

STATE OF MINNESOTA

# Journal of the Senate

EIGHTY-SECOND LEGISLATURE

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FIFTH DAY

St. Paul, Minnesota, Tuesday, January 16, 2001

The Senate met at 12:00 noon and was called to order by the President.

## CALL OF THE SENATE

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

Prayer was offered by the Chaplain, Rev. Mary Ellen Nielsen.

The members of the Senate gave the pledge of allegiance to the flag of the United States of America.

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

Anderson	Higgins	Langseth	Ourada	Scheevel
Bachmann	Hottinger	Larson	Pappas	Scheid
Belanger	Johnson, Dave	Lesewski	Pariseau	Schwab
Berg	Johnson, Dean	Lessard	Pogemiller	Solon
Berglin	Johnson, Debbie	Limmer	Price	Stevens
Betzold	Johnson, Doug	Lourey	Ranum	Stumpf
Chaudhary	Kelley, S.P.	Marty	Reiter	Terwilliger
Cohen	Kelly, R.C.	Metzen	Ring	Tomassoni
Day	Kierlin	Murphy	Robertson	Vickerman
Dille	Kinkel	Neuville	Robling	Wiener
Fischbach	Kleis	Oliver	Sabo	Wiger
Fowler	Knutson	Olson	Sams	
Frederickson	Krentz	Orfield	Samuelson	

The President declared a quorum present.

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

## MEMBERS EXCUSED

Senators Foley; Kiscaden; Moe, R.D. and Rest were excused from the Session of today.

## 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. 28.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned January 11, 2001

**MOTIONS AND RESOLUTIONS**

Senator Wiger moved that the name of Senator Fowler be added as a co-author to S.F. No. 7. The motion prevailed.

Senator Kierlin moved that the name of Senator Hottinger be added as a co-author to S.F. No. 61. The motion prevailed.

**INTRODUCTION AND FIRST READING OF SENATE BILLS**

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

**Senators Larson, Schwab, Vickerman, Tomassoni and Dille introduced--**

**S.F. No. 102:** A bill for an act relating to health; increasing the medical assistance reimbursement rate for certain dentists; permitting dental hygienists to practice certain services with limited supervision; establishing a grant program for community clinics providing dental services; appropriating money; amending Minnesota Statutes 2000, sections 150A.10, subdivision 1; and 256B.76; proposing coding for new law in Minnesota Statutes, chapter 144.

Referred to the Committee on Health and Family Security.

**Senators Larson, Schwab, Sams, Vickerman and Stumpf introduced--**

**S.F. No. 103:** A bill for an act relating to crimes; requiring suspension of a driver's license for a period of one year if defendant was convicted of theft of gasoline; proposing coding for new law in Minnesota Statutes, chapter 171.

Referred to the Committee on Crime Prevention.

**Senators Larson, Schwab, Vickerman, Tomassoni and Dille introduced--**

**S.F. No. 104:** A bill for an act relating to professions; modifying licensure requirements for foreign-trained dentists; amending Minnesota Statutes 2000, section 150A.06, subdivision 1.

Referred to the Committee on Health and Family Security.

**Senators Kelly, R.C.; Ranum; Schwab; Kleis and Olson introduced--**

**S.F. No. 105:** A bill for an act relating to technology; appropriating money for the Minnesota computers for schools program.

Referred to the Committee on Education.

**Senator Belanger introduced--**

**S.F. No. 106:** A bill for an act relating to retirement; granting a full year of service credit to certain members of the Minneapolis teachers retirement fund association for years in which the members fell five or fewer days short of full service.

Referred to the Committee on State and Local Government Operations.

**Senators Langseth; Moe, R.D.; Cohen; Price and Robertson introduced--**

**S.F. No. 107:** A bill for an act relating to communications; appropriating money for grants to noncommercial television.

Referred to the Committee on Finance.

**Senators Berg and Johnson, Dean introduced--**

**S.F. No. 108:** A bill for an act relating to motor vehicles; exempting certain snowplows defined as special mobile equipment from registration taxes and title requirements; amending Minnesota Statutes 2000, sections 168.011, subdivision 22; and 168A.01, subdivision 21.

Referred to the Committee on Transportation.

**Senators Solon and Johnson, Doug introduced--**

**S.F. No. 109:** A bill for an act relating to appropriations; appropriating money to repair and restore the aerial lift bridge in Duluth.

Referred to the Committee on Finance.

