

STATE OF MINNESOTA

Journal of the Senate

EIGHTY-THIRD LEGISLATURE

SIXTIETH DAY

St. Paul, Minnesota, Monday, February 2, 2004

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 Rev. Albert Gallmon, Jr.

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

The President declared a quorum present.

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

REPORTS AND RESOLUTIONS FILED DURING THE INTERIM WITH THE SECRETARY OF THE SENATE

Various reports were filed during the 2003 interim by Retirement and Relief Associations and are filed in the office of the Secretary of the Senate; also reports made by the Legislative Audit Commission on various state institutions and boards; Department of Health, Induced Abortions in Minnesota, Jan.-Dec. 2002, 2003; Department of Health, Cancer Surveillance System, Cancer in Minnesota, 1988-1999; Department of Natural Resources, Dam Safety Project Priority List, 2003; Trade and Economic Development, Urban Initiative Board, 2002; Southwest Regional Development Commission, Overall Work Program, Fiscal Year 2004; Minnesota Pollution Control Agency, All Minnesota Pollution Control Agency Rules, 2003; Department of Human Services, State Operated Services, Dedicated Revenue Accounts, Fourth Quarter Fiscal Year

2003; Department of Human Services, Medical Care Surcharge Fund, Quarterly Report, June 2003; State Board of Investment, Supplemental Investment Fund, 2003; Minnesota Pollution Control Agency, Biennial Summary Report, Status of Minnesota's Toxic Metals in Packaging Program, 2003; Minnesota Pollution Control Agency, County Environmental Reporting Requirements, 2003; Department of Public Safety, Bureau of Criminal Apprehension, Minnesota Crime Information, 2002; Department of Employment and Economic Development, Low Income Workers Voucher Program, Performance Report from the Minnesota Job Skills Partnership Board, 2003; Department of Transportation, Municipal State Aid Street Needs Report, 2003; Department of Transportation, Biennial Report, Fiscal Year 2002-03; Department of Employment and Economic Development, Contamination Cleanup and Investigation Grants, Annual Report, 2003; Minnesota Campaign Finance and Public Disclosure Board: Annual Report, July 1, 2002 - June 30, 2003, Campaign Finance Summary, 2002, Advisory Opinions, July 1, 2002 - June 30, 2003, Lobbying Disbursement Summary, July 1, 2001 - June 30, 2002; Pollution Control Agency, Metropolitan Landfill Contingency Action Trust Fund, Fiscal Year 2003; Department of Human Services, State Operated Services, Dedicated Revenue Accounts, First Quarter Fiscal Year 2004; Pollution Control Agency, Minnesota Closed Landfill Program, 2003; Office of the Governor, Reorganization Order 190, 2003; Board of Animal Health, Annual Report, 2003; Department of Finance, Debt Capacity Forecast, November 2003; Department of Administration, Building Codes and Standards Division, Legislative Report, November 30, 2003; Pollution Control Agency, Annual Report, Obsolete, Unnecessary, or Duplicative Rules, 2003; Department of Administration, Real Estate Available for State Use, 2003; Department of Transportation, Budget Base Reduction Report, 2003; Minnesota Supreme Court, Summary Information on Juvenile Delinquency Petitions in Minnesota Courts, 2002; Department of Children, Families and Learning, Obsolete Rules, 2003; Metropolitan Council, Metropolitan Sports Facilities Commission, Year 2004 Budget and Report on User Fee Charges, 2003; Department of Finance, Comprehensive Annual Financial Report, Year Ended June 30, 2003; Department of Finance, Minnesota Comparison of Budget and Actual Revenues, Expenditures, and Changes in Fund Balances, Supplement to the Comprehensive Annual Financial Report, Year Ended June 30, 2003; Metropolitan Council, Metropolitan Radio Board, Budget Projection, Three Year Projection, Calendar Years 2003-2005; Office of Governor Tim Pawlenty, Department of Administration, Reorganization Order No. 190; Department of Children, Families and Learning, Minnesota State High School League, 2003; Department of Human Services, The Supportive Housing and Managed Care Pilot, 2003; Department of Natural Resources, Stream Protection and Improvement Loan Program, Annual Report, 2004; Department of Employment and Economic Development, Minnesota Public Facilities Authority, Annual Report, Fiscal Year 2003; Department of Human Services, Vulnerable Adult Maltreatment Reconsideration Review Panel, 2004; Department of Labor and Industry, Workers' Compensation System, Collection and Assessment of Fines and Penalties, 2003; Department of Transportation, Northstar Corridor Rail Project, Work Group Report, 2004; Department of Administration, Mobile Telecommunication Device Expenditure Reduction Plan, 2004; Northern Counties Land Use Coordinating Board, Resolving Conflict Over Land Use and Property Rights, 2004; Metropolitan Council, Annual Report and Appendices, 2003; Board of Dentistry, Regulatory Change for Registered Dental Assistants, 2004; Department of Human Services, Recommendations on Performance-based Funding for the Minnesota Family Investment Program, 2004; Department of Employee Relations, Local Government Pay Equity Compliance Report, 2004; Department of Transportation, Bond Accelerated Program, Report on Trunk Highway Bonding, 2004; Department of Employment and Economic Development, Developing the Hydrogen Economy in Minnesota: Creating Jobs and Economic Development Through Minnesota-Based Renewable Hydrogen Resources, 2004; Department of Children, Families and Learning, Options for General Education Formula Changes to Limit Revenue Disparities, 2004; Minnesota Sentencing Guidelines Commission, Drug Offender Sentencing Issues, 2004; Minnesota Sentencing Guidelines Commission, Annual Report, 2004; Department of Human Services, Child Maltreatment Review Panel Activities, Calendar Year 2003; Department of Human Services, Usage and Costs of the Systematic Alien Verification for Entitlements (SAVE) Program, 2004; Department of Human Services, Study of Services Provided by State Operated Services to Persons with Developmental Disabilities Who Have Complex Care Needs, 2004; Minnesota Campaign Finance and Public Disclosure Board and the Management Analysis Division of the Department of Administration, Fees for Lobbyists, Political Committees, Political Funds, Principal Campaign Committees, and Political Party Units, 2004.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communications were received and referred to the committees indicated.
May 30, 2003

The Honorable James P. Metzen
President of the Senate

Dear Senator Metzen:

The following appointments are hereby respectfully submitted to the Senate for confirmation as required by law:

EMERGENCY MEDICAL SERVICES REGULATORY BOARD

James Aagenes, 513 - 7th St. N.E., Fosston, in the county of Polk, effective June 6, 2003, for a term that expires on January 1, 2007.

Megan Hartigan, 10205 Aetna Ave. N.E., Monticello, in the county of Wright, effective June 6, 2003, for a term that expires on January 1, 2007.

Mark Lindquist, M.D., 513 North Shore Dr., Detroit Lakes, in the county of Becker, effective June 6, 2003, for a term that expires on January 1, 2007.

Donald Otte, 39298 County Rd. 185, Sauk Centre, in the county of Stearns, effective June 6, 2003, for a term that expires on January 1, 2007.

Michael R. Parrish, 1030 - 249th Ave. N.E., Isanti, in the county of Isanti, effective June 6, 2003, for a term that expires on January 1, 2007.

(Referred to the Committee on Health and Family Security.)

June 5, 2003

The Honorable James P. Metzen
President of the Senate

Dear Senator Metzen:

The following appointments are hereby respectfully submitted to the Senate for confirmation as required by law:

BOARD OF THE ARTS

Sarah Caruso, 6 Manitoba Rd., Hopkins, in the county of Hennepin, effective June 12, 2003, for a term that expires on January 1, 2007.

