

SIXTH DAY

St. Paul, Minnesota, Wednesday, January 17, 2007

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

CALL OF THE SENATE

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

Prayer was offered by the Chaplain, Rev. Kevin McDonough.

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

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

The President declared a quorum present.

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

REPORTS OF COMMITTEES

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

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

S.F. No. 25: A bill for an act relating to state finance; requiring the commissioner of finance to adjust for projected inflation in forecasting state expenditures; amending Minnesota Statutes 2006, section 16A.103, subdivisions 1a, 1b.

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

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

S.F. No. 11: A bill for an act relating to state government finance; providing an appropriation for emergencies; requiring reports and recommendations to bring the state budget into compliance with generally accepted governmental accounting principles; requiring disclosure of the impact of inflation on state expenditures; requiring consultation on expenditure data; requiring a report of cash flow for the general fund; providing continuing appropriations for the operation of state government under certain conditions; appropriating money; amending Minnesota Statutes 2006, sections 9.061, subdivision 5; 16A.055, subdivision 1; 16A.103, subdivisions 1a, 1b, 1c, 1e; 16A.11, subdivision 2, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 16A.

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

Page 2, after line 19, insert:

"EFFECTIVE DATE. This section is effective beginning with the forecast in February 2007."

Page 2, after line 30, insert:

"EFFECTIVE DATE. This section is effective beginning with the forecast in February 2007."

Page 2, delete section 5

Page 3, after line 18, insert:

"Sec. 7. Minnesota Statutes 2006, section 16A.11, subdivision 1, is amended to read:

Subdivision 1. **When.** The governor shall submit a three-part budget to the legislature. Parts one and two, the budget message and detailed operating budget, must be submitted by the fourth Tuesday in January in each odd-numbered year. However, in a year following the election of a governor who had not been governor the previous year, parts one and two must be submitted by the third Tuesday in February. Part three, the detailed recommendations as to capital expenditure, must be submitted as follows: agency capital budget requests by July 15 of each odd-numbered year, and governor's recommendations by January 15 of each even-numbered year. Detailed recommendations as to information technology expenditure must be submitted as part of the detailed operating budget. Information technology recommendations must include projects to be funded during the next biennium and planning estimates for an additional two bienniums. Information technology recommendations must specify purposes of the funding such as infrastructure, hardware, software, or training. Any modifications to the operating budget made necessary by the forecast in February of an odd-numbered year must be submitted within two weeks after the forecast.

EFFECTIVE DATE. This section is effective beginning with the forecast in February 2007."

Page 4, delete section 9

Amend the title as follows:

Page 1, line 5, delete "requiring consultation on"

Page 1, line 6, delete "expenditure data;" and after "fund;" insert "providing deadline for modifying budget after February forecast;"

Renumber the sections in sequence

Amend the title numbers accordingly

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

SECOND READING OF SENATE BILLS

S.F. Nos. 25 and 11 were read the second time.

MOTIONS AND RESOLUTIONS

Senator Cohen moved that the name of Senator Sieben be added as a co-author to S.F. No. 25. The motion prevailed.

Senator Rest moved that the name of Senator Anderson be added as a co-author to S.F. No. 53. The motion prevailed.

Senator Berglin moved that the name of Senator Olson, M. be added as a co-author to S.F. No. 82. The motion prevailed.

Senator Cohen moved that the name of Senator Pogemiller be added as a co-author to S.F. No. 100. The motion prevailed.

Senator Clark introduced –

Senate Resolution No. 22: A Senate resolution honoring St. Mary Help of Christians Catholic Church in St. Augusta, Minnesota, on its 150th anniversary.

Referred to the Committee on Rules and Administration.

Senator Sparks introduced –

Senate Resolution No. 23: A Senate resolution honoring Woody Vereide for his 38 years of service to Mower County.

Referred to the Committee on Rules and Administration.

Senator Pogemiller moved that S.F. No. 28, No. 2 on General Orders, be stricken and re-referred to the Committee on Rules and Administration. The motion prevailed.

Senator Pogemiller moved that S.F. No. 13, No. 3 on General Orders, be stricken and re-referred to the Committee on Rules and Administration. The motion prevailed.

GENERAL ORDERS

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

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

S.F. No. 19, 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.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senators Wiger and Marty introduced—

S.F. No. 107: A bill for an act relating to transportation; authorizing sale of state transportation bonds; appropriating money for Rice Street bridge in Ramsey County.

Referred to the Committee on Finance.

