

NINETEENTH DAY

St. Paul, Minnesota, Wednesday, February 21, 2007

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

CALL OF THE SENATE

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

Prayer was offered by Senator Gary W. Kubly.

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

Anderson	Foley	Latz	Pappas	Skoe
Bakk	Frederickson	Limmer	Pariseau	Skogen
Berglin	Gerlach	Lourey	Pogemiller	Sparks
Betzold	Gimse	Lynch	Prettner Solon	Stumpf
Bonoff	Hann	Marty	Rest	Tomassoni
Carlson	Higgins	Metzen	Robling	Torres Ray
Chaudhary	Ingebrigtsen	Michel	Rosen	Vandever
Clark	Johnson	Moua	Rummel	Vickerman
Cohen	Jungbauer	Murphy	Saltzman	Wergin
Day	Koch	Neuville	Saxhaug	Wiger
Dibble	Koering	Olseen	Scheid	
Doll	Kubly	Olson, G.	Senjem	
Erickson Ropes	Langseth	Olson, M.	Sheran	
Fischbach	Larson	Ortman	Sieben	

The President declared a quorum present.

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

RECESS

Senator Pogemiller moved that the Senate do now recess until 11:25 a.m. The motion prevailed.

The hour of 11:25 a.m. having arrived, the President called the Senate to order.

CALL OF THE SENATE

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

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. 4.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned February 19, 2007

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H.F. No. 87.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Transmitted February 19, 2007

FIRST READING OF HOUSE BILLS

The following bill was read the first time.

H.F. No. 87: A bill for an act relating to capital improvements; authorizing expenditures to predesign an Asian Pacific Cultural Center in St. Paul; amending Laws 2006, chapter 258, section 21, subdivision 21.

Referred to the Committee on Finance.

REPORTS OF COMMITTEES

Senator Pogemiller moved that the Committee Reports at the Desk be now adopted. The motion prevailed.

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

S.F. No. 675: A bill for an act relating to crime; correcting an unintentional repeal; resuming the payment of certain bail proceeds to the municipalities and subdivisions of government in Hennepin County; reimbursing same for past due proceeds; removing obsolete references and provisions concerning the Fourth Judicial District; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 484.

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

Page 1, line 8, before "BAIL" insert "NONFELONY"

Page 1, line 11, after "District" insert "on a nonfelony case"

Page 1, line 21, after "order" insert "or under subdivision 1, paragraph (a)," and after "District"

insert "on a nonfelony case"

Page 2, line 1, delete "according to this act"

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

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

S.F. No. 624: A bill for an act relating to marriage; changing and clarifying certain terms and procedures; requiring certain fees; amending Minnesota Statutes 2006, sections 517.03, subdivision 2; 517.05; 517.07; 517.08, subdivisions 1a, 1b, 1c; 517.10; 517.13.

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

Page 2, line 34, strike "use a different surname after" and delete the new language

Page 3, line 1, after "change" insert "the party's name"

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

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

S.F. No. 660: A bill for an act relating to corrections; authorizing withdrawal by a county from a regional jail system; amending Minnesota Statutes 2006, section 641.265, subdivision 2.

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

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

S.F. No. 323: A bill for an act relating to public safety; increasing booking fees; amending Minnesota Statutes 2006, section 641.12, subdivision 1.

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 2006, section 641.12, subdivision 1, is amended to read:

~~Subdivision 1. **Fee.** A county board may require that each person who is booked for confinement at a county or regional jail, and not released upon completion of the booking process, pay a fee of up to \$10 to the sheriff's department of the county in which the jail is located. The fee is payable immediately from any money then possessed by the person being booked, or any money deposited with the sheriff's department on the person's behalf. If the person has no funds at the time of booking or during the period of any incarceration, the sheriff shall notify the district court in the county where the charges related to the booking are pending, and shall request the assessment of the fee. Notwithstanding section 609.10 or 609.125, upon notification from the sheriff, the district court must order the fee paid to the sheriff's department as part of any sentence or disposition imposed. If the person is not charged, is acquitted, or if the charges are dismissed, the sheriff shall return the fee to the person at the last known address listed in the booking records.~~ (a) Each person who is booked for confinement at a county or regional jail shall pay one booking fee of \$45 to the sheriff's

department in the county in which the jail is located, upon conviction of the offense.

(b) The district court shall order the fee paid to the sheriff's department as part of any sentence or disposition imposed, unless the person qualifies financially for a public defender under section 611.17.

EFFECTIVE DATE. This section is effective July 1, 2007."

Delete the title and insert:

"A bill for an act relating to public safety; increasing booking fees; requiring that they may be charged only to persons convicted of the offense; amending Minnesota Statutes 2006, section 641.12, subdivision 1."

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

Senator Metzen from the Committee on Business, Industry and Jobs, to which was referred

S.F. No. 582: A bill for an act relating to economic development; appropriating money to the commissioner of employment and economic development for University Enterprise Laboratories, Inc.; requiring a report.

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

Senator Metzen from the Committee on Business, Industry and Jobs, to which was referred

S.F. No. 573: A bill for an act relating to economic development; providing for a grant to Lifetrack Resources; appropriating money.

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

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

S.F. No. 92: A bill for an act relating to early childhood education; establishing an advisory school readiness board to make recommendations to the governor and the legislature on developing a coordinated, efficient, and cost-effective system for delivering early childhood programs throughout the state; proposing coding for new law in Minnesota Statutes, chapter 124D.

