

TWENTY-NINTH DAY

St. Paul, Minnesota, Monday, March 21, 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. Bill Skarich.

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

March 15, 2005

The Honorable James P. Metzen
President of the Senate

Dear Senator Metzen:

The Subcommittee on Committees of the Committee on Rules and Administration met on March 14, 2005, and by appropriate action made the following appointments:

Pursuant to Minnesota Statutes 2004

136F.03: Board of Trustees of the Minnesota State Colleges and Universities Candidate Advisory Council - Joe Aitken, Del Jenkins, Yvonne Condell and Carl Crimmins, to serve a six-year term expiring on January 1, 2011.

3.9223: Council on Affairs of Chicano/Latino People - Senators Johnson, D.E. and Rosen, to serve at the pleasure of the appointing authority.

3.9225: Council on Black Minnesotans - Senators Scheid and McGinn, to serve at the pleasure of the appointing authority.

3.85: Legislative Commission on Pensions and Retirement - Senators Betzold, Langseth, Larson, Michel and Pogemiller, to serve a two-year term expiring January 15, 2007.

3.9222: Legislative Commission on the Economic Status of Women - Senators Berglin, Foley, Lourey, Pappas and Ortman, to serve until the expiration of their legislative terms.

Sincerely,
Dean Elton Johnson, Chair
Subcommittee on Committees

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. 1210.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned March 17, 2005

Mr. President:

I have the honor to announce that the House has acceded to the request of the Senate for the appointment of a Conference Committee, consisting of 3 members of the House, on the amendments adopted by the House to the following Senate File:

S.F. No. 1116: A bill for an act relating to natural resources; requiring lifejackets for children aboard watercraft; amending Minnesota Statutes 2004, section 86B.501, by adding a subdivision.

There has been appointed as such committee on the part of the House:

Samuelson, Hackbarth and Dill.

Senate File No. 1116 is herewith returned to the Senate.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned March 17, 2005

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S.F. No. 1031: A bill for an act relating to health; providing an exception to recreational camping area regulations for the State Fair; proposing coding for new law in Minnesota Statutes, chapter 327.

Senate File No. 1031 is herewith returned to the Senate.

Albin A. Mathiowetz, Chief Clerk, House of Representatives
Returned March 17, 2005

CONCURRENCE AND REPASSAGE

Senator Koering moved that the Senate concur in the amendments by the House to S.F. No. 1031 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 1031 was read the third time, as amended by the House, and placed on its repassage.

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

The roll was called, and there were yeas 58 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

MESSAGES FROM THE HOUSE - CONTINUED

Mr. President:

I have the honor to announce the adoption by the House of the following Senate Concurrent Resolution, herewith returned:

Senate Concurrent Resolution No. 6: A Senate concurrent resolution relating to adjournment for more than three days.

Albin A. Mathiowetz, Chief Clerk, House of Representatives
Returned March 17, 2005

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H.F. Nos. 367 and 423.

Albin A. Mathiowetz, Chief Clerk, House of Representatives
Transmitted March 17, 2005

FIRST READING OF HOUSE BILLS

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

H.F. No. 367: A bill for an act relating to real property; providing for certain defeasible estates; modifying residential purchase agreement cancellations; amending the foreclosure advice notice; amending Minnesota Statutes 2004, sections 500.20, subdivision 2a; 513.56, subdivision 3; 513.57, subdivision 2; 559.217; 580.041, by adding subdivisions.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 391, now on General Orders.

H.F. No. 423: A bill for an act relating to health; exempting hot tubs on rental houseboats from regulation as public pools; amending Minnesota Statutes 2004, section 144.1222, by adding a subdivision.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 520, now on General Orders.

REPORTS OF COMMITTEES

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

Senator Kelley from the Committee on Education, to which was referred

S.F. No. 1159: A bill for an act relating to higher education; establishing a planning committee for a four-year university at Rochester; appropriating money.

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

Delete everything after the enacting clause and insert:

"Section 1. [ROCHESTER HIGHER EDUCATION DEVELOPMENT COMMITTEE.]

Subdivision 1. [ESTABLISHMENT.] The Rochester Higher Education Development Committee is established to research and make recommendations to the governor and legislature on the creation of mission-driven postsecondary educational programs or institutions in the Rochester area that meet the educational needs of the region and the state and that capitalize on the unique opportunities for educational partnerships presented in the Rochester area.

Subd. 2. [MEMBERSHIP.] The committee is composed of 11 members, to be appointed by the governor, as follows:

- (1) a trustee of the Minnesota State Colleges and Universities, or the trustee's designee;
- (2) a regent of the University of Minnesota, or the regent's designee;
- (3) six persons from the Rochester area representing business, health and medical sciences, and technology;
- (4) the commissioner of finance, or the commissioner's designee;
- (5) one person who by training or experience has special expertise in postsecondary finance and planning; and
- (6) one person who by training or experience has special expertise in postsecondary academic planning and programming.

Before the first meeting of the committee, the governor shall select one person from the committee who shall serve as chair.

Subd. 3. [COMPENSATION AND REMOVAL.] Appointments to the committee are not subject to Minnesota Statutes, section 15.0597. Members of the committee are not entitled to reimbursement under Minnesota Statutes, section 15.059, subdivision 6. Members may be removed and vacancies filled pursuant to Minnesota Statutes, section 15.059, subdivision 4. The director of the Higher Education Services Office may provide administrative support to the committee.

Subd. 4. [DUTIES.] (a) The committee shall develop a recommendation for establishment and implementation of expanded higher education programs or institutions in Rochester. The committee's report must include recommendations on:

- (1) the mission and focus of the programs or institutions;
- (2) the nature of undergraduate and graduate programs to be offered;
- (3) site and facility needs;
- (4) funding sources and opportunities;
- (5) operational needs;
- (6) status and benefits of potential employees, including coverage under the Minnesota State Retirement System;
- (7) alliances or other types of cooperative arrangements with public and private institutions;
- (8) governance structures; and
- (9) mechanisms to ensure that the expanded programs are aligned with the unique needs and opportunities of the Rochester area and that programs take advantage of opportunities presented by regional business and industry.

(b) The committee must consider specifically whether expansion of the University of Minnesota in Rochester is the most appropriate method of meeting the region's needs.

(c) The committee may also research and provide recommendations on sites for the facilities and programs. The committee shall recommend any changes to Minnesota law required to implement recommendations of the committee.

Subd. 5. [REPORT.] The committee must issue a report with recommendations to the governor and the legislature by January 15, 2006.

Subd. 6. [SUNSET.] The committee expires on December 31, 2007.

Sec. 2. [ROCHESTER HIGHER EDUCATION DEVELOPMENT ACCOUNT.]

A Rochester higher education development account is created in the state treasury in the special revenue fund. Money in this account is appropriated to the Higher Education Services Office for allocation to the committee established in section 1 and the implementation activities outlined in section 3. The office shall serve as fiscal agent for the committee established in section 1.

Sec. 3. [APPROPRIATION.]

Subdivision 1. [PLANNING ACTIVITIES.] \$200,000 is appropriated to the Higher Education Services Office from the general fund for fiscal year 2006, for the purposes of section 1. This is a onetime appropriation.

Subd. 2. [IMPLEMENTATION FUNDING.] \$..... is appropriated from the general fund to the Higher Education Services Office for fiscal year 2006. This is a onetime appropriation that must be deposited into the Rochester higher education development account. With the approval of the Higher Education Services Office, money in this account may be used to:

- (1) provide additional planning and development funds, if needed;
- (2) provide initial funding for academic program development; or
- (3) provide funding related to academic facilities, if needed.

The appropriation under this subdivision is available until June 30, 2009.

Sec. 4. [EFFECTIVE DATE.]

This act is effective the day following final enactment.

Delete the title and insert:

"A bill for an act relating to higher education; creating a Rochester Higher Education Development Committee; appropriating money."

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

Senator Kelley from the Committee on Education, to which was referred

S.F. No. 1004: A bill for an act relating to higher education; creating a citizen's council; specifying duties of the council; appropriating money.

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

Delete everything after the enacting clause and insert:

"Section 1. [ROCHESTER HIGHER EDUCATION DEVELOPMENT COMMITTEE.]

