

STATE OF MINNESOTA

EIGHTY-FOURTH SESSION — 2005

FOURTH DAY

SAINT PAUL, MINNESOTA, WEDNESDAY, JANUARY 12, 2005

The House of Representatives convened at 12:00 noon and was called to order by Gregory M. Davids, Speaker pro tempore.

Prayer was offered by the Reverend Rick Gerber, Union Gospel Mission of the Twin Cities.

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	Dorman	Hilty	Lenczewski	Paulsen	Slawik
Abrams	Dorn	Holberg	Lesch	Paymar	Smith
Anderson, B.	Eastlund	Hoppe	Liebling	Pelowski	Soderstrom
Anderson, I.	Eken	Hornstein	Lieder	Penas	Solberg
Atkins	Ellison	Hortman	Lillie	Peppin	Sykora
Beard	Emmer	Hosch	Loeffler	Peterson, A.	Thao
Bernardy	Entenza	Howes	Magnus	Peterson, N.	Thissen
Blaine	Erhardt	Huntley	Mahoney	Peterson, S.	Tingelstad
Bradley	Erickson	Jaros	Mariani	Poppe	Urdahl
Brod	Finstad	Johnson, J.	Marquart	Powell	Vandever
Carlson	Fritz	Johnson, R.	McNamara	Rukavina	Wagenius
Cornish	Garofalo	Johnson, S.	Meslow	Ruth	Walker
Cox	Gazelka	Juhnke	Moe	Ruud	Wardlow
Cybart	Goodwin	Kahn	Mullery	Sailer	Welti
Davids	Greiling	Kelliher	Murphy	Samuelson	Westerberg
Davnie	Gunther	Klinzing	Nelson, M.	Scalze	Westrom
Dean	Hackbarth	Knoblach	Nelson, P.	Seifert	Wilkin
DeLaForest	Hamilton	Koenen	Newman	Sertich	Zellers
Demmer	Hansen	Kohls	Nornes	Severson	Spk. Sviggum
Dempsey	Hausman	Krinkie	Opatz	Sieben	
Dill	Heidgerken	Lanning	Otremba	Simon	
Dittrich	Hilstrom	Larson	Ozment	Simpson	

A quorum was present.

Buesgens, Charron, Clark, Latz and Olson were excused.

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

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Rukavina, Koenen, Otremba, Howes, Dorman and Blaine introduced:

H. F. No. 154, A bill for an act relating to health; requiring the commissioner of health to seek federal approval for home delivery of WIC supplemental foods.

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

Hausman introduced:

H. F. No. 155, A bill for an act relating to liquor; authorizing a city to issue an off-sale license in a certain area; amending Minnesota Statutes 2004, section 340A.412, subdivision 4.

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

Anderson, I.; Solberg; Rukavina and Moe introduced:

H. F. No. 156, A bill for an act relating to capital improvements; appropriating money for water level control in mine pits; authorizing state bonds.

The bill was read for the first time and referred to the Committee on Agriculture, Environment and Natural Resources Finance.

Anderson, I.; Dill; Moe; Solberg and Rukavina introduced:

H. F. No. 157, A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money to alleviate otherwise certain flooding emanating from the Canisteo Mine in Itasca County.

The bill was read for the first time and referred to the Committee on Agriculture, Environment and Natural Resources Finance.

Kahn, Tingelstad, Loeffler, Clark, Hausman, Murphy, Kelliher and Fritz introduced:

H. F. No. 158, A bill for an act relating to health; establishing the Cervical Cancer Elimination Task Force.

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

Kahn and Krinkie introduced:

H. F. No. 159, A bill for an act relating to political subdivisions; requiring a referendum on pension deficit bonding; requiring draft legislation for 2006 session; amending Minnesota Statutes 2004, section 475.58, subdivision 1.

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

Kahn, Kelliher and Hornstein introduced:

H. F. No. 160, A bill for an act relating to the environment; restricting outdoor light pollution; proposing coding for new law in Minnesota Statutes, chapter 116.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources.

