

FIFTEENTH DAY

St. Paul, Minnesota, Thursday, February 26, 2009

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 the Chaplain, Rev. David D. Colby.

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

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

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 24, 2009

The Honorable James P. Metzen
President of the Senate

Dear President Metzen:

Please be advised that I have received, approved, signed and deposited in the Office of the

Secretary of State, S.F. No. 94.

Sincerely,
Tim Pawlenty, Governor

February 24, 2009

The Honorable Margaret Anderson Kelliher
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 2009 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 2009	Date Filed 2009
94		4	3:39 p.m. February 24	February 24

Sincerely,
Mark Ritchie
Secretary of State

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. 94.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned February 23, 2009

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H.F. No. 886.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Transmitted February 23, 2009

FIRST READING OF HOUSE BILLS

The following bill was read the first time.

H.F. No. 886: A bill for an act relating to the state budget; exempting allocation of general fund balance at end of fiscal year 2009; requiring governor's general fund budget be balanced for fiscal years 2012 and 2013.

Senator Pogemiller moved that H.F. No. 886 be laid on the table. The motion prevailed.

REPORTS OF COMMITTEES

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

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

S.F. No. 400: A bill for an act relating to economic development; authorizing Mountain Iron economic development authority to form a limited liability company.

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

Page 1, line 14, before the period, insert "of the economic development authority or the limited liability company"

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

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

S.F. No. 594: A bill for an act relating to occupational safety and health; requiring safe patient handling plans in clinical settings; amending Minnesota Statutes 2008, sections 182.6551; 182.6552, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 182.

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

Page 2, line 10, before "A" insert:

"(c)"

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

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

S.F. No. 643: A bill for an act relating to unemployment compensation; providing eligibility for benefits under certain training programs.

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. 684: A bill for an act relating to economic development; expanding bioscience business development public infrastructure grant program; amending Minnesota Statutes 2008, section 116J.435, subdivisions 2, 3.

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

Page 2, line 7, delete "nonstate" and insert "other"

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

Senator Chaudhary from the Committee on Environment and Natural Resources, to which was referred

S.F. No. 477: A bill for an act relating to solid waste; requiring a pilot program to be implemented by paint manufacturers to recycle paint; amending Minnesota Statutes 2008, section 13.7411, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 115A.

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

Senator Chaudhary from the Committee on Environment and Natural Resources, to which was referred

S.F. No. 364: A bill for an act relating to waters; modifying drainage system provisions; appropriating money; amending Minnesota Statutes 2008, sections 103E.065; 103E.227; 103E.401, subdivision 3; 103E.505, subdivision 3; 103E.611, subdivision 1; 103E.735, subdivision 1; 103E.805, subdivisions 1, 2, 3; proposing coding for new law in Minnesota Statutes, chapter 103E.

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

Page 1, line 12, strike "county"

Page 3, delete section 3 and insert:

"Sec. 3. Minnesota Statutes 2008, section 103E.401, subdivision 3, is amended to read:

Subd. 3. **Petition.** A person seeking authority to use an established drainage system as an outlet must petition the drainage authority. When the petition is filed, the drainage authority in consultation with the auditor shall set a time and location for a hearing on the petition and shall give notice by mail and notice by publication of the hearing. The auditor must be paid a fee of \$5 plus 30 cents for each notice mailed in excess of ten the actual costs for the hearing notices by the petitioner."

Pages 4 to 6, delete sections 7 to 9 and insert:

"Sec. 7. Minnesota Statutes 2008, section 103E.805, is amended to read:

103E.805 REMOVAL OF PROPERTY FROM AND PARTIAL ABANDONMENT OF A DRAINAGE SYSTEM.

Subdivision 1. **Petition.** After the construction of a drainage system, the an owner of benefited

property may petition the drainage authority to remove property from the drainage system or abandon any part of the drainage system that is not of public benefit and utility and does not serve a substantial useful purpose to property remaining in the system if:

~~(1) waters are diverted from property assessed for benefits so that the drainage from the property does not use or affect the drainage system; or~~

~~(2) a dam authorized by law is constructed in the drainage system so that the property above the dam cannot use or receive benefits from the drainage system.~~

Subd. 2. **Filing.** If the drainage system is under the jurisdiction of a county drainage authority, the petition must be filed with the auditor of the county. If the drainage system is under the jurisdiction of a joint county drainage authority, the petition must be filed with the county having the largest area of property in the drainage system, where the primary drainage system records are kept. If the system is under the jurisdiction of a watershed district, the petition must be filed with the secretary of the district.

Subd. 3. **Hearing.** (a) When the petition is filed, the drainage authority in consultation with the auditor or the secretary shall set a time and location for a hearing on the ~~partial abandonment~~ petition and shall give notice ~~by publication~~ of the hearing to all persons interested in the drainage system by mail to the owners of all property benefited by the drainage system and by publication on a Web site and in a newspaper of general circulation within the affected drainage area.

(b) At the hearing, the drainage authority shall make findings and shall direct, by order, that the petitioners' property be removed from the drainage system if the drainage authority determines:

(1) that the waters from the petitioners' property have been diverted from the drainage system, or that a dam has been lawfully constructed and the property cannot significantly or regularly use the drainage system;

(2) that the property is not benefited by the drainage system ~~and does not use or affect the drainage system~~; and

(3) that removing the property from the drainage system will not prejudice the property owners and property remaining in the system.

~~(c) The drainage authority shall make findings and direct, by order, that part of the drainage system be abandoned if the drainage authority determines that part of the drainage system does not serve a substantial useful purpose to any property remaining in the system and is not of a substantial public benefit and utility.~~

Subd. 4. **Effect of removing property from drainage system.** The property that has been removed from the drainage system is not affected by the drainage system at any later proceeding for the repair or improvement of the drainage system and a drainage lien or assessment for repairs or improvements may not be made against the property that has been removed on or after the date of the order.

Subd. 5. **Liens and assessments on property removed or abandoned from a drainage system.** An order under this section does not release the property from a drainage lien filed on account of the drainage system before the date of the order. An order under this section does not release the property from any assessment or a drainage lien filed on or after the date of the order for costs

incurred on account of the drainage system before the date of the order."

Page 6, line 17, delete "to all other persons interested in" and insert "on a Web site and in a newspaper of general circulation within the affected drainage area."

Page 6, delete line 18

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 Agriculture and Veterans. Amendments adopted. Report adopted.

