

STATE OF MINNESOTA

EIGHTY-THIRD SESSION — 2003

 FIFTY-SECOND DAY

SAINT PAUL, MINNESOTA, THURSDAY, MAY 8, 2003

The House of Representatives convened at 9:30 a.m. and was called to order by Erik Paulsen, Speaker pro tempore.

Prayer was offered by the Reverend Lonnie E. Titus, House Chaplain.

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

The roll was called and the following members were present:

Abeler	Demmer	Holberg	Lenczewski	Otremba	Soderstrom
Adolphson	Dill	Hoppe	Lesch	Otto	Solberg
Anderson, B.	Dorman	Hornstein	Lieder	Ozment	Stang
Anderson, I.	Dorn	Howes	Lindgren	Paulsen	Strachan
Anderson, J.	Eastlund	Huntley	Lindner	Paymar	Swenson
Atkins	Eken	Jacobson	Lipman	Pelowski	Sykora
Beard	Ellison	Jaros	Magnus	Penas	Thao
Bernardy	Entenza	Johnson, J.	Mahoney	Peterson	Thissen
Biernat	Erhardt	Johnson, S.	Mariani	Powell	Tingelstad
Blaine	Erickson	Juhnke	Marquart	Pugh	Urdahl
Borrell	Fuller	Kahn	McNamara	Rhodes	Vandever
Boudreau	Gerlach	Kelliher	Meslow	Rukavina	Wagenius
Bradley	Goodwin	Kielkucki	Mullery	Ruth	Walker
Brod	Greiling	Klinzing	Murphy	Samuelson	Walz
Buesgens	Gunther	Knoblach	Nelson, C.	Seagren	Wardlow
Carlson	Haas	Koenen	Nelson, M.	Seifert	Wasiluk
Clark	Hackbarth	Kohls	Nelson, P.	Sertich	Westerberg
Cornish	Harder	Krinkie	Nornes	Severson	Wilkin
Cox	Hausman	Kuisle	Olsen, S.	Sieben	Zellers
Davids	Heidgerken	Lanning	Olson, M.	Simpson	Spk. Sviggum
Davnie	Hilstrom	Larson	Opatz	Slawik	
DeLaForest	Hilty	Latz	Osterman	Smith	

A quorum was present.

Speaker pro tempore Paulsen called Boudreau to the Chair.

Finstad was excused.

Abrams was excused until 10:35 a.m. Dempsey and Westrom were excused until 12:25 p.m.

The Chief Clerk proceeded to read the Journal of the preceding day. Fuller 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 STANDING COMMITTEES

Knoblach from the Committee on Ways and Means to which was referred:

H. F. No. 110, A bill for an act relating to family law; reforming and recodifying the law relating to marriage dissolution, child custody, child support, maintenance, and property division; changing a fee; making style and form changes; appropriating money; amending Minnesota Statutes 2002, sections 357.021, by adding a subdivision; 518.002; 518.003, subdivisions 1, 3; 518.005; 518.01; 518.02; 518.03; 518.04; 518.05; 518.055; 518.06; 518.07; 518.09; 518.091; 518.10; 518.11; 518.12; 518.13; 518.131; 518.14, subdivision 1; 518.148; 518.155; 518.156; 518.157, subdivisions 1, 2, 3, 5, 6; 518.165; 518.166; 518.167, subdivisions 3, 4, 5; 518.168; 518.1705, subdivisions 2, 6, 7, 8, 9; 518.175; 518.1751, subdivisions 1b, 2, 2a, 2b, 2c, 3; 518.1752; 518.176; 518.177; 518.178; 518.179, subdivision 1; 518.18; 518.191, subdivision 1; 518.195, subdivisions 2, 3; 518.24; 518.25; 518.27; 518.54, subdivisions 1, 5, 6, 7, 8; 518.55; 518.552; 518.58; 518.581; 518.582; 518.612; 518.619; 518.62; 518.64, subdivisions 1, 2; 518.641; 518.642; 518.646; 518.65; 518.68, subdivision 1; 519.11, subdivision 1; proposing coding for new law as Minnesota Statutes, chapters 517A; 517B; 517C; repealing Minnesota Statutes 2002, sections 518.111; 518.14, subdivision 2; 518.17; 518.171; 518.1752; 518.185; 518.24; 518.255; 518.54, subdivisions 2, 4a, 13, 14; 518.55, subdivision 4; 518.551; 518.5513; 518.553; 518.57; 518.575; 518.585; 518.5851; 518.5852; 518.5853; 518.61; 518.6111; 518.614; 518.615; 518.616; 518.617; 518.618; 518.6195; 518.6196; 518.62; 518.64, subdivisions 4, 4a, 5; 518.68.

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

The report was adopted.

Knoblach from the Committee on Ways and Means to which was referred:

H. F. No. 831, A bill for an act relating to unemployment insurance; modifying provisions to increase the solvency of the trust fund; making policy and technical changes; amending Minnesota Statutes 2002, sections 268.035, subdivisions 15, 23; 268.044, subdivision 1, by adding a subdivision; 268.051, subdivisions 1, 2, 3, 5, 6, by adding a subdivision; 268.052, subdivision 1; 268.057, subdivision 5; 268.067; 268.07, subdivision 2; 268.085, subdivision 3; 268.086, subdivision 2; 268.095, subdivisions 1, 2, 6, 11; 268.105, subdivision 7; 268.18, subdivisions 1, 4; proposing coding for new law in Minnesota Statutes, chapter 268; repealing Minnesota Rules, part 3315.1015, subpart 4.

Reported the same back with the following amendments:

Page 3, line 27, delete "15" and insert "14"

With the recommendation that when so amended the bill pass.

The report was adopted.

Knoblach from the Committee on Ways and Means to which was referred:

H. F. No. 1006, A bill for an act relating to elections; providing for conformity with the federal Help America Vote Act; creating a complaint process; imposing a penalty; amending Minnesota Statutes 2002, sections 201.021; 201.022; 201.061, subdivisions 1, 3, by adding subdivisions; 201.071, subdivisions 1, 3, by adding subdivisions; 201.091, subdivisions 1, 4, 5, by adding a subdivision; 201.121, subdivision 1; 201.13, subdivision 1; 201.15; 201.155; 201.161; 201.171; 201.221, subdivisions 2, 3; 203B.06, subdivision 4; 203B.08, subdivision 3; 203B.12, subdivision 2; 203B.16, by adding a subdivision; 203B.17; 203B.19; 203B.24, subdivision 2; 203B.26; 204B.47; 204C.10; 206.57, by adding subdivisions; 206.81; proposing coding for new law in Minnesota Statutes, chapters 200; 201; 204C.

Reported the same back with the following amendments:

Page 1, after line 18, insert:

"Section 1. [5.30] [VOTING INTEGRITY AND VOTER ACCESS ACCOUNT.]

Subdivision 1. [ESTABLISHMENT.] The voting integrity and voter access account is established as an account in the state treasury. Funds received from the federal government under the Help America Vote Act, Public Law 107-252, and interest on these funds must be deposited in the state treasury and credited to the voting integrity and voter access account. Funds appropriated by the legislature pursuant to the matching requirement of section 253(b)(5) of the Help America Vote Act, Public Law 107-252, must also be credited to this account.

Subd. 2. [APPROPRIATION.] Money in the voting integrity and voter access account is appropriated to the secretary of state for election administration improvement purposes that are consistent with the Help America Vote Act, Public Law 107-252. Money in this account may be carried over from fiscal year to fiscal year.

[EFFECTIVE DATE.] This section is effective retroactively to the full extent permitted by the Help America Vote Act, Public Law 107-252."

Page 2, lines 10 and 11, delete "an informal hearing" and insert "a hearing on the record"

Page 2, lines 12 and 33, delete "an informal hearing" and insert "a hearing on the record"

Page 2, line 27, delete "of" and insert "after"

Page 2, line 34, delete "an informal hearing" and insert "a hearing on the record"

Page 6, lines 28 and 35, delete "Minnesota" and insert "this state"

Page 6, line 29, after "of" insert "a"

Page 6, line 30, after "or" insert "a" and after "of" insert "a"

Page 6, line 36, after "of" insert "a"

Page 7, line 5, delete "prior to" and insert "more than"

Page 7, lines 6 and 16, after "of" insert "a"

Page 7, lines 7 and 17, after "or" insert "a" and after "of" insert "a"

Page 7, line 10, delete "prior to" and insert "before"

Page 7, line 27, delete "shall" and insert "must"

Page 7, line 28, delete "shall" and insert "must"

Page 9, lines 14 and 29, before "valid" insert "current and"

Page 9, lines 16 and 31, before the first "Minnesota" insert "current and valid"

Page 9, line 32, before "last" insert "the"

Page 16, line 32, delete "assure" and insert "ensure"

Page 17, lines 26 to 28, reinstate the stricken language

Page 21, line 16, before "elections" insert "general"

Page 26, line 10, before the period, insert "or its successor, the Election Assistance Commission"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 4, after the second semicolon, insert "appropriating money;"

Page 1, line 16, after chapters, insert "5;"

With the recommendation that when so amended the bill pass.

The report was adopted.

Knoblach from the Committee on Ways and Means to which was referred:

H. F. No. 1090, A bill for an act relating to agriculture; recodifying and clarifying plant pest, pest control, and seed laws; changing certain procedures, requirements, and fees; imposing penalties; appropriating money; amending Minnesota Statutes 2002, sections 21.81, subdivision 8, by adding subdivisions; 21.82; 21.83, subdivision 2; 21.84; 21.85, subdivisions 11, 13; 21.86; 21.88; 21.89, subdivisions 2, 4; 21.90, subdivisions 2, 3; 21.901; proposing coding for new law in Minnesota Statutes, chapter 21; proposing coding for new law as Minnesota Statutes, chapters 18G; 18H; 18J; repealing Minnesota Statutes 2002, sections 17.23; 18.012; 18.021; 18.022; 18.0223; 18.0225; 18.0227; 18.0228; 18.0229; 18.023; 18.024; 18.041; 18.051; 18.061; 18.071; 18.081; 18.091; 18.101; 18.111; 18.121; 18.131; 18.141; 18.151; 18.161; 18.331; 18.332; 18.333; 18.334; 18.335; 18.44; 18.45; 18.46; 18.47; 18.48; 18.49; 18.50; 18.51; 18.52; 18.525; 18.53; 18.54; 18.55; 18.56; 18.57; 18.59; 18.60; 18.61; 18.85; 21.85, subdivisions 1, 3, 4, 5, 6, 7, 8, 9; 21.90; Minnesota Rules, part 1510.0281.

Reported the same back with the following amendments:

Page 12, delete subdivision 2

Renumber the subdivisions in sequence

Page 48, delete section 16

Page 48, line 10, delete "[18H.18]" and insert "[18H.17]"

Page 48, line 19, delete "and written" and insert a period

Page 48, delete line 20

Renumber the sections in sequence

With the recommendation that when so amended the bill pass.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 110, 831, 1006 and 1090 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Jaros, Atkins, Latz, Ellison and Pugh introduced:

H. F. No. 1601, A bill for an act relating to judges; proposing an amendment to the Minnesota Constitution, article VI, sections 7 and 8; providing for appointment and reappointment of judges by the governor; increasing the term of office of judges to ten years; providing for recommendations regarding reappointments by the merit selection commission; amending Minnesota Statutes 2002, sections 2.722, subdivision 4; 10A.01, subdivision 10; 204B.06, subdivision 4; 204B.11; 204D.02, subdivision 1; 204D.11, subdivision 5; 480.01, by adding a subdivision; 480A.02, subdivisions 3, 5, by adding a subdivision; 480B.01, subdivisions 1, 11, by adding a subdivision; repealing Minnesota Statutes 2002, sections 204B.06, subdivision 6; 204B.34, subdivision 3; 204B.36, subdivisions 4, 5; 204D.11, subdivision 6; 480A.02, subdivisions 2, 4.

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

Hackbarth, Lindner and Severson introduced:

H. F. No. 1602, A bill for an act relating to crimes; authorizing imposition of the death penalty for first degree murder under certain aggravating circumstances; providing a statutory framework, including procedures and criteria, consistent with due process for determining when the imposition of the death penalty is appropriate; providing for automatic appellate review of death penalty cases; providing for appointment of attorneys in death penalty cases;

providing an administrative framework for implementing the death penalty; establishing a capital punishment policy commission and a prosecution task force to adopt death penalty charge guidelines; creating a best practices capital punishment policy model to provide a just, cost-effective death penalty sanction; establishing defense, prosecution, and judicial task forces to help develop best practices capitol punishment recommendations; appropriating money; amending Minnesota Statutes 2002, sections 243.05, subdivision 1; 609.10, subdivision 1; 609.106, by adding a subdivision; 609.12, subdivision 1; 609.135, subdivision 1; 609.185; proposing coding for new law as Minnesota Statutes, chapter 244A.

