

STATE OF MINNESOTA

EIGHTY-SECOND SESSION — 2002

SEVENTY-NINTH DAY

SAINT PAUL, MINNESOTA, THURSDAY, MARCH 7, 2002

The House of Representatives convened at 3:00 p.m. and was called to order by Steve Sviggum, Speaker of the House.

Prayer was offered by Pastor Robert Nieuwendorp, Celebration Community Church, Montrose, Minnesota.

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

The Speaker called Finseth to the Chair.

The roll was called and the following members were present:

Abeler	Dibble	Hilstrom	Larson	Osskopp	Solberg
Abrams	Dorman	Hilty	Leighton	Osthoff	Stanek
Anderson, B.	Dorn	Holberg	Lenczewski	Otremba	Stang
Anderson, I.	Eastlund	Holsten	Leppik	Ozment	Swapinski
Bakk	Entenza	Howes	Lieder	Paulsen	Swenson
Bernardy	Erhardt	Huntley	Lindner	Pawlenty	Sykora
Biernat	Erickson	Jacobson	Lipman	Paymar	Thompson
Bishop	Evans	Jaros	Mares	Pelowski	Tingelstad
Blaine	Finseth	Jennings	Mariani	Penas	Tuma
Boudreau	Folliard	Johnson, J.	Marko	Peterson	Vandever
Bradley	Fuller	Johnson, R.	Marquart	Rhodes	Wagenius
Buesgens	Gerlach	Johnson, S.	McElroy	Rifenberg	Walker
Carlson	Gleason	Juhnke	McGuire	Rukavina	Walz
Cassell	Goodno	Kahn	Milbert	Ruth	Wasiluk
Clark, J.	Goodwin	Kalis	Molnau	Schumacher	Westerberg
Clark, K.	Gray	Kelliher	Mulder	Seagren	Westrom
Daggett	Greiling	Kielkucki	Mullery	Seifert	Wilkin
Davids	Gunther	Knoblach	Murphy	Sertich	Winter
Davnie	Haas	Koskinen	Ness	Skoe	Wolf
Dawkins	Hackbarth	Krinkie	Nornes	Skoglund	Workman
Dehler	Harder	Kubly	Olson	Slawik	Spk. Sviggum
Dempsey	Hausman	Kuisle	Opatz	Smith	

A quorum was present.

Mahoney was excused.

Pugh was excused until 4:15 p.m.

The Chief Clerk proceeded to read the Journal of the preceding day. Jacobson moved that further reading of the Journal be suspended and that the Journal be approved as corrected by the Chief Clerk. The motion prevailed.

REPORTS OF CHIEF CLERK

S. F. No. 2573 and H. F. No. 2748, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Westrom moved that the rules be so far suspended that S. F. No. 2573 be substituted for H. F. No. 2748 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 2590 and H. F. No. 2753, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Hilty moved that the rules be so far suspended that S. F. No. 2590 be substituted for H. F. No. 2753 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 2814 and H. F. No. 3240, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Clark, J., moved that S. F. No. 2814 be substituted for H. F. No. 3240 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 2834 and H. F. No. 3074, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Ruth moved that S. F. No. 2834 be substituted for H. F. No. 3074 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 3045 and H. F. No. 3373, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Stanek moved that the rules be so far suspended that S. F. No. 3045 be substituted for H. F. No. 3373 and that the House File be indefinitely postponed. The motion prevailed.

PETITIONS AND COMMUNICATIONS

The following communication was received:

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

The Honorable Steve Sviggum
Speaker of the House of Representatives

The Honorable Don Samuelson
President of the Senate

I have the honor to inform you that the following enrolled Act of the 2002 Session of the State Legislature has been received from the Office of the Governor and is deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Time and Date Approved 2002</i>	<i>Date Filed 2002</i>
1471		223	2:30 p.m. March 5	March 5

Sincerely,

MARY KIFFMEYER
Secretary of State

REPORTS OF STANDING COMMITTEES

Dauids from the Committee on Commerce, Jobs and Economic Development to which was referred:

H. F. No. 1800, A bill for an act relating to liquor; authorizing the cities of Minneapolis, St. Paul, Duluth, and Bloomington to adopt ordinances authorizing on-sales at hotels during certain hours; exempting certain sales from on-sale hours restrictions; amending Minnesota Statutes 2000, section 340A.504, by adding subdivisions.

Reported the same back with the recommendation that the bill be re-referred to the Committee on Rules and Legislative Administration without further recommendation.

The report was adopted.

McElroy from the Committee on Jobs and Economic Development Finance to which was referred:

H. F. No. 2561, A bill for an act relating to finance; authorizing the Minneapolis park and recreation board to lease certain property for the repayment of certain state bond expenditures.

Reported the same back with the recommendation that the bill pass and be re-referred to the Committee on Capital Investment.

The report was adopted.

McElroy from the Committee on Jobs and Economic Development Finance to which was referred:

H. F. No. 2719, A bill for an act relating to higher education; providing for registration of agents of student athletes; defining terms; providing penalties and remedies; appropriating money; proposing coding for new law as Minnesota Statutes, chapter 81A.

Reported the same back with the following amendments:

Page 12, line 1, delete "to the prevailing"

Page 12, line 2, delete "party"

Page 13, line 18, delete "\$....." and insert "\$9,000"

With the recommendation that when so amended the bill pass and be re-referred to the Committee on Ways and Means.

The report was adopted.

Davids from the Committee on Commerce, Jobs and Economic Development to which was referred:

H. F. No. 2750, A bill for an act relating to economic development; providing extra unemployment benefits for certain workers laid off from the airline and related industries.

Reported the same back with the following amendments:

Page 1, line 9, after "applicant" insert ":

(1)"

Page 1, line 15, after "airport" insert "; or

(2) who was laid off on or after January 1, 2002, due to lack of work from Fingerhut Companies, Incorporated"

Page 1, line 18, after "applicant" insert "described under subdivision 1, clause (1),"

Page 1, line 20, before "if" insert "and an applicant described under subdivision 1, clause (2), is eligible to receive extra unemployment benefits under this section for any week through January 3, 2004,"

Page 3, line 3, delete "March 15, 2003" and insert "January 3, 2004"

Page 3, after line 5, insert:

"Sec. 2. [REPEALER.]

Minnesota Statutes 2000, section 268.085, subdivision 8, is repealed."

Page 3, line 6, delete "2" and insert "3"

Page 3, line 8, after the period, insert "Section 2 is effective the day following final enactment."

Amend the title as follows:

Page 1, line 4, after "from" insert "Fingerhut Companies, Incorporated, and from" and before the period, insert "; removing eligibility restrictions to receive unemployment benefits for certain school contractors; repealing Minnesota Statutes 2000, section 268.085, subdivision 8"

With the recommendation that when so amended the bill pass and be re-referred to the Committee on Jobs and Economic Development Finance.