Subdivision 1. [ESTABLISHMENT.] The Rochester Higher Education Development Committee is established to research and make recommendations to the governor and legislature on the creation of mission-driven postsecondary educational programs or institutions in the Rochester area that meet the educational needs of the region and the state and that capitalize on the unique opportunities for educational partnerships presented in the Rochester area.

Subd. 2. [MEMBERSHIP.] The committee is composed of 11 members, to be appointed by the governor, as follows:

- (1) a trustee of the Minnesota State Colleges and Universities, or the trustee's designee;
- (2) a regent of the University of Minnesota, or the regent's designee;
- (3) six persons from the Rochester area representing business, health and medical sciences, and technology;
- (4) the commissioner of finance, or the commissioner's designee;
- (5) one person who by training or experience has special expertise in postsecondary finance and planning; and
- (6) one person who by training or experience has special expertise in postsecondary academic planning and programming.

Before the first meeting of the committee, the governor shall select one person from the committee who shall serve as chair.

Subd. 3. [COMPENSATION AND REMOVAL.] Appointments to the committee are not subject to Minnesota Statutes, section 15.0597. Members of the committee are not entitled to reimbursement under Minnesota Statutes, section 15.059, subdivision 6. Members may be removed and vacancies filled pursuant to Minnesota Statutes, section 15.059, subdivision 4. The director of the Higher Education Services Office may provide administrative support to the committee.

Subd. 4. [DUTIES.] (a) The committee shall develop a recommendation for establishment and implementation of expanded higher education programs or institutions in Rochester. The committee's report must include recommendations on:

- (1) the mission and focus of the programs or institutions;

- (2) the nature of undergraduate and graduate programs to be offered;
 - (3) site and facility needs;
 - (4) funding sources and opportunities;
 - (5) operational needs;
 - (6) status and benefits of potential employees, including coverage under the Minnesota State Retirement System;
 - (7) alliances or other types of cooperative arrangements with public and private institutions;
 - (8) governance structures; and
 - (9) mechanisms to ensure that the expanded programs are aligned with the unique needs and opportunities of the Rochester area and that programs take advantage of opportunities presented by regional business and industry.
- (b) The committee must consider specifically whether expansion of the University of Minnesota in Rochester is the most appropriate method of meeting the region's needs.
- (c) The committee may also research and provide recommendations on sites for the facilities and programs. The committee shall recommend any changes to Minnesota law required to implement recommendations of the committee.

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- (3) provide funding related to academic facilities, if needed.

The appropriation under this subdivision is available until June 30, 2009.

Sec. 4. [EFFECTIVE DATE.]

This act is effective the day following final enactment."

Delete the title and insert:

"A bill for an act relating to higher education; creating a Rochester Higher Education Development Committee; appropriating money."

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

Senator Kelley from the Committee on Education, to which was referred

S.F. No. 1291: A bill for an act relating to education; licensing teachers of interdisciplinary teaching and facilitating learning in innovative schools and programs; providing for rulemaking; amending Minnesota Statutes 2004, section 122A.09, subdivision 4.

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

Senator Kelley from the Committee on Education, to which was referred

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.

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

Senator Kelley from the Committee on Education, to which was referred

S.F. No. 764: A bill for an act relating to education; authorizing a task force to study the delivery and funding of special education.

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

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

S.F. No. 917: A bill for an act relating to health; providing for grants and public information related to positive abortion alternatives; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 145.

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

Delete everything after the enacting clause and insert:

"Section 1. [145.4231] [POSITIVE ABORTION ALTERNATIVES.]

Subdivision 1. [DEFINITIONS.] For purposes of this section, the following terms have the meaning given:

(1) "abortion" means the use of any means to terminate the pregnancy of a woman known to be pregnant with knowledge that the termination with those means will, with reasonable likelihood, cause the death of the unborn child. For purposes of this section, abortion does not include an abortion necessary to prevent the death of the mother; and

(2) "unborn child" means an individual organism of the species Homo sapiens from fertilization until birth.

Subd. 2. [ELIGIBILITY FOR GRANTS.] (a) The commissioner of health shall award grants to eligible applicants under paragraph (c) for the reasonable expenses of alternatives to abortion programs to support, encourage, and assist women in carrying their pregnancies to term by providing information on, referral to, and assistance with securing necessary services that enable women to carry their pregnancies to term. Necessary services include, but are not limited to:

- (1) medical care;
- (2) nutritional services;
- (3) housing assistance;
- (4) adoption services;
- (5) education and employment assistance;
- (6) child care assistance; and
- (7) parenting education and support services, including services that support the continuation and completion of high school.

(b) In addition to providing information and referral under paragraph (a), an eligible program may provide one or more of the necessary services under paragraph (a) that assists women in carrying their pregnancies to term. To avoid duplication of efforts, grantees may refer to other public or private programs, rather than provide the care directly, if a woman meets eligibility criteria for the other programs.

(c) To be eligible for a grant, an agency or organization must:

- (1) be a private, nonprofit organization;
- (2) demonstrate that the program is conducted under appropriate supervision;
- (3) not charge women for services provided under the program;
- (4) provide each pregnant woman counseled with accurate information on the developmental characteristics of unborn children, including offering the printed information described in section 145.4243;
- (5) ensure that its alternatives to abortion program's purpose is to assist and encourage women in carrying their pregnancies to term and to maximize their potentials thereafter; and
- (6) ensure that none of the funds provided is used to encourage a woman to have an abortion not necessary to prevent her death or to provide her an abortion.

(d) The provisions, words, phrases, and clauses of paragraph (c) are inseverable from this subdivision, and if any provision, word, phrase, or clause of paragraph (c) or the application thereof to any person or circumstance is held invalid, such invalidity shall apply to all of this subdivision.

(e) An organization that provides abortions, promotes abortions, or encourages or arranges for abortions is ineligible to receive a grant under this program. An affiliate of an organization that provides abortions, promotes abortions, or encourages or arranges for abortions is ineligible to receive a grant under this section unless the organizations are separately incorporated and independent from each other. To be independent, the organizations may not share any of the following:

- (1) the same or a similar name;
- (2) medical facilities or nonmedical facilities, including but not limited to, business offices, treatment rooms, consultation rooms, examination rooms, and waiting rooms;
- (3) expenses;
- (4) employee wages or salaries; or
- (5) equipment or supplies, including but not limited to, computers, telephone systems, telecommunications equipment, and office supplies.

(f) An organization that receives a grant under this section and that is affiliated with an organization that provides abortion services must maintain financial records that demonstrate strict compliance with this subdivision and that demonstrate that its independent affiliate that provides abortion services receives no direct or indirect economic or marketing benefit from the grant under this section.

Subd. 3. [PRIVACY PROTECTION.] Any program receiving a grant under this section must have a privacy policy and procedures in place that ensure that the name, address, telephone number, or any other information that might identify any woman seeking the services of the program shall not be made public or shared with any other agency or organization without the written consent of the woman and all communications between the program and the woman must remain confidential. For purposes of any medical care provided by the program, including, but not limited to, pregnancy tests or ultrasonic scanning, the program must adhere to the requirements in section 144.335 that apply to providers before releasing any information relating to the medical care provided.

Subd. 4. [DUTIES OF COMMISSIONER.] The commissioner of health shall make grants under subdivision 2 beginning no later than July 1, 2006. In awarding grants, the commissioner shall consider the program's demonstrated capacity in providing services to assist a pregnant woman in carrying her pregnancy to term. The commissioner shall monitor and review the programs of each grantee to ensure that the grantee carefully adheres to the purposes and requirements of subdivision 2 and shall cease funding a grantee that fails to do so.

Subd. 5. [SEVERABILITY.] Except as provided in subdivision 2, paragraph (d), if any provision, word, phrase, or clause of this section or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect the provisions, words, phrases, clauses, or applications of this section that can be given effect without the invalid provision, word, phrase, clause, or application and to this end, the provisions, words, phrases, and clauses of this section are declared to be severable.

Sec. 2. [APPROPRIATIONS; COMMUNITY HEALTH AND FAMILY PROMOTION.]

Of the general fund appropriation in fiscal year 2007, \$2,500,000 is for positive abortion alternatives under Minnesota Statutes, section 145.4231. Of this amount, \$100,000 may be used for administrative costs of implementing the grant program. An additional \$50,000 is appropriated from the general fund to the commissioner of health in fiscal year 2006 for administrative costs of program implementation."