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

Gunther introduced:

H. F. No. 1603, A bill for an act relating to tax increment financing; allowing the city of Fairmont to adjust the original tax capacity of a tax increment financing district.

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

Howes; Rukavina; Anderson, I., and Mahoney introduced:

H. F. No. 1604, A bill for an act relating to capital improvements; authorizing spending to acquire and to better public lands and buildings; appropriating money for construction of a workers memorial on the capitol grounds; authorizing issuance of state bonds.

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned:

H. F. No. 433, A bill for an act relating to zoning; modifying deadlines for agency actions; amending Minnesota Statutes 2002, section 15.99.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee on the amendments adopted by the Senate to the following House File:

H. F. No. 437, A bill for an act relating to state government; making changes to public assistance programs, health care programs, long-term care, continuing care for persons with disabilities, human services licensing, county initiatives, and children's services; establishing the Community Services Act; changing estate recovery provisions

for medical assistance; changing health department provisions; modifying local public health grants; changing child care provisions; making forecast adjustments; appropriating money; amending Minnesota Statutes 2002, sections 16A.724; 61A.072, subdivision 6; 62A.315; 62A.48, by adding a subdivision; 62A.49, by adding a subdivision; 62A.65, subdivision 7; 62D.095, subdivision 2, by adding a subdivision; 62J.692, subdivision 4, by adding a subdivision; 62Q.19, subdivision 1; 62S.22, subdivision 1; 69.021, subdivision 11; 119B.011, subdivisions 5, 6, 15, 19, 21, by adding subdivisions; 119B.02, subdivision 1; 119B.03, subdivision 9; 119B.05, subdivision 1; 119B.08, subdivision 3; 119B.09, subdivisions 1, 2, 7, by adding subdivisions; 119B.11, subdivision 2a; 119B.12, subdivision 2; 119B.13, subdivisions 1, 2, 6, by adding subdivisions; 119B.16, subdivision 2, by adding subdivisions; 119B.19, subdivision 7; 119B.21, subdivision 11; 119B.23, subdivision 3; 124D.23, subdivision 2; 144.1222, by adding a subdivision; 144.125; 144.128; 144.1483; 144.1488, subdivision 4; 144.1491, subdivision 1; 144.1502, subdivision 4; 144.343, subdivision 1; 144.551, subdivision 1; 144A.04, subdivision 3, by adding a subdivision; 144A.071, subdivision 4a; 144A.10, by adding a subdivision; 144A.4605, subdivision 4; 144E.11, subdivision 6; 145.88; 145.881, subdivision 2; 145.882, subdivisions 1, 2, 3, 7, by adding a subdivision; 145.883, subdivisions 1, 9; 145A.02, subdivisions 5, 6, 7; 145A.06, subdivision 1; 145A.09, subdivisions 2, 4, 7; 145A.10, subdivisions 2, 10, by adding a subdivision; 145A.11, subdivisions 2, 4; 145A.12, subdivisions 1, 2, by adding a subdivision; 145A.13, by adding a subdivision; 145A.14, subdivision 2, by adding a subdivision; 147A.08; 148.5194, subdivisions 1, 2, 3, by adding a subdivision; 148.6445, subdivision 7; 153A.17; 174.30, subdivision 1; 179A.03, subdivision 7; 245.4932, subdivision 1; 245A.035, subdivision 3; 245A.04, subdivisions 3, 3b, 3d; 245A.09, subdivision 7; 245A.10; 245A.11, subdivisions 2a, 2b, by adding a subdivision; 245B.03, subdivision 2, by adding a subdivision; 245B.04, subdivision 2; 245B.06, subdivisions 2, 5, 8; 245B.07, subdivisions 6, 9, 11; 245B.08, subdivision 1; 246.54; 252.27, subdivision 2a; 252.32, subdivisions 1, 1a, 3, 3c; 252.41, subdivision 3; 252.46, subdivision 1; 253B.04, subdivision 1; 253B.05, subdivision 3; 256.01, subdivision 2; 256.012; 256.046, subdivision 1; 256.0471, subdivision 1; 256.476, subdivisions 3, 4, 5; 256.482, subdivision 8; 256.935, subdivision 1; 256.955, subdivisions 2a, 3, by adding subdivisions; 256.9657, subdivisions 1, 4, by adding a subdivision; 256.969, subdivisions 2b, 3a; 256.975, by adding a subdivision; 256.9754, subdivisions 2, 3, 4, 5; 256.98, subdivisions 3, 4, 8; 256.984, subdivision 1; 256B.055, by adding a subdivision; 256B.056, subdivisions 1a, 1c, 6; 256B.057, subdivisions 1, 2, 3b, 9, 10; 256B.0595, subdivisions 1, 2, by adding subdivisions; 256B.06, subdivision 4; 256B.061; 256B.0621, subdivision 4; 256B.0623, subdivisions 2, 4, 5, 6, 8; 256B.0625, subdivisions 5a, 9, 13, 17, 18a, 19c, 20, 23, by adding subdivisions; 256B.0627, subdivisions 1, 4, 9; 256B.0635, subdivisions 1, 2; 256B.064, subdivision 2; 256B.0911, subdivisions 3, 4d; 256B.0913, subdivisions 2, 4, 5, 6, 7, 8, 10, 12; 256B.0915, subdivision 3, by adding a subdivision; 256B.092, subdivisions 1a, 5; 256B.0945, subdivisions 2, 4; 256B.095; 256B.0951, subdivisions 1, 2, 3, 5, 7, 9; 256B.0952, subdivision 1; 256B.0953, subdivision 2; 256B.0955; 256B.15, subdivisions 1, 1a, 2, 3, 4, by adding subdivisions; 256B.19, subdivision 1; 256B.195, subdivisions 4, 5; 256B.31; 256B.32, subdivision 1; 256B.431, subdivisions 2r, 32, 36, by adding subdivisions; 256B.434, subdivisions 4, 10; 256B.47, subdivision 2; 256B.48, subdivision 1; 256B.501, subdivision 1, by adding a subdivision; 256B.5012, by adding a subdivision; 256B.5013, subdivision 4; 256B.5015; 256B.69, subdivisions 2, 4, 5a, 5c, by adding subdivisions; 256B.75; 256B.76; 256B.761; 256B.82; 256D.03, subdivisions 3, 3a, 4; 256D.06, subdivision 2; 256D.44, subdivision 5; 256D.46, subdivisions 1, 3; 256D.48, subdivision 1; 256F.10, subdivision 6; 256F.13, subdivisions 1, 2; 256G.05, subdivision 2; 256I.02; 256I.04, subdivision 3; 256I.05, subdivisions 1, 1a, 7c; 256J.01, subdivision 5; 256J.02, subdivision 2; 256J.021; 256J.08, subdivisions 35, 65, 82, 85, by adding subdivisions; 256J.09, subdivisions 2, 3, 3a, 3b, 8, 10; 256J.14; 256J.20, subdivision 3; 256J.21, subdivisions 1, 2; 256J.24, subdivisions 3, 5, 6, 7, 10; 256J.30, subdivision 9; 256J.31, subdivision 4; 256J.32, subdivisions 2, 4, 5a, by adding a subdivision; 256J.37, subdivision 9, by adding subdivisions; 256J.38, subdivisions 3, 4; 256J.40; 256J.42, subdivisions 4, 5, 6; 256J.425, subdivisions 1, 1a, 2, 3, 4, 6, 7; 256J.45, subdivision 2; 256J.46, subdivisions 1, 2, 2a; 256J.49, subdivisions 4, 5, 9, 13, by adding subdivisions; 256J.50, subdivisions 1, 8, 9, 10; 256J.51, subdivisions 1, 2, 3, 4; 256J.53, subdivisions 1, 2, 5; 256J.54, subdivisions 1, 2, 3, 5; 256J.55, subdivisions 1, 2; 256J.56; 256J.57; 256J.62, subdivision 9; 256J.645, subdivision 3; 256J.66, subdivision 2; 256J.67, subdivisions 1, 3; 256J.69, subdivision 2; 256J.75, subdivision 3; 256J.751, subdivisions 1, 2, 5; 256L.02, by adding a subdivision; 256L.03, subdivisions 1, 3, 5; 256L.04, subdivision 1; 256L.05, subdivisions 1, 3, 3a, 3c, 4; 256L.06, subdivision 3; 256L.07, subdivisions 1, 2, 3; 256L.09, subdivision 4; 256L.12, subdivisions 6, 9, by adding subdivisions; 256L.15, subdivisions 1, 2, 3; 256L.17, subdivision 2; 257.05; 259.67, subdivision 4; 260C.141, subdivision 2; 261.035; 261.063; 295.55, subdivision 2;

326.42; 393.07, subdivisions 1, 5, 10; 466.03, subdivision 6d; 514.981, subdivision 6; 518.167, subdivision 1; 518.551, subdivision 7; 518.6111, subdivisions 2, 3, 4, 16; 524.3-805; 626.559, subdivision 5; 641.15, subdivision 2; Laws 1997, chapter 203, article 9, section 21, as amended; proposing coding for new law as Minnesota Statutes, chapter 256M; proposing coding for new law in Minnesota Statutes, chapters 62S; 119B; 144; 144A; 145; 145A; 148C; 256; 256B; 256D; 256I; 256J; 514; repealing Minnesota Statutes 2002, sections 16A.151, subdivision 5; 16A.87; 62J.17; 62J.66; 62J.68; 62J.694; 119B.061; 144.126; 144.1484; 144.1494; 144.1495; 144.1496; 144.1497; 144.395; 144.396; 144.401; 144.9507, subdivision 3; 144A.071, subdivision 5; 144A.35; 144A.36; 144A.38; 145.56, subdivision 2; 145.882, subdivisions 4, 5, 6, 8; 145.883, subdivisions 4, 7; 145.884; 145.885; 145.886; 145.888; 145.889; 145.890; 145.9266, subdivisions 2, 4, 5, 6, 7; 145.928, subdivision 9; 145A.02, subdivisions 9, 10, 11, 12, 13, 14; 145A.09, subdivision 6; 145A.10, subdivisions 5, 6, 8; 145A.11, subdivision 3; 145A.12, subdivisions 3, 4, 5; 145A.14, subdivisions 3, 4; 145A.17, subdivisions 2, 9; 148.5194, subdivision 3a; 148.6445, subdivision 9; 245.4712, subdivision 2; 245.478; 245.4886; 245.4888; 245.496; 245.714; 252.32, subdivision 2; 254A.17; 256.955, subdivision 8; 256.973; 256.9772; 256B.055, subdivision 10a; 256B.056, subdivision 3c; 256B.057, subdivision 1b; 256B.0625, subdivisions 35, 36; 256B.0928; 256B.0945, subdivisions 6, 7, 8, 9, 10; 256B.195, subdivision 5; 256B.437, subdivision 2; 256B.83; 256E.01; 256E.02; 256E.03; 256E.04; 256E.05; 256E.06; 256E.07; 256E.08; 256E.081; 256E.09; 256E.10; 256E.11; 256E.115; 256E.13; 256E.14; 256E.15; 256F.01; 256F.02; 256F.03; 256F.04; 256F.05; 256F.06; 256F.07; 256F.08; 256F.10, subdivision 7; 256F.11; 256F.12; 256F.14; 256J.02, subdivision 3; 256J.08, subdivisions 28, 70; 256J.24, subdivision 8; 256J.30, subdivision 10; 256J.462; 256J.47; 256J.48; 256J.49, subdivisions 1a, 2, 6, 7; 256J.50, subdivisions 2, 3, 3a, 5, 7; 256J.52; 256J.62, subdivisions 1, 2a, 4, 6, 7, 8; 256J.625; 256J.655; 256J.74, subdivision 3; 256J.751, subdivisions 3, 4; 256J.76; 256K.30; 256L.02, subdivision 3; 256L.04, subdivision 9; 257.075; 257.81; 260.152; 626.562; Laws 1998, chapter 407, article 4, section 63; Laws 2000, chapter 488, article 10, section 29; Laws 2001, First Special Session chapter 3, article 1, section 16; Laws 2001, First Special Session chapter 9, article 13, section 24; Laws 2002, chapter 374, article 9, section 8; Minnesota Rules, parts 4705.0100; 4705.0200; 4705.0300; 4705.0400; 4705.0500; 4705.0600; 4705.0700; 4705.0800; 4705.0900; 4705.1000; 4705.1100; 4705.1200; 4705.1300; 4705.1400; 4705.1500; 4705.1600; 4736.0010; 4736.0020; 4736.0030; 4736.0040; 4736.0050; 4736.0060; 4736.0070; 4736.0080; 4736.0090; 4736.0120; 4736.0130; 4763.0100; 4763.0110; 4763.0125; 4763.0135; 4763.0140; 4763.0150; 4763.0160; 4763.0170; 4763.0180; 4763.0190; 4763.0205; 4763.0215; 4763.0220; 4763.0230; 4763.0240; 4763.0250; 4763.0260; 4763.0270; 4763.0285; 4763.0295; 4763.0300; 9505.0324; 9505.0326; 9505.0327; 9505.3045; 9505.3050; 9505.3055; 9505.3060; 9505.3068; 9505.3070; 9505.3075; 9505.3080; 9505.3090; 9505.3095; 9505.3100; 9505.3105; 9505.3107; 9505.3110; 9505.3115; 9505.3120; 9505.3125; 9505.3130; 9505.3138; 9505.3139; 9505.3140; 9505.3680; 9505.3690; 9505.3700; 9545.2000; 9545.2010; 9545.2020; 9545.2030; 9545.2040; 9550.0010; 9550.0020; 9550.0030; 9550.0040; 9550.0050; 9550.0060; 9550.0070; 9550.0080; 9550.0090; 9550.0091; 9550.0092; 9550.0093.