Peterson, A., and Marquart introduced:

H. F. No. 161, A bill for an act relating to capital improvements; appropriating money to acquire an excursion boat and landing for the Bonanza Education Center; authorizing the sale of state bonds.

The bill was read for the first time and referred to the Committee on Agriculture, Environment and Natural Resources Finance.

Peterson, A., and Seifert introduced:

H. F. No. 162, A bill for an act relating to capital improvements; appropriating money to improve Lake Benton in Lincoln County; authorizing the sale of state bonds.

The bill was read for the first time and referred to the Committee on Agriculture, Environment and Natural Resources Finance.

Bradley, Liebling, Demmer and Welti introduced:

H. F. No. 163, A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for the Rochester Bioscience Core Area.

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

Demmer, Liebling, Welti and Bradley introduced:

H. F. No. 164, A bill for an act relating to capital improvement; authorizing the sale of state bonds; appropriating money to Olmsted County for a grant to upgrade and expand capacity with a third combustion unit at the municipal solid waste combustor serving Dodge and Olmsted counties.

The bill was read for the first time and referred to the Committee on Agriculture, Environment and Natural Resources Finance.

Opatz, Seifert, Pelowski, Urdahl, Abeler, Dorn, Knoblach, Dempsey and Moe introduced:

H. F. No. 165, A bill for an act relating to higher education; Minnesota State Colleges and Universities; authorizing applied doctoral degrees at state universities; amending Minnesota Statutes 2004, section 135A.052, subdivision 1.

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

Abrams, Paulsen, Entenza, Krinkie, Lenczewski, Dittrich, Ruud, Brod and Magnus introduced:

H. F. No. 166, A bill for an act relating to taxation; accelerating the income tax charitable contribution deduction for relief of Indian Ocean tsunami victims; amending Minnesota Statutes 2004, section 290.01, subdivision 19.

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

Opatz, Knoblach and Hosch introduced:

H. F. No. 167, A bill for an act relating to capital investment; appropriating money for design of capital improvements for St. Cloud State University; authorizing the issuance of general obligation bonds.

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

Opatz, Knoblach and Hosch introduced:

H. F. No. 168, A bill for an act relating to capital investment; appropriating money for design of capital improvements for St. Cloud State University; authorizing the issuance of general obligation bonds.

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

Rukavina, Fritz, Poppe, Jaros and Welti introduced:

H. F. No. 169, A bill for an act relating to property taxation; providing a property tax exemption for the homestead of a permanently and totally disabled veteran or the veteran's spouse; amending Minnesota Statutes 2004, sections 272.02, by adding a subdivision; 273.13, subdivision 22.

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

Opatz, Knoblach and Hosch introduced:

H. F. No. 170, A bill for an act relating to capital investment; appropriating money for design of capital improvements for St. Cloud State University; authorizing the issuance of general obligation bonds.

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

Anderson, B.; Wardlow; Erickson; Soderstrom; Emmer and Dorman introduced:

H. F. No. 171, A bill for an act relating to veterans; authorizing license plates for veterans of global war on terrorism; amending Minnesota Statutes 2004, section 168.123, subdivisions 1, 2.

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

Opatz and Hosch introduced:

H. F. No. 172, A bill for an act relating to appropriations; authorizing state bonds; appropriating money for a grant for parks and trails to the St. Cloud Area Regional Parks and Trails Coordinating Board.

The bill was read for the first time and referred to the Committee on Agriculture, Environment and Natural Resources Finance.

Opatz introduced:

H. F. No. 173, A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for the Northstar commuter rail system.

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

Opatz, Knoblach and Hosch introduced:

H. F. No. 174, A bill for an act relating to capital investment; appropriating money for capital improvements to St. Cloud Technical College; authorizing the issuance of general obligation bonds.

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

Garofalo introduced:

H. F. No. 175, A bill for an act relating to transportation; appropriating money and authorizing issuance of state bonds for a highway overpass in Dakota County.

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

Dempsey and Sviggum introduced:

H. F. No. 176, A bill for an act relating to tax increment financing; authorizing the extension of a redevelopment district in the city of Wabasha.

