

SEVENTEENTH DAY

St. Paul, Minnesota, Thursday, February 17, 2005

The Senate met at 9:00 a.m. and was called to order by the President.

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.

Prayer was offered by the Chaplain, Rev. Linda Koelman.

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

Bachmann	Gerlach	Larson	Olson	Saxhaug
Bakk	Higgins	LeClair	Ortman	Scheid
Belanger	Hottinger	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
Dibble	Kierlin	Metzen	Reiter	Stumpf
Dille	Kiscaden	Michel	Rest	Tomassoni
Fischbach	Kleis	Moua	Robling	Vickerman
Foley	Koering	Murphy	Rosen	Wergin
Frederickson	Kubly	Neuville	Ruud	Wiger
Gaither	Langseth	Nienow	Sams	

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.

February 15, 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
	57	2	1:00 p.m. February 15	February 15

Sincerely,
Mary Kiffmeyer
Secretary of State

CERTIFICATION

February 16, 2005

To the Governor
State of Minnesota

To the Senate
State of Minnesota

To the House of Representatives
State of Minnesota

This is to certify that the House of Representatives and the Senate in Joint Convention on Wednesday, February 16, 2005, have elected as members of the Board of Regents of the University of Minnesota the following members each to hold office for the term specified for each to begin upon election by the Joint Convention:

Dallas Bohnsack, Second Congressional District, Six Years

David Larson, Third Congressional District, Six Years

Anthony Baraga, Eighth Congressional District, Six Years

Steven Hunter, At-Large, Six Years

James P. Metzen
President of the Senate

Steve Sviggum
Speaker of the House
of Representatives

REPORTS OF COMMITTEES

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

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

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

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. 548: A bill for an act relating to state government; authorizing participation of day training and habilitation services providers in state cooperative purchasing agreements; including certain rehabilitation facilities, extended employment providers, and day training and habilitation services providers in the state agency acquisition process; amending Minnesota Statutes 2004, sections 16C.10, subdivision 5; 16C.15; 471.59, subdivision 1.

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

Page 2, delete section 2

Re-number the sections in sequence

Amend the title as follows:

Page 1, line 9, delete "16C.15;"

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

Senator Wiger from the Committee on Elections, to which was referred

S.F. No. 959: A bill for an act relating to elections; providing for the postelection security and certification review to apply to federal constitutional and legislative offices; amending Minnesota Statutes 2004, section 204C.50, subdivision 1; repealing Minnesota Statutes 2004, section 204C.50, subdivision 7.

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

Senator Wiger from the Committee on Elections, to which was referred

S.F. No. 733: A bill for an act relating to elections; changing certain campaign finance and public disclosure provisions; clarifying terminology; providing for electronic filing; reconciling certain prohibitions and civil penalties; equalizing certain contribution provisions; limiting certain assessments; repealing obsolete rules; amending Minnesota Statutes 2004, sections 10A.01, subdivision 5, by adding a subdivision; 10A.025, by adding a subdivision; 10A.071, subdivision 3; 10A.08; 10A.20, subdivision 5; 10A.27, subdivision 1; 10A.28, subdivision 2; 10A.31, subdivision 4; repealing Minnesota Rules, parts 4501.0300, subparts 1, 4; 4501.0500, subpart 4; 4501.0600; 4503.0200, subpart 4; 4503.0300, subpart 2; 4503.0400, subpart 2; 4503.0500, subpart 9; 4503.0800, subpart 1.

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

Pages 2 and 3, delete section 4

Re-number the sections in sequence

Amend the title as follows:

Page 1, line 10, delete "10A.071, subdivision 3;"

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

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

S.F. No. 525: A bill for an act relating to state government; changing terminology for mentally retarded, mental retardation, physically handicapped, and similar terms.

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

Page 2, delete section 2 and insert:

"Sec. 2. [MINNESOTA RULES.]

The Governor's Council on Developmental Disabilities, in consultation with the Department of Administration, shall review Minnesota Rules and provide to the revisor of statutes a list of Minnesota Rules containing outdated language specified in section 1 and the appropriate terminology changes that must be made in each of the rules. The revisor of statutes shall make the indicated changes in Minnesota Rules.

Sec. 3. [STATE AGENCIES.]