The report was adopted.

Krinkie from the Committee on State Government Finance to which was referred:

H. F. No. 2968, A bill for an act relating to state government; providing four percent salary decreases for legislators and constitutional officers until June 30, 2004.

Reported the same back with the recommendation that the bill pass and be re-referred to the Committee on Ways and Means.

The report was adopted.

McElroy from the Committee on Jobs and Economic Development Finance to which was referred:

H. F. No. 3169, A bill for an act relating to housing; specifying certain discretionary municipal subdivision authority; providing for housing fiscal impact notes; amending Minnesota Statutes 2000, section 462.358, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 462.

Reported the same back with the recommendation that the bill pass.

The report was adopted.

Dauids from the Committee on Commerce, Jobs and Economic Development to which was referred:

H. F. No. 3206, A bill for an act relating to occupational safety and health; eliminating certain responsibilities of the commissioner of health; increasing penalty limits for certain violations; amending Minnesota Statutes 2000, sections 182.65, subdivision 2; 182.656, subdivision 1; 182.666, subdivision 2.

Reported the same back with the recommendation that the bill pass.

The report was adopted.

Dauids from the Committee on Commerce, Jobs and Economic Development to which was referred:

H. F. No. 3324, A bill for an act relating to housing; affordable housing; providing for accessory dwelling units; requiring municipalities to report separate permit totals for certain types of residential units; amending Minnesota Statutes 2000, sections 462.352, by adding a subdivision; 462.357, by adding a subdivision; 462A.33, by adding a subdivision; Minnesota Statutes 2001 Supplement, section 16B.685.

Reported the same back with the recommendation that the bill be re-referred to the Committee on Rules and Legislative Administration without further recommendation.

The report was adopted.

Davids from the Committee on Commerce, Jobs and Economic Development to which was referred:

H. F. No. 3340, A bill for an act relating to energy; requiring prevailing wage to be paid on certain energy projects; proposing coding for new law in Minnesota Statutes, chapter 177.

Reported the same back with the recommendation that the bill pass and be re-referred to the Committee on Taxes.

The report was adopted.

Davids from the Committee on Commerce, Jobs and Economic Development to which was referred:

H. F. No. 3614, A bill for an act relating to landlords and tenants; providing for residential tenant reports; increasing a penalty; amending Minnesota Statutes 2000, sections 504B.173, subdivision 4; 504B.245; proposing coding for new law in Minnesota Statutes, chapter 504B.

Reported the same back with the recommendation that the bill be re-referred to the Committee on Rules and Legislative Administration without further recommendation.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 3169 and 3206 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 2573, 2590, 2814, 2834 and 3045 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Rifenberg and Dempsey introduced:

H. F. No. 3669, A bill for an act relating to taxation; property tax; establishing a classification for certain places of lodging that are owner-occupied and owner-operated; amending Minnesota Statutes 2001 Supplement, section 273.13, subdivision 25.

The bill was read for the first time and referred to the Committee on Taxes.

Tuma introduced:

H. F. No. 3670, A bill for an act relating to habitual truancy; providing that there is no right to counsel at public expense in child in need of protection or services cases if the sole basis for the petition is habitual truancy; amending Minnesota Statutes 2000, section 260C.163, subdivision 3, as amended; Minnesota Statutes 2001 Supplement, sections 260B.007, subdivision 16, as amended; 260C.141, subdivision 3, as amended.

The bill was read for the first time and referred to the Committee on Crime Prevention.

Abeler, Tingelstad and Bernardy introduced:

H. F. No. 3671, A bill for an act relating to taxation; providing a valuation exclusion for certain improvements to commercial property; amending Minnesota Statutes 2000, section 273.11, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Taxes.

Abeler and Huntley introduced:

H. F. No. 3672, A bill for an act relating to professions; providing for a clinical nurse specialist waiver; amending Minnesota Statutes 2001 Supplement, section 148.284.

The bill was read for the first time and referred to the Committee on Health and Human Services Policy.

Smith introduced:

H. F. No. 3673, A bill for an act relating to higher education; providing for funding accountability; proposing coding for new law in Minnesota Statutes, chapter 135A.

The bill was read for the first time and referred to the Committee on Higher Education Finance.

Smith introduced:

H. F. No. 3674, A bill for an act relating to taxation; providing that certain property leased to school districts is exempt from taxation; amending Minnesota Statutes 2000, section 272.02, subdivision 42.

The bill was read for the first time and referred to the Committee on Taxes.

Anderson, I., introduced:

H. F. No. 3675, A bill for an act relating to tax; property; decreasing the class rate on certain agricultural homestead property; amending Minnesota Statutes 2001 Supplement, section 273.13, subdivision 23.

The bill was read for the first time and referred to the Committee on Taxes.

Rifenberg and Dempsey introduced:

H. F. No. 3676, A bill for an act relating to taxation; providing for property tax classification of property used as a bed and breakfast lodging facility; amending Minnesota Statutes 2001 Supplement, section 273.13, subdivision 22.

The bill was read for the first time and referred to the Committee on Taxes.

Stanek and Tuma introduced:

H. F. No. 3677, A bill for an act relating to motor vehicles; authorizing issuance of special "United We Stand" license plates; creating a Minnesota antiterrorism account and requiring annual contributions as a condition of using the special license plates; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 168.

The bill was read for the first time and referred to the Committee on Transportation Finance.

MESSAGES FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 3154, 3347, 2971, 3109, 3244 and 2592.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 3154, A bill for an act relating to occupational safety and health; eliminating certain responsibilities of the commissioner of health; increasing penalty limits for certain violations; amending Minnesota Statutes 2000, sections 182.65, subdivision 2; 182.656, subdivision 1; 182.666, subdivision 2.

The bill was read for the first time.

McElroy moved that S. F. No. 3154 and H. F. No. 3206, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 3347, A resolution Urging Congress to ensure replacement of Indian trust land in the event of a nuclear incident at Prairie Island.

The bill was read for the first time and referred to the Committee on Governmental Operations and Veterans Affairs Policy.

S. F. No. 2971, A bill for an act relating to state government; state procurement; codifying references relating to competitive bidding for building and construction contracts; amending Minnesota Statutes 2000, section 16C.25; proposing coding for new law in Minnesota Statutes, chapter 16C.

The bill was read for the first time.

Lipman moved that S. F. No. 2971 and H. F. No. 3133, now on the Calendar for the Day, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 3109, A bill for an act relating to public safety; permitting municipal police departments to utilize black patrol vehicles; striking references to constables in the law addressing the color of police vehicles; amending Minnesota Statutes 2000, section 169.98, subdivisions 1, 1a, 1b, 3.