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

Moe, Howes and Sailer introduced:

H. F. No. 177, A bill for an act relating to capital investment; appropriating money for Bemidji State University-Northwest Technical College; authorizing the issuance of general obligation bonds.

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

Moe introduced:

H. F. No. 178, A bill for an act relating to retirement; providing an additional benefit for certain teachers; proposing coding for new law in Minnesota Statutes, chapter 354.

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

Huntley, Jaros and Murphy introduced:

H. F. No. 179, A bill for an act relating to gambling; appropriating money for compulsive gambling prevention and education.

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

Paymar; Greiling; Wagenius; Davnie; Mahoney; Otremba; Nelson, M.; Vandever; Marquart; Simon; Lesch and Abeler introduced:

H. F. No. 180, A bill for an act relating to property taxation; making permanent the limited market value law; amending Minnesota Statutes 2004, section 273.11, subdivision 1a.

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

Solberg introduced:

H. F. No. 181, A bill for an act relating to appropriations; appropriating money to complete the Great River Road in Aitkin County.

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

Solberg introduced:

H. F. No. 182, A bill for an act relating to taxation; authorizing Aitkin County and Independent School District No. 1 to conduct joint hearings; amending Minnesota Statutes 2004, section 275.065, by adding a subdivision.

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

Fritz, Pelowski, Carlson and Cox introduced:

H. F. No. 183, A bill for an act relating to capital investment; authorizing the issuance of state bonds; appropriating money for capital improvements at South Central Technical College.

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

Erickson introduced:

H. F. No. 184, A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for the geothermal system for a cooperative joint community learning center and health and wellness center in Onamia.

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

Blaine introduced:

H. F. No. 185, A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for a park-and-ride lot for the Soo Line Corridor on Highway 10 in Morrison County.

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

Blaine introduced:

H. F. No. 186, A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for improvements to the Pine Grove Park Zoo in Little Falls.

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

Blaine and Gazelka introduced:

H. F. No. 187, A bill for an act relating to highways; designating Purple Heart Memorial Highway; amending Minnesota Statutes 2004, section 161.14, by adding a subdivision.

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

Blaine and Gazelka introduced:

H. F. No. 188, A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money to replace a townline bridge in Crow Wing County.

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

Blaine and Gazelka introduced:

H. F. No. 189, A bill for an act relating to judiciary; increasing the penalty for certain interference with privacy offenses; providing a penalty for engaging in a pattern of conduct involving interference with privacy; amending Minnesota Statutes 2004, section 609.746, subdivision 1, by adding a subdivision.

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

Anderson, I.; Solberg and Moe introduced:

H. F. No. 190, A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for water and sewer infrastructure components for Minnesota Steel Industries.

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

Hausman and Paymar introduced:

H. F. No. 191, A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for the Central Corridor Transit Way.

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

Hausman introduced:

H. F. No. 192, A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for renovation of the Como Park Zoo in St. Paul.

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

Solberg; Anderson, I., and Moe introduced:

H. F. No. 193, A bill for an act relating to capital investment; authorizing spending to acquire and to better public land and buildings and other public improvements of a capital nature; appropriating money to the University of Minnesota for the North Central Research and Outreach Center; authorizing the issuance of general obligation bonds.

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

Anderson, I.; Lieder and Knoblach introduced:

H. F. No. 194, A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for the World War II Veterans Memorial.

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

Greiling, Samuelson and Goodwin introduced:

H. F. No. 195, A bill for an act relating to education finance; modifying the referendum aid adjustment for open enrollment students; altering the statewide property tax; amending Minnesota Statutes 2004, sections 127A.47, subdivision 7; 275.025, subdivision 1.

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

Solberg, Moe, Howes, Sailer, Blaine and Gazelka introduced:

H. F. No. 196, A bill for an act relating to natural resources; appropriating money for the Mississippi Headwaters Board.

The bill was read for the first time and referred to the Committee on Agriculture, Environment and Natural Resources Finance.

Simpson, Gazelka and Otremba introduced:

H. F. No. 197, A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for the Staples campuses of Central Lakes College.

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

Erhardt; Abrams; Johnson, J., and Sykora introduced:

H. F. No. 198, A bill for an act relating to education finance; eliminating the referendum allowance limit; repealing Minnesota Statutes 2004, section 126C.17, subdivisions 2, 3.