State agencies shall use the terminology changes specified in section 1 when printed material and signage are replaced and new printed material and signage are obtained. State agencies do not have to replace existing printed material and signage to comply with sections 1 and 2."

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 Betzold from the Committee on Judiciary, to which was referred

S.F. No. 657: A bill for an act relating to civil commitment; providing additional time for hearings on commitment of sexual psychopathic personalities and sexually dangerous persons; amending Minnesota Statutes 2004, section 253B.08, subdivision 1.

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 Betzold from the Committee on Judiciary, to which was referred

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.

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

Page 2, line 18, delete "engaged" and insert "been engaging" and delete "habitual"

Page 2, line 19, delete "and"

Page 2, line 21, delete "likely cause" and insert "pose a substantial risk of"

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 Betzold from the Committee on Judiciary, to which was referred

S.F. No. 478: A bill for an act relating to legislation; correcting erroneous, ambiguous, and omitted text and obsolete references; eliminating certain redundant, conflicting, and superseded provisions; making miscellaneous technical corrections to statutes and other laws; amending Minnesota Statutes 2004, sections 4.077, subdivision 1; 10A.04, subdivision 6; 13.32, subdivision 3; 13.321, by adding a subdivision; 13.381, by adding a subdivision; 13.46, subdivision 2; 13.47, subdivision 1; 13.4963, subdivision 2; 15.0591, subdivision 2; 15.39, subdivision 2; 16B.31, subdivision 1; 17.43; 18C.60, subdivision 1; 28.15; 32.645; 47.59, subdivision 2; 62I.13, subdivision 3; 62L.17, subdivision 2a; 64B.37, subdivision 2; 82.33, subdivision 4; 84.8712, subdivisions 2, 3, 4, 6; 85.22, subdivision 2a; 89.01, subdivision 5a; 103F.205, subdivision 1;

115B.20, subdivision 2; 116J.871, subdivision 3; 119B.25, subdivision 2; 124D.68, subdivision 2; 127A.10; 137.09; 144.6501, subdivision 1; 145B.04; 152.027, subdivision 4; 155A.03, subdivision 1; 155A.16; 161.1419, subdivision 8; 168.275; 168.33, subdivision 2a; 169.21, subdivision 2; 169.50, subdivision 1; 169.59, subdivision 4; 169A.55, subdivision 3; 171.181, subdivision 1; 177.23, subdivision 7; 181.30; 201.014, subdivision 2; 201.071, subdivision 1; 201.15, subdivision 1; 204B.10, subdivision 6; 216B.61; 219.57, subdivision 6; 234.23; 235.10; 235.13; 237.763; 238.37; 238.38; 238.42; 239.791, subdivision 15; 244.05, subdivisions 4, 5; 245.466, subdivision 1; 245.4875, subdivision 1; 245.75; 246.01; 246B.04, subdivision 2; 252.24, subdivision 5; 252A.03, subdivisions 1, 4; 252A.101, subdivisions 1, 5; 253B.23, subdivision 2; 256.93, subdivision 1; 256B.055, subdivision 12; 256B.0625, subdivision 6a; 256B.0627, subdivisions 1, 5; 256B.0917, subdivisions 4, 5; 256B.0951, subdivision 8; 256B.431, subdivision 14; 256G.01, subdivision 3; 256L.07, subdivision 1; 256L.15, subdivision 2; 256M.10, subdivision 5; 257B.08; 259.21, subdivision 4; 260B.007, subdivision 16; 260C.101, subdivision 2; 276.04, subdivision 2; 290.095, subdivision 1; 299D.07; 299F.051, subdivision 4; 299F.093, subdivision 1; 302A.011, subdivision 16; 303.03; 303.25, subdivision 1; 321.1114; 322B.03, subdivision 27; 325F.40; 325N.15; 329.17; 333.135; 336.4A-105; 343.40, subdivision 3; 345.14; 346.05; 353.01, subdivision 2; 353.34, subdivision 3a; 356.431, subdivision 1; 395.22; 458D.02, subdivision 2; 469.104; 473.845, subdivision 1; 481.05; 501B.18; 501B.19; 514.996, subdivision 3; 515B.4-102; 524.2-114; 525.9212; 525.95, subdivision 1; 527.38; 527.39; 529.12; 540.18, subdivision 1; 580.041, subdivision 2; 624.64; 624.67; 626.84, subdivision 1; 629.11; 631.04; Laws 2003, First Special Session chapter 11, article 2, section 21; Laws 2004, chapter 199, article 12, section 108; Laws 2004, chapter 261, article 6, section 5; repealing Minnesota Statutes 2004, sections 115B.49, subdivision 4a; 306.13; 315.43; 317A.909, subdivision 4; 357.12; 367.40, subdivisions 3, 4; 367.401, subdivision 4; 367.42; 398.35, subdivision 2; Laws 2001, First Special Session chapter 10, article 10, section 1; Laws 2003, chapter 8, section 2; Laws 2004, chapter 219, section 1; Laws 2004, chapter 288, article 3, section 5. Minnesota Rules, parts 6700.0100, subpart 14; 6700.1300; 9055.0125; 9055.0500; 9055.0510; 9055.0520; 9055.0530; 9055.0540; 9055.0550; 9055.0560; 9055.0570; 9055.0580; 9055.0590; 9055.0600; 9055.0610.