Amend the title as follows:

Page 1, lines 2 and 3, delete "and public information"

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

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

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.

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

Page 2, line 21, delete "and"

Page 2, line 22, before the period, insert "; and"

(8) student participation in clauses (4), (5), and (6) is voluntary and parents or guardians must be provided the opportunity to opt out"

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

Senator Higgins from the Committee on State and Local Government Operations, to which was referred

S.F. No. 1057: A bill for an act relating to state employment; providing voluntary unpaid leave options and early retirement incentives to state employees.

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

Page 1, line 8, after "government" insert "or the Board of Public Defense"

Page 1, line 18, delete "\$15,000" and insert "\$17,000"

Page 2, line 28, delete "PHASED RETIREMENT" and insert "POSTRETIREMENT EMPLOYMENT"

Page 2, line 31, delete "1,040" and insert "1,044"

Page 3, line 2, delete "1,040" and insert "1,044"

Page 3, line 19, after the period, insert "Upon expiration of an agreement entered into under this section, the appointing authority must restore the position to its status prior to the agreement."

Page 4, line 1, delete "1,040" and insert "1,044"

Page 4, line 5, delete "1,040" and insert "1,044"

Page 4, line 34, delete "1,040" and insert "1,044"

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

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

S.F. No. 1606: A bill for an act relating to crimes; making it a crime for a railroad or a person employed by a railroad to obstruct the treatment of a railroad worker injured on the job or to discipline or threaten to discipline the railroad employee injured on the job for requesting treatment or first aid; proposing coding for new law in Minnesota Statutes, chapter 609.

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

Page 1, line 13, after "railroad" insert "negligently or intentionally"

Page 1, line 14, before "delay" insert "unreasonably"

Page 1, line 20, delete everything after "(b)" and insert "A person convicted of a violation of paragraph (a), clause (1) or (2), is guilty of a gross misdemeanor and may be sentenced to imprisonment for not more than one year or to payment of a fine of not more than \$3,000, or both."

Page 1, delete lines 21 and 22

Amend the title as follows:

Page 1, line 2, before "crime" insert "gross misdemeanor"

Page 1, line 7, after the semicolon, insert "imposing criminal penalties;"

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

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

S.F. No. 1466: A bill for an act relating to transportation; clarifying seasonal load restrictions for utility vehicles; amending Minnesota Statutes 2004, section 169.87, subdivision 5.

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

Page 1, after line 22, insert:

"Sec. 2. [EFFECTIVE DATE.]

Section 1 is effective the day following final enactment."

And when so amended the bill do pass and be placed on the Consent Calendar. Amendments adopted. Report adopted.

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

S.F. No. 1603: A bill for an act relating to railroads; prohibiting railroad company from obstructing treatment of railroad worker injured on the job or from disciplining or threatening to discipline injured railroad employee for requesting treatment or first aid; proposing coding for new law in Minnesota Statutes, chapter 219.

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

Page 1, line 12, after "company" insert "negligently or intentionally"

Page 1, line 13, before "delay" insert "unreasonably"

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

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

S.F. No. 1649: A bill for an act relating to railroads; establishing speed limit of 30 miles per hour for trains operated within the city of Orr.

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

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

S.F. No. 1472: A bill for an act relating to traffic regulations; authorizing day activity center buses to operate certain school bus warning equipment under certain circumstances; amending Minnesota Statutes 2004, section 169.448, by adding a subdivision.

Reports the same back with the recommendation that the bill do pass and be placed on the Consent Calendar. Report adopted.

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

S.F. No. 1486: A bill for an act relating to public safety; prohibiting quotas for issuing traffic and vehicle inspection citations; amending Minnesota Statutes 2004, section 299D.08.

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

Senator Scheid from the Committee on Commerce, to which was referred

S.F. No. 899: A bill for an act relating to child safety; prohibiting the sale and commercial use of certain cribs; providing enforcement; proposing coding for new law in Minnesota Statutes, chapters 245A; 325F.

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

Page 5, delete lines 6 to 33

Page 5, line 34, delete "(e)" and insert "(d)"

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

Senator Scheid from the Committee on Commerce, to which was referred

S.F. No. 1437: A bill for an act relating to motor vehicles; recodifying the Motor Vehicle Retail Installment Sales Act.

Reports the same back with the recommendation that the bill do pass and be placed on the Consent Calendar. Report adopted.

Senator Scheid from the Committee on Commerce, to which was re-referred

S.F. No. 909: A bill for an act relating to insurance; broadening an existing right to purchase Medicare supplement coverage under certain circumstances; amending Minnesota Statutes 2004, section 62A.31, subdivision 1h.

Reports the same back with the recommendation that the bill do pass and be placed on the Consent Calendar. Report adopted.

Senator Higgins from the Committee on State and Local Government Operations, to which was re-referred

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.

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

Senator Higgins from the Committee on State and Local Government Operations, to which was referred

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.

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

Senator Higgins from the Committee on State and Local Government Operations, to which was referred

S.F. No. 1234: A bill for an act relating to the city of Minneapolis; creating a study panel on the governance and management structure of the city; providing membership of the study panel; appropriating money.

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

Page 3, line 33, after "Commission" insert "and to the legislature"

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

Senator Higgins from the Committee on State and Local Government Operations, to which was referred

S.F. No. 1272: A bill for an act relating to state government; adding an ex officio member to the Indian Affairs Council; amending Minnesota Statutes 2004, section 3.922, subdivision 1.

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

Senator Higgins from the Committee on State and Local Government Operations, to which was referred

S.F. No. 1275: A bill for an act relating to local government; permitting the city of Wabasha to establish a port authority commission; proposing coding for new law in Minnesota Statutes, chapter 469.

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

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

S.F. No. 1621: A bill for an act relating to the military; providing for rental of certain facilities at Camp Ripley; amending Minnesota Statutes 2004, section 190.16, by adding a subdivision.

Reports the same back with the recommendation that the bill do pass and be placed on the Consent Calendar. Report adopted.

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

S.F. No. 1624: A bill for an act relating to the military; clarifying statutes pertaining to the accumulation of vacation and sick leave by public officers and employees while on military leave and upon reinstatement in public office or employment; authorizing payment for some or all of the accumulated leave; amending Minnesota Statutes 2004, sections 192.261, subdivision 2; 471.975.

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

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

S.F. No. 1580: A bill for an act relating to agriculture; expanding the definition of shade tree; appropriating money; amending Minnesota Statutes 2004, section 18G.16, subdivision 1.

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

Page 2, line 25, delete "with minimal to residual"

Page 2, line 26, delete "timber value"

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

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

S.F. No. 1288: A bill for an act relating to gambling; modifying definition of video game of chance; amending Minnesota Statutes 2004, section 609.75, subdivision 8.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2004, section 609.75, subdivision 8, is amended to read:

Subd. 8. [VIDEO GAME OF CHANCE.] A video game of chance is a game or device that simulates one or more games commonly referred to as poker, blackjack, craps, hi-lo, roulette, or other common gambling forms, though not offering any type of pecuniary award or gain to players. The term also includes any video game having one or more of the following characteristics:

- (1) it is primarily a game of chance, and has no substantial elements of skill involved;
- (2) it awards game credits or replays and contains a meter or device that records unplayed credits or replays. A video game that simulates horse racing that does not involve a prize payout is not a video game of chance.

Sec. 2. [EFFECTIVE DATE.]

Section 1 is effective the day following final enactment."

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

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

S.F. No. 569: A bill for an act relating to natural resources; modifying safety training provisions; providing for certain background checks; providing that boat trailers are subject to forfeiture for a designated offense; providing for advanced hunter designation on driver's license or identification card; modifying reporting requirements of certain snowmobile and all-terrain vehicle sanctions; modifying lawful purposes for which gambling profits may be expended; amending Minnesota Statutes 2004, sections 84.027, by adding a subdivision; 84.91, subdivision 1; 84.9256, subdivision 1; 97B.015, subdivisions 1, 2, 5; 97B.020; 169A.63, subdivision 6; 171.07, subdivision 13; 349.12, subdivision 25.

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

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

S.F. No. 1623: A bill for an act relating to veterans; authorizing the placement of a plaque in the court of honor on the capitol grounds to honor the veterans of the Persian Gulf War.

