

ELEVENTH DAY

St. Paul, Minnesota, Monday, January 31, 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, Lt. Col. Rob Lubben.

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

The President declared a quorum present.

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

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communications were received and referred to the committee indicated.

January 7, 2005

The Honorable James P. Metzen
President of the Senate

Dear Senator Metzen:

The following appointments are hereby respectfully submitted to the Senate for confirmation as required by law:

BOARD OF TEACHING

Jennifer Brist, 1605 Sunset St., Albert Lea, in the county of Freeborn, effective January 14, 2005, for a term that expires on January 5, 2009.

Kristi Delaney, 3762 Alexandria Ct., Woodbury, in the county of Washington, effective January 14, 2005, for a term that expires on January 1, 2007.

Todd C. Johnson, 13608 Sunset Hill Dr., Burnsville, in the county of Dakota, effective January 14, 2005, for a term that expires on January 5, 2009.

Leonard Runck, 1002 Elm St., Lamberton, in the county of Redwood, effective January 14, 2005, for a term that expires on January 5, 2009.

(Referred to the Committee on Education.)

January 27, 2005

The Honorable James P. Metzen
President of the Senate

Dear President Metzen:

On behalf of the people of Minnesota, I am honored to inform you that I have received, approved, signed and deposited in the Office of the Secretary of State, S.F. No. 218.

Sincerely,
Tim Pawlenty, Governor

January 27, 2005

The Honorable Steve Sviggum
Speaker of the House of Representatives

The Honorable James P. Metzen
President of the Senate

I have the honor to inform you that the following enrolled Act of the 2005 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 2005	Date Filed 2005
218		1	1:50 p.m. January 27	January 27

Sincerely,
Mary Kiffmeyer
Secretary of State

REPORTS OF COMMITTEES

Senator Johnson, D.E. moved that the Committee Report at the Desk be now adopted. The motion prevailed.

Senator Anderson from the Committee on Jobs, Energy and Community Development, to which was referred

S.F. No. 3: A bill for an act relating to employment; increasing the minimum wage; amending Minnesota Statutes 2004, section 177.24, subdivision 1.

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

Page 1, line 24, delete "\$5.90" and insert "\$6.10"

Page 1, line 25, delete "\$6.65" and insert "\$7.00"

Page 2, line 3, delete "\$5.65" and insert "\$5.85"

Page 2, line 4, delete "\$6.40" and insert "\$6.75"

Page 2, line 7, strike "\$4.25" and insert "\$5.15"

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

SECOND READING OF SENATE BILLS

S.F. No. 3 was read the second time.

MOTIONS AND RESOLUTIONS

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

Senator Kleis moved that the name of Senator Bachmann be added as a co-author to S.F. No. 92. The motion prevailed.

Senator Kierlin moved that the name of Senator Bachmann be added as a co-author to S.F. No. 135. The motion prevailed.

Senator Reiter moved that the name of Senator Bachmann be added as a co-author to S.F. No. 198. The motion prevailed.

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

Senator Vickerman moved that the name of Senator Bachmann be added as a co-author to S.F. No. 224. The motion prevailed.

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

Senator Skoglund moved that the name of Senator Marty be added as a co-author to S.F. No. 357. The motion prevailed.

Senator Kelley moved that the name of Senator Marty be added as a co-author to S.F. No. 397. The motion prevailed.

Senator Murphy moved that the name of Senator Wiger be added as a co-author to S.F. No. 505. The motion prevailed.

Senator Marko moved that the name of Senator Wiger be added as a co-author to S.F. No. 532. The motion prevailed.

Senator Skoglund moved that the name of Senator LeClair be added as a co-author to S.F. No. 539. The motion prevailed.

Senator Belanger moved that S.F. No. 487 be withdrawn from the Committee on Transportation and returned to its author. The motion prevailed.

Senator Wiger introduced--

Senate Resolution No. 30: A Senate resolution commemorating Benjamin Farrell.

Referred to the Committee on Rules and Administration.

Senators Tomassoni; Metzen; Bakk; Johnson, D.J. and Belanger introduced--

Senate Resolution No. 31: A Senate resolution urging the Committee on Baseball Veterans of the Baseball Hall of Fame to elect Roger Maris to the Baseball Hall of Fame.

Referred to the Committee on Rules and Administration.

Senators Stumpf, Olson, Kelley, Pappas and Marko introduced--

Senate Resolution No. 32: A Senate resolution recognizing February 13-19, 2005, as Career and Technical Education Week in Minnesota.