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

Page 18, delete section 23

Page 67, after line 27, insert:

"Sec. 65. Minnesota Statutes 2004, section 321.0210, is amended to read:

321.0210 [ANNUAL REPORT FOR SECRETARY OF STATE.]

(a) Subject to subsection (b):

(1) in each calendar year following the calendar year in which a limited partnership becomes subject to this chapter, the limited partnership must deliver to the secretary of state for filing an annual registration containing the information required by subsection (d) (c); and

(2) in each calendar year following the calendar year in which there is first on file with the secretary of state a certificate of authority under section 321.0904 pertaining to a foreign limited partnership, the foreign limited partnership must deliver to the secretary of state for filing an annual registration containing the information required by subsection (d) (c).

(b) A limited partnership's obligation under subsection (a) ends if the limited partnership delivers to the secretary of state for filing a statement of termination under section 321.0203 and the statement becomes effective under section 321.0206. A foreign limited partnership's obligation under subsection (a) ends if the secretary of state issues and files a certificate of revocation under section 321.0906 or if the foreign limited partnership delivers to the secretary of state for filing a notice of cancellation under section 321.0907(a) and that notice takes effect under section 321.0206. If a foreign limited partnership's obligations under subsection (a) end and later the secretary of state files, pursuant to section 321.0904, a new certificate of authority pertaining to that foreign limited partnership, subsection (a)(2), again applies to the foreign limited partnership and, for the purposes of subsection (a)(2), the calendar year of the new filing is treated as the calendar year in which a certificate of authority is first on file with the secretary of state.

(c) The annual registration must contain:

- (1) the name of the limited partnership or foreign limited partnership;
- (2) the address of its designated office and the name and street and mailing address of its agent for service of process in Minnesota;
- (3) in the case of a limited partnership, the street and address of its principal office; and
- (4) in the case of a foreign limited partnership, the name of the state or other jurisdiction under whose law the foreign limited partnership is formed and any alternate name adopted under section 321.0905(a).

(d) The secretary of state shall:

- (1) administratively dissolve under section 321.0809 a limited partnership that has failed to file a registration pursuant to subsection (a); and
- (2) revoke under section 321.0906 the certificate of authority of a foreign limited partnership that has failed to file a registration pursuant to subsection (a)."

Page 105, line 36, delete "and"

Page 106, line 1, delete "conservator of the estate"

Page 107, lines 26 and 27, delete the new language

Page 107, lines 30 and 31, delete the new language

Page 109, line 36, delete "or conservatorship of the"

Page 110, line 1, delete "person's estate"

Renumber the sections in sequence

Amend the memorandum of explanation as follows:

Page 3, delete section 23

Page 6, after line 17, insert:

"Sec. 65. Explanation. This amendment corrects an erroneous cross-reference."

Renumber the sections of the memorandum of explanation in sequence

Amend the title as follows:

Page 1, line 18, delete "103F.205, subdivision 1;"

Page 1, line 45, after "1;" insert "321.0210;"

Page 2, line 19, delete the period and insert a semicolon

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. 298: A bill for an act relating to motor vehicles; requiring motor vehicle drivers to restrain child passengers under nine years of age with appropriate child restraint system; amending Minnesota Statutes 2004, section 169.685, subdivision 5.