Reports the same back with the recommendation that the bill do pass and be placed on the Consent Calendar. Report adopted.

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

S.F. No. 1622: A bill for an act relating to the military; changing eligibility for certain duties; amending Minnesota Statutes 2004, sections 193.29, subdivision 3; 193.30; 193.31.

Reports the same back with the recommendation that the bill do pass and be placed on the Consent Calendar. Report adopted.

Senator Higgins from the Committee on State and Local Government Operations, to which was referred

S.F. No. 1208: A bill for an act relating to employee relations; modifying state employment provisions; amending Minnesota Statutes 2004, sections 43A.08, subdivision 1a; 43A.10, subdivision 6a; 43A.15, subdivision 3; 43A.27, subdivision 2; 43A.31, by adding a subdivision.

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

Pages 1 and 2, delete section 1

Page 4, line 15, strike "and"

Page 4, line 17, before the period, insert "; and

(f) an officer or employee of the Minnesota Humanities Commission, provided that the commission receives a minimum appropriation of \$200,000 in state funds each fiscal year beginning in fiscal year 2006"

Page 4, after line 17, insert:

"[EFFECTIVE DATE.] This section is effective July 1, 2005."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 4, delete "43A.08, subdivision 1a;"

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

Senator Pogemiller from the Committee on Taxes, to which was referred

S.F. No. 971: A bill for an act relating to public finance; modifying requirements relating to financial statements; authorizing purchases of certain guaranteed investment contracts; authorizing a special levy; modifying the authority of cities and counties to finance purchases of computers and related items; extending the term of certain notes; clarifying the financing of conservation easements; extending sunsets on establishment of special service districts and housing improvement areas; providing for financing of certain improvements; extending the maximum maturity of certain bonds; revising time for certain notices of issues; exempting obligations issued to pay judgments from net debt limits; modifying the authority to finance street reconstruction; modifying limits on city capital improvement bonds and enabling certain towns to issue bonds under a capital improvement plan; amending Minnesota Statutes 2004, sections 80A.25, subdivision 3; 118A.05, subdivision 5; 275.70, subdivision 5; 373.01, subdivision 3; 373.40, subdivision 1; 410.32; 412.301; 428A.101; 428A.21; 429.031, by adding a subdivision; 429.051; 469.034, subdivision 2; 469.158; 474A.131, subdivision 1; 475.51, subdivision 4; 475.52, subdivisions 1, 3, 4; 475.521, subdivisions 1, 2, 3, 4; 475.58, subdivision 3b.

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

Pages 2 to 20, delete sections 2 to 24

Delete the title and insert:

"A bill for an act relating to public finance; modifying requirements relating to financial statements; amending Minnesota Statutes 2004, section 80A.25, subdivision 3."

And when so amended the bill be re-referred to the Committee on Commerce without recommendation. Amendments adopted. Report adopted.

SECOND READING OF SENATE BILLS

S.F. Nos. 586, 1466, 1649, 1472, 1486, 1437, 909, 493, 483, 1272, 1275, 1621, 1288, 1623, 1622 and 1208 were read the second time.

MOTIONS AND RESOLUTIONS

Senator Wergin moved that the name of Senator Limmer be added as a co-author to S.F. No. 1008. The motion prevailed.

Senator Pogemiller moved that the name of Senator Limmer be added as a co-author to S.F. No. 1081. The motion prevailed.

Senator Ruud moved that the name of Senator Metzen be added as a co-author to S.F. No. 1141. The motion prevailed.

Senator Kelley moved that the names of Senators Olson and Hann be added as co-authors to S.F. No. 1244. The motion prevailed.

Senator Sams moved that the name of Senator Dibble be added as a co-author to S.F. No. 1424. The motion prevailed.

Senator Ruud moved that the name of Senator Gaither be added as a co-author to S.F. No. 1623. The motion prevailed.

Senator Hann moved that the name of Senator Murphy be added as a co-author to S.F. No. 1624. The motion prevailed.

Senator Vickerman moved that the name of Senator Murphy be added as a co-author to S.F. No. 1688. The motion prevailed.

Senator Belanger moved that his name be stricken as a co-author to S.F. No. 1740. The motion prevailed.

Senator Ruud moved that S.F. No. 1623, on the Consent Calendar, be stricken and re-referred to the Committee on State and Local Government Operations. The motion prevailed.

Senator Wiger introduced--

Senate Resolution No. 58: A Senate resolution congratulating Nathaniel Evans Flath of St. Paul, Minnesota, for receiving the Eagle Award.

Referred to the Committee on Rules and Administration.

Senator Wiger introduced--

Senate Resolution No. 59: A Senate resolution congratulating Alexander Richard Pokorny of Maplewood, Minnesota, for receiving the Eagle Award.

Referred to the Committee on Rules and Administration.

Senator Wiger introduced--

Senate Resolution No. 60: A Senate resolution congratulating Richardson Elementary School on its 50th anniversary.

Referred to the Committee on Rules and Administration.

Senator Larson introduced--

Senate Resolution No. 61: A Senate resolution congratulating Ian Matthew Carlstrom of Wadena, Minnesota, for receiving the Eagle Award.

Referred to the Committee on Rules and Administration.

Senator Johnson, D.E. moved that H.F. No. 933 be withdrawn from the Committee on Commerce and re-referred to the Committee on Rules and Administration for comparison with S.F. No. 1437, now on the Consent Calendar. The motion prevailed.

Senator Kleis moved that S.F. No. 529 be withdrawn from the Committee on Crime Prevention and Public Safety and re-referred to the Committee on Finance. The motion prevailed.

Senator Ranum moved that S.F. No. 1807 be withdrawn from the Committee on Crime Prevention and Public Safety and re-referred to the Committee on Finance. The motion prevailed.

Senator Lourey moved that S.F. No. 1479 be withdrawn from the Committee on Health and Family Security and re-referred to the Committee on Judiciary. The motion prevailed.

SPECIAL ORDERS

Pursuant to Rule 26, Senator Johnson, D.E., Chair of the Committee on Rules and Administration, designated the following bills a Special Orders Calendar to be heard immediately:

S.F. Nos. 1245, 1092 and 508.

SPECIAL ORDER

S.F. No. 1245: A resolution memorializing the Congress of the United States to amend the No Child Left Behind Act according to the recommendations of the National Conference of State Legislatures' task force on No Child Left Behind.

Senator Bachmann moved to amend S.F. No. 1245 as follows:

Page 1, delete lines 7 to 25

Page 2, delete lines 1 to 36

Page 3, delete lines 1 to 28 and insert:

"WHEREAS, in 2002 the No Child Left Behind (NCLB) Act was enacted on a bipartisan basis; and

WHEREAS, NCLB violates the Tenth Amendment of the United States Constitution, which restricts the power of the federal government to those so delegated by the United States Constitution and reserves powers not delegated to the federal government, such as education, to the states and the people; and

WHEREAS, NCLB represents a federal intrusion into state and local control of education, which violates time-honored American principles of balanced federalism and respect for state and local prerogatives; and

WHEREAS, NCLB is ambiguous and coerces participation by placing punitive financial consequences on states refusing to participate; and

WHEREAS, in 2004 the National Conference of State Legislatures created a bipartisan task force to study NCLB and the task force found that NCLB fails to meet the test for valid federal regulatory requirements as decided by the United States Supreme Court in the 1987 South Dakota v. Dole decision; and

WHEREAS, the federal oath of office requires support of the United States Constitution and the Minnesota oath of office requires the support of the Minnesota and United States Constitutions; NOW, THEREFORE,

BE IT RESOLVED by the Legislature of the State of Minnesota that it urges the Congress of the United States to repeal the unconstitutional No Child Left Behind Act.

BE IT FURTHER RESOLVED that Congress shall return to the states through an education block grant the amount of funds that had been most recently appropriated under NCLB.

BE IT FURTHER RESOLVED that the Secretary of State of the State of Minnesota is directed to prepare copies of this memorial and transmit them to the President and the Secretary of the United States Senate, the Speaker and the Clerk of the United States House of Representatives, and Minnesota's Senators and Representatives in Congress so that they may be apprised of the sense of the Minnesota Legislature in this matter."

Delete the title and insert:

"A resolution memorializing the Congress of the United States to repeal the No Child Left Behind Act."