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

Page 1, line 9, delete "An 11-member" and insert "A 13-member"

Page 1, line 15, delete "11" and insert "13"

Page 1, after line 19, insert:

"(4) the commissioner of human services or the commissioner's designee;"

Page 1, line 20, delete "(4)" and insert "(5)" and delete "by the governor" and insert "jointly by

the majority and minority leader in the senate, the speaker of the house of representatives, and the minority leader in the house of representatives"

Page 1, line 21, after "education" insert ", including one school counselor and one early educator" and delete everything after the semicolon

Page 1, after line 21, insert:

"(6) one representative from the Minnesota Early Learning Foundation; and"

Page 1, line 22, delete "(5)" and insert "(7)" and delete "by the governor" and insert "jointly by the majority and minority leader in the senate, the speaker of the house of representatives, and the minority leader in the house of representatives"

Page 1, line 24, delete "governor" and insert "majority and minority leader in the senate, the speaker of the house of representatives, and the minority leader in the house of representatives"

Page 2, line 29, delete "behavioral"

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

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

S.F. No. 310: A bill for an act relating to human services; expanding the definition of chemically dependent person; amending Minnesota Statutes 2006, sections 253B.02, subdivision 2; 626.5561, subdivisions 1, 2; repealing Minnesota Statutes 2006, section 626.5563.

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

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

S.F. No. 532: A bill for an act relating to human services; modifying chemical use assessments; imposing duties on the commissioner of human services related to chemical health; requiring reports; proposing coding for new law in Minnesota Statutes, chapter 254A.

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

Page 2, line 24, after "alcohol" insert "and chemical substance"

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

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

S.F. No. 371: A bill for an act relating to human services; expanding eligibility for the chemical dependency treatment fund; amending Minnesota Statutes 2006, section 254B.04, subdivision 1.

Reports the same back with the recommendation that the bill do pass and be re-referred to the

Committee on Finance. Report adopted.

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

S.F. No. 184: A bill for an act relating to health; preventing unintended pregnancies by increasing access to family planning; authorizing registered nurses to dispense oral contraceptives in family planning clinics; increasing reimbursement rates for family planning services; expanding the definition of a governmental unit; eliminating the reduction in family planning grants; appropriating money; amending Minnesota Statutes 2006, sections 148.235, by adding a subdivision; 471.59, subdivision 1; Laws 2005, First Special Session chapter 4, article 9, section 3, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 256B.

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

Page 1, delete section 1

Page 1, delete subdivision 11 and insert:

"Subd. 11. **Dispensing by protocol.** A registered nurse in a family planning agency as defined in Minnesota Rules, part 9505.0280, subpart 3, may dispense oral contraceptives prescribed by a licensed practitioner as defined in section 151.01, subdivision 23, pursuant to a dispensing protocol established by the agency's medical director or under the direction of a physician. The dispensing protocol must address the requirements of sections 151.01, subdivision 30; and 151.212, subdivision 1."

Page 3, delete section 6

Renumber the sections in sequence

Amend the title numbers accordingly

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

SECOND READING OF SENATE BILLS

S.F. Nos. 624, 660 and 310 were read the second time.

MOTIONS AND RESOLUTIONS

Senator Wiger moved that the name of Senator Latz be added as a co-author to S.F. No. 13. The motion prevailed.

Senator Skoe moved that the name of Senator Dille be added as a co-author to S.F. No. 133. The motion prevailed.

Senator Fischbach moved that her name be stricken as a co-author to S.F. No. 532. The motion prevailed.

Senator Senjem moved that his name be stricken as a co-author to S.F. No. 588. The motion prevailed.

Senator Betzold moved that the name of Senator Foley be added as a co-author to S.F. No. 685. The motion prevailed.

Senator Metzen moved that the name of Senator Sieben be added as a co-author to S.F. No. 879. The motion prevailed.

Senator Robling moved that the name of Senator Rest be added as a co-author to S.F. No. 917. The motion prevailed.

Senator Ingebrigtsen moved that his name be stricken as a co-author to S.F. No. 972. The motion prevailed.

Senator Higgins moved that the name of Senator Wiger be added as a co-author to S.F. No. 988. The motion prevailed.

Senator Higgins moved that the name of Senator Foley be added as a co-author to S.F. No. 1015. The motion prevailed.

Senator Berglin moved that the names of Senators Prettner Solon and Rosen be added as co-authors to S.F. No. 1025. The motion prevailed.

Senator Sieben moved that S.F. No. 448 be withdrawn from the Committee on Finance and re-referred to the Committee on Education. The motion prevailed.

Senator Day moved that S.F. No. 511 be withdrawn from the Committee on Finance and re-referred to the Committee on Transportation. The motion prevailed.

Senator Bonoff moved that S.F. No. 589 be withdrawn from the Committee on Finance and re-referred to the Committee on Education. The motion prevailed.

Senator Scheid moved that S.F. No. 602 be withdrawn from the Committee on Finance and re-referred to the Committee on Education. The motion prevailed.

Senator Bonoff moved that S.F. No. 616 be withdrawn from the Committee on Finance and re-referred to the Committee on Education. The motion prevailed.

Senator Pappas moved that S.F. No. 654 be withdrawn from the Committee on Finance and re-referred to the Committee on Education. The motion prevailed.

Senator Erickson Ropes moved that S.F. No. 663 be withdrawn from the Committee on Finance and re-referred to the Committee on Education. The motion prevailed.

Senator Carlson moved that S.F. No. 752 be withdrawn from the Committee on Finance and re-referred to the Committee on Education. The motion prevailed.

Senator Koering moved that S.F. No. 784 be withdrawn from the Committee on Finance and re-referred to the Committee on Education. The motion prevailed.

Senator Olseen moved that S.F. No. 829 be withdrawn from the Committee on Finance and re-referred to the Committee on Education. The motion prevailed.

Senator Michel introduced –

Senate Resolution No. 43: A Senate resolution congratulating Greg Norby of Bloomington, Minnesota, for receiving the Eagle Award.

Referred to the Committee on Rules and Administration.

Senator Michel introduced –

Senate Resolution No. 44: A Senate resolution congratulating Kyle Norris of Bloomington, Minnesota, for receiving the Eagle Award.

Referred to the Committee on Rules and Administration.