Diana Lewis, 2120 Charlton Rd., Sunfish Lake, in the county of Dakota, effective June 12, 2003, for a term that expires on January 1, 2007.

Edward Oliver, 20230 Cottagewood Rd., Deephaven, in the county of Hennepin, effective June 12, 2003, for a term that expires on January 1, 2007.

(Referred to the Committee on State and Local Government Operations.)

July 7, 2003

The Honorable James P. Metzen
President of the Senate

Dear Senator Metzen:

The following appointments are hereby respectfully submitted to the Senate for confirmation as required by law:

MINNESOTA ENVIRONMENTAL QUALITY BOARD

Jonathon Bloomberg, 1125 Summit Ave., Mahtomedi, in the county of Washington, effective June 25, 2003, for a term that expires on January 1, 2007.

Susan McCarville, 58 Harrison Ave. S., Hopkins, in the county of Hennepin, effective June 25, 2003, for a term that expires on January 1, 2007.

(Referred to the Committee on Environment and Natural Resources.)

August 5, 2003

The Honorable James P. Metzen
President of the Senate

Dear Senator Metzen:

The following appointments are hereby respectfully submitted to the Senate for confirmation as required by law:

ENVIRONMENT AND NATURAL RESOURCES TRUST FUND
CITIZENS' ADVISORY COMMITTEE

David Hartwell, 1767 Fremont Ave. S., Minneapolis, in the county of Hennepin, effective August 11, 2003, for a term that expires on January 1, 2007.

Catherine Thayer Nicholson, 54 Peninsula Rd., Dellwood, in the county of Washington, effective August 11, 2003, for a term that expires on January 1, 2007.

(Referred to the Committee on Environment and Natural Resources.)

December 8, 2003

The Honorable James P. Metzen
President of the Senate

Dear Senator Metzen:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

MINNESOTA ENVIRONMENTAL QUALITY BOARD

Paige Winebarger, 9325 Quinn Rd., Bloomington, in the county of Hennepin, effective December 15, 2003, for the remainder of a term that expires on January 5, 2004.

(Referred to the Committee on Environment and Natural Resources.)

January 15, 2004

The Honorable James P. Metzen
President of the Senate

Dear Senator Metzen:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

MINNESOTA ENVIRONMENTAL QUALITY BOARD

Paige Winebarger, 9325 Quinn Rd., Bloomington, in the county of Hennepin, effective January 23, 2004, for a term that expires on January 7, 2008.

(Referred to the Committee on Environment and Natural Resources.)

Sincerely,
Tim Pawlenty, Governor

January 30, 2004

The Honorable James P. Metzen
President of the Senate

Dear Senator Metzen:

Pursuant to Senate Rule 8.2, the following appointments have been withdrawn from the following committees and placed on the Confirmation Calendar:

From the Committee on Agriculture, General Legislation and Veterans Affairs, to which were referred the following appointments as reported in the Journal for January 9, 2003:

BOARD OF ANIMAL HEALTH

Mahesh Kumar
John P. Whitten

MINNESOTA RURAL FINANCE AUTHORITY

Lisa Heggedahl
Julian Sjostrom

MINNESOTA VETERANS HOMES BOARD OF DIRECTORS

Frank W. Budd
Mel Euteneuer
Jeffery L. Johnson

From the Committee on Agriculture, General Legislation and Veterans Affairs, to which was referred the following appointment as reported in the Journal for January 27, 2003:

DEPARTMENT OF AGRICULTURE

COMMISSIONER
Gene Hugoson

From the Committee on Agriculture, General Legislation and Veterans Affairs, to which was referred the following appointment as reported in the Journal for January 30, 2003:

DEPARTMENT OF VETERANS AFFAIRS

COMMISSIONER
Jeffery Olson

From the Committee on Commerce and Utilities, to which was referred the following appointment as reported in the Journal for January 9, 2003:

PUBLIC UTILITIES COMMISSION

R. Marshall Johnson

From the Committee on Commerce and Utilities, to which was referred the following appointment as reported in the Journal for January 30, 2003:

DEPARTMENT OF COMMERCE

COMMISSIONER
Glenn Wilson, Jr.

From the Committee on Education, to which were referred the following appointments as reported in the Journal for January 9, 2003:

BOARD OF SCHOOL ADMINISTRATORS

Kenneth LaCroix
Daniel Sullivan
Ann Zweber Werner

BOARD OF TEACHING

Rosemary Crowe-Campos

Dee Grover-Thomas
 Allen Hoffman
 Renee Jesness
 Richard Tschida

BOARD OF THE PERPICH CENTER FOR ARTS EDUCATION

Mark French
 Penny Johnson
 Mohammed Lawal
 Jane B. McWilliams
 Sonja Peterson
 Dan Reigstad
 Marjorie Barton Savage

BOARD OF TRUSTEES OF THE MINNESOTA
 STATE COLLEGES AND UNIVERSITIES

Wilfred Antell
 Cheryl Dickson
 Ivan Dusek
 Clarence Hightower
 Robert Hoffman
 I. Vincent Ijioma
 Lewis Terrill Moran
 David Michael Paskach
 Ann Curme Shaw
 Shaun Williams

MINNESOTA HIGHER EDUCATION FACILITIES AUTHORITY

Christopher A. Nelson
 Michael Ranum

From the Committee on Environment and Natural Resources, to which were referred the following appointments as reported in the Journal for January 9, 2003:

ENVIRONMENT AND NATURAL RESOURCES TRUST FUND
 CITIZENS' ADVISORY COMMITTEE

Ann Glumac
 John Kvasnicka
 Nalani McCutcheon
 Janet McMillan
 James Nelson

MINNESOTA ENVIRONMENTAL QUALITY BOARD

Bruce Bomier
 Mary Mellen

MINNESOTA POLLUTION CONTROL AGENCY

Brian Bensen
 Jacqueline Duncanson
 Daniel Foley

From the Committee on Environment and Natural Resources, to which was referred the following appointment as reported in the Journal for January 27, 2003:

MINNESOTA POLLUTION CONTROL AGENCY
 COMMISSIONER

Sheryl Corrigan

From the Committee on Health and Family Security, to which were referred the following appointments as reported in the Journal for January 9, 2003:

EMERGENCY MEDICAL SERVICES REGULATORY BOARD

Dean Albers
Roger Boatman
Brian LaCroix
Linda Way

From the Committee on Jobs, Housing and Community Development, to which were referred the following appointments as reported in the Journal for January 9, 2003:

BOARD OF INVENTION

Keith Dennehy
Daniel Ferber
Mary Mathews
Daniel Pauly
Andy Wells

From the Committee on Judiciary, to which were referred the following appointments as reported in the Journal for January 9, 2003:

BOARD ON JUDICIAL STANDARDS

Martha Holton Dimick
Jacquelyn J. Hauser

From the Committee on State and Local Government Operations, to which were referred the following appointments as reported in the Journal for January 9, 2003:

BOARD OF THE ARTS

Matthew Anderson
Yvonne C. Condell
William K. Miller
Chris Osgood
Pamela Perri Weaver

GAMBLING CONTROL BOARD

William Barbknecht
Gerald E. Dexter
James Hynes
Donald McHale
Peggy Moon

MINNESOTA RACING COMMISSION

Scott LeDoux
Robert McNamara

From the Committee on State and Local Government Operations, to which were referred the following appointments as reported in the Journal for January 27, 2003:

DEPARTMENT OF ADMINISTRATION

COMMISSIONER
Brian Lamb

MINNESOTA RACING COMMISSION

Lynn Marvin Johnson
William Robinson

Sincerely,
Patrick E. Flahaven
Secretary of the Senate

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H.F. No. 730.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted May 19, 2003

FIRST READING OF HOUSE BILLS

The following bill was read the first time and referred as indicated.

