

EIGHTEENTH DAY

St. Paul, Minnesota, Monday, March 9, 2009

The Senate met at 12:45 p.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. Kimberly Leetch.

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

The President declared a quorum present.

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

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. 162.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned March 5, 2009

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H.F. No. 56.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Transmitted March 5, 2009

FIRST READING OF HOUSE BILLS

The following bill was read the first time.

H.F. No. 56: A bill for an act relating to capital investment; correcting the grantee for a parks appropriation; amending Laws 2008, chapter 179, section 7, subdivision 26.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 55, now on General Orders.

REPORTS OF COMMITTEES

Senator Pogemiller moved that the Committee Reports at the Desk be now adopted, with the exception of the reports pertaining to appointments. The motion prevailed.

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

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

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2008, section 245A.144, is amended to read:

245A.144 SUDDEN INFANT DEATH AND SHAKEN BABY SYNDROME FOR CHILD FOSTER CARE PROVIDERS.

(a) Licensed child foster care providers that care for infants or children through five years of age must document that before staff persons and caregivers assist in the care of infants or children through five years of age, they are instructed on the standards in section 245A.1435 and receive training on reducing the risk of sudden infant death syndrome and shaken baby syndrome for infants and young children. This section does not apply to emergency relative foster care under section 245A.035. The training on reducing the risk of sudden infant death syndrome and shaken baby syndrome may be provided as:

(1) orientation training to child foster care providers, who care for infants or children through five years of age, under Minnesota Rules, part 2960.3070, subpart 1; or

(2) in-service training to child foster care providers, who care for infants or children through five years of age, under Minnesota Rules, part 2960.3070, subpart 2.

(b) Training required under this section must be at least one hour in length and must be completed at least once every five years. At a minimum, the training must address the risk factors related to sudden infant death syndrome and shaken baby syndrome, means of reducing the risk of sudden infant death syndrome and shaken baby syndrome, and license holder communication with parents regarding reducing the risk of sudden infant death syndrome and shaken baby syndrome.

(c) Training for child foster care providers must be approved by the county licensing agency and fulfills, in part, training required under Minnesota Rules, part 2960.3070.

Sec. 2. Minnesota Statutes 2008, section 245A.1444, is amended to read:

245A.1444 TRAINING ON RISK OF SUDDEN INFANT DEATH SYNDROME AND SHAKEN BABY SYNDROME BY OTHER PROGRAMS.

A licensed chemical dependency treatment program that serves clients with infants or children through five years of age, who sleep at the program and a licensed children's residential facility that serves infants or children through five years of age, must document that before program staff persons or volunteers assist in the care of infants or children through five years of age, they are instructed on the standards in section 245A.1435 and receive training on reducing the risk of sudden infant death syndrome and shaken baby syndrome. The training conducted under this section may be used to fulfill training requirements under Minnesota Rules, parts 2960.0100, subpart 3; and 9530.6490, subpart 4, item B.

This section does not apply to child care centers or family child care programs governed by sections 245A.40 and 245A.50.

Sec. 3. Minnesota Statutes 2008, section 245A.40, subdivision 5, is amended to read:

Subd. 5. **Sudden infant death syndrome and shaken baby syndrome training.** (a) License holders must document that before staff persons care for infants, they are instructed on the standards in section 245A.1435 and receive training on reducing the risk of sudden infant death syndrome ~~and~~. In addition, license holders must document that before staff persons care for infants or children through five years of age, they receive training on the risk of shaken baby syndrome. The training in this subdivision may be provided as orientation training under subdivision 1 and in-service training under subdivision 7.

(b) Sudden infant death syndrome reduction training required under this subdivision must be at least ~~one~~ one-half hour in length and must be completed at least once every five years. At a minimum, the training must address the risk factors related to sudden infant death syndrome ~~and shaken baby syndrome~~, means of reducing the risk of sudden infant death syndrome ~~and shaken baby syndrome~~ in child care, and license holder communication with parents regarding reducing the risk of sudden infant death syndrome ~~and shaken baby syndrome~~.

(c) Shaken baby syndrome training under this subdivision must be at least one-half hour in length and must be completed at least once every five years. At a minimum, the training must address the risk factors related to shaken baby syndrome for infants and young children, means to reduce the risk of shaken baby syndrome in child care, and license holder communication with parents regarding reducing the risk of shaken baby syndrome.

(d) The commissioner shall make available for viewing a video presentation on the dangers associated with shaking infants and young children. The video presentation must be part of the orientation and annual in-service training of licensed child care ~~centers~~ center staff persons caring for children under school age. The commissioner shall provide to child care providers and interested individuals, at cost, copies of a video approved by the commissioner of health under section 144.574 on the dangers associated with shaking infants and young children.

Sec. 4. Minnesota Statutes 2008, section 245A.50, subdivision 5, is amended to read:

Subd. 5. **Sudden infant death syndrome and shaken baby syndrome training.** (a) License holders must document that before staff persons, caregivers, and helpers assist in the care of infants, they are instructed on the standards in section 245A.1435 and receive training on reducing the risk of sudden infant death syndrome ~~and~~. In addition, license holders must document that before staff persons, caregivers, and helpers assist in the care of infants and children under school age, they receive training on reducing the risk of shaken baby syndrome. The training in this subdivision may be provided as initial training under subdivision 1 or ongoing training under subdivision 7.

(b) Sudden infant death syndrome reduction training required under this subdivision must be at least one one-half hour in length and must be completed at least once every five years. At a minimum, the training must address the risk factors related to sudden infant death syndrome and shaken baby syndrome, means of reducing the risk of sudden infant death syndrome and shaken baby syndrome in child care, and license holder communication with parents regarding reducing the risk of sudden infant death syndrome and shaken baby syndrome.

(c) Shaken baby syndrome training required under this subdivision must be at least one-half hour in length and must be completed at least once every five years. At a minimum, the training must address the risk factors related to shaken baby syndrome, means of reducing the risk of shaken baby syndrome in child care, and license holder communication with parents regarding reducing the risk of shaken baby syndrome.

(d) Training for family and group family child care providers must be approved by the county licensing agency.

~~(d)~~ (e) The commissioner shall make available for viewing by all licensed child care providers a video presentation on the dangers associated with shaking infants and young children. The video presentation shall be part of the initial and ongoing training of licensed child care providers caring for children under school age. The commissioner shall provide to child care providers and interested individuals, at cost, copies of a video approved by the commissioner of health under section 144.574 on the dangers associated with shaking infants and young children."

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

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

S.F. No. 481: A bill for an act relating to human services; modifying MFIP and food stamp provisions; amending Minnesota Statutes 2008, sections 256D.0515; 256J.42, by adding a subdivision; repealing Minnesota Statutes 2008, section 256J.24, subdivision 6.

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

Committee on Finance. Report adopted.

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

S.F. No. 480: A bill for an act relating to human services; repealing the MFIP housing penalty; amending Minnesota Statutes 2008, section 256J.95, subdivision 9; repealing Minnesota Statutes 2008, section 256J.37, subdivision 3a.

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

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

S.F. No. 1101: A bill for an act relating to human services; addressing Minnesota family investment program eligibility and waivers for human trafficking victims; amending Minnesota Statutes 2008, sections 256J.08, subdivision 90; 256J.32, subdivisions 4, 8; 256J.42, subdivision 4; 256J.425, subdivision 3; 256J.521, by adding a subdivision; 256J.575, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 256J.

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

Page 3, lines 33 and 34, delete the new language

Page 4, line 1, after "3" insert "or 3a"

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

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

S.F. No. 422: A bill for an act relating to human services; modifying MFIP family stabilization and work programs; amending Minnesota Statutes 2008, sections 256J.425, subdivision 4; 256J.46, subdivision 1; 256J.53, subdivision 1; 256J.57, subdivision 1; 256J.575, subdivisions 3, 6, 7.

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

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

S.F. No. 523: A bill for an act relating to capital investment; appropriating money for environmental review of the Bottineau Transitway Corridor; authorizing the sale and issuance of general obligation bonds.

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

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

was referred

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

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

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

S.F. No. 34: A bill for an act relating to natural resources; establishing a state trail; amending Minnesota Statutes 2008, section 85.015, by adding a subdivision.

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

Page 1, after line 4, insert:

"Section 1. Minnesota Statutes 2008, section 85.015, subdivision 2, is amended to read:

Subd. 2. **Casey Jones Trail, Murray, Redwood, and Pipestone, and Rock Counties.** (a) The trail shall originate in Lake Shetek State Park in Murray County and include the six-mile loop between Currie in Murray County and Lake Shetek State Park. From there, the first half of the trail shall trail southwesterly to Slayton in Murray County; thence westerly to the point of intersection with the most easterly terminus of the state-owned abandoned railroad right-of-way, commonly known as the Casey Jones unit; thence westerly along said Casey Jones unit to Pipestone in Pipestone County; thence southwesterly to Split Rock Creek State Park in Pipestone County; thence southeasterly to Blue Mounds State Park in Rock County; thence southerly to Luverne and Schoneman Park in Rock County, and there terminate. The second half of the trail shall commence in Lake Shetek State Park in Murray County and trail northeasterly to Walnut Grove in Redwood County; thence northeasterly to Redwood Falls in Redwood County to join with the Minnesota River State Trail.

(b) The trail shall be developed as a multiuse, multiseasonal, dual treadway trail. Nothing herein shall abrogate the purpose for which the Casey Jones unit was originally established, and the use thereof shall be concurrent."

Page 1, after line 12, insert:

"Sec. 3. **PLANNING AND DEVELOPMENT.**

The commissioner of natural resources shall work with Friends of the Casey Jones Trail in planning and developing the extension under section 1."

Renumber the sections in sequence

Delete the title and insert:

"A bill for an act relating to natural resources; extending the Casey Jones Trail; establishing a new state trail; amending Minnesota Statutes 2008, section 85.015, subdivision 2, by adding a subdivision."

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

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

S.F. No. 897: A bill for an act relating to economic development; providing for redevelopment; authorizing bonds; appropriating money; amending Minnesota Statutes 2008, section 116J.575, subdivision 1a.

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

Page 1, line 12, after "transportation," insert "reduction of vehicle miles traveled,"

Page 1, line 22, delete everything after "area" and insert a semicolon

Page 1, delete line 23 and insert "(5) the project's ability to reduce vehicle miles traveled;"

Page 1, line 24, strike "(5)" and insert "(6)"

Page 2, line 1, strike "(6)" and insert "(7)"

Page 2, line 3, strike "(7)" and insert "(8)"

Page 2, line 5, delete "(8)" and insert "(9)"

Page 2, line 6, delete "(9)" and insert "(10)"

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

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

S.F. No. 89: A bill for an act relating to unemployment compensation; modifying definitions; amending Minnesota Statutes 2008, sections 268.035, subdivision 21a; 268.085, subdivision 15.

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

Senator Rest from the Committee on State and Local Government Operations and Oversight, to which was referred

S.F. No. 407: A bill for an act relating to finance; requiring a map of money used to support children; 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 1, line 6, before "The" insert "(a) After soliciting public input as required by paragraph (b),"

Page 1, line 7, delete "support" and insert "serve the primary function of supporting"

Page 1, line 8, after the period, insert "For purposes of this section, "children" includes individuals under 21 years of age."

Page 1, delete line 9

Page 1, before line 10, insert:

"(b) The commissioner shall solicit public input regarding the resource mapping required by this section by providing public notice of the mapping project and subsequent revisions on the Department of Finance Web site. The commissioner shall provide an opportunity for members of the public to provide suggestions for the design and development of the project. In particular, the commissioner shall seek suggestions and comments from individuals who have conducted relevant research at higher education institutions and from individuals with relevant experience at nonprofit institutions and foundations.

(c) The resource mapping must include, but is not limited to:"

Page 2, line 6, delete "February" and insert "January"

Page 2, line 7, delete "committees of the senate and the house of representatives" and insert "legislative committees and budget divisions"

Page 2, line 9, before the period, insert "by providing an electronic version of the executive summary included in the report required by this subdivision" and after "must" insert "be available online and must"

Page 2, delete line 14 and insert "subsequent annual reports must be full reports."