The Senate has appointed as such committee:

Senators Berglin, Lourey, Higgins, Foley and Kiscaden.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned:

H. F. No. 770, A bill for an act relating to Aitkin county; making the Long Lake conservation center fund a separate county enterprise fund; amending Laws 1965, chapter 616, section 1, as amended.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee on the amendments adopted by the Senate to the following House File:

H. F. No. 779, A bill for an act relating to state government; appropriating money for environmental, natural resources, agricultural, and rural development purposes; establishing and modifying certain programs; providing for regulation of certain activities and practices; providing for accounts, assessments, and fees; amending Minnesota Statutes 2002, sections 16A.531, subdivision 1, by adding a subdivision; 17.451; 17.452, subdivisions 8, 10, 11, 12, 13, by adding subdivisions; 17.4988; 18.525; 18.78; 18.79, subdivisions 2, 3, 5, 6, 9, 10; 18.81, subdivisions 2, 3; 18.84, subdivision 3; 18.86; 18B.10; 18B.26, subdivision 3; 18B.37, by adding a subdivision; 21.89, subdivision 2; 21.90, subdivision 2; 21.901; 28A.08, subdivision 3; 28A.085, subdivision 1; 28A.09, subdivision 1; 32.394, subdivisions 8, 8b, 8d; 35.155; 38.02, subdivision 1; 41A.09, subdivisions 1, 2a, 3a, by adding subdivisions; 84.027, subdivision 13; 84.029, subdivision 1; 84.085, subdivision 1; 84.091, subdivisions 2, 3; 84.0911; 84.788, subdivisions 2, 3; 84.794, subdivision 2; 84.803, subdivision 2; 84.92, subdivision 8; 84.927, subdivision 2; 84A.02; 84A.21; 84A.32, subdivision 1; 84A.55, subdivision 8; 84D.14; 85.015, by adding a subdivision; 85.04; 85.052, subdivision 3; 85.053, subdivision 1; 85.055, subdivision 1; 85A.02, subdivision 17; 88.17, subdivision 1, by adding a subdivision; 97A.015, subdivisions 24, 52; 97A.045, subdivision 7, by adding a subdivision; 97A.071, subdivision 2; 97A.075, subdivisions 1, 2, 4, by adding a subdivision; 97A.105, subdivision 1; 97A.401, subdivision 3; 97A.411, subdivision 2; 97A.441, subdivision 7, by adding a subdivision; 97A.475, subdivisions 2, 3, 4, 5, 10, 15, 26, 27, 28, 29, 30, 38, 39, 40, 42, by adding a subdivision; 97A.505, by adding subdivisions; 97B.311; 103B.231, subdivision 3a; 103B.305, subdivision 3, by adding subdivisions; 103B.311, subdivisions 1, 2, 3, 4; 103B.315, subdivisions 4, 5, 6; 103B.321, subdivisions 1, 2; 103B.325, subdivisions 1, 2; 103B.331, subdivisions 1, 2, 3; 103B.3363, subdivision 3; 103B.3369, subdivisions 2, 4, 5, 6; 103B.355; 103D.341, subdivision 2; 103D.345, by adding a subdivision; 103D.405, subdivision 2; 103D.537; 103G.005, subdivision 10e; 103G.222, subdivisions 1, 3; 103G.2242, by adding subdivisions; 103G.271, subdivisions 6, 6a, by adding a subdivision; 103G.611, subdivision 1; 103G.615, subdivision 2; 103I.235, subdivision 1; 115.03, by adding subdivisions; 115.073; 115.56, subdivision 4; 115A.0716, subdivision 3; 115A.54, by adding a subdivision; 115A.545, subdivision 2; 115A.908, subdivision 2; 115A.9651, subdivision 6; 115B.17, subdivisions 6, 7, 14, 16; 115B.19; 115B.20; 115B.22, subdivision 7; 115B.25, subdivisions 1a, 4; 115B.26; 115B.30; 115B.31, subdivisions 1, 3, 4; 115B.32, subdivision 1; 115B.33, subdivision 1; 115B.34; 115B.36; 115B.40, subdivision 4; 115B.41, subdivisions 1, 2, 3; 115B.42, subdivision 2; 115B.421; 115B.445; 115B.48, subdivision 2; 115B.49, subdivisions 1, 3; 115C.02, subdivision 14; 115C.08, subdivision 4; 115C.09, subdivision 3, by adding subdivisions; 115C.11, subdivision 1; 115C.13; 115D.12, subdivision 2; 116.03, subdivision 2; 116.07, subdivisions 4d, 4h, 7a; 116.073, subdivisions 1, 2; 116.46, by adding subdivisions; 116.49, by adding subdivisions; 116.50; 116.994; 116C.834, subdivision 1; 116D.04, subdivisions 2a, 10, 11, 13, by adding a subdivision; 116O.09, subdivisions 1, 1a, 2, 3, 9, 12, 13, by adding subdivisions; 116P.02, subdivision 1; 116P.05, subdivision 2; 116P.09, subdivisions 4, 5, 7; 116P.10; 116P.14, subdivisions 1, 2; 297A.94; 297F.10, subdivision 1; 297H.13, subdivisions 1, 2; 325E.10, subdivision 1; 469.175, subdivision 7; 473.843, subdivision 2; 473.844, subdivision 1; 473.845, subdivisions 1, 3, 7, 8; 473.846; Laws 2002, chapter 355, section 4, as amended; proposing coding for new law in Minnesota Statutes, chapters 18; 21; 84; 84B; 97B; 103B; 115C; 116; repealing Minnesota Statutes 2002, sections 1.31; 1.32; 17.110; 18.51; 18.52; 18.53; 18.54; 18.79, subdivisions 1, 7, 11; 18.85; 41A.09, subdivisions 1a, 5a, 6, 7, 8; 84.0887; 84.98; 84.99; 93.2235; 97A.105, subdivisions 3a, 3b; 97A.485, subdivision 12; 97B.731, subdivision 2; 103B.311, subdivisions 5, 6, 7; 103B.315, subdivisions 1, 2, 3, 7; 103B.321, subdivision 3; 103B.3369, subdivision 3; 115B.02, subdivision 1a; 115B.42, subdivision 1; 297H.13, subdivisions 3, 4; 325E.112, subdivisions 2, 3; 325E.113; 473.845, subdivision 4; Minnesota Rules, parts 1510.0281; 9300.0010; 9300.0020; 9300.0030; 9300.0040; 9300.0050; 9300.0060; 9300.0070; 9300.0080; 9300.0090; 9300.0100; 9300.0110; 9300.0120; 9300.0130; 9300.0140; 9300.0150; 9300.0160; 9300.0170; 9300.0180; 9300.0190; 9300.0200; 9300.0210.

The Senate has appointed as such committee:

Senators Sams, Marty, Scheid, Frederickson and Dille.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee on the amendments adopted by the Senate to the following House File:

H. F. No. 1404, A bill for an act relating to education; providing for kindergarten through grade 12 education including general education, education excellence, special programs, facilities and technology, nutrition, school accounting, other programs, deficiencies, state agencies, and academic content standard; providing for libraries; providing for early childhood and family education including early childhood family support, prevention, and self-sufficiency; requiring a school district primary election in certain circumstances; providing for recitation of the pledge of allegiance; providing for technical amendments to certain education provisions; changing the name of the department of children, families, and learning to the department of education; providing for teacher/school board contract arbitration and post arbitration procedures; providing for rulemaking; appropriating money; amending Minnesota Statutes 2002, sections 12.21, subdivision 3; 15.01; 84A.51, subdivision 4; 119A.01, subdivision 2; 119A.02, subdivisions 2, 3; 119A.52; 119B.011, subdivisions 8, 10, 20; 120A.02; 120A.05, subdivisions 4, 7, 9; 120A.24, subdivision 4; 120A.41; 121A.11, by adding subdivisions; 121A.21; 121A.23, subdivision 1, by adding a subdivision; 121A.41, subdivision 10; 121A.50; 121A.55; 121A.64; 122A.09, subdivision 10; 122A.12, subdivisions 1, 2; 122A.18, subdivision 7a; 122A.21; 122A.22; 122A.41, subdivision 2; 122A.414, by adding a subdivision; 122A.415, subdivisions 1, 3; 122A.63, subdivision 3; 123A.06, subdivision 3; 123A.18, subdivision 2; 123A.73, subdivisions 3, 4, 5; 123B.02, subdivisions 1, 14; 123B.36, subdivision 1; 123B.49, subdivision 4; 123B.51, subdivisions 3, 4; 123B.52, by adding a subdivision; 123B.53, subdivision 4; 123B.57, subdivisions 1, 4, 6; 123B.59, subdivisions 1, 2, 3, 5, by adding a subdivision; 123B.63, subdivisions 1, 2, 3, 4; 123B.72, subdivision 3; 123B.88, subdivision 2; 123B.90, subdivisions 2, 3; 123B.91, subdivision 1; 123B.92, subdivisions 1, 3, 9; 123B.93; 124D.03, subdivision 12; 124D.081, by adding a subdivision; 124D.09, subdivisions 3, 9, 10, 13, 16, 20; 124D.10, subdivisions 2a, 3, 4, 8, 13, 16, 20, 23a; 124D.11, subdivisions 1, 2, 4, 6, 9; 124D.118, subdivision 4; 124D.128, subdivisions 3, 6; 124D.13, subdivisions 2, 4, 8, 11; 124D.135, subdivisions 1, 8; 124D.15, subdivision 7; 124D.16, subdivisions 1, 6; 124D.19, subdivision 3; 124D.20, subdivisions 3, 5, by adding subdivisions; 124D.22, subdivision 3; 124D.42, subdivision 6; 124D.454, subdivisions 1, 2, 3, 8, 10, by adding a subdivision; 124D.52, subdivisions 1, 3; 124D.531, subdivisions 1, 2, 4, 7; 124D.59, subdivision 2; 124D.65, subdivision 5; 124D.86, subdivisions 1a, 3, 4, 5, 6; 125A.05; 125A.12; 125A.21, subdivision 2; 125A.28; 125A.30; 125A.76, subdivisions 1, 4; 125A.79, subdivisions 1, 6; 125B.21; 126C.05, subdivisions 1, 8, 14, 15, 16, 17, by adding a subdivision; 126C.10, subdivisions 1, 3, 4, 17, 18, 24, 28, by adding subdivisions; 126C.13, subdivision 4; 126C.15, subdivision 1; 126C.17, subdivisions 1, 2, 5, 7, 7a, 9, 13; 126C.21, subdivision 3; 126C.40, subdivision 1; 126C.42, subdivision 1; 126C.43, subdivisions 2, 3; 126C.44; 126C.45; 126C.457; 126C.48, subdivision 3; 126C.55, subdivision 5; 126C.63, subdivisions 5, 8; 126C.69, subdivisions 2, 9; 127A.05, subdivisions 1, 3, 4; 127A.45, subdivisions 2, 3, 7a, 10, 12, 13, 14, 14a, 16; 127A.47, subdivisions 7, 8; 127A.49, subdivisions 2, 3; 128C.05, by adding a subdivision; 128D.11, subdivision 8; 134.34, subdivision 4; 169.26, subdivision 3; 169.28, subdivision 1; 169.435; 169.449, subdivision 1; 169.4501, subdivisions 3, 4; 169.4503, subdivision 4; 169.454, subdivision 6; 169.973, subdivision 1; 171.321, subdivision 5; 177.42, subdivision 2; 178.02, subdivision 1; 205A.03, subdivisions 1, 3, 4; 205A.06, subdivision 1a; 268.052, subdivisions 2, 4; 273.138, subdivision 6; 298.28, subdivision 4; 475.61, subdivisions 1, 3, 4; Laws 1965, chapter 705, as amended; Laws 2001, First Special Session chapter 6, article 2, section 64; proposing coding for new law in Minnesota Statutes, chapters 120B; 121A; 123B; 124D; 125A; 126C; repealing Minnesota Statutes 2002, sections 15.014, subdivision 3; 93.22, subdivision 2; 93.223, subdivision 1; 119A.01, subdivision 1; 120B.23; 121A.49; 122A.60; 122A.61; 122A.62; 122A.64; 122A.65; 123A.73, subdivisions 7, 10, 11; 123B.05; 123B.59, subdivisions 6, 7; 123B.81, subdivision 6; 123B.90, subdivision 1; 124D.09, subdivision 15; 124D.115; 124D.1156; 124D.17; 124D.21; 124D.221; 124D.54; 124D.65, subdivision 4; 124D.84, subdivision 2; 124D.89; 124D.93; 125A.023, subdivision 5; 125A.09; 125A.47; 125A.79, subdivision 2; 125B.11; 126C.01, subdivision 4; 126C.05, subdivision 12; 126C.12; 126C.125; 126C.14; 126C.445; 126C.55, subdivision 5; 127A.41, subdivision 6; 144.401, subdivision 5; 169.441, subdivision 4; 239.004; Laws

1993, chapter 224, article 8, section 20, subdivision 2, as amended; Laws 2000, chapter 489, article 2, section 36, as amended; Laws 2001, First Special Session chapter 3, article 4, sections 1, 2; Laws 2001, First Special Session chapter 6, article 2, section 52; Laws 2001, First Special Session chapter 6, article 5, section 12, as amended; Minnesota Rules, parts 3500.0600; 3520.0400; 3520.1400; 3520.3300; 3530.1500; 3530.2700; 3530.4400; 3530.4500; 3530.4700; 3550.0100.