H.F. No. 730: A bill for an act relating to real property; specifying certain additional warranties; specifying limitation of actions based on breach; amending Minnesota Statutes 2002, sections 327A.02, subdivision 1, by adding a subdivision; 327A.06; 541.051, subdivision 4.

Referred to the Committee on Judiciary.

MOTIONS AND RESOLUTIONS**Senators Johnson, D.E. and Day introduced--**

Senate Resolution No. 84: A Senate resolution naming a Majority Leader and a Minority Leader.

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

The Senate Majority Leader is Dean E. Johnson. The Senate Minority Leader is Dick Day.

Senator Johnson, D.E. moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

Senators Johnson, D.E. and Day introduced--

Senate Resolution No. 85: A Senate resolution relating to rules; amending Senate Rule 9, relating to standing committees.

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

The Temporary Rules of the Senate for the 83rd Legislature are amended as follows:

Rule 9 is amended to read:

9. STANDING COMMITTEES

The standing committees of the Senate are as follows:

Agriculture, ~~General Legislation~~ and Veterans Affairs and Gaming

Capital Investment

Commerce ~~and Utilities~~

Crime Prevention and Public Safety

Education

Elections

Environment and Natural Resources
 Finance
 Health and Family Security
 Jobs, Housing Energy and Community Development
 Judiciary
 Rules and Administration
 State and Local Government Operations
 Taxes

Senator Johnson, D.E. 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 0, as follows:

Those who voted in the affirmative were:

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

The motion prevailed. So the resolution was adopted.

MOTIONS AND RESOLUTIONS - CONTINUED

Senators Johnson, D.E. and Day introduced--

Senate Resolution No. 86: A Senate resolution relating to the schedule of standing committee meetings.

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

The standing committees shall meet during the 83rd Legislature according to the following schedule:

SENATE COMMITTEE SCHEDULE

COMMITTEE/CHAIR

Office Room	Phone 296-	Meeting Day	Room No.	Hour
<hr/>				
Agriculture, Veterans and Gaming/Vickerman				
226	7405	M, W	112	3:30-6:00 p.m.

Capital Investment/Langseth

122	3205	M, W	123	3:30-6:00 p.m.
-----	------	------	-----	----------------

Commerce/Scheid

303	8869	M, W	112	12:30-3:00 p.m.
-----	------	------	-----	-----------------

Crime Prevention and Public Safety/Foley

G-24	4878	M, W	15	12:30-3:00 p.m.
------	------	------	----	-----------------

Education/Kelley

205	2962	T, Th	15	3:30-6:00 p.m.
-----	------	-------	----	----------------

Elections/Wiger

226	6820	F	15	1:00-3:00 p.m.
-----	------	---	----	----------------

Environment and Natural Resources/Marty

323	5712	M, W	107	12:30-3:00 p.m.
-----	------	------	-----	-----------------

Finance/Cohen

317	4839	M, T, W, Th, F	123	9:00-11:30 a.m.
-----	------	----------------	-----	-----------------

Health and Family Security/Lourey

G-24	7593	T, Th	15	12:30-3:00 p.m.
------	------	-------	----	-----------------

Jobs, Energy and Community Development/Anderson

120	1767	M, W	107	3:30-6:00 p.m.
-----	------	------	-----	----------------

Judiciary/Betzold

111	4167	T, Th	112	12:30-3:00 p.m.
-----	------	-------	-----	-----------------

Rules and Administration/Johnson, Dean E.

208	2577	On call-M, W	123	3:30-6:00 p.m.
-----	------	--------------	-----	----------------

State and Local Government Operations/Higgins

328	4150	M, W	123	12:30-3:00 p.m.
-----	------	------	-----	-----------------

Taxes/Pogemiller

235	7809	M, T, W, Th, F	15	9:00-11:30 a.m.
-----	------	----------------	----	-----------------

Senator Johnson, D.E. moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

Senators Johnson, D.E. and Day introduced--

Senate Resolution No. 87: A Senate resolution relating to postage.

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

For the 2004 session of the 83rd Legislature, the Secretary of the Senate may purchase postage to furnish each member of the Senate 5,500 stamps. Each member named as chair of a standing committee in the Senate resolution designating committee assignments may be furnished with an additional 1,000 stamps for the necessary business of the committee.

An additional postage allowance of 1,000 stamps is authorized for the Senate Minority Leader; five other members of the minority designated by the Senate Minority Leader; and five members of the majority designated by the Senate Majority Leader.

Each member of the Senate shall receipt to the Secretary of the Senate for the postage received.

Senator Johnson, D.E. 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 60 and nays 0, as follows:

Those who voted in the affirmative were:

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

The motion prevailed. So the resolution was adopted.

MOTIONS AND RESOLUTIONS - CONTINUED

Senators Johnson, D.E. and Day introduced--

Senate Resolution No. 88: A Senate resolution relating to expenses of interns.

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

For the 2004 session of the 83rd Legislature, each member of the Senate may be reimbursed for the cost of meals and transportation furnished by the member to any volunteer interns assisting with the member's work, up to a maximum of \$50 during each week the Legislature is in session.

Each member of the Senate may be reimbursed for the cost of lodging furnished by the member to a volunteer intern assisting with the member's work, if the intern is enrolled in an intern program at a post-secondary institution outside the seven-county metropolitan area, up to a maximum of \$400 during each month the Legislature is in session.

Requests for reimbursement must be submitted to the Secretary of the Senate monthly on forms provided for this purpose and must include a certification by the member that the amounts for which reimbursement is sought have been paid to the interns. Requests for lodging reimbursement must be accompanied by receipts or other suitable documentation.

The Secretary of the Senate shall prepare and issue warrants for payment of intern expenses from the Senate legislative expense fund.

Senator Johnson, D.E. 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 6, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Bachmann	LeClair	Limmer	Michel	Reiter
Belanger				

The motion prevailed. So the resolution was adopted.

MOTIONS AND RESOLUTIONS - CONTINUED

Senator Johnson, D.J. introduced--

Senate Resolution No. 90: A Senate resolution congratulating Maury Roemhild of Coon Rapids, Minnesota, for receiving the Eagle Award.

Referred to the Committee on Rules and Administration.

Senator Betzold introduced--

Senate Resolution No. 91: A Senate resolution congratulating Kimberly Cleveland of Fridley, Minnesota, for receiving the Girl Scout Gold Award.

Referred to the Committee on Rules and Administration.

Senator Neuville introduced--

Senate Resolution No. 92: A Senate resolution recognizing Saturday, September 27, 2003, as Michael F. McGovern Day in Minnesota.

Referred to the Committee on Rules and Administration.

Senator Skoglund introduced--

Senate Resolution No. 93: A Senate resolution commemorating the life of Commissioner Edward C. Solomon.

Referred to the Committee on Rules and Administration.

Senators Johnson, D.E. and Day introduced--

Senate Resolution No. 94: A Senate resolution relating to standing committees.

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

The standing committees of the Senate for the 83rd session have the membership shown in this resolution.