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

Page 2, after line 29, insert:

"Sec. 2. Minnesota Statutes 2004, section 169.686, subdivision 1, is amended to read:

Subdivision 1. [SEAT BELT REQUIREMENT.] (a) A properly adjusted and fastened seat belt, including both the shoulder and lap belt when the vehicle is so equipped, shall be worn by:

(1) the driver of a passenger vehicle or commercial motor vehicle;

(2) a passenger riding in the front seat of a passenger vehicle or commercial motor vehicle; and

(3) a passenger riding in any seat of a passenger vehicle who is older than ~~three~~ eight but younger than 11 years of age.

(b) A person who is 15 years of age or older and who violates paragraph (a), clause (1) or (2), is subject to a fine of \$25. The driver of the passenger vehicle or commercial motor vehicle in which the violation occurred is subject to a \$25 fine for a violation of paragraph (a), clause (2) or (3), by a child of the driver under the age of 15 or any child under the age of 11. A peace officer may not issue a citation for a violation of this section unless the officer lawfully stopped or detained the driver of the motor vehicle for a moving violation other than a violation involving motor vehicle equipment. The Department of Public Safety shall not record a violation of this subdivision on a person's driving record.

Sec. 3. [CHILD PASSENGER RESTRAINT LAW AWARENESS CAMPAIGN.]

The commissioner of public safety shall conduct a child passenger restraint law awareness campaign by developing and distributing education materials, making public service announcements through mass media throughout the state, and implementing other education and awareness activities to educate the public about state laws concerning child restraint in vehicles."

Amend the title as follows:

Page 1, line 4, after the semicolon, insert "requiring commissioner of public safety to conduct awareness campaign;"

Page 1, line 5, delete "section" and insert "sections"

Page 1, line 6, after "5" insert "; 169.686, subdivision 1"

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

SECOND READING OF SENATE BILLS

S.F. Nos. 485, 548, 959, 733 and 298 were read the second time.

MOTIONS AND RESOLUTIONS

Senator Wiger moved that the name of Senator Bachmann be added as a co-author to S.F. No. 207. The motion prevailed.

Senator Fischbach moved that the name of Senator Tomassoni be added as a co-author to S.F. No. 522. The motion prevailed.

Senator LeClair moved that the names of Senators Lourey, Scheid, Reiter and Anderson be added as co-authors to S.F. No. 880. The motion prevailed.

Senator Day moved that the name of Senator Belanger be added as a co-author to S.F. No. 976. The motion prevailed.

Senator Lourey moved that the names of Senators LeClair and Johnson, D.E. be added as co-authors to S.F. No. 984. The motion prevailed.

Senator Dibble moved that S.F. No. 684 be withdrawn from the Committee on Finance and re-referred to the Committee on Jobs, Energy and Community Development. The motion prevailed.

Senator Rest moved that S.F. No. 1005 be withdrawn from the Committee on Judiciary and re-referred to the Committee on Health and Family Security. The motion prevailed.

Senator Koering introduced--

Senate Resolution No. 38: A Senate resolution congratulating Ryan Patrick Goff for receiving the Eagle Award.

Referred to the Committee on Rules and Administration.

Senator Metzen introduced--

Senate Resolution No. 39: A Senate resolution honoring Pete Benner on the occasion of his retirement.

Referred to the Committee on Rules and Administration.

Senator Kelley moved that S.F. No. 397 be withdrawn from the Committee on Taxes and re-referred to the Committee on Education. The motion prevailed.

Senator Johnson, D.E. moved that Senate Concurrent Resolution No. 1 be taken from the table. The motion prevailed.

Senate Concurrent Resolution No. 1: A Senate concurrent resolution relating to the adoption of temporary joint rules.

BE IT RESOLVED, by the Senate of the State of Minnesota, the House of Representatives concurring:

The temporary Joint Rules of the Senate and the House of Representatives for the 83rd session are adopted as the temporary joint rules for the 84th session, to be effective until the adoption of Permanent Joint Rules by the Senate and the House of Representatives.