Referred to the Committee on Rules and Administration.

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

CONSENT CALENDAR

S.F. No. 345: A bill for an act relating to education; providing for employee recognition programs; amending Minnesota Statutes 2004, section 123B.02, by adding a subdivision.

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 59 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

Pursuant to Rule 26, Senator Johnson, D.E., Chair of the Committee on Rules and Administration, designated S.F. No. 2 a Special Order to be heard immediately.

SPECIAL ORDER

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.

Senator Neuville moved to amend S.F. No. 2 as follows:

Page 2, line 15, delete the new language

Page 2, line 17, after the stricken period, insert "Expenditures projected to occur as a result of deflation or inflation must be separately stated as a note, but shall not constitute a forecast adjustment for purposes of section 16A.11, subdivision 3, paragraph (b)."

Page 2, lines 20 to 22, delete the new language

CALL OF THE SENATE

Senator Cohen imposed a call of the Senate for the balance of the proceedings on S.F. No. 2. The Sergeant at Arms was instructed to bring in the absent members.

Senator Neuville moved to amend the Neuville amendment to S.F. No. 2 as follows:

Page 1, line 5, after "note" insert "for each forecasted program"

The motion prevailed. So the amendment to the amendment was adopted.

The question was taken on the adoption of the Neuville amendment, as amended.

The roll was called, and there were yeas 57 and nays 8, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Foley	Lourey	Pogemiller	Skoglund	Stumpf
Kierlin	Marty	Ranum		

The motion prevailed. So the amendment, as amended, was adopted.

S.F. No. 2 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 57 and nays 8, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Fischbach
Gerlach

Hann
Kierlin

Larson
LeClair

Reiter

Rosen

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

MOTIONS AND RESOLUTIONS - CONTINUED

Senator Johnson, D.E. moved that Senate Resolution No. 14 be taken from the table. The motion prevailed.

Senate Resolution No. 14: A Senate resolution relating to mileage; setting the miles traveled by members of the Senate in going to and returning from the Capitol.

Senator Johnson, D.E. moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Senators Ourada, Neuville and Limmer introduced--

S.F. No. 567: A bill for an act relating to creditors' remedies; requiring the filing of a summons and complaint before the issuance of a garnishment summons; amending Minnesota Statutes 2004, section 571.71.

Referred to the Committee on Judiciary.

Senator Senjem introduced--

S.F. No. 568: A bill for an act relating to motor vehicles; requiring that mailings of random sampling to verify insurance coverage must be by certified mail with evidence of delivery; prohibiting Department of Public Safety from suspending driver's license on grounds that driver failed to respond to commissioner's request for proof of insurance unless commissioner possesses evidence of delivery; amending Minnesota Statutes 2004, section 169.796, subdivision 3.

Referred to the Committee on Transportation.

Senators Chaudhary, Saxhaug, Olson, Marty and Pariseau introduced--

S.F. No. 569: A bill for an act relating to natural resources; modifying safety training provisions; providing for certain background checks; amending Minnesota Statutes 2004, sections 84.027, by adding a subdivision; 84.9256, subdivision 1; 97B.015, subdivisions 1, 2, 5; 97B.020; 349.12, subdivision 25.

Referred to the Committee on Environment and Natural Resources.

Senator McGinn introduced--

S.F. No. 570: A bill for an act relating to taxation; property; modifying special assessment and property tax deferral provisions on certain qualified property; amending Laws 1998, chapter 389, article 3, section 41; Laws 1998, chapter 389, article 3, section 42, subdivision 2, as amended.

Referred to the Committee on Taxes.

Senators Jungbauer and Wergin introduced--

S.F. No. 571: A bill for an act relating to appropriations; appropriating money for the Oliver Kelley Farm.

Referred to the Committee on Finance.

Senators Wergin and Fischbach introduced--

S.F. No. 572: A bill for an act relating to capital improvements; appropriating money for acquisition and betterment of nonmetro regional parks; authorizing the issuance of state general obligation bonds.

Referred to the Committee on Finance.

Senator Bakk introduced--

S.F. No. 573: A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for the Ely Maintenance Facility.

Referred to the Committee on Finance.

Senator Bakk introduced--

S.F. No. 574: A bill for an act relating to capital improvements; appropriating money for Forest Highway 11 in Lake County; authorizing state bonds.

Referred to the Committee on Finance.

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

S.F. No. 575: A bill for an act relating to higher education; appropriating money to the Higher Education Services Office for a grant to the united family medicine residency program.

Referred to the Committee on Finance.