Senator Ingebrigtsen introduced –

Senate Resolution No. 45: A Senate resolution honoring KayCee Bosek of Garfield, Minnesota, for receiving a Prudential Spirit of Community Award.

Referred to the Committee on Rules and Administration.

Senators Chaudhary and Michel introduced –

Senate Resolution No. 46: A Senate resolution honoring Dr. S. K. Dash for being named the 2006 Nonresident Oriya of the year in Orissa.

Referred to the Committee on Rules and Administration.

Senator Erickson Ropes introduced –

Senate Resolution No. 47: A Senate resolution honoring Ardell Lien for his extraordinary accomplishments.

Referred to the Committee on Rules and Administration.

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

CALENDAR

S.F. No. 122: A bill for an act relating to traffic regulations; requiring passenger restraint for children under the age of eight in motor vehicles; amending Minnesota Statutes 2006, section 169.685, subdivisions 5, 6.

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 49 and nays 17, as follows:

Those who voted in the affirmative were:

Anderson	Erickson Ropes	Latz	Olseen	Saxhaug
Betzold	Foley	Limmer	Olson, G.	Scheid
Bonoff	Frederickson	Lourey	Olson, M.	Sheran
Carlson	Gimse	Lynch	Pappas	Sieben
Chaudhary	Higgins	Marty	Pogemiller	Skoe
Clark	Ingebrigtsen	Metzen	Prettner Solon	Skogen
Cohen	Jungbauer	Michel	Rest	Torres Ray
Day	Kubly	Moua	Robling	Vickerman
Dibble	Langseth	Murphy	Rummel	Wiger
Doll	Larson	Neuville	Saltzman	

Those who voted in the negative were:

Bakk	Hann	Ortman	Sparks	Wergin
Berglin	Johnson	Pariseau	Stumpf	
Fischbach	Koch	Rosen	Tomassoni	
Gerlach	Koering	Senjem	Vandever	

So the bill passed and its title was agreed to.

S.F. No. 463: A bill for an act relating to notaries public; increasing maximum fees; amending Minnesota Statutes 2006, section 357.17.

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 58 and nays 7, as follows:

Those who voted in the affirmative were:

Anderson	Fischbach	Langseth	Ortman	Sieben
Berglin	Foley	Larson	Pappas	Skoe
Betzold	Frederickson	Latz	Pogemiller	Skogen
Bonoff	Gimse	Lynch	Prettner Solon	Sparks
Carlson	Hann	Marty	Rest	Stumpf
Chaudhary	Higgins	Metzen	Robling	Tomassoni
Clark	Ingebrigtsen	Michel	Rosen	Torres Ray
Cohen	Johnson	Moua	Rummel	Vickerman
Day	Jungbauer	Murphy	Saltzman	Wergin
Dibble	Koch	Neuville	Saxhaug	Wiger
Doll	Koering	Olseen	Scheid	
Erickson Ropes	Kubly	Olson, G.	Sheran	

Those who voted in the negative were:

Bakk	Limmer	Olson, M.	Vandever
Gerlach	Lourey	Senjem	

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

Senator Pogemiller moved that Senate Resolution No. 41 be taken from the table. The motion prevailed.

Senate Resolution No. 41: A Senate resolution relating to per diem living expenses incurred by members of the Senate; ratifying action by the Committee on Rules and Administration.

BE IT RESOLVED by the Senate of the State of Minnesota:

1. The action of the Committee on Rules and Administration on January 10, 2007, setting the rate of per diem living expenses for each calendar day during the sessions of the 85th Legislature is ratified.

2. A member who votes in the affirmative on a roll call vote on the adoption of this resolution may be paid the per diem without further action on the part of the member.

3. A member who does not vote in the affirmative on a roll call vote on the adoption of this resolution may not be paid per diem living expenses in any amount without a written request stating the amount requested by the member, up to the maximum set by the Committee on Rules and Administration, signed by the member and submitted to the Secretary of the Senate.

4. This resolution is effective for per diem payments made after its adoption.

CALL OF THE SENATE

Senator Pogemiller imposed a call of the Senate for the balance of the proceedings on Senate Resolution No. 41. The Sergeant at Arms was instructed to bring in the absent members.

Senator Neuville moved to amend Senate Resolution No. 41 as follows:

Delete everything after the resolving clause and insert:

"The rate of per diem living expenses is set at \$96 for each calendar day during a regular or special session of the 85th Legislature and for each calendar day during the interim between sessions on which the physical presence of the member was formally recorded at a meeting of a committee or other body to which the member was appointed by the Senate or before whom the member appears. No per diem living expenses may be paid for any other day."

Senator Pariseau moved to amend the Neuville amendment to Senate Resolution No. 41 as follows:

Page 1, line 3, delete "\$96" and insert "\$66"

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

The question recurred on the adoption of the Neuville amendment.

The roll was called, and there were yeas 18 and nays 48, as follows:

Those who voted in the affirmative were:

Fischbach	Hann	Limmer	Pariseau	Vandevveer
Frederickson	Ingebrigtsen	Neuville	Robling	Wergin
Gerlach	Johnson	Olson, G.	Rosen	
Gimse	Jungbauer	Ortman	Senjem	

Those who voted in the negative were:

Anderson	Clark	Higgins	Lourey	Olseen
Bakk	Cohen	Koch	Lynch	Olson, M.
Berglin	Day	Koering	Marty	Pappas
Betzold	Dibble	Kubly	Metzen	Pogemiller
Bonoff	Doll	Langseth	Michel	Prettner Solon
Carlson	Erickson Ropes	Larson	Moua	Rest
Chaudhary	Foley	Latz	Murphy	Rummel

Saltzman	Sheran	Skogen	Tomassoni	Wiger
Saxhaug	Sieben	Sparks	Torres Ray	
Scheid	Skoe	Stumpf	Vickerman	

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

Senator Hann moved to amend Senate Resolution No. 41 as follows:

Page 1, line 9, before the period, insert ", except that the member must address the Senate for at least ten minutes on why the member is worthy to be paid the per diem"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 5 and nays 61, as follows:

Those who voted in the affirmative were:

Fischbach	Gimse	Hann	Limmer	Vandev eer
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Those who voted in the negative were:

Anderson	Foley	Lourey	Pariseau	Skoe
Bakk	Frederickson	Lynch	Pogemiller	Skogen
Berglin	Gerlach	Marty	Prettner Solon	Sparks
Betzold	Higgins	Metzen	Rest	Stumpf
Bonoff	Ingebrigtsen	Michel	Robling	Tomassoni
Carlson	Johnson	Moua	Rosen	Torres Ray
Chaudhary	Jungbauer	Murphy	Rummel	Vickerman
Clark	Koch	Neuv ille	Saltzman	Wergin
Cohen	Koering	Olseen	Saxhaug	Wiger
Day	Kubly	Olson, G.	Scheid	
Dibble	Langseth	Olson, M.	Senjem	
Doll	Larson	Ortman	Sheran	
Erickson Ropes	Latz	Pappas	Sieben	

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

Senator Vandev eer moved to amend Senate Resolution No. 41 as follows:

Page 1, delete lines 8 to 10

Page 1, line 11, delete "this resolution" and insert "2. A member"

Page 1, line 14, delete "4" and insert "3"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 20 and nays 46, as follows:

Those who voted in the affirmative were:

Day	Hann	Koch	Olson, G.	Rosen
Fischbach	Ingebrigtsen	Limmer	Ortman	Senjem
Gerlach	Johnson	Michel	Pariseau	Vandev eer
Gimse	Jungbauer	Neuv ille	Robling	Wergin

Those who voted in the negative were:

Anderson	Bonoff	Cohen	Foley	Kubly
Bakk	Carlson	Dibble	Frederickson	Langseth
Berglin	Chaudhary	Doll	Higgins	Larson
Betzold	Clark	Erickson Ropes	Koering	Latz

Lourey	Olseen	Rummel	Skoe	Vickerman
Lynch	Olson, M.	Saltzman	Skogen	Wiger
Marty	Pappas	Saxhaug	Sparks	
Metzen	Pogemiller	Scheid	Stumpf	
Moua	Prettner Solon	Sheran	Tomassoni	
Murphy	Rest	Sieben	Torres Ray	

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

Senator Fischbach moved to amend Senate Resolution No. 41 as follows:

Page 1, line 11, delete "request" and insert "statement of the amount to be paid to"

Page 1, line 12, delete "stating the amount requested by"

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

Senator Pogemiller moved the adoption of the foregoing resolution.

The question was taken on the adoption of the resolution.

The roll was called, and there were yeas 59 and nays 7, as follows:

Those who voted in the affirmative were:

Anderson	Fischbach	Latz	Ortman	Sheran
Bakk	Foley	Limmer	Pappas	Sieben
Berglin	Frederickson	Lourey	Pogemiller	Skoe
Betzold	Gerlach	Lynch	Prettner Solon	Skogen
Bonoff	Gimse	Marty	Rest	Sparks
Carlson	Higgins	Metzen	Robling	Stumpf
Chaudhary	Johnson	Moua	Rosen	Tomassoni
Clark	Jungbauer	Murphy	Rummel	Torres Ray
Cohen	Koering	Neuville	Saltzman	Vickerman
Dibble	Kubly	Olseen	Saxhaug	Wergin
Doll	Langseth	Olson, G.	Scheid	Wiger
Erickson Ropes	Larson	Olson, M.	Senjem	

Those who voted in the negative were:

Day	Ingebrigtsen	Michel	Vandev eer
Hann	Koch	Pariseau	

The motion prevailed. So the resolution was adopted.

MOTIONS AND RESOLUTIONS - CONTINUED

CONFIRMATION

Senator Scheid moved that the report from the Committee on Commerce and Consumer Protection, reported January 18, 2007, pertaining to appointments, be taken from the table. The motion prevailed.

Senator Scheid moved that the foregoing report be now adopted. The motion prevailed.

Senator Scheid moved that in accordance with the report from the Committee on Commerce and Consumer Protection, reported January 18, 2007, the Senate, having given its advice, do now consent to and confirm the appointment of:

DEPARTMENT OF COMMERCE
COMMISSIONER

Glenn Wilson, Jr., 5306 River Bluff Cir., Bloomington, Hennepin County, effective on January 2, 2007, for a term expiring on January 3, 2011.

The motion prevailed. So the appointment was confirmed.

CONFIRMATION

Senator Wiger moved that the report from the Committee on Education, reported January 22, 2007, pertaining to appointments, be taken from the table. The motion prevailed.

Senator Wiger moved that the foregoing report be now adopted. The motion prevailed.

Senator Wiger moved that in accordance with the report from the Committee on Education, reported January 22, 2007, the Senate, having given its advice, do now consent to and confirm the appointment of:

BOARD OF THE PERPICH CENTER FOR ARTS EDUCATION

Ardythe J. Gallant, 1826 Johnson St. N.E., Minneapolis, Hennepin County, effective January 5, 2007, for a term expiring on January 3, 2011.

DEPARTMENT OF EDUCATION
COMMISSIONER

Alice Seagren, 9730 Palmer Cir., Bloomington, Hennepin County, effective January 2, 2007, for a term expiring on January 3, 2011.

The motion prevailed. So the appointments were confirmed.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senators Moua, Limmer, Dibble, Tomassoni and Senjem introduced—

S.F. No. 1052: A bill for an act relating to taxation; providing a tax credit for qualifying affordable housing contributions; requiring a report; proposing coding for new law in Minnesota Statutes, chapter 290.

Referred to the Committee on Health, Housing and Family Security.