The Senate has appointed as such committee:

Senators Kelley, Skoe, Bakk, Skoglund and Anderson.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendments the concurrence of the House is respectfully requested:

H. F. No. 317, A bill for an act relating to counties; allowing use of certain county facilities for commercial wireless service providers and allowing the lease of sites for public safety communications equipment; proposing coding for new law in Minnesota Statutes, chapter 375.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Hackbarth moved that the House concur in the Senate amendments to H. F. No. 317 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 317, A bill for an act relating to counties; allowing use of certain county facilities for commercial wireless service providers and allowing the lease of sites for public safety communications equipment; permitting the appointment of the Rock county recorder; proposing coding for new law in Minnesota Statutes, chapter 375.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question was taken on the repassage of the bill and the roll was called. There were 113 yeas and 12 nays as follows:

Those who voted in the affirmative were:

Abeler	Biernat	Cornish	Eastlund	Gerlach	Hausman
Adolphson	Blaine	Cox	Eken	Goodwin	Heidgerken
Anderson, I.	Borrell	DeLaForest	Ellison	Greiling	Hilstrom
Anderson, J.	Boudreau	Demmer	Entenza	Gunther	Hilty
Atkins	Bradley	Dill	Erhardt	Haas	Hoppe
Beard	Brod	Dorman	Erickson	Hackbarth	Hornstein
Bernardy	Carlson	Dorn	Fuller	Harder	Howes

Huntley	Larson	Meslow	Paulsen	Seifert	Thao
Jacobson	Latz	Mullery	Paymar	Severson	Tingelstad
Jaros	Lenczewski	Murphy	Pelowski	Sieben	Urdahl
Johnson, J.	Lesch	Nelson, C.	Penas	Simpson	Wagenius
Johnson, S.	Lieder	Nelson, M.	Peterson	Slawik	Walker
Kahn	Lindgren	Nelson, P.	Powell	Smith	Walz
Kielkucki	Lindner	Nornes	Pugh	Soderstrom	Wardlow
Klinzing	Magnus	Olsen, S.	Rhodes	Solberg	Wasiluk
Knoblach	Mahoney	Opatz	Rukavina	Stang	Westerberg
Kohls	Mariani	Osterman	Ruth	Strachan	Wilkin
Kuisle	Marquart	Otto	Samuelson	Swenson	Spk. Sviggum
Lanning	McNamara	Ozment	Seagren	Sykora	

Those who voted in the negative were:

Anderson, B.	Davids	Juhnke	Krinkie	Otremba	Thissen
Buesgens	Holberg	Kelliher	Olson, M.	Sertich	Vandever

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendments the concurrence of the House is respectfully requested:

H. F. No. 294, A bill for an act relating to the military; requiring payment of a salary differential and continuation of certain benefits to certain state employees who are members of the national guard or other military reserve units and who reported for active military duty; permitting local governments to pay a similar salary differential for their employees who are members of the national guard or other military reserve units and who have reported for active military service; amending Minnesota Statutes 2002, section 471.975; proposing coding for new law in Minnesota Statutes, chapter 43A.

PATRICK E. FLAHAVEN, Secretary of the Senate

Eastlund moved that the House refuse to concur in the Senate amendments to H. F. No. 294, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendments the concurrence of the House is respectfully requested:

H. F. No. 677, A bill for an act relating to occupations and professions; modifying licensure requirements for architects, engineers, surveyors, landscape architects, geoscientists, and interior designers; amending Minnesota Statutes 2002, sections 326.10, by adding subdivisions; 326.107, subdivisions 4, 8; repealing Minnesota Statutes 2002, sections 326.10, subdivision 5; 326.107, subdivisions 6, 9.

PATRICK E. FLAHAVEN, Secretary of the Senate

Erickson moved that the House refuse to concur in the Senate amendments to H. F. No. 677, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendments the concurrence of the House is respectfully requested:

H. F. No. 1167, A bill for an act relating to victims; increasing parental liability owed to a victim for acts of certain juvenile offenders; amending certain laws to enhance victim rights; amending Minnesota Statutes 2002, sections 260B.163, subdivision 1; 260B.171, subdivision 4; 611A.01.

PATRICK E. FLAHAVEN, Secretary of the Senate

Meslow moved that the House refuse to concur in the Senate amendments to H. F. No. 1167, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Mr. Speaker:

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

S. F. Nos. 262, 67, 1260, 964, 407 and 568.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 262, A bill for an act relating to motor vehicles; allowing sales to other dealers by limited used vehicle dealers; exempting donations of vehicles to individuals by a licensed limited used vehicle dealer from motor vehicle sales tax; amending Minnesota Statutes 2002, sections 168.27, subdivision 4a; 297B.01, subdivision 7.

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

S. F. No. 67, A bill for an act relating to economic development; authorizing the county of Koochiching to establish a port authority; authorizing political subdivisions to apply for foreign trade zone powers; proposing coding for new law in Minnesota Statutes, chapter 469.

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

S. F. No. 1260, A bill for an act relating to public utilities; making changes to the telephone assistance plan; amending Minnesota Statutes 2002, sections 237.70, subdivisions 2, 3, 4a, 5, 6, 7; 237.701, subdivision 1.

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

S. F. No. 964, A bill for an act relating to crime prevention; allowing crime victims to have input earlier in the plea agreement process; imposing conditions on the disclosure of videotaped interviews of child abuse victims; clarifying the rape examination law; amending Minnesota Statutes 2002, sections 13.821; 609.35; 611A.03, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 611A; 634.

The bill was read for the first time.

Lipman moved that S. F. No. 964 and H. F. No. 1278, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 407, A bill for an act relating to townships; providing for optional election of certain officers; amending Minnesota Statutes 2002, sections 367.30, subdivisions 2, 4; 367.31, subdivision 4; 367.34; 367.36, subdivision 1.

The bill was read for the first time.

Kielkucki moved that S. F. No. 407 and H. F. No. 553, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 568, A bill for an act relating to data practices; classifying and regulating the access to, use, release, and sharing of certain government, financial, and consumer data, personal information, social security numbers, and other data; providing for award of attorney fees and other remedies under certain conditions; amending Minnesota Statutes 2002, sections 13.08, subdivision 4; 13.32, subdivision 8, by adding a subdivision; 13.37, subdivision 3; 13.43, by adding a subdivision; 13.46, subdivision 7; 13.643, by adding a subdivision; 13.746, subdivision 3; 16C.06, by adding a subdivision; 16C.10, subdivision 7; 144.335, by adding a subdivision; 268.19, by adding a subdivision; 307.08, by adding a subdivision; 325M.01, subdivision 5; 325M.03; 325M.09; 349A.08, subdivision 9; 626.556, by adding a subdivision; 626.557, subdivision 9a; proposing coding for new law in Minnesota Statutes, chapters 13; 325E; proposing coding for new law as Minnesota Statutes, chapter 13E; repealing Minnesota Statutes 2002, section 13.6401, subdivision 4; Laws 2001, First Special Session chapter 10, article 2, section 40.

The bill was read for the first time.

Borrell moved that S. F. No. 568 and H. F. No. 739, now on the Calendar for the Day, be referred to the Chief Clerk for comparison. The motion prevailed.

CALENDAR FOR THE DAY

The Speaker assumed the Chair.

H. F. No. 1119 was reported to the House.

Howes and Kielkucki moved to amend H. F. No. 1119, the first engrossment, as follows:

Page 42, after line 12, insert:

"Sec. 66. Minnesota Statutes 2002, section 375.101, subdivision 1, is amended to read:

Subdivision 1. [ELECTION IN 30 TO 60 DAYS.] Except as provided in subdivision 3, a vacancy in the office of county commissioner, for reasons other than death, shall be filled at a special election not less than 30 nor more than 60 days after the vacancy occurs. A vacancy resulting from death shall be filled at a special election not less than 30 nor more than 90 days after the vacancy occurs. The special primary or special election may be held on the same day as a regular primary or regular election but the special election shall be held not less than 14 days after the special primary. The person elected at the special election shall take office immediately after receipt of the certificate of election and upon filing the bond and taking the oath of office and shall serve the remainder of the unexpired term. If the county has been reapportioned since the commencement of the term of the vacant office, the election shall be based on the district as reapportioned."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Lipman moved to amend H. F. No. 1119, the first engrossment, as amended, as follows:

Page 12, lines 25 to 30, delete the new language

Page 12, line 35, strike "or"

Page 13, line 2, after the semicolon, insert "or"

(iii) a current student identification card that contains the student's valid address in the precinct;"

Page 13, line 3, reinstate "~~(4)~~" and delete "(5)"

Page 13, line 9, reinstate "~~(5)~~" and delete "(6)"

A roll call was requested and properly seconded.

The question was taken on the Lipman amendment and the roll was called. There were 78 yeas and 53 nays as follows:

Those who voted in the affirmative were:

Abeler	Cox	Harder	Lanning	Ozment	Stang
Abrams	Dauids	Heidgerken	Lindgren	Paulsen	Strachan
Adolphson	DeLaForest	Holberg	Lindner	Penas	Sykora
Anderson, B.	Demmer	Hoppe	Lipman	Powell	Thissen
Anderson, J.	Dorman	Howes	Magnus	Rhodes	Tingelstad
Beard	Eastlund	Jacobson	McNamara	Ruth	Urdahl
Blaine	Erhardt	Johnson, J.	Meslow	Samuelson	Vandever
Borrell	Erickson	Kielkucki	Nelson, C.	Seagren	Walz
Boudreau	Fuller	Klinzing	Nelson, P.	Seifert	Wardlow
Bradley	Gerlach	Knoblach	Nornes	Severson	Westerberg
Brod	Gunther	Kohls	Olsen, S.	Simpson	Wilkin
Buesgens	Haas	Krinkie	Olson, M.	Smith	Zellers
Cornish	Hackbarth	Kuisle	Osterman	Soderstrom	Spk. Sviggum

Those who voted in the negative were:

Anderson, I.	Eken	Huntley	Lenczewski	Opatz	Sieben
Atkins	Ellison	Jaros	Lesch	Otremba	Slawik
Bernardy	Entenza	Johnson, S.	Lieder	Otto	Solberg
Biernat	Goodwin	Juhnke	Mahoney	Paymar	Swenson
Carlson	Greiling	Kahn	Mariani	Pelowski	Thao
Clark	Hausman	Kelliher	Marquart	Peterson	Wagenius
Davnie	Hilstrom	Koenen	Mullery	Pugh	Walker
Dill	Hilty	Larson	Murphy	Rukavina	Wasiluk
Dorn	Hornstein	Latz	Nelson, M.	Sertich	

The motion prevailed and the amendment was adopted.

Hilty and Kahn moved to amend H. F. No. 1119, the first engrossment, as amended, as follows:

Page 39, after line 24, insert:

"Sec. 60. [206.79] [LEGISLATIVE APPROVAL REQUIRED.]