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

S.F. No. 710: A bill for an act relating to human services; modifying consumer-directed community supports; appropriating money.

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

Delete everything after the enacting clause and insert:

"Section 1. **DISABILITY WAIVERS; CONSUMER-DIRECTED COMMUNITY SUPPORTS BUDGET METHODOLOGY FOR ADULTS.**

(a) Effective upon federal approval, for adults who need support services during the day and choose the consumer-directed community supports option through one of the home- and community-based waivers for persons with disabilities, the budget methodology shall include an increase to cover the cost of services needed when school attendance ends due to graduation or age. This budget methodology cost increase shall vary based on the type of waiver and on the cost of services during the day, including supported employment services for waiver participants with different levels of need.

(b) By October 1, 2009, the commissioner of human services shall submit an amendment to the Centers for Medicare and Medicaid Services for the budget methodology change under paragraph (a).

EFFECTIVE DATE. This section is effective the day following final enactment."

Amend the title as follows:

Page 1, line 2, delete the second semicolon and insert a period

Page 1, delete line 3

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. 378: A bill for an act relating to human services; modifying medical assistance drug formulary committee provisions; amending Minnesota Statutes 2008, section 256B.0625, subdivisions 13c, 13f.

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

Page 1, line 18, delete "or" and insert "and"

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. 711: A bill for an act relating to human services; modifying parental fees for services for persons with developmental disabilities; amending Minnesota Statutes 2008, section 252.27, subdivision 2a.

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

Page 3, line 5, delete "is" and insert "may be"

Page 4, line 12, delete "upon notice from the commissioner" and insert "July 1, 2009."

Page 4, delete lines 13 to 16

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. 854: A bill for an act relating to human services; modifying programs and licensure provisions for services to persons with disabilities; requiring a report; appropriating money; amending Minnesota Statutes 2008, sections 245A.10, subdivision 3; 245A.11, by adding a subdivision; 245C.04, subdivision 1; 245C.20; 256B.5011, subdivision 2; 256B.5012, subdivisions 4, 6, 7; 256B.5013, subdivision 1, by adding a subdivision; 256D.44, subdivision 5; repealing Minnesota Statutes 2008, section 256B.5013, subdivision 5; Minnesota Rules, part 9555.6125, subpart 4, item B.

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

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

S.F. No. 549: A bill for an act relating to environment; adding greenhouse gas reduction goals and strategies to various state and metropolitan programs and plans; establishing goals for per capita reduction in vehicle miles traveled to reduce greenhouse gases; appropriating money; amending Minnesota Statutes 2008, sections 103B.3355; 123B.70, subdivision 1; 123B.71, subdivision 9; 473.121, by adding a subdivision; 473.145; 473.146, by adding a subdivision; 473.25; proposing coding for new law in Minnesota Statutes, chapters 116C; 174; 473.

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

Page 5, line 23, delete "will achieve" and insert "have the goal of achieving"

Page 5, line 25, delete everything after "individuals"

Page 5, line 26, delete "business"

Page 8, line 34, delete "is encouraged to" and insert "should"

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 Cohen from the Committee on Finance, to which was referred

S.F. No. 824: A bill for an act relating to the state budget; exempting allocation of general fund balance at end of fiscal year 2009.

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

Page 1, after line 9, insert:

"Sec. 2. **BALANCED BUDGET REQUIREMENT.**

Notwithstanding any law to the contrary, a budget proposed by the governor and enacted for fiscal years 2010 and 2011 must also provide for a balanced general fund budget in fiscal years 2012 and 2013.

EFFECTIVE DATE. This section is effective the day following final enactment."

Amend the title as follows:

Page 1, line 3, before the period, insert "; requiring governor's general fund budget be balanced for fiscal years 2012 and 2013"

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

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

S.F. No. 55: A bill for an act relating to capital investment; correcting the grantee for a parks appropriation; amending Laws 2008, chapter 179, section 7, subdivision 26.

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

SECOND READING OF SENATE BILLS

S.F. Nos. 400, 594, 684, 824 and 55 were read the second time.

MOTIONS AND RESOLUTIONS

Senator Berglin moved that the name of Senator Skogen be added as a co-author to S.F. No. 245.

The motion prevailed.

Senator Pogemiller moved that the name of Senator Skoe be added as a co-author to S.F. No. 283. The motion prevailed.

Senator Bonoff moved that the name of Senator Sieben be added as a co-author to S.F. No. 348. The motion prevailed.

Senator Latz moved that the name of Senator Gerlach be added as a co-author to S.F. No. 462. The motion prevailed.

Senator Sheran moved that the name of Senator Ortman be added as a co-author to S.F. No. 479. The motion prevailed.

Senator Moua moved that the name of Senator Anderson be added as a co-author to S.F. No. 795. The motion prevailed.

Senator Frederickson moved that the name of Senator Koch be added as a co-author to S.F. No. 876. The motion prevailed.

Senator Pappas moved that the name of Senator Cohen be added as a co-author to Senate Resolution No. 34. The motion prevailed.

Senator Latz moved that S.F. No. 361 be withdrawn from the Committee on Higher Education and re-referred to the Committee on Finance. The motion prevailed.

Senator Vickerman moved that S.F. No. 429 be withdrawn from the Committee on Energy, Utilities, Technology and Communications and re-referred to the Committee on Taxes. The motion prevailed.

Senator Sheran moved that S.F. No. 621 be withdrawn from the Committee on Finance and re-referred to the Committee on Higher Education. The motion prevailed.

Senator Rest moved that S.F. No. 616 be withdrawn from the Committee on Taxes and re-referred to the Committee on Judiciary. The motion prevailed.

Senator Olson, M. moved that S.F. No. 857 be withdrawn from the Committee on Health, Housing and Family Security and re-referred to the Committee on Judiciary. The motion prevailed.

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

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senator Olseen introduced—

S.F. No. 918: A bill for an act relating to public safety; repealing authorization that certain short term commitments to the commissioner of corrections be served in county jails; amending Minnesota Statutes 2008, section 609.105, subdivision 1; repealing Minnesota Statutes 2008, section

609.105, subdivisions 1a, 1b.

Referred to the Committee on Judiciary.

Senators Metzen, Frederickson, Langseth and Sieben introduced—

S.F. No. 919: A bill for an act relating to capital improvements; establishing natural resources asset preservation and replacement; proposing coding for new law in Minnesota Statutes, chapter 84.