**Senators Vickerman and Lesewski introduced--**

**S.F. No. 110:** A bill for an act relating to local government; authorizing the establishment of a specific nonprofit corporation in development region eight to operate and manage the Prairieland Exposition Center.

Referred to the Committee on State and Local Government Operations.

**Senators Murphy; Kelly, R.C.; Johnson, Dean; Johnson, Doug and Kierlin introduced--**

**S.F. No. 111:** A bill for an act relating to transportation; appropriating money for port development assistance.

Referred to the Committee on Finance.

**Senators Vickerman and Lesewski introduced--**

**S.F. No. 112:** A bill for an act relating to capital investment; appropriating general fund money for the Lewis and Clark rural water project and canceling the 2000 appropriation from the bond proceeds fund for the project.

Referred to the Committee on Finance.

**Senator Kinkel introduced--**

**S.F. No. 113:** A bill for an act relating to taxation; exempting unmarked police cars from the sales tax on motor vehicles; amending Minnesota Statutes 2000, section 297B.03.

Referred to the Committee on Taxes.

**Senators Kiscaden, Samuelson, Belanger, Murphy and Schwab introduced--**

**S.F. No. 114:** A bill for an act relating to health; repealing MinnesotaCare premium and provider taxes; requiring pass-through of savings to consumers; providing for disposition of tobacco settlement money; providing for contingent penalties; amending Minnesota Statutes 2000, sections 62J.041, subdivision 1; 62Q.095, subdivision 6; 214.16, subdivisions 2 and 3; 270B.01, subdivision 8; 270B.14, subdivision 1; and 297I.15, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 62Q; and 256L; repealing Minnesota Statutes 2000, sections 13.4967, subdivision 3; 16A.76; 62T.10; 144.1484, subdivision 2; 256L.02, subdivision 3; 295.50; 295.51; 295.52; 295.53; 295.54; 295.55; 295.56; 295.57; 295.58; 295.582; 295.59; and 297I.05, subdivision 5.

Referred to the Committee on Health and Family Security.

**Senators Stevens, Robling, Ourada, Bachmann and Larson introduced--**

**S.F. No. 115:** A bill for an act relating to health; repealing MinnesotaCare premium and provider taxes; requiring pass-through of savings to consumers; providing for disposition of tobacco settlement money; providing for contingent penalties; amending Minnesota Statutes 2000, sections 62J.041, subdivision 1; 62Q.095, subdivision 6; 214.16, subdivisions 2 and 3; 270B.01, subdivision 8; 270B.14, subdivision 1; and 297I.15, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 62Q; and 256L; repealing Minnesota Statutes 2000, sections 13.4967, subdivision 3; 16A.76; 62T.10; 144.1484, subdivision 2; 256L.02, subdivision 3; 295.50; 295.51; 295.52; 295.53; 295.54; 295.55; 295.56; 295.57; 295.58; 295.582; 295.59; and 297I.05, subdivision 5.

Referred to the Committee on Health and Family Security.

**Senators Foley, Knutson and Kelly, R.C. introduced--**

**S.F. No. 116:** A bill for an act relating to crime prevention; providing for indeterminate sentencing for first- and second-degree criminal sexual conduct offenders; amending Minnesota Statutes 2000, sections 609.108, subdivisions 1 and 3; 609.109, subdivisions 2, 6, and 7; 609.342, subdivision 2; 609.343, subdivision 2; and 609.3452, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 609; repealing Minnesota Statutes 2000, sections 609.109, subdivisions 3 and 4; 609.342, subdivision 3; and 609.343, subdivision 3.

Referred to the Committee on Crime Prevention.

**Senator Wiger introduced--**

**S.F. No. 117:** A bill for an act relating to state lands; authorizing private sale of certain tax-forfeited land in Washington county.

Referred to the Committee on Environment and Natural Resources.

**Senators Foley, Marty, Knutson and Chaudhary introduced--**

**S.F. No. 118:** A bill for an act relating to crimes; lowering from 0.10 to 0.08 the per se alcohol concentration level for impairment offenses involving driving motor vehicles, criminal vehicular homicide and injury, operating recreational vehicles or watercraft, hunting, handling explosives, or operating military vehicles while impaired; amending Minnesota Statutes 2000, sections 97B.065, subdivision 1; 97B.066, subdivision 1; 169A.20, subdivision 1; 169A.51, subdivision 1; 169A.52, subdivisions 2, 4, and 7; 169A.53, subdivision 3; 169A.54, subdivision 7; 169A.76; 171.20, subdivision 4; 192A.555; and 609.21.