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

Senator Rest from the Committee on State and Local Government Operations and Oversight, to which was referred

S.F. No. 709: A bill for an act relating to municipalities; authorizing the city of Minnetonka to establish street improvement districts and apportion street improvement fees within districts; requiring adoption of street improvement plan; authorizing collection of fees; proposing coding for new law in Minnesota Statutes, chapter 435.

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

Page 1, line 15, before the semicolon, insert "for roads and streets"

Page 2, line 12, after the semicolon, insert "or"

Page 2, line 13, delete "; or" and insert a period

Page 2, delete lines 14 to 21

Page 2, line 22, delete "(f)" and insert "(e)"

Page 2, line 24, delete "another unit of government" and insert "the state of Minnesota, Hennepin County, or adjoining municipalities"

Page 2, line 25, delete "(g)" and insert "(f)"

Page 2, line 26, delete "(h)" and insert "(g)"

Page 2, delete subdivision 2 and insert:

"Subd. 2. **Establishment of district.** The municipality may, by ordinance, establish a municipal street improvement district defined by the area bounded by: Smetana Road on the north, marked Trunk Highway 169 on the east, marked Trunk Highway 62 on the south, and Shady Oak Road on the west."

Page 3, lines 2 and 7, delete "and maintenance"

Page 3, line 3, after the period, insert "Any affected property owner may have the fee apportionment reviewed by writ of certiorari under chapter 606."

Page 3, line 8, after "plan" insert "or any modification to the plan"

Page 3, lines 9 and 10, delete "ten" and insert "60"

Page 3, line 12, delete "comment" and insert "provide comments"

Page 3, line 18, delete "30" and insert "90"

Page 3, line 27, delete everything after "that" and insert ", for projects funded with street improvement fees, the municipality must not also impose special assessments and must recognize credits allowed in any previously negotiated development agreements."

Page 3, delete line 28 and insert:

"Sec. 2. **EFFECTIVE DATE.**

This act is effective the day following final enactment and expires 30 years following the effective date."

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

Senator Rest from the Committee on State and Local Government Operations and Oversight, to which was referred

S.F. No. 764: A bill for an act relating to state government; allowing the Indian Affairs Council to conduct meetings by telephone or by electronic means; amending Minnesota Statutes 2008, section 3.922, by adding a subdivision.

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

Delete everything after the enacting clause and insert:

"Section 1. **[13D.015] MEETINGS BY TELEPHONE OR OTHER ELECTRONIC MEANS.**

Subdivision 1. **Application.** This section applies to:

(1) a state agency, board, commission, or department, and a statewide public pension plan defined in section 356A.01, subdivision 24; and

(2) a committee, subcommittee, board, department, or commission of an entity listed in clause (1).

Subd. 2. **Conditions.** An entity listed in subdivision 1 may conduct a meeting governed by this section and section 13D.01, subdivisions 1, 2, 4, and 5, by telephone or other electronic means so long as the following conditions are met:

(1) all members of the entity participating in the meeting, wherever their physical location, can hear one another and can hear all discussion and testimony;

(2) members of the public present at the regular meeting location of the entity can hear all discussion and all votes of members of the entity and participate in testimony;

(3) at least one member of the entity is physically present at the regular meeting location; and

(4) all votes are conducted by roll call, so each member's vote on each issue can be identified and recorded.

Subd. 3. **Quorum; participation.** Each member of the entity participating in a meeting by telephone or other electronic means is considered present at the meeting for purposes of determining a quorum and participating in all proceedings.

Subd. 4. **Monitoring from remote site; costs.** If telephone or another electronic means is used to conduct a meeting, the entity, to the extent practical, shall allow a person to monitor the meeting electronically from a remote location. The entity may require the person making a connection to pay for documented marginal costs that the entity incurs as a result of the additional connection.

Subd. 5. **Notice.** If telephone or another electronic means is used to conduct a regular, special, or emergency meeting, the entity shall provide notice of the regular meeting location, of the fact that some members may participate by electronic means, and of the provisions of subdivision 4. The timing and method of providing notice is governed by section 13D.04."

Delete the title and insert:

"A bill for an act relating to state government; allowing state agencies to conduct meetings by telephone or by electronic means; proposing coding for new law in Minnesota Statutes, chapter 13D."

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

Senator Rest from the Committee on State and Local Government Operations and Oversight, to which was referred

S.F. No. 334: A bill for an act relating to state employees; providing additional sick leave for state employees who are veterans with service-related disabilities; proposing coding for new law in Minnesota Statutes, chapter 43A.

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

Delete everything after the enacting clause and insert:

"Section 1. **[43A.184] SICK LEAVE FOR VETERANS WITH SERVICE-RELATED DISABILITIES.**

On a form prescribed by the commissioner, a state employee who is a veteran with a

service-related disability may apply to the employee's appointing authority for additional sick leave to receive treatment for the disability, as provided in this section. The employee must qualify as a veteran under section 197.447, and have a sick leave balance that is insufficient to receive treatment for the disability. If the appointing authority approves the request, the appointing authority shall authorize 40 hours of sick leave for the employee in the current fiscal year. The appointing authority may approve sick leave for an employee under this section one time in each fiscal year.

EFFECTIVE DATE. This section is effective July 1, 2009."

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

Senator Rest from the Committee on State and Local Government Operations and Oversight, to which was referred

S.F. No. 767: A bill for an act relating to metropolitan government; modifying the time period for comprehensive plan reviews by adjacent governmental units; clarifying water management plan requirements; amending Minnesota Statutes 2008, sections 103B.235, subdivision 3a; 473.858, subdivision 2; 473.859, subdivision 2.

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

Page 2, line 4, delete "60" and insert "90"

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

Senator Rest from the Committee on State and Local Government Operations and Oversight, to which was referred

S.F. No. 804: A bill for an act relating to elections; changing and clarifying certain provisions; amending Minnesota Statutes 2008, sections 203B.02, subdivision 3; 203B.04, subdivision 1; 203B.06, subdivision 5; 203B.19; 204B.04, subdivision 2; 204B.135, subdivision 4; 204B.22, subdivisions 1, 2; 204B.27, subdivision 3; 204C.12, subdivision 2; 204C.35, subdivision 2; 204C.36, subdivisions 3, 4; 204D.10, subdivision 1; 204D.20, subdivision 1; 205.07, by adding a subdivision; 205.075, subdivision 1; 205A.05, subdivision 1; 205A.11, subdivision 3; 208.03; proposing coding for new law in Minnesota Statutes, chapter 205A; repealing Minnesota Statutes 2008, sections 3.22; 204B.22, subdivision 3; 204D.10, subdivision 2; 206.57, subdivision 7; 206.91.

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

Page 2, after line 25, insert:

"Sec. 4. Minnesota Statutes 2008, section 203B.16, subdivision 2, is amended to read:

Subd. 2. **Permanent Indefinite residence outside United States.** Sections 203B.16 to 203B.27 provide the exclusive voting procedure for United States citizens who are living permanently indefinitely outside the territorial limits of the United States who meet all the qualifications of an eligible voter except residence in Minnesota, but who are authorized by federal law to vote in Minnesota because they maintained residence in Minnesota for at least 20 days immediately

prior to their departure from the United States. Individuals described in this subdivision shall be permitted to vote only for the offices of president, vice-president, senator in Congress, and representative in Congress."

Page 5, line 4, delete "or affirm" and insert "(or affirm)"

Page 7, delete section 18

Renumber the sections in sequence

Amend the title numbers accordingly

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

Senator Rest from the Committee on State and Local Government Operations and Oversight, to which was referred

S.F. No. 713: A bill for an act relating to state government; establishing a state employee suggestion system for making state government less costly or more efficient; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 16A.

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

Senator Pappas from the Committee on Higher Education, to which was referred

S.F. No. 621: A bill for an act relating to capital investment; modifying standards for higher education asset preservation; amending Minnesota Statutes 2008, section 135A.046, subdivision 2.

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

Page 1, line 12, delete "current"

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

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

S.F. No. 415: A bill for an act relating to crimes; prohibiting the use of electronic devices to sexually solicit children; amending Minnesota Statutes 2008, section 609.352, subdivision 2a.

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

Page 1, line 9, delete everything after the second comma

Page 1, line 10, delete everything before "or"

Amend the title as follows:

Page 1, line 2, delete everything after the semicolon and insert "expanding the solicitation of children crime to more comprehensively include soliciting through the use of newer technologies"

Page 1, line 3, delete "children"

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

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

S.F. No. 359: A bill for an act relating to health; prohibiting smoking in vehicle with children; proposing coding for new law in Minnesota Statutes, chapter 169.

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

Delete everything after the enacting clause and insert:

"Section 1. [169.472] SMOKING RESTRICTION.

Subdivision 1. **Definitions.** As used in this section: (1) "moving violation" has the meaning given in section 171.04, subdivision 1; and (2) "smoke" means to inhale or exhale smoke from any lighted cigar, cigarette, pipe, or any other lighted tobacco or plant product. Smoke also includes carrying a lighted cigar, cigarette, pipe, or any other lighted tobacco or plant product intended for inhalation.

Subd. 2. **Prohibited conduct.** (a) No person may smoke in a motor vehicle that is transporting a child who is under the age of 16 years.

(b) The driver of the vehicle is guilty of a petty misdemeanor if the driver or a passenger violates this section. A passenger who violates this section is also guilty of a petty misdemeanor. A person convicted of a petty misdemeanor under this section is subject to a \$25 fine.

(c) The Department of Public Safety may not record a violation of this section on a person's driving record.

(d) A peace officer may not issue a citation for a violation of this section unless the officer lawfully stopped or detained the driver of the vehicle for a moving violation.

Subd. 3. **Fine, surcharge; appropriation.** (a) Fines collected under this section must be deposited into the special revenue account.

(b) Money from fines described in paragraph (a) and from surcharges collected under section 357.021, subdivisions 6 and 7, paragraph (e), for violations of this section, are appropriated to the commissioner of health for tobacco prevention grants under section 144.396, subdivision 5.

EFFECTIVE DATE. This section is effective August 1, 2009, and applies to acts committed on or after that date.

Sec. 2. Minnesota Statutes 2008, section 357.021, subdivision 6, is amended to read:

Subd. 6. **Surcharges on criminal and traffic offenders.** (a) Except as provided in this paragraph, the court shall impose and the court administrator shall collect a \$75 surcharge on every person convicted of any felony, gross misdemeanor, misdemeanor, or petty misdemeanor offense, other than a violation of a law or ordinance relating to vehicle parking, for which there shall be a \$4 surcharge, and other than a violation of section 169.472, for which there shall be a \$25 surcharge. In the Second Judicial District, the court shall impose, and the court administrator shall collect, an additional \$1 surcharge on every person convicted of any felony, gross misdemeanor, misdemeanor, or petty misdemeanor offense, including a violation of a law or ordinance relating to vehicle parking, if the Ramsey County Board of Commissioners authorizes the \$1 surcharge. The

surcharge shall be imposed whether or not the person is sentenced to imprisonment or the sentence is stayed. The surcharge shall not be imposed when a person is convicted of a petty misdemeanor for which no fine is imposed.

(b) If the court fails to impose a surcharge as required by this subdivision, the court administrator shall show the imposition of the surcharge, collect the surcharge, and correct the record.

(c) The court may not waive payment of the surcharge required under this subdivision. Upon a showing of indigency or undue hardship upon the convicted person or the convicted person's immediate family, the sentencing court may authorize payment of the surcharge in installments.

(d) The court administrator or other entity collecting a surcharge shall forward it to the commissioner of finance.