COMMITTEE ON AGRICULTURE, VETERANS AND GAMING (14)

Vickerman, Chair	Johnson, Dean E.	Rest
Kubly, Vice Chair	Koering	Sams
Day	Lourey	Skoe
Dille	Murphy	Wergin
Hann	Nienow	

COMMITTEE ON CAPITAL INVESTMENT (17)

Langseth, Chair	Higgins	Metzen
Berglin	Johnson, Dean E.	Murphy
Chaudhary	Kierlin	Pappas
Cohen	Kiscaden	Senjem
Frederickson	Koering	Stumpf
Gaither	Larson	

COMMITTEE ON COMMERCE (16)

Scheid, Chair	Larson	Pappas
Sparks, Vice Chair	LeClair	Pogemiller
Anderson	Lourey	Reiter
Belanger	Metzen	Rest
Gaither	Michel	Sams
Kiscaden		

COMMITTEE ON CRIME PREVENTION AND PUBLIC SAFETY (10)

Foley, Chair	Kleis	Moua
Skoglund, Vice Chair	Knutson	Ranum
Berglin	McGinn	Ruud
Chaudhary		

COMMITTEE ON EDUCATION (10)

Kelley, Chair	Michel	Ranum
Skoe, Vice Chair	Olson	Stumpf
Bachmann	Pappas	Tomassoni
Hann		

COMMITTEE ON ELECTIONS (10)

Wiger, Chair	Kleis	Ortman
Fischbach	Limmer	Scheid
Higgins	Marty	Sparks
Hottinger		

COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES (11)

Marty, Chair	Hottinger	Olson
Saxhaug, Vice Chair	Jungbauer	Pariseau
Betzold	Langseth	Stumpf
Frederickson	Nienow	

COMMITTEE ON FINANCE (21)

Cohen, Chair	Kierlin	Pappas
Chaudhary, Vice Chair	Knutson	Pariseau
Berglin	Langseth	Ranum
Dille	Larson	Sams
Fischbach	Murphy	Skoglund
Frederickson	Neuville	Stumpf
Hottinger	Ourada	Wiger

COMMITTEE ON HEALTH AND FAMILY SECURITY (9)

Lourey, Chair	Foley	Kiscaden
Berglin	Higgins	LeClair
Fischbach	Kelley	Nienow

COMMITTEE ON JOBS, ENERGY AND COMMUNITY DEVELOPMENT (14)

Anderson, Chair	Hottinger	Ruud
Bakk, Vice Chair	Kelley	Saxhaug
Bachmann	Ourada	Senjem
Dibble	Pappas	Sparks
Gaither	Rosen	

COMMITTEE ON JUDICIARY (10)

Betzold, Chair	Hottinger	Neuville
Skoglund, Vice Chair	Limmer	Ortman
Cohen	Marty	Rest
Hann		

COMMITTEE ON RULES AND ADMINISTRATION (24)

Johnson, Dean, Chair	Hottinger	Olson
Rest, Vice Chair	Kiscaden	Pappas
Belanger	Knutson	Pariseau
Berglin	Langseth	Pogemiller
Cohen	Larson	Ranum
Day	Marty	Sams
Dille	Metzen	Stumpf
Frederickson	Neuville	Vickerman

COMMITTEE ON STATE AND LOCAL GOVERNMENT OPERATIONS (14)

Higgins, Chair	Johnson, Debbie	Solon
Wiger, Vice Chair	Kubly	Tomassoni
Day	Marko	Vickerman
Dibble	Robling	Wergin
Fischbach	Senjem	

COMMITTEE ON TAXES (12)

Pogemiller, Chair	Betzold	McGinn
Tomassoni, Vice Chair	Johnson, Debbie	Moua
Bakk	Limmer	Ortman
Belanger	Marty	Skoe

Senator Johnson, D.E. moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

Senator Johnson, D.E. moved that the following bills be withdrawn from the Committee on Rules and Administration and re-referred to the Committee on Elections: S.F. No. 5, Marty; S.F. No. 6, Marty; S.F. No. 7, Marty; S.F. No. 8, Marty; S.F. No. 10, Marty; S.F. No. 11, Marty; S.F. No. 12, Marty; S.F. No. 13, Marty; S.F. No. 16, Kleis; S.F. No. 106, Cohen; S.F. No. 138, Bachmann; S.F. No. 142, Rest; S.F. No. 148, Marty; S.F. No. 158, Scheid; S.F. No. 193, Dille; S.F. No. 303, Pariseau; S.F. No. 309, Higgins; S.F. No. 315, Higgins; S.F. No. 349, Metzen; S.F. No. 360, Higgins; S.F. No. 383, Vickerman; S.F. No. 410, Wiger; S.F. No. 451, Saxhaug; S.F. No. 452, Scheid; S.F. No. 490, Kleis; S.F. No. 497, Hann; S.F. No. 629, Scheid; S.F. No. 658, Higgins; S.F. No. 705, Marty; S.F. No. 767, Larson; S.F. No. 772, Marty; S.F. No. 899, Bachmann; S.F. No. 917, Higgins; S.F. No. 940, Limmer; S.F. No. 986, Wiger; S.F. No. 998, Hottinger; S.F. No. 1016, Higgins; S.F. No. 1084, Ourada; S.F. No. 1245, Scheid; S.F. No. 1249, Higgins; S.F. No. 1302, Knutson; S.F. No. 1354, Higgins; S.F. No. 1362, Kleis; S.F. No. 1373, Rosen; S.F. No. 1437, Scheid; S.F. No. 1565, Kleis; H.F. No. 42, Limmer; H.F. No. 129, Higgins; H.F. No. 307, Hann; H.F. No. 471, Kleis and H.F. No. 1006, Wiger. The motion prevailed.

Senator Scheid moved that the following bills be withdrawn from the Committee on Commerce and re-referred to the Committee on Jobs, Energy and Community Development: S.F. No. 135, Kiscaden; S.F. No. 292, Ourada; S.F. No. 472, Neuville; S.F. No. 487, Kelley; S.F. No. 606, Tomassoni; S.F. No. 802, Sparks; S.F. No. 819, Saxhaug; S.F. No. 865, Knutson; S.F. No. 908, Sams; S.F. No. 928, Anderson; S.F. No. 929, Anderson; S.F. No. 930, Anderson; S.F. No. 934, Rosen; S.F. No. 995, Kubly; S.F. No. 1017, Higgins; S.F. No. 1032, Higgins; S.F. No. 1115, Sams; S.F. No. 1116, Anderson; S.F. No. 1228, Anderson; S.F. No. 1268, Sparks; S.F. No. 1280, Knutson; S.F. No. 1289, Ourada; S.F. No. 1311, Kelley; S.F. No. 1349, Metzen; S.F. No. 1463, Bakk; S.F. No. 1488, Rosen; S.F. No. 1531, Murphy; S.F. No. 1556, Kelley and H.F. No. 860 (S.F. No. 866), Sams. The motion prevailed.

Senator Scheid moved that the following bills be withdrawn from the Committee on Commerce and re-referred to the Committee on Health and Family Security: S.F. No. 992, Knutson and S.F. No. 1175, Anderson. The motion prevailed.

Senator Higgins moved that the following bills be withdrawn from the Committee on State and Local Government Operations and re-referred to the Committee on Agriculture, Veterans and Gaming: S.F. No. 71, Saxhaug; S.F. No. 120, Wiger; S.F. No. 133, Belanger; S.F. No. 149, Marty; S.F. No. 184, Sams; S.F. No. 228, Tomassoni; S.F. No. 576, Day; S.F. No. 604, Vickerman; S.F. No. 605, Vickerman; S.F. No. 711, Day; S.F. No. 723, Fischbach; S.F. No. 846, Tomassoni; S.F. No. 909, Scheid; S.F. No. 966, Pappas; S.F. No. 1313, Tomassoni; S.F. No. 1338, Rest; S.F. No. 1450, Wiger; S.F. No. 1456, Rest; S.F. No. 1536, Betzold and S.F. No. 1555, Betzold. The motion prevailed.