The bill was read for the first time.

Stanek moved that S. F. No. 3109 and H. F. No. 3362, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 3244, A bill for an act relating to evidence; authorizing electronic signature on certain laboratory blood sample reports; amending Minnesota Statutes 2000, section 634.15, subdivision 1.

The bill was read for the first time.

Tuma moved that S. F. No. 3244 and H. F. No. 2842, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2592, A bill for an act relating to insurance; authorizing the reorganization of a mutual insurance holding company into a stock company; modifying accounting provisions for certain ceding transactions; amending Minnesota Statutes 2000, sections 60A.075; 60A.09, subdivision 5.

The bill was read for the first time.

Entenza moved that S. F. No. 2592 and H. F. No. 2763, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Pawlenty from the Committee on Rules and Legislative Administration, pursuant to rule 1.21, designated the following bills to be placed on the Calendar for the Day for Thursday, March 7, 2002:

H. F. Nos. 2933, 2796, 2643, 3125, 2766, 2884, 2792, 2570, 2813, 2531, 3189, 3275, 3133 and 1097.

CALENDAR FOR THE DAY

H. F. No. 2933 was reported to the House.

Stang moved that H. F. No. 2933 be temporarily laid over on the Calendar for the Day. The motion prevailed.

H. F. No. 2796, A bill for an act relating to local government; authorizing the city of Minneapolis to construct a new asphalt plant as part of a joint venture with a private enterprise; requiring local approval.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 127 yeas and 4 nays as follows:

Those who voted in the affirmative were:

Abeler	Dorn	Holberg	Leppik	Ozment	Swapinski
Abrams	Eastlund	Holsten	Lieder	Paulsen	Swenson
Anderson, I.	Entenza	Howes	Lindner	Pawlenty	Sykora
Bakk	Erhardt	Huntley	Lipman	Paymar	Thompson
Bernardy	Erickson	Jacobson	Mares	Pelowski	Tingelstad
Biernat	Evans	Jaros	Mariani	Penas	Tuma
Bishop	Finseth	Jennings	Marko	Peterson	Vandever
Blaine	Folliard	Johnson, J.	Marquart	Rhodes	Wagenius
Boudreau	Fuller	Johnson, R.	McElroy	Rifenberg	Walker
Bradley	Gerlach	Johnson, S.	McGuire	Rukavina	Walz
Carlson	Gleason	Juhnke	Milbert	Ruth	Wasiluk
Cassell	Goodno	Kahn	Molnau	Schumacher	Westerberg
Clark, J.	Goodwin	Kalis	Mulder	Seagren	Westrom
Clark, K.	Gray	Kelliher	Mullery	Seifert	Wilkin
Daggett	Greiling	Kielkucki	Murphy	Sertich	Winter
Davids	Gunther	Knoblach	Ness	Skoe	Wolf
Davnie	Haas	Koskinen	Nornes	Skoglund	Spk. Sviggum
Dawkins	Hackbarth	Kubly	Olson	Slawik	
Dehler	Harder	Kuise	Opatz	Smith	
Dempsey	Hausman	Larson	Osskopp	Solberg	
Dibble	Hilstrom	Leighton	Osthoff	Stanek	
Dorman	Hilty	Lenczewski	Otremba	Stang	

Those who voted in the negative were:

Anderson, B.	Buesgens	Krinkie	Workman
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The bill was passed and its title agreed to.

The Speaker resumed the Chair.

H. F. No. 2643, A bill for an act relating to motor vehicles; authorizing sale of unauthorized, impounded vehicles within 15 days of notice unless owner declares intent to reclaim; amending Minnesota Statutes 2000, section 168B.051, subdivisions 1a, 2.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called.

Pursuant to rule 2.05, the Speaker excused Hilstrom from voting on final passage of H. F. No. 2643.

There were 39 yeas and 91 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Dehler	Hackbarth	Lindner	Ozment	Westerberg
Bishop	Dempsey	Holberg	Lipman	Penas	Westrom
Bradley	Dorman	Holsten	McElroy	Stang	Workman
Buesgens	Erickson	Johnson, J.	Molnau	Swenson	Spk. Sviggum
Cassell	Finseth	Juhnke	Mulder	Tuma	
Clark, J.	Fuller	Krinkie	Olson	Vandever	
Davids	Gerlach	Kuisle	Osskopp	Walz	

Those who voted in the negative were:

Abeler	Entenza	Jacobson	Lieder	Paymar	Stanek
Abrams	Erhardt	Jaros	Mares	Pelowski	Swapinski
Anderson, I.	Evans	Jennings	Mariani	Peterson	Sykora
Bakk	Folliard	Johnson, R.	Marko	Rhodes	Thompson
Bernardy	Gleason	Johnson, S.	Marquart	Rifenberg	Tingelstad
Biernat	Goodno	Kahn	McGuire	Rukavina	Wagenius
Blaine	Goodwin	Kalis	Milbert	Ruth	Walker
Boudreau	Gray	Kelliher	Mullery	Schumacher	Wasiluk
Carlson	Greiling	Kielkucki	Murphy	Seagren	Wilkin
Clark, K.	Gunther	Knoblach	Ness	Seifert	Winter
Daggett	Haas	Koskinen	Nornes	Sertich	Wolf
Davnie	Harder	Kubly	Opatz	Skoe	
Dawkins	Hausman	Larson	Osthoff	Skoglund	
Dibble	Hilty	Leighton	Otremba	Slawik	
Dorn	Howes	Lenczewski	Paulsen	Smith	
Eastlund	Huntley	Leppik	Pawlenty	Solberg	

The bill was not passed.

MOTION FOR RECONSIDERATION

Pawlenty moved that the vote whereby H. F. No. 2643 was not passed be now reconsidered.

A roll call was requested and properly seconded.

The question was taken on the Pawlenty motion and the roll was called.

Pursuant to rule 2.05, the Speaker excused Hilstrom from voting on any actions relating to H. F. No. 2643.