(e) If the convicted person is sentenced to imprisonment and has not paid the surcharge before the term of imprisonment begins, the chief executive officer of the correctional facility in which the convicted person is incarcerated shall collect the surcharge from any earnings the inmate accrues from work performed in the facility or while on conditional release. The chief executive officer shall forward the amount collected to the commissioner of finance.

EFFECTIVE DATE. This section is effective August 1, 2009, and applies to acts committed on or after that date.

Sec. 3. Minnesota Statutes 2008, section 357.021, subdivision 7, is amended to read:

Subd. 7. **Disbursement of surcharges by commissioner of finance.** (a) Except as provided in paragraphs (b), (c), ~~and (d)~~, and (e), the commissioner of finance shall disburse surcharges received under subdivision 6 and section 97A.065, subdivision 2, as follows:

(1) one percent shall be credited to the game and fish fund to provide peace officer training for employees of the Department of Natural Resources who are licensed under sections 626.84 to 626.863, and who possess peace officer authority for the purpose of enforcing game and fish laws;

(2) 39 percent shall be credited to the peace officers training account in the special revenue fund; and

(3) 60 percent shall be credited to the general fund.

(b) The commissioner of finance shall credit \$3 of each surcharge received under subdivision 6 and section 97A.065, subdivision 2, to the general fund.

(c) In addition to any amounts credited under paragraph (a), the commissioner of finance shall credit \$47 of each surcharge received under subdivision 6 and section 97A.065, subdivision 2, and the \$4 parking surcharge, to the general fund.

(d) If the Ramsey County Board of Commissioners authorizes imposition of the additional \$1 surcharge provided for in subdivision 6, paragraph (a), the court administrator in the Second Judicial District shall transmit the surcharge to the commissioner of finance. The \$1 special surcharge is deposited in a Ramsey County surcharge account in the special revenue fund and amounts in the account are appropriated to the trial courts for the administration of the petty misdemeanor diversion program operated by the Second Judicial District Ramsey County Violations Bureau.

(e) The commissioner of finance shall deposit the entire surcharge collected under subdivision 6 for violations of section 169.472 in the special revenue account.

EFFECTIVE DATE. This section is effective August 1, 2009, and applies to acts committed on or after that date."

Delete the title and insert:

"A bill for an act relating to health; prohibiting smoking in motor vehicles with children; appropriating money; amending Minnesota Statutes 2008, section 357.021, subdivisions 6, 7; proposing coding for new law in Minnesota Statutes, chapter 169."

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

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

S.F. No. 561: A bill for an act relating to public safety; requiring the collection and reporting of specified summary data relating to decisions that affect a child's status within the juvenile justice system; proposing coding for new law in Minnesota Statutes, chapter 260B.

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

Page 1, line 14, delete "judicial" and after "district" insert "court"

Page 2, line 9, after "residential" insert "or correctional"

Page 2, line 24, delete everything after "include" and insert "data that identify the child or from which the child can be identified."

Page 2, line 25, delete "15" and insert "31"

Page 2, line 27, after the period, insert "Reports under this paragraph must be submitted electronically. Upon request of a recipient, a print version must be submitted."

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

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

S.F. No. 1235: A bill for an act relating to public health; addressing youth violence as a public health problem; coordinating and aligning prevention and intervention programs addressing risk factors of youth violence; proposing coding for new law in Minnesota Statutes, chapter 145.

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

Page 1, delete subdivision 1

Page 1, line 17, delete "Subd. 2" and insert "Subdivision 1"

Page 1, line 21, delete "3" and insert "2"

Page 2, line 26, delete "4" and insert "3"

And when so amended the bill do pass and be re-referred to the Committee on Health, Housing and Family Security. Amendments adopted. Report adopted.

Senator Pogemiller from the Committee on Rules and Administration, to which was referred under Rule 21, together with the committee report thereon,

H.F. No. 392: A bill for an act relating to taxation; providing a federal update; modifying computation of net income and payment of corporate franchise tax refunds; modifying requirements for appointment of commissioner of Department of Revenue; amending Minnesota Statutes 2008, sections 270C.02, subdivision 1; 289A.02, subdivision 7; 290.01, subdivisions 19, 19a, 19c, 19d, 31, by adding a subdivision; 290.067, subdivision 2a; 290A.03, subdivisions 3, 15; 291.005, subdivision 1.

Reports the same back with the recommendation that the report from the Committee on Taxes, shown in the Journal for March 5, 2009, be adopted; that committee recommendation being:

"the bill be amended and when so amended the bill do pass". Amendments adopted. Report adopted.

Senator Scheid from the Committee on Commerce and Consumer Protection, to which was referred

S.F. No. 489: A bill for an act relating to reverse mortgages; eliminating the requirement that a reverse mortgage becomes due when committed principal has been fully paid; mandating counseling by an independent housing agency; regulating lender default; imposing liability on a subsequent purchaser of a reverse mortgage; providing for a right of rescission; defining suitability; amending Minnesota Statutes 2008, section 47.58, subdivisions 1, 3, 8, by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapters 58; 60K.

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

Page 5, line 23, delete "30" and insert "ten business"

Page 5, line 25, after "rescission" insert "together with any out-of-pocket costs incurred by the lender and paid to third parties in connection with origination of the reverse mortgage loan"

Page 5, line 32, delete "thirty" and insert "ten business"

Page 6, line 2, after "days" insert "together with any out-of-pocket costs incurred by the lender and paid to third parties in connection with origination of the reverse mortgage loan"

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

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

BUREAU OF MEDIATION SERVICES
COMMISSIONER
Steven G. Hoffmeyer

Reports the same back with the recommendation that the appointment be confirmed.

Senator Pogemiller moved that the foregoing committee report be laid on the table. The motion prevailed.

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

BOARD OF ELECTRICITY
William M. Hoskins

Reports the same back with the recommendation that the appointment be confirmed.

Senator Pogemiller moved that the foregoing committee report be laid on the table. The motion prevailed.

SECOND READING OF SENATE BILLS

S.F. Nos. 978, 983, 34, 764, 767, 804 and 415 were read the second time.

SECOND READING OF HOUSE BILLS

H.F. No. 392 was read the second time.

MOTIONS AND RESOLUTIONS

Senator Day moved that the name of Senator Rosen be added as a co-author to S.F. No. 180. The motion prevailed.

Senator Sparks moved that his name be stricken as a co-author to S.F. No. 399. The motion prevailed.

Senator Limmer moved that this name be stricken as a co-author to S.F. No. 507. The motion prevailed.

Senator Day moved that the name of Senator Rosen be added as a co-author to S.F. No. 950. The motion prevailed.

Senator Wiger moved that the name of Senator Rummel be added as a co-author to S.F. No. 954. The motion prevailed.

Senator Higgins moved that the name of Senator Erickson Ropes be added as a co-author to S.F. No. 1034. The motion prevailed.

Senator Higgins moved that the name of Senator Erickson Ropes be added as a co-author to S.F. No. 1035. The motion prevailed.

Senator Tomassoni moved that the name of Senator Sieben be added as a co-author to S.F. No. 1058. The motion prevailed.

Senator Murphy moved that the name of Senator Erickson Ropes be added as a co-author to S.F. No. 1134. The motion prevailed.

Senator Erickson Ropes moved that the names of Senators Koering and Prettnner Solon be added as co-authors to S.F. No. 1154. The motion prevailed.

Senator Metzen moved that the name of Senator Sieben be added as a co-author to S.F. No. 1167. The motion prevailed.

Senator Rummel moved that the names of Senators Erickson Ropes and Sieben be added as co-authors to S.F. No. 1176. The motion prevailed.

Senator Clark moved that the name of Senator Sieben be added as a co-author to S.F. No. 1195. The motion prevailed.

Senator Tomassoni moved that the name of Senator Sieben be added as a co-author to S.F. No. 1197. The motion prevailed.

Senator Higgins moved that the names of Senators Berglin, Koering, Rosen and Lourey be added as co-authors to S.F. No. 1217. The motion prevailed.

Senator Kubly introduced –

Senate Resolution No. 49: A Senate resolution congratulating Dean Precht for receiving the Eagle Award.

Referred to the Committee on Rules and Administration.

Senators Saltzman and Vandever introduced –

Senate Resolution No. 50: A Senate resolution honoring the Washington County Historical Society on its 75th anniversary.

Referred to the Committee on Rules and Administration.

Senator Pogemiller introduced –

Senate Concurrent Resolution No. 6: A Senate concurrent resolution adopting Permanent Joint Rules of the Senate and House of Representatives.

Senator Pogemiller moved that Senate Concurrent Resolution No. 6 be laid on the table. The motion prevailed.

Senator Anderson moved that S.F. No. 1232 be withdrawn from the Committee on Taxes and re-referred to the Committee on Business, Industry and Jobs. The motion prevailed.

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

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senators Dille and Skogen introduced–

S.F. No. 1241: A bill for an act relating to agriculture; updating terms of certain loan programs; abolishing the family farm security program; amending Minnesota Statutes 2008, sections 17.115, subdivision 2; 41B.039, subdivision 2; 41B.04, subdivision 8; 41B.042, subdivision 4; 41B.043, subdivision 1b; 41B.045, subdivision 2; repealing Minnesota Statutes 2008, sections 41.51; 41.52; 41.53; 41.55; 41.56; 41.57; 41.58; 41.59; 41.60; 41.61; 41.62; 41.63; 41.65.

Referred to the Committee on Finance.

Senator Olson, M. introduced–

S.F. No. 1242: A bill for an act relating to capital improvements; appropriating money for a sewer extension in the city of Remer; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senator Olson, M. introduced–

S.F. No. 1243: A bill for an act relating to capital improvements; appropriating money for a new water treatment facility in the city of Hackensack; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senator Erickson Ropes introduced–

S.F. No. 1244: A bill for an act relating to capital investment; transferring a 2005 appropriation to the city of Rushford for a nanotechnology facility to a community center project; amending Laws 2005, chapter 20, article 1, section 23, subdivision 11, as amended.

Referred to the Committee on Finance.

Senators Erickson Ropes and Saltzman introduced–

S.F. No. 1245: A bill for an act relating to state procurement; designating businesses owned by disabled veterans as targeted group businesses for purposes of awarding certain state and metropolitan agency contracts; amending Minnesota Statutes 2008, section 16C.16, subdivision 5.

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

Senators Tomassoni, Metzen, Day, Michel and Dibble introduced–

S.F. No. 1246: A bill for an act relating to economic development; providing certification for rehabilitation counselors for the blind; amending Minnesota Statutes 2008, section 248.07, by adding a subdivision.

Referred to the Committee on Business, Industry and Jobs.

Senator Betzold introduced—

S.F. No. 1247: A bill for an act relating to agriculture; classifying certain research, monitoring, and assessment data; amending Minnesota Statutes 2008, section 13.643, by adding a subdivision.

Referred to the Committee on Agriculture and Veterans.

Senator Betzold introduced—

S.F. No. 1248: A bill for an act relating to family law; changing certain child custody and support provisions and presumptions; amending Minnesota Statutes 2008, sections 518.17, subdivisions 2, 3; 518.175, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 518.

Referred to the Committee on Judiciary.

Senators Gimse and Chaudhary introduced—

S.F. No. 1249: A bill for an act relating to natural resources; appropriating money from the clean water fund for a water quality pilot program on Green Lake in Kandiyohi County.

Referred to the Committee on Finance.

Senators Scheid, Rosen, Saxhaug, Bonoff and Kubly introduced—

S.F. No. 1250: A bill for an act relating to economic development; expanding eligibility for the small business growth acceleration program; requiring matching funds; appropriating money; amending Minnesota Statutes 2008, section 116O.115, subdivisions 2, 4.

Referred to the Committee on Finance.

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

S.F. No. 1251: A bill for an act relating to environment; modifying Legislative-Citizen Commission on Minnesota Resources membership terms; amending Minnesota Statutes 2008, section 116P.05, subdivision 1.

Referred to the Committee on Environment and Natural Resources.

Senators Rummel and Clark introduced—

S.F. No. 1252: A bill for an act relating to education; allowing certain community education courses to count as a credit required for graduation; amending Minnesota Statutes 2008, section 120B.024.