Referred to the Committee on Finance.

Senator Vickerman introduced—

S.F. No. 920: A bill for an act relating to local government; requiring notice and public hearing before adopting an interim ordinance; amending Minnesota Statutes 2008, sections 394.34; 462.355, subdivision 4.

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

Senator Betzold introduced—

S.F. No. 921: A bill for an act relating to retirement; modifying correctional state employees retirement plan membership; amending Minnesota Statutes 2008, section 352.91, subdivision 3d.

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

Senators Bakk and Skoe introduced—

S.F. No. 922: A bill for an act relating to taxation; property; delaying the implementation of certain 2008 changes to the green acres program by one year; amending Minnesota Statutes 2008, section 273.111, subdivision 3a.

Referred to the Committee on Taxes.

Senator Berglin introduced—

S.F. No. 923: A bill for an act relating to health; changing the expiration date for contact lens prescriptions; amending Minnesota Statutes 2008, section 145.712, subdivision 2.

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

Senators Anderson; Frederickson; Olson, M. and Rummel introduced—

S.F. No. 924: A bill for an act relating to water; appropriating money for a comprehensive statewide sustainable water resources detailed framework.

Referred to the Committee on Environment and Natural Resources.

Senator Skoe introduced–

S.F. No. 925: 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.

Senators Sparks and Rosen introduced–

S.F. No. 926: A bill for an act relating to telecommunications; modifying provisions relating to reduced rate regulation and promotion activities; amending Minnesota Statutes 2008, sections 237.411, subdivision 2; 237.626.

Referred to the Committee on Energy, Utilities, Technology and Communications.

Senators Rest and Olseen introduced–

S.F. No. 927: A bill for an act relating to counties; modifying publication requirements for financial statements; amending Minnesota Statutes 2008, section 375.17, subdivision 3.

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

Senators Dibble, Higgins, Tomassoni and Moua introduced–

S.F. No. 928: A bill for an act relating to employment and economic development; appropriating money for the Metropolitan Economic Development Association.

Referred to the Committee on Finance.

Senators Pappas, Anderson, Moua and Cohen introduced–

S.F. No. 929: A bill for an act relating to taxation; sales and use; extending the years the city of St. Paul can use sales tax revenue to pay the principal of certain bonds; clarifying use of certain unexpended funds; modifying the process for application and review of proposals under the neighborhood program; amending Laws 1993, chapter 375, article 9, section 46, subdivision 2, as amended, by adding a subdivision; Laws 1998, chapter 389, article 8, section 37, subdivision 1.

Referred to the Committee on Taxes.

Senators Higgins, Pogemiller, Dibble, Berglin and Torres Ray introduced–

S.F. No. 930: A bill for an act relating to economic development; appropriating funds for summer youth employment.

Referred to the Committee on Finance.

Senators Dibble and Sheran introduced–

S.F. No. 931: A bill for an act relating to employment and economic development; funding

employment support services for persons with mental illness; appropriating money.

Referred to the Committee on Finance.

Senator Latz introduced—

S.F. No. 932: A bill for an act relating to taxation; extending time for establishment of special service districts; amending Minnesota Statutes 2008, section 428A.101.

Referred to the Committee on Taxes.

Senators Bonoff, Dibble, Dille, Gimse and Rest introduced—

S.F. No. 933: A bill for an act relating to transportation; requiring feasibility study of transit service in Little Crow transit way; amending Minnesota Statutes 2008, section 174.03, subdivision 1a.

Referred to the Committee on Transportation.

Senator Dille introduced—

S.F. No. 934: A bill for an act relating to human services; requiring certain pension benefit costs to be recognized for purposes of calculating nursing facility payment rates; amending Minnesota Statutes 2008, section 256B.434, by adding a subdivision.

Referred to the Committee on Finance.

Senators Rest, Betzold, Olseen, Pappas and Robling introduced—

S.F. No. 935: A bill for an act proposing an amendment to the Minnesota Constitution, article XI, section 5; providing for public debt to be incurred for public information technology systems, licenses, and infrastructure.

Referred to the Committee on Finance.

Senators Higgins, Foley, Limmer, Sheran and Torres Ray introduced—

S.F. No. 936: A bill for an act relating to public safety; requiring Department of Corrections to annually report on felony DWI offenders; proposing coding for new law in Minnesota Statutes, chapter 244.

Referred to the Committee on Judiciary.

Senators Pariseau and Olson, G. introduced—

S.F. No. 937: A bill for an act relating to motor vehicles; authorizing municipal deputy registrar of motor vehicles in city of Farmington.

Referred to the Committee on Transportation.

Senators Robling, Dahle and Ortman introduced—

S.F. No. 938: A bill for an act relating to capital improvements; appropriating money for the Scott County Regional Public Safety Training Center; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senator Kubly introduced—

S.F. No. 939: A bill for an act relating to education finance; authorizing a fund transfer for Independent School District No. 62, Ortonville.

Referred to the Committee on Finance.

Senator Lourey introduced—

S.F. No. 940: A bill for an act relating to capital improvements; appropriating money for a wastewater treatment system in the Big Lake Area Sanitary District; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senator Saxhaug introduced—

S.F. No. 941: A bill for an act relating to capital improvements; appropriating money for asset preservation at Rainy River Community College; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senator Saxhaug introduced—

S.F. No. 942: A bill for an act relating to capital investment; authorizing spending to acquire and better public land and buildings and other improvements of a capital nature; authorizing the issuance of state bonds; appropriating money for forest bridge replacement.

Referred to the Committee on Finance.

Senator Saxhaug introduced—

S.F. No. 943: A bill for an act relating to capital investment; authorizing the sale and issuance of state bonds; appropriating money for dam repair on Balsam Lake in Itasca County.

Referred to the Committee on Finance.

Senator Saxhaug introduced—

S.F. No. 944: A bill for an act relating to capital investment; authorizing the sale and issuance of state bonds; appropriating money for a grant to Nashwauk.

Referred to the Committee on Finance.

Senator Saxhaug introduced—

S.F. No. 945: A bill for an act relating to capital investment; authorizing the sale and issuance of state bonds; appropriating money for a grant to Big Fork.

Referred to the Committee on Finance.

Senator Saxhaug introduced—

S.F. No. 946: A bill for an act relating to capital investment; authorizing the sale and issuance of state bonds; appropriating money for a grant to Coleraine, Bovey, and Taconite.