There were 114 yeas and 14 nays as follows:

Those who voted in the affirmative were:

Abeler	Bakk	Boudreau	Carlson	Clark, K.	Davnie
Abrams	Bishop	Bradley	Cassell	Daggett	Dehler
Anderson, B.	Blaine	Buesgens	Clark, J.	Davids	Dempsey

Dibble	Hackbarth	Kielkucki	McGuire	Penas	Swapinski
Dorman	Harder	Knoblach	Milbert	Peterson	Swenson
Dorn	Hausman	Krinkie	Molnau	Rhodes	Sykora
Eastlund	Hilty	Kubly	Mulder	Rifenberg	Tingelstad
Entenza	Holberg	Kuisle	Mullery	Rukavina	Tuma
Erhardt	Holsten	Larson	Ness	Ruth	Vandever
Erickson	Howes	Leighton	Nornes	Seagren	Wagenius
Evans	Huntley	Lenczewski	Olson	Seifert	Walz
Finseth	Jacobson	Leppik	Opatz	Sertich	Wasiluk
Folliard	Jaros	Lieder	Osskopp	Skoe	Westerberg
Fuller	Jennings	Lindner	Otremba	Skoglund	Westrom
Gerlach	Johnson, J.	Lipman	Ozment	Slawik	Wilkin
Goodno	Johnson, R.	Mares	Paulsen	Smith	Winter
Gray	Juhnke	Mariani	Pawlenty	Solberg	Wolf
Gunther	Kahn	Marquart	Paymar	Stanek	Workman
Haas	Kelliher	McElroy	Pelowski	Stang	Spk. Sviggum

Those who voted in the negative were:

Anderson, I.	Gleason	Johnson, S.	Murphy	Thompson
Bernardy	Goodwin	Koskinen	Osthoff	Walker
Biernat	Greiling	Marko	Schumacher	

The motion prevailed.

Pawlenty moved that H. F. No. 2643 be returned to the General Register. The motion prevailed.

H. F. No. 2933, which was temporarily laid over earlier today on the Calendar for the Day, was again reported to the House.

Stang moved that H. F. No. 2933 be continued on the Calendar for the Day. The motion prevailed.

H. F. No. 3125 was reported to the House.

Wolf, Jennings, Gunther and Davids moved to amend H. F. No. 3125, the first engrossment, as follows:

Page 2, after line 3, insert:

"Sec. 2. [237.101] [ELECTRONIC BILLING.]

A telephone company may provide a customer's periodic account statement to the customer in electronic format in lieu of paper format if the customer has authorized the electronic format in writing."

Renumber the sections in sequence and correct internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Cassell, Wolf, Jennings and Gunther moved to amend H. F. No. 3125, the first engrossment, as amended, as follows:

Page 3, after line 9, insert:

"Sec. 5. [JOINT VENTURE AUTHORITY.]

(a) The city of Alexandria may enter into a joint venture with Runestone Telephone Association and Runestone Electric Association for the purpose of providing local niche service, including internet services, and point to point transmission of digital information.

(b) For purposes of this section, with respect to the services described in paragraph (a), the city of Alexandria and a joint venture to which it is a party shall have the rights and authority granted by, and be subject to, Minnesota Statutes 2001 Supplement, section 452.25, except for the provisions of that section which relate specifically and only to electric utilities.

(c) For the purposes of this section, "local niche service" refers to point-to-point connections between end-user locations within a service area and any telecommunications services under the public utilities commission's jurisdiction under Minnesota Statutes, chapter 237 that do not fall within the definition of local service or the definition of interexchange service.

Sec. 6. [EFFECTIVE DATE; LOCAL APPROVAL.]

Section 5 is effective as to the city of Alexandria the day after the city of Alexandria's governing body and its chief clerical officer timely completes their compliance with Minnesota Statutes, section 645.021, subdivisions 2 and 3."

Renumber the sections in sequence and correct internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Anderson, I., moved to amend H. F. No. 3125, the first engrossment, as amended, as follows:

Page 3, after line 9, insert:

"Sec. 5. [237.664] [NO LONG DISTANCE CHARGE FOR CALL WITHIN SCHOOL DISTRICT.]

Notwithstanding any law, rule, or order to the contrary, no provider of long distance telephone service may charge a toll, or impose any extra charge of any kind, for telephone calls originating and terminating within any single school district in the state. For purposes of this section, if two or more local telephone exchanges provide local telephone service wholly or partially within a school district, the entire school district is deemed to be within the local calling area of each of those exchanges."

Amend the title as follows:

Page 1, line 8, after the semicolon, insert "prohibiting toll charges for telephone calls originating and terminating within a school district;"

Page 1, line 12, before the period, insert "; proposing coding for new law in Minnesota Statutes, chapter 237"

A roll call was requested and properly seconded.

Milbert was excused between the hours of 3:45 p.m. and 4:55 p.m.

The question was taken on the Anderson, I., amendment and the roll was called. There were 61 yeas and 68 nays as follows:

Those who voted in the affirmative were:

Anderson, I.	Evans	Jennings	Lenczewski	Paymar	Swapinski
Bakk	Folliard	Johnson, R.	Lieder	Pelowski	Thompson
Bernardy	Gleason	Johnson, S.	Mariani	Peterson	Wagenius
Biernat	Goodwin	Juhnke	Marko	Rukavina	Walker
Carlson	Gray	Kahn	Marquart	Schumacher	Wasiluk
Clark, K.	Greiling	Kalis	McGuire	Sertich	Winter
Davnie	Hausman	Kelliher	Mullery	Skoe	
Dawkins	Hilstrom	Koskinen	Murphy	Skoglund	
Dibble	Hilty	Kubly	Opatz	Slawik	
Dorn	Huntley	Larson	Osthoff	Smith	
Entenza	Jaros	Leighton	Otremba	Solberg	

Those who voted in the negative were:

Abeler	Dehler	Hackbarth	Lindner	Penas	Vandever
Abrams	Dempsey	Harder	Lipman	Rhodes	Walz
Anderson, B.	Dorman	Holberg	Mares	Rifenberg	Westerberg
Bishop	Eastlund	Holsten	McElroy	Ruth	Westrom
Blaine	Erhardt	Howes	Molnau	Seagren	Wilkin
Boudreau	Erickson	Jacobson	Mulder	Seifert	Wolf
Bradley	Finseth	Johnson, J.	Nornes	Stanek	Workman
Buesgens	Fuller	Kielkucki	Olson	Stang	Spk. Sviggum
Cassell	Gerlach	Knoblach	Osskopp	Swenson	
Clark, J.	Goodno	Krinkie	Ozment	Sykora	
Daggett	Gunther	Kuisle	Paulsen	Tingelstad	
Davids	Haas	Leppik	Pawlenty	Tuma	

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

Jennings and Wolf moved to amend H. F. No. 3125, the first engrossment, as amended, as follows:

Page 1, delete lines 14 to 29

Page 2, delete lines 1 to 3

Renumber the sections in sequence and correct internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

H. F. No. 3125, A bill for an act relating to telecommunications; authorizing periodic account statements in electronic format; changing name of telecommunications access for communication-impaired persons program to telecommunications access Minnesota program; modifying and clarifying provisions for contracting the telecommunication relay system; allowing the city of Alexandria to enter into a joint venture; amending Minnesota Statutes 2000, section 237.52, subdivision 1; Minnesota Statutes 2001 Supplement, sections 237.51, subdivision 1; 237.54, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 237.