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

Penas, Dorman, Lieder, Ozment, Gunther, Cornish, Davids, Poppe, Ruth, Fritz, Sailer, Eken, Lanning, Demmer and Marquart introduced:

H. F. No. 199, A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for flood hazard mitigation projects.

The bill was read for the first time and referred to the Committee on Agriculture, Environment and Natural Resources Finance.

Howes; Wardlow; Nelson, P.; Magnus; Goodwin; Simpson; Peterson, A.; Lieder; Clark; Lillie; Urdahl; Anderson, B., and Brod introduced:

H. F. No. 200, A bill for an act relating to taxation; individual income; allowing a subtraction for certain military pension income; amending Minnesota Statutes 2004, section 290.01, subdivision 19b.

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

Kahn introduced:

H. F. No. 201, A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for the University Research Park.

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

Urdahl, Dorman, Juhnke and Hausman introduced:

H. F. No. 202, A bill for an act relating to capital investment; appropriating money for the Joint Plant Pathology Center at the University of Minnesota; authorizing the issuance of general obligation bonds.

The bill was read for the first time and referred to the Committee on Agriculture, Environment and Natural Resources Finance.

Sailer, Solberg, Howes, Gazelka, Moe and Marquart introduced:

H. F. No. 203, A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for development of the Big Bog State Recreation Area.

The bill was read for the first time and referred to the Committee on Agriculture, Environment and Natural Resources Finance.

Garofalo; Smith; Murphy; Cybart; Simon; Scalze; Hamilton; Hortman; Dittrich; Nelson, M.; Dean and Finstad introduced:

H. F. No. 204, A bill for an act relating to traffic regulations; restricting possession of traffic signal-override device; providing a penalty; amending Minnesota Statutes 2004, section 169.06, by adding a subdivision.

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

Howes, Hornstein, Solberg, Dill and Simpson introduced:

H. F. No. 205, A bill for an act relating to education; prohibiting the school year to start before Labor Day; amending Minnesota Statutes 2004, section 120A.40.

The bill was read for the first time and referred to the Committee on Education Policy and Reform.

MOTIONS AND RESOLUTIONS

Holberg moved that the name of Vandever be added as an author on H. F. No. 6. The motion prevailed.

Holberg moved that the name of Vandever be added as an author on H. F. No. 7. The motion prevailed.

Lenczewski moved that the name of Goodwin be added as an author on H. F. No. 10. The motion prevailed.

Severson moved that the names of Emmer and Goodwin be added as authors on H. F. No. 11. The motion prevailed.

Kahn moved that the names of Goodwin and Mahoney be added as authors on H. F. No. 13. The motion prevailed.

Carlson moved that the names of Hilstrom, Goodwin, Mahoney and Nelson, M., be added as authors on H. F. No. 16. The motion prevailed.

Paulsen moved that the name of Abeler be added as an author on H. F. No. 20. The motion prevailed.

Mariani moved that the name of Mahoney be added as an author on H. F. No. 23. The motion prevailed.

Wilkin moved that the name of Emmer be added as an author on H. F. No. 26. The motion prevailed.

Slawik moved that the name of Nelson, M., be added as an author on H. F. No. 28. The motion prevailed.

Koenen moved that the name of Mahoney be added as an author on H. F. No. 31. The motion prevailed.

Abrams moved that the names of Abeler and Mahoney be added as authors on H. F. No. 33. The motion prevailed.

Vandever moved that the names of Mahoney and Powell be added as authors on H. F. No. 34. The motion prevailed.

Anderson, I., moved that the names of Abeler and Mahoney be added as authors on H. F. No. 39. The motion prevailed.

Rukavina moved that the name of Lesch be added as an author on H. F. No. 48. The motion prevailed.

Scalze moved that the names of Hornstein and Nelson, M., be added as authors on H. F. No. 49. The motion prevailed.

Erhardt moved that the name of Mahoney be added as an author on H. F. No. 53. The motion prevailed.