Except as otherwise provided by section 206.81, the secretary of state must not implement any new statewide system used to: cast and count votes; or maintain or produce any audit trail information until the secretary is specifically authorized to take the action by a law enacted after the effective date of this act."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Hilty and Kahn amendment and the roll was called. There were 54 yeas and 77 nays as follows:

Those who voted in the affirmative were:

Anderson, I.	Eken	Huntley	Latz	Nelson, M.	Sertich
Atkins	Ellison	Jaros	Lenczewski	Opatz	Sieben
Bernardy	Entenza	Johnson, S.	Lesch	Otremba	Slawik
Biernat	Goodwin	Juhnke	Lieder	Otto	Solberg
Carlson	Greiling	Kahn	Mahoney	Paymar	Thao
Clark	Hausman	Kelliher	Mariani	Pelowski	Thissen
Davnie	Hilstrom	Knoblach	Marquart	Peterson	Wagenius
Dill	Hilty	Koenen	Mullery	Pugh	Walker
Dorn	Hornstein	Larson	Murphy	Rukavina	Wasiluk

Those who voted in the negative were:

Abeler	Anderson, B.	Blaine	Bradley	Cornish	DeLaForest
Abrams	Anderson, J.	Borrell	Brod	Cox	Demmer
Adolphson	Beard	Boudreau	Buesgens	Davids	Dorman

Eastlund	Holberg	Lanning	Olsen, S.	Seagren	Tingelstad
Erhardt	Hoppe	Lindgren	Olson, M.	Seifert	Urdahl
Erickson	Howes	Lindner	Osterman	Severson	Vandever
Fuller	Jacobson	Lipman	Ozment	Simpson	Walz
Gerlach	Johnson, J.	Magnus	Paulsen	Smith	Wardlow
Gunther	Kielkucki	McNamara	Penas	Soderstrom	Westerberg
Haas	Klinzing	Meslow	Powell	Stang	Wilkin
Hackbarth	Kohls	Nelson, C.	Rhodes	Strachan	Zellers
Harder	Krinkie	Nelson, P.	Ruth	Swenson	Spk. Sviggum
Heidgerken	Kuisle	Nornes	Samuelson	Sykora	

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

The Speaker called Abrams to the Chair.

Kahn and Kielkucki moved to amend H. F. No. 1119, the first engrossment, as amended, as follows:

Page 36, after line 1, insert:

"Sec. 48. Minnesota Statutes 2002, section 204D.14, is amended by adding a subdivision to read:

Subd. 3. [UNCONTESTED JUDICIAL OFFICES.] Judicial offices for which there is only one candidate must appear after all contested judicial offices on the canary ballot."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Lipman; Haas; Boudreau; Kielkucki; Rhodes; Nelson, C.; Osterman and Cox moved to amend H. F. No. 1119, the first engrossment, as amended, as follows:

Page 16, lines 17 to 19, delete the new language and insert "Notwithstanding Minnesota Rules, part 8200.7200, if the county attorney receives notification of an alleged violation of this chapter, the county attorney shall, no later than four months after receiving the notification, forward to the secretary of state a copy of the notification of alleged violations and a description of actions taken by the county attorney in response to the notification."

The motion prevailed and the amendment was adopted.

Rhodes and Kielkucki moved to amend H. F. No. 1119, the first engrossment, as amended, as follows:

Page 2, after line 33, insert:

"Sec. 2. [5.30] [VOTING INTEGRITY AND VOTER ACCESS ACCOUNT.]

Subdivision 1. [ESTABLISHMENT.] The voting integrity and voter access account is established as an account in the state treasury. Funds received from the federal government under the Help America Vote Act, Public Law 107-252, must be deposited in the state treasury and credited to the voting integrity and voter access account.

Funds appropriated by the legislature pursuant to the matching requirement of section 253(b)(5) of the Help America Vote Act, Public Law 107-252, must also be credited to this account. Notwithstanding any law to the contrary, the account is defined to meet the requirements of section 254(b) of the Help America Vote Act, Public Law 107-252.

Subd. 2. [APPROPRIATION.] Money in the voting integrity and voter access account is appropriated to the secretary of state for election administration improvement purposes that are consistent with the Help America Vote Act, Public Law 107-252, and the state plan certified by the governor pursuant to that act, and for reporting and administrative requirements under that act and plan. Federal money in this account may be carried over from fiscal year to fiscal year.

Subd. 3. [ACCOUNT PURPOSES.] Money in the voting integrity and voter access account must be used in a manner that is consistent with the maintenance of effort requirements of section 254(a)(7) of the Help America Vote Act, Public Law 107-252. Maintenance of effort is based on state expenditures for the fiscal year ending June 30, 2000.

Subd. 4. [REPORTS.] The secretary of state must send a copy of the report required by section 258 of the Help America Vote Act, Public Law 107-252, to the chairs of the finance committees in the house of representatives and the senate having jurisdiction over the budget of the office of the secretary of state.

Subd. 5. [LEGISLATURE NOT BOUND.] Receipt of federal funds under this section does not bind the legislature to make future appropriations.

[EFFECTIVE DATE.] This section is effective retroactively to the full extent permitted by the Help America Vote Act, Public Law 107-252."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Hilty and Kahn moved to amend H. F. No. 1119, the first engrossment, as amended, as follows:

Page 39, after line 24, insert:

"Any voting system approved for implementation in any precinct in Minnesota on more than a limited, experimental basis must, if it does not require a voter to directly mark on a ballot, produce, at the time the voter votes a ballot, a paper version or representation of the voted ballot. The paper version, after being verified by the voter as being what the voter intended, shall be retained by the election officials for use in any required recount. Additionally, the secretary of state must establish rules for implementing, in every general election, a system of verification of the accuracy of electronically tabulated results by means of a manual recount of randomly selected precincts across the state."

A roll call was requested and properly seconded.

The question was taken on the Hilty and Kahn amendment and the roll was called. There were 56 yeas and 75 nays as follows:

Those who voted in the affirmative were:

Anderson, I.	Ellison	Johnson, S.	Lieder	Otto	Solberg
Atkins	Entenza	Juhnke	Mahoney	Paymar	Thao
Bernardy	Goodwin	Kahn	Mariani	Pelowski	Thissen
Biernat	Greiling	Kelliher	Marquart	Peterson	Wagenius
Carlson	Hausman	Knoblach	Mullery	Pugh	Walker
Clark	Hilstrom	Koenen	Murphy	Rhodes	Wasiluk
Davnie	Hilty	Larson	Nelson, M.	Rukavina	
Dill	Hornstein	Latz	Olson, M.	Sertich	
Dorn	Huntley	Lenczewski	Opatz	Sieben	
Eken	Jaros	Lesch	Otremba	Slawik	

Those who voted in the negative were:

Abeler	Cox	Harder	Lindgren	Penas	Sykora
Abrams	Davids	Heidgerken	Lindner	Powell	Tingelstad
Adolphson	DeLaForest	Holberg	Lipman	Ruth	Urdahl
Anderson, B.	Demmer	Hoppe	Magnus	Samuelson	Vandever
Anderson, J.	Dorman	Howes	McNamara	Seagren	Walz
Beard	Eastlund	Jacobson	Meslow	Seifert	Wardlow
Blaine	Erhardt	Johnson, J.	Nelson, C.	Severson	Westerberg
Borrell	Erickson	Kielkucki	Nelson, P.	Simpson	Wilkin
Boudreau	Fuller	Klinzing	Nornes	Smith	Zellers
Bradley	Gerlach	Kohls	Olsen, S.	Soderstrom	Spk. Sviggum
Brod	Gunther	Krinkie	Osterman	Stang	
Buesgens	Haas	Kuisle	Ozment	Strachan	
Cornish	Hackbarth	Lanning	Paulsen	Swenson	

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

The Speaker resumed the Chair.

Ellison moved to amend H. F. No. 1119, the first engrossment, as amended, as follows:

Page 29, line 20, strike "answer questions or"

Page 29, lines 24 to 26, after the period, strike the old language

A roll call was requested and properly seconded.

Hilty moved to amend the Ellison amendment to H. F. No. 1119, the first engrossment, as amended, as follows:

Page 1, delete line 3

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

The Speaker called Boudreau to the Chair.

The question recurred on the Ellison amendment, as amended, and the roll was called. There were 53 yeas and 78 nays as follows:

Those who voted in the affirmative were:

Anderson, I.	Eken	Huntley	Lenczewski	Otremba	Sieben
Atkins	Ellison	Jaros	Lesch	Otto	Slawik
Bernardy	Entenza	Johnson, S.	Lieder	Paymar	Solberg
Biernat	Goodwin	Juhnke	Mahoney	Pelowski	Thao
Carlson	Greiling	Kahn	Mariani	Peterson	Thissen
Clark	Hausman	Kelliher	Mullery	Pugh	Wagenius
Davnie	Hilstrom	Koenen	Murphy	Rhodes	Walker
Dill	Hilty	Larson	Nelson, M.	Rukavina	Wasiluk
Dorn	Hornstein	Latz	Opatz	Sertich	

Those who voted in the negative were:

Abeler	Cox	Harder	Lanning	Osterman	Strachan
Abrams	Dauids	Heidgerken	Lindgren	Ozment	Swenson
Adolphson	DeLaForest	Holberg	Lindner	Paulsen	Sykora
Anderson, B.	Demmer	Hoppe	Lipman	Penas	Tingelstad
Anderson, J.	Dorman	Howes	Magnus	Powell	Urdahl
Beard	Eastlund	Jacobson	Marquart	Ruth	Vandever
Blaine	Erhardt	Johnson, J.	McNamara	Samuelson	Walz
Borrell	Erickson	Kielkucki	Meslow	Seagren	Wardlow
Boudreau	Fuller	Klinzing	Nelson, C.	Seifert	Westerberg
Bradley	Gerlach	Knoblach	Nelson, P.	Severson	Westrom
Brod	Gunther	Kohls	Nornes	Smith	Wilkin
Buesgens	Haas	Krinkie	Olsen, S.	Soderstrom	Zellers
Cornish	Hackbarth	Kuisle	Olson, M.	Stang	Spk. Sviggum

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

Thao, Mullery and Johnson, S., moved to amend H. F. No. 1119, the first engrossment, as amended, as follows:

Page 24, after line 22, insert:

"Sec. 31. Minnesota Statutes 2002, section 204B.19, is amended by adding a subdivision to read:

Subd. 7. [NON-ENGLISH-SPEAKING ELECTION JUDGES; REQUEST FOR APPOINTMENT.] Notwithstanding subdivision 2, upon the written request of at least 50 registered voters in a precinct, the appointing authority shall make every effort to appoint at least one election judge who speaks the language specified in the written request."

Page 29, after line 26, insert:

"Sec. 40. Minnesota Statutes 2002, section 204C.15, subdivision 1, is amended to read:

Subdivision 1. [INTERPRETERS; PHYSICAL ASSISTANCE IN MARKING BALLOTS.] A voter who claims a need for assistance because of inability to read English or physical inability to mark a ballot may obtain the aid of two election judges who are members of different major political parties. If assistance is needed because the voter

does not read and speak English and an election judge has been appointed pursuant to section 204A.19, subdivision 7, such judge must be one of the two election judges required by this subdivision. The election judges shall mark the ballots as directed by the voter and in as secret a manner as circumstances permit. If the voter is deaf or cannot speak English or understand it when it is spoken, the election judges may select two individuals who are members of different major political parties to act as interpreters. The interpreters shall assist the individual in marking the ballots. A voter in need of assistance may alternatively obtain the assistance of any individual the voter chooses. Only the following persons may not provide assistance to a voter: the voter's employer, an agent of the voter's employer, an officer or agent of the voter's union, or a candidate for election. The person who assists the voter shall, unaccompanied by an election judge, retire with that voter to a booth and mark the ballot as directed by the voter. No person who assists another voter as provided in the preceding sentence shall mark the ballots of more than three voters at one election. Before the ballots are deposited, the voter may show them privately to an election judge to ascertain that they are marked as the voter directed. An election judge or other individual assisting a voter shall not in any manner request, persuade, induce, or attempt to persuade or induce the voter to vote for any particular political party or candidate. The election judges or other individuals who assist the voter shall not reveal to anyone the name of any candidate for whom the voter has voted or anything that took place while assisting the voter."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Hilty and Kahn moved to amend H. F. No. 1119, the first engrossment, as amended, as follows:

Page 39, line 13, restore the stricken language

The motion prevailed and the amendment was adopted.

Simpson was excused for the remainder of today's session.

Ellison offered an amendment to H. F. No. 1119, the first engrossment, as amended.

POINT OF ORDER

Seifert raised a point of order pursuant to rule 3.21 that the Ellison amendment was not in order. Speaker pro tempore Boudreau ruled the point of order well taken and the Ellison amendment out of order.