The bill was read for the third time, as amended, and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 130 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler	Dibble	Hilstrom	Larson	Osthoff	Stanek
Abrams	Dorman	Hilty	Leighton	Otremba	Stang
Anderson, B.	Dorn	Holberg	Lenczewski	Ozment	Swapinski
Anderson, I.	Eastlund	Holsten	Leppik	Paulsen	Swenson
Bakk	Entenza	Howes	Lieder	Pawlenty	Sykora
Bernardy	Erhardt	Huntley	Lindner	Paymar	Thompson
Biernat	Erickson	Jacobson	Lipman	Pelowski	Tingelstad
Bishop	Evans	Jaros	Mares	Penas	Tuma
Blaine	Finseth	Jennings	Mariani	Peterson	Vandever
Boudreau	Folliard	Johnson, J.	Marko	Rhodes	Wagenius
Bradley	Fuller	Johnson, R.	Marquart	Rifenberg	Walker
Buesgens	Gerlach	Johnson, S.	McElroy	Rukavina	Walz
Carlson	Gleason	Juhnke	McGuire	Ruth	Wasiluk
Cassell	Goodno	Kahn	Molnau	Schumacher	Westerberg
Clark, J.	Goodwin	Kalis	Mulder	Seagren	Westrom
Clark, K.	Gray	Kelliher	Mullery	Seifert	Wilkin
Daggett	Greiling	Kielkucki	Murphy	Sertich	Winter
Davids	Gunther	Knoblach	Ness	Skoe	Wolf
Davnie	Haas	Koskinen	Nornes	Skoglund	Workman
Dawkins	Hackbarth	Krinkie	Olson	Slawik	Spk. Sviggum
Dehler	Harder	Kubly	Opatz	Smith	
Dempsey	Hausman	Kuisle	Osskopp	Solberg	

The bill was passed, as amended, and its title agreed to.

H. F. No. 2766, A bill for an act relating to motor vehicle fuel franchises; removing an expiration date; amending Minnesota Statutes 2001 Supplement, section 80C.147.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 130 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler	Anderson, I.	Biernat	Boudreau	Carlson	Clark, K.
Abrams	Bakk	Bishop	Bradley	Cassell	Daggett
Anderson, B.	Bernardy	Blaine	Buesgens	Clark, J.	Davids

Davnie	Gray	Juhnke	Marko	Pelowski	Swenson
Dawkins	Greiling	Kahn	Marquart	Penas	Sykora
Dehler	Gunther	Kalis	McElroy	Peterson	Thompson
Dempsey	Haas	Kelliher	McGuire	Rhodes	Tingelstad
Dibble	Hackbarth	Kielkucki	Molnau	Rifenberg	Tuma
Dorman	Harder	Knoblach	Mulder	Rukavina	Vandever
Dorn	Hausman	Koskinen	Mullery	Ruth	Wagenius
Eastlund	Hilstrom	Krinkie	Murphy	Schumacher	Walker
Entenza	Hilty	Kubly	Ness	Seagren	Walz
Erhardt	Holberg	Kuisle	Nornes	Seifert	Wasiluk
Erickson	Holsten	Larson	Olson	Sertich	Westerberg
Evans	Howes	Leighton	Opatz	Skoe	Westrom
Finseth	Huntley	Lenczewski	Osskopp	Skoglund	Wilkin
Folliard	Jacobson	Leppik	Osthoff	Slawik	Winter
Fuller	Jaros	Lieder	Otremba	Smith	Wolf
Gerlach	Jennings	Lindner	Ozment	Solberg	Workman
Gleason	Johnson, J.	Lipman	Paulsen	Stanek	Spk. Sviggum
Goodno	Johnson, R.	Mares	Pawlenty	Stang	
Goodwin	Johnson, S.	Mariani	Paymar	Swapinski	

The bill was passed and its title agreed to.

H. F. No. 2884 was reported to the House.

Mulder moved to amend H. F. No. 2884, the first engrossment, as follows:

Page 2, line 6, after "(b)" insert "Notwithstanding any other law to the contrary, if a person found guilty of a violation of a weight limit imposed under this section or sections 169.825, 169.832 to 169.851, or 169.87 is also found by the court to have knowingly and contemporaneously attempted to evade a fixed weigh station or to otherwise avoid weighing by means of stationary scales under section 169.85 or other law, the court shall impose a penalty of twice the amount otherwise authorized under paragraph (a).

(c)"

Page 2, line 18, delete "(c)" and insert "(d)"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

H. F. No. 2884, A bill for an act relating to traffic regulations; modifying imposition of civil fine for excessive gross weight; amending Minnesota Statutes 2000, sections 169.871, subdivision 1; 169.872, subdivision 1, by adding a subdivision.

The bill was read for the third time, as amended, and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 94 yeas and 36 nays as follows:

Those who voted in the affirmative were:

Abeler	Dempsey	Holberg	Lindner	Pelowski	Swenson
Anderson, B.	Dorman	Holsten	Lipman	Penas	Sykora
Anderson, I.	Dorn	Howes	Mares	Peterson	Thompson
Bakk	Eastlund	Jacobson	Marquart	Pugh	Tingelstad
Bernardy	Entenza	Jaros	McElroy	Rhodes	Tuma
Bishop	Erhardt	Johnson, J.	Molnau	Rifenberg	Vandever
Blaine	Erickson	Juhnke	Mulder	Rukavina	Walz
Boudreau	Finseth	Kielkucki	Ness	Ruth	Wasiluk
Bradley	Fuller	Knoblach	Nornes	Schumacher	Westerberg
Buesgens	Gerlach	Krinkie	Olson	Seagren	Wilkin
Carlson	Goodno	Kubly	Opatz	Seifert	Winter
Cassell	Goodwin	Kuisle	Osskopp	Sertich	Wolf
Clark, J.	Gunther	Larson	Otremba	Skoe	Workman
Daggett	Haas	Leighton	Ozment	Solberg	Spk. Sviggum
Davids	Hackbarth	Leppik	Paulsen	Stanek	
Dehler	Harder	Lieder	Pawlenty	Stang	

Those who voted in the negative were:

Abrams	Evans	Hilstrom	Kahn	Marko	Slawik
Biernat	Folliard	Hilty	Kalis	McGuire	Smith
Clark, K.	Gleason	Huntley	Kelliher	Mullery	Swapinski
Davnie	Gray	Jennings	Koskinen	Murphy	Wagenius
Dawkins	Greiling	Johnson, R.	Lenczewski	Paymar	Walker
Dibble	Hausman	Johnson, S.	Mariani	Skoglund	Westrom

The bill was passed, as amended, and its title agreed to.