Referred to the Committee on Crime Prevention.

**Senators Terwilliger, Belanger, Johnson, Dave, Kelley, S.P. and Pariseau introduced--**

**S.F. No. 119:** A bill for an act relating to railroads; requiring local approval of the physical design component of commuter rail corridor plans; amending Minnesota Statutes 2000, section 174.86, subdivisions 2 and 3.

Referred to the Committee on Transportation.

**Senators Terwilliger, Belanger and Foley introduced--**

**S.F. No. 120:** A bill for an act relating to traffic regulations; directing the commissioner of transportation to conduct a pilot project on trunk highway No. 169 and Pioneer trail to collect

photographic evidence and warn violators of violations of traffic signal laws; requiring report to the legislature.

Referred to the Committee on Transportation.

**Senators Robertson, Price, Krentz, Oliver and Lessard introduced--**

**S.F. No. 121:** A bill for an act relating to natural resources; appropriating money for site preparation and construction of a multiuse water access on Lake Minnetonka.

Referred to the Committee on Environment and Natural Resources.

**Senators Robertson, Price, Krentz, Lessard and Oliver introduced--**

**S.F. No. 122:** A bill for an act relating to natural resources; authorizing bonds and appropriating money for site preparation and construction of a multiuse water access on Lake Minnetonka.

Referred to the Committee on Environment and Natural Resources.

**Senators Stevens and Ring introduced--**

**S.F. No. 123:** A bill for an act relating to Kanabec county; providing for the imposition of the production tax on aggregate materials; amending Minnesota Statutes 2000, section 298.75, subdivision 1.

Referred to the Committee on Taxes.

**Senators Johnson, Dean; Langseth; Ourada and Robling introduced--**

**S.F. No. 124:** A bill for an act relating to appropriations; appropriating money for local bridge replacement and rehabilitation; authorizing state bonds.

Referred to the Committee on Transportation.

**Senator Tomassoni introduced--**

**S.F. No. 125:** A bill for an act relating to natural resources; appropriating money for Mesabi Station on the Mesabi Trail.

Referred to the Committee on Finance.

**Senators Dille and Johnson, Dean introduced--**

**S.F. No. 126:** A bill for an act relating to state lands; authorizing public sale of certain tax-forfeited land that borders public water in Meeker county.

Referred to the Committee on Environment and Natural Resources.

**Senators Johnson, Doug and Solon introduced--**

**S.F. No. 127:** A bill for an act relating to economic development; appropriating money for the Duluth Technology Village.

Referred to the Committee on Finance.

**Senator Betzold introduced--**

**S.F. No. 128:** A bill for an act relating to highways; creating a traffic-impacted metropolitan city street account in the county state-aid highway fund and providing for its allocation; amending Minnesota Statutes 2000, section 162.06, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 162.

Referred to the Committee on Transportation.

**Senators Dille, Larson and Scheid introduced--**

**S.F. No. 129:** A bill for an act relating to elections; presidential electors; providing for designation of certain presidential electors and specifying the duties of presidential electors; amending Minnesota Statutes 2000, sections 208.03; and 208.08.

Referred to the Committee on Rules and Administration.

**Senator Kinkel introduced--**

**S.F. No. 130:** A bill for an act relating to education; providing for exceptions for Minnesota high school league classifications; amending Minnesota Statutes 2000, section 128C.05, by adding a subdivision.

Referred to the Committee on Education.

**Senator Ring introduced--**

**S.F. No. 131:** A bill for an act relating to local government; the town of Wyoming and the city of Chisago City; exempting the town and the city from a limitation on the duration of reimbursement paid to the town for orderly annexed property.

Referred to the Committee on State and Local Government Operations.

**Senators Vickerman, Lesewski and Frederickson introduced--**

**S.F. No. 132:** A bill for an act relating to occupations; providing an exception for barber shop registration fees; amending Minnesota Statutes 2000, section 154.10, subdivision 2.

Referred to the Committee on Commerce.

**Senator Betzold introduced--**

**S.F. No. 133:** A bill for an act relating to retirement; extending pension coverage to part-time metropolitan transit police officers; amending Minnesota Statutes 2000, section 353.64, subdivision 7a.

Referred to the Committee on State and Local Government Operations.

**Senator Lourey introduced--**

**S.F. No. 134:** A bill for an act relating to taxes; authorizing the city of Cloquet to impose a local sales tax.

Referred to the Committee on Taxes.