Referred to the Committee on Education.

Senators Wiger, Bonoff, Saltzman and Olson, G. introduced–

S.F. No. 1253: A bill for an act relating to education; providing for prekindergarten through grade 12 education, including general education, education excellence, special programs, libraries, and self-sufficiency and lifelong learning; making technical corrections; amending Minnesota Statutes 2008, sections 16A.06, subdivision 11; 120A.40; 120B.02; 120B.021, subdivision 1; 120B.023, subdivision 2; 120B.024; 120B.13, subdivision 1; 120B.30, subdivisions 1, 1a; 120B.31, subdivision 4; 122A.07, subdivisions 2, 3; 122A.31, subdivision 4; 123A.05; 123A.06; 123A.08; 123B.14, subdivision 7; 123B.51, by adding a subdivision; 123B.77, subdivision 3; 123B.81, subdivisions 3, 4, 5; 123B.83, subdivision 3; 124D.095, subdivisions 3, 4, 7, 10; 124D.10; 124D.11, subdivision 9; 124D.128, subdivisions 2, 3; 124D.135, subdivision 3; 124D.15, subdivisions 1, 3, by adding subdivisions; 124D.19, subdivisions 10, 14; 124D.522; 124D.60, subdivision 1; 124D.68, subdivisions 2, 3, 4, 5; 125A.11, subdivision 1; 125A.15; 125A.28; 125A.51; 125A.62, subdivision 8; 125A.69, by adding a subdivision; 125A.744, subdivision 3; 125A.76, subdivision 1; 126C.05, subdivisions 2, 15, 20; 126C.10, subdivision 34; 126C.15, subdivisions 2, 4; 126C.40, subdivision 6; 126C.44; 127A.08, by adding a subdivision; 127A.47, subdivisions 5, 7; 134.31, subdivision 4a, by adding a subdivision; 299A.297; proposing coding for new law in Minnesota Statutes, chapters 120B; 124D; repealing Minnesota Statutes 2008, sections 121A.27; 124D.13, subdivision 13.

Referred to the Committee on Education.

Senators Anderson, Wiger and Moua introduced–

S.F. No. 1254: A bill for an act relating to capital improvements; authorizing the sale and issuance of state bonds; appropriating money to construct a trail in Ramsey County.

Referred to the Committee on Finance.

Senator Torres Ray introduced–

S.F. No. 1255: A bill for an act relating to human services; modifying provisions relating to treatment of income for determining county reimbursement for foster care, examination, or treatment; amending Minnesota Statutes 2008, section 260C.331, subdivision 1.

Referred to the Committee on Finance.

Senators Olson, M.; Pappas; Torres Ray; Kubly and Dille introduced–

S.F. No. 1256: A bill for an act relating to education; establishing a volunteer working group on Native language revitalization and preservation; providing for appointments; requiring a report; appropriating money.

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

Senators Bakk and Ortman introduced–

S.F. No. 1257: A bill for an act relating to public finance; providing terms and conditions relating to issuance of obligations and financing of public improvements; modifying restrictions

on mail elections; amending Minnesota Statutes 2008, sections 204B.46; 360.036, subdivision 2; 366.095, subdivision 1; 373.01, subdivision 3; 373.40, subdivision 1; 373.47, subdivision 1; 375.18, subdivision 3; 383B.117, subdivision 2; 410.32; 412.301; 428A.02, subdivision 1; 428A.03, subdivision 1; 428A.08; 428A.09; 428A.10; 469.005, subdivision 1; 469.034, subdivision 2; 469.040, subdivisions 1, 2, 4; 471.191, subdivision 1; 475.67, subdivision 8; repealing Minnesota Statutes 2008, sections 428A.101; 428A.21.

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

Senator Skoe introduced—

S.F. No. 1258: A bill for an act relating to taxation; modifying mortgage registry tax payments; amending Minnesota Statutes 2008, section 287.08.

Referred to the Committee on Taxes.

Senator Olson, M. introduced—

S.F. No. 1259: A bill for an act relating to state auditor; requiring employees and officers of local public pension plans to report unlawful actions; amending Minnesota Statutes 2008, section 609.456, subdivision 1.

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

Senator Sparks introduced—

S.F. No. 1260: A bill for an act relating to transportation; requiring notice to secured party when certain vehicles are dismantled or destroyed; amending Minnesota Statutes 2008, section 168A.153, subdivision 1.

Referred to the Committee on Transportation.

Senators Jungbauer and Ingebrigtsen introduced—

S.F. No. 1261: A bill for an act relating to human services; requiring drug screening for MFIP eligibility; amending Minnesota Statutes 2008, section 256J.15, by adding a subdivision.

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

Senators Jungbauer, Hann, Koch and Ingebrigtsen introduced—

S.F. No. 1262: A bill for an act relating to state government; requiring state agencies to enforce rules.

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

Senator Jungbauer introduced—

S.F. No. 1263: A bill for an act relating to game and fish; modifying decoy restrictions; amending Minnesota Statutes 2008, section 97B.811, subdivision 3; repealing Minnesota Statutes

2008, section 97B.811, subdivision 4.

Referred to the Committee on Environment and Natural Resources.

Senators Ortman, Moua and Ingebrigtsen introduced—

S.F. No. 1264: A bill for an act relating to public safety; authorizing commissioner of public safety to gather, compile, and publish data on human trafficking every three years; amending Minnesota Statutes 2008, section 299A.785, subdivision 2.

Referred to the Committee on Judiciary.

Senator Higgins introduced—

S.F. No. 1265: A bill for an act relating to public safety; establishing a pilot project to provide services to ex-criminal offenders now in the community; requiring a report; appropriating money.

Referred to the Committee on Finance.

Senators Pappas; Olson, M.; Langseth and Frederickson introduced—

S.F. No. 1266: A bill for an act relating to retirement; authorizing the Minnesota State Colleges and Universities early separation incentive programs; proposing coding for new law in Minnesota Statutes, chapter 136F.

Referred to the Committee on Higher Education.

Senators Olson, M.; Langseth; Pappas and Frederickson introduced—

S.F. No. 1267: A bill for an act relating to retirement; permitting certain Minnesota State Colleges and Universities System tenured faculty to elect defined benefit plan retirement coverage; amending Minnesota Statutes 2008, section 354B.21, subdivision 2.

Referred to the Committee on Higher Education.

Senator Rest introduced—

S.F. No. 1268: A bill for an act relating to taxation; abolishing levy limits; amending Minnesota Statutes 2008, sections 275.065, subdivision 3; 275.16; 275.62, subdivision 1; 473.167, subdivision 3; 473.249, subdivision 1; 473.253, subdivision 1; repealing Minnesota Statutes 2008, sections 275.70; 275.71, subdivisions 1, 2, 4, 5, 6; 275.72; 275.73; 275.74; 275.75.

Referred to the Committee on Taxes.

Senators Tomassoni, Metzen, Dibble, Saxhaug and Sparks introduced—

S.F. No. 1269: A bill for an act relating to manufactured housing; making changes to the Minnesota manufactured home relocation trust fund; amending Minnesota Statutes 2008, sections 290A.04, subdivision 2a, by adding a subdivision; 327C.095, subdivisions 12, 13; 462A.35, subdivision 1, by adding a subdivision.

Referred to the Committee on Finance.

Senators Higgins, Erickson Ropes, Murphy, Ingebrigtsen and Langseth introduced—

S.F. No. 1270: A bill for an act relating to natural disasters; establishing local disaster assistance program and local disaster fund; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 12.

Referred to the Committee on Judiciary.

Senators Limmer, Pappas, Higgins, Moua and Ingebrigtsen introduced—

S.F. No. 1271: A bill for an act relating to public safety; appropriating money for the toll-free hotline for human trafficking victims.

Referred to the Committee on Finance.

Senators Metzen, Kelash, Sparks, Murphy and Rosen introduced—

S.F. No. 1272: A bill for an act relating to labor and industry; requiring certain qualifications for plumbing inspectors; amending Minnesota Statutes 2008, section 326B.43, by adding a subdivision.

Referred to the Committee on Business, Industry and Jobs.

Senators Tomassoni, Gimse, Kelash, Koch and Murphy introduced—

S.F. No. 1273: A bill for an act relating to occupations and professions; regulating the practice of plumbing; amending Minnesota Statutes 2008, section 326B.435, subdivision 2.

Referred to the Committee on Business, Industry and Jobs.

Senators Rest and Moua introduced—

S.F. No. 1274: A bill for an act relating to taxation; property taxes; individual income taxes; sales taxes and accelerated payments; corporate franchise taxes; administration and compliance; economic development; budget format and reserve; amending the statewide general property tax; amending levy limits; adding a fourth bracket to the individual income tax; adjusting the individual alternative minimum tax; adding a clothing sales tax credit to the individual income tax; providing for a gradual phaseout of the corporate franchise tax; repealing deductions, credits, and additions to the corporate franchise tax; repealing the corporate alternative minimum tax; ending the minimum fee for corporations; amending the gross and net income allocation definitions related to corporations; amending the June accelerated tax payments; modifying the definition of a sale and purchase to include legal and accounting services; adjusting the sales tax rate; eliminating the imposition and refund of sales tax on capital equipment; eliminating an obsolete provision; repealing the sales tax exemption for clothing; amending administration and compliance statutes to remove corporate taxpayer requirements; requiring the budget to show estimates for two biennia; requiring the budget to the legislature to show structural balance over two biennia; repealing the Price of Government Law; appropriating money; amending Minnesota Statutes 2008, sections 16A.10, subdivision 1; 16A.11, subdivision 2; 275.025, subdivisions 1, 4; 275.71, subdivisions

2, 4, 5; 289A.18, subdivision 1; 289A.19, subdivision 2; 289A.20, subdivisions 1, 4; 289A.30, subdivision 1; 289A.31, subdivision 1; 289A.60, subdivisions 1, 4, 15; 290.01, subdivisions 19f, 22, 29; 290.03; 290.04, subdivision 1; 290.06, subdivisions 1, 2c, 2d, 33; 290.091, subdivision 1; 290.0922, subdivision 1; 290.095, subdivision 3; 290.17, subdivisions 1, 4; 290.191, subdivision 4; 290.32; 290.36; 290.9201, subdivision 1; 297A.61, subdivision 3; 297A.62, subdivision 1, by adding a subdivision; 297A.68, subdivision 5; 297A.75; 297B.02, subdivision 1; 297F.09, subdivision 10; 297G.09, subdivision 9; 469.310, subdivision 10; 469.321, subdivision 5; 469.330, subdivision 10; proposing coding for new law in Minnesota Statutes, chapter 290; repealing Minnesota Statutes 2008, sections 16A.102, subdivision 4; 297A.67, subdivision 8.

Referred to the Committee on Taxes.

Senators Anderson, Rummel and Jungbauer introduced—

S.F. No. 1275: A bill for an act relating to natural resources; appropriating money for grants demonstrating the beneficial reuse of wastewater.

Referred to the Committee on Finance.

Senators Murphy, Carlson, Dibble, Rest and Jungbauer introduced—

S.F. No. 1276: A bill for an act relating to transportation appropriations; appropriating money for transportation, Metropolitan Council, and public safety activities and programs; providing for fund transfers, contingent appropriations, and tort claims; providing for various fees and accounts; reducing appropriation for bridge collapse and other highway construction projects for fiscal year 2009; making technical and clarifying changes; amending Laws 2008, chapter 152, article 1, section 5.

Referred to the Committee on Finance.