H. F. No. 2792 was reported to the House.

Holsten moved to amend H. F. No. 2792, the first engrossment, as follows:

Page 1, after line 7, insert:

"Section 1. Minnesota Statutes 2000, section 115A.9561, subdivision 2, is amended to read:

Subd. 2. [RECYCLING REQUIRED.] Major appliances must be recycled or reused. Each county shall ensure that its households have the opportunity to recycle used major appliances. For the purposes of this section, recycling includes:

- (1) the removal of capacitors that may contain PCBs;
- (2) the removal of ballasts that may contain PCBs;

- (3) the removal of chlorofluorocarbon refrigerant gas; and
- (4) the recycling or reuse of the metals, including mercury.

Activities described in clauses 1 to 3 must be conducted in a closed facility, to ensure that the materials removed from a major appliance are not introduced into the environment."

Renumber the sections in sequence and correct internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

H. F. No. 2792, A bill for an act relating to the environment; providing for recycling of certain appliances; providing indemnification of municipalities participating in household hazardous waste programs; amending Minnesota Statutes 2000, sections 115A.9561, subdivision 2; 115A.96, subdivision 1, by adding a subdivision.

The bill was read for the third time, as amended, and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 124 yeas and 6 nays as follows:

Those who voted in the affirmative were:

Abeler	Eastlund	Holberg	Lenczewski	Otremba	Stanek
Anderson, B.	Entenza	Holsten	Leppik	Ozment	Stang
Anderson, I.	Erhardt	Howes	Lieder	Pawlenty	Swapinski
Bakk	Erickson	Huntley	Lindner	Paymar	Swenson
Bernardy	Evans	Jacobson	Lipman	Pelowski	Sykora
Biernat	Finseth	Jaros	Mares	Penas	Thompson
Bishop	Folliard	Jennings	Mariani	Peterson	Tingelstad
Blaine	Fuller	Johnson, J.	Marko	Pugh	Tuma
Boudreau	Gerlach	Johnson, R.	Marquart	Rhodes	Vandever
Bradley	Gleason	Johnson, S.	McElroy	Rifenberg	Wagenius
Carlson	Goodno	Juhnke	McGuire	Rukavina	Walker
Cassell	Goodwin	Kahn	Molnau	Ruth	Walz
Clark, K.	Gray	Kalis	Mulder	Schumacher	Wasiluk
Daggett	Greiling	Kelliher	Mullery	Seagren	Westrom
Davids	Gunther	Kielkucki	Murphy	Seifert	Wilkin
Davnie	Haas	Knoblach	Ness	Sertich	Winter
Dawkins	Hackbarth	Koskinen	Nornes	Skoe	Wolf
Dempsey	Harder	Kubly	Olson	Skoglund	Workman
Dibble	Hausman	Kuisle	Opatz	Slawik	Spk. Sviggum
Dorman	Hilstrom	Larson	Osskopp	Smith	
Dorn	Hilty	Leighton	Osthoff	Solberg	

Those who voted in the negative were:

Buesgens	Clark, J.	Dehler	Krinkie	Paulsen	Westerberg
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The bill was passed, as amended, and its title agreed to.

H. F. No. 2570, A bill for an act relating to insurance; providing that automobile insurance may cover damage to automotive glass on the same basis as damage to other parts of an automobile; amending Minnesota Statutes 2000, section 72A.201, subdivision 6; repealing Minnesota Statutes 2000, section 72A.202.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 129 yeas and 3 nays as follows:

Those who voted in the affirmative were:

Abeler	Dibble	Hilty	Lenczewski	Ozment	Stang
Abrams	Dorman	Holberg	Lepik	Paulsen	Swapinski
Anderson, B.	Dorn	Holsten	Lieder	Pawlenty	Swenson
Anderson, I.	Eastlund	Howes	Lindner	Paymar	Sykora
Bakk	Entenza	Huntley	Lipman	Pelowski	Thompson
Bernardy	Erhardt	Jacobson	Mares	Penas	Tingelstad
Biernat	Erickson	Jaros	Mariani	Peterson	Tuma
Bishop	Evans	Jennings	Marko	Pugh	Vandever
Blaine	Finseth	Johnson, J.	Marquart	Rhodes	Wagenius
Boudreau	Folliard	Johnson, R.	McElroy	Rifenberg	Walker
Bradley	Gerlach	Johnson, S.	McGuire	Rukavina	Walz
Buesgens	Gleason	Juhnke	Milbert	Ruth	Wasiluk
Carlson	Goodno	Kahn	Molnau	Schumacher	Westerberg
Cassell	Goodwin	Kalis	Mulder	Seagren	Westrom
Clark, J.	Gray	Kelliher	Mullery	Seifert	Wilkin
Clark, K.	Greiling	Kielkucki	Murphy	Sertich	Winter
Daggett	Gunther	Knoblach	Ness	Skoe	Wolf
Davids	Haas	Koskinen	Nornes	Skoglund	Workman
Davnie	Hackbarth	Kubly	Olson	Slawik	Spk. Sviggum
Dawkins	Harder	Kuisle	Opatz	Smith	
Dehler	Hausman	Larson	Osskopp	Solberg	
Dempsey	Hilstrom	Leighton	Otremba	Stanek	

Those who voted in the negative were:

Fuller	Krinkie	Osthoff
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The bill was passed and its title agreed to.

H. F. No. 2813, A bill for an act relating to human services; requiring child care providers to develop policies for reporting suspected child maltreatment; requiring child care licenses to contain certain information; proposing coding for new law in Minnesota Statutes, chapter 245A.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 132 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler	Dibble	Hilstrom	Larson	Osskopp	Smith
Abrams	Dorman	Hilty	Leighton	Osthoff	Solberg
Anderson, B.	Dorn	Holberg	Lenczewski	Otremba	Stanek
Anderson, I.	Eastlund	Holsten	Leppik	Ozment	Stang
Bakk	Entenza	Howes	Lieder	Paulsen	Swapinski
Bernardy	Erhardt	Huntley	Lindner	Pawlenty	Swenson
Biernat	Erickson	Jacobson	Lipman	Paymar	Sykora
Bishop	Evans	Jaros	Mares	Pelowski	Thompson
Blaine	Finseth	Jennings	Mariani	Penas	Tingelstad
Boudreau	Folliard	Johnson, J.	Marko	Peterson	Tuma
Bradley	Fuller	Johnson, R.	Marquart	Pugh	Vandever
Buesgens	Gerlach	Johnson, S.	McElroy	Rhodes	Wagenius
Carlson	Gleason	Juhnke	McGuire	Rifenberg	Walker
Cassell	Goodno	Kahn	Milbert	Rukavina	Walz
Clark, J.	Goodwin	Kalis	Molnau	Ruth	Wasiluk
Clark, K.	Gray	Kelliher	Mulder	Schumacher	Westerberg
Daggett	Greiling	Kielkucki	Mullery	Seagren	Westrom
Davids	Gunther	Knoblach	Murphy	Seifert	Wilkin
Davnie	Haas	Koskinen	Ness	Sertich	Winter
Dawkins	Hackbarth	Krinkie	Nornes	Skoe	Wolf
Dehler	Harder	Kubly	Olson	Skoglund	Workman
Dempsey	Hausman	Kuise	Opatz	Slawik	Spk. Sviggum

The bill was passed and its title agreed to.