Thissen moved to amend H. F. No. 1119, the first engrossment, as amended, as follows:

Page 14, after line 34, insert:

"Sec. 14. Minnesota Statutes 2002, section 201.1611, subdivision 1, is amended to read:

Subdivision 1. [FORMS.] All post-secondary institutions that enroll students accepting state or federal financial aid shall provide voter registration forms to each student as early as possible in the fall quarter. All school districts shall make available voter registration forms each May and September to all students registered as students of the

school district who will be eligible to vote at the next election after those months. A school district has no obligation to provide voter registration forms to students who participate in a postsecondary education option program or who otherwise reside in the district but do not attend a school operated by the district. A school district fulfills its obligation to a student under this section if it provides a voter registration form to the student one time. The forms must contain spaces for the information required in section 201.071, subdivision 1, and applicable rules of the secretary of state. The institutions and school districts may request these forms from the secretary of state. Institutions shall consult with their campus student government in determining the most effective means of distributing the forms and in seeking to facilitate election day registration of students under section 201.061, subdivision 3. School districts must advise students that completion of the voter registration forms is not a school district requirement."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

The Speaker resumed the Chair.

Kahn, Krinkie and Lipman offered an amendment to H. F. No. 1119, the first engrossment, as amended.

Murphy requested a division of the Kahn et al amendment to H. F. No. 1119, the first engrossment, as amended.

Murphy further requested that the second portion of the divided Kahn et al amendment to H. F. No. 1119, the first engrossment, as amended, be voted on first.

The second portion of the Kahn et al amendment to H. F. No. 1119, the first engrossment, as amended, reads as follows:

Page 24, after line 34, insert:

"The county auditor shall also keep a list of eligible voters who are willing to serve as election judges and who do not claim membership in a major political party pursuant to section 201.071."

Page 25, line 3, after "party" insert "and for those who do not belong to a major political party"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the second portion of the Kahn et al amendment and the roll was called. There were 53 yeas and 78 nays as follows:

Those who voted in the affirmative were:

Anderson, I.	Eken	Huntley	Lenczewski	Osterman	Sieben
Atkins	Ellison	Jaros	Lesch	Otto	Slawik
Bernardy	Entenza	Johnson, S.	Lieder	Paymar	Solberg
Biernat	Goodwin	Juhnke	Mahoney	Pelowski	Thao
Carlson	Greiling	Kahn	Mariani	Peterson	Thissen
Clark	Hausman	Kelliher	Marquart	Pugh	Wagenius
Davnie	Hilstrom	Koenen	Mullery	Rhodes	Walker
Dill	Hilty	Larson	Murphy	Rukavina	Wasiluk
Dorn	Hornstein	Latz	Opatz	Sertich	

Those who voted in the negative were:

Abeler	Cox	Hackbarth	Kuisle	Otremba	Strachan
Abrams	Davids	Harder	Lanning	Ozment	Swenson
Adolphson	DeLaForest	Heidgerken	Lindgren	Paulsen	Sykora
Anderson, B.	Demmer	Holberg	Lindner	Penas	Tingelstad
Anderson, J.	Dempsey	Hoppe	Lipman	Powell	Urdahl
Beard	Dorman	Howes	Magnus	Ruth	Vandever
Blaine	Eastlund	Jacobson	McNamara	Samuelson	Walz
Borrell	Erhardt	Johnson, J.	Meslow	Seagren	Wardlow
Boudreau	Erickson	Kielkucki	Nelson, C.	Seifert	Westerberg
Bradley	Fuller	Klinzing	Nelson, P.	Severson	Westrom
Brod	Gerlach	Knoblach	Nornes	Smith	Wilkin
Buesgens	Gunther	Kohls	Olsen, S.	Soderstrom	Zellers
Cornish	Haas	Krinkie	Olson, M.	Stang	Spk. Sviggum

The motion did not prevail and the second portion of the Kahn et al amendment was not adopted.

The first portion of the Kahn et al amendment to H. F. No. 1119, the first engrossment, as amended, reads as follows:

Page 13, after line 20, insert:

"Sec. 12. Minnesota Statutes 2002, section 201.071, subdivision 1, is amended to read:

Subdivision 1. [FORM.] A registration card must be of suitable size and weight for mailing and contain spaces for the following required information: voter's first name, middle name, and last name; voter's previous name, if any; voter's current address; voter's previous address, if any; voter's date of birth; voter's municipality and county of residence; voter's telephone number, if provided by the voter; date of registration; voter's membership in a major political party, if any; and voter's signature. The card must also contain a certification of voter eligibility.

The form of the voter registration card and the certification of voter eligibility must be as provided in the rules of the secretary of state. Voter registration forms authorized by the National Voter Registration Act may also be accepted as valid."

Renumber the sections in sequence and correct internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the first portion of the Kahn et al amendment and the roll was called. There were 6 yeas and 124 nays as follows:

Those who voted in the affirmative were:

Greiling	Hausman	Kahn	Krinkie	Lipman	Solberg
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Those who voted in the negative were:

Abeler	DeLaForest	Hilty	Lenczewski	Otremba	Soderstrom
Abrams	Demmer	Holberg	Lesch	Otto	Stang
Adolphson	Dempsey	Hoppe	Lieder	Ozment	Strachan
Anderson, B.	Dill	Hornstein	Lindgren	Paulsen	Swenson
Anderson, I.	Dorman	Howes	Lindner	Paymar	Sykora
Anderson, J.	Dorn	Huntley	Magnus	Pelowski	Thao
Atkins	Eastlund	Jacobson	Mahoney	Penas	Thissen
Beard	Eken	Jaros	Mariani	Peterson	Tingelstad
Biernat	Ellison	Johnson, J.	Marquart	Powell	Urdahl
Blaine	Entenza	Johnson, S.	McNamara	Pugh	Vandever
Borrell	Erhardt	Juhnke	Meslow	Rhodes	Wagenius
Boudreau	Erickson	Kelliher	Mullery	Rukavina	Walz
Bradley	Fuller	Kielkucki	Murphy	Ruth	Wardlow
Brod	Gerlach	Klinzing	Nelson, C.	Samuelson	Wasiluk
Buesgens	Goodwin	Knoblach	Nelson, M.	Seagren	Westerberg
Carlson	Gunther	Koenen	Nelson, P.	Seifert	Westrom
Clark	Haas	Kohls	Nornes	Sertich	Wilkin
Cornish	Hackbarth	Kuisele	Olsen, S.	Severson	Zellers
Cox	Harder	Lanning	Olson, M.	Sieben	Spk. Sviggum
Davids	Heidgerken	Larson	Opatz	Slawik	
Davnie	Hilstrom	Latz	Osterman	Smith	

The motion did not prevail and the first portion of the Kahn et al amendment was not adopted.

Sertich, Ozment, Sieben and Osterman moved to amend H. F. No. 1119, the first engrossment, as amended, as follows:

Page 27, after line 27, insert:

"Sec. 37. Minnesota Statutes 2002, section 204C.04, subdivision 1, is amended to read:

Subdivision 1. [RIGHT TO BE ABSENT.] (a) Every employee who is eligible to vote in an election has the right to be absent from work for the purpose of voting during the morning of the day of that election, without penalty or deduction from salary or wages because of the absence. An employer or other person may not directly or indirectly refuse, abridge, or interfere with this right or any other election right of an employee.

(b) A student who is eligible to vote in an election has the right to be absent from school for the purpose of voting during the morning of the day of that election, without penalty because of the absence. A school district may not directly or indirectly refuse, abridge, or interfere with this right or any other election right of any student."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Sertich et al amendment and the roll was called. There were 58 yeas and 72 nays as follows:

Those who voted in the affirmative were:

Anderson, I.	Eken	Hornstein	Lenczewski	Ozment	Thao
Atkins	Ellison	Howes	Lesch	Pelowski	Thissen
Bernardy	Entenza	Huntley	Mahoney	Peterson	Wagenius
Biernat	Fuller	Jaros	Mariani	Pugh	Walker
Carlson	Goodwin	Johnson, S.	Mullery	Rhodes	Walz
Clark	Greiling	Juhnke	Murphy	Rukavina	Wardlow
Cornish	Gunther	Kahn	Nelson, M.	Sertich	Wasiluk
Davnie	Heidgerken	Kelliher	Osterman	Sieben	Westrom
Dill	Hilstrom	Koenen	Otremba	Slawik	
Dorn	Hilty	Latz	Otto	Solberg	

Those who voted in the negative were:

Abeler	Cox	Harder	Larson	Olson, M.	Soderstrom
Abrams	Davids	Holberg	Lindgren	Opatz	Stang
Adolphson	DeLaForest	Hoppe	Lindner	Paulsen	Strachan
Anderson, B.	Demmer	Jacobson	Lipman	Paymar	Swenson
Anderson, J.	Dempsey	Johnson, J.	Magnus	Penas	Sykora
Beard	Dorman	Kielkucki	Marquart	Powell	Tingelstad
Blaine	Eastlund	Klinzing	McNamara	Ruth	Urdahl
Borrell	Erhardt	Knoblach	Meslow	Samuelson	Vandever
Boudreau	Erickson	Kohls	Nelson, C.	Seagren	Westerberg
Bradley	Gerlach	Krinkie	Nelson, P.	Seifert	Wilkin
Brod	Haas	Kuisle	Nornes	Severson	Zellers
Buesgens	Hackbarth	Lanning	Olsen, S.	Smith	Spk. Sviggum

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

Ellison moved to amend H. F. No. 1119, the first engrossment, as amended, as follows:

Page 28, line 24, after "(b)" delete the new language and reinstate the stricken language

Page 28, line 25 to page 29, line 7, delete the new language

A roll call was requested and properly seconded.

The question was taken on the Ellison amendment and the roll was called. There were 40 yeas and 90 nays as follows:

Those who voted in the affirmative were:

Anderson, I.	Carlson	Ellison	Hausman	Hornstein	Kahn
Atkins	Clark	Entenza	Heidgerken	Huntley	Kelliher
Bernardy	Dill	Goodwin	Hilstrom	Jaros	Kuisle
Biernat	Dorn	Greiling	Hilty	Johnson, S.	Latz

Lesch	Mariani	Pelowski	Rukavina	Solberg	Walker
Lieder	Murphy	Peterson	Sertich	Thao	
Mahoney	Nelson, M.	Pugh	Sieben	Wagenius	

Those who voted in the negative were:

Abeler	Davnie	Holberg	Lindner	Ozment	Strachan
Abrams	DeLaForest	Hoppe	Lipman	Paulsen	Swenson
Adolphson	Demmer	Howes	Magnus	Paymar	Sykora
Anderson, B.	Dempsey	Jacobson	Marquart	Penas	Thissen
Anderson, J.	Dorman	Johnson, J.	McNamara	Powell	Tingelstad
Beard	Eastlund	Juhnke	Meslow	Rhodes	Urdahl
Blaine	Eken	Kielkucki	Nelson, C.	Ruth	Vandever
Borrell	Erhardt	Klinzing	Nelson, P.	Samuelson	Walz
Boudreau	Erickson	Knoblach	Nornes	Seagren	Wardlow
Bradley	Fuller	Koenen	Olsen, S.	Seifert	Wasiluk
Brod	Gerlach	Kohls	Olson, M.	Severson	Westerberg
Buesgens	Gunther	Krinkie	Opatz	Slawik	Westrom
Cornish	Haas	Lanning	Osterman	Smith	Wilkin
Cox	Hackbarth	Larson	Otremba	Soderstrom	Zellers
Davids	Harder	Lindgren	Otto	Stang	Spk. Sviggum

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

The Speaker called Abrams to the Chair.

Hilty moved to amend H. F. No. 1119, the first engrossment, as amended, as follows:

Page 23, line 32, before the period, insert "and, while serving as an election judge, is deemed to be a notary public for purposes of dealing with complaints under P.L. 107-252, section 402(a)(2)"

A roll call was requested and properly seconded.