Referred to the Committee on Finance.

Senator Saxhaug introduced—

S.F. No. 947: A bill for an act relating to capital investment; authorizing the sale and issuance of state bonds; appropriating money for a grant to Nashwauk.

Referred to the Committee on Finance.

Senator Saxhaug introduced—

S.F. No. 948: A bill for an act relating to capital investment; authorizing spending to acquire and better public land and buildings and other improvements of a capital nature; authorizing the issuance of state bonds; appropriating money for a grant to the city of Bovey.

Referred to the Committee on Finance.

Senator Saxhaug introduced—

S.F. No. 949: A bill for an act relating to capital investment; authorizing the sale and issuance of state bonds; appropriating money for Coleraine downtown corridor redevelopment.

Referred to the Committee on Finance.

Senator Day introduced—

S.F. No. 950: A bill for an act relating to gambling; authorizing the director of the State Lottery to establish lottery gaming machines and enter into a contract for the management and placement of the machines; providing powers and duties to the director; providing for gaming machine revenue; amending Minnesota Statutes 2008, sections 240.13, by adding a subdivision; 240.35, subdivision 1; 297A.94; 299L.02, subdivision 1; 299L.07, subdivisions 2, 2a; 340A.410, subdivision 5; 349A.01, subdivision 10, by adding subdivisions; 349A.04; 349A.10, subdivisions 3, 6; 349A.13; 541.20; 541.21; 609.651, subdivision 1; 609.75, subdivisions 3, 4; 609.761, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 297A; 349A.

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

Senators Moua, Foley, Betzold and Pariseau introduced–

S.F. No. 951: A bill for an act relating to probate; modifying provisions governing guardians and conservators; amending Minnesota Statutes 2008, sections 524.5-102, subdivision 7, by adding a subdivision; 524.5-304; 524.5-309; 524.5-310; 524.5-316; 524.5-317; 524.5-406; 524.5-409; 524.5-413; 524.5-414; 524.5-420; proposing coding for new law in Minnesota Statutes, chapter 524.

Referred to the Committee on Judiciary.

Senators Sparks, Metzen, Tomassoni, Rosen and Saltzman introduced–

S.F. No. 952: A bill for an act relating to economic development; appropriating money for BioBusiness Alliance; requiring a report.

Referred to the Committee on Finance.

Senators Skogen, Saxhaug, Metzen, Gerlach and Rosen introduced–

S.F. No. 953: A bill for an act relating to education; allowing charter school students to participate in the extracurricular activities of their resident district; amending Minnesota Statutes 2008, sections 123B.36, subdivision 1; 123B.49, subdivision 4; 124D.10, subdivision 8.

Referred to the Committee on Education.

Senator Wiger introduced–

S.F. No. 954: A bill for an act relating to education; pursuing E-16 reforms to improve and expand opportunities for all students to attain educational success; establishing E-16 advisory subcommittees.

Referred to the Committee on Education.

Senators Olson, G.; Hann and Latz introduced–

S.F. No. 955: A bill for an act relating to education; adding an inflationary adjustment for the alternative teacher compensation revenue; amending Minnesota Statutes 2008, section 122A.415, subdivision 1.

Referred to the Committee on Finance.

Senators Olson, G.; Hann and Latz introduced–

S.F. No. 956: A bill for an act relating to education finance; creating a location equity index; modifying the general education revenue formula; increasing revenue for some school districts; amending Minnesota Statutes 2008, sections 126C.01, by adding a subdivision; 126C.10, subdivision 1, by adding a subdivision.

Referred to the Committee on Finance.

Senators Sheran and Erickson Ropes introduced—

S.F. No. 957: A bill for an act relating to health; expanding the definition of licensed health care professional; allowing use of physical agent modalities by occupational therapists under certain circumstances; amending Minnesota Statutes 2008, sections 148.6402, subdivision 13; 148.6440, subdivision 2.

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

Senator Stumpf introduced—

S.F. No. 958: A bill for an act relating to state lands; authorizing public sale of certain tax-forfeited land.

Referred to the Committee on Environment and Natural Resources.

Senator Stumpf introduced—

S.F. No. 959: A bill for an act relating to capital improvements; appropriating money for a municipal geothermal, wind turbine, and solar energy power facility; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senator Stumpf introduced—

S.F. No. 960: A bill for an act relating to transportation; allocating funds for installing railroad crossing devices.

Referred to the Committee on Finance.

Senator Stumpf introduced—

S.F. No. 961: A bill for an act relating to energy; authorizing state agencies to develop plan for using federal stimulus funds dedicated to energy projects to install energy-efficient windows in government and residential buildings, to weatherize residential buildings, and to train installers; appropriating money.

Referred to the Committee on Energy, Utilities, Technology and Communications.

Senators Lynch and Rosen introduced—

S.F. No. 962: A bill for an act relating to health care; repealing the prohibition of balance billing for Medicare-covered services; repealing Minnesota Statutes 2008, section 62J.25.

Referred to the Committee on Finance.

Senators Ortman, Ingebrigtsen and Moua introduced—

S.F. No. 963: A bill for an act relating to public safety; modifying duties and responsibilities

of Forensic Laboratory Advisory Board; requiring the board to appoint an executive secretary; establishing immunity from liability for board members; clarifying availability of investigation reports to the public; requiring the Department of Administration to provide office space and services to the board; defining forensic laboratory; providing for a study and report; appropriating money; amending Minnesota Statutes 2008, section 299C.156, subdivisions 1, 2, 3, 4, 5, 7, 9, 11, by adding a subdivision.

Referred to the Committee on Judiciary.

Senators Satzman and Wiger introduced—

S.F. No. 964: A bill for an act relating to data practices; providing for release of certain data to a legal representative; amending Minnesota Statutes 2008, section 13.393.

Referred to the Committee on Judiciary.

Senators Pappas, Torres Ray, Wiger, Rummel and Bonoff introduced—

S.F. No. 965: A bill for an act relating to education; creating a responsible family life and sexuality education program; proposing coding for new law in Minnesota Statutes, chapter 121A; repealing Minnesota Statutes 2008, section 121A.23.

Referred to the Committee on Education.

Senator Murphy introduced—

S.F. No. 966: A bill for an act relating to human services; providing a rate increase for an intermediate care facility in Red Wing; appropriating money; amending Minnesota Statutes 2008, section 256B.5013, by adding a subdivision.