Senator Rest moved that the Senate concur in the amendment by the House to Senate Concurrent Resolution No. 1 as follows:

Page 1, line 10, delete the period and insert:

", subject to the following amendment:

Joint Rule 2.03 is amended to read:

Rule 2.03. [DEADLINES.] The Legislature shall establish by concurrent resolution deadlines for each regular session. The deadlines do not apply to the House committees on Capital Investment, Ways and Means, Taxes, or Rules and Legislative Administration, nor to the Senate committees on Capital Investment, Finance, Taxes, or Rules and Administration.

The first deadline is for committees to act favorably on bills in the house of origin.

The second deadline is for committees to act favorably on bills, or companions of bills, that met the first deadline in the other house.

A committee has until the second deadline to act favorably on a bill, or the companion of a bill, that by the first deadline was referred to a finance committee. The deadline for a committee of either house to act on a bill that has been recommended favorably by the Legislative Commission on Pensions and Retirement is the second committee deadline. The major appropriation bills are exempt from the first two deadlines.

The third deadline is for committees to act favorably on major appropriation and finance bills.

When a committee in either house acts favorably on a bill after a deadline established in the concurrent resolution, the bill must be referred in the Senate to the Committee on Rules and Administration and in the House of Representatives to the Committee on Rules and Legislative Administration for disposition. Either rules committee, when reporting a bill referred to the committee under this rule, may waive application of the rule to subsequent actions on that bill by other committees."

The question was taken on the adoption of the Rest motion. The motion prevailed.

Senator Johnson, D.E. moved the adoption of the foregoing resolution, as amended.

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

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

Those who voted in the affirmative were:

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

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

MOTIONS AND RESOLUTIONS - CONTINUED

SUSPENSION OF RULES

Remaining on the Order of Business of Motions and Resolutions, Senator Johnson, D.E. moved that the Senate take up the Consent Calendar and that the rules of the Senate be so far suspended as to waive the lie-over requirement. The motion prevailed.

CONSENT CALENDAR

S.F. No. 418: A bill for an act relating to public lands; authorizing alternative investments of county environmental trust fund deposits; amending Laws 1998, chapter 389, article 16, section 31, subdivision 4, as amended.

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 64 and nays 0, as follows:

Those who voted in the affirmative were:

Bachmann	Betzold	Dille	Gaither	Johnson, D.E.
Bakk	Chaudhary	Fischbach	Gerlach	Johnson, D.J.
Belanger	Cohen	Foley	Higgins	Jungbauer
Berglin	Dibble	Frederickson	Hottinger	Kelley

Kierlin	Lourey	Nienow	Rest	Skoglund
Kiscaden	Marko	Olson	Robling	Solon
Kleis	Marty	Ortman	Rosen	Sparks
Koering	McGinn	Ourada	Ruud	Stumpf
Kubly	Metzen	Pappas	Sams	Tomassoni
Langseth	Michel	Pariseau	Saxhaug	Vickerman
Larson	Moua	Pogemiller	Scheid	Wergin
LeClair	Murphy	Ranum	Senjem	Wiger
Limmer	Neuville	Reiter	Skoe	

So the bill passed and its title was agreed to.

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, subdivisions 1, 3; 473.192, subdivisions 2, 3; 473.655; 473.852, subdivision 8; repealing Minnesota Statutes 2004, sections 473.155; 473.619.

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 63 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

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.

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 63 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 685: A bill for an act relating to highways; amending description of Legislative Route No. 143; amending Minnesota Statutes 2004, section 161.115, subdivision 74.

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 63 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Senator Solon introduced--

S.F. No. 1030: A bill for an act relating to human services; modifying certain medical assistance reimbursement rates for nursing facilities; amending Minnesota Statutes 2004, section 256B.434, by adding a subdivision.

Referred to the Committee on Health and Family Security.

Senators Koering, Solon, Sams, Vickerman and Day introduced--

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.

Referred to the Committee on Health and Family Security.

Senators Stumpf, Gaither, Saxhaug, Sparks and Hann introduced--

S.F. No. 1032: A bill for an act relating to education finance; simplifying the operating referendum ballot language; amending Minnesota Statutes 2004, section 126C.17, subdivision 9.

Referred to the Committee on Finance.