Senator Kierlin introduced--

S.F. No. 576: A bill for an act relating to economic development; appropriating money for a theater and arts center in Lanesboro.

Referred to the Committee on Finance.

Senator McGinn introduced--

S.F. No. 577: A bill for an act relating to drivers' licenses; modifying provision relating to driver's license suspension based on insurance sampling; amending Minnesota Statutes 2004, section 169.796, subdivision 3.

Referred to the Committee on Transportation.

Senator Cohen introduced--

S.F. No. 578: A bill for an act relating to traffic regulations; modifying definition of residential roadway; authorizing local authorities to establish speed limits on residential roadways; amending Minnesota Statutes 2004, sections 169.01, subdivision 81; 169.14, subdivision 5.

Referred to the Committee on Transportation.

Senator Hottinger introduced--

S.F. No. 579: A bill for an act relating to the environment; providing for deposits and refunds on beverage containers; proposing coding for new law in Minnesota Statutes, chapter 116F.

Referred to the Committee on Environment and Natural Resources.

Senators Scheid and Foley introduced--

S.F. No. 580: A bill for an act relating to crimes; prohibiting nonvehicular evasive flight from a peace officer; providing penalties; amending Minnesota Statutes 2004, section 609.487, by adding a subdivision.

Referred to the Committee on Crime Prevention and Public Safety.

Senators Marty, Pappas, Langseth, Wiger and Kiscaden introduced--

S.F. No. 581: A bill for an act relating to prevention of abortion, unintended pregnancies, and sexually transmitted infection; increasing access to family planning services; expanding educational efforts to prevent unintended pregnancies; increasing wholesome after-school activities for youth; requiring development of a plan to ensure comprehensive family life and sexuality education; creating after-school enrichment programs; requiring the provision of contraceptive information; creating a family planning Web site; modifying the ENABL and family planning grant programs; establishing regional training sites for comprehensive family life and sexuality education in schools; requiring family planning information be provided to MFIP recipients; appropriating money; amending Minnesota Statutes 2004, sections 145.4243; 145.925, subdivision 9; 145.9255, subdivisions 1, 4; 256J.45, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 121A; 124D; 145.

Referred to the Committee on Health and Family Security.

Senator Skoe introduced--

S.F. No. 582: A bill for an act relating to public safety; protecting ability to conduct amateur radio operations; encouraging utilization of amateur radio operators in public safety and emergency situations; amending Minnesota Statutes 2004, section 462.357, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 299C.

Referred to the Committee on Crime Prevention and Public Safety.

Senator Betzold introduced--

S.F. No. 583: A bill for an act relating to retirement; Public Employees Retirement Association; modifying augmentation rates for covered members; amending Minnesota Statutes 2004, section 353.71, subdivision 2.

Referred to the Committee on State and Local Government Operations.

Senators Olson, Kierlin and Neuville introduced--

S.F. No. 584: A bill for an act relating to taxation; income; allowing a credit for contributions to school tuition organizations; amending Minnesota Statutes 2004, section 290.01, subdivisions 19a, 19b; proposing coding for new law in Minnesota Statutes, chapter 290.

Referred to the Committee on Taxes.

Senator Olson introduced--

S.F. No. 585: A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for acquisition of the Big Island Veterans Camp.

Referred to the Committee on Finance.

Senator Sams introduced--

S.F. No. 586: A bill for an act relating to education; modifying teacher license variance for certain special education teachers; amending Minnesota Statutes 2004, section 122A.09, subdivision 10.

Referred to the Committee on Education.

Senator Sams introduced--

S.F. No. 587: A bill for an act relating to education; making the North Central Service Cooperative a contracting agency for the purpose of calculating special education revenue; amending Minnesota Statutes 2004, section 125A.76, by adding a subdivision.

Referred to the Committee on Finance.

Senators Chaudhary, Kiscaden, Pogemiller, Scheid and Bakk introduced--

S.F. No. 588: A bill for an act relating to unlawful trade practices; prohibiting employer misrepresentation of the status of employees; providing for the recovery of costs and attorney fees for unlawful trade practices; amending Minnesota Statutes 2004, section 325D.15; proposing coding for new law in Minnesota Statutes, chapter 325D.

Referred to the Committee on Judiciary.

Senators Gerlach, Jungbauer, Koering, Ruud and Bakk introduced--

S.F. No. 589: A bill for an act relating to the military; extending the time period for adjutant general of the Minnesota National Guard to make tuition reimbursement grants to members who have served in active military service; amending Minnesota Statutes 2004, section 192.501, subdivision 2.