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 30 and nays 32, as follows:

Those who voted in the affirmative were:

| | | | | |
|--------------|---------------|---------|----------|-----------|
| Bachmann | Gerlach | Larson | Neuville | Reiter |
| Belanger | Hann | LeClair | Nienow | Robling |
| Day | Johnson, D.J. | Limmer | Olson | Rosen |
| Dille | Kierlin | Marko | Ortman | Senjem |
| Frederickson | Kleis | McGinn | Pappas | Tomassoni |
| Gaither | Koering | Michel | Pariseau | Wergin |

Those who voted in the negative were:

| | | | | |
|-----------|---------------|----------|----------|-----------|
| Anderson | Foley | Langseth | Rest | Sparks |
| Bakk | Higgins | Lourey | Ruud | Stumpf |
| Berglin | Hottinger | Marty | Saxhaug | Vickerman |
| Betzold | Johnson, D.E. | Metzen | Scheid | Wiger |
| Chaudhary | Kelley | Moua | Skoe | |
| Cohen | Kiscaden | Murphy | Skoglund | |
| Dibble | Kubly | Ranum | Solon | |

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

S.F. No. 1245 was read the third time and placed on its final passage.

The question was taken on the passage of the resolution.

The roll was called, and there were yeas 59 and nays 4, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Bachmann Larson LeClair Reiter

So the resolution passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 1092: A resolution memorializing the Congress of the United States to refrain from expanding No Child Left Behind requirements to high schools.

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

The question was taken on the passage of the resolution.

The roll was called, and there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the resolution passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 508: A bill for an act relating to metropolitan government; changing residency requirements for membership on the Metropolitan Council and the Metropolitan Airports Commission; amending Minnesota Statutes 2004, sections 473.123, subdivisions 2a, 3; 473.604, subdivision 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 | Foley | Koering | Nienow | Skoglund |
| Bachmann | Frederickson | Kubly | Olson | Solon |
| Bakk | Gaither | Langseth | Pappas | Sparks |
| Belanger | Gerlach | Limmer | Pariseau | Stumpf |
| Berglin | Higgins | Lourey | Pogemiller | Tomassoni |
| Betzold | Hottinger | Marko | Ranum | Vickerman |
| Chaudhary | Johnson, D.E. | Marty | Rest | Wergin |
| Cohen | Johnson, D.J. | McGinn | Robling | Wiger |
| Day | Kelley | Metzen | Rosen | |
| Dibble | Kierlin | Moua | Saxhaug | |
| Dille | Kiscaden | Murphy | Senjem | |
| Fischbach | Kleis | Neuville | Skoe | |

Those who voted in the negative were:

Hann
Larson

LeClair
Michel

Ortman

Reiter

Scheid

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

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 Foley, Scheid, Jungbauer and Betzold introduced--

S.F. No. 1808: A bill for an act relating to education finance; authorizing a pilot program to allow school districts to spend compensatory revenue at school sites with low test scores; amending Minnesota Statutes 2004, section 126C.15, subdivisions 2, 3.

Referred to the Committee on Finance.

Senators Chaudhary, Pariseau and Ruud introduced--

S.F. No. 1809: A bill for an act relating to natural resources; creating the Minnesota Conservation Heritage Foundation; eliminating the Legislative Commission on Minnesota Resources; providing for disposition of certain revenues; appropriating money; amending Minnesota Statutes 2004, sections 116P.02, by adding a subdivision; 116P.03; 116P.04, subdivision 5; 116P.07; 116P.08, subdivisions 3, 5, 6, 7, by adding a subdivision; 116P.09; 116P.10; 116P.11; 116P.12, subdivision 2; 116P.14, subdivision 2; 116P.15, subdivision 2; 168.1296, subdivision 5; 297A.94; proposing coding for new law in Minnesota Statutes, chapter 116P; repealing Minnesota Statutes 2004, sections 116P.02, subdivision 2 and 5; 116P.05; 116P.06; 116P.08, subdivisions 1, 4.

Referred to the Committee on Environment and Natural Resources.

Senators Kiscaden, Reiter, Scheid, Lourey and LeClair introduced--

S.F. No. 1810: A bill for an act relating to insurance; directing the commissioner of commerce to communicate to federal authorities this state's desire for federal law changes to facilitate the use of long-term care insurance in conjunction with a long-term care partnership program.

Referred to the Committee on Commerce.

Senators Koering, Murphy, Day, Ourada and Johnson, D.E. introduced--

S.F. No. 1811: A bill for an act relating to traffic regulations; authorizing local governments to permit low-speed neighborhood electric vehicles to be operated on residential roadways; making clarifying changes; amending Minnesota Statutes 2004, sections 168.011, subdivision 4; 168.012, subdivision 3a; 169.01, by adding a subdivision; 169.045.

Referred to the Committee on Transportation.

Senators Jungbauer and Wergin introduced--

S.F. No. 1812: A bill for an act relating to alcoholic beverages; allowing sale of malt liquor

under wine license issued to Lyric Arts Company for the Main Street Stage Theatre in Anoka; amending Laws 2000, chapter 440, section 10.

Referred to the Committee on Commerce.

Senator Dibble introduced--

S.F. No. 1813: A bill for an act relating to housing; appropriating money to the Housing Finance Agency for the Homeless Management Information System.

Referred to the Committee on Finance.

Senator Betzold, by request, and Senator Sams introduced--

S.F. No. 1814: A bill for an act relating to municipal tort liability; providing for actions against joint powers organizations; proposing coding for new law in Minnesota Statutes, chapter 466.

Referred to the Committee on Judiciary.

Senator Larson introduced--

S.F. No. 1815: A bill for an act relating to commerce; modifying various requirements for licensees of the Department of Commerce; amending Minnesota Statutes 2004, sections 60K.37, subdivision 1; 60K.38, subdivision 1; 60K.39, subdivision 3; 60K.56, subdivision 6; 82.29, subdivision 8; 82.31, subdivision 5; 82.32; 82B.02, by adding a subdivision; 82B.10, subdivision 4; 82B.11, subdivision 6; 82B.13, subdivisions 1, 3, 4, 5; 82B.14; 82B.19, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 45; repealing Minnesota Statutes 2004, section 82B.221; Minnesota Rules, part 2808.2200.

Referred to the Committee on Commerce.

Senator Day introduced--

S.F. No. 1816: A bill for an act relating to highways; providing for counties to contract with commissioner of transportation to maintain trunk highways; proposing coding for new law in Minnesota Statutes, chapter 161.

Referred to the Committee on Transportation.

Senator Berglin introduced--

S.F. No. 1817: A bill for an act relating to jobs training; decreasing the number of hours required in unsubsidized employment for job training and education opportunities; amending Minnesota Statutes 2004, section 256J.53, subdivision 2.

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

Senator Berglin introduced--

S.F. No. 1818: A bill for an act relating to human services; expanding children's therapeutic services and support; amending Minnesota Statutes 2004, section 256B.0943, subdivisions 1, 2.

Referred to the Committee on Health and Family Security.

Senators Moua, Limmer, Marko, Jungbauer and Scheid introduced--

S.F. No. 1819: A bill for an act relating to building officials; requiring adoption and application of certain competency and certification criteria; providing for continuing education; amending

Minnesota Statutes 2004, section 16B.65, subdivisions 3, 7; proposing coding for new law in Minnesota Statutes, chapter 16B.

Referred to the Committee on State and Local Government Operations.

Senator Langseth introduced--

S.F. No. 1820: A bill for an act relating to human services; increasing a nursing facility's payment rate; amending Minnesota Statutes 2004, section 256B.431, by adding a subdivision.

Referred to the Committee on Finance.

Senator Saxhaug introduced--

S.F. No. 1821: A bill for an act relating to local government; permitting a group health insurance arrangement of local governments to provide the same coverage to each participating governmental unit; amending Laws 1985, chapter 85, section 1.

Referred to the Committee on State and Local Government Operations.

Senators Higgins, Solon and Koering introduced--

S.F. No. 1822: A bill for an act relating to human services; specifying criteria for coverage of medical assistance special transportation services; increasing special transportation reimbursement rates; extending the prohibition on the use of brokers or coordinators to manage special transportation services; requiring a review of special transportation services; amending Minnesota Statutes 2004, section 256B.0625, subdivision 17; Laws 2003, First Special Session chapter 14, article 12, section 93.