H. F. No. 2531 was reported to the House.

Goodno moved to amend H. F. No. 2531, the first engrossment, as follows:

Page 5, line 28, delete the new language

Page 5, delete lines 29 to 31

Page 5, line 32, delete the new language

Page 7, line 26, delete the new language

Page 7, delete lines 27 and 28

Page 7, line 29, delete the new language

Page 12, line 34, delete everything after the period

Page 12, delete lines 35 and 36

Page 13, line 2, delete "treatment" and insert "disease"

Page 17, line 10, delete everything after "thereunder"

Page 17, delete lines 11 and 12

Page 17, line 13, delete everything before the semicolon

Page 17, line 36, delete "For"

Page 18, delete lines 1 to 5

Page 18, line 27, delete "to be set" and insert "as follows:"

Page 18, delete lines 28 to 31 and insert:

"(1) for revenues no more than \$25,000, \$125;

(2) for revenues greater than \$25,000 and no more than \$100,000, \$312.50;

(3) for revenues greater than \$100,000 and no more than \$250,000, \$625;

(4) for revenues greater than \$250,000 and no more than \$350,000, \$937.50;

(5) for revenues greater than \$350,000 and no more than \$450,000, \$1,250;

(6) for revenues greater than \$450,000 and no more then \$550,000, \$1,562.50;

(7) for revenues greater than \$550,000 and no more than \$650,000, \$1,875;

(8) for revenues greater than \$650,000 and no more than \$750,000, \$2,187.50;

(9) for revenues greater then \$750,000 and no more than \$850,000, \$2,500;

(10) for revenues greater than \$850,000 and no more then \$950,000, \$2,812.50;

(11) for revenues greater than \$950,000 and no more than \$1,100,000, \$3,125;

(12) for revenues greater than \$1,100,000 and no more the \$1,275,000, \$3,750;

(13) for revenues greater than \$1,275,000 and no more than \$1,500,000, \$4,375; and

(14) for revenues greater than \$1,500,000, \$5,000."

Page 19, line 1, after "settings" insert "and make other services available, which may be provided by employees or contracted staff"

The motion prevailed and the amendment was adopted.

H. F. No. 2531, A bill for an act relating to health; regulating hospice care providers; providing criminal penalties; amending Minnesota Statutes 2000, sections 13.381, subdivision 10; 144A.43, subdivisions 1, 3, 4; 144A.45, subdivisions 1, 2; 144A.46, subdivisions 3a, 3b, 4; 144A.4605, subdivisions 2, 3; 145C.01, subdivision 7; 157.17, subdivision 2; 609.7495, subdivision 1; 626.5572, subdivision 6; Minnesota Statutes 2001 Supplement, section 144A.4605, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 144A; repealing Minnesota Statutes 2000, section 144A.48.

The bill was read for the third time, as amended, and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 131 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler	Dibble	Hilty	Leighton	Osthoff	Solberg
Abrams	Dorman	Holberg	Lenczewski	Otremba	Stanek
Anderson, B.	Dorn	Holsten	Leppik	Ozment	Stang
Anderson, I.	Eastlund	Howes	Lieder	Paulsen	Swapinski
Bakk	Entenza	Huntley	Lindner	Pawlenty	Swenson
Bernardy	Erhardt	Jacobson	Lipman	Paymar	Sykora
Biernat	Erickson	Jaros	Mares	Pelowski	Thompson
Bishop	Evans	Jennings	Mariani	Penas	Tingelstad
Blaine	Finseth	Johnson, J.	Marko	Peterson	Tuma
Boudreau	Folliard	Johnson, R.	Marquart	Pugh	Vandever
Bradley	Fuller	Johnson, S.	McElroy	Rhodes	Wagenius
Buesgens	Gerlach	Juhnke	McGuire	Rifenberg	Walker
Carlson	Gleason	Kahn	Milbert	Rukavina	Walz
Cassell	Goodno	Kalis	Molnau	Ruth	Wasiluk
Clark, J.	Goodwin	Kelliher	Mulder	Schumacher	Westerberg
Clark, K.	Greiling	Kielkucki	Mullery	Seagren	Westrom
Daggett	Gunther	Knoblach	Murphy	Seifert	Wilkin
Davids	Haas	Koskinen	Ness	Sertich	Winter
Davnie	Hackbarth	Krinkie	Nornes	Skoe	Wolf
Dawkins	Harder	Kubly	Olson	Skoglund	Workman
Dehler	Hausman	Kuisle	Opatz	Slawik	Spk. Sviggum
Dempsey	Hilstrom	Larson	Osskopp	Smith	

The bill was passed, as amended, and its title agreed to.

H. F. No. 3189, A bill for an act relating to motor vehicles; defining street-sweeping vehicles as special mobile equipment for vehicle registration purposes; amending Minnesota Statutes 2000, section 168.011, subdivision 22.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 132 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler	Anderson, I.	Biernat	Boudreau	Carlson	Clark, K.
Abrams	Bakk	Bishop	Bradley	Cassell	Daggett
Anderson, B.	Bernardy	Blaine	Buesgens	Clark, J.	Davids

Davnie	Gray	Juhnke	Marko	Paymar	Stang
Dawkins	Greiling	Kahn	Marquart	Pelowski	Swapinski
Dehler	Gunther	Kalis	McElroy	Penas	Swenson
Dempsey	Haas	Kelliher	McGuire	Peterson	Sykora
Dibble	Hackbarth	Kielkucki	Milbert	Pugh	Thompson
Dorman	Harder	Knobloch	Molnau	Rhodes	Tingelstad
Dorn	Hausman	Koskinen	Mulder	Rifenberg	Tuma
Eastlund	Hilstrom	Krinkie	Mullery	Rukavina	Vandever
Entenza	Hilty	Kubly	Murphy	Ruth	Wagenius
Erhardt	Holberg	Kuisle	Ness	Schumacher	Walker
Erickson	Holsten	Larson	Nornes	Seagren	Walz
Evans	Howes	Leighton	Olson	Seifert	Wasiluk
Finseth	Huntley	Lenczewski	Opatz	Sertich	Westerberg
Folliard	Jacobson	Leppik	Osskopp	Skoe	Westrom
Fuller	Jaros	Lieder	Osthoff	Skoglund	Wilkin
Gerlach	Jennings	Lindner	Otremba	Slawik	Winter
Gleason	Johnson, J.	Lipman	Ozment	Smith	Wolf
Goodno	Johnson, R.	Mares	Paulsen	Solberg	Workman
Goodwin	Johnson, S.	Mariani	Pawlenty	Stanek	Spk. Sviggum

The bill was passed and its title agreed to.