Referred to the Committee on Agriculture, Veterans and Gaming.

Senators Rosen and Murphy introduced--

S.F. No. 590: A bill for an act relating to motor vehicles; expanding definition of farm truck to include trucks used primarily to transport animal carcasses to places of rendering; making technical and clarifying revisions; amending Minnesota Statutes 2004, section 168.011, subdivision 17.

Referred to the Committee on Transportation.

Senators Stumpf and Langseth introduced--

S.F. No. 591: A bill for an act relating to education finance; authorizing the sale of a school facility; forgiving any remaining balance on the maximum effort capital loan issued to former Independent School District No. 566, Askov.

Referred to the Committee on Finance.

Senators Kierlin, Kubly, Robling, Scheid and Pappas introduced--

S.F. No. 592: A bill for an act relating to early childhood education; providing for early learning standards and a quality rating system; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 124D.

Referred to the Committee on Finance.

Senators Skoe and Stumpf introduced--

S.F. No. 593: A bill for an act relating to education finance; making adjustments to the Department of Education's treatment of the Fertile-Beltrami tax base when making levy adjustments.

Referred to the Committee on Finance.

Senators McGinn, Wiger, Day and Murphy introduced--

S.F. No. 594: A bill for an act relating to traffic regulations; restricting differential between maximum and minimum speed limits on controlled-access highways; amending Minnesota Statutes 2004, section 169.14, subdivision 8.

Referred to the Committee on Transportation.

Senators McGinn, Kleis, Day, Wiger and Marko introduced--

S.F. No. 595: A bill for an act relating to crime prevention; prohibiting speed contests; prohibiting individuals from being spectators at speed contests; imposing criminal penalties; amending Minnesota Statutes 2004, section 169.13, by adding a subdivision.

Referred to the Committee on Crime Prevention and Public Safety.

Senators Pogemiller, Michel, Larson and Cohen introduced--

S.F. No. 596: A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for University of Minnesota capital projects.

Referred to the Committee on Finance.

Senator Pogemiller introduced--

S.F. No. 597: A bill for an act relating to capital improvements; authorizing state bonds; appropriating money for completion of the Grand Rounds National Scenic Byway trail in the city of Minneapolis.

Referred to the Committee on Finance.

Senators Ranum, Belanger and Michel introduced--

S.F. No. 598: A bill for an act relating to appropriations; authorizing state bonds; appropriating money to maintain the old Cedar Avenue bridge for hikers and bikers.

Referred to the Committee on Finance.

Senators Reiter and Bachmann introduced--

S.F. No. 599: A bill for an act relating to highways; appropriating money and authorizing issuance of trunk highway bonds for an interchange at I-35 and County State-Aid Highway 23.

Referred to the Committee on Finance.

Senators Solon, Tomassoni, Bakk, Saxhaug and Langseth introduced--

S.F. No. 600: A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money to the city of Duluth for reconstruction of the Peterson Arena.

Referred to the Committee on Finance.

Senator Murphy introduced--

S.F. No. 601: A bill for an act relating to capital improvements; appropriating money to design flood mitigation measures in the city of Cannon Falls; authorizing the sale of state bonds.

Referred to the Committee on Finance.

Senators Kierlin, Larson and Senjem introduced--

S.F. No. 602: A bill for an act relating to the city of Winona; authorizing the city to impose a sales and use tax and issue general obligation bonds.

Referred to the Committee on Taxes.

Senators McGinn, Gaither, Reiter and Day introduced--

S.F. No. 603: A bill for an act relating to the legislature; establishing a schedule for meeting and consideration of bills; forbidding meetings of the legislature in even-numbered years; amending Minnesota Statutes 2004, section 3.011.

Referred to the Committee on Rules and Administration.

Senator Wiger introduced--

S.F. No. 604: A bill for an act relating to children; changing certain presumptions, requirements, and procedures affecting custody; amending Minnesota Statutes 2004, sections 260C.001, subdivision 2; 260C.163, subdivision 5; 260C.212, by adding a subdivision.

Referred to the Committee on Judiciary.

Senators Jungbauer, Koering, McGinn, Rosen and Murphy introduced--

S.F. No. 605: A bill for an act relating to veterans; authorizing license plates for veterans of global war on terrorism; amending Minnesota Statutes 2004, section 168.123, subdivisions 1, 2.

Referred to the Committee on Transportation.