Referred to the Committee on Health and Family Security.

Senators Sparks, Foley, Kleis and McGinn introduced--

S.F. No. 1823: A bill for an act relating to public safety; making technical changes to fire code adoption process; amending Minnesota Statutes 2004, section 299F.011, subdivision 1.

Referred to the Committee on Crime Prevention and Public Safety.

Senators Sparks, Foley, Kleis and McGinn introduced--

S.F. No. 1824: A bill for an act relating to public safety; changing name of Uniform Fire Code to State Fire Code; amending Minnesota Statutes 2004, sections 299F.014; 624.22, subdivision 1.

Referred to the Committee on Crime Prevention and Public Safety.

Senators Sparks, Foley, Kleis and McGinn introduced--

S.F. No. 1825: A bill for an act relating to public safety; modifying provisions relating to state fire marshal; making clarifying changes; amending Minnesota Statutes 2004, sections 299F.05; 299F.051, subdivision 4; 299F.06, subdivision 1.

Referred to the Committee on Crime Prevention and Public Safety.

Senators Kierlin and Hottinger introduced--

S.F. No. 1826: A bill for an act relating to taxation; income; allowing a credit for contributions to prekindergarten scholarship granting organizations; amending Minnesota Statutes 2004, section 290.01, subdivision 19c; proposing coding for new law in Minnesota Statutes, chapter 290.

Referred to the Committee on Finance.

Senator Ourada introduced--

S.F. No. 1827: A bill for an act relating to energy; modifying the issuance of site permits and route permits for large electric energy facilities and providing for the payment of fees to the Environmental Quality Board; authorizing rulemaking; amending Minnesota Statutes 2004, section 116C.69, subdivisions 2, 2a.

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

Senators Bakk and Hann introduced--

S.F. No. 1828: A bill for an act relating to natural resources; providing grants to the North Shore Management Board.

Referred to the Committee on Finance.

Senators Foley, Vickerman, McGinn, Murphy and Koering introduced--

S.F. No. 1829: A bill for an act relating to public employment; including public safety radio communications operators in the definition of essential employee; creating the public safety radio communications operator unit; providing for transition to the new unit; amending Minnesota Statutes 2004, sections 179A.03, subdivision 7; 179A.10, subdivision 2.

Referred to the Committee on State and Local Government Operations.

Senators Kiscaden, Higgins and Kelley introduced--

S.F. No. 1830: A bill for an act relating to physician assistants; modifying physician review; modifying information contained on prescriptions; amending Minnesota Statutes 2004, section 147A.18, subdivisions 1, 3.

Referred to the Committee on Health and Family Security.

Senator Saxhaug introduced--

S.F. No. 1831: A bill for an act relating to natural resources; proposing an amendment to the Minnesota Constitution, by adding a section to article XI; dedicating the sales tax receipts equal to a sales tax of 1/8 of one percent on taxable sales for natural resource purposes; amending Minnesota Statutes 2004, section 297A.94; proposing coding for new law in Minnesota Statutes, chapter 84.

Referred to the Committee on Environment and Natural Resources.

Senator Sparks introduced--

S.F. No. 1832: A bill for an act relating to sales and use taxes; authorizing the county of Mower to impose a local sales tax.

Referred to the Committee on Taxes.

Senator Skoglund introduced--

S.F. No. 1833: A bill for an act relating to government data practices; providing for treatment of data held by the comprehensive incident-based reporting system; proposing coding for new law in Minnesota Statutes, chapter 299C.

Referred to the Committee on Judiciary.

Senators Michel and Larson introduced--

S.F. No. 1834: A bill for an act relating to retirement; State Patrol retirement fund; modifying the definition; amending Minnesota Statutes 2004, section 352B.01, subdivision 2.

Referred to the Committee on State and Local Government Operations.

Senators Kleis, Fischbach and Wergin introduced--

S.F. No. 1835: A bill for an act relating to St. Cloud area cities; authorizing local option sales taxes; modifying the use of revenues; authorizing the cities to impose a sales tax.

Referred to the Committee on Taxes.

Senators Hottinger, Dibble, Higgins, Foley and Lourey introduced--

S.F. No. 1836: A bill for an act relating to human services; creating a program for individuals with HIV; appropriating money; amending Minnesota Statutes 2004, section 256.9365, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 256.

Referred to the Committee on Health and Family Security.

Senator Lourey introduced--

S.F. No. 1837: A bill for an act relating to human services; changing MinnesotaCare provisions to align with practice; amending Minnesota Statutes 2004, sections 256.045, subdivision 3a; 256B.02, subdivision 12; 256B.056, subdivisions 5, 5a, 5b, 7, by adding subdivisions; 256B.057, subdivision 1; 256B.0644; 256D.045; 256L.01, subdivisions 4, 5; 256L.03, subdivision 1b; 256L.04, subdivision 2, by adding subdivisions; 256L.05, subdivisions 3, 3a; 256L.07, subdivisions 1, 3, by adding a subdivision; 256L.15, subdivisions 2, 3; 549.02, by adding a subdivision; 549.04.

Referred to the Committee on Health and Family Security.

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

S.F. No. 1838: A bill for an act relating to education finance; defining a locally controlled process for establishing hazardous traffic condition pupil transportation zones; authorizing a levy for certain hazardous pupil transportation services; amending Minnesota Statutes 2004, sections 123B.88, by adding a subdivision; 123B.92, by adding a subdivision.

Referred to the Committee on Finance.

Senator Limmer introduced--

S.F. No. 1839: A bill for an act relating to education; authorizing an election to form two separate school districts from the area currently within Independent School District No. 728, Elk River.

Referred to the Committee on Education.

Senator Limmer introduced--

S.F. No. 1840: A bill for an act relating to health; providing an exception to the hospital construction moratorium; amending Minnesota Statutes 2004, section 144.551, subdivision 1.

Referred to the Committee on Finance.

Senators Hottinger, Neuville, Rosen, Frederickson and Kubly introduced--

S.F. No. 1841: A bill for an act relating to natural resources; eliminating the Project Riverbend Board; amending Minnesota Statutes 2004, sections 103F.387; 103F.389, subdivision 2; 103F.391; repealing Minnesota Statutes 2004, sections 103F.383, subdivisions 1, 2; 103F.385; 103F.389, subdivisions 3, 4; 103F.393.

Referred to the Committee on Environment and Natural Resources.

Senator Ranum introduced--

S.F. No. 1842: A bill for an act proposing an amendment to the Minnesota Constitution, article XI, section 5, providing for public debt to be incurred for public information technology systems, licenses, and infrastructure.

Referred to the Committee on State and Local Government Operations.

Senator Skoglund introduced--

S.F. No. 1843: A bill for an act relating to public safety; crime prevention; appropriating money to the commissioner of public safety to fund a grant to the St. Paul Police Department's Special Investigation Unit's Asian Gang Task Force.

Referred to the Committee on Finance.

Senator Skoglund introduced--

S.F. No. 1844: A bill for an act relating to public safety; providing for community notification for out-of-state offenders; expanding the scope of community notification for offenders not sentenced to prison; amending Minnesota Statutes 2004, sections 244.052, subdivision 3, by adding a subdivision; 244.10, subdivision 2a.

Referred to the Committee on Crime Prevention and Public Safety.

Senator Larson introduced--

S.F. No. 1845: A bill for an act relating to state employment; creating a postretirement employment option; authorizing a voluntary hours reduction plan.

Referred to the Committee on State and Local Government Operations.

Senator Kelley introduced--

S.F. No. 1846: A bill for an act relating to state government; establishing an energy savings program; authorizing the Department of Administration to use energy forward pricing mechanisms for budget risk reduction; amending Minnesota Statutes 2004, section 16C.144; proposing coding for new law in Minnesota Statutes, chapter 16C.

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

Senators Ranum, Michel and Kelley introduced--

S.F. No. 1847: A bill for an act relating to education; authorizing positive behavioral supports, physical intervention, and isolation time-outs; authorizing rulemaking; amending Minnesota Statutes 2004, sections 121A.66, subdivision 5, by adding subdivisions; 121A.67.

Referred to the Committee on Education.