Referred to the Committee on Finance.

Senator Rosen introduced—

S.F. No. 967: A bill for an act relating to human services; increasing day training and habilitation transportation rates; appropriating money.

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

Senators Doll, Berglin, Erickson Ropes, Sheran and Lourey introduced—

S.F. No. 968: A bill for an act relating to human services; establishing a single dental administrator to administer dental services for the recipients of the state health care programs; amending Minnesota Statutes 2008, sections 13.461, subdivision 23; 256B.69, subdivision 6; proposing coding for new law in Minnesota Statutes, chapter 256B; repealing Minnesota Statutes 2008, sections 256B.037; 256B.69, subdivision 6c.

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

Senators Dibble; Tomassoni; Olson, M.; Moua and Cohen introduced—

S.F. No. 969: A bill for an act relating to human services; modifying provisions related to children aging out of foster care; modifying the Runaway and Homeless Youth Act; appropriating money; amending Minnesota Statutes 2008, sections 256B.055, by adding a subdivision; 256K.45, subdivision 6; 260C.331, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 260C; repealing Laws 2007, chapter 147, article 2, section 60.

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

Senators Sieben, Olseen, Marty, Pappas and Carlson introduced—

S.F. No. 970: A bill for an act relating to elections; authorizing early voting; amending Minnesota Statutes 2008, sections 201.022, subdivision 1; 203B.001; 203B.01, by adding a subdivision; 203B.03, subdivision 1; 204C.10; 206.83; 206.89, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 203B.

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

Senators Dibble, Wiger, Rummel and Saxhaug introduced—

S.F. No. 971: A bill for an act relating to education; providing for harassment, bullying, intimidation, and violence policies; amending Minnesota Statutes 2008, section 121A.03; repealing Minnesota Statutes 2008, section 121A.0695.

Referred to the Committee on Education.

Senators Erickson Ropes, Pappas, Sheran and Robling introduced—

S.F. No. 972: A bill for an act relating to higher education; allowing waivers to the policy setting semester credit requirements; amending Laws 2007, chapter 144, article 1, section 4, subdivision 3.

Referred to the Committee on Higher Education.

Senators Sieben, Murphy, Metzen, Day and Skoe introduced—

S.F. No. 973: A bill for an act relating to motor vehicles; removing expiration date relating to corporate deputy registrars; amending Minnesota Statutes 2008, section 168.33, subdivision 2.

Referred to the Committee on Transportation.

Senator Stumpf introduced—

S.F. No. 974: A bill for an act relating to capital investment; authorizing the issuance of state bonds; appropriating money for a flood mitigation project.

Referred to the Committee on Finance.

Senators Dibble, Scheid, Moua and Jungbauer introduced—

S.F. No. 975: A bill for an act relating to taxation; tax increment financing; transit improvement areas; amending Minnesota Statutes 2008, sections 469.174, subdivision 12; 469.176, subdivision 4c; 469.1763, subdivision 2.

Referred to the Committee on Taxes.

Senators Erickson Ropes, Bonoff and Rummel introduced—

S.F. No. 976: A bill for an act relating to education; amending general aid payments in districts with high online learning enrollment; amending Minnesota Statutes 2008, section 127A.47, subdivision 7.

Referred to the Committee on Finance.

Senators Erickson Ropes and Lynch introduced—

S.F. No. 977: A bill for an act relating to human services; extending the bars to set aside disqualifications to corporate adult foster care and corporate child foster care; amending Minnesota Statutes 2008, section 245C.24, subdivisions 3, 4.

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

Senators Erickson Ropes and Lynch introduced—

S.F. No. 978: A bill for an act relating to human services; changing the requirements for shaken baby syndrome training in licensed child care and child foster care programs; amending Minnesota Statutes 2008, sections 245A.144; 245A.1444; 245A.40, subdivision 5; 245A.50, subdivision 5.

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

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

S.F. No. 979: A bill for an act relating to capital improvements; appropriating money for the Ordway Center for the Performing Arts; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senators Johnson, Bakk, Betzold, Langseth and Rosen introduced—

S.F. No. 980: A bill for an act relating to taxation; providing a special levy for costs of operating and maintaining new county facilities; amending Minnesota Statutes 2008, section 275.70, subdivision 5.

Referred to the Committee on Taxes.

Senator Rest introduced—

S.F. No. 981: A bill for an act relating to elections; permitting fusion candidacies; changing

requirements and procedures accordingly; authorizing rulemaking; amending Minnesota Statutes 2008, sections 204B.03; 204B.04; 204B.06, subdivision 1; 204B.07, subdivision 1; 204B.36, subdivision 2; 204C.21, subdivision 1; 204C.24, subdivision 1; 204C.33, subdivisions 1, 3; 204D.12.

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

Senator Skoe introduced—

S.F. No. 982: A bill for an act relating to capital improvements; appropriating money for a biofuels production facility in White Earth; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senators Lynch, Senjem and Sparks introduced—

S.F. No. 983: A bill for an act relating to natural resources; establishing a state trail; amending Minnesota Statutes 2008, section 85.015, by adding a subdivision.

Referred to the Committee on Environment and Natural Resources.

Senators Anderson, Rummel, Wiger and Marty introduced—

S.F. No. 984: A bill for an act relating to parks; appropriating money for a master plan for the Ramsey County chain of lakes.

Referred to the Committee on Finance.

Senators Pariseau, Ingebrigtsen, Jungbauer and Limmer introduced—

S.F. No. 985: A bill for an act relating to crimes; making careless driving resulting in death a gross misdemeanor; amending Minnesota Statutes 2008, section 169.13, by adding a subdivision.

Referred to the Committee on Judiciary.

Senators Lynch, Sheran, Lourey and Rosen introduced—

S.F. No. 986: A bill for an act relating to health and human services; relieving counties of certain mandates; allowing counties to place children for treatment in bordering states; modifying county payment of funeral expenses; modifying certain nursing facility rules; providing an alternative licensing method for day training and habilitation services; accepting certain independent audits; modifying renewal notice requirements; modifying health care program information that school district or charter school must provide; amending Minnesota Statutes 2008, sections 62Q.37, subdivision 3; 144A.04, subdivision 11, by adding a subdivision; 144A.45, subdivision 1; 245.4882, subdivisions 1, 2; 245.4885, subdivision 1a; 245A.09, subdivision 7; 256.935; 256.962, subdivisions 6, 7; 256B.0625, subdivision 41; 256B.0915, subdivision 3h; 256B.0945, subdivision 1; 256F.13, subdivision 1; 260C.212, subdivisions 4a, 11; 261.035; 471.61, subdivision 1; repealing Minnesota Rules, part 4668.0110, subpart 5.