Without objection, remaining on the Order of Business of Motions and Resolutions, the Senate reverted to the Order of Business of Messages From the House.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to inform the Senate that the House of Representatives invites and is ready to meet with the Senate in Joint Convention at 11:45 a.m., on Thursday, February 5, 2004, to receive the message of the Honorable Tim Pawlenty, Governor of the State of Minnesota, said message to be delivered at 12:00 noon.

Albin A. Mathiowetz, First Assistant Chief Clerk, House of Representatives
February 2, 2004

Senator Johnson, D.E. moved that the Senate accept the invitation of the House of Representatives to meet in Joint Convention in the House Chamber at 11:45 a.m., Thursday, February 5, 2004, to receive the message of the Honorable Tim Pawlenty, Governor of the State of Minnesota. The motion prevailed.

Mr. President:

I have the honor to announce that the House has appointed a committee of five members of the House to act with a similar committee on the part of the Senate to escort the Governor to the Joint Convention to be held in the House Chamber on Thursday, February 5, 2004, said Joint Convention to be convened at 11:45 a.m., and said message of the Governor to be delivered at 12:00 noon.

Newman; Jaros; Olsen, S.; Pugh and Klinzing have been appointed as such committee on the part of the House.

Albin A. Mathiowetz, First Assistant Chief Clerk, House of Representatives

Transmitted February 2, 2004

MOTIONS AND RESOLUTIONS - CONTINUED

Senators Johnson, D.E. and Day introduced--

Senate Resolution No. 89: A Senate resolution relating to appointment of a committee to escort the Governor to the House Chamber for a Joint Convention.

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

The President of the Senate shall appoint a committee of five members of the Senate to act with a like committee on the part of the House of Representatives to escort the Honorable Tim Pawlenty, Governor of the State of Minnesota, to the House Chamber on the occasion of the Joint Convention on Thursday, February 5, 2004, at 11:45 a.m.

Senator Johnson, D.E. moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

APPOINTMENTS

Pursuant to the foregoing resolution, the President made the following appointments:

Senators Gaither, Higgins, Langseth, Rest and Senjem.

MOTIONS AND RESOLUTIONS - CONTINUED

Senator Johnson, D.E. moved that H.F. No. 646 be withdrawn from the Committee on Taxes and re-referred to the Committee on Agriculture, Veterans and Gaming.

Pursuant to Rule 5.1, Senator Day, the first author, objected so the motion was withdrawn.

Senator Johnson, D.E. moved that S.F. No. 576 be withdrawn from the Committee on Agriculture, Veterans and Gaming and re-referred to the Committee on Taxes. The motion prevailed.

RECONSIDERATION

Having voted on the prevailing side, Senator Bachmann moved that the vote whereby the Scheid motion to S.F. No. 992 and S.F. No. 1175 was adopted on February 2, 2004, be now reconsidered. The motion prevailed. So the vote was reconsidered.

MOTIONS AND RESOLUTIONS - CONTINUED

Senator Scheid moved that S.F. No. 1175 be withdrawn from the Committee on Commerce and re-referred to the Committee on Health and Family Security. The motion prevailed.

Senator Scheid moved that S.F. No. 992 be withdrawn from the Committee on Commerce and re-referred to the Committee on Health and Family Security.

Pursuant to Rule 5.1, Senator Knutson, the first author, objected so the motion was withdrawn.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Senators Hottinger, Rest and Johnson, D.E. introduced--

S.F. No. 1577: A bill for an act relating to taxation; eliminating the offset for taconite aids from the computation of city formula aid in the local government aid formula; providing funding for the additional aid; appropriating money; amending Minnesota Statutes 2003 Supplement, sections 477A.013, subdivision 8; 477A.03, subdivision 2a.

Referred to the Committee on Taxes.

Senator Nienow introduced--

S.F. No. 1578: A bill for an act relating to retirement; correctional state employees retirement plan; adding the psychologist 2 position at the Rush City correctional facility to plan coverage; amending Minnesota Statutes 2002, section 352.91, subdivision 3g.

Referred to the Committee on State and Local Government Operations.

Senator Nienow introduced--

S.F. No. 1579: A bill for an act relating to retirement; general employees retirement plan of the public employees retirement association; authorizing the purchase of service credit for certain periods of prior public school employment.

Referred to the Committee on State and Local Government Operations.

Senators Rosen, Senjem, McGinn, Sams and Vickerman introduced--

S.F. No. 1580: A bill for an act relating to crime prevention; regulating the sale of methamphetamine precursor drugs; authorizing reporting of suspicious transactions involving these drugs and providing civil immunity for so doing; requiring a methamphetamine educational program for retailers; further regulating while recodifying activities involving anhydrous ammonia; requiring courts to order restitution in certain situations involving controlled substances; imposing property restrictions in certain situations involving controlled substances; increasing the criminal penalties for possessing certain substances with the intent to manufacture methamphetamine and imposing a mandatory minimum sentence for so doing; establishing new methamphetamine-related crimes; expanding the definition of "violent crime" for mandatory

sentencing purposes; requiring that vehicles and other property used to manufacture methamphetamine indicate this in the title or deed; establishing a methamphetamine laboratory cleanup revolving fund and authorizing loans to assist counties and cities in conducting methamphetamine cleanup; imposing criminal penalties; appropriating money; amending Minnesota Statutes 2002, sections 152.135, subdivision 2; 168A.05, subdivision 3; 609.1095, subdivision 1; Minnesota Statutes 2003 Supplement, section 152.021, subdivisions 2a, 3; proposing coding for new law in Minnesota Statutes, chapters 152; 446A; repealing Minnesota Statutes 2002, sections 18C.005, subdivisions 1a, 35a; 18C.201, subdivisions 6, 7; 18D.331, subdivision 5.

Referred to the Committee on Crime Prevention and Public Safety.

Senator Langseth introduced--

S.F. No. 1581: A bill for an act relating to taxation; eliminating taconite aids from the computation of city formula aid in the local government aid formula; amending Minnesota Statutes 2002, section 477A.013, subdivision 8, as amended.

Referred to the Committee on Taxes.

Senators Langseth, Sparks and Metzen introduced--

S.F. No. 1582: A bill for an act relating to veterans affairs; appropriating money for the proposed World War II veterans memorial.

Referred to the Committee on Finance.

Senator Wiger introduced--

S.F. No. 1583: A bill for an act relating to gambling; modifying lawful purpose expenditures; amending Minnesota Statutes 2003 Supplement, section 349.12, subdivision 25.

Referred to the Committee on Agriculture, Veterans and Gaming.

Senator Wiger introduced--

S.F. No. 1584: A bill for an act relating to traffic regulations; prohibiting sale and unauthorized use and ownership of mobile infrared transmitter devices to change traffic lights; providing penalties; amending Minnesota Statutes 2002, section 169.06, by adding subdivisions.

Referred to the Committee on Finance.

Senator Wiger introduced--

S.F. No. 1585: A bill for an act relating to transportation; appropriating money for engineering design of roadway rehabilitation and adjacent Lake Links Trail development in Ramsey and Washington Counties.

Referred to the Committee on Finance.

Senators Dille and Kubly introduced--

S.F. No. 1586: A bill for an act relating to education finance; authorizing a fund transfer for Independent School District No. 2887, McLeod West.

Referred to the Committee on Finance.

Senator Wiger introduced--

S.F. No. 1587: A bill for an act relating to capital improvements; appropriating money to complete restoration of the Bruentrup farm in Maplewood; authorizing state bonds.