The question was taken on the Hilty amendment and the roll was called. There were 49 yeas and 83 nays as follows:

Those who voted in the affirmative were:

Anderson, I.	Eken	Huntley	Lieder	Peterson	Wagenius
Atkins	Ellison	Jaros	Mahoney	Pugh	Walker
Bernardy	Entenza	Johnson, S.	Mariani	Rukavina	Wasiluk
Biernat	Goodwin	Juhnke	Mullery	Sertich	Westrom
Carlson	Greiling	Kahn	Murphy	Sieben	
Clark	Hausman	Kelliher	Nelson, M.	Slawik	
Davnie	Hilstrom	Koenen	Otremba	Solberg	
Dill	Hilty	Latz	Paymar	Thao	
Dorn	Hornstein	Lesch	Pelowski	Thissen	

Those who voted in the negative were:

Abeler	Anderson, B.	Blaine	Bradley	Cornish	DeLaForest
Abrams	Anderson, J.	Borrell	Brod	Cox	Demmer
Adolphson	Beard	Boudreau	Buesgens	Davids	Dempsey

Dorman	Holberg	Lanning	Nelson, P.	Rhodes	Sykora
Eastlund	Hoppe	Larson	Nornes	Ruth	Tingelstad
Erhardt	Howes	Lenczewski	Olsen, S.	Samuelson	Urdahl
Erickson	Jacobson	Lindgren	Olson, M.	Seagren	Vandever
Fuller	Johnson, J.	Lindner	Opatz	Seifert	Walz
Gerlach	Kielkucki	Lipman	Osterman	Severson	Wardlow
Gunther	Klinzing	Magnus	Otto	Smith	Westerberg
Haas	Knobloch	Marquart	Ozment	Soderstrom	Wilkin
Hackbarth	Kohls	McNamara	Paulsen	Stang	Zellers
Harder	Krinkie	Meslow	Penas	Strachan	Spk. Sviggum
Heidgerken	Kuisle	Nelson, C.	Powell	Swenson	

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

Kahn moved to amend H. F. No. 1119, the first engrossment, as amended, as follows:

Page 15, lines 12 to 14, reinstate the stricken language

A roll call was requested and properly seconded.

The question was taken on the Kahn amendment and the roll was called. There were 53 yeas and 79 nays as follows:

Those who voted in the affirmative were:

Anderson, I.	Eken	Huntley	Lenczewski	Opatz	Sieben
Atkins	Ellison	Jaros	Lesch	Otremba	Slawik
Bernardy	Entenza	Johnson, S.	Lieder	Otto	Solberg
Biernat	Goodwin	Juhnke	Mahoney	Paymar	Thao
Carlson	Greiling	Kahn	Mariani	Pelowski	Thissen
Clark	Hausman	Kelliher	Marquart	Peterson	Wagenius
Davnie	Hilstrom	Koenen	Mullery	Pugh	Walker
Dill	Hilty	Larson	Murphy	Rukavina	Wasiluk
Dorn	Hornstein	Latz	Nelson, M.	Sertich	

Those who voted in the negative were:

Abeler	Davids	Heidgerken	Lindner	Powell	Urdahl
Abrams	DeLaForest	Holberg	Lipman	Rhodes	Vandever
Adolphson	Demmer	Hoppe	Magnus	Ruth	Walz
Anderson, B.	Dempsey	Howes	McNamara	Samuelson	Wardlow
Anderson, J.	Dorman	Jacobson	Meslow	Seagren	Westerberg
Beard	Eastlund	Johnson, J.	Nelson, C.	Seifert	Westrom
Blaine	Erhardt	Kielkucki	Nelson, P.	Severson	Wilkin
Borrell	Erickson	Klinzing	Nornes	Smith	Zellers
Boudreau	Fuller	Knobloch	Olsen, S.	Soderstrom	Spk. Sviggum
Bradley	Gerlach	Kohls	Olson, M.	Stang	
Brod	Gunther	Krinkie	Osterman	Strachan	
Buesgens	Haas	Kuisle	Ozment	Swenson	
Cornish	Hackbarth	Lanning	Paulsen	Sykora	
Cox	Harder	Lindgren	Penas	Tingelstad	

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

Ellison moved to amend H. F. No. 1119, the first engrossment, as amended, as follows:

Page 6, line 22, before the period, insert ", except felony conviction status shall not be public information"

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

H. F. No. 1119, A bill for an act relating to elections; changing certain deadlines, procedures, requirements, and provisions; appropriating money; amending Minnesota Statutes 2002, sections 5.08; 15.0597, subdivisions 2, 3, 4, 5, 6, 7; 15.0599, subdivision 4; 126C.17, subdivision 9; 201.061, subdivision 3; 201.071, subdivision 3; 201.161; 201.1611, subdivision 1; 201.171; 201.221, subdivision 3; 201.275; 202A.14, subdivision 3; 203B.085; 203B.11, subdivision 1; 203B.125; 204B.06, subdivision 1; 204B.07, subdivision 2; 204B.09, subdivisions 1, 3; 204B.13, subdivision 6; 204B.14, subdivision 2; 204B.16, subdivision 3; 204B.18, subdivision 1; 204B.19, subdivisions 1, 6, by adding a subdivision; 204B.21, subdivisions 1, 2; 204B.22, by adding a subdivision; 204B.34, subdivision 3; 204B.36, subdivision 4; 204B.41; 204C.06, by adding a subdivision; 204C.10; 204C.12, subdivision 4; 204C.15, subdivision 1; 204C.20, subdivision 2; 204C.28, subdivision 1; 204C.33, subdivision 1; 204C.35, by adding a subdivision; 204C.36, subdivisions 1, 3, by adding a subdivision; 204C.361; 204D.14, by adding a subdivision; 204D.27, subdivision 11; 205.02, subdivision 1; 205.075, by adding a subdivision; 205.16, subdivision 4, by adding a subdivision; 205.185, subdivisions 2, 3; 205A.02; 205A.07, subdivision 3, by adding a subdivision; 206.58, subdivision 1; 206.81; 206.90, subdivision 6; 211A.02, by adding a subdivision; 351.01, subdivision 4; 365.51, subdivision 3; 367.12; 375.101, subdivision 1; 414.041, subdivision 1; 447.32, subdivisions 3, 4; proposing coding for new law in Minnesota Statutes, chapters 5; 204D.

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 79 yeas and 52 nays as follows:

Those who voted in the affirmative were:

Abeler	Davids	Heidgerken	Lindner	Powell	Urdahl
Abrams	DeLaForest	Holberg	Lipman	Rhodes	Vandev eer
Adolphson	Demmer	Hoppe	Magnus	Ruth	Walz
Anderson, B.	Dempsey	Howes	McNamara	Samuelson	Wardlow
Anderson, J.	Dorman	Jacobson	Meslow	Seagren	Westerberg
Beard	Eastlund	Johnson, J.	Nelson, C.	Seifert	Westrom
Blaine	Erhardt	Kielkucki	Nelson, P.	Severson	Wilkin
Borrell	Erickson	Klinzing	Nornes	Smith	Zellers
Boudreau	Fuller	Knoblach	Olsen, S.	Soderstrom	Spk. Sviggum
Bradley	Gerlach	Kohls	Olson, M.	Stang	
Brod	Gunther	Krinkie	Osterman	Strachan	
Buesgens	Haas	Kuisle	Ozment	Swenson	
Cornish	Hackbarth	Lanning	Paulsen	Sykora	
Cox	Harder	Lindgren	Penas	Tingelstad	

Those who voted in the negative were:

Anderson, I.	Davnie	Goodwin	Huntley	Koenen	Mariani
Atkins	Dill	Greiling	Jaros	Larson	Marquart
Bernardy	Dorn	Hausman	Johnson, S.	Latz	Mullery
Biernat	Eken	Hilstrom	Juhnke	Lenczewski	Murphy
Carlson	Ellison	Hilty	Kahn	Lesch	Nelson, M.
Clark	Entenza	Hornstein	Kelliher	Lieder	Opatz

Otremba	Pelowski	Rukavina	Slawik	Thissen	Wasiluk
Otto	Peterson	Sertich	Solberg	Wagenius	
Paymar	Pugh	Sieben	Thao	Walker	

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

S. F. No. 891, A bill for an act relating to housing and redevelopment authorities; authorizing an authority to create certain legal entities to engage in housing activities; amending Minnesota Statutes 2002, section 469.012, subdivision 1.

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 125 yeas and 6 nays as follows:

Those who voted in the affirmative were:

Abeler	DeLaForest	Heidgerken	Latz	Osterman	Soderstrom
Abrams	Demmer	Hilstrom	Lenczewski	Otremba	Solberg
Adolphson	Dempsey	Hilty	Lesch	Otto	Stang
Anderson, B.	Dill	Hoppe	Lieder	Ozment	Strachan
Anderson, I.	Dorman	Hornstein	Lindgren	Paulsen	Swenson
Anderson, J.	Dorn	Howes	Lindner	Paymar	Sykora
Atkins	Eastlund	Huntley	Lipman	Pelowski	Thao
Beard	Eken	Jacobson	Magnus	Penas	Thissen
Bernardy	Ellison	Jaros	Mariani	Peterson	Tingelstad
Biernat	Entenza	Johnson, J.	Marquart	Powell	Urdahl
Blaine	Erhardt	Johnson, S.	McNamara	Pugh	Wagenius
Borrell	Erickson	Juhnke	Meslow	Rhodes	Walker
Boudreau	Fuller	Kahn	Mullery	Rukavina	Walz
Bradley	Gerlach	Kelliher	Murphy	Ruth	Wardlow
Brod	Goodwin	Kielkucki	Nelson, C.	Samuelson	Wasiluk
Carlson	Greiling	Klinzing	Nelson, M.	Seagren	Westerberg
Clark	Gunther	Knoblach	Nelson, P.	Seifert	Westrom
Cornish	Haas	Koenen	Nornes	Severson	Wilkin
Cox	Hackbarth	Kohls	Olsen, S.	Sieben	Zellers
Davids	Harder	Lanning	Olson, M.	Slawik	Spk. Sviggum
Davnie	Hausman	Larson	Opatz	Smith	

Those who voted in the negative were:

Buesgens	Holberg	Krinkie	Kuisle	Mahoney	Vandev eer
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The bill was passed and its title agreed to.

Sviggum was excused for the remainder of today's session.

S. F. No. 1069, A bill for an act relating to commerce; regulating financial institution examinations, applications, loans, advertising, and organizational provisions; revising the standard nonforfeiture law for individual deferred annuities; regulating the deposit and investment of local public funds; making various technical changes; repealing obsolete rules; amending Minnesota Statutes 2002, sections 46.04, subdivision 1; 46.041, subdivision 2; 47.015, by adding a subdivision; 47.101, subdivision 2; 47.59, subdivision 2; 47.67; 48.08; 48.24, subdivision 6; 52.06, subdivision 1; 61A.245, subdivisions 3, 4, 5, 6, 12; 118A.03, subdivisions 2, 3; 300.025; 300.23; 332.29, subdivision 1; repealing Minnesota Rules, parts 2675.0300; 2675.2250; 2675.6400.

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 131 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler	DeLaForest	Hilstrom	Larson	Opatz	Smith
Abrams	Demmer	Hilty	Latz	Osterman	Soderstrom
Adolphson	Dempsey	Holberg	Lenczewski	Otremba	Solberg
Anderson, B.	Dill	Hoppe	Lesch	Otto	Stang
Anderson, I.	Dorman	Hornstein	Lieder	Ozment	Strachan
Anderson, J.	Dorn	Howes	Lindgren	Paulsen	Swenson
Atkins	Eastlund	Huntley	Lindner	Paymar	Sykora
Beard	Eken	Jacobson	Lipman	Pelowski	Thao
Bernardy	Ellison	Jaros	Magnus	Penas	Thissen
Biernat	Entenza	Johnson, J.	Mahoney	Peterson	Tingelstad
Blaine	Erhardt	Johnson, S.	Mariani	Powell	Urdahl
Borrell	Erickson	Juhnke	Marquart	Pugh	Vandever
Boudreau	Fuller	Kahn	McNamara	Rhodes	Wagenius
Bradley	Gerlach	Kelliher	Meslow	Rukavina	Walker
Brod	Goodwin	Kielkucki	Mullery	Ruth	Walz
Buesgens	Greiling	Klinzing	Murphy	Samuelson	Wardlow
Carlson	Gunther	Knoblach	Nelson, C.	Seagren	Wasiluk
Clark	Haas	Koenen	Nelson, M.	Seifert	Westerberg
Cornish	Hackbarth	Kohls	Nelson, P.	Sertich	Westrom
Cox	Harder	Krinkie	Nornes	Severson	Wilkin
Davids	Hausman	Kuisele	Olsen, S.	Sieben	Zellers
Davnie	Heidgerken	Lanning	Olson, M.	Slawik	

The bill was passed and its title agreed to.