**Senator Lourey introduced--**

**S.F. No. 135:** A bill for an act relating to taxes; local sales and use tax; expanding the uses for the Hermantown local sales tax; amending Laws 1996, chapter 471, article 2, section 29.

Referred to the Committee on Taxes.

**Senator Marty and Reiter introduced--**

**S.F. No. 136:** A bill for an act relating to education finance; authorizing a fund transfer for independent school district No. 623, Roseville.

Referred to the Committee on Education.

**Senators Ring; Foley; Johnson, Debbie and Reiter introduced--**

**S.F. No. 137:** A bill for an act relating to transportation; appropriating money for express transit bus service between downtown Minneapolis and Anoka county highway No. 22.

Referred to the Committee on Transportation.

**Senators Rest, Hottinger, Belanger and Pappas introduced--**

**S.F. No. 138:** A bill for an act relating to taxation; sales and use; exempting construction materials used for qualified low-income housing projects; amending Minnesota Statutes 2000, section 297A.72, by adding a subdivision.

Referred to the Committee on Taxes.

**Senators Pappas, Scheid, Hottinger and Kelley, S.P. introduced--**

**S.F. No. 139:** A bill for an act relating to property tax refund; increasing the percentage of rent constituting property taxes; amending Minnesota Statutes 2000, section 290A.03, subdivisions 11 and 13.

Referred to the Committee on Taxes.

**Senators Ring, Krentz, Vickerman and Price introduced--**

**S.F. No. 140:** A bill for an act relating to natural resources; appropriating money for fire and rescue operations support for Interstate park.

Referred to the Committee on Finance.

**Senator Johnson, Dean introduced--**

**S.F. No. 141:** A bill for an act relating to education; authorizing a grant to independent school district No. 2534, Bird Island-Olivia-Lake Lillian, for a contract deadline penalty; appropriating money.

Referred to the Committee on Education.

**Senators Higgins, Pappas, Berglin, Terwilliger and Robertson introduced--**

**S.F. No. 142:** A bill for an act relating to state government; increasing the membership of the state council on Black Minnesotans; amending Minnesota Statutes 2000, section 3.9225, subdivisions 1 and 2.

Referred to the Committee on State and Local Government Operations.

**Senators Metzen, Anderson, Vickerman, Fowler and Robertson introduced--**

**S.F. No. 143:** A bill for an act relating to children; providing for grants to the youth intervention program; appropriating money.

Referred to the Committee on Finance.

**Senators Johnson, Dean and Larson introduced--**

**S.F. No. 144:** A bill for an act relating to the amateur sports commission; authorizing grants for development of new soccer fields; establishing criteria for grants; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 240A.

Referred to the Committee on State and Local Government Operations.

**Senators Johnson, Dean; Samuelson and Day introduced--**

**S.F. No. 145:** A bill for an act relating to human services; allowing counties to authorize payment for services up to the statewide maximum rate for services provided under the alternative care and specified home and community-based waived services programs; amending Minnesota Statutes 2000, sections 256B.0913, by adding a subdivision; 256B.0915, by adding a subdivision; and 256B.49, by adding a subdivision.

Referred to the Committee on Health and Family Security.

**Senator Johnson, Dean introduced--**

**S.F. No. 146:** A bill for an act relating to drivers' licenses; appropriating money to commissioner of public safety to retain present state driver examination stations.

Referred to the Committee on Transportation.

**Senators Oliver, Kiscaden, Scheid, Wiger and Larson introduced--**

**S.F. No. 147:** A bill for an act relating to health; repealing MinnesotaCare provider tax; repealing premium tax for certain health plan companies; requiring pass-through of savings to consumers; providing for disposition of tobacco settlement money; providing for financial management of MinnesotaCare; amending Minnesota Statutes 2000, sections 62J.041, subdivision 1; 62Q.095, subdivision 6; 214.16, subdivisions 2 and 3; 270B.01, subdivision 8; 270B.14, subdivision 1; and 297I.15, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 16A; 62Q; and 256L; repealing Minnesota Statutes 2000, sections 13.4967, subdivision 3; 16A.76; 62T.10; 144.1484, subdivision 2; 256L.02, subdivision 3; 295.50; 295.51; 295.52; 295.53; 295.54; 295.55; 295.56; 295.57; 295.58; 295.582; 295.59; and 297I.05, subdivision 5.

Referred to the Committee on Health and Family Security.

**ADJOURNMENT**

Senator Hottinger moved that the Senate do now adjourn until 9:30 a.m., Thursday, January 18, 2001. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate



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