Referred to the Committee on Finance.

Senator Rosen introduced--

S.F. No. 1588: A bill for an act relating to capital improvements; authorizing state bonds to renovate the Rapidan Dam; appropriating money.

Referred to the Committee on Finance.

Senators Rosen and Day introduced--

S.F. No. 1589: A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for Farmamerica in Waseca.

Referred to the Committee on Finance.

Senator Marko introduced--

S.F. No. 1590: A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for the Hastings River Flats Interpretive Facility.

Referred to the Committee on Finance.

Senators Ranum, Belanger and Michel introduced--

S.F. No. 1591: A bill for an act relating to gambling; prohibiting location of a state-operated or state-licensed gambling facility in a city unless the voters of the city have approved the facility in a referendum; providing for payment of referendum costs; appropriating money.

Referred to the Committee on Agriculture, Veterans and Gaming.

Senator Wiger introduced--

S.F. No. 1592: A bill for an act relating to traffic regulations; enacting the Safe School Zone Law; making clarifying and technical changes; amending Minnesota Statutes 2002, sections 169.01, by adding a subdivision; 169.14, subdivisions 2, 4; Minnesota Statutes 2003 Supplement, section 169.14, subdivision 5a.

Referred to the Committee on Finance.

Senators Bakk and Saxhaug introduced--

S.F. No. 1593: A bill for an act relating to state lands; authorizing a land exchange in Cook County.

Referred to the Committee on Environment and Natural Resources.

Senators Bakk and Knutson introduced--

S.F. No. 1594: A bill for an act relating to natural resources; appropriating money and authorizing bonds for development of the Gitchi Gami State Trail.

Referred to the Committee on Finance.

Senators Bakk and Knutson introduced--

S.F. No. 1595: A bill for an act relating to natural resources; appropriating money and authorizing bonds for Lake Superior safe harbors.

Referred to the Committee on Finance.

Senator Vickerman introduced--

S.F. No. 1596: A bill for an act relating to capital improvements; authorizing state bonds; appropriating money for capital planning, acquisition, and development of the Casey Jones Trail.

Referred to the Committee on Finance.

Senator Vickerman introduced--

S.F. No. 1597: A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for the North Windom Industrial Park.

Referred to the Committee on Finance.

Senator Fischbach introduced--

S.F. No. 1598: A bill for an act relating to agriculture; exempting certain farm labor housing from regulation as manufactured home park; amending Minnesota Statutes 2002, section 327.23, subdivision 2.

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

Senator Fischbach introduced--

S.F. No. 1599: A bill for an act relating to education finance; authorizing a fund transfer for Independent School District No. 739, Kimball.

Referred to the Committee on Finance.

Senators Wiger and Moua introduced--

S.F. No. 1600: A bill for an act relating to counties; providing for a rate increase determination for the Ramsey County nursing facility; amending Minnesota Statutes 2002, section 256B.431, by adding a subdivision.

Referred to the Committee on Health and Family Security.

Senators Jungbauer, Foley, Hann, LeClair and Wergin introduced--

S.F. No. 1601: A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for land acquisition for the Oliver Kelley Farm.

Referred to the Committee on Finance.

Senators LeClair, Fischbach, Nienow, McGinn and Ortman introduced--

S.F. No. 1602: A bill for an act relating to taxation; providing for partial conformity to the Medicare Prescription Drug, Improvement, and Modernization Act of 2003; amending Minnesota Statutes 2003 Supplement, section 290.01, subdivision 19.

Referred to the Committee on Taxes.

Senators Rest, Larson, Lourey and Dibble introduced--

S.F. No. 1603: A resolution urging the international Joint Commission to maintain its vigilance in opposing diversion of Great Lakes waters and to support the prompt resolution of all issues related to the finalization of Annex 2001.

Referred to the Committee on Environment and Natural Resources.

Senator Berglin introduced--

S.F. No. 1604: A bill for an act relating to human services; requiring a planned nursing facility closure to be budget neutral; amending Minnesota Statutes 2002, section 256B.437, subdivision 3.

Referred to the Committee on Health and Family Security.

Senator Berglin introduced--

S.F. No. 1605: A bill for an act relating to human services; requiring the Department of Human Services to adjust nursing facility payment rates under specified circumstances; amending Minnesota Statutes 2002, section 256B.431, subdivision 10.

Referred to the Committee on Health and Family Security.

Senator Stumpf introduced--

S.F. No. 1606: A bill for an act relating to education finance; authorizing Independent School District No. 595, East Grand Forks, to exercise remaining levy authority for disability access projects.

Referred to the Committee on Finance.

Senators Stumpf, Skoe and Langseth introduced--

S.F. No. 1607: A bill for an act relating to capital improvements; appropriating money to rebuild infrastructure damaged by flooding in the city of Roseau; authorizing the sale of state bonds.

Referred to the Committee on Finance.

Senators Sparks, Stumpf, Langseth, Vickerman and Gaither introduced--

S.F. No. 1608: A bill for an act relating to capital improvements; authorizing spending to acquire and to better public buildings and other public improvements of a capital nature; providing for the commissioner of the Department of Education to issue library capital improvement grants; authorizing issuance of bonds; appropriating money; amending Minnesota Statutes 2002, section 134.45, subdivision 5; Minnesota Statutes 2003 Supplement, section 134.45, subdivisions 1, 2.

Referred to the Committee on Finance.

Senator Reiter introduced--

S.F. No. 1609: A bill for an act relating to employment; prohibiting employers from asking applicants about National Guard or reserve status; proposing coding for new law in Minnesota Statutes, chapter 181.

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

Senator Ruud introduced--

S.F. No. 1610: A bill for an act relating to capital improvements; authorizing state bonds; appropriating money for a library for the city of Crosslake.

Referred to the Committee on Finance.

Senator Ruud introduced--

S.F. No. 1611: A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for the Paul Bunyan Trail.

Referred to the Committee on Finance.

Senator Ruud introduced--

S.F. No. 1612: A bill for an act relating to transportation; appropriating money for bridge construction.

Referred to the Committee on Finance.

Senators Marty, Scheid, Kiscaden, Knutson and Wergin introduced--

S.F. No. 1613: A bill for an act relating to elections; authorizing alternative forms of voting in city elections; requiring certain voting systems to support alternative forms of voting; amending Minnesota Statutes 2002, section 206.80; proposing coding for new law in Minnesota Statutes, chapter 205.

Referred to the Committee on Elections.

Senator Wiger introduced--

S.F. No. 1614: A bill for an act relating to animals; requiring restitution for harm done by dogs to service animals; amending Minnesota Statutes 2002, section 609.226, by adding a subdivision.

Referred to the Committee on Agriculture, Veterans and Gaming.

Senators Langseth, Sams and Kleis introduced--

S.F. No. 1615: A bill for an act relating to transportation; decreasing minimum required local contribution to federally funded airport projects; amending Minnesota Statutes 2002, section 360.305, subdivision 4.

Referred to the Committee on Finance.

Senator Betzold introduced--

S.F. No. 1616: A bill for an act relating to retirement; Public Employees Retirement Association police and fire plan; modifying the procedure by which applications for disability are made; clarifying duties of the medical advisor; amending Minnesota Statutes 2002, section 353.656, subdivision 5, by adding subdivisions.

Referred to the Committee on State and Local Government Operations.

Senator Betzold introduced--

S.F. No. 1617: A bill for an act relating to government data practices; providing for disclosure and sharing of certain data to a Criminal Mental Health Court of the district court; amending Minnesota Statutes 2002, section 13.46, subdivision 7.

Referred to the Committee on Judiciary.