Senators Prettner Solon, Lourey and Saxhaug introduced—

S.F. No. 108: A bill for an act relating to highways; designating the Walter F. Mondale Drive in Duluth; amending Minnesota Statutes 2006, section 161.14, by adding a subdivision.

Referred to the Committee on Transportation.

Senator Olseen introduced—

S.F. No. 109: A bill for an act relating to the city of Taylors Falls; authorizing the city of Taylors Falls to establish and exercise border city development zone powers.

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

Senator Betzold introduced—

S.F. No. 110: A bill for an act relating to education finance; authorizing an exception to the lease levy requirements for Independent School District No. 16, Spring Lake Park.

Referred to the Committee on Finance.

Senator Hann introduced—

S.F. No. 111: A bill for an act relating to occupations and professions; defining certain terms related to sign installation; setting standards for sign installers; amending Minnesota Statutes 2006, sections 326.01, by adding subdivisions; 326.242, subdivisions 3c, 5, 6a, 6b, 6c, 7, 8, by adding a

subdivision.

Referred to the Committee on Business, Industry and Jobs.

Senators Olseen; Sheran; Marty; Olson, M. and Scheid introduced–

S.F. No. 112: A bill for an act relating to commerce; prohibiting body piercing services for a person under the age of 18 without parental consent; prescribing a criminal penalty; providing public and private remedies; proposing coding for new law in Minnesota Statutes, chapter 325F.

Referred to the Committee on Commerce and Consumer Protection.

Senators Olseen, Marty, Clark, Carlson and Sheran introduced–

S.F. No. 113: A bill for an act relating to energy; establishing renewable energy standard; amending Minnesota Statutes 2006, section 216B.1691.

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

Senator Bakk introduced–

S.F. No. 114: A bill for an act relating to natural resources; tax-forfeited lands; providing a temporary suspension of apportionment of proceeds from tax-forfeited lands in Lake County.

Referred to the Committee on Environment and Natural Resources.

Senators Dille, Chaudhary, Koch and Kubly introduced–

S.F. No. 115: A bill for an act relating to natural resources; requiring designation of a canoe route.

Referred to the Committee on Environment and Natural Resources.

Senator Robling introduced–

S.F. No. 116: A bill for an act relating to higher education; establishing the academic competitiveness highlighting individual excellence and valuing education grant program; appropriating money; amending Minnesota Statutes 2006, section 136A.01, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 136A.

Referred to the Committee on Higher Education.

Senators Rest, Ortman, Skogen, Saltzman and Erickson Ropes introduced–

S.F. No. 117: A bill for an act relating to taxation; eliminating the imposition and refund of sales tax on capital equipment; eliminating an obsolete provision; amending Minnesota Statutes 2006, sections 297A.68, subdivision 5; 297A.75.

Referred to the Committee on Taxes.

Senators Pappas, Metzen, Robling, Rest and Senjem introduced–

S.F. No. 118: A bill for an act relating to state government; adding legislative members to the Capitol Area Architectural and Planning Board; amending Minnesota Statutes 2006, section 15B.03, subdivision 1.

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

Senator Tomassoni introduced–

S.F. No. 119: A bill for an act relating to insurance; no-fault auto; regulating benefit terminations or denials; proposing coding for new law in Minnesota Statutes, chapter 65B.

Referred to the Committee on Commerce and Consumer Protection.

Senators Hann, Vickerman, Dille and Ingebrigtsen introduced–

S.F. No. 120: A bill for an act relating to capital improvements; providing for veterans memorial project grant program; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 196.

Referred to the Committee on Finance.

MEMBERS EXCUSED

Senator Cohen was excused from the Session of today.

ADJOURNMENT

Senator Pogemiller moved that the Senate do now adjourn until 11:00 a.m., Thursday, January 18, 2007. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

INDEX TO DAILY JOURNAL

Wednesday, January 17, 2007

REPORTS OF COMMITTEES AND SECOND READINGS

S.F. Nos.	Report Page	2nd Reading Page	H.F. Nos.	Report Page	2nd Reading Page
11	84	85			
25	83	85			

MOTIONS AND RESOLUTIONS

S.F. Nos.	Page	H.F. Nos.	Page
13	85		
25	85		
28	85		
53	85		
82	85		
100	85		
Sen. Res. No. 22	85		
Sen. Res. No. 23	85		

GENERAL ORDERS

S.F. Nos.	Page	H.F. Nos.	Page
19	86		

INTRODUCTION AND FIRST READING OF SENATE BILLS

S.F. Nos. 107 to 120 Pages 86 to 88