Senators Tomassoni, Sparks, Metzen and Koch introduced—

S.F. No. 1277: A bill for an act relating to state government; appropriating money for jobs, economic development, housing, and Minnesota Heritage; establishing and modifying certain programs; providing for regulation of certain activities and practices; providing for accounts, assessments, and fees; changing codes and licensing provisions; providing penalties; amending Minnesota Statutes 2008, sections 115C.08, subdivision 4; 116J.8731, subdivisions 2, 3; 154.44, subdivision 1; 326B.33, subdivision 19; 326B.46, subdivision 4; 326B.475, subdivisions 4, 7; 326B.49, subdivision 1; 326B.56, subdivision 4; 326B.58; 326B.815, subdivision 1; 326B.821, subdivision 2; 326B.86, subdivision 1; 326B.885, subdivision 2; 326B.89, subdivisions 3, 16; 326B.94, subdivision 4; 326B.972; 326B.986, subdivisions 2, 5, 8; 327B.04, subdivisions 7, 8, by adding a subdivision; 462A.05, subdivisions 14, 14a; Laws 2007, chapter 135, article 1, section 16; proposing coding for new law in Minnesota Statutes, chapter 326B; repealing Minnesota Rules, part 1350.8300.

Referred to the Committee on Finance.

Senators Kubly, Skoe, Langseth, Dille and Stumpf introduced—

S.F. No. 1278: A bill for an act relating to health; prohibiting policy waiting periods for prenatal and maternity health insurance benefits; eliminating pregnancy as a preexisting condition; establishing a parenting support grant program; establishing an informational hotline on available pregnancy, adoption, and parental support agencies; requiring information on alpha-fetoprotein testing be provided; requiring adoption referral information be provided; requiring adoption and parenting counseling be provided; establishing an adoption tax credit; establishing civil penalties; repealing the MFIP family cap; appropriating money; amending Minnesota Statutes 2008, sections 62A.011, by adding a subdivision; 62A.041, subdivision 2; 62A.0411; 62A.047; 145.4243; proposing coding for new law in Minnesota Statutes, chapters 62A; 136A; 145; 290; repealing Minnesota Statutes 2008, section 256J.24, subdivision 6.

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

Senators Foley, Jungbauer and Johnson introduced—

S.F. No. 1279: A bill for an act relating to highways; appropriating money for new travel lanes on U.S. Highway 10 at Hanson Boulevard in the city of Coon Rapids and between Hanson Boulevard and Round Lake Boulevard in the city of Coon Rapids; authorizing sale of trunk highway bonds.

Referred to the Committee on Finance.

Senators Hann, Ingebrigtsen, Koch and Michel introduced—

S.F. No. 1280: A bill for an act relating to health; permitting Minnesota residents to buy health coverage approved in other states; creating a Physician's Council on Health Care Policy to analyze health coverage mandates; providing a tax credit for persons without access to employer-based coverage; amending Minnesota Statutes 2008, sections 62A.02, by adding a subdivision; 290.06, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 62J.

Referred to the Committee on Commerce and Consumer Protection.

Senators Hann, Ingebrigtsen, Dille and Vickerman introduced—

S.F. No. 1281: A bill for an act relating to marriage; modifying the grounds for marriage dissolution; requiring two-year waiting period in certain instances; amending Minnesota Statutes 2008, section 518.06, by adding a subdivision.

Referred to the Committee on Judiciary.

Senators Hann, Ingebrigtsen and Koch introduced—

S.F. No. 1282: A bill for an act relating to health; proposing an amendment to the Minnesota Constitution, article XIII, by adding a section, providing for freedom of choice in health care.

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

Senators Lourey and Olseen introduced—

S.F. No. 1283: A bill for an act relating to taxation; tax increment financing; Pine County; amending Minnesota Statutes 2008, section 469.174, subdivision 22.

Referred to the Committee on Taxes.

Senators Lourey, Rest, Robling and Gerlach introduced—

S.F. No. 1284: A bill for an act relating to lawful gambling; modifying lawful purpose and other definitions; establishing a rating system for annual lawful purpose expenditures and imposing civil penalties; modifying provisions relating to licensing and permits and providing for fees; regulating conduct of bingo and other games; modifying lease requirements; regulating who may participate in lawful gambling; providing for expenditures of gross profits; providing for local approval; making clarifying, technical, and conforming changes to lawful gambling provisions; amending Minnesota Statutes 2008, sections 349.11; 349.12, subdivisions 3a, 7, 7a, 12a, 18, 19, 21, 25, 29, 32a, 33; 349.15, subdivisions 1, 1a; 349.151, subdivision 4; 349.154, subdivision 1; 349.155, subdivisions 3, 4a; 349.16, subdivisions 2, 3, 6, 8, 11, by adding subdivisions; 349.162, subdivision 6; 349.1635, subdivision 3; 349.1641; 349.165, subdivisions 1, 2, 3, by adding a subdivision; 349.166, subdivision 2; 349.167, subdivision 2; 349.168, subdivision 8; 349.169, subdivisions 1, 3; 349.17, subdivisions 3, 5, 6, 7; 349.173; 349.18, subdivision 1; 349.19, subdivisions 2, 2a, 3, 5, 10; 349.191, subdivisions 1, 1a, 1b, 2, 3, 4; 349.213, subdivisions 1, 2; proposing coding for new law in Minnesota Statutes, chapter 349; repealing Minnesota Statutes 2008, sections 349.15, subdivisions 4, 5; 349.154, subdivision 2; 349.155, subdivision 7; 349.16, subdivisions 9, 10; 349.166, subdivision 3; 349.168, subdivisions 4, 6, 7, 10; 349.18, subdivisions 2, 3; 349.2127, subdivision 8.

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

Senators Wiger and Anderson introduced—

S.F. No. 1285: A bill for an act relating to capital improvements; appropriating money for Gerten Pond; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senator Latz introduced—

S.F. No. 1286: A bill for an act relating to taxation; authorizing the city of Hopkins to extend the duration of certain tax increment financing districts; modifying the application of certain rules to the districts.

Referred to the Committee on Taxes.

Senators Tomassoni, Metzen, Sparks, Bakk and Langseth introduced—

S.F. No. 1287: A bill for an act relating to capital improvements; appropriating money for water plant improvements in the city of Hoyt Lakes; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senator Olseen introduced—

S.F. No. 1288: A bill for an act relating to the secretary of state; regulating various filings, forms, records, submissions, motions, and orders; regulating certain dissolutions; defining a term; amending Minnesota Statutes 2008, sections 5.15; 5.23, subdivisions 1, 4; 5.26, subdivision 1; 270C.63, subdivision 4; 272.488, subdivision 2; 302A.151; 303.06; 303.11; 308B.215; 321.0809; 321.0902; 321.0906; 321.0909; 322B.91, subdivision 1; 322B.92; 336.9-519; 336.9-521; 336.9-525; 336A.03, subdivision 3; 545.05, subdivisions 1, 2, 4, 7, 10, 11, 13; repealing Minnesota Statutes 2008, sections 5.03; 308B.121, subdivision 3; Minnesota Rules, part 8280.0470.

Referred to the Committee on Judiciary.

Senators Gerlach, Hann, Michel, Koch and Limmer introduced—

S.F. No. 1289: A resolution memorializing the federal government to halt its practice of imposing mandates upon the states for purposes not enumerated by the Constitution of the United States and affirming Minnesota's sovereignty under the Tenth Amendment to the Constitution of the United States.

Referred to the Committee on Judiciary.

Senators Higgins, Rosen, Ortman, Berglin and Murphy introduced—

S.F. No. 1290: A bill for an act relating to corrections; appropriating money to continue a demonstration project for high-risk adults.

Referred to the Committee on Finance.

Senator Michel introduced—

S.F. No. 1291: A bill for an act relating to state government; requiring the commissioner of administration to review the privatization potential of state agency services and to prepare a database of all assets owned by the state; requiring a report; amending Minnesota Statutes 2008, section 16B.04, subdivisions 2, 4.

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

Senators Lynch, Torres Ray, Sheran, Lourey and Rosen introduced—

S.F. No. 1292: A bill for an act relating to child support; providing for administrative redirection of child support in certain cases; providing that child support judgments do not expire; amending Minnesota Statutes 2008, sections 518A.46, subdivision 5, by adding a subdivision; 541.04; 548.09, subdivision 1, by adding a subdivision; repealing Minnesota Statutes 2008, sections 548.091, subdivision 3b; 548.092.

Referred to the Committee on Judiciary.

Senators Pappas, Sheran, Tomassoni, Cohen and Lynch introduced–

S.F. No. 1293: A bill for an act relating to higher education; requiring higher education institutions to partner with high schools to promote college attendance; establishing the Minnesota promise for higher education and revising the achieve scholarship program; amending Minnesota Statutes 2008, sections 136A.121, by adding a subdivision; 136A.127, subdivisions 2, 4, 9, 10, 12, 14, by adding a subdivision; 136A.87; proposing coding for new law in Minnesota Statutes, chapter 136A; repealing Minnesota Statutes 2008, section 136A.127, subdivisions 8, 13.

Referred to the Committee on Finance.

Senators Sheran, Erickson Ropes, Rosen, Pappas and Lourey introduced–

S.F. No. 1294: A bill for an act relating to public health; creating a public health improvement account; modifying provisions of the statewide health improvement program; establishing a program to provide funding for health impact assessments; appropriating money; amending Minnesota Statutes 2008, section 145.986, subdivisions 1, 5; proposing coding for new law in Minnesota Statutes, chapters 16A; 145.

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

Senators Betzold and Olseen introduced–

S.F. No. 1295: A bill for an act relating to public safety; modifying fee for booking a person for confinement at a county or regional jail; amending Minnesota Statutes 2008, section 641.12, subdivision 1.

Referred to the Committee on Judiciary.

Senators Lynch, Koering and Lourey introduced–

S.F. No. 1296: A bill for an act relating to human services; modifying children's therapeutic services; exempting certain programs from licensing requirements; amending Minnesota Statutes 2008, sections 157.16, by adding a subdivision; 245.4871, subdivision 10; 256B.0943, subdivisions 4, 6, 9.

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

Senator Gimse introduced–

S.F. No. 1297: A bill for an act relating to state government; clarifying Minnesota Management and Budget oversight; establishing the management analysis revolving fund; appropriating money; amending Minnesota Statutes 2008, sections 13.64; 16A.055, by adding a subdivision; 16A.126; 16B.36, subdivision 1; 16B.48, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 43A.

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

Senator Gimse introduced–

S.F. No. 1298: A bill for an act relating to state government; changing the name of a state agency.

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

Senators Rest, Prettner Solon, Bakk, Koering and Erickson Ropes introduced–

S.F. No. 1299: A bill for an act relating to human services; establishing a home care tax credit; amending the long-term consultation team; establishing a caregiver burden scale; amending Minnesota Statutes 2008, sections 256B.0911, subdivision 3; 256B.0917, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 290.

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

Senators Lynch, Murphy, Jungbauer and Saltzman introduced–

S.F. No. 1300: A bill for an act relating to transportation; creating pilot program to authorize and evaluate use of design-build method of contracting by municipalities; requiring report.

Referred to the Committee on Transportation.

Senators Fobbe and Koch introduced–

S.F. No. 1301: A bill for an act relating to education finance; defining local education agency for certain special education purposes; amending Minnesota Statutes 2008, section 125A.01; proposing coding for new law in Minnesota Statutes, chapter 125A.

Referred to the Committee on Finance.

Senator Fobbe introduced–

S.F. No. 1302: A bill for an act relating to mortgages; foreclosures by advertisement; modifying sheriff's sale procedure; amending Minnesota Statutes 2008, section 580.07.

Referred to the Committee on Judiciary.

Senators Anderson, Pappas, Moua and Cohen introduced–

S.F. No. 1303: A bill for an act relating to capital investment; authorizing the sale and issuance of state bonds; appropriating money for redevelopment of the former 3M site in St. Paul.

Referred to the Committee on Finance.

Senator Cohen introduced–

S.F. No. 1304: A bill for an act relating to the budget reserve; modifying priorities for additional revenues in general fund forecasts; requiring a report; amending Minnesota Statutes 2008, section 16A.152, subdivision 2, by adding a subdivision.

Referred to the Committee on Finance.