S. F. No. 645, A bill for an act relating to landlords and tenants; providing for assignment of certain eviction actions to city attorney; providing for interest rates on security deposits; amending Minnesota Statutes 2002, sections 504B.171, subdivision 2; 504B.178, subdivision 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. There were 99 yeas and 31 nays as follows:

Those who voted in the affirmative were:

Abeler	Anderson, B.	Beard	Borrell	Brod	Cox
Abrams	Anderson, J.	Biernat	Boudreau	Buesgens	Davids
Adolphson	Atkins	Blaine	Bradley	Cornish	Davnie

DeLaForest	Heidgerken	Kohls	Murphy	Peterson	Sykora
Demmer	Hilstrom	Krinkie	Nelson, C.	Powell	Thissen
Dempsey	Holberg	Kuisle	Nelson, M.	Pugh	Tingelstad
Dorman	Hoppe	Lanning	Nelson, P.	Rhodes	Urdahl
Eastlund	Howes	Latz	Nornes	Ruth	Vandever
Eken	Huntley	Lenczewski	Olsen, S.	Samuelson	Walz
Erhardt	Jacobson	Lindgren	Olson, M.	Seagren	Wardlow
Erickson	Jaros	Lindner	Osterman	Seifert	Westerberg
Fuller	Johnson, J.	Lipman	Otremba	Severson	Westrom
Gerlach	Juhnke	Magnus	Otto	Smith	Wilkin
Gunther	Kielkucki	Mahoney	Ozment	Soderstrom	Zellers
Haas	Klinzing	Marquart	Paulsen	Stang	
Hackbarth	Knoblach	McNamara	Pelowski	Strachan	
Harder	Koenen	Meslow	Penas	Swenson	

Those who voted in the negative were:

Anderson, I.	Ellison	Hornstein	Lieder	Sertich	Wasiluk
Bernardy	Entenza	Johnson, S.	Mariani	Sieben	
Carlson	Goodwin	Kahn	Mullery	Solberg	
Clark	Greiling	Kelliher	Opatz	Thao	
Dill	Hausman	Larson	Paymar	Wagenius	
Dorn	Hilty	Lesch	Rukavina	Walker	

The bill was passed and its title agreed to.

H. F. No. 624 was reported to the House.

Seifert and Kahn moved to amend H. F. No. 624, the third engrossment, as follows:

Page 3, line 9, before "The" insert "(a)"

Page 3, after line 19, insert:

"(b) If more than one political subdivision requests a fiscal impact and fiscal benefit note on the same rule, the commissioner must split the fee equally among the requesting political subdivisions. A political subdivision that does not request a fiscal impact and benefit note may agree to reimburse a political subdivision that does request a note for part of the fee charged under this section."

The motion prevailed and the amendment was adopted.

Wagenius, Kahn and Seifert moved to amend H. F. No. 624, the third engrossment, as amended, as follows:

Page 2, line 32, before the period, insert "and on any other local jurisdiction impacted by the rule"

Page 3, line 23, before the period, insert "and the initial or yearly net cost of not complying with the rule on other local jurisdictions"

The motion prevailed and the amendment was adopted.

H. F. No. 624, A bill for an act relating to state government; requiring local government impact notes; requiring a determination of the aggregate cost of complying with proposed rules; amending Minnesota Statutes 2002, section 3.987, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 14.

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 129 yeas and 1 nay as follows:

Those who voted in the affirmative were:

Abeler	DeLaForest	Hilstrom	Larson	Otremba	Solberg
Abrams	Demmer	Hilty	Latz	Otto	Stang
Adolphson	Dempsey	Holberg	Lenczewski	Ozment	Strachan
Anderson, B.	Dill	Hoppe	Lesch	Paulsen	Swenson
Anderson, I.	Dorman	Hornstein	Lieder	Paymar	Sykora
Anderson, J.	Dorn	Howes	Lindgren	Pelowski	Thao
Atkins	Eastlund	Huntley	Lindner	Penas	Thissen
Beard	Eken	Jacobson	Magnus	Peterson	Tingelstad
Bernardy	Ellison	Jaros	Mahoney	Powell	Urdahl
Biernat	Entenza	Johnson, J.	Mariani	Pugh	Vandevor
Blaine	Erhardt	Johnson, S.	Marquart	Rhodes	Wagenius
Borrell	Erickson	Juhnke	McNamara	Rukavina	Walker
Boudreau	Fuller	Kahn	Mullery	Ruth	Walz
Bradley	Gerlach	Kelliher	Murphy	Samuelson	Wardlow
Brod	Goodwin	Kielkucki	Nelson, C.	Seagren	Wasiluk
Buesgens	Greiling	Klinzing	Nelson, M.	Seifert	Westerberg
Carlson	Gunther	Knobloch	Nelson, P.	Sertich	Westrom
Clark	Haas	Koenen	Nornes	Severson	Wilkin
Cornish	Hackbarth	Kohls	Olsen, S.	Sieben	Zellers
Cox	Harder	Krinkie	Olson, M.	Slawik	
Davids	Hausman	Kuisle	Opatz	Smith	
Davnie	Heidgerken	Lanning	Osterman	Soderstrom	

Those who voted in the negative were:

Lipman

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

H. F. No. 1011, A bill for an act relating to health occupations; modifying licensure requirements for occupational therapists whose licenses have lapsed for more than four years; amending Minnesota Statutes 2002, section 148.6425, subdivision 3.

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 131 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler	Anderson, B.	Atkins	Biernat	Boudreau	Buesgens
Abrams	Anderson, I.	Beard	Blaine	Bradley	Carlson
Adolphson	Anderson, J.	Bernardy	Borrell	Brod	Clark

Cornish	Greiling	Kahn	Mahoney	Paymar	Stang
Cox	Gunther	Kelliher	Mariani	Pelowski	Strachan
Davids	Haas	Kielkucki	Marquart	Penas	Swenson
Davnie	Hackbarth	Klinzing	McNamara	Peterson	Sykora
DeLaForest	Harder	Knoblach	Meslow	Powell	Thao
Demmer	Hausman	Koenen	Mullery	Pugh	Thissen
Dempsey	Heidgerken	Kohls	Murphy	Rhodes	Tingelstad
Dill	Hilstrom	Krinkie	Nelson, C.	Rukavina	Urdahl
Dorman	Hilty	Kuisle	Nelson, M.	Ruth	Vandev eer
Dorn	Holberg	Lanning	Nelson, P.	Samuelson	Wagenius
Eastlund	Hoppe	Larson	Nornes	Seagren	Walker
Eken	Hornstein	Latz	Olsen, S.	Seifert	Walz
Ellison	Howes	Lenczewski	Olson, M.	Sertich	Wardlow
Entenza	Huntley	Lesch	Opatz	Severson	Wasiluk
Erhardt	Jacobson	Lieder	Osterman	Sieben	Westerberg
Erickson	Jaros	Lindgren	Otremba	Slawik	Westrom
Fuller	Johnson, J.	Lindner	Otto	Smith	Wilkin
Gerlach	Johnson, S.	Lipman	Ozment	Soderstrom	Zellers
Goodwin	Juhnke	Magnus	Paulsen	Solberg	

The bill was passed and its title agreed to.

S. F. No. 422 was reported to the House.

Buesgens moved to amend S. F. No. 422 as follows:

Pages 1 and 2, delete section 1 and insert:

"Section 1. Minnesota Statutes 2002, section 508.12, subdivision 1, is amended to read:

Subdivision 1. [EXAMINER AND DEPUTY EXAMINER.] The judges of the district court shall appoint a competent attorney in each county within their respective districts to be an examiner of titles and legal adviser to the registrar in said county, to which examiner all applications to register title to land are referred without further order, and may appoint attorneys to serve as deputy examiners who shall act in the name of the examiner and under the examiner's supervision and control, and the deputy's acts shall be the acts of the examiners. The examiner of titles and deputy examiners shall hold office subject to the will and discretion of the district court by whom appointed. The examiner's compensation and that of the examiner's deputies shall be fixed and determined by the court and paid in the same manner as the compensation of other county employees is paid except that in all counties having fewer than 75,000 inhabitants, and in Stearns, Dakota, Scott, Wright, and Olmsted counties the fees and compensation of the examiners for services as legal adviser to the registrar shall be determined by the judges of the district court and paid in the same manner as the compensation of other county employees is paid, but in every other instance shall be paid by the person applying to have the person's title registered or for other action or relief which requires the services, certification or approval of the examiner."

Amend the title as follows:

Page 1, line 2, delete "providing for" and insert "adding Scott and Wright counties to those with an"

The motion prevailed and the amendment was adopted.

S. F. No. 422, A bill for an act relating to examiners of titles; providing for alternative means of compensation; amending Minnesota Statutes 2002, section 508.12, subdivision 1.

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	DeLaForest	Hilstrom	Larson	Opatz	Smith
Abrams	Demmer	Hilty	Latz	Osterman	Soderstrom
Adolphson	Dempsey	Holberg	Lenczewski	Otremba	Solberg
Anderson, B.	Dill	Hoppe	Lesch	Otto	Stang
Anderson, I.	Dorman	Hornstein	Lieder	Ozment	Strachan
Anderson, J.	Dorn	Howes	Lindgren	Paulsen	Swenson
Atkins	Eastlund	Huntley	Lindner	Paymar	Sykora
Beard	Eken	Jacobson	Lipman	Pelowski	Thao
Bernardy	Ellison	Jaros	Magnus	Penas	Thissen
Biernat	Entenza	Johnson, J.	Mahoney	Peterson	Tingelstad
Blaine	Erhardt	Johnson, S.	Mariani	Powell	Urdahl
Borrell	Erickson	Juhnke	Marquart	Pugh	Vandevveer
Boudreau	Fuller	Kahn	McNamara	Rhodes	Wagenius
Bradley	Gerlach	Kelliher	Meslow	Rukavina	Walker
Brod	Goodwin	Kielkucki	Mullery	Ruth	Walz
Buesgens	Greiling	Klinzing	Murphy	Samuelson	Wardlow
Carlson	Gunther	Knoblach	Nelson, C.	Seagren	Wasiluk
Clark	Haas	Koenen	Nelson, M.	Seifert	Westerberg
Cornish	Hackbarth	Kohls	Nelson, P.	Sertich	Westrom
Cox	Harder	Krinkie	Nornes	Severson	Wilkin
Davids	Hausman	Kuisle	Olsen, S.	Sieben	Zellers
Davnie	Heidgerken	Lanning	Olson, M.	Slawik	

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

S. F. No. 479, A bill for an act relating to auditing; allowing certified public accountants to perform annual audits for county nursing homes; amending Minnesota Statutes 2002, section 6.552.

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 131 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler	Beard	Brod	Davnie	Eastlund	Gerlach
Abrams	Bernardy	Buesgens	DeLaForest	Eken	Goodwin
Adolphson	Biernat	Carlson	Demmer	Ellison	Greiling
Anderson, B.	Blaine	Clark	Dempsey	Entenza	Gunther
Anderson, I.	Borrell	Cornish	Dill	Erhardt	Haas
Anderson, J.	Boudreau	Cox	Dorman	Erickson	Hackbarth
Atkins	Bradley	Davids	Dorn	Fuller	Harder

Hausman	Kelliher	Lindner	Olson, M.	Ruth	Thao
Heidgerken	Kielkucki	Lipman	Opatz	Samuelson	Thissen
Hilstrom	Klinzing	Magnus	Osterman	Seagren	Tingelstad
Hilty	Knoblach	Mahoney	Otremba	Seifert	Urdahl
Holberg	Koenen	Mariani	Otto	Sertich	Vandever
Hoppe	Kohls	Marquart	Ozment	Severson	Wagenius
Hornstein	Krinkie	McNamara	Paulsen	Sieben	Walker
Howes	Kuisle	Meslow	Paymar	Slawik	Walz
Huntley	Lanning	Mullery	Pelowski	Smith	Wardlow
Jacobson	Larson	Murphy	Penas	Soderstrom	Wasiluk
Jaros	Latz	Nelson, C.	Peterson	Solberg	Westerberg
Johnson, J.	Lenczewski	Nelson, M.	Powell	Stang	Westrom
Johnson, S.	Lesch	Nelson, P.	Pugh	Strachan	Wilkin
Juhnke	Lieder	Nornes	Rhodes	Swenson	Zellers
Kahn	Lindgren	Olsen, S.	Rukavina	Sykora	

The bill was passed and its title agreed to.

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

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to a Conference Committee on S. F. No. 1524:

Haas, Rhodes, Krinkie, Erickson and Gerlach.

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 627:

Kuisle; Holberg; Westerberg; Anderson, B., and Ruth.

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 1167:

Meslow, Rhodes and Lesch.

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 677:

Erickson, Severson and Lieder.

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 294:

Eastlund; Anderson, B., and Larson.

MOTIONS AND RESOLUTIONS

Thissen moved that the name of Davnie be added as an author on H. F. No. 1578. The motion prevailed.

Knoblach moved that S. F. No. 420, now on the General Register, be re-referred to the Committee on Ways and Means. The motion prevailed.

ADJOURNMENT

Paulsen moved that when the House adjourns today it adjourn until 10:30 a.m., Friday, May 9, 2003. The motion prevailed.

Paulsen moved that the House adjourn. The motion prevailed, and Speaker pro tempore Abrams declared the House stands adjourned until 10:30 a.m., Friday, May 9, 2003.

EDWARD A. BURDICK, Chief Clerk, House of Representatives