Senators Marty, Foley, Berglin and Lourey introduced--

S.F. No. 606: A bill for an act relating to crime prevention; providing for an aggressive initiative against impaired driving and chemical dependency; increasing the tax on alcoholic beverages to fund this initiative; eliminating obsolete language and making technical corrections; appropriating money; amending Minnesota Statutes 2004, sections 169A.275, subdivision 5; 169A.284, subdivision 1; 169A.54, subdivision 11; 169A.70, subdivisions 2, 3, by adding subdivisions; 254B.01, subdivisions 2, 3; 254B.02, subdivision 1; 254B.03, subdivisions 1, 4; 254B.04, subdivisions 1, 3; 254B.06, subdivisions 1, 2; 297G.03, subdivisions 1, 2; 297G.04, subdivisions 1, 2; 299A.62, subdivisions 1, 2; 609.115, subdivision 8; 609.135, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 373; 609; repealing Minnesota Statutes 2004, sections 254B.02, subdivisions 2, 3, 4; 254B.09, subdivisions 4, 5, 7.

Referred to the Committee on Crime Prevention and Public Safety.

Senator Foley introduced--

S.F. No. 607: A bill for an act relating to criminal justice; defining collateral sanctions; requiring the revisor of statutes to publish a table containing cross-references to collateral sanction laws located throughout Minnesota Statutes.

Referred to the Committee on Crime Prevention and Public Safety.

Senators Betzold, Skoglund, Scheid and Limmer introduced--

S.F. No. 608: A bill for an act relating to government data; regulating comprehensive law enforcement data of the Department of Commerce; amending Minnesota Statutes 2004, section 13.82, subdivision 1.

Referred to the Committee on Judiciary.

Senators Kleis, Fischbach, Reiter, Larson and Ruud introduced--

S.F. No. 609: A bill for an act relating to public safety; providing a life penalty without the possibility of release for certain first degree criminal sexual conduct crimes; creating indeterminate sentences and mandatory life sentences for certain first through fourth degree criminal sexual conduct crimes; creating a new criminal sexual predatory conduct crime; establishing the Minnesota Sex Offender Review Board; providing procedures for operation of the review board; specifying when an offender may petition for conditional release; directing the Sentencing Guidelines Commission to designate presumptive sentences for certain offenses; requiring the commissioner of corrections to establish criteria and procedures for reviewing offenders' petitions for release; allowing the Minnesota Sex Offender Review Board and the commissioner of corrections to proceed with expedited rulemaking; exempting the review board from contested case proceedings; granting the review board access to certain data; specifying that the Open Meeting Law does not apply to meetings and hearings of the Minnesota Sex Offender Review Board; instructing the revisor to recodify and renumber statutes; making various technical and conforming changes; amending Minnesota Statutes 2004, sections 13.851, by adding a subdivision; 13D.01, subdivision 2; 241.67, subdivision 3; 243.166, subdivision 1; 244.05, subdivisions 1, 3, 4, 5, 6, 7; 244.052, subdivision 3; 244.195, subdivision 1; 253B.185, subdivision 2, by adding a subdivision; 401.01, subdivision 2; 609.117, subdivisions 1, 2; 609.1351; 609.341, by adding subdivisions; 609.342; 609.343; 609.344; 609.345; 609.3452, subdivision 4; 609.347; 609.3471; 609.348; 609.353; 631.045; proposing coding for new law in Minnesota Statutes, chapters 244; 609; repealing Minnesota Statutes 2004, sections 609.108; 609.109.

Referred to the Committee on Crime Prevention and Public Safety.

Senators Bakk and Saxhaug introduced--

S.F. No. 610: A bill for an act relating to natural resources; modifying disposition of the snowmobile trails and enforcement account; amending Minnesota Statutes 2004, section 84.83, subdivision 3.

Referred to the Committee on Environment and Natural Resources.

Senators Bakk and Tomassoni introduced--

S.F. No. 611: A bill for an act relating to highways; authorizing issuance of up to \$2,524,000 in state bonds for the East Two Rivers project near the city of Tower; appropriating money.

Referred to the Committee on Finance.

Senator Betzold introduced--

S.F. No. 612: A bill for an act relating to natural resources; providing for exemption of collector watercraft from licensing requirements; amending Minnesota Statutes 2004, sections 86B.005, by adding a subdivision; 86B.301, subdivision 1, by adding a subdivision; repealing Minnesota Statutes 2004, section 86B.401, subdivision 13.

Referred to the Committee on Environment and Natural Resources.

Senator Betzold introduced--

S.F. No. 613: A bill for an act relating to education finance; authorizing a levy for certain utility costs of facilities used primarily for community education programs; proposing coding for new law in Minnesota Statutes, chapter 124D.