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

Senators Lynch, Moua, Higgins and Foley introduced–

S.F. No. 987: A bill for an act relating to public safety; eliminating various unfunded mandates affecting local governmental units; amending Minnesota Statutes 2008, sections 245C.05, subdivision 7; 260B.171, subdivision 3; 609.115, subdivision 1.

Referred to the Committee on Judiciary.

Senator Saxhaug introduced–

S.F. No. 988: A bill for an act relating to waters; modifying rulemaking authority for cost-share program; amending Minnesota Statutes 2008, section 103C.501, subdivisions 2, 4, 5, 6.

Referred to the Committee on Environment and Natural Resources.

Senators Carlson and Doll introduced–

S.F. No. 989: A bill for an act relating to capital improvements; authorizing renovation of the old Cedar Avenue bridge; amending Laws 2008, chapter 365, section 4, subdivision 3.

Referred to the Committee on Finance.

Senator Pappas introduced–

S.F. No. 990: A bill for an act relating to capital improvements; appropriating money for capital improvements at the University of Minnesota and the Minnesota State Colleges and Universities; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senators Sieben and Marty introduced–

S.F. No. 991: A bill for an act relating to elections; changing certain election administration provisions; amending Minnesota Statutes 2008, sections 201.016, subdivision 1a; 201.056; 201.061, subdivision 1; 201.11; 201.12; 201.13; 202A.14, subdivision 3; 203B.02, by adding a subdivision; 204B.09, subdivision 3; 204B.14, subdivisions 2, 4, by adding a subdivision; 204B.16, subdivision 1; 204B.18, subdivision 1; 204B.27, subdivision 2; 204B.33; 204B.38; 204B.40; 204C.02; 204C.06, subdivision 1; 204C.08, subdivisions 1a, 3; 204C.13, subdivision 2; 204C.15, subdivision 1; 204C.17; 204C.30, by adding a subdivision; 204C.33, subdivision 1; 204C.37; 204D.04, subdivision 2; 204D.09, subdivision 2; 204D.28, subdivision 5; 205.065, subdivision 2; 205.13, subdivisions 1, 2; 205.16, subdivisions 2, 3; 205A.03, subdivision 1; 205A.05, subdivisions 1, 2; 205A.07, subdivision 2; 206.57, subdivision 6; 206.61, subdivision 5; 211A.02, subdivisions 1, 2; 211A.05, subdivision 2; 211B.11, by adding a subdivision; 211B.12; 412.02, subdivision 2a; 414.02, subdivision 4; 414.031, subdivision 6; 414.0325, subdivision 4; 414.033, subdivision 7; proposing coding for new law in Minnesota Statutes, chapters 204B; 204D; 205; 205A; repealing Minnesota Statutes 2008, sections 201.096; 206.805, subdivision 2.

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

Senator Moua introduced—

S.F. No. 992: A bill for an act relating to government data practices; authorizing access to certain firearm data by parole and probation authorities; amending Minnesota Statutes 2008, section 13.87, by adding a subdivision.

Referred to the Committee on Judiciary.

Senators Moua, Betzold, Higgins, Pariseau and Scheid introduced—

S.F. No. 993: A bill for an act relating to public safety; clarifying authority of apprehension and detention orders outside county that issued the order; amending Minnesota Statutes 2008, section 401.025, subdivision 1.

Referred to the Committee on Judiciary.

Senators Moua, Betzold, Higgins and Scheid introduced—

S.F. No. 994: A bill for an act relating to crime; defining felony domestic assault and domestic assault by strangulation as crimes of violence; amending Minnesota Statutes 2008, section 624.712, subdivision 5.

Referred to the Committee on Judiciary.

Senators Anderson, Vickerman and Frederickson introduced—

S.F. No. 995: A bill for an act relating to natural resources; providing oversight and establishing criteria for expenditures from the parks and trails fund, outdoor heritage fund, clean water fund, and environment and natural resources trust fund; amending Minnesota Statutes 2008, sections 3.303, by adding a subdivision; 3.971, by adding a subdivision; 85.53; 97A.056, subdivisions 2, 3, 6, 7, by adding subdivisions; 114D.50; 116P.05, subdivision 2.

Referred to the Committee on Environment and Natural Resources.

Senators Anderson, Moua, Cohen and Pappas introduced—

S.F. No. 996: A bill for an act relating to local government; city of St. Paul; appropriating money for demonstration program for commercial and industrial energy efficiency improvements.

Referred to the Committee on Energy, Utilities, Technology and Communications.

Senators Anderson, Stumpf, Rummel, Dahle and Kubly introduced—

S.F. No. 997: A bill for an act relating to energy; creating school district renewable energy grant program; authorizing bonds; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 216C.

Referred to the Committee on Energy, Utilities, Technology and Communications.

Senator Kubly introduced–

S.F. No. 998: A bill for an act relating to capital improvements; appropriating money for wastewater treatment facility in the city of Morton; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senators Kubly, Marty, Berglin, Erickson Ropes and Fischbach introduced–

S.F. No. 999: A bill for an act relating to health occupations; establishing licensure for medical laboratory science professionals; creating the Board of Medical Laboratory Science; establishing fees; proposing coding for new law as Minnesota Statutes, chapter 148F.

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

Senators Fobbe, Langseth, Vickerman, Tomassoni and Clark introduced–

S.F. No. 1000: A bill for an act relating to capital improvements; authorizing the sale and issuance of state bonds; appropriating money for the Big Lake Regional Ice Center.

Referred to the Committee on Finance.