Senators Ourada, Murphy and Johnson, D.E. introduced--

S.F. No. 1848: A bill for an act relating to highways; allowing ten-ton vehicle loading under certain circumstances; allowing seven-ton vehicle loading during spring weight restrictions under certain circumstances; amending Minnesota Statutes 2004, sections 169.823, subdivision 1; 169.87, subdivision 2.

Referred to the Committee on Transportation.

Senators Ourada; Johnson, D.E.; Hottinger; Langseth and Murphy introduced--

S.F. No. 1849: A bill for an act relating to highways; allowing ten-ton vehicle loading under certain circumstances; allowing seven-ton vehicle loading during spring weight restrictions under certain circumstances; amending Minnesota Statutes 2004, sections 169.823, subdivision 1; 169.87, subdivision 2.

Referred to the Committee on Transportation.

Senator Sparks introduced--

S.F. No. 1850: A bill for an act relating to Mower County; authorizing the county to allow towns to use additional publications for certain required notices.

Referred to the Committee on State and Local Government Operations.

Senators Saxhaug, Tomassoni and Bakk introduced--

S.F. No. 1851: A bill for an act relating to education finance; providing that certain school district refunding bonds are eligible for payments from taconite production tax revenues; amending Laws 1996, chapter 412, article 5, section 24.

Referred to the Committee on Finance.

Senator Hann introduced--

S.F. No. 1852: A bill for an act relating to education; providing for assessment of student growth in academic achievement over time; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 120B.

Referred to the Committee on Education.

Senator Wergin introduced--

S.F. No. 1853: A bill for an act relating to education; providing for early childhood family support; modifying developmental screening provisions; modifying school readiness provisions; appropriating money for school readiness, early childhood family education aid, health and developmental screening aid, and Head Start; amending Minnesota Statutes 2004, sections 121A.17, subdivision 1; 121A.19; 124D.15, subdivisions 1, 3, 5, 10, 12, by adding subdivisions; 124D.16, subdivisions 2, 3; repealing Minnesota Statutes 2004, sections 124D.15, subdivisions 2, 4, 6, 7, 8, 9, 11, 13; 124D.16, subdivisions 1, 4.

Referred to the Committee on Finance.

Senator Gaither introduced--

S.F. No. 1854: A bill for an act relating to education; providing for alternative compensation

for teachers and staff development; amending Minnesota Statutes 2004, sections 122A.413; 122A.414; 122A.415, subdivisions 1, 3; 122A.61, subdivision 1; 126C.10, by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapter 122A; repealing Minnesota Statutes 2004, section 122A.60.

Referred to the Committee on Education.

Senator Michel introduced--

S.F. No. 1855: A bill for an act relating to education; providing for high school reform; providing for an educational planning and assessment program, advanced placement and international baccalaureate examination fees and teacher stipends, and a college-level examination program; replacing the basic skills tests with the Minnesota Comprehensive Assessments; appropriating money; amending Minnesota Statutes 2004, sections 120B.02; 120B.13, subdivisions 1, 3, by adding subdivisions; 120B.30, subdivisions 1, 1a; 124D.66, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 120B.

Referred to the Committee on Education.

Senator Michel introduced--

S.F. No. 1856: A bill for an act relating to education; requiring persons under 18 years of age to attend school as a requirement for possessing a driver's permit or license; amending Minnesota Statutes 2004, sections 13.32, subdivisions 1, 3, 8, 9; 171.04, subdivision 1; 171.05, subdivisions 2, 2b, 3; 260A.03; proposing coding for new law in Minnesota Statutes, chapters 120A; 171.

Referred to the Committee on Education.

Senator Berglin introduced--

S.F. No. 1857: A bill for an act relating to human services; extending coverage of certain mental health services; amending Minnesota Statutes 2004, sections 148C.11, subdivision 1; 245.4885, subdivisions 1, 2, by adding a subdivision; 253B.02, subdivisions 7, 9; 253B.05, subdivision 2; 256.9693; 256B.0622, by adding a subdivision; 256B.0624, by adding a subdivision; 256B.0625, by adding subdivisions; 256D.03, subdivision 4; 256L.03, subdivision 1; 260C.141, subdivision 2; 260C.193, subdivision 2; 260C.201, subdivisions 1, 2; 260C.205; 260C.212, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 256B; repealing Laws 2001, First Special Session chapter 9, article 9, section 52; Laws 2002, chapter 335, section 4.

Referred to the Committee on Health and Family Security.

Senators Skoglund and Neuville introduced--

S.F. No. 1858: A bill for an act relating to corrections; providing for local correctional fees; amending Minnesota Statutes 2004, section 244.18, subdivision 2.

Referred to the Committee on Finance.

Senators Stumpf and Marko introduced--

S.F. No. 1859: A bill for an act relating to education finance; restoring funding for the early childhood family education program; appropriating money; amending Minnesota Statutes 2004, section 124D.135, subdivision 1.

Referred to the Committee on Finance.

Senators Stumpf and Marko introduced--

S.F. No. 1860: A bill for an act relating to education finance; authorizing transportation aid for school districts that provide full-day, every day kindergarten; amending Minnesota Statutes 2004, section 123B.92, by adding a subdivision.

Referred to the Committee on Finance.

Senators Kelley and Scheid introduced--

S.F. No. 1861: A bill for an act relating to building plan review; providing an exemption from plan review for certain biotechnology manufacturing firms when plans meet designated specifications; directing the commissioner of labor and industry to study procedures for supervision of installation of biotechnology piping systems; requiring a report to the legislature.

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

Senator Saxhaug introduced--

S.F. No. 1862: A bill for an act relating to gambling; authorizing the commissioner of public safety to issue a casino license; providing powers and duties to the commissioner; providing for regulation casino and taxation of casino revenue; making technical, clarifying, and conforming changes; amending Minnesota Statutes 2004, sections 299L.01, subdivision 4; 299L.07, subdivisions 2, 2a; 340A.404, by adding a subdivision; 340A.410, subdivision 5; 349.31, by adding a subdivision; 541.20; 541.21; 609.75, subdivision 3; 609.761, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 349B.

Referred to the Committee on Agriculture, Veterans and Gaming.

Senators Vickerman and Sparks introduced--

S.F. No. 1863: A bill for an act relating to veterans; appropriating money for grants to an assisted living and rehabilitation services provider.

Referred to the Committee on Finance.

Senators Higgins, Lourey, Berglin, Rosen and Koering introduced--

S.F. No. 1864: A bill for an act relating to health; appropriating money for the start-up of a Center of Nursing.

Referred to the Committee on Finance.

Senators Kelley and Michel introduced--

S.F. No. 1865: A bill for an act relating to retirement; retirement coverage for school administrators; providing school administrators with an option to elect defined contribution plan coverage; authorizing the Teachers Retirement Association to enter into cooperative agreements with teacher retirement systems of other states for the recognition of combined service for benefit eligibility and benefit calculations; proposing coding for new law in Minnesota Statutes, chapters 354; 354B.

Referred to the Committee on State and Local Government Operations.

Senators Dibble, Moua, Wiger and Chaudhary introduced--

S.F. No. 1866: A bill for an act relating to transportation; imposing a sales tax within the metropolitan area with the proceeds dedicated to metropolitan transportation and transit improvements and services; providing for allocation of revenues for the motor vehicle sales tax; appropriating money; amending Minnesota Statutes 2004, section 297B.09, subdivision 1;

proposing coding for new law in Minnesota Statutes, chapter 174; proposing coding for new law as Minnesota Statutes, chapter 473J.

Referred to the Committee on Transportation.

Senators Tomassoni; Johnson, D.E.; Bakk; Ortman and Wergin introduced--

S.F. No. 1867: A bill for an act relating to local government; providing for an alternative annexation process; amending Minnesota Statutes 2004, sections 414.031, subdivisions 1, 3, 4, by adding subdivisions; 414.0325, subdivision 1; 414.033, subdivision 2; 414.036; proposing coding for new law in Minnesota Statutes, chapter 414.

Referred to the Committee on State and Local Government Operations.

Senator Nienow introduced--

S.F. No. 1868: A bill for an act relating to the Cambridge State Hospital; naming a cemetery.

Referred to the Committee on Health and Family Security.

Senators Kiscaden and Senjem introduced--

S.F. No. 1869: A bill for an act relating to local government; modifying a shared hospital or ambulance service purchasing provision; amending Minnesota Statutes 2004, section 471.345, subdivision 10.