Senator Betzold introduced--

S.F. No. 1618: A bill for an act relating to government data practices; providing for disclosure and sharing of certain data to law enforcement; amending Minnesota Statutes 2002, section 13.46, subdivision 7.

Referred to the Committee on Judiciary.

Senator Betzold introduced--

S.F. No. 1619: A bill for an act relating to retirement; specifying pension coverage for certain former Anoka County employees; proposing coding for new law in Minnesota Statutes, chapter 353.

Referred to the Committee on State and Local Government Operations.

Senator Betzold introduced--

S.F. No. 1620: A bill for an act relating to retirement; specifying pension coverage for certain former Anoka County employees; amending Minnesota Statutes 2002, section 353F.02, subdivisions 5, 6.

Referred to the Committee on State and Local Government Operations.

Senators Neuville and Betzold introduced--

S.F. No. 1621: A bill for an act relating to real estate; providing for a certificate of mortgage satisfaction; proposing coding for new law in Minnesota Statutes, chapter 507.

Referred to the Committee on Judiciary.

Senator Saxhaug introduced--

S.F. No. 1622: A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money to evaluate specific options to alleviate otherwise certain flooding emanating from the Canisteo Mine in Itasca County.

Referred to the Committee on Finance.

Senator Saxhaug introduced--

S.F. No. 1623: A bill for an act relating to appropriations; appropriating money to complete the Great River Road in Aitkin County.

Referred to the Committee on Finance.

Senators Marty, Anderson and Scheid introduced--

S.F. No. 1624: A bill for an act relating to taxation; modifying taxable income; amending Minnesota Statutes 2002, section 290.10; Minnesota Statutes 2003 Supplement, section 290.01, subdivisions 19a, 19c.

Referred to the Committee on Taxes.

Senators Skoe, Stumpf and Saxhaug introduced--

S.F. No. 1625: A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for development of the Big Bog State Recreation Area.

Referred to the Committee on Finance.

Senators Wiger and Higgins introduced--

S.F. No. 1626: A bill for an act relating to municipalities; making certain changes regarding storm and sanitary sewer authorizations; amending Minnesota Statutes 2002, section 444.075, subdivisions 1, 1a, 2, 3.

Referred to the Committee on State and Local Government Operations.

Senators Higgins and Sams introduced--

S.F. No. 1627: A bill for an act relating to health; prohibiting certain provider conflicts of interest; providing civil and criminal penalties; amending Minnesota Statutes 2002, section 62R.03, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 62J; repealing Minnesota Statutes 2002, sections 13.717, subdivision 3; 62J.23, subdivisions 1, 2, 3, 4; Minnesota Statutes 2003 Supplement, section 62J.23, subdivision 5.

Referred to the Committee on Health and Family Security.

Senator Rest introduced--

S.F. No. 1628: A bill for an act proposing an amendment to the Minnesota Constitution, article XI, by adding a section; limiting use of onetime revenue, reserves, and shifts when budgeting for the general fund.

Referred to the Committee on Finance.

Senators Sams, Murphy, Sparks, Kierlin and Bakk introduced--

S.F. No. 1629: A bill for an act relating to natural resources; appropriating money for state and local trails; authorizing the sale of state bonds.

Referred to the Committee on Finance.

Senator Kleis introduced--

S.F. No. 1630: A bill for an act relating to crime prevention; public safety; expanding the trespass law; amending Minnesota Statutes 2002, section 609.605, subdivisions 1, 4.

Referred to the Committee on Crime Prevention and Public Safety.

Senator Kleis introduced--

S.F. No. 1631: A bill for an act relating to crime prevention; requiring that persons convicted of a second violent felony be sentenced to life imprisonment and that persons convicted of a third violent felony be sentenced to life imprisonment without the possibility of release; amending Minnesota Statutes 2002, sections 244.05, subdivisions 4, 5; 609.1095, subdivision 3.

Referred to the Committee on Crime Prevention and Public Safety.

Senator Kleis introduced--

S.F. No. 1632: A bill for an act relating to capital investment; appropriating money for capital improvements to St. Cloud Technical College; authorizing the issuance of general obligation bonds.

Referred to the Committee on Finance.

Senator Kleis introduced--

S.F. No. 1633: A bill for an act relating to capital investment; appropriating money for design of capital improvements for St. Cloud State University; authorizing the issuance of general obligation bonds.

Referred to the Committee on Finance.

Senator Kleis introduced--

S.F. No. 1634: A bill for an act relating to capital investment; appropriating money for design of capital improvements for St. Cloud State University; authorizing the issuance of general obligation bonds.

Referred to the Committee on Finance.

Senator Kleis introduced--

S.F. No. 1635: A bill for an act relating to capital investment; appropriating money for design of capital improvements for St. Cloud State University; authorizing the issuance of general obligation bonds.

Referred to the Committee on Finance.

Senator Murphy introduced--

S.F. No. 1636: A bill for an act relating to natural resources; appropriating money and authorizing bonds for acquisition and development of the Goodhue Pioneer Trail.

Referred to the Committee on Finance.

Senators Rest and Kelley introduced--

S.F. No. 1637: A bill for an act relating to taxation; income; allowing sale of net operating loss; providing a withholding tax credit; amending Minnesota Statutes 2002, sections 290.0921, subdivision 4; 290.095, by adding a subdivision; Minnesota Statutes 2003 Supplement, sections 290.01, subdivisions 19a, 19b, 19c, 19d; 290.091, subdivision 2; 290.0921, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 290.

Referred to the Committee on Taxes.

Senator Kleis introduced--

S.F. No. 1638: A bill for an act relating to public safety radio communication systems; expanding and making permanent the sales and use tax exemption for public safety radio communication system products and services; expanding the definition of subsystems; expanding the purposes for public safety radio communication systems' revenue bonds; increasing the dollar limits and clarifying the kind of subsystem certain revenue bonds may be used for; appropriating money; amending Minnesota Statutes 2003 Supplement, sections 297A.70, subdivision 8; 403.21, subdivision 8; 403.27, subdivisions 1, 3.

Referred to the Committee on State and Local Government Operations.

Senators Scheid, Metzen, Kelley, Belanger and Ourada introduced--

S.F. No. 1639: A bill for an act relating to motor vehicles; providing for removal and disposal of unauthorized vehicles on private, nonresidential property used for servicing vehicles; amending Minnesota Statutes 2002, section 168B.04, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 168B.

Referred to the Committee on Finance.

Senator Kierlin introduced--

S.F. No. 1640: A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for the Winona Riverfront Revitalization Plan.

Referred to the Committee on Finance.

Senator Kierlin introduced--

S.F. No. 1641: A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for the Lanesboro Fish Hatchery.

Referred to the Committee on Finance.

Senator Kierlin introduced--

S.F. No. 1642: A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for Winona port development.

Referred to the Committee on Finance.

Senator Kierlin introduced--

S.F. No. 1643: A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for the Lower Mississippi River CREP program.

Referred to the Committee on Finance.

Senator Kierlin introduced--

S.F. No. 1644: A bill for an act relating to capital improvements; authorizing state bonds and appropriating money to predesign the Great River Shakespeare Festival Theater in the city of Winona.

Referred to the Committee on Finance.

Senators Reiter, Ourada, Wergin, Nienow and Rosen introduced--

S.F. No. 1645: A bill for an act relating to civil actions; regulating liability on land used for recreational purposes; modifying the definition of recreational purpose; amending Minnesota Statutes 2002, section 604A.21, subdivision 5.

Referred to the Committee on Judiciary.