Senator Betzold introduced–

S.F. No. 1001: A bill for an act relating to retirement; regulating volunteer firefighters' relief associations; reorganizing the defined contribution relief association provisions; recodifying the general volunteer firefighters' relief association law; making conforming changes; amending Minnesota Statutes 2008, sections 69.031, subdivision 5; 69.771, subdivision 3; 69.772, subdivisions 4, 6; 69.773, subdivision 6; 356.219, subdivision 3; 424A.001, subdivisions 1, 1a, 2, 3, 4, 5, 6, 8, 9, 10, by adding subdivisions; 424A.01; 424A.02, subdivisions 1, 2, 3, 3a, 6, 7, 8, 9, 9a, 9b, 10, 12, 13; 424A.021; 424A.03; 424A.04; 424A.05, subdivisions 1, 2, 3, 4; 424A.06; 424A.07; 424A.08; 424A.10, subdivisions 1, 2, 3, 4, 5; 424B.10, subdivision 2, by adding subdivisions; 424B.21; proposing coding for new law in Minnesota Statutes, chapters 420; 424A; 424B; repealing Minnesota Statutes 2008, sections 424A.001, subdivision 7; 424A.02, subdivisions 4, 6, 8a, 8b, 9b; 424A.09; 424B.10, subdivision 1.

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

Senators Dille, Gimse and Fischbach introduced–

S.F. No. 1002: A bill for an act relating to taxation; sales and use; expanding the exemption for materials used in township roads; amending Minnesota Statutes 2008, section 297A.70, subdivision 3.

Referred to the Committee on Taxes.

Senators Stumpf, Saltzman, Bonoff, Saxhaug and Bakk introduced–

S.F. No. 1003: A bill for an act proposing an amendment to the Minnesota Constitution, article XIII, section 1; providing for high quality in public education through equitable and adequate

funding.

Referred to the Committee on Education.

Senators Scheid, Metzen, Sparks, Koch and Saltzman introduced—

S.F. No. 1004: A bill for an act relating to labor and industry; modifying construction codes and licensing; adding provisions relating to high pressure piping profession; modifying previous appropriations restrictions; extending authority to adopt rules for obtaining boiler licenses; requiring rulemaking; amending Minnesota Statutes 2008, sections 326B.082, subdivision 12; 326B.084; 326B.43, subdivision 1; 326B.435, subdivision 2; 326B.475, subdivision 6; 326B.52, subdivision 1; 326B.53; 326B.55, subdivision 1; 326B.59; 326B.801; 326B.921, subdivision 1, by adding a subdivision; Laws 2008, chapter 363, article 10, section 4, subdivision 1; repealing Minnesota Statutes 2008, section 326B.43, subdivision 5.

Referred to the Committee on Business, Industry and Jobs.

Senator Saltzman introduced—

S.F. No. 1005: A bill for an act relating to transportation; bridges; establishing Stillwater lift bridge endowment account; proposing coding for new law in Minnesota Statutes, chapter 165.

Referred to the Committee on Finance.

Senators Anderson, Dibble, Kubly and Rosen introduced—

S.F. No. 1006: A bill for an act relating to energy; creating local government renewable energy grant program; authorizing bonds; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 216C.

Referred to the Committee on Energy, Utilities, Technology and Communications.

Senators Torres Ray, Moua and Higgins introduced—

S.F. No. 1007: A bill for an act relating to public safety; clarifying and recodifying certain provisions in the prostitution laws; broadening the prostitution in a public place crime; making driving records relating to prostitution offenses public for repeat offenders and ensuring that they are available to law enforcement for first-time offenders; amending Minnesota Statutes 2008, sections 609.321, subdivisions 4, 8, 9, by adding a subdivision; 609.324, subdivisions 1, 2, 3, 5, by adding subdivisions.

Referred to the Committee on Judiciary.

Senators Torres Ray, Moua and Higgins introduced—

S.F. No. 1008: A bill for an act relating to public safety; clarifying and recodifying certain provisions in the prostitution laws; ensuring that driving records relating to prostitution offenses are available to law enforcement; amending Minnesota Statutes 2008, sections 609.321, subdivisions 4, 8, 9; 609.324, subdivisions 1, 2, 3, 5, by adding subdivisions.

Referred to the Committee on Judiciary.

Senators Torres Ray, Moua and Higgins introduced—

S.F. No. 1009: A bill for an act relating to public safety; clarifying the prostitution penalty enhancement provision for repeat offenders; broadening the prostitution in a public place crime; making driving records relating to prostitution offenses public for repeat offenders and ensuring that they are available to law enforcement for first-time offenders; amending Minnesota Statutes 2008, sections 609.321, by adding a subdivision; 609.324, subdivisions 2, 3, 5.

Referred to the Committee on Judiciary.

Senators Clark, Bonoff, Saxhaug, Torres Ray and Michel introduced—

S.F. No. 1010: A bill for an act relating to early education; continuing the prekindergarten exploratory projects; continuing family, friend, and neighbor grants; continuing school readiness service agreements; appropriating money; amending Minnesota Statutes 2008, section 119B.231, subdivisions 2, 3, 4; Laws 2007, chapter 147, article 2, section 62.

Referred to the Committee on Finance.

Senators Latz and Hann introduced—

S.F. No. 1011: A bill for an act relating to claims against the state; providing for settlement of various claims; appropriating money.

Referred to the Committee on Finance.

Senators Anderson, Vickerman, Frederickson, Pariseau and Chaudhary introduced—

S.F. No. 1012: A bill for an act relating to state government; appropriating money for environment and natural resources.

Referred to the Committee on Finance.

Senators Clark and Fobbe introduced—

S.F. No. 1013: A bill for an act relating to capital investment; authorizing the sale and issuance of state bonds; appropriating money to acquire land for the St. Cloud Regional Airport.

Referred to the Committee on Finance.

Senators Clark, Doll and Erickson Ropes introduced—

S.F. No. 1014: A bill for an act relating to drivers' licenses; providing for designation of veteran status on drivers' licenses and Minnesota identification cards; amending Minnesota Statutes 2008, sections 171.06, subdivision 3; 171.07, by adding a subdivision.

Referred to the Committee on Transportation.

MOTIONS AND RESOLUTIONS - CONTINUED

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. 166: A bill for an act relating to insurance; regulating life insurance; prohibiting stranger-originated life insurance; proposing coding for new law in Minnesota Statutes, chapter 60A; repealing Minnesota Statutes 2008, sections 61A.073; 61A.074.

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 66 and nays 1, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Limmer

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

Senator Murphy moved that S.F. No. 276 be withdrawn from the Committee on Higher Education and re-referred to the Committee on Finance. The motion prevailed.

RECESS

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

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

CALL OF THE SENATE

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

MOTIONS AND RESOLUTIONS - CONTINUED

Senator Pogemiller moved that H.F. No. 886 be taken from the table. The motion prevailed.