Referred to the Committee on Finance.

Senator Langseth introduced--

S.F. No. 614: A bill for an act relating to tax increment financing; providing for establishment of redevelopment districts in the city of Detroit Lakes subject to certain rules.

Referred to the Committee on Taxes.

Senator Wergin introduced--

S.F. No. 615: A bill for an act relating to counties; providing for alternative filing of surveys if there is no county surveyor; amending Minnesota Statutes 2004, section 389.08.

Referred to the Committee on State and Local Government Operations.

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

S.F. No. 616: A bill for an act relating to the military; extending the time period for adjutant general of the Minnesota National Guard to make tuition reimbursement grants to members who have served in active military service; amending Minnesota Statutes 2004, section 192.501, subdivision 2.

Referred to the Committee on Agriculture, Veterans and Gaming.

Senator Larson introduced--

S.F. No. 617: A bill for an act relating to counties; providing for the costs of certain actions relating to children; proposing coding for new law in Minnesota Statutes, chapter 393.

Referred to the Committee on State and Local Government Operations.

Senator Kierlin introduced--

S.F. No. 618: A bill for an act relating to appropriations; appropriating money for the Rushford Institute for Nanotechnology, Inc. in Rushford.

Referred to the Committee on Finance.

Senator LeClair introduced--

S.F. No. 619: A bill for an act relating to physical therapists; providing for issuance of reciprocal licensure upon proof of previous practice; amending Minnesota Statutes 2004, section 148.72, subdivision 1.

Referred to the Committee on Health and Family Security.

Senator Betzold, by request, introduced--

S.F. No. 620: A bill for an act relating to retirement; Public Employees Retirement Association; modifying augmentation rates for covered members; amending Minnesota Statutes 2004, section 353.71, subdivision 2.

Referred to the Committee on State and Local Government Operations.

Senator Betzold, by request, introduced--

S.F. No. 621: A bill for an act relating to retirement; Public Employees Retirement Association police and fire plan; proposing contribution rate modifications; amending Minnesota Statutes 2004, section 353.65, subdivisions 2, 3.

Referred to the Committee on State and Local Government Operations.

Senators McGinn, Kleis, Murphy and Wiger introduced--

S.F. No. 622: A bill for an act relating to crimes; prohibiting providing false information to police; providing penalties; amending Minnesota Statutes 2004, section 609.505.

Referred to the Committee on Crime Prevention and Public Safety.

Senators Tomassoni and Bakk introduced--

S.F. No. 623: A bill for an act relating to retirement; providing that certain laws do not apply to the consolidation of specified volunteer firefighter relief associations.

Referred to the Committee on State and Local Government Operations.

Senators Metzen, Stumpf, Ruud, Pariseau and Skoe introduced--

S.F. No. 624: A bill for an act relating to education finance; creating a system to finance replacement school buses; appropriating money.

Referred to the Committee on Finance.

Senator Koering introduced--

S.F. No. 625: A bill for an act relating to Independent School District No. 482, Little Falls; providing for an alley system or at-large election of school board members.

Referred to the Committee on Education.

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

S.F. No. 626: A bill for an act relating to light rail transit; requiring a valid ticket for a transit ride; prohibiting multiple use of a ticket; providing penalties; proposing coding for new law in Minnesota Statutes, chapter 473.

Referred to the Committee on Transportation.

Senators Pappas, Robling, Kierlin, Neuville and Larson introduced--

S.F. No. 627: A bill for an act relating to higher education; regulating tuition for certain students; proposing coding for new law in Minnesota Statutes, chapter 135A.

Referred to the Committee on Finance.

Senators Neuville, Marty, Jungbauer and Lourey introduced--

S.F. No. 628: A bill for an act relating to game and fish; modifying protection status of great horned owls; amending Minnesota Statutes 2004, section 97A.015, subdivision 52.

Referred to the Committee on Environment and Natural Resources.

Senator Higgins introduced--

S.F. No. 629: A bill for an act relating to the Metropolitan Council; removing the requirement for adoption of a separate airports or aviation system plan; repealing provisions for planning administration between the Metropolitan Council and the Metropolitan Airports Commission; repealing obsolete provisions; amending Minnesota Statutes 2004, sections 473.146, subdivision 1; 473.192, subdivisions 2, 3; 473.655; 473.852, subdivision 8; repealing Minnesota Statutes 2004, sections 473.155; 473.619.

Referred to the Committee on State and Local Government Operations.