Senators Solon and Bakk introduced--

S.F. No. 1646: A bill for an act relating to appropriations; appropriating money to repair and restore the aerial lift bridge in Duluth; authorizing the sale of state bonds.

Referred to the Committee on Finance.

Senators Solon and Bakk introduced--

S.F. No. 1647: A bill for an act relating to appropriations; providing money for schematic design, design, and construction documents for a new Duluth arena; authorizing the sale of state bonds.

Referred to the Committee on Finance.

Senators Solon and Bakk introduced--

S.F. No. 1648: A bill for an act relating to appropriations; appropriating money for design and construction of sanitary sewer overflow storage facilities in the city of Duluth; authorizing the sale of state bonds.

Referred to the Committee on Finance.

Senators Solon, Lourey, Hottinger and Berglin introduced--

S.F. No. 1649: A bill for an act relating to MinnesotaCare; expanding the benefits provided under the limited benefits set; amending Minnesota Statutes 2003 Supplement, section 256L.035.

Referred to the Committee on Health and Family Security.

Senators Solon, Higgins, Lourey and Berglin introduced--

S.F. No. 1650: A bill for an act relating to pharmacy; modifying wholesale drug distributor requirements; amending Minnesota Statutes 2002, section 151.47, subdivision 1, by adding a subdivision.

Referred to the Committee on Health and Family Security.

Senators Solon, Lourey, Higgins and Berglin introduced--

S.F. No. 1651: A bill for an act relating to insurance; regulating joint self-insurance plans; amending Minnesota Statutes 2002, sections 62H.01; 62H.04; 62H.07.

Referred to the Committee on Commerce.

Senators Solon and Anderson introduced--

S.F. No. 1652: A bill for an act relating to game and fish; providing for lead tackle awareness and education; providing for grants.

Referred to the Committee on Environment and Natural Resources.

Senator Solon introduced--

S.F. No. 1653: A bill for an act relating to real property; clarifying plat and survey approval requirements; amending Minnesota Statutes 2002, section 389.09.

Referred to the Committee on Judiciary.

Senators Solon, Marko and Skoglund introduced--

S.F. No. 1654: A bill for an act relating to firearms; authorizing local government units and public medical facilities to ban guns from public buildings, medical facilities, or parks; amending Minnesota Statutes 2003 Supplement, section 62A.714, subdivision 17.

Referred to the Committee on Crime Prevention and Public Safety.

Senators Knutson, Cohen, Metzen, McGinn and Pariseau introduced--

S.F. No. 1655: A bill for an act relating to capital improvements; appropriating money for capital improvements at the Minnesota Zoological Garden; authorizing the sale of state bonds.

Referred to the Committee on Finance.

Senators Knutson, Michel, Belanger, Frederickson and Gaither introduced--

S.F. No. 1656: A bill for an act relating to capital improvements; appropriating money for capital improvements at the Minnesota Zoological Garden; authorizing the sale of state bonds.

Referred to the Committee on Finance.

Senator Marty introduced--

S.F. No. 1657: A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for reconstruction of the Rice Street Bridge over, and the interchange with, Highway I-694 in Ramsey County.

Referred to the Committee on Finance.

Senators Solon and Pappas introduced--

S.F. No. 1658: A bill for an act relating to higher education; changing the requirements for tuition reciprocity; amending Minnesota Statutes 2003 Supplement, section 136A.08, subdivision 3.

Referred to the Committee on Finance.

Senators Frederickson and Vickerman introduced--

S.F. No. 1659: A bill for an act relating to health; providing an exception to the nursing home moratorium for a nursing facility in Lyon county; amending Minnesota Statutes 2002, section 144A.071, subdivision 4a.

Referred to the Committee on Health and Family Security.

Senators Scheid and Foley introduced--

S.F. No. 1660: A bill for an act relating to education; establishing single-member school board election districts equal in population as practicable for certain districts; proposing coding for new law in Minnesota Statutes, chapter 205A.

Referred to the Committee on Education.

Senators Scheid and Foley introduced--

S.F. No. 1661: A bill for an act relating to crimes; prohibiting nonvehicular evasive flight from a peace officer; providing penalties; amending Minnesota Statutes 2002, section 609.487, by adding a subdivision.

Referred to the Committee on Crime Prevention and Public Safety.

Senators Bakk and Murphy introduced--

S.F. No. 1662: A bill for an act relating to natural resources; modifying restrictions for certain state leases on Horseshoe Bay in Cook County; amending Laws 1997, chapter 216, section 151.

Referred to the Committee on Environment and Natural Resources.

Senators Bakk and Pariseau introduced--

S.F. No. 1663: A bill for an act relating to game and fish; exempting minors from game and fish license Social Security number requirement; amending Minnesota Statutes 2003 Supplement, section 97A.482.

Referred to the Committee on Environment and Natural Resources.

Senators Bakk and Solon introduced--

S.F. No. 1664: A bill for an act relating to appropriations; appropriating money to design and construct improvements to the Lake Superior Zoo in the city of Duluth; authorizing the sale of state bonds.

Referred to the Committee on Finance.

Senators Marty and Lourey introduced--

S.F. No. 1665: A bill for an act relating to prevention of abortion, unintended pregnancies, and sexually transmitted infection; increasing access to family planning services; expanding educational efforts to prevent unintended pregnancies; increasing wholesome after-school activities for youth; requiring development of a plan to ensure comprehensive family life and sexuality education; creating after-school enrichment programs; requiring the provision of contraceptive information; creating a family planning Web site; modifying the ENABL program; establishing regional training sites for comprehensive family life and sexuality education in schools; requiring family planning information be provided to MFIP recipients; appropriating money; amending Minnesota Statutes 2002, section 145.925, subdivision 9; Minnesota Statutes 2003 Supplement, sections 145.4243; 145.9255, subdivisions 1, 4; 256J.45, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 121A; 124D; 145.

Referred to the Committee on Health and Family Security.

Senators Sparks and Higgins introduced--

S.F. No. 1666: A bill for an act relating to elections; providing for the acquisition of voting systems; providing for a uniform, statewide voting system; appropriating money.

Referred to the Committee on Elections.

MEMBERS EXCUSED

Senators Bachmann and Sams were excused from the Session of today from 12:10 to 12:20 p.m. Senator Berglin was excused from the Session of today from 12:10 to 12:25 p.m.

ADJOURNMENT

Senator Johnson, D.E. moved that the Senate do now adjourn until 11:00 a.m., Thursday, February 5, 2004. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

INDEX TO DAILY JOURNAL

Monday, February 2, 2004

EXECUTIVE AND OFFICIAL COMMUNICATIONS

Pages 2313 to 2317

MESSAGES FROM THE HOUSE AND FIRST READINGS OF HOUSE FILES

S.F. Nos.	Message Page	H.F. Nos.	Message Page	1st Reading Page
		730	.....2318	2318

MOTIONS AND RESOLUTIONS

S.F. Nos.	Page	H.F. Nos.	Page
576	.....2326	646	..... 2326
992	.....2327		
1175	.....2327		
Sen. Res. No . 84	.....2318		
Sen. Res. No . 85	.....2318		
Sen. Res. No . 86	.....2319		
Sen. Res. No . 87	.....2320		
Sen. Res. No . 88	.....2321		
Sen. Res. No . 89	.....2326		
Sen. Res. No . 90	.....2322		
Sen. Res. No . 91	.....2322		
Sen. Res. No . 92	.....2322		
Sen. Res. No . 93	.....2322		
Sen. Res. No . 94	.....2322		

INTRODUCTION AND FIRST READING OF SENATE BILLS

S.F. Nos. 1577 to 1666 Pages 2327 to 2339