Senators Rummel, Anderson, Moua, Pappas and Cohen introduced—

S.F. No. 1053: A bill for an act relating to Ramsey County; modifying corrections provisions; amending Minnesota Statutes 2006, section 383A.08, subdivisions 6, 7.

Referred to the Committee on Judiciary.

Senators Erickson Ropes, Senjem, Higgins and Berglin introduced—

S.F. No. 1054: A bill for an act relating to human services; establishing a self-directed personal supports option; modifying the Minnesota supplemental aid standard; appropriating money; amending Minnesota Statutes 2006, sections 256B.0625, by adding a subdivision; 256D.44, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 256B.

Referred to the Committee on Health, Housing and Family Security.

Senators Marty, Senjem, Higgins, Berglin and Erickson Ropes introduced—

S.F. No. 1055: A bill for an act relating to human services; modifying the parental contribution for services for persons with developmental disabilities; amending Minnesota Statutes 2006, section 252.27, subdivision 2a.

Referred to the Committee on Health, Housing and Family Security.

Senators Sheran, Senjem, Higgins, Berglin and Erickson Ropes introduced—

S.F. No. 1056: A bill for an act relating to human services; appropriating money for the MR/RC waiver, family support grants, and semi-independent living services.

Referred to the Committee on Finance.

Senators Larson and Tomassoni introduced—

S.F. No. 1057: A bill for an act relating to occupations; establishing the Council of High Pressure Piping Systems; requiring the council to establish fees; amending Minnesota Statutes 2006, section 326.47, subdivision 6; proposing coding for new law in Minnesota Statutes, chapter 326.

Referred to the Committee on Business, Industry and Jobs.

Senator Larson introduced—

S.F. No. 1058: A bill for an act relating to occupations; establishing the Plumbing Council; proposing coding for new law in Minnesota Statutes, chapter 326.

Referred to the Committee on Business, Industry and Jobs.

Senators Ingebrigtsen, Limmer, Pariseau and Gerlach introduced—

S.F. No. 1059: A bill for an act relating to state government; designating English as the official language; proposing coding for new law in Minnesota Statutes, chapter 1.

Referred to the Committee on State and Local Government Operations and Oversight.

Senator Dille introduced—

S.F. No. 1060: A bill for an act relating to capital investment; appropriating money for a grant to the city of Darwin for predesign and design of wastewater holding ponds; authorizing the issuance

of general obligation bonds.

Referred to the Committee on Finance.

Senators Pappas, Higgins, Rest, Anderson and Clark introduced—

S.F. No. 1061: A bill for an act relating to state government; requiring certificates of pay equity compliance as a condition for certain state contracts; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 363A.

Referred to the Committee on State and Local Government Operations and Oversight.

Senators Bonoff, Murphy, Rest and Dibble introduced—

S.F. No. 1062: A bill for an act relating to transportation; granting towing authority to Department of Transportation within its metropolitan district; modifying provisions relating to hazardous materials; modifying provisions related to motor carriers; amending Minnesota Statutes 2006, sections 168B.04, subdivision 2; 169.01, subdivisions 19, 20; 169.041, subdivisions 1, 2; 221.031, subdivision 6; 221.0314, by adding a subdivision; 221.033, subdivision 2d; 221.037, subdivision 1.

Referred to the Committee on Transportation.

Senator Vickerman introduced—

S.F. No. 1063: A bill for an act relating to motor vehicles; requiring registration renewal notice for E85-capable vehicle to inform its owner; proposing coding for new law in Minnesota Statutes, chapter 168.

Referred to the Committee on Transportation.

Senator Lourey introduced—

S.F. No. 1064: A bill for an act relating to capital investment; appropriating money for land acquisition for Fond du Lac Technical and Community College by Minnesota State Colleges and Universities; authorizing the issuance of general obligation bonds.

Referred to the Committee on Finance.

Senators Bakk and Vickerman introduced—

S.F. No. 1065: A bill for an act relating to taxation; providing a property tax exemption for the homestead of a permanently and totally disabled veteran or the veteran's spouse; amending Minnesota Statutes 2006, sections 272.02, by adding a subdivision; 273.13, subdivision 22.

Referred to the Committee on Taxes.

Senators Dille and Lourey introduced—

S.F. No. 1066: A bill for an act relating to law enforcement; creating a crisis intervention team

state council; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 245.

Referred to the Committee on Judiciary.

Senators Dille and Lourey introduced—

S.F. No. 1067: A bill for an act relating to mental health; creating a mental health fatality review team; appropriating money.

Referred to the Committee on Judiciary.

Senators Rosen, Metzen, Sparks and Tomassoni introduced—

S.F. No. 1068: A bill for an act relating to energy; providing funding to prepurchase propane for the low-income home energy assistance program; appropriating money.

Referred to the Committee on Finance.

Senator Skoe introduced—

S.F. No. 1069: A bill for an act relating to motor fuels; requiring inventory reports from fuel terminals; proposing coding for new law in Minnesota Statutes, chapter 239.

Referred to the Committee on Transportation.

Senators Pappas, Higgins and Scheid introduced—

S.F. No. 1070: A bill for an act relating to liquor; providing for off-sale license fees; amending Minnesota Statutes 2006, section 340A.408, subdivision 3.

Referred to the Committee on Commerce and Consumer Protection.

Senators Dibble, Higgins, Murphy, Larson and Rest introduced—

S.F. No. 1071: A bill for an act relating to motor vehicles; authorizing automatic enforcement of official traffic-control devices; amending Minnesota Statutes 2006, sections 169.01, by adding subdivisions; 169.06, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 169.

Referred to the Committee on Transportation.

Senators Rosen, Marty, Berglin and Lourey introduced—

S.F. No. 1072: A bill for an act relating to health; requiring the commissioner of health to conduct a study to determine the extent of prenatal drug exposure in babies born in Minnesota; appropriating money.

Referred to the Committee on Health, Housing and Family Security.