Samuelson moved that the names of Eastlund, Magnus, Emmer, Dittrich, Ruud and Nelson, M., be added as authors on H. F. No. 58. The motion prevailed.

Thissen moved that the name of Goodwin be added as an author on H. F. No. 61. The motion prevailed.

Carlson moved that the names of Hilstrom and Kahn be added as authors on H. F. No. 62. The motion prevailed.

Carlson moved that the names of Hilstrom and Kahn be added as authors on H. F. No. 63. The motion prevailed.

Cornish moved that the name of Magnus be added as an author on H. F. No. 65. The motion prevailed.

Otremba moved that the name of Eastlund be added as an author on H. F. No. 66. The motion prevailed.

Urdahl moved that the name of Emmer be added as an author on H. F. No. 68. The motion prevailed.

Urdahl moved that the names of Magnus and Cox be added as authors on H. F. No. 69. The motion prevailed.

Westerberg moved that the names of Hortman and Dittrich be added as authors on H. F. No. 73. The motion prevailed.

Kahn moved that the name of Goodwin be added as an author on H. F. No. 87. The motion prevailed.

Opatz moved that the name of Nelson, M., be added as an author on H. F. No. 89. The motion prevailed.

Johnson, S., moved that the name of Nelson, M., be added as an author on H. F. No. 90. The motion prevailed.

Latz moved that the name of Sykora be added as an author on H. F. No. 92. The motion prevailed.

Rukavina moved that the name of Moe be added as an author on H. F. No. 104. The motion prevailed.

Dorman moved that the name of Emmer be added as an author on H. F. No. 105. The motion prevailed.

Fritz moved that the name of Cox be added as an author on H. F. No. 107. The motion prevailed.

Smith moved that the names of Emmer and Cox be added as authors on H. F. No. 121. The motion prevailed.

Seifert moved that the name of Eastlund be added as an author on H. F. No. 130. The motion prevailed.

Slawik moved that the name of Hilstrom be added as an author on H. F. No. 136. The motion prevailed.

Slawik moved that the name of Hilstrom be added as an author on H. F. No. 137. The motion prevailed.

Slawik moved that the name of Cox be added as an author on H. F. No. 140. The motion prevailed.

Slawik moved that the names of Hilstrom and Simon be added as authors on H. F. No. 141. The motion prevailed.

Paymar moved that the name of Nelson, M., be added as an author on H. F. No. 146. The motion prevailed.

Greiling moved that the names of Fritz; Johnson, R.; Lenczewski and Goodwin be added as authors on H. F. No. 148. The motion prevailed.

Slawik moved that the names of Hilstrom and Simon be added as authors on H. F. No. 149. The motion prevailed.

Slawik moved that the names of Hilstrom and Simon be added as authors on H. F. No. 151. The motion prevailed.

Slawik moved that the names of Hilstrom, Kahn and Simon be added as authors on H. F. No. 152. The motion prevailed.

IN MEMORIAM

The members of the House paused for a moment of silence in memory of former Representative John Burger, of Long Lake, Minnesota, who passed away on Wednesday, January 12, 2005.

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the following appointments and changes in committee assignments:

Education Policy and Reform: Delete the name of Bernardy and add the name of Carlson.

Governmental Operations and Veterans Affairs: Delete the name of Charron and add the name of Hoppe.

Taxes: Delete the name of Hausman and add the name of Davnie.

Ways and Means: Add the name of Kelliher.

Health Policy and Finance: Add the name of Eken.

Health Care Cost Containment Division: Add the names of Goodwin, Greiling, Huntley, Otremba and Thissen.

Public Safety Policy and Finance: Add the name of Hausman.

ADJOURNMENT

Paulsen moved that when the House adjourns today it adjourn until 3:00 p.m., Thursday, January 13, 2005. The motion prevailed.

Paulsen moved that the House adjourn. The motion prevailed, and Speaker pro tempore Davids declared the House stands adjourned until 3:00 p.m., Thursday, January 13, 2005.

ALBIN A. MATHIOWETZ, Chief Clerk, House of Representatives