Senators Bakk, Tomassoni and Saxhaug introduced--

S.F. No. 1033: A bill for an act relating to education; authorizing a fund transfer for Independent School District No. 381, Lake Superior.

Referred to the Committee on Finance.

Senators Sams, Foley, Bakk, LeClair and Wergin introduced--

S.F. No. 1034: A bill for an act relating to taxation; providing for contingent adjustment of certain MinnesotaCare taxes; amending Minnesota Statutes 2004, section 295.52, by adding a subdivision.

Referred to the Committee on Taxes.

Senators Ortman, Chaudhary, Neuville, Marty and Hann introduced--

S.F. No. 1035: A bill for an act relating to public safety; clarifying conditions under which peace officers and firefighters suffering disabling injuries continue to receive payments for health insurance; amending Minnesota Statutes 2004, section 299A.465, subdivision 1.

Referred to the Committee on Crime Prevention and Public Safety.

Senators Ortman, McGinn and Neuville introduced--

S.F. No. 1036: A bill for an act relating to public safety; reforming the CriMNet policy group; amending Minnesota Statutes 2004, section 299C.65, subdivision 1.

Referred to the Committee on Crime Prevention and Public Safety.

Senators Rest, Chaudhary, Jungbauer, Reiter and Marko introduced--

S.F. No. 1037: A bill for an act relating to transportation; modifying provisions relating to aeronautics; making clarifying changes; amending Minnesota Statutes 2004, sections 360.305, subdivision 4; 360.55, subdivisions 2, 3, 4, 4a; 360.58; 360.59, subdivisions 2, 5, 7, 8; 360.63, subdivision 2; 360.67, subdivision 4; 394.22, subdivision 12; 394.361, subdivisions 1, 3; 462.352, subdivision 10; 462.355, subdivision 4; 462.359, subdivisions 1, 3; repealing Minnesota Statutes 2004, section 360.59, subdivisions 4, 9.

Referred to the Committee on Transportation.

Senator Kierlin introduced--

S.F. No. 1038: A bill for an act relating to traffic regulations; prohibiting leaving a child under the age of nine unattended in a passenger vehicle; imposing a penalty; making clarifying changes; amending Minnesota Statutes 2004, section 171.13, subdivision 1, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 169.

Referred to the Committee on Transportation.

Senator Kubly introduced--

S.F. No. 1039: A bill for an act relating to commerce; prohibiting tampering with clock-hour meters on farm tractors; prescribing a civil penalty and a private right of action; proposing coding for new law in Minnesota Statutes, chapter 325E.

Referred to the Committee on Commerce.

Senator Betzold introduced--

S.F. No. 1040: A bill for an act relating to civil actions; limiting liability for certain conduct of persons released from confinement; proposing coding for new law in Minnesota Statutes, chapter 147.

Referred to the Committee on Judiciary.

Senator Murphy introduced--

S.F. No. 1041: A bill for an act relating to traffic regulations; regulating motorized scooters; amending Minnesota Statutes 2004, sections 168.012, subdivision 1; 169.01, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 169.

Referred to the Committee on Transportation.

Senators Koering, Wergin and Rosen introduced--

S.F. No. 1042: A bill for an act relating to traffic regulations; providing for administrative enforcement of minor traffic offenses by municipalities; amending Minnesota Statutes 2004, section 169.04.

Referred to the Committee on Transportation.

Senators Sams, Larson, Lourey, Koering and Foley introduced--

S.F. No. 1043: A bill for an act relating to health; providing an exception to the nursing home moratorium; appropriating money; amending Minnesota Statutes 2004, section 144A.071, subdivision 4c.

Referred to the Committee on Health and Family Security.

Senators Berglin, Solon, Foley, Tomassoni and Chaudhary introduced--

S.F. No. 1044: A bill for an act relating to state government; renaming the State Office Building as the Paul Wellstone State Office Building.

Referred to the Committee on State and Local Government Operations.

Senators Ranum, Foley, McGinn, Kelley and Senjem introduced--

S.F. No. 1045: A bill for an act relating to public safety; increasing 911 emergency telecommunications service fee; imposing certain restrictions on public subsidy to telephone companies for providing 911 emergency telephone service; increasing distribution to pay costs of public safety answering points; authorizing sale of Metropolitan Council bonds to implement phases two and three of the 800-MHz public safety radio system; providing for levy of property taxes to secure payment of system operating costs; appropriating money; amending Minnesota Statutes 2004, sections 403.11, subdivisions 1, 3, 3a; 403.113, subdivision 1; 403.27, subdivisions 1, 3; 403.30, subdivisions 1, 3; 403.31, subdivision 6.