Senators Scheid, Wergin and Pappas introduced–

S.F. No. 1073: A bill for an act relating to state government; ratifying certain labor agreements and compensation plans.

Referred to the Committee on State and Local Government Operations and Oversight.

Senators Sieben, Prettner Solon, Berglin, Marty and Saltzman introduced–

S.F. No. 1074: A bill for an act relating to public health; establishing an environmental health tracking and biomonitoring program; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 144.

Referred to the Committee on Health, Housing and Family Security.

Senators Pappas, Betzold, Cohen, Frederickson and Tomassoni introduced–

S.F. No. 1075: A bill for an act relating to the State Board of Investment; requiring divestment from certain investments relating to Sudan; proposing coding for new law in Minnesota Statutes, chapter 11A.

Referred to the Committee on State and Local Government Operations and Oversight.

Senators Rosen, Saltzman, Wergin, Clark and Michel introduced–

S.F. No. 1076: A bill for an act relating to taxes; individual income; providing a subtraction for principal and interest payments on education loans; amending Minnesota Statutes 2006, sections 290.01, subdivision 19b; 290.091, subdivision 2.

Referred to the Committee on Taxes.

Senators Bonoff; Olson, G.; Lynch; Saltzman and Michel introduced–

S.F. No. 1077: A bill for an act relating to education; providing for school district operating cost differential revenue; amending Minnesota Statutes 2006, sections 126C.01, by adding a subdivision; 126C.10, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 126C.

Referred to the Committee on Finance.

Senators Senjem, Day, Jungbauer, Fischbach and Gimse introduced–

S.F. No. 1078: A bill for an act relating to motor vehicles; creating a special Gold Star license plate for family members of military personnel who have died in active military service; exempting plate fee for a surviving spouse or parent of the deceased service member; proposing coding for new law in Minnesota Statutes, chapter 168.

Referred to the Committee on Transportation.

Senators Olson, M.; Dibble; Tomassoni; Koering and Skoe introduced–

S.F. No. 1079: A bill for an act relating to energy; appropriating money to match federal grant for Midwest Bioenergy Research Center.

Referred to the Committee on Finance.

Senators Frederickson, Sheran, Neuville, Kubly and Rosen introduced–

S.F. No. 1080: A bill for an act relating to natural resources; appropriating money to the Minnesota River Basin Joint Powers Board.

Referred to the Committee on Finance.

Senators Rest, Moua, Dille, Chaudhary and Frederickson introduced–

S.F. No. 1081: A bill for an act relating to state government; establishing the Minnesota Commission on New Americans; providing appointments; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 3.

Referred to the Committee on State and Local Government Operations and Oversight.

Senators Olson, G.; Bonoff; Latz; Michel and Hann introduced–

S.F. No. 1082: A bill for an act relating to education; requiring continued funding for alternative teacher professional pay system; removing certain restrictions on distribution of staff development revenue by school districts; exempting certain school districts participating in alternative teacher professional pay system from two percent set-aside for staff development; amending Minnesota Statutes 2006, sections 122A.414, subdivision 1; 122A.60, subdivisions 1, 3; 122A.61, subdivision 1.

Referred to the Committee on Finance.

Senators Bonoff, Saltzman, Latz, Michel and Hann introduced–

S.F. No. 1083: A bill for an act relating to education; removing the inflationary adjustment limitation; amending Minnesota Statutes 2006, section 126C.17, subdivision 2.

Referred to the Committee on Finance.

Senators Sieben, Higgins, Dibble, Wiger and Vickerman introduced–

S.F. No. 1084: A bill for an act relating to crime; tolling the statute of limitations for the crime of identity theft; amending Minnesota Statutes 2006, section 628.26.

Referred to the Committee on Judiciary.

Senators Marty, Chaudhary, Sieben, Scheid and Frederickson introduced–

S.F. No. 1085: A bill for an act relating to health and the environment; prohibiting the sale of

certain mercury-containing products; modifying restrictions on the sale, use, and disposal of certain mercury-containing products; requiring certain consumer information; modifying lamp recycling facility operation requirements; providing for mercury reduction at crematoriums; requiring a report; amending Minnesota Statutes 2006, sections 115A.932, subdivision 1; 116.92, subdivisions 3, 7a, by adding subdivisions; 116.93, subdivision 2; 149A.95, subdivision 7; proposing coding for new law in Minnesota Statutes, chapters 121A; 325E.

Referred to the Committee on Environment and Natural Resources.

Senators Rummel, Scheid and Sparks introduced—

S.F. No. 1086: A bill for an act relating to consumer protection; requiring removal of structures built with pressure-treated lumber containing chromated copper arsenate from schools, parks, and child care facilities; proposing coding for new law in Minnesota Statutes, chapter 325F.

Referred to the Committee on Commerce and Consumer Protection.

Senators Rummel, Anderson, Chaudhary and Olson, G. introduced—

S.F. No. 1087: A bill for an act relating to game and fish; modifying fishing license and waterfowl stamp requirements; amending Minnesota Statutes 2006, section 97A.405, by adding a subdivision.

Referred to the Committee on Environment and Natural Resources.

Senator Vickerman introduced—

S.F. No. 1088: A bill for an act relating to local government; requiring notice and a public hearing before adopting an interim ordinance; amending Minnesota Statutes 2006, sections 394.34; 462.355, subdivision 4.

Referred to the Committee on State and Local Government Operations and Oversight.

Senator Larson introduced—

S.F. No. 1089: A bill for an act relating to taxation; income; allowing a credit for contributions to prekindergarten scholarship granting organizations; amending Minnesota Statutes 2006, section 290.01, subdivision 19c; proposing coding for new law in Minnesota Statutes, chapter 290.

Referred to the Committee on Education.

Senator Larson introduced—

S.F. No. 1090: A bill for an act relating to state government; providing incentives for employee energy savings suggestions; proposing coding for new law in Minnesota Statutes, chapter 16C.