Senators Neuville, Betzold, Koering, Marty and Hann introduced--

S.F. No. 630: A bill for an act relating to civil law; reforming and recodifying the law relating to marriage dissolution, child custody, child support, maintenance, and property division; changing a fee; making style and form changes; appropriating money; amending Minnesota Statutes 2004, sections 357.021, by adding a subdivision; 518.002; 518.003, subdivisions 1, 3; 518.005; 518.01; 518.02; 518.03; 518.04; 518.05; 518.055; 518.06; 518.07; 518.09; 518.091, subdivision 1; 518.10; 518.11; 518.12; 518.13; 518.131; 518.14, subdivision 1; 518.148; 518.155; 518.156; 518.157, subdivisions 1, 2, 3, 5, 6; 518.165; 518.166; 518.167, subdivisions 3, 4, 5; 518.168; 518.1705, subdivisions 2, 6, 7, 8, 9; 518.175; 518.1751, subdivisions 1b, 2, 2a, 2b, 2c, 3; 518.1752; 518.176; 518.177; 518.178; 518.179, subdivision 1; 518.18; 518.191, subdivision 1; 518.195, subdivisions 2, 3; 518.24; 518.25; 518.27; 518.54, subdivisions 1, 5, 6, 7, 8; 518.55; 518.552; 518.58; 518.581; 518.582; 518.612; 518.619; 518.62; 518.64, subdivisions 1, 2; 518.641; 518.642; 518.646; 518.65; 518.68, subdivision 1; 519.11, subdivision 1; proposing coding for new law as Minnesota Statutes, chapters 517A; 517B; 517C; repealing Minnesota Statutes 2004, sections 518.111; 518.14, subdivision 2; 518.171; 518.24; 518.255; 518.54, subdivisions 2, 4a, 13, 14; 518.55, subdivision 4; 518.551; 518.5513; 518.553; 518.57; 518.575; 518.585; 518.5851; 518.5852; 518.5853; 518.61; 518.6111; 518.614; 518.615; 518.616; 518.617; 518.618; 518.6195; 518.6196; 518.62; 518.64, subdivisions 4, 4a, 5; 518.68.

Referred to the Committee on Judiciary.

Senators Hann and LeClair introduced--

S.F. No. 631: A bill for an act relating to civil actions; prohibiting actions against certain persons for weight gain as a result of consuming certain foods; proposing coding for new law in Minnesota Statutes, chapter 604.

Referred to the Committee on Judiciary.

Senator Hann introduced--

S.F. No. 632: A bill for an act relating to the state lottery; abolishing the state lottery; repealing Minnesota Statutes 2004, sections 349A.01; 349A.02; 349A.04; 349A.05; 349A.06; 349A.07; 349A.08; 349A.09; 349A.10; 349A.11; 349A.12; 349A.13; 349A.14; 349A.15; 349A.16; Minnesota Rules, parts 7856.1000; 7856.1010; 7856.1020; 7856.2010; 7856.2020; 7856.3010; 7856.3011; 7856.3020; 7856.3030; 7856.4010; 7856.4020; 7856.4030; 7856.4050; 7856.5010; 7856.5020; 7856.6010; 7856.7010; 7856.7020; 7856.7030; 7856.7040; 7856.7050; 7856.7060;

7856.7070; 7857.2000; 7857.2010; 7857.3000; 7857.3010; 7857.4000; 7857.4010; 7857.4020; 7857.4030; 7857.4040; 7857.4041; 7857.4050; 7857.5000; 7857.5010; 7857.6000; 7857.6020; 7857.7000.

Referred to the Committee on Agriculture, Veterans and Gaming.

Senator Murphy introduced--

S.F. No. 633: A bill for an act relating to transportation; modifying provisions relating to the use of freeway or expressway shoulders by transit buses and authorizing the commissioner of transportation to allow such use by metro mobility buses; amending Minnesota Statutes 2004, section 169.306.

Referred to the Committee on Transportation.

Senators Robling, Neuville and Belanger introduced--

S.F. No. 634: A bill for an act relating to taxation; property; providing that certain personal property of an electric generation facility is exempt from property taxation; amending Minnesota Statutes 2004, section 272.02, by adding a subdivision.

Referred to the Committee on Taxes.

Senators Robling, Ortman, Day, Rosen and Wergin introduced--

S.F. No. 635: A bill for an act relating to transportation; proposing an amendment to the Minnesota Constitution, article XIV, dedicating proceeds from motor vehicle sales tax to transportation purposes and phasing in the dedication over a five-year period.