Molnau moved that the remaining bills on the Calendar for the Day be continued. The motion prevailed.

MOTIONS AND RESOLUTIONS

Jacobson moved that the name of Penas be added as an author on H. F. No. 3004. The motion prevailed.

Mariani moved that the name of Hausman be added as an author on H. F. No. 3144. The motion prevailed.

Abeler moved that the name of Bernardy be added as an author on H. F. No. 3295. The motion prevailed.

Wilkin moved that H. F. No. 2568 be recalled from the Committee on State Government Finance and be re-referred to the Committee on Transportation Finance. The motion prevailed.

Ozment moved that H. F. No. 2815, now on the General Register, be re-referred to the Committee on Rules and Legislative Administration. The motion prevailed.

Seagren moved that H. F. No. 3166, now on the General Register, be re-referred to the Committee on Health and Human Services Finance. The motion prevailed.

Jacobson moved that H. F. No. 3236, now on the General Register, be re-referred to the Committee on Health and Human Services Finance. The motion prevailed.

McElroy moved that H. F. No. 3648 be recalled from the Committee on Commerce, Jobs and Economic Development and be re-referred to the Committee on Jobs and Economic Development Finance. The motion prevailed.

Bishop moved that S. F. No. 107 be recalled from the Committee on State Government Finance and be re-referred to the Committee on Capital Investment. The motion prevailed.

Westerberg moved that H. F. No. 3653 be returned to its author. The motion prevailed.

Pursuant to rule 4.30, Skoe moved that H. F. No. 3186 be recalled from the Committee on Taxes, be given its second reading, and be placed on the General Register.

A roll call was requested and properly seconded.

LAY ON THE TABLE

Abrams moved that the Skoe motion be laid on the table.

A roll call was requested and properly seconded.

CALL OF THE HOUSE

On the motion of Anderson, I., and on the demand of 10 members, a call of the House was ordered. The following members answered to their names:

Abeler	Dibble	Holberg	Lenczewski	Paulsen	Swapinski
Abrams	Dorn	Holsten	Leppik	Pawlenty	Swenson
Anderson, B.	Eastlund	Howes	Lieder	Paymar	Sykora
Anderson, I.	Entenza	Huntley	Lindner	Pelowski	Thompson
Bakk	Erhardt	Jacobson	Lipman	Penas	Tingelstad
Bernardy	Erickson	Jaros	Mares	Peterson	Tuma
Biernat	Evans	Jennings	Marko	Pugh	Vandever
Bishop	Folliard	Johnson, J.	Marquart	Rhodes	Wagenius
Blaine	Fuller	Johnson, R.	McElroy	Rifenberg	Walker
Boudreau	Gerlach	Johnson, S.	McGuire	Rukavina	Walz
Bradley	Gleason	Juhnke	Milbert	Ruth	Wasiluk
Buesgens	Goodno	Kahn	Molnau	Schumacher	Westerberg
Carlson	Goodwin	Kalis	Mulder	Seagren	Westrom
Cassell	Gray	Kelliher	Mullery	Seifert	Wilkin
Clark, J.	Greiling	Kielkucki	Murphy	Sertich	Winter
Clark, K.	Gunther	Knoblach	Ness	Skoe	Wolf
Daggett	Haas	Koskinen	Nornes	Skoglund	Workman
Davids	Hackbarth	Krinkie	Olson	Slawik	Spk. Sviggum
Davnie	Harder	Kubly	Opatz	Smith	
Dawkins	Hausman	Kuisle	Osskopp	Solberg	
Dehler	Hilstrom	Larson	Otremba	Stanek	
Dempsey	Hilty	Leighton	Ozment	Stang	

Pawlenty moved that further proceedings of the roll call be suspended and that the Sergeant at Arms be instructed to bring in the absentees. The motion prevailed and it was so ordered.

The question recurred on the Abrams motion and the roll was called. There were 67 yeas and 65 nays as follows:

Those who voted in the affirmative were:

Abeler	Bishop	Buesgens	Daggett	Dempsey	Erhardt
Abrams	Boudreau	Cassell	Davids	Dorman	Erickson
Anderson, B.	Bradley	Clark, J.	Dehler	Eastlund	Fuller

Gerlach	Jacobson	Mares	Paulsen	Stang	Wilkin
Goodno	Johnson, J.	McElroy	Pawlenty	Swenson	Wolf
Gunther	Kielkucki	Molnau	Rhodes	Sykora	Workman
Haas	Knoblach	Mulder	Rifenberg	Tingelstad	Spk. Sviggum
Hackbarth	Krinkie	Ness	Ruth	Tuma	
Harder	Kuisle	Nornes	Seagren	Vandever	
Holberg	Leppik	Olson	Seifert	Walz	
Holsten	Lindner	Osskopp	Smith	Westerberg	
Howes	Lipman	Ozment	Stanek	Westrom	

Those who voted in the negative were:

Anderson, I.	Entenza	Huntley	Larson	Opatz	Skoe
Bakk	Evans	Jaros	Leighton	Osthoff	Skoglund
Bernardy	Finseth	Jennings	Lenczewski	Otremba	Slawik
Biernat	Folliard	Johnson, R.	Lieder	Paymar	Solberg
Blaine	Gleason	Johnson, S.	Mariani	Pelowski	Swapinski
Carlson	Goodwin	Juhnke	Marko	Penas	Thompson
Clark, K.	Gray	Kahn	Marquart	Peterson	Wagenius
Davnie	Greiling	Kalis	McGuire	Pugh	Walker
Dawkins	Hausman	Kelliher	Milbert	Rukavina	Wasiluk
Dibble	Hilstrom	Koskinen	Mullery	Schumacher	Winter
Dorn	Hilty	Kubly	Murphy	Sertich	

The motion prevailed and the Skoe motion was laid on the table.

ADJOURNMENT

Pawlenty moved that when the House adjourns today it adjourn until 9:30 a.m., Friday, March 8, 2002. The motion prevailed.

Pawlenty moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 9:30 a.m., Friday, March 8, 2002.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