H.F. No. 886: A bill for an act relating to the state budget; exempting allocation of general fund balance at end of fiscal year 2009; requiring governor's general fund budget be balanced for fiscal years 2012 and 2013.

SUSPENSION OF RULES

Senator Pogemiller moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to H.F. No. 886 and that the rules of the Senate be so far suspended as to give H.F. No. 886 its second and third reading and place it on its final passage. The motion prevailed.

H.F. No. 886 was read the second time.

CALL OF THE SENATE

Senator Cohen imposed a call of the Senate for the balance of the proceedings on H.F. No. 886. The Sergeant at Arms was instructed to bring in the absent members.

Senator Vandever moved to amend H.F. No. 886 as follows:

Page 1, line 9, delete the period and insert "subject to the restrictions on its use under this section. Funds carried forward to fiscal year 2010 under this section must not be used to reverse or otherwise undo any of the state welfare reform measures passed pursuant to federal welfare reform in the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 under Public Law 104-193."

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	Gimse	Jungbauer	Michel	Robling
Dille	Hann	Koch	Olson, G.	Rosen
Fischbach	Ingebrigtsen	Koering	Ortman	Senjem
Gerlach	Johnson	Limmer	Pariseau	Vandever

Those who voted in the negative were:

Anderson	Bonoff	Cohen	Erickson Ropes	Higgins
Bakk	Carlson	Dahle	Fobbe	Kelash
Berglin	Chaudhary	Dibble	Foley	Kubly
Betzold	Clark	Doll	Frederickson	Langseth

Latz
Lourey
Lynch
Marty
Metzen
Moua

Murphy
Olseen
Olson, M.
Pappas
Pogemiller
Prettner Solon

Rest
Rummel
Saltzman
Saxhaug
Sheran
Sieben

Skoe
Skogen
Sparks
Stumpf
Tomassoni
Torres Ray

Vickerman
Wiger

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

Senator Pogemiller moved that H.F. No. 886 be laid on the table. The motion prevailed.

RECESS

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

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

CALL OF THE SENATE

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

MOTIONS AND RESOLUTIONS - CONTINUED

Senator Pogemiller moved that H.F. No. 886 be taken from the table. The motion prevailed.

H.F. No. 886: A bill for an act relating to the state budget; exempting allocation of general fund balance at end of fiscal year 2009; requiring governor's general fund budget be balanced for fiscal years 2012 and 2013.

CALL OF THE SENATE

Senator Cohen imposed a call of the Senate for the balance of the proceedings on H.F. No. 886. The Sergeant at Arms was instructed to bring in the absent members.

Senator Vandever moved to amend H.F. No. 886 as follows:

Delete everything after the enacting clause and insert:

"Section 1. **REFUSAL OF FUNDS FOR CONTINUING OBLIGATIONS.**

Notwithstanding any law to the contrary, neither the governor of Minnesota nor the legislature may accept any federal funds under the American Recovery and Reinvestment Act of 2009 if the acceptance of those funds creates an ongoing obligation of the state of Minnesota.

EFFECTIVE DATE. This section is effective the day following final enactment."

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 18 and nays 47, as follows:

Those who voted in the affirmative were:

Day	Gimse	Jungbauer	Michel	Senjem
Dille	Hann	Koch	Ortman	Vanderveer
Fischbach	Ingebrigtsen	Koering	Pariseau	
Gerlach	Johnson	Limmer	Robling	

Those who voted in the negative were:

Anderson	Dibble	Lourey	Prettner Solon	Skogen
Bakk	Doll	Lynch	Rest	Sparks
Berglin	Erickson Ropes	Marty	Rosen	Stumpf
Betzold	Fobbe	Metzen	Rummel	Tomassoni
Bonoff	Foley	Moua	Saltzman	Torres Ray
Carlson	Frederickson	Murphy	Saxhaug	Vickerman
Chaudhary	Higgins	Olseen	Scheid	Wiger
Clark	Kelash	Olson, M.	Sheran	
Cohen	Langseth	Pappas	Sieben	
Dahle	Latz	Pogemiller	Skoe	

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

Senator Pariseau moved to amend H.F. No. 886 as follows:

Page 1, after line 9, insert:

"None of these funds may be used to create or maintain a list of firearms owners in the state of Minnesota."

Senator Cohen questioned whether the amendment was germane.

The President ruled that the amendment was germane.

The question was taken on the adoption of the Pariseau amendment.

The roll was called, and there were yeas 31 and nays 35, as follows:

Those who voted in the affirmative were:

Bakk	Frederickson	Koch	Olson, M.	Sparks
Dahle	Gerlach	Koering	Ortman	Vanderveer
Day	Gimse	Limmer	Pariseau	Vickerman
Dille	Hann	Metzen	Robling	
Erickson Ropes	Ingebrigtsen	Michel	Rosen	
Fischbach	Johnson	Olseen	Senjem	
Fobbe	Jungbauer	Olson, G.	Skogen	

Those who voted in the negative were:

Anderson	Cohen	Latz	Pogemiller	Sheran
Berglin	Dibble	Lourey	Prettner Solon	Sieben
Betzold	Doll	Lynch	Rest	Skoe
Bonoff	Foley	Marty	Rummel	Stumpf
Carlson	Higgins	Moua	Saltzman	Tomassoni
Chaudhary	Kelash	Murphy	Saxhaug	Torres Ray
Clark	Langseth	Pappas	Scheid	Wiger

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

H.F. No. 886 was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Gerlach	Ingebrigtsen	Jungbauer	Limmer
Hann	Johnson	Koch	Vandever

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

Senator Cohen moved that S.F. No. 824, on General Orders, be stricken and laid on the table. The motion prevailed.

GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Senator Betzold in the chair.

After some time spent therein, the committee arose, and Senator Betzold reported that the committee had considered the following:

S.F. Nos. 230, 261 and 496, which the committee recommends to pass.

On motion of Senator Pogemiller, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

MEMBERS EXCUSED

Senator Scheid was excused from the Session of today from 12:15 to 12:45 p.m. Senator Kubly was excused from the Session of today from 2:30 to 3:00 p.m.

ADJOURNMENT

Senator Pogemiller moved that the Senate do now adjourn until 11:00 a.m., Monday, March 2, 2009. The motion prevailed.

Peter S. Wattson, Secretary of the Senate (Legislative)

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