Referred to the Committee on Finance.

Senator Stumpf introduced--

S.F. No. 636: A bill for an act relating to gambling; changing noon hour bingo to single occasion bingo and removing time of day restrictions; amending Minnesota Statutes 2004, section 349.17, subdivision 7.

Referred to the Committee on Agriculture, Veterans and Gaming.

Senators Lourey, Solon, Higgins, Foley and Nienow introduced--

S.F. No. 637: A bill for an act relating to health occupations; eliminating the prohibition against providing physical therapy after 30 days without a physician's order or without practicing for one year; amending Minnesota Statutes 2004, sections 148.75; 148.76, subdivision 2.

Referred to the Committee on Health and Family Security.

Senator Nienow introduced--

S.F. No. 638: A bill for an act relating to natural resources; appropriating money for removal and restoration of the Rush Creek Dam.

Referred to the Committee on Finance.

Senator Lourey introduced--

S.F. No. 639: A bill for an act relating to health; prohibiting the use of certain vaccines containing mercury or mercury compounds; amending Minnesota Statutes 2004, section 121A.15, subdivision 3a; proposing coding for new law in Minnesota Statutes, chapter 145.

Referred to the Committee on Health and Family Security.

Senators Dibble and Kelley introduced--

S.F. No. 640: A bill for an act relating to consumer protection; regulating the creation and maintenance of wireless directory assistance service databases; protecting consumer privacy; proposing coding for new law in Minnesota Statutes, chapter 325E.

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

Senators Marty and Lourey introduced--

S.F. No. 641: A bill for an act relating to health; requiring removal of dental mercury before cremation; requiring dentists to install amalgam separators; amending Minnesota Statutes 2004, section 149A.95, subdivision 7; proposing coding for new law in Minnesota Statutes, chapter 150A.

Referred to the Committee on Health and Family Security.

Senators Marty and Scheid introduced--

S.F. No. 642: A bill for an act relating to elections; authorizing alternative methods of voting in city elections; permitting instant runoff voting; requiring a report; proposing coding for new law in Minnesota Statutes, chapter 205.

Referred to the Committee on Elections.

Senator Betzold introduced--

S.F. No. 643: A bill for an act relating to civil commitment; expanding early intervention services; amending Minnesota Statutes 2004, section 253B.065, subdivision 5.

Referred to the Committee on Judiciary.

Senator Betzold introduced--

S.F. No. 644: A bill for an act relating to family law; changing certain procedures for removal of a child's residence from Minnesota; amending Minnesota Statutes 2004, sections 518.1705, subdivision 7; 518.175, subdivision 3; 518.18.

Referred to the Committee on Judiciary.

MEMBERS EXCUSED

Senators Frederickson and Hottinger were excused from the Session of today. Senator Anderson was excused from the Session of today from 11:00 to 11:20 a.m. Senators Marko and Moua were excused from the Session of today from 11:00 to 11:30 a.m.

ADJOURNMENT

Senator Johnson, D.E. moved that the Senate do now adjourn until 9:00 a.m., Thursday, February 3, 2005. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

INDEX TO DAILY JOURNAL

Monday, January 31, 2005

EXECUTIVE AND OFFICIAL COMMUNICATIONS

Pages 207 to 208

CHAPTER LAWS

S.F. Nos.	H.F. Nos.	Session Laws Chapter No.	Page
218		1	208

REPORTS OF COMMITTEES AND SECOND READINGS

S.F. Nos.	Report Page	2nd Reading Page	H.F. Nos.	Report Page	2nd Reading Page
3	208	209			

MOTIONS AND RESOLUTIONS

S.F. Nos.	Page	H.F. Nos.	Page
48 .....	.209		
92 .....	.209		
135 .....	.209		
198 .....	.209		
208 .....	.209		
224 .....	.209		
226 .....	.209		
357 .....	.209		
397 .....	.209		
487 .....	.209		
505 .....	.209		
532 .....	.209		
539 .....	.209		
Sen. Res. No . 14 .....	.212		
Sen. Res. No . 30 .....	.210		
Sen. Res. No . 31 .....	.210		
Sen. Res. No . 32 .....	.210		

CONSENT CALENDAR

S.F. Nos.	Page	H.F. Nos.	Page
345	.....210		

SPECIAL ORDERS

S.F. Nos.	Page	H.F. Nos.	Page
2	.....210		

INTRODUCTION AND FIRST READING OF SENATE BILLS

S.F. Nos. 567 to 644 Pages 212 to 223