Referred to the Committee on State and Local Government Operations.

Senators Foley, Lourey, Moua and Pappas introduced--

S.F. No. 1870: A bill for an act relating to human services; setting parameters for the Consumer-Directed Community Supports option for persons with disabilities.

Referred to the Committee on Health and Family Security.

Senators Lourey, Pappas and Dille introduced--

S.F. No. 1871: A bill for an act relating to health; modifying medical assistance coverage of cesarean sections; amending Minnesota Statutes 2004, section 256B.0625, by adding a subdivision.

Referred to the Committee on Health and Family Security.

Senators Lourey, Fischbach, Kelley and Nienow introduced--

S.F. No. 1872: A bill for an act relating to health; lowering the blood lead level needed to trigger a lead risk assessment; amending Minnesota Statutes 2004, section 144.9504, subdivision 2.

Referred to the Committee on Health and Family Security.

Senator Hottinger introduced--

S.F. No. 1873: A bill for an act relating to motor vehicles; authorizing issuance of special Kids First license plates; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 168.

Referred to the Committee on Transportation.

Senator Hottinger introduced--

S.F. No. 1874: A bill for an act relating to education; creating a Native Language Eminence Credentialing Task Force.

Referred to the Committee on Education.

Senators Ranum, Neuville, Berglin, Foley and Skoglund introduced--

S.F. No. 1875: A bill for an act relating to public safety; requiring indeterminate life sentences for certain egregious first degree criminal sexual conduct offenses and certain repeat sex offenses; creating the crime of criminal sexual predatory conduct; modifying the patterned sex offender sentencing law; increasing conditional release periods for sex offenders and providing for intensive supervision for these offenders; requiring predatory offender registration for offenders without primary addresses; providing for community notification for out-of-state offenders; changing other provisions of the predatory offender registration and community notification laws; authorizing the use of polygraphs for sex offenders under community supervision and providing for a protocol on their use; implementing the recommendations of the legislative auditor regarding sex offender supervision; making necessary technical and conforming statutory changes; requiring reports; providing criminal penalties; amending Minnesota Statutes 2004, sections 14.03, subdivision 3; 241.67, subdivisions 7, 8; 243.166; 243.167; 244.04, subdivision 1; 244.05, subdivisions 2, 4, 5, 6, 7; 244.052, subdivisions 3, 4, by adding a subdivision; 244.10, subdivision 2a; 253B.18, subdivision 5, by adding a subdivision; 609.108, subdivisions 1, 3, 4, 6; 609.109, subdivisions 2, 5; 609.117, subdivisions 1, 2; 609.1351; 609.341, by adding a subdivision; 609.342, subdivisions 2, 3; 609.343, subdivisions 2, 3; 609.344, subdivisions 2, 3; 609.345, subdivisions 2, 3; 609.3452, subdivision 1; 609.347; 609.3471; 609.348; 609.353; 626.556, subdivision 3; 631.045; proposing coding for new law in Minnesota Statutes, chapters 243; 244; 609; repealing Minnesota Statutes 2004, sections 243.166, subdivisions 1, 8; 609.108, subdivision 2; 609.109, subdivision 7.

Referred to the Committee on Crime Prevention and Public Safety.

Senator Cohen introduced--

S.F. No. 1876: A bill for an act relating to state government; updating Finance Department provisions; amending Minnesota Statutes 2004, sections 16A.1286, subdivisions 2, 3; 16A.152, subdivision 2; 16A.1522, subdivision 1; repealing Minnesota Statutes 2004, sections 16A.1522, subdivision 4; 16A.30.

Referred to the Committee on Finance.

Senator Ranum introduced--

S.F. No. 1877: A bill for an act relating to public safety; making it a crime to loiter with intent to participate in prostitution; appropriating money for pilot projects to reduce homelessness; repealing the vagrancy crime; amending Minnesota Statutes 2004, section 609.321, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 609; repealing Minnesota Statutes 2004, section 609.725.

Referred to the Committee on Crime Prevention and Public Safety.

Senator Ortman introduced--

S.F. No. 1878: A bill for an act relating to Carver County; combining the offices of county recorder, county auditor, and county treasurer; providing for a referendum to determine if an office is appointive in Carver County.

Referred to the Committee on State and Local Government Operations.

RECESS

Senator Johnson, D.E. moved that the Senate do now recess until 2:30 p.m. The motion prevailed.

The hour of 2:30 p.m. having arrived, the President called the Senate to order.

CALL OF THE SENATE

Senator Johnson, D.E. imposed a call of the Senate. The Sergeant at Arms was instructed to bring in the absent members.

MOTIONS AND RESOLUTIONS - CONTINUED

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 bill was read the first time.

Senator Cohen, for the Committee on Finance, introduced--

S.F. No. 1879: A bill for an act relating to the financing of state government; providing for structural balance in the state budget; appropriating money for education, the environment, agriculture, economic development, transportation, public safety, state government, and health and human services with certain conditions; canceling and transferring balances to the general fund; fixing and limiting fees; regulating the deposit of money in the state treasury; regulating transfers between appropriations and accounts; requiring certain studies and reports; shortening the holding period for abandoned securities; amending Minnesota Statutes 2004, sections 116C.779, subdivision 2; 123B.54; 127A.49, subdivision 2; 168.013, subdivision 8; 168.12, subdivisions 2, 2a, 2b, 2c, 2d, 2e, 5; 168.1255, subdivision 4; 168.127, subdivision 6; 168.129, subdivision 5; 168.1293, subdivision 7; 168.1296, subdivision 5; 168.27, subdivision 11; 168.33, subdivision 7; 168.381, subdivision 4; 168A.152, subdivision 2; 168A.29, subdivision 1; 168A.31; 169.09, subdivision 13; 169A.60, subdivision 16; 171.06, subdivisions 2, 2a; 171.061, subdivision 4; 171.07, subdivision 11; 171.13, subdivision 6, by adding a subdivision; 171.26; 171.29, subdivision 2; 171.36; 256.975, subdivision 9; 256B.0595, subdivision 2; 256B.0625, subdivisions 13, 13e, 13f, by adding subdivisions; 256B.0911, subdivision 1a; 256M.40, subdivision 2; 345.47, subdivisions 3, 3a; Laws 2003, First Special Session chapter 9, article 1, section 53, subdivisions 2, as amended, 3, as amended, 5, as amended, 6, as amended, 11, as amended, 12, as amended; Laws 2003, First Special Session chapter 9, article 2, section 55, subdivisions 2, as amended, 3, as amended, 5, as amended, 7, as amended, 8, 9, as amended, 12, as amended; Laws 2003, First Special Session chapter 9, article 3, section 20, subdivisions 2, 4, as amended, 5, as amended, 6, as amended, 7, as amended, 8, as amended, 9, as amended, 10; Laws 2003, First Special Session chapter 9, article 4, section 31, subdivisions 2, as amended, 3, as amended, 4; Laws 2003, First Special Session chapter 9, article 5, section 35, subdivisions 2, as amended, 3, as amended; Laws 2003, First Special Session chapter 9, article 6, section 4, as amended; Laws 2003, First Special Session chapter 9, article 7, section 11, subdivisions 2, 3, as amended, 4, 5; Laws 2003, First Special Session chapter 9, article 8, section 7, subdivisions 2, as amended, 3, 5, as amended; Laws 2003, First Special Session chapter 9, article 9, section 9, subdivision 2, as amended; proposing coding for new law in Minnesota Statutes, chapters 93; 168; 299A; repealing Minnesota Statutes 2004, sections 168.012, subdivision 12; 168.041, subdivision 11; 168.105, subdivision 6; 168.123, subdivision 5; 168.1235, subdivision 5; 168.128, subdivision 4; 168.231; 168.345, subdivisions 3, 4; 170.23; 171.12, subdivision 8; 171.185; 256.955.

Under the Rules of the Senate, laid over one day.

MEMBERS EXCUSED

Senators Jungbauer and Sams were excused from the Session of today. Senator Neuville was excused from the Session of today from 11:00 to 11:20 a.m. Senator Ourada was excused from the Session of today from 11:00 a.m. to 12:05 p.m.

ADJOURNMENT

Senator Johnson, D.E. moved that the Senate do now adjourn until 8:00 a.m., Tuesday, March 22, 2005. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

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