delete "365,000" and insert "665,000"

Page 15, line 27, delete the comma and insert " .

\$365,000 is for a grant"

Page 15, after line 30, insert:

"\$300,000 is for a grant to Mille Lacs County to provide the state's match for the cost of the Soo Line Multi-Use Recreational Bridge project over Marked Trunk Highway 169 in Mille Lacs County."

Correct the section total, the appropriation summary, and the bond sale authorization

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 15 and nays 47, as follows:

Those who voted in the affirmative were:

Bachmann	Dille	Larson	Neuville	Ruud
Belanger	Fischbach	McGinn	Nienow	Senjem
Day	Kierlin	Michel	Rosen	Wergin

Those who voted in the negative were:

Anderson	Gerlach	Langseth	Ortman	Skoglund
Bakk	Hann	LeClair	Pappas	Solon
Berglin	Higgins	Limmer	Pogemiller	Sparks
Betzold	Hottinger	Lourey	Ranum	Stumpf
Chaudhary	Johnson, D.J.	Marko	Reiter	Tomassoni
Cohen	Jungbauer	Marty	Rest	Vickerman
Dibble	Kelley	Metzen	Robling	Wiger
Foley	Kiscaden	Moua	Sams	
Frederickson	Koering	Murphy	Saxhaug	
Gaither	Kubly	Olson	Skoe	

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

Senator Robling moved to amend S.F. No. 1 as follows:

Page 17, delete lines 13 to 20

Page 17, delete lines 38 to 42

Page 18, delete lines 8 to 11

Correct the subdivision and section totals, the appropriation summary, and the bond sale authorization

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 29 and nays 35, as follows:

Those who voted in the affirmative were:

Bachmann	Gaither	Koering	Neuville	Robling
Belanger	Gerlach	Larson	Nienow	Rosen
Day	Hann	LeClair	Olson	Ruud
Dille	Johnson, D.J.	Limmer	Ortman	Senjem
Fischbach	Jungbauer	McGinn	Pariseau	Wergin
Frederickson	Kierlin	Michel	Reiter	

Those who voted in the negative were:

Anderson	Cohen	Kelley	Marko	Pappas
Bakk	Dibble	Kiscaden	Marty	Pogemiller
Berglin	Foley	Kubly	Metzen	Ranum
Betzold	Higgins	Langseth	Moua	Rest
Chaudhary	Hottinger	Lourey	Murphy	Sams

Saxhaug	Skoe	Solon	Stumpf	Vickerman
Scheid	Skoglund	Sparks	Tomassoni	Wiger

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

S.F. No. 1 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 7, as follows:

Those who voted in the affirmative were:

Anderson	Frederickson	Larson	Pariseau	Skoglund
Bakk	Gaither	Marko	Pogemiller	Solon
Belanger	Higgins	Marty	Ranum	Sparks
Berglin	Hottinger	McGinn	Rest	Stumpf
Betzold	Johnson, D.J.	Metzen	Robling	Tomassoni
Chaudhary	Jungbauer	Michel	Rosen	Vickerman
Cohen	Kelley	Moua	Ruud	Wergin
Day	Kierlin	Murphy	Sams	Wiger
Dibble	Kiscaden	Neuville	Saxhaug	
Dille	Koering	Nienow	Scheid	
Fischbach	Kubly	Olson	Senjem	
Foley	Langseth	Pappas	Skoe	

Those who voted in the negative were:

Bachmann	Hann	Limmer	Ortman	Reiter
Gerlach	LeClair			

So the bill passed and its title was agreed to.

RECONSIDERATION

Having voted on the prevailing side, Senator Higgins moved that the vote whereby S.F. No. 1 was passed by the Senate on January 24, 2005, be now reconsidered. The motion prevailed. So the vote was reconsidered.

S.F. No. 1 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 7, as follows:

Those who voted in the affirmative were:

Anderson	Frederickson	Larson	Pappas	Skoe
Bakk	Gaither	Lourey	Pariseau	Skoglund
Belanger	Higgins	Marko	Pogemiller	Solon
Berglin	Hottinger	Marty	Ranum	Sparks
Betzold	Johnson, D.J.	McGinn	Rest	Stumpf
Chaudhary	Jungbauer	Metzen	Robling	Tomassoni
Cohen	Kelley	Michel	Rosen	Vickerman
Day	Kierlin	Moua	Ruud	Wergin
Dibble	Kiscaden	Murphy	Sams	Wiger
Dille	Koering	Neuville	Saxhaug	
Fischbach	Kubly	Nienow	Scheid	
Foley	Langseth	Olson	Senjem	

Those who voted in the negative were:

Bachmann	Hann	Limmer	Ortman	Reiter
Gerlach	LeClair			

So the bill passed and its title was agreed to.

Senator Langseth moved that S.F. No. 1 be laid on the table. The motion prevailed.

ADJOURNMENT

Senator Rest moved that the Senate do now adjourn until 9:00 a.m., Wednesday, January 26, 2005. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

INDEX TO DAILY JOURNAL

Monday, January 24, 2005

MESSAGES FROM THE HOUSE AND FIRST READINGS OF HOUSE FILES

S.F. Nos.	Message Page	H.F. Nos.	Message Page	1st Reading Page
218	..... 161	57	.....162	162

SUSPENSION OF RULES

S.F. Nos.	Page	H.F. Nos.	Page
1	.....178		

REPORTS OF COMMITTEES AND SECOND READINGS

S.F. Nos.	Report Page	2nd Reading Page	H.F. Nos.	Report Page	2nd Reading Page
1	..... 165	166			
2	..... 164	166			
4	..... 163				
22	..... 163				
23	..... 163				
74	..... 162	166			
99	..... 163				
181	..... 164				
226	..... 162				
287	..... 163	166			
327	..... 162	166			
350	..... 164	166			

MOTIONS AND RESOLUTIONS

S.F. Nos.	Page	H.F. Nos.	Page
1	.....178		
1	.....179		
4	.....166		
48	.....166		
174	.....166		
208	.....166		
226	.....166		
365	.....166		
398	.....166		
Sen. Res. No . 22	.....166		
Sen. Res. No . 23	.....167		

Sen. Res.
No .24 167

INTRODUCTION AND FIRST READING OF SENATE BILLS

S.F. Nos. 424 to 495 Pages 167 to 178