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

Senator Marty introduced--

S.F. No. 1046: A bill for an act relating to natural resources; creating an off-highway vehicle safety and conservation grant program; proposing coding for new law in Minnesota Statutes, chapter 84; repealing Minnesota Statutes 2004, section 84.901.

Referred to the Committee on Environment and Natural Resources.

Senator Marty introduced--

S.F. No. 1047: A bill for an act relating to natural resources; modifying off-highway vehicle provisions; providing certain rulemaking exemptions; modifying forest classification review;

amending Minnesota Statutes 2004, sections 84.798, subdivision 1; 84.9256, subdivision 1; 84.926; 89.19, subdivision 2; Laws 2003, chapter 128, article 1, section 167, subdivision 1.

Referred to the Committee on Environment and Natural Resources.

Senators Marty, Hottinger, Dibble, Higgins and Anderson introduced--

S.F. No. 1048: A bill for an act relating to health, environment and natural resources, and agriculture; restricting the use of atrazine; proposing coding for new law in Minnesota Statutes, chapter 18B.

Referred to the Committee on Agriculture, Veterans and Gaming.

Senators Lourey, Marty, Dibble, Higgins and Anderson introduced--

S.F. No. 1049: A bill for an act relating to agriculture; expanding access to pesticides application information; amending Minnesota Statutes 2004, section 18B.37, subdivisions 2, 5.

Referred to the Committee on Agriculture, Veterans and Gaming.

Senators Chaudhary, Kleis, Saxhaug, Olson and Cohen introduced--

S.F. No. 1050: A bill for an act relating to the environment; creating the Clean Water Legacy Act; providing authority, direction, and funding to achieve and maintain water quality standards for Minnesota's surface waters in accordance with section 303(d) of the federal Clean Water Act; appropriating money; proposing coding for new law in Minnesota Statutes chapter 446A; proposing coding for new law as Minnesota Statutes, chapter 114D.

Referred to the Committee on Environment and Natural Resources.

Senators Hottinger, Higgins, Limmer, Kiscaden and Johnson, D.E. introduced--

S.F. No. 1051: A bill for an act relating to elections; providing for ongoing status as an absentee voter; amending Minnesota Statutes 2004, section 203B.04, by adding a subdivision.

Referred to the Committee on Elections.

Senators Marko and Metzen introduced--

S.F. No. 1052: A bill for an act relating to education; providing for an elementary and middle school years international baccalaureate pilot program; appropriating money.

Referred to the Committee on Education.

Senator Vickerman introduced--

S.F. No. 1053: A bill for an act relating to taxation; property; authorizing Nobles County, the city of Worthington, and Independent School District No. 518 to conduct joint truth in taxation hearings; amending Minnesota Statutes 2004, section 275.065, by adding a subdivision.

Referred to the Committee on Taxes.

Senator Johnson, D.E. introduced--

S.F. No. 1054: A bill for an act relating to insurance; improving Insurance Guaranty Association coverage for political subdivisions of this state when their insurance company becomes insolvent; amending Minnesota Statutes 2004, section 60C.09, subdivision 2.

Referred to the Committee on Commerce.

Senators Scheid, Wergin, Pogemiller, Wiger and Johnson, D.J. introduced--

S.F. No. 1055: A bill for an act relating to education; providing for a school site governance program; proposing coding for new law in Minnesota Statutes, chapter 123B.

Referred to the Committee on Education.

Senators Moua, Murphy, Wiger, McGinn and Ourada introduced--

S.F. No. 1056: A bill for an act relating to motor vehicles; regulating registration plates and stickers; regulating certain fees; amending Minnesota Statutes 2004, sections 168.27, by adding a subdivision; 168.33, subdivision 7; 168.66, by adding a subdivision.

Referred to the Committee on Transportation.

Senators Pogemiller, Cohen, Kiscaden and Frederickson introduced--

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.

Referred to the Committee on State and Local Government Operations.