Senator Cohen introduced—

S.F. No. 1305: A bill for an act relating to taxation; sales and use tax administration; notification of change requirements; proposing coding for new law in Minnesota Statutes, chapter 270C.

Referred to the Committee on Taxes.

Senators Metzen and Sieben introduced—

S.F. No. 1306: A bill for an act relating to local government; city of South St. Paul, appropriating money for demonstration program for commercial and industrial energy efficiency improvements.

Referred to the Committee on Finance.

Senators Johnson, Robling, Gerlach and Rest introduced—

S.F. No. 1307: A bill for an act relating to capital investment; amending certain general obligation bond sale provisions; amending Minnesota Statutes 2008, sections 16A.641, subdivisions 4, 7; 16A.66, subdivision 2.

Referred to the Committee on Finance.

Senators Olseen, Murphy, Rest, Jungbauer and Dibble introduced—

S.F. No. 1308: A bill for an act relating to transportation; regulating motor carriers of railroad employees; amending Minnesota Statutes 2008, sections 171.01, subdivision 22; 221.012, subdivisions 26, 38, by adding a subdivision; 221.0252, by adding a subdivision; 221.0314, by adding a subdivision; 221.141, subdivision 1.

Referred to the Committee on Transportation.

Senator Olson, M. introduced—

S.F. No. 1309: A bill for an act relating to capital investment; authorizing the sale of state bonds; appropriating money for a new hospital in Cass County.

Referred to the Committee on Finance.

Senators Scheid, Skogen, Sparks and Vandever introduced—

S.F. No. 1310: A bill for an act relating to commerce; reforming no-fault auto insurance; increasing certain first-party benefits; regulating certain arbitration awards; prohibiting balance billing by health care providers; regulating the furnishing of certain accident record information; clarifying civil liability with respect to recovery of medical and health care expenses; amending Minnesota Statutes 2008, sections 65B.44, subdivisions 2, 3, 4; 65B.51, subdivisions 1, 3; 65B.525, by adding a subdivision; 65B.54, by adding a subdivision; 169.09, subdivision 13; 604.01, by adding a subdivision; 604.02, by adding a subdivision.

Referred to the Committee on Commerce and Consumer Protection.

Senator Hann introduced—

S.F. No. 1311: A bill for an act relating to retirement; permitting a certain Hennepin County employee to apply for disability by waiving minimum service requirements.

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

Senator Langseth introduced—

S.F. No. 1312: A bill for an act relating to taxation; increasing border city enterprise allocations; amending Minnesota Statutes 2008, section 469.169, by adding a subdivision.

Referred to the Committee on Taxes.

Senator Scheid introduced—

S.F. No. 1313: A bill for an act relating to alcohol; allowing exclusive liquor stores to sell multiple use bags; amending Minnesota Statutes 2008, section 340A.412, subdivision 14.

Referred to the Committee on Commerce and Consumer Protection.

Senator Koering introduced—

S.F. No. 1314: A bill for an act relating to natural resources; authorizing acquisition of certain easements; proposing coding for new law in Minnesota Statutes, chapter 84.

Referred to the Committee on Environment and Natural Resources.

Senators Tomassoni, Pappas, Bakk and Stumpf introduced—

S.F. No. 1315: A bill for an act relating to taxation; individual income; providing a refundable credit for payment of principal and interest on student loans; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 290.

Referred to the Committee on Taxes.

Senators Langseth, Kelash and Senjem introduced—

S.F. No. 1316: A bill for an act relating to finance; authorizing predesign of improvements to the historic Fort Snelling Museum and Visitor Center; amending Laws 2006, chapter 258, section 23, subdivision 3, as amended.

Referred to the Committee on Finance.

Senator Lourey introduced—

S.F. No. 1317: A bill for an act relating to taxation; establishing a fire and ambulance special taxing district.

Referred to the Committee on Taxes.

Senators Sparks, Skogen, Gerlach and Vandever introduced—

S.F. No. 1318: A bill for an act relating to alcohol; clarifying that public facilities may allow noncommercial alcohol use without licenses; amending Minnesota Statutes 2008, sections 340A.101, by adding a subdivision; 340A.401; 340A.414, subdivision 1.

Referred to the Committee on Commerce and Consumer Protection.

Senators Vickerman and Frederickson introduced—

S.F. No. 1319: A bill for an act relating to capital improvements; appropriating money for floodplain management in the Minnesota River Basin; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senators Metzen and Cohen introduced—

S.F. No. 1320: A bill for an act relating to economic development; appropriating money for a grant to the Minnesota Humanities Center.

Referred to the Committee on Finance.

Senators Higgins, Foley, Murphy and Sheran introduced—

S.F. No. 1321: A bill for an act relating to civil actions; providing for wrongful death actions by domestic partners; amending Minnesota Statutes 2008, sections 3.736, subdivision 6; 466.05, subdivision 2; 573.02, subdivisions 1, 3.

Referred to the Committee on Judiciary.

Senators Pappas, Sheran and Latz introduced—

S.F. No. 1322: A bill for an act relating to higher education; establishing a summer academy and a onetime grant to help pay tuition; amending Minnesota Statutes 2008, section 136A.121, by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapter 135A.

Referred to the Committee on Finance.

Senators Sheran, Dille and Rosen introduced—

S.F. No. 1323: A bill for an act relating to environment; modifying Infectious Waste Control Act; amending Minnesota Statutes 2008, section 116.78, subdivision 4.

Referred to the Committee on Environment and Natural Resources.

Senators Vandever and Koering introduced—

S.F. No. 1324: A bill for an act relating to higher education; setting conditions on certain athletic scholarships; proposing coding for new law in Minnesota Statutes, chapter 135A.

Referred to the Committee on Higher Education.

Senators Vandever and Koch introduced—

S.F. No. 1325: A bill for an act relating to veterans; eliminating the residency requirement for a complimentary state park pass for a veteran with total and permanent service-connected disability; amending Minnesota Statutes 2008, section 85.053, subdivision 10.

Referred to the Committee on Environment and Natural Resources.

Senators Vandever and Hann introduced—

S.F. No. 1326: A bill for an act relating to education; allowing school districts to pay the costs of conducting a criminal history background check on an employee, contractor, or volunteer; amending Minnesota Statutes 2008, section 123B.03, subdivision 1.

Referred to the Committee on Education.

Senators Murphy and Koch introduced—

S.F. No. 1327: A bill for an act relating to taxation; creating a teleworking credit; providing a sales tax exemption for telework expenses; amending Minnesota Statutes 2008, section 297A.67, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 290.

Referred to the Committee on Taxes.

Senator Stumpf introduced—

S.F. No. 1328: A bill for an act relating to education; providing for early childhood education and family, kindergarten through grade 12, and adult education, including general education, education excellence, special programs, facilities and technology, nutrition and accounting, libraries, early childhood education, prevention, self-sufficiency and lifelong learning, state agencies, and technical and conforming amendments; appropriating money; amending Minnesota Statutes 2008, sections 122A.415, by adding subdivisions; 126C.10, subdivisions 2, 13a, 13b, 29, 30, 32, 33, 34, 35, 36; 126C.13, subdivision 4, by adding subdivisions; 127A.45, subdivisions 2, 3, 13, by adding a subdivision; 127A.49, subdivisions 2, 3; repealing Minnesota Statutes 2008, section 126C.10, subdivisions 13a, 13b, 29, 30, 32, 33, 34, 35, 36; Laws 2008, chapter 363, article 2, section 48.

Referred to the Committee on Finance.

Senator Frederickson introduced—

S.F. No. 1329: A bill for an act relating to the Public Facilities Authority; providing for federal use of funds allocated to the state by the American Recovery and Reinvestment Act; providing

for clean water and drinking water loans and grants; appropriating money; amending Minnesota Statutes 2008, sections 446A.07, subdivision 7; 446A.081, subdivision 8.

Referred to the Committee on Business, Industry and Jobs.

Senators Dibble, Rosen, Doll and Lynch introduced—

S.F. No. 1330: A bill for an act relating to energy; providing cost recovery for utility's renewable facilities; providing for high-efficiency utility rate options; amending Minnesota Statutes 2008, sections 216B.1645, subdivision 2a; 216B.169, subdivision 2; repealing Laws 2007, chapter 3, section 3.

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

Senator Sieben introduced—

S.F. No. 1331: A bill for an act relating to elections; changing certain absentee ballot requirements and provisions; amending Minnesota Statutes 2008, sections 203B.04, subdivisions 1, 6; 203B.05, subdivision 1; 203B.06, subdivision 3; 203B.07, subdivision 3; 203B.08, subdivisions 2, 3; 203B.12; 203B.23, subdivision 2; 203B.24, subdivision 1; 203B.26; 204B.45, subdivision 2; 204B.46; 204C.10; 204C.13, subdivision 6; 204C.27; 204C.30, by adding a subdivision; 204C.33, subdivisions 1, 3; 205.185, subdivision 3; 205A.10, subdivisions 2, 3; 206.89, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 203B; repealing Minnesota Statutes 2008, sections 203B.04, subdivision 5; 203B.10; 203B.13; 203B.25.

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

Senator Higgins introduced—

S.F. No. 1332: A bill for an act relating to public safety; expanding the challenge incarceration program; amending Minnesota Statutes 2008, sections 244.17; 244.172, subdivision 1.

Referred to the Committee on Judiciary.

Senator Berglin introduced—

S.F. No. 1333: A bill for an act relating to human services; changing eligibility requirements for medical assistance and MinnesotaCare; amending Minnesota Statutes 2008, sections 256B.056, subdivisions 3, 3c; 256L.17, subdivision 3.

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

Senator Doll introduced—

S.F. No. 1334: A bill for an act relating to early childhood education; establishing an early childhood program for at-risk four-year-olds; amending Minnesota Statutes 2008, section 124D.19, by adding a subdivision.

Referred to the Committee on Finance.

Senators Doll, Dibble, Dahle and Vandever introduced—

S.F. No. 1335: A bill for an act relating to utilities; regulating certain distributed energy resources; amending Minnesota Statutes 2008, section 216B.2411, subdivision 1.

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

Senator Bakk introduced—

S.F. No. 1336: A bill for an act relating to liquor; authorizing Carlton County to issue a wine and malt liquor license in Thomson Township.

Referred to the Committee on Commerce and Consumer Protection.

Senators Stumpf, Bakk and Koch introduced—

S.F. No. 1337: A bill for an act relating to taxation; expanding education subtraction and credit to broadband subscription expenses; providing a sales tax exemption for education-related broadband subscriptions; amending Minnesota Statutes 2008, sections 290.01, subdivision 19b; 290.0674, subdivision 1; 297A.67, subdivision 14.

Referred to the Committee on Taxes.

Senator Dibble introduced—

S.F. No. 1338: A bill for an act relating to transit; centralizing purchasing of transit vehicles and supplies, and other activities related to transit; proposing coding for new law in Minnesota Statutes, chapter 473.

Referred to the Committee on Transportation.

MOTIONS AND RESOLUTIONS - CONTINUED

Without objection, remaining on the Order of Business of Motions and Resolutions, the Senate proceeded to the Order of Business of the Calendar.

CALENDAR

S.F. No. 401: A bill for an act relating to health; modifying the definition of doula services; amending Minnesota Statutes 2008, section 148.995, subdivisions 2, 4.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson

Bakk

Bergrin

Betzold

Bonoff

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

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

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

CONSENT CALENDAR

S.F. No. 237: A bill for an act relating to state government; designating the first Sunday in October as Minnesota Fallen Firefighters Memorial Day; proposing coding for new law in Minnesota Statutes, chapter 10.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

RECESS

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

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

CALL OF THE SENATE

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

MOTIONS AND RESOLUTIONS - CONTINUED

Senator Pogemiller moved that Senate Concurrent Resolution No. 6 be taken from the table. The motion prevailed.

Senate Concurrent Resolution No. 6: A Senate concurrent resolution adopting Permanent Joint Rules of the Senate and House of Representatives.