Referred to the Committee on State and Local Government Operations and Oversight.

Senator Larson introduced—

S.F. No. 1091: A bill for an act relating to civil actions; allocating joint and several liability in

certain civil actions; amending Minnesota Statutes 2006, section 604.02, subdivision 1.

Referred to the Committee on Judiciary.

Senators Latz and Neuville introduced—

S.F. No. 1092: A bill for an act relating to public safety; proposing the Controlled Substance Reform Act of 2007; authorizing deferral of judgment for certain drug offenses; making certain affirmative defenses available for driving while impaired offenses; requiring appointment of a conditional release screening committee; requiring the commissioner of human services to publish best practice standards for publicly funded prison-based substance abuse treatment programs; appropriating money; amending Minnesota Statutes 2006, sections 152.18, subdivision 1; 169A.46, by adding a subdivision; 244.055, subdivision 1.

Referred to the Committee on Judiciary.

Senator Olson, M. introduced—

S.F. No. 1093: A bill for an act relating to the city of Bemidji; extending its local sales and use tax; amending Laws 2005, First Special Session chapter 3, article 5, section 39.

Referred to the Committee on Taxes.

Senators Olson, M.; Skoe; Chaudhary; Skogen and Prettner Solon introduced—

S.F. No. 1094: A bill for an act relating to natural resources; restricting four by four truck trail development; proposing coding for new law in Minnesota Statutes, chapter 84.

Referred to the Committee on Environment and Natural Resources.

Senators Marty; Senjem; Berglin; Olson, M. and Cohen introduced—

S.F. No. 1095: A bill for an act relating to health; establishing the Universal Newborn and Infant Hearing Screening Act; proposing coding for new law in Minnesota Statutes, chapter 144.

Referred to the Committee on Health, Housing and Family Security.

Senators Kubly, Limmer, Sieben, Metzen and Moua introduced—

S.F. No. 1096: A bill for an act relating to civil actions; clarifying and modifying the limitation period for civil actions involving sexual abuse against a minor; amending Minnesota Statutes 2006, section 541.073.

Referred to the Committee on Judiciary.

Senators Olseen, Langseth, Sparks, Dille and Jungbauer introduced—

S.F. No. 1097: A bill for an act relating to motor vehicles; changing allowable vehicle weights on certain highways; extending seasonal restrictions on gravel roads; amending Minnesota Statutes 2006, sections 169.823, subdivision 1; 169.824, subdivision 2; 169.87, subdivision 2.

Referred to the Committee on Transportation.

Senator Skoe introduced—

S.F. No. 1098: A bill for an act relating to counties; providing a process for making the Office of County Recorder appointive in Beltrami County.

Referred to the Committee on State and Local Government Operations and Oversight.

Senator Skoe introduced—

S.F. No. 1099: A bill for an act relating to capital improvements; providing for a maximum effort capital loan to Independent School District No. 38, Red Lake; authorizing the sale and issuance of state bonds; appropriating money.

Referred to the Committee on Finance.

Senator Skoe introduced—

S.F. No. 1100: A bill for an act relating to education finance; creating a new component of general education revenue to support small school districts; amending Minnesota Statutes 2006, section 126C.10, subdivision 1, by adding a subdivision.

Referred to the Committee on Finance.

Senator Skoe introduced—

S.F. No. 1101: A bill for an act relating to the environment; directing the Environmental Quality Board to study and adopt rules relating to environmental review of certain biofuel production facilities; proposing coding for new law in Minnesota Statutes, chapter 116D.

Referred to the Committee on Environment and Natural Resources.

Senators Chaudhary and Bakk introduced—

S.F. No. 1102: A bill for an act relating to workers' compensation; clarifying the powers to determine independent contractor status; requiring commissioner of revenue review of certain documents related to independent contractor status; amending Minnesota Statutes 2006, sections 176.042, subdivision 2; 289A.12, by adding a subdivision.

Referred to the Committee on Business, Industry and Jobs.

Senators Chaudhary and Bakk introduced—

S.F. No. 1103: A bill for an act relating to employment; prohibiting misrepresentation of employees as independent contractors; authorizing and requiring the commissioner of revenue to review certifications of independent contractor status; amending Minnesota Statutes 2006, sections 181.722; 289A.12, by adding a subdivision.

Referred to the Committee on Business, Industry and Jobs.

Senator Larson introduced—

S.F. No. 1104: A bill for an act relating to drivers' licenses; requiring credit be given to driver's license offenses committed in Canada; amending Minnesota Statutes 2006, section 171.55.

Referred to the Committee on Transportation.

Senators Sieben, Marty, Saltzman, Berglin and Wiger introduced—

S.F. No. 1105: A bill for an act relating to health; requiring the commissioner of health to develop health risk limits for perfluorooctanoic acid, perfluorooctane sulfonate, and perfluorobutanoic acid.

Referred to the Committee on Health, Housing and Family Security.

Senator Scheid introduced—

S.F. No. 1106: A bill for an act relating to education; permitting open enrollment students to participate in academic courses and extracurricular and cocurricular activities on the same basis as resident district students; amending Minnesota Statutes 2006, section 124D.03, by adding a subdivision; repealing Minnesota Statutes 2006, section 128C.02, subdivision 5.

Referred to the Committee on Education.

Senator Scheid introduced—

S.F. No. 1107: A bill for an act relating to education finance; increasing funding for special education programs; establishing an intensive intervention funding source; amending Minnesota Statutes 2006, sections 125A.76, subdivisions 1, 3; 125A.79, subdivision 1.

Referred to the Committee on Finance.

Senators Torres Ray, Olson, M.; Lourey; Berglin and Koering introduced—

S.F. No. 1108: A bill for an act relating to Indian child welfare; modifying child placement provisions for Indian children; amending Minnesota Statutes 2006, sections 260.755, subdivisions 12, 20; 260.761, subdivision 7; 260.765, subdivision 5; 260.771, subdivisions 1, 2.