Senators Chaudhary and Rest introduced--

S.F. No. 1058: A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for the preparation and evaluation of engineering concepts and layouts for the reconstruction and expansion of I-35W between I-694 and I-35 in Anoka and Ramsey Counties.

Referred to the Committee on Finance.

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

S.F. No. 1059: A bill for an act relating to veterans affairs; authorizing the carryforward of the unexpended appropriation for the state soldiers' assistance fund; amending Minnesota Statutes 2004, section 197.07.

Referred to the Committee on Finance.

Senators Kleis and McGinn introduced--

S.F. No. 1060: A bill for an act relating to public safety; appropriating money to the commissioner of public safety to fund the Criminal Gang Strike Force.

Referred to the Committee on Finance.

Senators Berglin, Fischbach, Higgins, Wergin and Moua introduced--

S.F. No. 1061: A bill for an act relating to health; removing the expiration date for radiation therapy facility construction limitations; amending Minnesota Statutes 2004, section 144.5509.

Referred to the Committee on Health and Family Security.

Senator Hann introduced--

S.F. No. 1062: A bill for an act relating to game and fish; permitting the use of a firearm

silencer for deer management; amending Minnesota Statutes 2004, sections 97B.031, subdivision 4; 609.66, subdivision 1a.

Referred to the Committee on Environment and Natural Resources.

Senators Murphy; Ourada; Johnson, D.E.; Wiger and Robling introduced--

S.F. No. 1063: A bill for an act relating to traffic regulations; requiring six-month license revocation for driver exceeding speed of 100 miles per hour; doubling fine for speed violation in excess of 20 miles over the posted or statutory speed limit; amending Minnesota Statutes 2004, sections 169.14, subdivision 2, by adding a subdivision; 171.17, subdivision 1.

Referred to the Committee on Transportation.

Senators Metzen, Anderson, Scheid, Kleis and Belanger introduced--

S.F. No. 1064: A bill for an act relating to telecommunications; establishing an accessible electronic information service for blind and disabled persons; appropriating money; amending Minnesota Statutes 2004, section 237.52, subdivisions 2, 4; proposing coding for new law in Minnesota Statutes, chapter 248.

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

Senators Chaudhary, Kubly, Sparks, Saxhaug and Skoe introduced--

S.F. No. 1065: A bill for an act relating to public safety; requiring predatory offender registration for offenders without primary addresses; changing other provisions of the predatory offender registration law; providing for community notification for out-of-state offenders; amending Minnesota Statutes 2004, sections 243.166; 243.167; 244.052, subdivisions 3, 4, by adding a subdivision; 244.10, subdivision 2a; repealing Minnesota Statutes 2004, section 243.166, subdivisions 1, 8.

Referred to the Committee on Crime Prevention and Public Safety.

Senators Ruud, Sams, Marty, Wergin and Pariseau introduced--

S.F. No. 1066: A bill for an act relating to natural resources; requiring a study of certain unrefunded gasoline tax.

Referred to the Committee on Environment and Natural Resources.

Senators Dille, Murphy and Ourada introduced--

S.F. No. 1067: A bill for an act relating to transportation; changing terms "gasoline tax" and "special fuels tax" to "transportation fee"; increasing transportation fee; amending Minnesota Statutes 2004, sections 296A.07, subdivision 3; 296A.08, subdivision 2.

Referred to the Committee on Transportation.

Senators Dibble and Kelley introduced--

S.F. No. 1068: A bill for an act relating to telecommunication; charges after cancellation; amending Minnesota Statutes 2004, section 237.74, by adding a subdivision.

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

Senators Moua, Robling, Pappas, Pogemiller and Neuville introduced--

S.F. No. 1069: A bill for an act relating to higher education; creating a state adjunct to the federal educational Upward Bound or Talent Search Trio programs; authorizing the Higher Education Services Office to administer the program; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 136A.

Referred to the Committee on Education.

MEMBERS EXCUSED

Senators Anderson, Day and Hann were excused from the Session of today. Senator Senjem was excused from the Session of today from 9:15 to 9:20 a.m.

ADJOURNMENT

Senator Johnson, D.E. moved that the Senate do now adjourn until 11:00 a.m., Monday, February 21, 2005. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

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