BE IT RESOLVED, by the Senate of the State of Minnesota, the House of Representatives concurring:

The Permanent Joint Rules of the Senate and the House of Representatives for the 86th Legislature shall read as follows:

**JOINT RULES OF THE SENATE AND
HOUSE OF REPRESENTATIVES**

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ARTICLE I: JOINT CONVENTIONS

HOW GOVERNED

1.01 The Speaker of the House shall preside at all Conventions of the two houses of the Legislature and shall call the members to order. The Chief Clerk of the House shall be the Secretary and the Sergeant at Arms of the House shall be the Sergeant at Arms of the Convention.

PRESIDENT'S DUTIES

1.02 The President of the Convention shall preserve order and decorum. The President may speak on all points of order in preference to other members and shall decide questions of order, subject to an appeal to the Convention by any member. The President shall rise to put a question but may state it while seated.

PRESIDENT'S RIGHT TO VOTE

1.03 The President shall have the right to vote in all cases except appeals from the President's decisions. The President shall vote last on all questions.

STATING QUESTIONS

1.04 Questions shall be put to the Convention in the following form: "As many as are of the opinion that (the question) shall pass, say 'Aye.'" After an affirmative vote is expressed the nays shall be called as follows: "As many as are of the contrary opinion, say 'No.'" If the President is in doubt or a division is called, those in the affirmative shall rise first and those in the negative afterward.

ORDER OF DEBATE

1.05 When any member wishes to speak to the Convention on any matter, the member shall rise and respectfully address the President, and not speak further until recognized. The member shall speak only to the question under debate and avoid personal remarks. When two or more members

rise at the same time, the President shall designate the member to speak first. No member shall speak more than twice on the same question without permission of the Convention.

CALLING MEMBER TO ORDER

1.06 If any member of the Joint Convention is called to order for offensive words in debate, the member calling to order shall report the words to which exception is taken and the Secretary shall record them. No member may be called to order for any language used in debate if exception is not taken before any other member has spoken or any other business has taken place. A member called to order shall immediately sit down unless another member moves to permit the member to explain. In any case, the Joint Convention, if appealed to, shall decide without debate. Only if the decision is in favor of the member called to order shall the member be at liberty to proceed.

CALL OF THE CONVENTION

1.07 Five members may demand a call of the Convention at any time except after voting has commenced. When such a call is demanded, the doors shall be closed, the roll shall be called, the absent members shall be sent for, and no member may be permitted to leave the Chamber, unless excused by the President, until the call is lifted. Proceedings under the roll call may be suspended by a majority vote of all the members of the Convention. A call of the Convention may be lifted by a majority vote of all the members of the Convention.

ELECTIONS

1.08 In all elections by the Joint Convention, members shall vote viva voce and the roll of Senate members shall be called first. Whenever there is an election of any officer in Joint Convention, the result shall be certified by the President of the Senate and the Speaker of the House and announced by them to their respective houses. The result shall be entered in the Journal of each house and communicated to the Governor by the Secretary of the Convention.

NO SMOKING

1.09 No person is permitted to smoke in the Chamber or in the gallery during a Joint Convention.

PARLIAMENTARY PROCEDURE

1.10 The rules of the House shall be the Rules of the Joint Convention of both houses in all cases in which the foregoing rules are not applicable.

ARTICLE II: BILLS

FORM

2.01 The title of each bill shall clearly state its subject and briefly state its purpose. When a bill amends or repeals an existing act, the title shall refer to the chapter, section or subdivision.

Reference shall be made to Minnesota Statutes for the provisions appearing therein unless reference to previous session laws is required for some special reason.

Bills shall refer to Minnesota Statutes as follows:

"Minnesota Statutes, section"

Bills shall refer to the session laws as follows:

"Laws, chapter, section"

A bill for the amendment of a statute shall contain the full text of the section or subdivision to be amended as it appears in the latest edition of Minnesota Statutes unless it has been amended, in which event it shall contain the full text as amended.

The words and characters constituting the amending matter shall be inserted in the proper place in the text and underscored. The words and characters to be eliminated by the amendment shall be stricken by drawing a line through them. The text of a new section or subdivision shall also be underscored when a bill amends an existing chapter or section by adding a new section or subdivision. In the omnibus appropriation bills required by Joint Rule 2.02, sections making an appropriation or transfer and not amending a statute or session law need not have new material underscored. Before a committee favorably reports upon a bill, the chair of the committee shall see that the bill conforms to this rule. When a bill is printed in the Journal, the new matter shall be in italics or underscored and the matter to be eliminated shall be capitalized and in parentheses or stricken by drawing a line through it. A bill drafted by the Revisor of Statutes for the purposes of correcting errors in Minnesota Statutes need not comply with the provisions of this paragraph if the bill is labeled "REVISOR'S BILL" immediately below the title, and if there is attached thereto a memorandum of information explaining the reasons for the bill.

If the bill is for an original law and not for an amendment of an existing law, the sections and subdivisions shall be arranged, subdivided, and numbered in like manner as Minnesota Statutes. If such a bill assigns to the sections thereof headnotes or identification by the decimal system of numbering used in Minnesota Statutes, such headnotes and decimal identification may be submitted by standing committee chairs to the Revisor of Statutes for examination. Any such headnotes shall be capital letters enclosed in brackets, and shall be subject to the provisions of Minnesota Statutes, section 648.36.

All numbers in titles shall be expressed in figures. All numbers of section or chapter of law shall be in figures. In the body of a bill numbers in excess of ten shall be in figures, except for a special reason they may be written, but when written they shall not be followed by numbers or parentheses.

A bill may include or be accompanied by a table of contents.

A bill that repeals a statute may include or be accompanied by an appendix containing the full text of the section or subdivision repealed.

A bill containing a constitutional amendment may only contain the statutory language and changes necessary to conduct the constitutional election and to implement the constitutional amendment, should it pass. Extraneous statutory changes or additional topics may not be included in a bill proposing a constitutional amendment.

APPROPRIATING MONEY

2.02 The same bill shall not appropriate public money or property to more than one local or private purpose.

No clause appropriating money for a local or private purpose shall be contained in a bill appropriating money for the State government or public institutions.

All resolutions authorizing the issuing of abstracts by the Secretary of the Senate or the Chief Clerk of the House for the payment of money shall be upon the call of "yeas" and "nays."

DEADLINES

2.03 The Legislature shall establish by concurrent resolution deadlines for each regular session. The deadlines do not apply to the House committees on Capital Investment, Ways and Means, Taxes, or Rules and Legislative Administration, nor to the Senate committees on Capital Investment, Finance, Taxes, or Rules and Administration.

The first deadline is for committees to act favorably on bills in the house of origin.

The second deadline is for committees to act favorably on bills, or companions of bills, that met the first deadline in the other house.

A committee has until the second deadline to act favorably on a bill, or the companion of a bill, that by the first deadline was referred to a finance committee. The deadline for a committee of either house to act on a bill that has been recommended favorably by the Legislative Commission on Pensions and Retirement is the second committee deadline. The major appropriation bills are exempt from the first two deadlines.

The third deadline is for committees to act favorably on major appropriation and finance bills.

When a committee in either house acts favorably on a bill after a deadline established in the concurrent resolution, the bill must be referred in the Senate to the Committee on Rules and Administration and in the House of Representatives to the Committee on Rules and Legislative Administration for disposition. Either rules committee, when reporting a bill referred to the committee under this rule, may waive application of the rule to subsequent actions on that bill by other committees.

All bills necessary to implement the governor's budget submitted by a state agency or department must be introduced within 15 calendar days after the governor's budget was submitted. A bill introduced after that date must be referred to the Committee on Rules and Administration in the Senate or the Committee on Rules and Legislative Administration in the House of Representatives and may not be heard without the approval of that committee.

AMENDING BILLS ORIGINATING IN OTHER HOUSE

2.04 Either house shall have the power to amend any bill, memorial, or resolution passed by the other house.

RECEDING FROM POSITION

2.05 Prior to a Conference Committee on any matter, either house may recede from its position on any difference existing between the two houses. In order to recede, and if the matter is not in the possession of a house, that house shall request return of the matter from the other house. To recede, a majority of a house shall govern, except in cases otherwise provided in the Constitution. If the question is put and lost, it shall not be put again on the same day. A reconsideration of the question shall in all respects be regulated by the rules of that house.

CONFERENCE COMMITTEES

2.06 In all cases of disagreement between the Senate and House on amendments adopted by either house to a bill, memorial or resolution passed by the other house, a Conference Committee consisting of not less than three members nor more than five members from each house may be requested by either house. The other house shall appoint a similar committee.

The manner of procedure shall be as follows: The house of origin passes a bill and transmits it to the other body. If the other body adopts an amendment to the bill and passes it as amended, it shall return the bill with a record of its actions to the house of origin. If the house of origin refuses to concur in the amendment, it shall ask for a Conference Committee, appoint such a committee on its part, and transmit the bill with a record of its action to the other house. If the other house adheres to its amendment, it shall appoint a like committee and return the bill to the house of origin.

All Conference Committees shall be open to the public.

As much as practical, meetings of Conference Committees shall be announced as far in advance as possible and actions taken shall be agreed upon in an open meeting. At an agreed upon hour the Conference Committee shall meet. The members from each house shall state to the members from the other house, orally or in writing, the reason for their respective positions. The members shall confer thereon. A conference committee may not meet between the hours of midnight and 7:00 a.m., except that a committee may extend a meeting for up to one hour past midnight by a vote of two-thirds of the members appointed to the committee by each house. The chair shall rotate between the Senate and the House of Representatives at least every calendar day, Sundays and holidays excepted. The conferees shall report to their respective houses the agreement they have reached, or, if none, the fact of a disagreement.

If an agreement is reported, the house of origin shall act first upon the report. A Conference Committee report must be limited to provisions that are germane to the bill and amendments that were referred to the Conference Committee. A provision is not germane if it relates to a substantially different subject or is intended to accomplish a substantially different purpose from that of the bill and amendment that were referred to the Conference Committee.

A Conference Committee report may not appropriate a larger sum of money than the larger of the bill or the amendments that were referred to the Conference Committee unless the additional appropriation is authorized by the Speaker of the House of Representatives and the Majority Leader of the Senate.

A Conference Committee report may not delegate rulemaking to a department or agency of state government or exempt a department or agency of state government from rulemaking unless the delegation or exemption was included in either the bill or the amendment that was referred to the Conference Committee.

A Conference Committee report may not create a new commission, council, task force, board, or other body to which a member of the legislature may be appointed unless the body was created in either the bill or the amendment that was referred to the Conference Committee.

If the report is adopted and repassed as amended by the Conference Committee by the house of origin, the report, the bill and a record of its action shall be transmitted to the other house.

Except after the last Thursday on which the Legislature can meet in regular session in odd-numbered years, and after the last Thursday on which the Legislature intended, when it adopted

the concurrent resolution required by Rule 2.03, to meet in regular session in even-numbered years, a written or electronic copy of a report of a Conference Committee shall be placed on the desk of each member of a house, or delivered electronically, twelve hours before action on the report by that house. If the report has been reprinted in the Journal of either house for a preceding day and is available to the members, the Journal copy shall serve as the written report. The member presenting the Conference Committee report to the body shall disclose, either in writing or orally, the substantial changes from the bill or the amendment as they were last before the body.

ENROLLMENT AND SIGNATURE

2.07 After a bill or memorial or joint resolution has been passed by both houses, it shall be carefully and properly enrolled by the Revisor of Statutes under the direction of the Secretary of the Senate for a matter originating in the Senate or the Chief Clerk of the House for a matter originating in the House.

The enrollment shall be prepared on archival quality paper approximately 8 1/2" x 14" in size and may be produced by means of a copying machine. An enrolled bill shall be labeled "An Act" but otherwise shall be identical to the bill passed by the Legislature. Other enrollments shall be identical to the memorial or joint resolution passed by the legislature.