Referred to the Committee on Judiciary.

Senators Saxhaug, Scheid, Larson, Frederickson and Higgins introduced—

S.F. No. 1109: A bill for an act relating to environment; restricting the use of phosphorus in household dishwasher detergent; amending Minnesota Statutes 2006, section 116.23.

Referred to the Committee on Environment and Natural Resources.

Senator Higgins introduced—

S.F. No. 1110: A bill for an act relating to summer youth employment; appropriating money for learn to earn.

Referred to the Committee on Finance.

Senator Dibble introduced—

S.F. No. 1111: A bill for an act relating to metropolitan area transportation; modifying the membership of the Transportation Advisory Board; modifying provisions related to a periodic evaluation of the metropolitan area's transportation system; modifying and clarifying provisions related to the provision of special transportation service; repealing an obsolete provision; providing penalties; amending Minnesota Statutes 2006, sections 473.146, subdivision 4; 473.1466; 473.386, subdivisions 1, 2, 2a, 3; repealing Minnesota Statutes 2006, section 473.1465.

Referred to the Committee on Transportation.

Senator Dibble introduced—

S.F. No. 1112: A bill for an act relating to retirement; specifying the cost for repayment of a refund; requiring the Teachers Retirement Association to return any overpayments.

Referred to the Committee on State and Local Government Operations and Oversight.

Senators Ingebrigtsen, Wergin and Hann introduced—

S.F. No. 1113: A bill for an act relating to taxation; individual income; allowing a subtraction for military pensions; amending Minnesota Statutes 2006, sections 290.01, subdivision 19b; 290.091, subdivision 2.

Referred to the Committee on Taxes.

Senator Saxhaug introduced—

S.F. No. 1114: A bill for an act relating to human services; increasing payment rates for a nursing facility in Koochiching County; appropriating money; amending Minnesota Statutes 2006, section 256B.434, by adding a subdivision.

Referred to the Committee on Finance.

Senator Saxhaug introduced—

S.F. No. 1115: A bill for an act relating to education finance; allowing Independent School District No. 361, International Falls, to purchase real or personal property with its building lease levy authority.

Referred to the Committee on Finance.

Senator Saxhaug introduced—

S.F. No. 1116: A bill for an act relating to education finance; creating a technical and vocational revenue program for collaborative high school and postsecondary vocational programs; proposing coding for new law in Minnesota Statutes, chapter 124D.

Referred to the Committee on Finance.

Senators Chaudhary, Moua, Sieben and Limmer introduced—

S.F. No. 1117: A bill for an act relating to crime; amending the crime of burglary in the second degree; prescribing penalties; amending Minnesota Statutes 2006, sections 609.581, by adding subdivisions; 609.582, subdivision 2.

Referred to the Committee on Judiciary.

Senators Saxhaug, Bakk and Koering introduced—

S.F. No. 1118: A bill for an act relating to natural resources; modifying restrictions on vehicles hauling unfinished forest products; modifying renewable energy objectives; modifying apportionment of net income; defining wood products industry; modifying certain tax exemptions; appropriating money; amending Minnesota Statutes 2006, sections 169.8261; 216B.1691, by adding a subdivision; 290.191, subdivision 2; 297A.68, subdivision 5; 297A.69, subdivision 3.

Referred to the Committee on Environment and Natural Resources.

Senators Saxhaug, Bakk and Skogen introduced—

S.F. No. 1119: A bill for an act relating to state lands; modifying land acquisition requirements; modifying land owners' bill of rights; modifying recordation requirements for mineral interests; adding to and deleting from state parks; authorizing public and private sales and conveyances of certain state lands; amending Minnesota Statutes 2006, sections 84.0272, subdivision 3; 84.0274, subdivision 5; 93.55, subdivision 1.

Referred to the Committee on Environment and Natural Resources.

Senators Betzold, Moua and Neuville introduced—

S.F. No. 1120: A bill for an act relating to corrections; establishing a parole board; prescribing its membership, duties, and powers; prescribing when an individual is eligible to be considered for parole; appropriating money; proposing coding for new law as Minnesota Statutes, chapter 244A.

Referred to the Committee on Judiciary.

Senators Bakk, Lourey, Prettner Solon, Tomassoni and Olseen introduced—

S.F. No. 1121: A bill for an act relating to capital improvements; appropriating money for North Shore Express Intercity Rail Initiative; authorizing sale and issuance of state bonds.

Referred to the Committee on Finance.

Senators Prettner Solon, Koering, Sheran and Marty introduced—

S.F. No. 1122: A bill for an act relating to human services; providing a rate increase for intermediate care facilities for persons with developmental disabilities, community service

providers, and nursing facilities; appropriating money; amending Minnesota Statutes 2006, section 256B.5012, by adding a subdivision.

Referred to the Committee on Finance.

Senator Koering introduced—

S.F. No. 1123: A bill for an act relating to capital investment; appropriating money for the greater Minnesota business development public infrastructure grant program; authorizing the issuance of general obligation bonds.

Referred to the Committee on Finance.

Senators Jungbauer, Pariseau, Limmer, Ingebrigtsen and Gimse introduced—

S.F. No. 1124: A bill for an act relating to motor vehicles; modifying provisions relating to special license plates; amending Minnesota Statutes 2006, sections 168.10, subdivisions 1a, 1b, 1c, 1d, 1g, 1h, 1i; 168.12, subdivisions 1, 2, 2a, 2b, 2c, 2d, 2e.

Referred to the Committee on Transportation.

MEMBERS EXCUSED

Senator Dille was excused from the Session of today. Senator Ortman was excused from the Session of today at 12:30 p.m.

ADJOURNMENT

Senator Pogemiller moved that the Senate do now adjourn until 11:00 a.m., Thursday, February 22, 2007. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

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