The Revisor of Statutes shall obtain the signatures and certificates of the proper officers to the enrollment. A joint resolution applying to the Congress of the United States to call a convention for proposing amendments to the Constitution of the United States, ratifying an amendment to the Constitution of the United States, proposing an amendment to the Minnesota Constitution, or prescribing the compensation of judges shall not be presented to the Governor for approval but shall be deposited by the Revisor of Statutes with the Secretary of State. All other enrollments shall be presented to the Governor for approval.

ARTICLE III: GENERAL PROVISIONS

SUSPENSION OF JOINT RULES

3.01 Either house may suspend the Joint Rules of the Senate and House by a vote of two-thirds of its members.

ODD YEAR SESSION ADJOURNMENT

3.02 Adjournment of the regular session in any odd-numbered year to a date certain in the following year shall be equivalent to daily adjournment, except that upon adjournment in any odd-numbered year to a date certain in the following year:

(a) Any bill being considered by a Conference Committee shall be returned to the house of origin, laid on the table, and the Conference Committee shall be discharged;

(b) Any bill referred to the Committee on Rules and Administration in the Senate or the Committee on Rules and Legislative Administration in the House pursuant to Joint Rule 2.03 shall be returned to the standing committee to which it was last previously referred; and

(c) Any bill returned by the Governor to the house of origin with the Governor's objections following the adjournment shall be laid on the table.

INTERIM COMMITTEE AND COMMISSION REPORTS

3.03 Except as otherwise provided by law, the report of any interim committee or commission to the Legislature shall be submitted on paper 8 1/2" x 11" in size, spiral bound, stapled, or punched on the left edge to fit a standard size three ring binder intended for that size paper. A brief summary of the recommendations of the commission or committee shall appear first and be clearly separated from its findings, discussions, and exhibits. If the report contains legislative recommendations, a copy of any proposed legislation, particularly if extensive in character, shall if possible be attached as an exhibit at the end of the report.

ARTICLE IV: ELECTION OF REGENTS

JOINT COMMITTEE

4.01 By ~~May 7~~ February 28 of each odd-numbered year, or at a date agreed to by concurrent resolution, a joint committee shall meet to recommend nominees for regent of the University of Minnesota to be presented to a Joint Convention of the legislature. The members of the joint committee are the members of the senate and house ~~committees~~ budget and policy divisions on higher education. A majority of the members from each house is a quorum of the joint committee.

~~The joint committee shall determine the number of persons, and the person or persons to be recommended for each open seat.~~

~~Each person recommended by the regent candidate advisory council is considered to be nominated. Other persons may be nominated by a member of the committee at the meeting. The joint committee may recommend to the joint convention candidates recommended by the advisory council and any other candidates nominated by the joint committee. Nominations may be made by committee members only. Nominations must be made for a specified congressional or student seat, or for any at-large seat. In recommending nominees, the joint committee must consider the needs of the University of Minnesota. A candidate other than one recommended by the advisory council may be nominated for consideration by the joint committee only if the nomination receives the support of at least three house of representatives members of the committee and two senate members of the committee. The joint committee may recommend no more than one candidate for each vacancy.~~

~~The roll shall be called viva voce on the recommendation of regents. A majority vote of the members of the joint committee is required for a candidate to be recommended. A candidate must receive a majority vote of members from the house of representatives and from the senate on the joint committee to be recommended to the joint convention.~~

The joint committee must meet to interview candidates and recommend candidates to the joint convention.

JOINT CONVENTION

4.02 At the Joint Convention of the Senate and House of Representatives called to elect regents, the joint committee shall report the name of the person or persons recommended for each seat. These persons are considered to be nominated. Any member of the legislature may submit additional nominations. If there is more than one at-large seat to be filled, all candidates nominated for an at-large seat are candidates for any of the at-large seats.

The roll shall be called viva voce on the election of regents. The roll must be called first on congressional district seats until they are filled, then on the student seat, and then on the at-large

seats.

Each member may cast one vote for each seat to be filled, but no more than one vote for a candidate.

The candidate for each seat receiving a majority of the votes cast must be declared elected. If there is more than one at-large seat to be filled and more than one candidate who receives a majority of the votes cast, the candidates receiving the highest number of votes must be declared elected; in case of a tie for the highest number of votes, the votes must be cast again. If no candidate receives a majority of the votes cast for a seat, on each succeeding ballot the candidate with the fewest votes must be dropped from consideration and the votes cast again until a majority vote is achieved. Any candidate with fewer than 20 votes on any ballot shall also be dropped on succeeding ballots.

Senator Pogemiller moved that Senate Concurrent Resolution No. 6 be laid on the table. The motion prevailed.

RECESS

Senator Pogemiller moved that the Senate do now recess until immediately after the conclusion of the Joint Convention to elect members of the Board of Regents of the University of Minnesota. The motion prevailed.

The Senate reconvened at the appropriate time.

CALL OF THE SENATE

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

MOTIONS AND RESOLUTIONS - CONTINUED

Senator Pogemiller moved that Senate Concurrent No. 6 be taken from the table. The motion prevailed.

Senate Concurrent Resolution No. 6: A Senate concurrent resolution adopting Permanent Joint Rules of the Senate and House of Representatives.

Senator Marty moved to amend Senate Concurrent Resolution No. 6 as follows:

Page 6, line 30, after the period, insert "From the time a conference committee is appointed until it is disbanded, any negotiations between senate and house of representatives members of the Conference Committee or senate and house of representatives staff members related to the Conference Committee or the bill referred to the conference committee must be open to the public. Explaining a provision of a bill is not negotiation unless the provision is in dispute."

Page 8, after line 18, insert:

"OPEN NEGOTIATIONS

2.08 (a) A meeting between the majority leader of the senate and the speaker of the house to set budget targets or negotiate the state budget must be open to the public.

(b) A meeting with the governor to negotiate a bill pending in the senate or house of representatives or to set budget targets or negotiate the state budget must be open to the public if the meeting includes any of the following members of the legislature:

- (1) the majority leader of the senate;
 - (2) the speaker of the house;
 - (3) the minority leader of either the senate or house of representatives; or
 - (4) the chair of a standing committee or division of the senate or house of representatives.
- (c) Explaining a provision of a bill is not negotiation unless the provision is in dispute."

Senator Marty moved to amend the Marty amendment to Senate Concurrent Resolution No. 6 as follows:

Page 1, line 8, delete "unless the provision is in dispute"

Page 1, line 21, delete "unless the provision is in"

Page 1, line 22, delete "dispute"

The motion prevailed. So the amendment to the amendment was adopted.

CALL OF THE SENATE

Senator Gerlach imposed a call of the Senate for the balance of the proceedings on Senate Concurrent Resolution No. 6. The Sergeant at Arms was instructed to bring in the absent members.

The question recurred on the Marty amendment, as amended.

Senator Pogemiller moved that those not voting be excused from voting. The motion prevailed.

The roll was called, and there were yeas 24 and nays 36, as follows:

Those who voted in the affirmative were:

Dibble	Foley	Koch	Olson, M.	Sparks
Dille	Gerlach	Koering	Pariseau	Torres Ray
Doll	Gimse	Kubly	Robling	Vandever
Erickson Ropes	Hann	Marty	Sheran	Wiger
Fobbe	Johnson	Olseen	Sieben	

Those who voted in the negative were:

Bakk	Dahle	Lourey	Prettner Solon	Skogen
Berglin	Day	Lynch	Rest	Stumpf
Betzold	Frederickson	Metzen	Rosen	Tomassoni
Bonoff	Higgins	Moua	Rummel	Vickerman
Carlson	Ingebrigtsen	Murphy	Saltzman	
Chaudhary	Kelash	Olson, G.	Saxhaug	
Clark	Langseth	Pappas	Senjem	
Cohen	Latz	Pogemiller	Skoe	

The motion did not prevail. So the Marty amendment, as amended, was not adopted.

Senator Senjem moved to amend Senate Concurrent Resolution No. 6 as follows:

Page 5, delete lines 3 to 6

The question was taken on the adoption of the amendment.

Senator Pogemiller moved that those not voting be excused from voting. The motion prevailed.

The roll was called, and there were yeas 19 and nays 40, as follows:

Those who voted in the affirmative were:

Day	Gimse	Koch	Ortman	Saltzman
Dille	Hann	Koering	Pariseau	Senjem
Doll	Ingebrigtsen	Michel	Robling	Tomassoni
Gerlach	Johnson	Olson, G.	Rosen	

Those who voted in the negative were:

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

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

Senator Senjem moved to amend Senate Concurrent Resolution No. 6 as follows:

Page 6, delete lines 3 to 7

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

Senator Robling moved to amend Senate Concurrent Resolution No. 6 as follows:

Page 10, after line 19, insert:

"ARTICLE V: BUDGET TARGETS

5.01 At least 14 days after the last state general fund revenue and expenditure forecast for the next fiscal biennium becomes available during the regular session in the odd-numbered year, targets for the general fund budget must be publicly announced by the Senate for Senate bills and House of Representatives for House bills.

5.02 The major tax and appropriation bills in the Senate are:

- (1) the omnibus tax bill;
- (2) the E-12 education appropriations bill;
- (3) the higher education appropriations bill;
- (4) the health and human services appropriations bill;
- (5) the economic development and housing appropriations bill;

- (6) the environment, energy, and natural resources appropriations bill;
- (7) the agriculture and veterans appropriations bill;
- (8) the public safety appropriations bill;
- (9) the judiciary appropriations bill;
- (10) the state government appropriations bill;
- (11) the transportation appropriations bill; and
- (12) the omnibus capital investment bill.

5.03 The major tax and appropriation bills in the House of Representatives are:

- (1) the higher education and work force development finance bill;
- (2) the K-12 education finance bill;
- (3) the early childhood finance bill;
- (4) the agriculture, rural economies, and veterans affairs finance bill;
- (5) the environment and natural resources finance bill;
- (6) the health care and human services finance bill;
- (7) the state government finance bill;
- (8) the transportation finance bill;
- (9) the public safety finance bill;
- (10) the cultural and outdoor resources finance bill;
- (11) the energy finance bill;
- (12) the housing and public health finance bill;
- (13) the capital investment bill; and
- (14) the tax bill."

The question was taken on the adoption of the amendment.

Senator Pogemiller moved that those not voting be excused from voting. The motion prevailed.

The roll was called, and there were yeas 18 and nays 43, as follows:

Those who voted in the affirmative were:

Day	Gimse	Koch	Ortman	Senjem
Dille	Hann	Koering	Pariseau	Vandever
Frederickson	Ingebrigtsen	Michel	Robling	
Gerlach	Johnson	Olson, G.	Rosen	

Those who voted in the negative were:

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

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

Senator Pogemiller moved the adoption of Senate Concurrent Resolution No. 6.

The question was taken on the adoption of the resolution.

Senator Pogemiller moved that those not voting be excused from voting. The motion prevailed.

The roll was called, and there were yeas 51 and nays 9, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Gerlach	Ingebrigtsen	Koch	Ortman	Senjem
Hann	Johnson	Michel	Robling	

The motion prevailed. So the resolution was adopted.

MOTIONS AND RESOLUTIONS - CONTINUED

Senator Betzold moved that S.F. No. 1224 be withdrawn from the Committee on Finance and re-referred to the Committee on Judiciary. The motion prevailed.

Senator Bakk moved that S.F. No. 913 be withdrawn from the Committee on Finance and re-referred to the Committee on State and Local Government Operations and Oversight. The motion prevailed.

MEMBERS EXCUSED

Senators Fischbach, Jungbauer, Limmer and Scheid were excused from the Session of today. Senator Vandever was excused from the Session of today from 12:45 to 2:30 p.m. Senator Anderson was excused from the Session of today at 2:30 p.m. Senator Berglin was excused from the Session of today at 3:00 p.m.

ADJOURNMENT

Senator Pogemiller moved that the Senate do now adjourn until 11:00 a.m., Thursday, March 12, 2009. The motion prevailed.

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

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